

RECEIVED

NOV 20 2017

PLANNING & DESIGN SERVICES

Variance Justification:

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

1. Explain how the variance will not adversely affect the public health, safety or welfare.

NONE fence has been up approximately 18 year
fence does not block view of oncoming traffic

2. Explain how the variance will not alter the essential character of the general vicinity.

NONE Runs in character of neighborhood
5 direct Neighbors to our house also have 6 ft fences

3. Explain how the variance will not cause a hazard or a nuisance to the public.

NONE - Have had compliments on fence from
Neighbors - fence is a safety issue - Protecting Pool

4. Explain how the variance will not allow an unreasonable circumvention of the requirements of the zoning regulations.

I feel fence is necessary to protect child from
getting Pool & drowning

Additional consideration:

1. Explain how the variance arises from special circumstances, which do not generally apply to land in the general vicinity (please specify/identify).

Protects Pool - Even have to have Gate locked for
Home owners Inp

2. Explain how the strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create unnecessary hardship.

~~Variance~~ Current regulation is to keep children &
adults from getting in Pool & drowning

3. Are the circumstances the result of actions of the applicant taken subsequent to the adoption of the regulation from which relief is sought?

Not sure when regulation changed and was not
Notified of Change (if there even was a change)

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1. Explain how the variance will not adversely affect the public health, safety or welfare.

It is inside the fence that is lock and if variance is approved is 6 feet high.

2. Explain how the variance will not alter the essential character of the general vicinity.

Pool has been up over 10 year, between 13 & 15 years & has not changed the character during that time period. I moved here in ~~1977~~ 1977 and there has been many changes.

3. Explain how the variance will not cause a hazard or a nuisance to the public.

Pool is inside of fence and the 6 ft fence will and does make it a safe place.

4. Explain how the variance will not allow an unreasonable circumvention of the requirements of the zoning regulations.

As stated in question 3. there is many pool in this area and ~~the~~ most have similar conditions.

Additional consideration:

1. Explain how the variance arises from special circumstances, which do not generally apply to land in the general vicinity (please specify/identify).

None that I ~~can~~ know of.

2. Explain how the strict application of the provisions of the regulation would deprive the applicant of the reasonable use of the land or would create unnecessary hardship.

I think the whole issue is a safety issue. Children, small or tall seem to find ways to climb fences. A 48 inch would make it easier for them to climb and put them selfs in danger.

3. Are the circumstances the result of actions of the applicant taken subsequent to the adoption of the regulation from which relief is sought?

yes

Robert W. Marshall