

**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 requested variance will not adversely affect the public health, safety or welfare as the structure will be constructed to comply with all building codes, including fire codes.

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

The requested variance will not alter the essential character of the general vicinity as the garage design will be approved by the Landmarks Commission.

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

The requested variance will not cause a hazard or nuisance to the public as the proposed garage will be the same distance away from the side property lines than the existing garage which will be removed.

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

The requested variance will not allow an unreasonable circumvention of the zoning regulations as the location of the addition is further away from the side property line than the existing garage which will be removed.

*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).**

The requested variance does not arise from special circumstances which do generally apply to land in the general vicinity or the same zone as the proposed garage will be the same distance away from the side property line of the existing garage which will be removed.

**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.**

The strict application of the provisions of the regulation would create an unnecessary hardship on the applicant by preventing the applicant from constructing an addition that is further away from the side property line than the existing structure.

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

The circumstances are not the result of actions of the applicant taken subsequent to the adoption of the zoning regulation from which relief is sought as the applicant is requesting the variance and has not begun construction.