Date Received _____

Planning Department

Powell County Planning Department | 409 Missouri Ave | Suite 101 | Deer Lodge, Montana 59722
406.846.9729 | www.powellcountymt.gov

VARIANCE APPLICATION

Property Owner	Agent
Name: _____	Name: _____
Address: _____	Address: _____
_____	_____
Phone: _____	Phone: _____
E-mail: _____	E-mail: _____

Property Location: _____

_____

County Generated E9-1-1 Address (GIS Section 406.846.9711): _____

_____

Legal Description: _____ 1/4 of S _____ T _____ N, R _____ W

Assessor Code: _____ Geocode: _____

Existing Use of Property: _____

Rationale for Request (include any supporting documentation): _____

_____

_____

_____

_____

_____

_____

Submitted Site Plan - The plan must show parcel boundaries, existing and proposed structures, access from a public road, waterways & drainage structures, and other significant natural features. An applicant may obtain a base map from Powell County's GIS at the Planning Office.

Septic & Water Facilities Necessary: _____ Yes _____ No If yes, applicant must check with the County Sanitarian.

Signature acknowledges that all information on this application and any supporting materials is true and correct; that the permitted activity will be conducted in full compliance with all regulations of Powell County, and the activity will be in full compliance with any and all conditions attached to this Permit. Note, attached conditions are binding. Variances are valid for one year from the approval date.

Property Owner / Authorized Agent Signature: _____

(Landowner or agent must attend Public Hearing)

Date: _____

Variance Form_010615

Date Received _____

Planning Department

Powell County Planning Department | 409 Missouri Ave | Suite 101 | Deer Lodge, Montana 59722
406.846.9720 | www.powellcountymt.gov

VARIANCE APPLICATION

Do Not Complete This Section

Application Complete:____**Yes**____**No** **Fees Paid:**_____ **Docket #:**_____

Zoning District:_____ **Floodplain Zone:**_____ **Panel #:**_____

Floodplain & Stream Setback Overlay District:____**Yes**____**No** **If Yes, Required Setback:**_____

Clark Fork River Overlay District:____**Yes**____**No** **If Yes, DEQ Contacted?**_____

Legal Access Via:_____

Approach Permit Required:____**Yes**____**No** **If Yes, Date Issued:**_____

Fire District:_____ **Elementary School District:**_____

Hearing Date:_____ **Adjacent Owners Notified:**____

Planning Board Action: **Approved:**_____ **Approved with Conditions:**_____ **Denied:**_____

Conditions - Listed on the Permit

Section IX-E of Powell County's Zoning & Development Regulations contains the following approval criteria the Board of Adjustment must use when considering the merits of a Variance request.

Petitioners must provide responses to the Approval Criteria - (please explain the use of a "Not Applicable" response).

IX-E-1. To grant a Variance the Board must find that the granting of the Variance will be in harmony with the general purpose and intent of these regulations, will not be injurious to the neighborhood, is the minimum Variance that will make possible the reasonable use of the land, building or structure, and will otherwise not be detrimental to the public welfare, or will regularize a use that existed prior to February 20, 1996.

IX-E-2. The Board shall consider the totality of the circumstances in determining whether or not to grant or deny a request for a Variance. The Board shall consider the following criteria in making its decision:

a. Whether special conditions and circumstances exist that are peculiar to the land, structure or building involved and that are not applicable to other lands, structures or buildings in the same district.

b. Whether a literal interpretation of the provisions of these regulations would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of these regulations.

c. Whether the special conditions and circumstances result from the action(s) of the applicant.

d. Whether granting the requested Variance will not confer on the applicant any special privilege that is denied by these regulations to other lands, structures or buildings in the jurisdiction.