

Le Sueur County

After-The-Fact Variance Application

I. Applicant:

Name _____
Mailing Address _____
City _____ State _____ Zip _____
Phone # _____ Phone # _____

II. Property Owner:

Name _____
Property Address _____
City _____ State _____ Zip _____
Phone # _____ Phone # _____

III. Parcel Information:

Parcel Number _____ Parcel Acreage _____
Legal Description-Full legal description must be attached (*not from tax statement*)

IV. After-The-Fact Variance Request:

V. A variance may be granted only where the strict enforcement of the County zoning controls will result in a practical difficulty. A determination that a “practical difficulty” exists upon the consideration of the following criteria.

1. Is the request a substantial variation from the requirements of the zoning ordinance? **Y N**
2. Will the request have an adverse effect on government services? **Y N**
3. Will the requested variance effect a substantial change in the character of the neighborhood or will it result in a substantial detriment to neighboring properties? **Y N**
4. Is there another feasible method to alleviate the need for a variance? **Y N**
5. Did the landowner create the need for the variance? **Y N**
6. Is the variance inconsistent with the Zoning Ordinance and Comprehensive Plan? **Y N**
7. Did the applicant/owner act in good faith to obtain a Variance or comply with the applicable requirements prior to commencing work? **Y N**
8. Did the applicant/owner attempt to comply with the Ordinance by obtaining the proper permits prior to commencing work? **Y N**

VI. Quantities and Submittal Formats:

- a. One reproducible 8.5” x 11” copy of the request and all other supporting documents.
- b. If in color, an aerial, or larger than 8.5” x 11” in size, 10 copies must be submitted.
- c. Electronic version of any supporting documents, if available.
- d. Additional copies may be requested as deemed necessary by the Planning & Zoning Department.
- e. Application must be made in person by the applicant and/or owner no later than 12 P.M. on the date of application deadline. **Appointment is necessary.** Applications will not be accepted by mail.
- f. All required information must be correct and submitted **at the time of application**, or the application will not be accepted.

VII. Attachments shall include but not limited to:

- | | |
|-----------------------------------|--|
| _____ a. Site Plan- survey | _____ d. Floor plans and/or blue prints <i>(if applicable)</i> |
| _____ b. Full legal description | _____ e. Septic plans <i>(if applicable)</i> |
| _____ c. Access approval | _____ f. Erosion control plan <i>(if applicable)</i> |
| _____ g. Surveyor Certification | |

VIII. Site Plan-must be a survey:

BUILDING SITE SHALL BE PHYSICALLY STAKED BY THE SURVEYOR OR THE APPLICATION WILL BE TABLED.

Site plan shall include but not limited to:

- North point
- setbacks
- property lines
- road right-of-way
- easements
- current & proposed impervious surface-Itemized with percentages *(if in shoreland)*
- landscape, screening and buffering *(if applicable)*
- location of significant trees to be removed *(if applicable)*
- note how disturbed areas will be restored *(if applicable)*
- lakes
- rivers
- wetlands, ponds
- streams
- well
- existing structures *(within and adjacent to project area)*
- proposed structures
- lot dimensions
- septic system
- access

IX. Fee:

Variance:	\$ 600	After-The-Fact Penalty:	\$1,500
Filing Fee:	\$ 46	<i>Or 10% of the value of the improvement, whichever is greater.</i>	
Special Meeting:	\$1,200	After-The-Fact meeting fees are <u>doubled</u>.	

X. Procedure:

The Board of Adjustment shall hold a public hearing on the proposed Variance at a regularly scheduled Board of Adjustment meeting. The Board of Adjustment has the authority to determine Variance approval or denial. The Planning & Zoning Administrator shall notify the applicant and/or landowner in writing of the Board of Adjustment decision. A zoning permit is required prior to starting construction; however zoning permits will not be available the day of the Board of Adjustment meeting.

XI. Signatures:

I hereby certify with my signature that all data contained herein as well as all supporting data are true and correct to the best of my knowledge.

Applicant signature _____
Date

I hereby certify with my signature that all data contained herein as well as all supporting data are true and correct to the best of my knowledge.

Property Owner signature _____
Date

OFFICE USE ONLY

Date received _____	Present Zoning Classification _____	Feedlot within 500' 1000' N
Meeting date _____	Lake Classification _____	Erosion Control Plan Y N
60 Day _____	Lake _____	Water courses Y N
FEMA Panel # _____	Flood Zone _____	Bluff Y N

£ Surveyor Certificate	£ Ordinance	£ Septic _____ CI / DESIGN
£ Site Plan -survey	£ Access approval	£ Fee \$ _____ ATF / SPEC MTG
£ Full legal	£ Blue Prints	£ Other _____
£ Application complete		

Planning & Zoning Authority signature _____
Date Permit # _____