

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?

No it will NOT. It has been the access for Decades.

2. Will the waiver violate the Comprehensive Plan?

NO. There ARE utilities in way AND The Access has been used for Decades

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

Yes. It would be minimum - but necessary to give Reasonable Access to property.

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?

I am planning only a parking pad - so huge capital improvement to lot, yet not complex arrangement to create extra circumstance for planners or design.

Sidewalk Waiver Justification:

In order to justify approval of any waiver, the Planning Commission or Board of Zoning Adjustment considers the following 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. How does the proposed waiver conform to the Comprehensive Plan and the intent of the Land Development Code?

Too many Telephone poles in Path on Bishop St.

2. Why is compliance with the regulations not appropriate, and will granting of the waiver result in a development more in keeping with the Comprehensive Plan and the overall intent of the Land Development Code?

Telephone pole obstruction - Sidewalk down Bishop across street is existing.

3. What impacts will granting of the waiver have on adjacent property owners?

None - There is existing walk for neighbors

4. Why would strict application of the provision of the regulations deprive you of reasonable use of the land or create an unnecessary hardship for you?

It would not - Utility Pole and maintenance would be effected.