

**NON-PUBLIC HEARING VARIANCE AFFIDAVIT FOR THE SUBJECT PROPERTY OWNER(S): Part 1**

Qualifications for a Non-Public Hearing include:

1. The Board of Zoning Adjustment may approve the following variances without a public hearing:
  - a. Side yard and rear yard variances to permit a detached garage which is accessory to a single-family residential use or any addition to a principal single-family structure;
  - b. Variances to permit a garage or building addition to cover more than 30% of the rear yard on property used for detached single-family residential use; (note, this provision applies to principle structures in the Neighborhood Form District (NFD) only. Accessory structures in the NFD can encroach up to 50% and cumulative encroachment of accessory and principal structures shall not exceed 50%. TNFD does not permit any encroachment into a rear yard.)
  - c. Variances to permit any building to be closer than the required minimum distance to another building on the same lot;
  - d. Variances to allow a reduction in the private yard area in the Traditional Neighborhood Form District;
  - e. Variances to allow the accessory structure/use area to exceed the maximum depth in the Traditional Neighborhood Form District.
  - f. A departure from a dimensional requirement of the Land Development Code of 10% or less.
2. All adjoining property owners must sign this affidavit. This includes all owners listed on the deed.
3. For each adjoining property that is held by a company, corporation, trust, etc. there must be a Certification Statement included with the affidavit.
4. All supporting documentation listed in the checklist must be included with the application.

Date: 10/29/21

I (We), Philip Devins & Lisabeth Pennington owner(s) of the subject property under Case # \_\_\_\_\_ states as follows: It is hereby requested that the application for variance under Case # \_\_\_\_\_ be considered by the Board in open executive session without holding a public hearing on the proposal.

The signatures of all adjoining property owners required by the Board of Zoning Adjustment's bylaws have been submitted to the Board so that the variance may be acted upon without a public hearing.

Print Name: Philip Devins Signature of Owner: Philip E. Devins

Print Name: Lisabeth Pennington Signature of Owner: Lisabeth Pennington

I (We), \_\_\_\_\_, owner(s) of the subject property under Case # \_\_\_\_\_ states as follows: It is hereby requested that the application for variance under Case # \_\_\_\_\_ be considered by the Board in open executive session without holding a public hearing on the proposal.

The signatures of all adjoining property owners required by the Board of Zoning Adjustment's bylaws have been submitted to the Board so that the variance may be acted upon without a public hearing.

Print Name: \_\_\_\_\_ Signature of Owner: \_\_\_\_\_  
Print Name: \_\_\_\_\_ Signature of Owner: \_\_\_\_\_

**NON-PUBLIC HEARING VARIANCE AFFIDAVIT FOR THE SUBJECT PROPERTY OWNER(S): Part 2**

Date: 8/31/2021


We have seen a drawing of the proposed (e.g. garage, addition) garage to be constructed at (address) 624 Floral Terrace, Louisville, Ky. 40208

As owners of the property adjacent to the above address, we give our consent and do not object to the planned construction or to the variance that will be required.

*Please note: If the property is in joint ownership, all owners must sign or an authorized person must sign (authorized persons must also complete the certification statement). If there is a POA, the property owner is deceased or there are extenuating circumstances, please indicate on the signature line. For additional signatures, use additional copies of the affidavit form.*

1. Address: 621 Floral Terrace 40208

Owner Name: Penelope K Brisson Signature: 

Owner Name: Philip Brisson Signature: 

2. Address: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

3. Address: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

4. Address: \_\_\_\_\_

We have seen a drawing of the proposed (e.g. garage, addition) garage  
to be constructed at (address) 624 Floral Terrace, Louisville Ky 40208

As owners of the property adjacent to the above address, we give our consent and do not object to the planned construction or to the variance that will be required.

**Please note:** If the property is in joint ownership, all owners must sign or an authorized person must sign (authorized persons must also complete the certification statement). If there is a POA, the property owner is deceased or there are extenuating circumstances, please indicate on the signature line. For additional signatures, use additional copies of the affidavit form.

1. Address: 618 Floral Terrace, 40208  
Owner Name: Mark A. Allen Signature: [Signature]  
Owner Name: Susan Allen Signature: Susan L. Allen
2. Address: 623 Floral Terrace, 40208  
Owner Name: Frank Woggen Signature: [Signature]  
Owner Name: Kelley M. Woggen Signature: [Signature]
3. Address: 621 Park Ave, 40208  
Owner Name: Norbert Bogart Signature: deceased  
Owner Name: Claudia Brisson Signature: Claudia Brisson
4. Address: 626 Floral Terrace, 40208  
Owner Name: Michael Meador Signature: [Signature]  
Owner Name: Kate Meador Signature: [Signature]

**Certification Statement:** A certification statement **must be submitted** with any application in which the owner(s) of the subject property is (are) a limited liability company, corporation, partnership, association, trustee, etc., or if someone other than the owner(s) of record sign(s) the application.

