

APPLICATION FOR VARIANCE

City of Bartow, Post Office Box 1069, Bartow, Florida 33831

This application is for use in preparing a variance request for consideration by the Board of Adjustment. **The request must be submitted as an original form which may be reproduced as necessary.**

Please **PRINT** unless otherwise specified: Project Name* _____

Applicant's Name: _____ Owner's Name: _____

Street Address: _____ Street Address: _____

City, State, & Zip: _____ City, State, & Zip: _____

Telephone #: _____ Telephone #: _____

Email Address: _____ Email Address: _____

(* Indicate name of company, group, or organization represented.)

Any person, firm or corporation owning property in the City of Bartow may apply for a variance from specific provisions of the Unified Land Development Code, excepting those relating to permitted land uses, concurrency and consistency with the Comprehensive Plan. Consideration by the City shall be based solely on the criteria identified in Article 7.11.00 of the Land Development Code. Any variance granted shall be the minimum necessary to provide a reasonable use of the property and may be approved subject to time limits or any other conditions that are deemed appropriate.

The following information is required on this form or in an acceptable form:

- (1) Complete application form with all necessary attachments.
- (2) An application review fee of \$150.00
- (3) The following request is made: *(attach additional sheets as necessary)*

A variance of _____ is requested to allow _____ in-lieu-of _____

- (4) A site plan or sketch plan drawn to scale showing the dimensions of the property, the existing and proposed location of structures on the property and the measurements of existing and proposed setbacks, distances between buildings, and other relevant information.

Applicant states that she/he has read and understands the instructions on this application. **Any false information or misrepresentation made on this application may be grounds for revocation of any approval granted by the City.** Approval granted by the City in no way constitutes a waiver from any other applicable Local, State, or Federal regulations.

Owner's Signature: _____ Date: _____

INSTRUCTIONS TO APPLICANT

1. Other property owners within 150 feet will be notified by first class mail of all variance requests.
2. Applicants must be present at all meetings. The Board, at its discretion, may defer action, or take decisive action on any application. If you are not present, the Commission may deny the request.
3. Variance applications must be consistent with the City of Bartow's Unified Land Development Code and Comprehensive Plan (C.P.) Future Land Use (F.L.U.) designation.
4. Approval of a variance may subject the property to restrictions greater than the minimums set forth in the City's Unified Land Development Code.
5. The granting of a variance shall be based on a determination by the Board that the request will not be contrary to the public interest and the intent of this Code, and that strict enforcement of the regulation in question would create an undue and unnecessary hardship for the applicant. Considerations of health, convenience or economics shall not be considered as justification for a variance.

Please be prepared to explain how your request addresses the following criteria at the Board meeting. Approval of a variance shall be based solely on these criteria, all of which must be fully satisfied.

- (A) Special conditions and circumstances exist that are peculiar to the land or structure involved and that are not applicable to other lands or structures in the same land use classification.
- (B) The special conditions and circumstances do not result from the actions of the applicant.
- (C) The requested variance, if approved, will not confer on the applicant any special privilege that is denied by the provisions of this Code to other lands or structures in the same land use classification.
- (D) Literal interpretation of the provisions of this Code would deprive the applicant of rights commonly enjoyed by other properties in the identical land use classification and will constitute an unnecessary and undue hardship on the applicant.
- (E) That the variance granted is the minimum variance that will make possible a reasonable use of the land or structure.
- (F) That the granting of the variance will be in harmony with the general intent of this Code, and that such variance will not be injurious to the area involved or otherwise detrimental to the public welfare.

OFFICE USE ONLY

Findings required by Section 7.11.01 of the Land Development Code.

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|--|----|-----|
| 1) Unique and special circumstances apply to this situation. | No | Yes |
| 2) Special circumstances don't result from action of applicant. | No | Yes |
| 3) Granting variance won't grant special privilege. | No | Yes |
| 4) Does this prevent reasonable use of applicant's property? | No | Yes |
| 5) A lesser variance is not possible. | No | Yes |
| 6) Granting a variance will be in harmony with general intent of zoning ordinance. | No | Yes |

Receipt # _____ Location _____

Current Comprehensive Plan FLUM Designation _____ Zoning Classification _____

Property Appraiser Identification Number _____ - _____ - _____

City Commission District Number _____

Coordinates _____

Board of Adjustments Agenda Item # _____ Date _____