

APPLICATION FOR VARIANCE TO THE LLPOA CONSTRUCTION COMPLIANCE CODE

1. Date of Application _____ Application No. _____ Application Fee: \$250.00

2. Applicant _____
Address _____

3. Landowner _____
Address _____

APPLICATION MAY BE FILED BY ANY LANDOWNER

4. Location of Property (REAL ESTATE, LOT, PLOT, ETC. AFFECTED IN APPLICATION)

Address _____ Subdivision Name _____

Deed Lot Numbers _____

Specific Location _____

WHICH CORNER, IF A CORNER LOT, NORTH, SOUTH, EAST, WEST SIDE OF STREET, ROAD, LANDMARKS, ETC., IN ORDER TO DETERMINE EXACT LOCATION OF PROPERTY.

5. Description of Property

Width _____ Depth _____ Area Square Feet _____

Utilities: Public Sewer _____ Public Water _____

Describe Present Use of Property _____

Describe Existing Improvements _____

USE OF ALL EXISTING BUILDINGS ON PROPERTY. DIMENSIONS AND EXACT LOCATION OF PROPERTY TO BE SHOWN ON THE DRAWING REQUIRED TO BE FILED WITH THIS APPLICATION PER DIRECTIONS ON PAGE 3, No.7

Coverage Percent _____ % (AREA EXISTING BUILDINGS/AREA OF LOT)

6. Description of Proposed Improvements to be Made Under this Application

DESCRIBE PROPOSED IMPROVEMENTS INDICATING THE SIZE OF SUCH PROPOSED IMPROVEMENTS, MATERIAL, AND GENERAL CONSTRUCTION THEREOF.

Size and Dimensions of Proposed Improvements _____

Type of General Construction and Materials _____

Will Improvements Involve a Change of Present Use of Property? _____

IF YES, DESCRIBE FULLY _____

Type of Application Requested (SEE DESCRIPTION AND REQUIREMENTS)

A. Variance: _____
ONLY WHERE IT IS ALLEGED THAT STRICT ENFORCEMENT OF THE CONSTRUCTION COMPLIANCE CODES INFLICTS UNNECESSARY HARDSHIP UPON THE APPLICANT'S PROPOSED USE OF THE LAND

B. If Application is for a Variance

Describe fully reasons why the applicant believes that the provisions of the Construction Compliance Codes inflict unnecessary hardship upon the applicant's proposed use of the land. _____

ARTICLE VII. VARIANCES (Construction Compliance Codes)

Section 1. Application Standards: The LLPOA Board of Directors may, upon receipt of written application and payment by the applicant of the fee established by the Board, grant a variance from the provisions of the Construction Compliance Code but only upon satisfaction by the applicant of all the following conditions:

- (a) That there are unique physical circumstances or conditions, including irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical or other physical conditions peculiar to the particular property, and that the unnecessary hardship is not financial and is due to such unique physical conditions, and not the circumstances or conditions generally created by the provisions of the Construction Compliance Code, and
- (b) That because of such physical circumstances or conditions, there is no possibility that the property can be developed in strict conformity with the provisions of the Construction Compliance Code and that the authorization of a variance is therefore necessary to enable the reasonable use of the property, and
- (c) That such unnecessary hardship has not been created by the property owner.
- (d) That the variance, if authorized, will not alter the essential character of the neighborhood in which the property is located, nor substantially or permanently impair the appropriate use or development of adjacent property, and will not be detrimental to the health, welfare or safety of the Lake Latonka Community, and
- (e) That the variance, if authorized, will represent the minimum variance that will afford relief and will represent the least modification possible of the regulation in issue.

In granting a variance, the Board may attach such reasonable conditions and safeguards as it may deem necessary to implement the purposes of this Construction Compliance Code.

7. DRAWINGS REQUIRED WITH APPLICATION – ELEVEN (11) COPIES REQUIRED.

No application will be accepted by the LLPOA Board without the required drawings of the property. Drawing may be rough (but preferably to scale) and must show all of the following information.

- a. Exact size of lot or property showing the relative shape and with all the boundaries of the property dimensioned.
- b. Show all adjoining streets, roads, alleys, etc. with dimensions of all right of ways.
- c. Directions of North on drawing and slope of property.
- d. Show and locate all existing structures, buildings, etc. on the property with their dimensions and distance from all property lines and from each other.
- e. Show and locate all proposed structures, buildings, driveways, additions, etc. desired under this application. Show all dimensions as for existing buildings (d).
- f. Show locations of existing grinder pump and sewer lines.
- g. Show any special features, such as nearby existing buildings on adjacent lots, names of owners of adjacent lots, etc.

PLEASE NOTE: A HEARING DATE CANNOT BE SET OR HEARING HELD UNLESS AND UNTIL ALL OF THE ABOVE INFORMATION WITH THE REQUIRED DRAWINGS ARE SUPPLIED COMPLETE IN EVERY RESPECT.

APPLICANT STATES THAT THE INFORMATION GIVEN IS, TO THE BEST OF HIS/HER KNOWLEDGE, TRUE AND CORRECT. IT IS UNDERSTOOD AND AGREED BY THE APPLICANT THAT ANY ERROR, MISSTATEMENT OR MISREPRESENTATION OF FACT, EITHER WITH OR WITHOUT INTENTION ON APPLICANT'S PART, SUCH AS MIGHT, IF KNOWN, CAUSE REFUSAL OF THIS APPLICATION SHALL CONSTITUTE SUFFICIENT GROUNDS FOR DISMISSAL OR REVOCATION OF THE APPLICATION.

Signature of Landowner _____ Date _____

Application Received On: _____

Received By: _____

Hearing Scheduled For: _____