

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.

The fence extension has been securely fastened to an existing fence structure which has sunken posts secured with concrete. It is very stable and highly unlikely to pose a threat to this or any adjacent properties.

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

The attached panels extending the height of the fence have been treated and painted professionally.

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

The fence extensions are intended solely as a privacy measure.

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

The panels used to extend the height of the fence are 8', which is the maximum acceptable height. However, the property grade under the fence is not 100% level (because this is Kentucky, after all) and as a result some sections extend slightly beyond this limit. The largest observable variance is three inches.

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).

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.

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

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