

**NON-PUBLIC HEARING VARIANCE AFFIDAVIT FOR THE SUBJECT PROPERTY OWNER(S): PART 1**

**Qualifications for a Non-Public Hearing include:**

1. The Board of Zoning Adjustment may approve the following variances without a public hearing:
  - a. Side yard and rear yard variances to permit a detached garage which is accessory to a single-family residential use or any addition to a principal single-family structure;
  - b. Variances to permit a garage or building addition to cover more than 30% of the rear yard on property used for detached single-family residential use; (note, this provision applies to principle structures in the Neighborhood Form District (NFD) only. Accessory structures in the NFD can encroach up to 50% and cumulative encroachment of accessory and principal structures shall not exceed 50%. TNFD does not permit any encroachment into a rear yard.)
  - c. Variances to permit any building to be closer than the required minimum distance to another building on the same lot;
  - d. Variances to allow a reduction in the private yard area in the Traditional Neighborhood Form District;
  - e. Variances to allow the accessory structure/use area to exceed the maximum depth in the Traditional Neighborhood Form District.
  - f. A departure from a dimensional requirement of the Land Development Code of 10% or less.
2. All adjoining property owners must sign this affidavit. This includes all owners listed on the deed.
3. For each adjoining property that is held by a company, corporation, trust, etc. there must be a Certification Statement included with the affidavit.
4. All supporting documentation listed in the checklist must be included with the application.

Date: 9/05/2023

I (We), Brian + Corey Kiesler, owner(s) of the subject property under Case Number 23-VARIANCE-0136 states as follows: It is hereby requested that the application for variance under Case Number 23-VARIANCE-0136 be considered by the Board in open executive session without holding a public hearing on the proposal.

The signatures of all adjoining property owners required by the Board of Zoning Adjustment’s bylaws have been submitted to the Board so that the variance may be acted upon without a public hearing.

Print Name: Brian Kiesler

Signature of Owner: Brian Kiesler

Print Name: COREY KIESLER

Signature of Owner: [Signature]

RECEIVED

SEP 25 2023

PLANNING & DESIGN SERVICES

23-VARIANCE-0136

**NON-PUBLIC HEARING VARIANCE AFFIDAVIT FOR THE SUBJECT PROPERTY OWNER(S): PART 2**

Date: 9/25/2023

We have seen a drawing of the proposed (e.g. garage, addition) Garage to be constructed at (address) 815 Samoa Way

As owners of the property adjacent to the above address, we give our consent and do not object to the planned construction or to the variance that will be required.

*Note: If the property is in joint ownership, all owners must sign, or an authorized person must sign (authorized persons must also complete the certification statement). If there is a POA, the property owner is deceased or there are extenuating circumstances, please indicate on the signature line. For additional signatures, use additional copies of the affidavit form.*

1. Address: 817 SAMOA WAY  
Owner Name: SENTRY REVOCABLE TRUST Signature: Cynthia W. Smiley  
Owner Name: CYNTHIA SMILEY Signature: TRUSTEE

2. Address: 806 Samoa Way  
Owner Name: Paul Sommers Signature: Paul B. Sommers  
Owner Name: Paul Sommers Signature: Paul B. Sommers

3. Address: 813 Samoa Way  
Owner Name: Shirley Kozlov Signature: Shirley Kozlov  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

4. Address: 824 HUNTINGTON RD  
Owner Name: Rodney A Beck Jr Signature: Rodney Beck  
Owner Name: Sandy Beck Signature: Sandy Beck

**Certification Statement** A certification statement must be submitted with any application in which the owner(s) of the subject property is (are) a limited liability company, corporation, partnership, association, trustee, etc., or if someone other than the owner(s) of record sign(s) the application.

I, CYNTHIA W. SMILEY, in my capacity as TRUSTEE  
representative/authorized agent/other  
certify that SENTRY REVOCABLE TRUST is (are) the owner(s) of the property which  
name of LLC / corporation / partnership / association / etc.

is the subject of this application and that I am authorized to sign this application on behalf of the owner(s).

Signature: Cynthia W. Smiley Date: 9/25/2023

I understand that knowingly providing false information on this application may result in any action taken hereon being declared null and void. I further understand that pursuant to KRS 523.010 et seq. knowingly making a materially false statement or otherwise providing false information with the intent to mislead a public servant in the performance of his/her duty is punishable as a Class B misdemeanor.

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1. Address: 822 Huntington Rd

Owner Name: John Vella Signature: [Signature]

Owner Name: Melissa Vella Signature: [Signature]

2. Address: 808 SAMOA WAY

Owner Name: SARA Ann Costanzo-Armstrong Signature: [Signature]

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

3. Address: 826 HUNTINGTON RD

Owner Name: J. RUSSELL STEED Signature: [Signature]

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

4. Address: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

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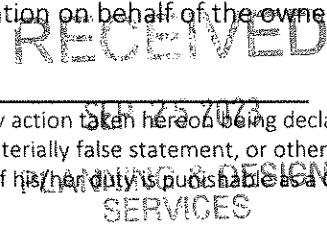
I, \_\_\_\_\_, in my capacity as \_\_\_\_\_ representative/authorized agent/other

certify that \_\_\_\_\_ is (are) the owner(s) of the property which name of LLC / corporation / partnership / association / etc.

is the subject of this application and that I am authorized to sign this application on behalf of the owner(s).

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

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