

APPLICATION FOR HEARING BEFORE THE PEACH BOTTOM TOWNSHIP ZONING HEARING BOARD

1. APPLICANT:

Name: _____

Address: _____

Phone: _____

2. PROPERTY OWNER : (If other than applicant):

Name: _____

Address: _____

Phone: _____

Relationship to Applicant: _____

3. PROPERTY AT ISSUE:

Address an/or location: _____

Date purchased or obtained interest in property: _____

Lot Size: Width: _____ Depth: _____ Area (square feet): _____

Zoning District of Property: _____

Dates of any previous applications: _____

Present Use: _____

Proposed Use: _____

Do Not Write In This Space <u>Checklist</u>	Case # _____
Action Taken	Date
Application Filed.....	_____
Fee Paid.....(\$ 400.00)	_____
Receipt Issued.....	_____
Hearing Scheduled For.....	_____
Notice of Hearing Mailed to Applicant	_____
Adjoining Property Owners.....	_____
Notice Posted on Property.....	_____

4. APPLICANT MUST ATTACH THE FOLLOWING FOR THE APPLICATION TO BE COMPLETE:

A. A site plan depicting the whole parcel. It must show the size and location of the lot, the location of all buildings and proposed facilities including access drives, parking areas and all streets within 200 feet of the lot, and the use of each building within 200 feet of the lot.

B. List of names and addresses of all adjoining landowners.

C. Present deed, sales agreement or lease.

APPLICANT REQUESTS A HEARING BEFORE THE ZONING HEARING BOARD FROM AN ADVERSE DECISION OF THE ZONING OFFICER ON THE FOLLOWING MATTERS:

_____ Special Exception _____ Variance _____ Ordinance Interpretation
(Complete the following sections as applicable)

SPECIAL EXCEPTION

Ordinance Section(s) at issue: _____

The proposed use at the proposed location is proper and appropriate because:

A. The proposed use is in harmony with the appropriate development of the zone as follows: _____

B. The use of adjacent land will not be discouraged nor value impaired by the location, nature, or height of buildings, walls and fences as follows:

C. The use will have proper location with respect to existing and future streets, and will not create traffic congestion as follows:

D. Proper accommodations as required by the Zoning Ordinance will be made for water, drainage, and sewer as follows:

E. Meets, or will meet the specific standards of Section _____ of the Zoning Ordinance as follows: _____

VARIANCE

Ordinance Section (s) at issue: _____

Nature of Variance(s) sought (refer to each Zoning Ordinance section and state how and or by what magnitude you wish to vary from each): _____

An unnecessary hardship exists as follows: _____

The standards for a variance can be met as follows:

A. There are unique physical circumstances or conditions, the property cannot reasonably be used in strict conformity with the provisions of the Zoning Ordinance as follows: _____

B. Because of those physical circumstances or conditions, the property cannot reasonably be used in strict conformity with the provisions of the Zoning Ordinance as follows: _____

C. The unnecessary hardship has not been created by the Applicant as follows: _____

D. The variance will not alter the essential character of the neighborhood, nor substantially or permanently impair the appropriate use or development of adjacent property, nor be detrimental to the public welfare as follows: _____

E. The variance will represent the minimum variance which will afford relief and will represent the least modification possible of the regulation at issue as follows: _____

ORDINANCE INTERPRETATION

Date of Zoning Officer's decision: _____ Ordinance Section(s) at issue: _____ Nature of error or improper interpretation (Provide details of how the interpretation is in error referring to specific Zoning Ordinance Section: _____

I certify that I have provided the Township with the names and addresses of all neighbors as required by the Zoning Ordinance, and that the information set forth herein is true and accurate. It is also my understanding that fees per the resolution (attached) adopted July 1, 2002 will be charged to the applicant for reasonable costs incurred by the Township.

Date: _____ Signature: _____

HEARING APPLICATION INSTRUCTIONS

1. The **Application Form** must be filled out completely with full answers to every statement and question. The application **may not** be signed by the agent or attorney, but **must** be signed by the lessee, owner, or owners.
2. The **filing fee** required in the amount of \$ 400.00, must be paid at the time of filing application. This fee only partially covers the extra cost to the municipality of investigating and processing the application through its various stages. **Fees** per the resolution adopted July 1, 2002 **will be charged** to the applicant for reasonable costs incurred by the Township.
3. **Information required** for the special permit or variance application. Each application for a special permit or variance must be accompanied by the information below and must be submitted on 8 ½ x 11- inch paper.
 - a. **Site Plan:** include location and use of open spaces and structures and other improvements on lot. Must be drawn to scale of 1 inch = 20 feet for lots less than ½ acre and to a scale of 1 inch = 40 feet for larger lots.
 - b. **Ground Floor Plans** and elevations of proposed structures.
 - c. **Names and addresses** of adjoining property owners and such others' as the Zoning Officer may require.
 - d. **Additional information** required by the Zoning Officer for special uses.
4. **Photographs required** for special permit or variance application. Photographs of the property involved, not over 8 ½ x 11 inches, but of adequate size to illustrate the condition of the property under discussion are always helpful and may be requested as exhibits with this application.
5. When all listed requirements are met, **file application, plans, and other exhibits** with the **Zoning Officer** and pay-filing fee. Make all checks payable to **Peach Bottom Township**. The application must be complete in every respect, with **all** questions and demands answered before the application is considered complete.

RESOLUTION

BE IT RESOLVED by the Board of Supervisors of Peach Bottom Township, York County, Pennsylvania, this 1st day of July, 2002, that fees are established pursuant to the provisions of Section 492 of the township zoning ordinance as follows:

A. The following fees shall be paid at the time of making an appeal or application to

the Zoning Hearing Board or to the Board of Supervisors:

- (1) For a use certificate - \$40.00 plus \$25.00 for each inspection in excess of one
- (2) For a special exception, for an interpretation or for a variance other than a validity variance - \$400.00 (amended 2/2/09)
- (3) For an amendment other than a curative amendment - \$500.00
- (4) For a validity variance, a curative amendment, or a challenge to the validity of any provisions of the zoning ordinance - \$2,000.00 (amended 2/2/09)
- (5) Upon completion of the hearing, or if the hearing lasts more than one day, periodically during the course of the hearing, the appellant or applicant shall be billed for the reasonable expenses incurred by the Township in connection with the hearing (for advertising the hearing, stenographic charges, engineering or planning services, compensation to the members of the Zoning Hearing Board or Board of Supervisors which hears the action) in excess of the initial deposit and shall promptly pay such excess amount.
- (6) The payment of fees and costs set forth above shall be a prerequisite to the validity of any permit, variance, ruling or decision issued in favor of an applicant pursuant to any proceeding initiated before the Zoning Hearing Board or the Board of Supervisors. In the event any payment by check is not honored and is returned to the Township, any permit, variance, ruling, or decision issued in favor of an applicant shall be void and shall not be reinstated until the Township has received payment in full plus an additional administrative charge of twenty-five (\$25.00) dollars.

ATTEST:

PEACH BOTTOM TOWNSHIP