

Newton NH Zoning Board of Adjustment

APPLICATION FOR A VARIANCE

Do not write in this space.

Fees Paid \$ _____

Certified Plot Plans _____

Map # 12 Block # 2 Lot# 7

Applicant: Anne Myers

Address: 69 South Main Street

Owner Lion's Road Trust / Anne Myers, Trustee

Location of Property 69 South Main Street, Newton, NH 03858

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 a Variance

A variance is requested from article 1 section XIV of the zoning ordinance to permit:

BEING ALLOWED TO LIVE IN THE EXISTING HOUSE UNTIL THE NEW HOUSE IS BUILT.

Facts in support of granting the variance:

1. Granting the variance would not be contrary to the public **interest** because:

AS SOON AS THE NEW HOUSE IS COMPLETED THE OLD HOUSE WILL BE TORN DOWN.

2. If the variance were granted, the **spirit** of the ordinance would be observed because:

THERE WILL ONLY ONE OCCUPIED HOUSE ON THE PROPERTY AT ANY GIVEN TIME.

3. Granting the variance would do substantial **justice** because:

AFTER CONSTRUCTION IS COMPLETE THERE WILL ONLY BE ONE HOUSE LEFT STANDING ON THE PROPERTY.

4. If the variance were granted, the **values** of the surrounding properties would not be diminished because:

THE NEW HOUSE WILL BE A BETTER HOUSE AND INCREASE THE PROPERTY VALUE.

5. Unnecessary Hardship

- a. Owing to special conditions of the property that distinguish it from other properties in the area, denial of the variance would result in **unnecessary hardship** because:

- i. No fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property because:

THIS IS A TEMPORARY MEASURE UNTIL THE NEW HOUSE IS BUILT.

- and -

- ii. The proposed use is a reasonable one because:

THIS IS A TEMPORARY MEASURE UNTIL THE NEW HOUSE IS BUILT.

- b. Explain how, if the criteria in subparagraph (a) are not established, an unnecessary hardship will be deemed to exist if, and only if, owing to special conditions of the property that distinguish it from other properties in the area, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it.

WITHOUT THIS VARIANCE I WOULD BE REQUIRED TO MOVE OFF THE PROPERTY AND RENTING SOMEWHERE ELSE WOULD PREVENT ME FROM BUILDING MY NEW HOME.

Applicant _____ Date _____
(Signature)

Owner _____ Date _____
(Signature)

Adopted 5/10/2021