

THE VILLAGE OF NAKUSP

NOTICE OF APPEAL - BOARD OF VARIANCE

APPLICANT'S NAME \_\_\_\_\_ PHONE NUMBER \_\_\_\_\_

MAILING ADDRESS \_\_\_\_\_

OWNER'S NAME \_\_\_\_\_ PHONE NUMBER \_\_\_\_\_

CIVIC ADDRESS \_\_\_\_\_

LEGAL DESCRIPTION \_\_\_\_\_ INTENDED LAND USE ( ) SFD

\_\_\_\_\_

I hereby appeal to the BOARD OF VARIANCE for a variance order under the following provision(s) of the *Municipal Act*:

- Section 901(1)(a) SITING, DIMENSIONS or SIZE of a building or structure or SITING of a MANUFACTURED HOME in a manufactured home park
- Section 901(1)(c) structural ALTERATIONS or ADDITIONS to a NON-CONFORMING building or structure (911(5))
- Section 901(1)(d) SUBDIVISION SERVICING requirements (938(1)(c) in an area zoned for AGRICULTURAL or INDUSTRIAL use
- Section 902(1) determination by a Building Inspector of the AMOUNT OF DAMAGE under Section 911(8) is in error

**The requested variance is for relief under:**

Section 911(5) of the Municipal Act

Section(s) \_\_\_\_\_ of the Village of Nakusp Zoning Bylaw

Section(s) \_\_\_\_\_ of the Village of Nakusp Subdivision Bylaw

I have applied for a BUILDING PERMIT - Yes  No  If 'yes' give date of application \_\_\_\_\_

VARIANCE (RELIEF) REQUESTED:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I have included:  Sketch Plan  Site Plan  Elevation Plan  Building Plan

I HEREBY DECLARE THAT THE INFORMATION CONTAINED HEREIN IS, TO THE BEST OF MY KNOWLEDGE, FACTUAL AND CORRECT. I MAKE THIS **NOTICE OF APPEAL** TO THE BOARD OF VARIANCE ON THE BASIS THAT COMPLIANCE WITH THE ABOVE MENTIONED SECTION(S) OF THE VILLAGE OF NAKUSP ZONING/SUBDIVISION BYLAW WILL CAUSE ME UNDUE HARDSHIP.

Signature of Applicant \_\_\_\_\_ Date \_\_\_\_\_

\*\* FOR OFFICE USE ONLY \*\*

Property Roll No. \_\_\_\_\_

Notice of Appeal Received \_\_\_\_\_ Date \_\_\_\_\_ Signature \_\_\_\_\_

Board of Variance Processing fee of \$50 received \_\_\_\_\_ Date \_\_\_\_\_ Receipt No. \_\_\_\_\_

Referral Required to:

- Ministry of Highways, Nelson
- Ministry of Environment, Nelson
- Building Inspector, RDCK

# BOARD OF VARIANCE

## APPLICATION CHECK LIST

The BOARD OF VARIANCE examines applications from the following perspectives and asks these questions in determining whether or not to grant a variance:

- ◆ would undue hardship be caused to the applicant if the Act/Bylaws were complied with?
- ◆ would a variance result in inappropriate development of the site?
- ◆ would a variance adversely affect the natural environment?
- ◆ would a variance substantially affect the use and enjoyment of adjacent land?
- ◆ would a variance vary permitted uses and densities under the applicable bylaw?

EXPLAIN HOW YOUR CIRCUMSTANCES WITHSTAND THE FOREGOING TESTS:

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HARDSHIP TEST: Features of this property that contribute to consideration for hardship:

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EFFECT VARIANCE MAY HAVE ON ADJACENT LAND:

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BYLAW INTENT:

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COMMENTS:

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