

**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?**

The waiver is within the total development plan and will not adversely affect adjacent property owners.

**2. Will the waiver violate the Comprehensive Plan?**

We are requesting a waiver for cohesive development branding that was contemplated in the original development approval similar to a signature entrance. However, the uniqueness of this development concept is not covered under the existing code.

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

Yes.

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**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?**

By limiting our ability to proceed with cohesive development branding deprives us of the reasonable use of the land and would create an unnecessary hardship.

\* 8 WAIVER 1026