ADDENDUM TO APPLICATION INSTRUCTIONS

1.) The application must be accompanied by a copy of the recorded deed of the subject property.

2.) Adjacent property owner's names and mailing addresses are to be taken from the Real Estate Transfer Cards in the County Auditor's Office. To verify the correctness, you should copy the Real Estate Transfer Card and this copy should be file stamped with the application.

WARRICK COUNTY AREA BOARD OF ZONING APPEALS

VARIANCE – INSTRUCTIONS

A.) One (1) original and seven (7) copies of petition must be submitted.

B.) Attached to and as part of the petition, submit the following:

Maps (7 copies) drawn to a suitable scale, on sheet 8 ½ x 14 inches, with the following information:

1.) Premises in question, with existing and proposed buildings and illustrating clearly the points in question and existing conditions on nearby lots. (One lot each side, two lots each side, lot or lots across street that best illustrate the point.) Plus property owners names and addresses.

2.) Block diagram with street numbers or names and lot numbers, showing lot in question and character of improvements on all lots in block (one or both sides of street, the four corners of intersection or as requested.)

C.) Maps (7 copies of floor plan, vertical section, and front elevation of buildings with all necessary dimensions. (These maps required only when applicable to application.)

FACTORS CONSIDERED IN RELATION TO VARIANCE REQUESTS

1.) That a Variance is a means of relief which is available only when some peculiar circumstance as to SIZE OR SHAPE of the parcel of land (and sometime its LOCATION is such that the literal application of the provisions of the Ordinance would impair the owner's rights to some reasonable use of the property. A Variance shall not be granted unless, in the first place, there are such peculiar circumstances.

2.) That the circumstances which cause the HARDSHIP must be peculiar to the property in question, or to such a small number of properties that they clearly constitute marked exceptions to the property in the neighborhood. If the circumstances cited as a basis for applying for the Variance are common to the property in the neighborhood the Variance shall not be granted.

3.) That after establishing the peculiar circumstance applying to the property in question, it is next necessary to show that the Variance is required in order to preserve a substantial property right of the petitioner. It is of no moment whatever that the denial of the Variance might deny to the property owner some opportunity to use his property in a more profitable way or to sell it at a greater profit than is possible under the terms or the Ordinance. The owner is entitled only to a reasonable use of his property.

4.) That any alleged hardship is not self-created by any person having an interest in the property nor is the result of mere disregard for or ignorance of the provisions of the Comprehensive Zoning Ordinance.

5.) That the Regulations to which the Variance is sought shall be modified as little as possible so that the substantial intent and purpose of the regulations shall be preserved. The granting of the Variance should be made subject to such conditions as will constitute to this end.

6.) That the Variance will not result in substantial determent to adjacent property nor the surrounding neighborhood, and will not be materially detrimental to the public welfare.

7.) That the County Area Board of Zoning Appeals SHALL CAREFULLY DISTINGUISH BETWEEN A LAND USE PERMIT AND A VARIANCE. A LAND USE PERMIT shall be subject to the provisions requiring a zoning amendment by Ordinance.

Meetings are the 4th Wednesday night of each month at 6:00 P.M. Application must be filed at least 3 weeks prior to any meeting and accompanied by filing fee of $200.00.

NOTICE: THIS APPLICATION MUST BE TYPEWRITTEN OR PRINTED AND ACCOMPANIED BY THE NECESSARY INFORMATION (SEE OTHER SIDE), AND FILED WITH THE WARRICK COUNTY AREA BOARD OF ZONING APPEALS.

WARRICK COUNTYAREA
BOARD OF ZONING APPEALS
COURT HOUSE
BOONVILLE, INDIANA

DOCKET NO. BZA-V- - ____ RECEIPT NO. _____

VERIFIED APPLICATION FOR VARIATION FROM THE REQUIREMENTS OF THE ZONING ORDINANCE

STATE OF INDIANA, COUNTY OF WARRICK SS:

APPLICANT UPON HIS OATH DOES SAY:

Owner: _____ Address: _____

_____ Phone: _____

Applicant: _____ Address: _____

_____ Phone: _____

PREMISES AFFECTED: PROPERTY LOCATED ON THE _____ SIDE OF _____ APPROXIMATELY_____FEET/MILES_____OF THE INTERSECTION FORMED BY_____AND _____. _____ TOWNSHIP.
LOT NO. _____ IN_____ SUBDIVISION. (IF APPLICABLE)

(THE LEGAL DESCRIPTION OF PROPERTY MAY BE ATTACHED.)

