



Westmoreland County, Virginia

Land Use Administration

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Building Official
Zoning Official
Planning Commission
Board of Zoning Appeals
Board of Building Appeals
Wetlands Board

BOARD OF ZONING APPEALS **APPLICATION**

(September 2008)

Case No: _____ Date Received: _____
Fee \$600: _____ Check #: _____ (submit with application - nonrefundable)
Assigned to the agenda for: _____

THIS APPLICATION IS INVALID IF NOT SIGNED BY ALL PROPERTY OWNERS OR THEIR AUTHORIZED AGENTS. PROPERLY COMPLETED AND EXECUTED APPLICATIONS, SUPPORT MATERIAL AND FEE MUST BE RECEIVED BY THE APPROPRIATE DEADLINE FOR CONSIDERATION AT THE NEXT AVAILABLE MEETING.

I/we hereby give permission for staff and Board members to go upon the property. I/we certify that the information presented is true and correct to the best of my/our knowledge. I/we further understand that following review of the documents submitted, should it be determined that they do not meet the requirements, the application shall not be forwarded to the Board until the issue(s) are resolved.

Property Location: _____
(Address)

Tax Map Identification: _____ Acreage: _____

Zoning District: _____ Magisterial District: _____

Owner: _____ Email: _____

Owner Address: _____

City: _____ State: _____ Zip: _____

Phone #: _____ Phone #: _____ FAX#: _____

I/we respectfully request the Board to review this application for the following determination:

(check and complete the appropriate appeal)

___ The Planning Commission determination shall be completed before requesting relief in accordance with Article 10-3.15 (1) from the **PLANNING COMMISSION** determination relative to Article ____, Section ____, Subsection ____ of the code and being further described as: _____

___ Request an **APPEAL** of the _____ (Commission/Board/Administrators) determinations relative to the **code** in Article ____, Section ____, Subsection ____ and being further described as: _____

___ Request a variance of the **ZONING CODE** requirements found in Article ____, Section: ____, Subsection: ____ being further described as: _____

Describe the current use of this property:

The following documents shall accompany this application for consideration:

1. Submit a County receipt that the real estate taxes have been paid.
2. Eight (8) copies of all documents.
3. Plot or Site plan with accurate dimensions of the parcel and showing all existing and proposed building(s) and structure(s) with their exact location on the property.
4. Boundary survey showing all applicable easements.
5. Floor plans of the existing and proposed addition to the principle (home) building.
6. Building elevation views of the existing and proposed construction.

- 7. Topography Map when required.
- 8. Other documentation you feel important for your case.

Has the owner previously filed an appeal in connection with the property? _____ YES _____ NO

If yes, describe the nature of the appeal, date and the decision that was rendered: _____

Describe the nature and purpose of the appeal: _____

VARIANCE STANDARDS

Pursuant to Section 15.2-2309 of the Code of Virginia, two sets of specific findings are required by the Board of Zoning Appeals before granting any variance. You are required to answer each issue.

A. Was property acquired in good faith?

We purchased the property _____

—

B. Should the Board find that you have acquired the property in good faith, the Board is now required to find in affirmation for each of the following four findings. Respond to each, giving good and just cause for the Board's determination. Any of the six subjects left incomplete can be considered by the Board as grounds for the disapproval.

1. How will the strict application of the ordinance upon this property produce an undue hardship to the property and in what way?

2. Where is there similar hardship, not generally shared by other properties in the same zoning district that would support authorization of this request?

3. What hardship on this property is not generally shared by other properties in the same vicinity and in what way?

4. How will the authorization of this variance upon the property not be considered a substantial loss or damage to adjacent property?

5. How will the authorization of this variance upon the property not be considered a substantial change to the existing character, nature and uses of other properties in the area?

6. What conditions or situations exist upon the property or the intended use of the property that would be considered so general or recurring that would support the development of a regulation to allow such or condition as an acceptable standard in the zoning ordinance?

I/We the undersigned hereby certify that the information presented on this application is true and correct to the best of our knowledge. We further understand that upon the review of the documents submitted, should it be determined that the not meet the requirements, the application shall not be forwarded to the Board until the issues are resolved. The applicant shall be responsible for all additional advertising and cost associated with rehearing of this case.

Owner: _____
(Signature)

Date: _____

Owner: _____
(Print)

Owner: _____
(Agent Signature)

Date: _____

Owner: _____
(Print Agent Name)