

**APPLICATION FOR HEARING BEFORE THE
BOARD OF ADJUSTMENT
Town of Southern Pines, North Carolina**

Date: _____ Case Number _____

**TO THE TOWN OF SOUTHERN PINES
BOARD OF ADJUSTMENT**

I, the undersigned, do hereby make application for your consideration of my request as hereinafter described:

1. Which of the following do you seek from the Southern Pines Board of Adjustment?
 - **Variance** (if checked, complete Section A) (Fee: \$85.00)
 - **Appeal of an order of determination made by an administrative official** (if checked, complete Section B) (Fee: \$85.00)
 - **Interpretation of a Zoning Map** (if checked, complete Section C) (Fee: \$85.00)

2. The property that is the subject of this application is located on the _____ side of _____ Street/Avenue/Road between _____ Street/ Avenue/Road and _____ Street/Avenue/Road. The address is _____ and is known as PIN Number _____ and Parcel ID (LRK) _____. It has a frontage of _____ feet and a depth of _____ feet, containing _____ acres.

3. Please list all of the individuals, firms or corporations owning each parcel adjacent to the property that is the subject of the hearing requested. Notice shall be mailed to the owners of all properties involved in the permit request as well as to the owners of all properties or any portion of which within two hundred (200) feet of the outermost boundaries of the property owned by the applicant. Not fewer than ten (10) closest property owners shall be notified by mail. It is required to furnish PIN and Parcel ID (LRK) Numbers for each property along with the property owner's name and address. Attach an additional sheet if needed.

Please note that if you have more than (10) ten adjacent property owners, use another sheet for additional names, if necessary. Please include a stamped envelope addressed to each adjacent property owner with the following return address: Town of Southern Pines, Attn: Planning Department, 180 SW Broad Street, Southern Pines, NC 28387

1. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

2. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

3. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

4. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

5. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

6. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

7. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

8. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

9. **Property owners' name:** _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

10. Property owners' name: _____

Mailing Address: _____

Parcel ID/LRK #: _____

Adjacent Property Address: _____

4. I certify that all information furnished in this petition is accurate to the best of my knowledge.

Petitioner's Name (Please Print or Type) _____

Petitioner's Signature _____

Mailing Address _____

Phone Number () _____ Email _____

Property Owner (Please Print or Type) _____

Mailing Address _____

Phone Number () _____ Email _____

PETITIONERS SIGNATURE IS REQUIRED BEFORE APPLICATION IS ACCEPTED.

NOTE: If a corporation makes the request, the names and addresses of all officers in the corporation must be provided.

The application or a representative of the applicant is expected to attend all meetings to answer questions concerning the request. The absence of the applicant is sufficient ground to warrant a deferral of action by the Board of Adjustment.

**POSSIBLE SUMMARY DISPOSITION OF
APPLICATION**

If the zoning administrator concludes that the application fails to allege a matter that the Board of Adjustment may hear or that the applicant lacks standing to seek the hearing, the zoning administrator will so notify the Chairman of the Board of Adjustment, who may poll individually the members of the Board of Adjustment and, if a majority confirm the zoning administrator's conclusion, the applicant shall be notified that the Board will not hear the matter. The applicant may appeal any such decision to Superior Court.

SECTION A - VARIANCE

1. The requirement of the Town's Unified Development Ordinance from which I seek a variance is the provision of Section _____ of the Unified Development Ordinance that provides:

2. The property that is the subject of this application fails to meet this requirement in the following way:

3. I believe that I will be able to demonstrate the following:
 - (1) The hardship of which I complain is one suffered by me rather than by the neighbors or the general public;
 - (2) The hardship relates to my land, rather than personal circumstances;
 - (3) The hardship is unique, or nearly so, rather than one shared by many surrounding properties;
 - (4) The hardships is not a result of my own actions; and,
 - (5) The variance will neither result in the extension of a nonconforming situation in violation of the UDO nor authorize the initiation of a nonconforming use of land.

A variance may be granted by the Board of Adjustment only if the Board concludes that each of the circumstances listed above, exists and that strict enforcement of the ordinance would result in practical difficulties or unnecessary hardships for the applicant and that, by granting the variance, the spirit of the ordinance will be observed, public safety and welfare secured and substantial justice done. In granting variances, the Board of Adjustment may impose such reasonable conditions as will ensure that the use of the property to which the variance applies will be as compatible as practicable with the surrounding properties. A variance may be issued for an indefinite duration or for a specified duration only.

SECTION B - APPEAL FROM ORDER OR DETERMINATION

1. The name and title of the administrative official who made the order or determination is:

2. The order or determination that was made and from which you are appealing is:

3. Describe the manner in which you contend the order or determination was erroneous.

4. If you are not the owner of the property that was subject to the order of determination, describe the basis for concluding that you are financially harmed in a manner different from the harm suffered by the general public.

SECTION C – MAP INTERPRETATION

1. The boundary the location of which seek to have determined is:

2. The reason that I need a determination is:
