

### **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 adversely affect the adjacent property owners because the waiver request is in concerns with only the western property line/landscape buffer which only abuts one adjacent property owner. The adjacent property is a Jefferson County Board of Education maintenance facility and the previously approved Landscape Plan for our site did not require plantings or screening.

**2. Will the waiver violate the Comprehensive Plan?**

The waiver will not violate the Comprehensive Plan because the adjacent property was not required to be screened per the previously approved Landscape Plan.

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

The granting of this waiver is the minimum necessary to afford relief as the proposed building location maintains vehicular and pedestrian mobility through the site with minimal site disturbance.

**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 regulations would deprive the applicant of reasonable use of the land and create unnecessary hardship because the proposed building location affords the applicant of minimal site disturbance for construction.

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