



**OFFICE OF PLANNING & DESIGN SERVICES
DEVELOP LOUISVILLE**

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Variance Justification

In accordance with KRS 100.241 through 251, and Chapter 11.5B.1 of the Land Development Code, the Board of Zoning Adjustment must consider, but is not limited to, 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.

variance has no affect of public health or safety, simply reducing yard requirement

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

there is a fence in the back yard already, there will be no noticeable affect of rear yard
there are other garages in the alleyway

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

construction of a garage for residential use, no nuisance to public

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

no unreasonable circumvention, reducing rear yard requirement

5. Explain how the variance arises from special circumstances, which do not generally apply to land in the general vicinity (please specify/identify).

maintaining setbacks per LDC reduces rear yard square foot

6. 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.

homeowner would be susceptible to vandalism and theft of vehicles if a garage
were not present

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

no