

**TOWN OF FRANKLINTON**

**VARIANCE APPLICATION**

**Background Information**

- **Submission Requirement:** Every applicant for a variance is strongly encouraged to hold a pre-application meeting with the Town Planner to discuss the proposed request and to become familiar with the applicable requirements and review procedures of the Town. Applicants shall submit variance applications to the Town Clerk.
- **Public Notification:** This is a quasi-judicial process that requires an evidentiary hearing and public notification including mailed notice to adjacent property owners and a sign posted prominently on the property.
- **Review Process:** All applications are to be reviewed for compliance by the UDO Administrator, and then forwarded to the Board of Adjustment for consideration at an evidentiary hearing which are held on an as needed basis in the Franklinton Town Hall.
- **Action by Board of Adjustment:** After conducting an evidentiary hearing, the Board of Adjustment may: deny the application; conduct an additional evidentiary hearing on the application; approve the application; or approve the application with conditions. A concurring vote of four-fifths of the members of the Board of Adjustment shall be necessary to grant a variance. The Board of Adjustment shall not grant a variance unless and until it satisfies all the findings found in Section 2.4.19 of the Unified Development Ordinance.

**Applicant Information**

(Complete all sections)

Full Name of Applicant: \_\_\_\_\_

Mailing Address: \_\_\_\_\_  
\_\_\_\_\_

Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

Property Address of Variance Request:

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Tax Parcel ID Number: \_\_\_\_\_

**Authorized Agent Information (If applicable)**

(Complete only if someone other than the applicant is representing the variance request)

Full Name of Authorized Agent: \_\_\_\_\_

Mailing Address:

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Phone Number: \_\_\_\_\_

Email Address: \_\_\_\_\_

Property Owner Certification of Authorized Agent

Property Owner Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**Description of Variance Request**

Please provide a detailed description of the variance you are requesting, including the section(s) of the zoning ordinance or regulations from which the variance is sought, and the reasons for the request. Attach additional pages if necessary.

Describe the Nature of the Variance:

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Applicable Sections of Unified Development Ordinance:

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Why is the Variance Necessary?

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What hardship would occur if the variance were not granted?

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Have you previously applied for a variance for this property?

Yes  No

If yes, please provide details:

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**Compliance with Variance Criteria**

Please describe how your variance request will meet the following criteria as set forth in the Town of Franklinton's Unified Development Ordinance:

