

City of Foley Variance Application

Street Location of Property: _____

Legal Description of Property: _____

Current Zoning of Property: _____ Proposed Zoning: _____

Type of Request: _____

*** (Attach narrative describing details of project scope) ***

Property Owner:

Name _____ Phone _____

Address _____ Fax _____

Email _____

Applicant:

Name _____ Phone _____

Address _____ Fax _____

Email _____

Type of Request & Fee Amount:

<input type="checkbox"/> Rezoning/Amendment	\$250.00
<input type="checkbox"/> Conditional Use Permit	\$250.00
<input type="checkbox"/> Variance	\$250.00
<input type="checkbox"/> Planned Unit Development	\$250.00

<input type="checkbox"/> Preliminary Plat	\$500.00
<input type="checkbox"/> Final Plat	\$
<input type="checkbox"/> Annexation	\$400.00 +
<input type="checkbox"/> Site Plan Review/Other	
Total Fees Paid	\$

Has a request been made previously on this property? Yes No Explain: _____

This application must be completed in full, be typewritten or clearly printed, and must be accompanied by all information, supporting documents and plans as required by applicable City Ordinance provisions. A determination of completeness of the application shall be made within ten business days of the application submittal. A written notice of application deficiencies shall be mailed to the applicant.

This is to certify that I am making application for the described action by the City and that I am responsible for all City requirements with regard to this request. This application should be processed in my name and I am the party whom the City should contact regarding any matter pertaining to this application. I have attached a copy of proof of ownership (either copy of Owner's Duplicate Certificate of Title, Abstract of Title or purchase agreement), or I am the authorized person to make this application and the fee owner has also signed this application.

- Supporting Documents Attached
- Appropriate Fees Paid
- Review by City Staff
- Completed Application Accepted

Application Filed: _____

Date Fees Paid: _____

Staff Initials: _____

Date Application Accepted: _____

Signature of Applicant Date

Signature of Fee Owner Date

City of Foley Variance Supplementary Application

Please use this form to explain how your variance request meets the requirements for a variance.

(1) Describe how will the variance demonstrates harmony with the general purposes and intent of the zoning ordinance.

(2) Describe how the variance is consistent with the Comprehensive Plan.

(3) Demonstrate the “practical difficulties” in complying with the zoning ordinance. *

1. How is the proposed use a reasonable manner not permitted by the zoning ordinance?

2. Demonstrate the plight of the landowner is due to circumstances unique to the property not created by the landowner.

3. Demonstrate, if granted, how the variance will not alter the essential character of the neighborhood.

**Economic considerations alone do not constitute practical difficulties.*

City of Foley
Variance
Findings & Order

Date: _____

Applicant: _____

Variance Requested: _____

1. **Does the variance demonstrate harmony with the general purposes and intent of the zoning ordinance?**

Yes No

Why or why not: _____

2. **Is the proposed variance consistent with the city comprehensive plan?**

Yes No

Why or why not: _____

3. **Is the proposed use a reasonable manner not permitted by the zoning ordinance?**

Yes No

Why or why not: _____

4. **Is the plight of the landowner due to circumstances unique to the property not created by the landowner?**

Yes No

Why or why not: _____

5. **Granting the variance will not alter the essential character of the neighborhood?**

Yes No

Why or why not: _____

6. **Are the “practical difficulties” more than economic?**

Yes No

Why or why not: _____

IF ALL OF THE ANSWERS ARE “YES”, THE CRITERIA FOR GRANTING A VARIANCE HAVE BEEN MET.

❖ *Facts supporting the answer to each question above are hereby certified to be the Findings.*

THE FOLEY PLANNING COMMISSION RECOMMENDS THE VARIANCE:

Approved Not Approved

Date

Chair, Foley Planning Commission

Date of Public Hearing: _____ **Time:** _____

Results: _____

THE FOLEY CITY COUNCIL DETERMINES THE VARIANCE:

Approved Not Approved

The following conditions to be imposed on the property to insure compliance and to protect adjacent properties and the public interest:

Date

Mayor