I, \_\_\_\_\_, in my capacity as \_\_\_\_\_, hereby  
*representative/authorized agent/other*

certify that \_\_\_\_\_ is (are) the owner(s) of the property which  
*name of LLC / corporation / partnership / association / etc.*

is the subject of this application and that I am authorized to sign this application on behalf of the owner(s).

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

I understand that knowingly providing false information on this application may result in any action taken hereon being declared null and void. I further understand that pursuant to KRS 523.010, et seq. knowingly making a material false statement, or otherwise providing false information with the intent to mislead a public servant in the performance of his/her duty is punishable as a Class B misdemeanor.

**Resources:**

1. Land Development Reports can be obtained online by entering the site address at: <https://www.lojic.org/lojic-online>

We have seen a drawing of the proposed (e.g. garage, addition) Garage  
to be constructed at (address) 624 Floral Terrace.

As owners of the property adjacent to the above address, we give our consent and do not object to the planned construction or to the variance that will be required.

**Please note:** If the property is in joint ownership, all owners must sign or an authorized person must sign (authorized persons must also complete the certification statement). If there is a POA, the property owner is deceased or there are extenuating circumstances, please indicate on the signature line. For additional signatures, use additional copies of the affidavit form.

1. Address: 623 Park Ave, Louisville, KY 40208  
Owner Name: Felicia DeWitt Signature: Felicia DeWitt  
Owner Name: Anthony Buchanan Signature: Anthony Buchanan

2. Address: 625 Park Ave, Louisville KY 40208  
Owner Name: N. Simon Kelly Signature: N. Simon Kelly  
Owner Name: Miranda Deaton Signature: Miranda Deaton

3. Address: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

4. Address: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

**Certification Statement:** A certification statement **must be submitted** with any application in which the owner(s) of the subject property is (are) a limited liability company, corporation, partnership, association, trustee, etc., or if someone other than the owner(s) of record sign(s) the application.

I, \_\_\_\_\_, in my capacity as \_\_\_\_\_, hereby  
*representative/authorized agent/other*

certify that \_\_\_\_\_ is (are) the owner(s) of the property which  
*name of LLC / corporation / partnership / association / etc.*

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Signature: \_\_\_\_\_ Date: \_\_\_\_\_

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**Resources:**

1. Land Development Reports can be obtained online by entering the site address at: <https://www.lojic.org/lojic-online>

We have seen a drawing of the proposed (e.g. garage, addition) sunroom garage  
to be constructed at (address) 624 Floral Terrace Louisville, KY 40208.

As owners of the property adjacent to the above address, we give our consent and do not object to the planned construction or to the variance that will be required.

**Please note:** If the property is in joint ownership, all owners must sign or an authorized person must sign (authorized persons must also complete the certification statement). If there is a POA, the property owner is deceased or there are extenuating circumstances, please indicate on the signature line. For additional signatures, use additional copies of the affidavit form.

1. Address: 625 Floral Terrace Louisville, KY 40208  
Owner Name: Mamie Broadhurst Signature: Mamie  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

2. Address: 625 Floral Terrace  
Owner Name: RICHARD WILLIAMS Signature: Richard Williams  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

3. Address: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

4. Address: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_

**Certification Statement:** A certification statement **must be submitted** with any application in which the owner(s) of the subject property is (are) a limited liability company, corporation, partnership, association, trustee, etc., or if someone other than the owner(s) of record sign(s) the application.

I, \_\_\_\_\_, in my capacity as \_\_\_\_\_, hereby  
*representative/authorized agent/other*

certify that \_\_\_\_\_ is (are) the owner(s) of the property which  
*name of LLC / corporation / partnership / association / etc.*

is the subject of this application and that I am authorized to sign this application on behalf of the owner(s).

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

I understand that knowingly providing false information on this application may result in any action taken hereon being declared null and void. I further understand that pursuant to KRS 523.010, et seq. knowingly making a material false statement, or otherwise providing false information with the intent to mislead a public servant in the performance of his/her duty is punishable as a Class B misdemeanor.

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