

**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: 3/4/2022

I (We), Daniel S & Sue Ann DaPonte, 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: Daniel S DaPonte

Signature of Owner: \_\_\_\_\_

Print Name: Sue Ann DaPonte

Signature of Owner: \_\_\_\_\_

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

Date: 3/3/2022

We have seen a drawing of the proposed (e.g. garage, addition) Garage  
to be constructed at (address) 1131 Sylvia St, Louisville, KY 40217.

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: 1127 Sylvia St, Louisville, KY 40217

Owner Name: Lillie T Ernst

Signature: Lillie Ernst

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

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

2. Address: 1135 Sylvia St, Louisville, KY 40217

Owner Name: Larry Doyle

Signature: Larry Doyle

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

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

3. Address: 1128 Sylvia St, Louisville, KY 40217

Owner Name: Douglas L West

Signature: Douglas West

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

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

4. Address: 1128 - 1140 BURNETT AVE LOUISVILLE, KY 40217

Owner Name: Stengel Associates, LLC

Signature: Charlotte M. Miller, member

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.


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

Date: 3/3/2022

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**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: 1524 Texas Ave, Louisville, KY 40217  
Owner Name: Robert Montgomery Signature:   
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_
2. Address: \_\_\_\_\_  
Owner Name: \_\_\_\_\_ Signature: \_\_\_\_\_  
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.*

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

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

Date: 4-4-2022

We have seen a drawing of the proposed (e.g. garage, addition) Garage  
to be constructed at (address) 1131 Sylvia St Louisville, Ky 40217

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: 1524 Texas Ave Louisville Ky 40217  
Owner Name: Robert Montgomery Signature: [Signature]  
Owner Name: Elizabeth Montgomery Signature: [Signature]

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

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

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

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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: \_\_\_\_\_

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