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 will not adversely affect adjacent property owners. This facility has operated for years with two freestanding signs. There is no reasonable expectation that the allowance of Newburg Hospitality, LCC to continue to have two freestanding signs would in any way harm, inconvenience or adversely affect adjacent property owners.

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

   The waiver will not violate the Comprehensive Plan. The allowance of this waiver will not have any adverse affects on the character/nature of the community. This property has had two freestanding signs for a long time.

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

   Yes. Newburg, Hospitality LLC purchased the property with the expectation that they'd be able to utilize both of the existing freestanding signs on the property. The allowance of this waiver is the minimum necessary to afford relief to Newburg, Hospitality LLC.

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?**

   Newburg, Hospitality LLC purchased the property with the expectation that they'd be able to utilize both of the existing freestanding signs on the property. To prohibit them from doing so would create an unnecessary hardship on the applicant.

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