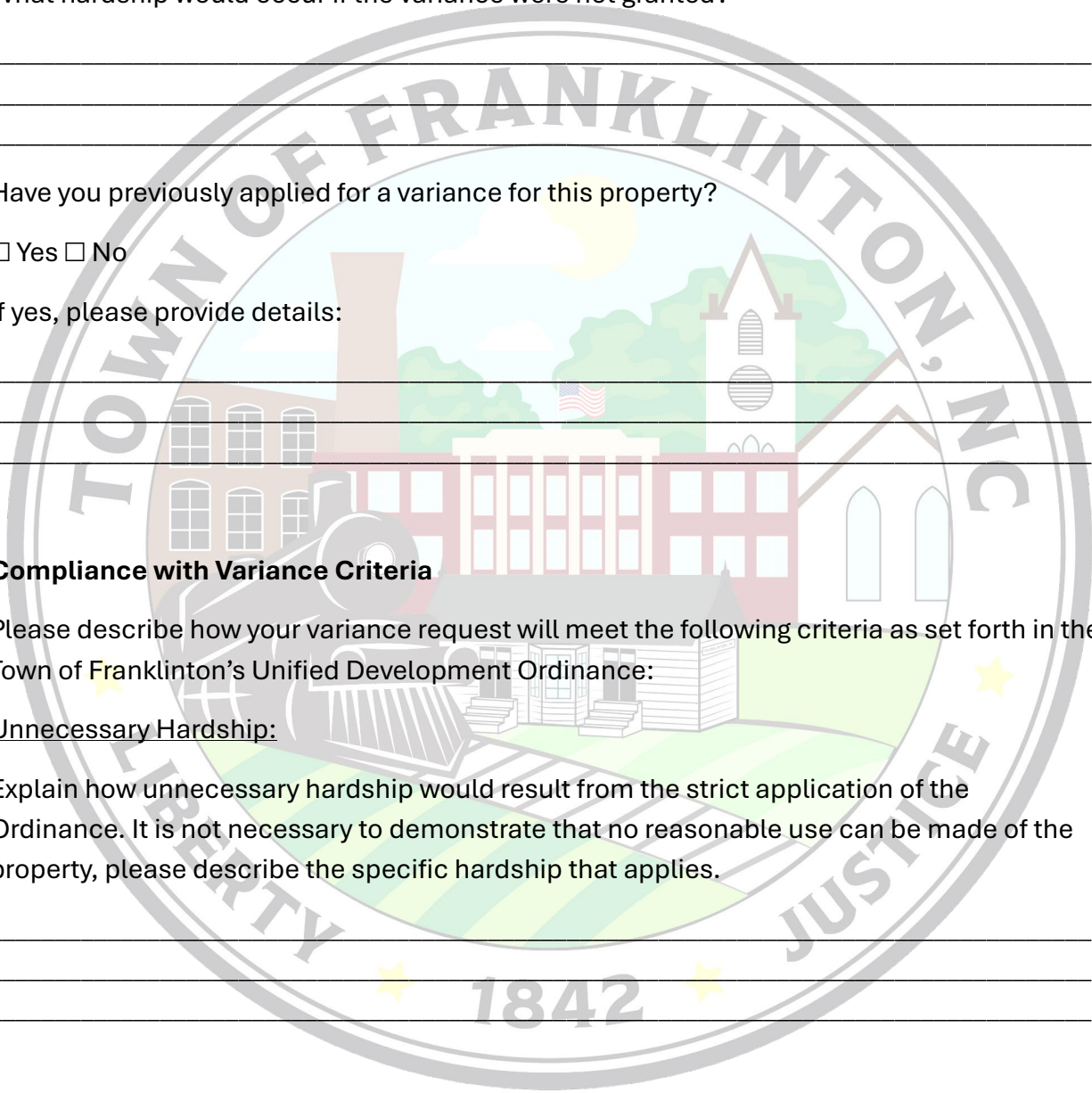
Unnecessary Hardship:

Explain how unnecessary hardship would result from the strict application of the Ordinance. It is not necessary to demonstrate that no reasonable use can be made of the property, please describe the specific hardship that applies.

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Peculiar Property Conditions:

Explain how the hardship results from conditions peculiar to the property, such as its location, size, or topography. Hardships due to personal circumstances or those common to the neighborhood or the general public do not apply.

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Not Self-Created Hardship:

Confirm that the hardship did not result from actions taken by you or the landowner. The act of purchasing the property with knowledge of the circumstances will not be regarded as a self-created hardship.

Yes  No

If no, please explain:

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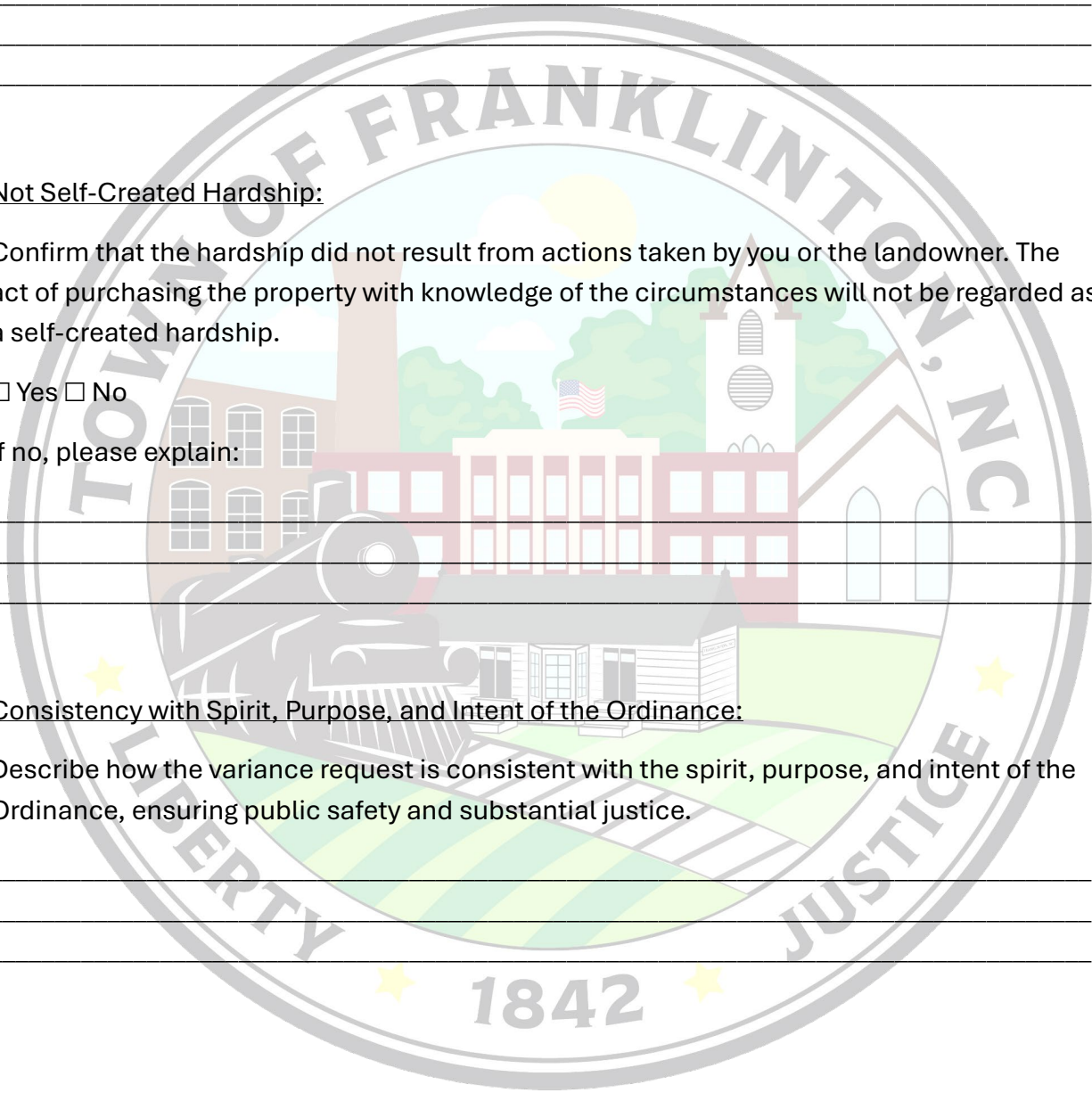
Consistency with Spirit, Purpose, and Intent of the Ordinance:

Describe how the variance request is consistent with the spirit, purpose, and intent of the Ordinance, ensuring public safety and substantial justice.

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Minimum Necessary for Reasonable Use (Subdivision Variances Only):

If this variance request is part of the subdivision of land, explain how the approval is the minimum necessary to allow reasonable use of the land, building, or structure.

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**Signatures**

I/we the undersigned do hereby certify that all information given above is true, complete, & accurate to the best of my/our knowledge. I/we hereby petition the Board of Adjustment for a VARIANCE from the literal provisions of the Unified Development Ordinance and seek relief from the strict application of a particular requirement which has created a practical difficulty or unnecessary hardship prohibiting the use of land in a manner otherwise allowed under the Unified Development Ordinance.

I/we understand it is not intended for variances to be granted solely to remove inconveniences or financial burdens that requirements of the Unified Development Ordinance may impose in general or to increase the profitability of a proposed development.

(Applicant Print Name): \_\_\_\_\_

(Applicant Signature): \_\_\_\_\_

(Date): \_\_\_\_\_

North Carolina

County of Franklin

Sworn to and subscribed before me on this the day of \_\_\_\_\_, 20\_\_.

Notary Public: \_\_\_\_\_

My Commission Expires: \_\_\_\_\_