EXISTING CONDITIONS

Nature and size of improvement on lots: _____

Nature, size and location of accessory buildings: _____

Yard Spaces: Front: _____ Rear: _____ Side: _____

Occupancy: Number of families (if any part is in use for dwelling) _____

Number of persons employed (if any part is industrial or commercial) _____

Year of erection of existing buildings: _____

TO THE CHAIRMAN, BOARD OF ZONING APPEALS: Application is hereby made for variation from the requirements of Article _____ Section _____ of the Subdivision Control Ordinance / Comprehensive Zoning Ordinance under the Discretionary power vested in your board to permit:

Erection
Reconstruction of _____
Alteration
Conversion _____
Maintenance Type of building-use/activity in accordance with the plans filed.
Addition
Location

By: _____ For: _____

STATEMENT OF VARIANCE APPLIED FOR
WITH PRINCIPLE ON WHICH APPLICATION IS BASED

Applicant requests a variance from the requirements as set forth in the Comprehensive Zoning Ordinance in effect for Warrick County, IN to allow an Improvement Location Permit to be issued for:

(Applicant statement) *Note-If more space is needed for this statement attach additional sheet to this application.

ATTACHED hereto and made a part of this application, I submit the following:

1.) PLOT PLAN (7 COPIES) drawn to engineer's scale on sheet 8 ½ inches by 14 inches, with dimensions and other information as follows:

a. Plot plan showing premises in question, with existing and proposed buildings and illustrating clearly the points in question and existing conditions.
b. Adjacent property showing lot in question and character of improvements on all lots of adjacent property and their zoning.

I hereby depose and say that all the above statements and the statements contained in the papers submitted herewith are true.

Sworn to before me, this _____
day of _____

_____
Notary

My Commission expires: _____

_____
_____
Applicants sign here

_____
_____
_____
Owners sign here

NATURE OF APPEAL
(Sec. 78, Chap. 138. Acts 1957)

This appeal is taken from the order, requirement, decision or determination of:

a.) Refusal of County Area Plan Commission to issue Improvement Location Permit.
b.) Article _____ Section _____ of the Warrick County Zoning Ordinance.
c.) Hardship Variance from Article _____ of the Warrick County Zoning Ordinance of Warrick County, Indiana.

Applicant has been advised that this petition cannot be granted under the provisions of the Warrick County Zoning Ordinance but demands that such appeal to find.

_____
Executive Director

NOTICE

Public Hearings on cases are held at regular meetings of the Board on the Fourth (4th) Wednesday of each month at **6:00** P.M. in the Commissioners Meeting Room, Third Floor, Courthouse, Boonville, Indiana. If variation is granted the order of the Board of Zoning Appeals is void unless all permits necessary for the prosecution of the work are taken out. Until this is done any other communication will be treated merely as notice of an intention to appeal or make application and will not be docketed. Appeals and applications will receive a Docket Number when all the data required by this form has been filed, and will then be placed on the agenda for hearing at the next regular meeting. Application must be advertised in local newspaper 10 days prior to date of Public Hearing. The ordinance and rules require that all matters which the Board may be asked to determine be first submitted to the Executive Director in the regular way for ruling. Until then the Board has no jurisdiction.

*** NOTICE OF PUBLIC HEARING ***

DATE: _____ DOCKET NO.: _____

APPLICANT: _____ OWNER OF RECORD: _____

ADDRESS: _____ ADDRESS: _____

_____ _____

RE: Nature of Case _____

_____

_____

_____

_____

_____

Dear: _____:

This letter will serve notice to you of scheduled hearing/s of a petition for _____
Which has been filed with the Warrick County Area Board of Zoning Appeals.

PREMISES AFFECTED: Property located on the _____ side of _____
approximately _____ feet – miles ____ of the intersection formed by _____
and _____. _____Twp. Lot No. _____ In
_____ Subdivision (if applicable).

