

Newton NH Zoning Board of Adjustment

APPLICATION FOR AN EQUITABLE WAIVER OF DIMENSIONAL REQUIREMENTS

Do not write in this space.

Fees Paid \$ _____

Certified Plot Plans _____

Map #

Block #

Lot#

Applicant _____

Address _____

Owner _____

Location of Property _____
(street address)

NOTE: This application is not acceptable unless all required statements have been made, plot plans supplied, and all fees paid. Additional information may be supplied on a separate sheet if the space provided is inadequate.

Application for an Equitable Waiver of Dimensional Requirements

An Equitable Waiver of Dimensional Requirements is requested from article _____
section _____ of the zoning ordinance to permit _____

1. Does the request involve a dimensional requirement, not a use restriction?
() yes () no

2. Explain how the violation has existed for 10 years or more with no enforcement action,
including written notice, being commenced by the town. _____

- or -

Explain how the nonconformity was discovered after the structure was substantially completed
or after a vacant lot in violation had been transferred to a bona fide purchaser.

- and -

How the violation was not an outcome of ignorance of the law or bad faith but resulted from a good faith error in measurement or calculation. _____

3. Explain how the nonconformity does not constitute a nuisance nor diminish the value or interfere with future uses of other property in the area. _____

4. Explain how the cost of correction far outweighs any public benefit to be gained. _____

Applicant _____ Date _____
(Signature)

Owner _____ Date _____
(Signature)

Adopted 5/10/2021