



1454 Rome Corners Road
Galena, Ohio 43021
740-965-2992
www.berkshiretwp.org

Application # _____
Date received _____
Township Fee \$ _____
Make Check Payable to Berkshire Township

Application for Conditional Use

Name of applicant _____ Contact _____

Address of applicant _____

City _____ State _____ Zip _____

Phone _____ Email _____

Name of Property owner _____

Address of property owner _____

City _____ State _____ Zip _____

Phone _____ Email _____

Location/address of property _____

Parcel number(s) _____

Current zoning _____ Current use _____ Total acres _____

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED

Submittal Requirements. The following must be submitted with the correct application fee:

1. Applicant shall include a complete legal description and survey of the property.
2. A list of the names and addresses of all property owners, as appearing on the County Auditor's current tax list, who are within, contiguous to, directly across the street from, and within 200 feet of the perimeter boundaries of the property.
3. **Description of Conditional Use being requested**, including the applicable Section number(s) of the zoning resolution. Attach on additional page(s). **(Check One Below Article)**

_____ Article 7(A-1) Section 7.03

_____ Article 8(FR-1) Section 8.03

_____ Article 9(PERRC) Section 9.05

_____ Article 19(FPRD) Section 19.06

_____ Article 11(PRD) Section 11.05

_____ Article 18(PID) Section 18.03

_____ Article 19(FPRD) Section 19.04

Additional Options may be available. Please refer to Article 21 and check below, if applicable

4. Any other supporting documentation in regard to this application.

Applicant is required at time of application to supply **seven (7) completed application forms** signed by the applicant and property owner(s) or a power of attorney and **seven (7) copies of all documentation submitted with application.**

If a **conditional use permit** is granted by the Board, it must be clearly understood that such permits do not run with the land, building, or other structure, but rather with your ownership. Should such lot or parcel be conveyed or transferred, any previously granted conditional use permit shall be automatically void and any subsequent owner shall be required to re-apply for a continuation and/or modification of such use to the board.

The appeals board shall make their decision based on the specific requirements of section 28.07 of the Berkshire Township Zoning Resolution.

A conditional use shall meet all of the following:

1. The use is in fact a conditional use as established under the district regulations.
2. The use is of such nature and will be designed, constructed, operated, and maintained so as to be harmonious and appropriate with the existing or intended character of the general vicinity and that such use will not change the essential character of the same area.
3. The use will not pose a discernible hazard to existing adjacent uses.
4. The use will be served adequately by essential public facilities and services such as highways, streets, police and fire protection, drainage structures, refuse disposal, water and sewers, and schools.
5. The use will not involve uses activities, processes, materials, equipment, and conditions of operation that will be detrimental to any persons, property, or the general welfare by reason of excessive production of traffic, noise, smoke, fumes, glare, or odors.
6. The use will be consistent with the objectives of this zoning resolution and the comprehensive plan.

INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED

Applicant and property owner(s) certifies that all information contained herein is true and accurate and is submitted to induce the issuance of the requested variance. Applicant agrees to be bound by the provisions of the zoning resolution of Berkshire Township, Delaware County, Ohio.

Applicant: _____ Date: _____

Property owner(s): _____ Date: _____

NOTE The initial application fee covers **ONE** Zoning Appeals hearing. If additional hearings are requested by the applicant, additional fees will be charged in accordance with the adopted fee schedule and are payable before the next hearing will be scheduled.

Received by: _____ Date: _____