BOARD OF ZONING APPEALS hearing to be held in the Commissioners Meeting Room, Third Floor, Courthouse, Boonville, Indiana. Hearing to be held at 6:00 P.M. on Wednesday, _____.

Sincerely,

_____
Applicant and/or Owner

NOTICE TO ADJOINING PROPERTY OWNERS AFFIDAVIT

STATE OF INDIANA)
) SS
COUNTY OF WARRICK)

DATE: _____

DOCKET NO: _____

I, _____, hereby affirm under the penalties of perjury that I have mailed letters containing required information about this _____ petition at (address)_____, to the following property owners on (date)_____. I hereby certify that to the best of my knowledge, the following (or attached) is a complete and accurate list of all abutting property owners whose properties touch at any point the owner's property, included in whole or in part in the petition for _____ stated above. I obtained said list by looking up the Real Estate Transfer Cards of the abutting property owners on the records in the office of the Auditor and their most recent mailing addresses as listed on records in the office of the Auditor of Warrick County on (Date) _____.

Letters were sent to:

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

NAME: _____ ADDRESS: _____

The letters were sent CERTIFIED MAIL, RETURN RECEIPT SERVICE. The green receipts are attached.

_____
Affiant's signature (Petitioner's, Attorney, or Representative)

Subscribed and sworn to before me, a Notary Public in and for said County and State this _____ Day of _____, 20____.

_____
(Notary Public)

My Commission Expires: _____

Residence of Notary: _____ County, Indiana.

NOTE: THIS AFFIDAVIT **MUST BE FILED** IN THE OFFICE OF **THE AREA PLAN COMMISSION** BY **NOON** OF THE **MONDAY** BEFORE **THE AREA PLAN COMMISSION MEETING.**

NOTICE: THIS APPLICATION MUST BE TYPEWRITTEN OR PRINTED AND ACCOMPANIED BY THE NECESSARY INFORMATION (SEE OTHER SIDE), AND FILED WITH THE WARRICK COUNTY AREA BOARD OF ZONING APPEALS.

WARRICK COUNTYAREA
BOARD OF ZONING APPEALS
COURT HOUSE
BOONVILLE, INDIANA

DOCKET NO. BZA-V- - ____ RECEIPT NO. _____

VERIFIED APPLICATION FOR VARIATION FROM THE REQUIREMENTS OF THE ZONING ORDINANCE

STATE OF INDIANA, COUNTY OF WARRICK SS:

APPLICANT UPON HIS OATH DOES SAY:

Owner: John & Mary Doe Address: 111 Telephone Road Phone: 555-5555

Chandler, IN 47610

Applicant: Mary Doe Address: 111 Telephone Road Phone: 555-5555

Chandler, IN 47601

PREMISES AFFECTED: PROPERTY LOCATED ON THE _N_ SIDE OF Telephone Road _____ APPROXIMATELY 300 FEET/MILES N OF THE INTERSECTION FORMED BY Telephone Road _____ AND _____ Sharon Road _____. _____ Ohio _____ TOWNSHIP.
LOT NO. __NA____ IN _____ NA _____ SUBDIVISION. (IF APPLICABLE)

(THE LEGAL DESCRIPTION OF PROPERTY MAY BE ATTACHED.)

Complete legal description of property to be typed in here or can make a copy of recorded deed and attach.

Example A

EXISTING CONDITIONS

Nature and size of improvement on lots: ___*SEE ATTACHED PLOT PLAN*_____

Nature, size and location of accessory buildings: ___*SEE ATTACHED PLOT PLAN*_____
SEE ATTACHED PLOT PLAN
Yard Spaces: Front: _____ Rear: _____ Side: _____

Occupancy: Number of families (if any part is in use for dwelling) __*No. of occupants if applicable*

Number of persons employed (if any part is industrial or commercial) _*Give Number if applicable*__

Year of erection of existing buildings: *Give year construction for existing buildings*_____

TO THE CHAIRMAN, BOARD OF ZONING APPEALS: Application is hereby made for variation from the requirements of Article _____ Section _____ of the Subdivision Control Ordinance / Comprehensive Zoning Ordinance under the Discretionary power vested in your board to permit:

