

TOWN of MILTON, VT | DEVELOPMENT REVIEW APPLICATION

If you have any questions, call (802)893-1186 or visit us in the Milton Municipal Complex at 43 Bombardier Road, Milton, VT 05468

VARIANCE FORM (UDR 4605)

(Variances are extraordinary exceptions from the regulations and reviewed according to UDR 4605 of the Zoning Regulations.)

There are three types of variances. Which type of variance are you seeking?

- General Variance**
- Renewable Energy Variance**
- Flood Hazard Variance**

You must file a complete zoning permit application and a written request for a variance with the Zoning Administrator that includes all of the following:

- (1) A brief description of the subject property and proposed land development;
- (2) A reference to specific provision(s) of these regulations that you are requesting a variance from;
- (3) The specific modification(s) that you are requesting;
- (4) A response to each of the criteria listed below.

You must meet **ALL** of the criteria for the type of variance for which you are applying in order to be granted a variance. Please spend time and effort providing a detailed and thoughtful response to each of the applicable criteria below:

Criteria	General Variance	Renewable Energy Variance	Flood Hazard Variance
1. The proposed land development will not alter the essential character of the area or district in which the property is located.	√	√	√
2. The proposed land development will not substantially or permanently impair the lawful use or development of adjacent property.	√	√	√
3. The proposed land development will not be detrimental to public health, safety or welfare.	√	√	√
4. The applicant has not created the unnecessary hardship.	√	√	√
5. The applicant is proposing the least deviation possible from these regulations that will afford relief.	√	√	√
6. There are unique physical circumstances or conditions, including irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical or other physical conditions peculiar to the particular property. These conditions, and not the circumstances or conditions generally created by the provisions of these regulations in the district in which the property is located, have created an unnecessary hardship for the applicant. These physical circumstances or conditions prevent the property from possibly being developed in strict conformity with these regulations and a variance is necessary to enable reasonable use of the property.	√	×	√
7. The proposed land development meets all applicable federal and state rules for compliance with the National Flood Insurance Program.	×	×	√
8. It would be unusually difficult or unduly expensive for the applicant to build a renewable energy structure in conformance with these regulations.	×	√	×
9. The proposed land development will not reduce access to renewable energy resources on adjacent property.	×	√	×