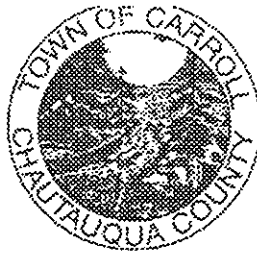


TOWN OF CARROLL

5 W. Main St. • P.O. Box 497
Frewsburg, NY 14738



Phone (716) 569-5365
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Request for a Use Variance From the Town of Carroll Zoning Board of Appeals

I. Use Variance Defined: A Use Variance is defined as a tool which will allow a land use legally prohibited by the zoning law in order to relieve an unnecessary hardship upon a particular owner caused by strict interpretation of the zoning law.

II. When to Use this Form: The local Zoning Board of Appeals cannot entertain a request for a Use Variance until a building permit or other administrative relief has been denied and a formal appeal made to the Zoning Board of Appeals. This form should be used to make such an appeal in situations where the facts of the case require a Use Variance, as opposed to an Area Variance, Special Use Permit, Etc.

III. Name of Applicant _____
Mailing Address _____ Phone _____

IV. Property Identification: Section ___ Block ___ Lot ___ ; Section ___ Block ___ Lot ___
Street Address _____

V. Project Description _____

VI. Reason for Building / Zoning Permit Denial:

- A. Use requested (specify) _____ is not listed as a permitted use in the ___ District.
- B. Building / Zoning Permit was requested ___ / ___ / ___.
- C. Building / Zoning Permit was denied ___ / ___ / ___.

VII. Considerations: The burden of proof that the variance requested is necessary and should be allowed is upon the applicant, not the local Zoning Board of Appeals. The following are some considerations that will guide the Zoning Board of Appeals in determining unnecessary hardship. The more complete the answers, the easier a determination will be made.

Please answer Yes or No to each question
and provide additional information where necessary or pertinent

A. Would the property in question yield a reasonable return if used for any purpose allowed in the zoning district? Yes ___ No ___ Comments _____

B. Is the current plight of the applicant due to unique circumstances? Yes ___ No ___ Comments _____

C. If the Use Variance is granted, will the modification or use alter the essential or existing character of the locality? Yes ___ No ___ Comments _____

D. Is the hardship self-imposed? (e.g. was the property purchased after the zoning ordinance that prohibits the proposed use had gone into effect?) Yes ___ No ___ Comments _____

VIII. Hearing: A public hearing is required before action can be taken on this application. Please specify which days or times would be inconvenient for you or your representative to attend a hearing. _____

Be advised that no work can begin on the property until this Use Variance is granted. This includes any type of ground excavation work.

Signature of Applicant _____ Date ___ / ___ / ___

Fee \$ ___ Paid ___ Not Paid ___