Erection
Reconstruction
Alteration
Conversion
Maintenance
Addition
Location

Office Staff will fill this part out
of _____

_____
Type of building-use/activity in accordance with the plans filed.

By: Who is doing construction For: *Who the construction is for*

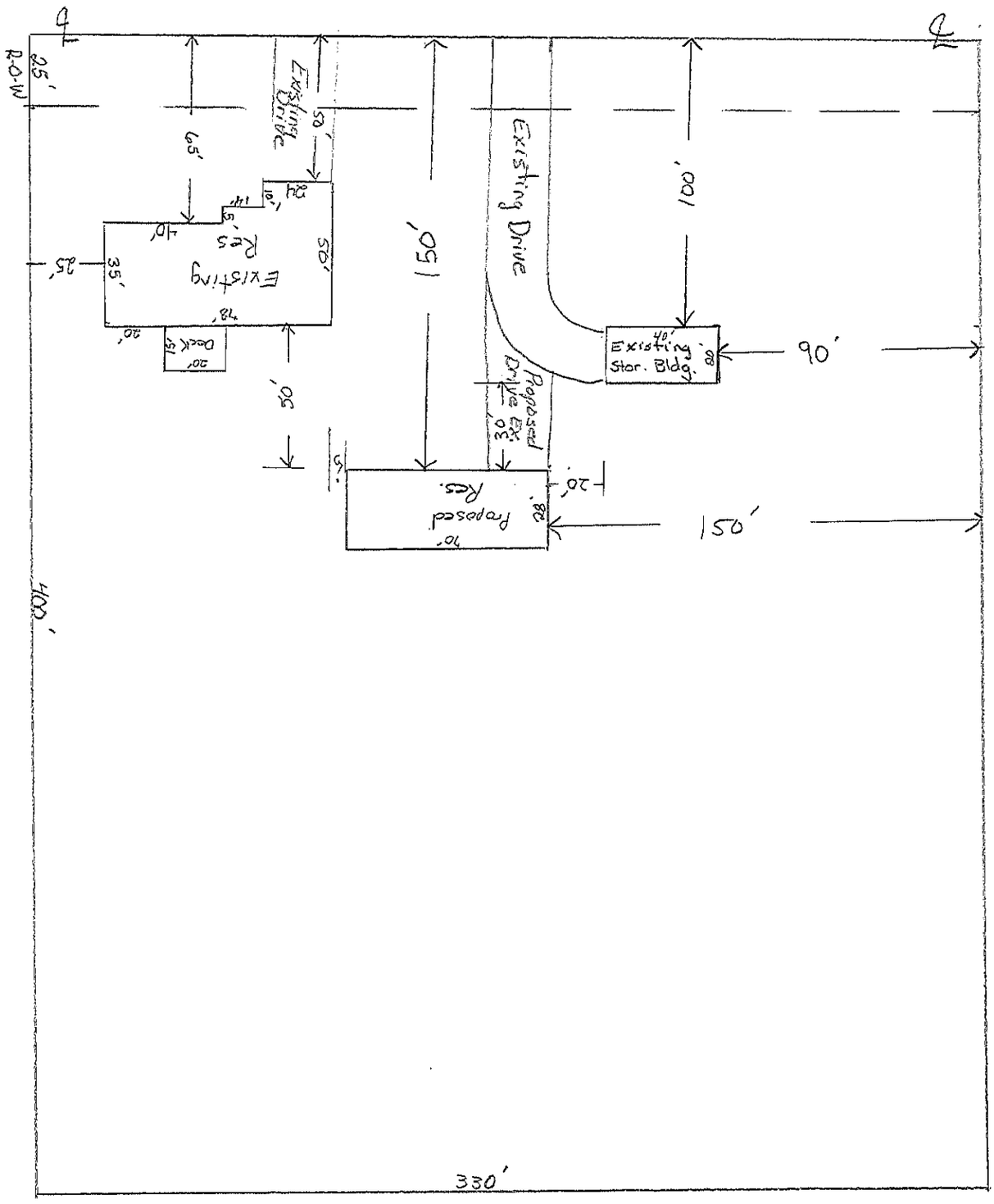
Example B

Drawing Must: 1.) Be drawn to scale, as 1"=50', that puts everything in proportion.
2.) Show property dimension as they are found in legal description.
3.) Show building (mobile home, etc.) will be located on property and distance to ALL property lines at closest points.
4.) Have name of road, property has frontage on, show which way is NORTH, and tell what scale was used for drawing.
5.) Give dimensions of building on property.

