

APPLICATION ADDENDUM SIDEWALK WAIVER FORM

INSTRUCTIONS

Please complete the form fully and submit with the associated development application, **DIGITALLY** through the Planning and Zoning online application portal (goPost/ePlan).

1. GENERAL INFORMATION

PROJECT NAME
ADDRESS/LOCATION
TAX PARCEL NUMBER(S)

2. BOARD OF ADJUSTMENT REVIEW STANDARDS

Per [LDC Section 132.01\(B\)](#), the Board of Adjustment, after consideration of all pertinent conditions, shall waive the requirement of sidewalk construction if the following review standards are met. **Please review the standards listed below and provide a justification on how your request meets each of the standards.**

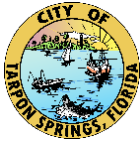
- (1) The need for the requested variance arises out of the physical surroundings, shape, topographical conditions, or other physical or environmental conditions that are unique to the specific property involved, and which do not apply generally to property located in the same zoning district.

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- (2) The conditions or special circumstances peculiar to the property have not been self-created or have resulted from an action by the applicant or with prior knowledge or approval of the applicant.

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Per LDC Section 132.01(C), the Board of Adjustment shall permit the waiver of sidewalk construction where one or more of the following conditions exist. **Please review the standards on the following page and provide a justification on how your request meets/does not meet each of the standards.**



- (1) The existing right-of-way is of insufficient width to allow the installation of a sidewalk, and additional right-of-way is not required under this Code.

- (2) The existing right-of-way is unimproved or not paved, and construction of the street is not included in the responsible jurisdictions 5-year capital improvements plan.

- (3) Where the strict application of the requirement would be technically impractical in terms of engineering design due to existing natural conditions related to topography or the environment.

- (4) The Board of Adjustment shall not consider the non-presence of other sidewalks in the neighborhood as justification to grant the waiver.

3. SIGNATURE(S)/AUTHORIZATION

APPLICANT/PROPERTY OWNER/AGENT SIGNATURE(S):

The information included in and with this application is completely true and correct to the best of my knowledge. Further, I understand that a detailed property management plan may be requested as a part of this application.

(Applicant's Signature)

(Date)

(Property Owner's Signature)

(Date)

(Agent's Signature)

(Date)