



Application for a Variance

City of Rockingham, North Carolina
 514 Rockingham Road, Rockingham, NC 28379
 Telephone: (910) 997-5546 Fax: (910) 997-6617
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Section 1. To Be Completed by the Applicant

A variance from the requirements of the City of Rockingham Unified Development Ordinance is a quasi-judicial action that requires the approval of the City of Rockingham Board of Adjustment. All requests for variances will adhere to the procedures set forth in the City of Rockingham Unified Development Ordinance. In order to partially defray the administrative costs of variance requests, an applicant must pay a nonrefundable fee in the amount of \$100.00 to the City of Rockingham at the time of application submittal. A site plan that clearly identifies the particular variance requested must be submitted with the application.

PHYSICAL ADDRESS OF SUBJECT PROPERTY:	PARCEL IDENTIFICATION NUMBER(S):
ZONING CLASSIFICATION:	

NAME OF APPLICANT: [Print]

MAILING ADDRESS OF APPLICANT:

TELEPHONE:	FAX:	E-MAIL:
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NAME OF PROPERTY OWNER(S): [If different from applicant]

MAILING ADDRESS OF PROPERTY OWNER(S): [If different from applicant]

TELEPHONE:	FAX:	E-MAIL:
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DESIGNATION OF AGENT: [Complete only if the property owner is not the applicant]

I (we) do hereby authorize the person named as Applicant to request the below described variance for the above described property under my (our) ownership.

 SIGNATURE OF PROPERTY OWNER DATE

 SIGNATURE OF PROPERTY OWNER DATE

STATEMENT OF VARIANCE REQUESTED

I, _____, hereby petition the City of Rockingham Board of Adjustment for a variance from the literal interpretation of the City of Rockingham Unified Development Ordinance, because under the interpretation given to me by the Planning Director, I am prohibited from making use of the parcel of land described above in the manner illustrated on the site plan attached to this application. More specifically, I do hereby request a variance from the following provisions of the Unified Development Ordinance:

so that the above mentioned property can be used in the manner indicated by the attached site plan; or (if the site plan does not adequately reveal the nature of the variance) as more fully described as follows:

FACTORS RELEVANT TO THE ISSUANCE OF A VARIANCE:

The Board of Adjustment does not have unlimited discretion in deciding whether to grant a variance. Under North Carolina General Statutes, the Board is required to successfully conclude all of the following conditions exist by a 4/5 majority vote in order to approve a variance:

- An unnecessary hardship would result from the strict application of the Ordinance.
- The hardship results from conditions that are peculiar to the property, such as location, size, or topography.
- The hardship did not result from actions taken by the applicant or the property owner.
- The requested variance is consistent with the spirit, purpose, and intent of the Ordinance.
- The variance will not authorize the initiation of a nonconforming use of land.

In the spaces provided below (or in an attachment to this application), indicate the facts and evidence that you intend to show and the arguments that you intend to make in order to convince the Board that the proper conclusions can be reached:

(1) An unnecessary hardship will result from the strict application of the Ordinance. It shall not be necessary to demonstrate that, in the absence of the variance, no reasonable use can be made of the property.

(2) The hardship results from conditions that are peculiar to the property, such as location, size, or topography. Hardships resulting from personal circumstances, as well as hardships resulting from conditions that are common to the neighborhood or the general public, may not be the basis for granting a variance.

(3) The hardship did not result from actions taken by the applicant or the property owner. The act of purchasing property with knowledge that circumstances exist that may justify the granting of a variance shall not be regarded as a self-created hardship.

(4) The requested variance is consistent with the spirit, purpose, and intent of the Ordinance, such that public safety is secured, and substantial justice is achieved.

(5) The variance will not authorize the initiation of a nonconforming use of land.

I, the applicant, do hereby certify that all information presented in this variance application is true and accurate.

SIGNATURE OF APPLICANT

DATE

Section 2. For Office Use Only

RECEIVED BY: _____ DATE: _____

FEE PAID:
 Yes No

CASE #: