

## APPLICATION FOR A VARIANCE PERMIT

- \$400 RESIDENTIAL/\$500 COMMERCIAL NON-REFUNDABLE FILING FEE IS DUE AT TIME OF APPLICATION.
- AN AFFIDAVIT, SIGNED AND NOTARIZED, IS ALSO DUE WHEN APPLICATION IS MADE. A SAMPLE AFFIDAVIT IS ATTACHED TO THIS SHEET; YOU MUST FOLLOW THIS FORMAT WHEN MAKING YOUR AFFIDAVIT.
- SITE DRAWING

### FROM VARIANCE LANGUAGE TOWNSHIP ZONING ORDINANCE

The ZBA shall have the power to authorize dimensional (non-use) variances, from such requirements as lot area and width regulations, building height and square foot regulations, yard width and depth regulations, such requirements as off-street parking and loading space, and sign regulations, and other similar requirements as specified in the Ordinance. To obtain a variance, the applicant must submit an affidavit indicating that the standards for either a "practical difficulty" or "unnecessary hardship" exists, as described below:

The ZBA has the power to authorize, upon an appeal, a variance from the strict application of the provisions of this Ordinance where by reason of exceptional narrowness, shallowness, shape or area of a specific piece of property at the time of enactment of this Ordinance or by reason of exceptional topographic conditions or other extraordinary or exceptional conditions of such property, the strict application of the regulations enacted would result in peculiar or exceptional practical difficulties upon the owner of such property provided such relief may be granted without substantial detriment to the public good and without substantially impairing the intent and purpose of this Ordinance. In granting a dimensional variance, the Zoning Board of Appeals may attach thereto such conditions regarding the location, character, and other features of the proposed use as it may deem reasonable in furtherance of the purpose of this Ordinance. A dimensional variance shall not be granted unless all of the following standards are met:

- A Special conditions and circumstances exist that are unique to the land, structures, or buildings involved, and are not applicable to other lands, structures, or buildings in the same district.
- B The special conditions and circumstances on which the variance request is based do not result from the actions of the applicant.
- C Literal interpretation of this Ordinance would deprive the applicant of rights commonly enjoyed by other property owners in the same district under the terms of this Ordinance.
- D Granting the variance requested would not confer upon the applicant any special privilege that is denied by the Ordinance to other lands, structures, or buildings in the same district.
- E The existence of non-conforming uses of neighboring lands, structures, or buildings in the same district; permitted or non-conforming uses of land, structures, or buildings in other districts; and non-conforming structures, shall not be considered grounds for the issuance of a variance.
- F A variance granted shall be the minimum that will make possible a reasonable use of the land, building, or structure.
- G The variance granted shall be in harmony with the intent of this Ordinance and will not be injurious to the environment, neighborhood, or otherwise detrimental to the public interest.

DAVISON TOWNSHIP 1280 N IRISH RD DAVISON MI 48423  
810-653-4156 FX 810-658-3435

Township information below:

CASE# \_\_\_\_\_

PARCEL ID# \_\_\_\_\_

ZONING DISTRICT: \_\_\_\_\_

**APPLICANT PLEASE ANSWER  
QUESTIONS BELOW**

NAME \_\_\_\_\_

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

ADDRESS OF VARIANCE REQUEST: \_\_\_\_\_

HOME PHONE NUMBER \_\_\_\_\_

MOBILE PHONE NUMBER \_\_\_\_\_

WORK PHONE NUMBER \_\_\_\_\_

EMAIL ADDRESS \_\_\_\_\_

EXPLAIN YOUR REQUEST \_\_\_\_\_

\_\_\_\_\_

TYPE OF VARIANCE BEING REQUESTED? Dimensional or Practical Difficulty? \_\_\_

\_\_\_\_\_

I, \_\_\_\_\_, the property owner give permission to Davison Township to inspect my property (address stated above).

\_\_\_\_\_  
Signature of applicant

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## USE THIS SAMPLE TO LAYOUT YOUR AFFIDAVIT

State of Michigan  
County of Genesee

I, \_\_\_\_\_, being duly sworn, depose and say the following to be true and accurate:

- A. That the strict enforcement of the setback requirement would deprive me of the ability to build the house that I want and thought I could build when I purchased this lot. The other lots in this plat have a minimum buildable width of 95 feet, and I believed this one also had that width. Stated differently, this home could be built on any other lot in this plat and .....
- B. This lot has less buildable width than the other lots in this plat and the actual buildable width isn't clearly shown on the plat and .....
- C. I did not create this lot size, but believed it to be 95 feet at minimum front set Required - 25 feet from lot line and .....
- D. There will be no special privilege conferred because this home could be built within the ordinance requirement on any other lot in this plat and .....
- E. The variance would not be contrary to the spirit and intent of the Ordinance because this plat was designed to accommodate larger homes.

\_\_\_\_\_  
Your Signature

Subscribed and sworn before me this \_\_\_\_\_ day \_\_\_\_\_,  
Date                      Month                      Year

\_\_\_\_\_  
Notary Public  
Genesee County, Michigan

My commission expires \_\_\_\_\_

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