

General Waiver Justification:

In order to justify approval of any waiver, the Planning Commission or Board of Zoning Adjustment considers four criteria. Please answer **all** of the following questions. Use additional sheets if needed. **A response of yes, no, or N/A is not acceptable.**

1. Will the waiver adversely affect adjacent property owners?

No, this waiver will definitely not adversely affect adjacent property owners. In fact, the sole adjacent property owner agrees with us that the driveway should be in our proposed location and has written an email to us with their support of our proposed location. (See attached.)

2. Will the waiver violate the Comprehensive Plan?

No, not that I am aware of. We are simply proposing to move a driveway ingress / egress location.

RECEIVED
MAY 21 2018
PLANNING &
DESIGN SERVICES

3. Is extent of waiver of the regulation the minimum necessary to afford relief to the applicant?

We are asking that the ingress / egress easement for access to 2402 S. English Station Road be waived in its current location. The new proposed location for ingress and egress is: 1.) in a much better area suitable for construction of a driveway, 2.) is still far enough away from any blind spots to allow for vehicles to enter and exit property safely, 3.) new proposed location is the minimum necessary to afford relief to the applicant because it moves the driveway from sloped ground to flat ground.

4. Has either (a) the applicant incorporated other design measures that exceed the minimums of the district and compensate for non-compliance with the requirements to be waived (net beneficial effect) or would (b) the strict application of the provisions of the regulation deprive the applicant of the reasonable use of the land or would create an unnecessary hardship on the applicant?

The strict application of the existing ingress / egress easement would create an unnecessary hardship on the applicant because of the topography of the property. Moving the easement to the proposed location where an existing driveway remains from the old farmhouse that used to be there makes sense now just as it made sense years ago when that driveway was first established. It makes no sense to require the applicant to traverse rough sloped topography when an established flat area of the property is perfectly suitable.