N

1" = 50'

4399 Folsomville Rd.



WARRICK COUNTY

AREA PLANNING COMMISSION

MAP OF SURROUNDING AREA

Map must be drawn to scale. Copies from the official Warrick County Plat Books which can be obtained from the Auditor's Office in the Judicial Center may be used. These are already drawn to scale and will show different properties drawn off with them referenced as to who owns them.

Map Must show:

1.) Subject property.
2.) Area adjacent to subject property.
3.) What is located on the other properties, such as houses, garages, barns, or businesses, etc. Place them in their approximate location an label what they are. If surrounding property is vacant, label vacant. (Note Staff may use Think Map)
4.) Show zoning on adjacent property.
5.) Names of roads in the area

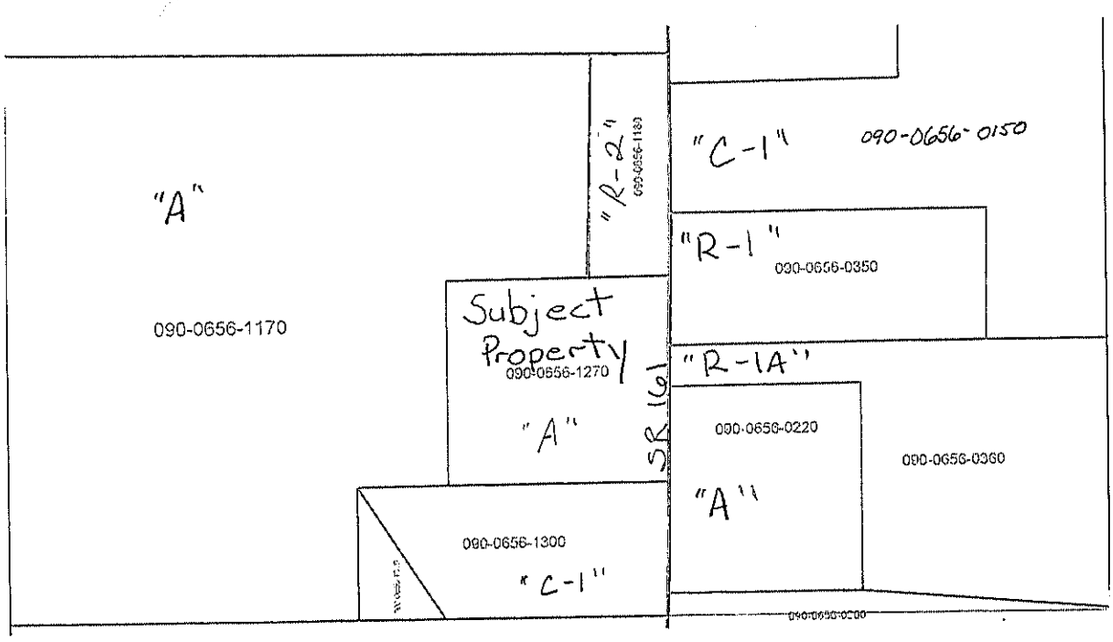
You will also need the names and addresses of all adjoining property owners. Adjoining property is anything that would touch yours (even across roadways or on the corners.) Names and addresses must be obtained from the records in the County Auditor's Office.

090-0656-1170
Clark & Betty Berry
5488 Lost Lane
Evansville, IN 47715

090-0656-1180
Ralph & Debra Banks
11122 Lemon Circle
Henderson, KY 42420

090-0656-0350
John & Martha Smith
2499 Bell Rd
Newburgh, IN 47630

090-0656-0360
Branda Swartz
1266 Lincoln Ave
Newburgh, IN 47630

090-0656-0220
Robert & Lori Pond
1742 Maple Rd
Cleveland, OH 52314

090-0656-1300
Ronald & Julie Hodge
317 Monroe Street
Newburgh, IN 47630