



APPLICATION FOR VARIANCES

THIS SPACE FOR OFFICE USE ONLY

USE TYPE: (check one) CU PU CU w/SPR PU w/SPR

TYPE(S) OF VARIANCE(S): _____

REGULATION(S) INVOLVED: SECTION(S) _____

MAP/ PARCEL NUMBER: _____ DISTRICT: _____ PERMIT NUMBER: _____

REFERENCE OTHER PERMITS: _____

AGENDA DATE (If applicable): _____

RECEIPT NUMBER: _____ AMOUNT: \$ _____ DATE: _____

APPROVED BY: _____ DATE: _____

CONDITIONS OF APPROVAL: _____

PLEASE PRINT LEGIBLY

DATE: _____

1. Applicant's Name: _____

Business Name: _____

2. Application is for this type of business or use: _____

3. E-mail address for primary contact (required) _____

PLEASE NOTE: When possible, any correspondence for an agenda item will be by email.

4. Applicant's Mailing Address: P. O. Box _____

Street Address _____

City _____ State _____ Zip _____

5. Applicant's Daytime Phone: ____ - ____ - ____

6. Property Owner's Name: _____

7. Address of Proposed Use: Street Address _____

City _____ State _____ Zip _____

8. Size of Property _____ Acres/ or _____ square feet

9. Is a creek, stream, or major drainage way on the property? Yes No

10. Is any of the property within the established 100 year floodplain? Yes No

11. What types of Variances are proposed? (Please be specific) _____

12. Is the proposed variance to correct a violation or other situation in which the objective of the violation is already in place? Yes No

Please provide **JUSTIFICATION FOR APPROVAL** Section 27.11 of the Comprehensive Land Development Resolution for the City of Macon and Bibb County, Georgia contains conditions that the Commission considers in granting variances. Please check those conditions related to your variance request **AND** provide further explanation of how each condition applies on a separate sheet of paper.

Section 27.11- Variances

[1] The Commission is hereby authorized to grant variances from the strict application of this resolution upon proof by a preponderance of the evident that:

- (a) By reason of exception narrowness, shallowness, shape, topographical conditions, or other extraordinary situations or conditions peculiar to a specific parcel of property, the strict application of these regulations would result in peculiar or unusual, practical difficulties to or the exceptional or undue hardship upon the owner of such property;
- (b) Such Variance is the minimum reasonably necessary to overcome the aforesaid exceptional conditions;
- (c) Such variance can be granted without substantial impairment to the intent, purpose, and integrity of this resolution and/or the comprehensive plan or other master plan adopted for the property; and
- (d) Such variance will not be detrimental to the use and enjoyment of adjoining or neighboring properties. These provisions, however, shall not permit the Commission to grant any variance to any setback or yard requirements for the proposed property zoned for commercial or industrial purposes when such property abuts or immediately adjoins any property zoned for residential purposes unless such residential property is proposed for commercial or industrial use on the comprehensive land development plan.

[2] Variances cannot be granted for use of land or structures not permitted or prohibited, or to increase the density of development for a tract of land beyond that permitted by the zoning district.

[3] If the hardship invoking the provisions of this section was the result of the applicant's intentional disregard or willful failure to comply with the terms of this Resolution, the Commission may refuse to grant a variance.

[4] A variance cannot be granted to cure a violation of this resolution unless and until the Commission finds as a fact:

- (a) The violation cannot be reasonably remedied by any other means
- (b) The act creating the violation was not deliberate, intentional, or the result of gross negligence;
- (c) Such Variance can be granted without substantial impairment to the intent and purpose of this resolution and will not be detrimental to the use and enjoyment of adjoining or neighboring properties; and
- (d) The violator has not previously requested and been granted a variance under the provisions of this subsection, except that this provision shall not apply if the violator can establish that such previous violation was the result of an accident or other excusable cause.

13. Provide a drawing (on a separate sheet of paper) showing the following information:

- (a) The shape of the entire lot with the location of streets identified;
- (b) The location of all buildings and signage, existing and proposed, indicating setbacks from each property line.
- (c) Streams, easements, proposed/ existing grades, or other features which would limit developing the property in compliance with applicable regulations.

PLEASE READ, SIGN AND DATE

This application does not violate any restrictive covenants applicable to the property and all statements are true to the best of my knowledge and belief. I realize that distances should be exact and if errors result in a violation of zoning regulations, then the structure will have to be removed.

As applicant, I hereby grant permission for Planning and Zoning personnel to enter upon and inspect the property for all purposes allowed and required by the Comprehensive Land Development Resolution for Macon-Bibb County, Georgia.

I hereby attest that I am the owner of the referenced property or have permission from the owner to make this application.

SIGNATURE _____ DATE _____

**Please make checks payable to Macon-Bibb County Planning and Zoning Commission
If you have any questions and or concerns please contact us at info@mbpz.org**