



**CITY OF OXFORD**

**STATE OF NORTH CAROLINA**

**APPLICATION FOR VARIANCE PERMIT**

Month \_\_\_\_\_ Day \_\_\_\_\_ Year \_\_\_\_\_

I \_\_\_\_\_ hereby petition the Board of Adjustment to issue a variance permit in the name of \_\_\_\_\_ for use of the property described herein:

\_\_\_\_\_

Authority to grant the requested permit is contained in the zoning ordinance, Sections \_\_\_\_\_

The zoning ordinance imposes the following GENERAL REQUIREMENTS on the variance requested by the applicant. Under each requirement, the applicant should explain, with reference to attached plans, where applicable, how the proposed use satisfies these requirements:

Variances: The board is empowered to make decisions regarding the granting of “variances” from the literal terms of the ordinance in hardship cases where such variances will not subvert the meaning and spirit of this ordinance. The Board of Adjustment shall not grant a variance from the literal terms of this ordinance except in cases where each and all of the following shall be determined:

Section 803.3.1. There are practical difficulties or unnecessary hardships in the way of carrying out the ordinance, where the property owner shall prove:

- (a) That if he complies with the provisions of the ordinance, he can secure no reasonable return from, or make no reasonable use of his property.

Statement by Applicant: \_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_

(b) That the hardship results from the application of the ordinance;

Statement by Applicant: \_\_\_\_\_

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(c) That the hardship is suffered directly by the property in question, and is not merely a general need such as a lack of desirable developments or arrangements in the surrounding area;

Statement by Applicant: \_\_\_\_\_

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(d) That the hardship is peculiar to the applicant's property;

Statement by Applicant: \_\_\_\_\_

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(e) That the hardship is not the result of the applicant's own actions.

Statement by Applicant: \_\_\_\_\_

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Section 803.3.2. The variance is in harmony with the general purpose and intent of the ordinance and preserves its spirit. The board shall grant no variance which would permit any use of land or buildings prohibited by other sections of this ordinance. Only variances in setback, lot area, yard and other dimensional requirements are permitted.

Statement by Applicant of variance requested: \_\_\_\_\_

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Section 803.3.3. In the granting of the variance, the public safety and welfare are assured, substantial justice is done both to the applicant property owner and the owners of adjacent properties, and the best interests of the public as a whole are preserved.

Statement by Applicant: \_\_\_\_\_

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\_\_\_\_\_  
Applicant's Name

\_\_\_\_\_  
Date