

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 affect the adj property owner because the site is Jefferson County Public schools and is not a single family residential use.

2. Will the waiver violate the Comprehensive Plan?

It will not because the adj site is not a single family residential use even though the property is zoned R-4.

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

It is the minimum because the Buffer Yard is being provided elsewhere on the subject site.

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?

The strict application of the regulation would prevent the gravity sewer from being installed where the topography requires it to be.

