



CITY OF IDAHO FALLS

PLANNING AND BUILDING DIVISION

P.O. BOX 50220
Idaho Falls, ID 83405-0220
www.ci.idaho-falls.id.us

Planning Department • (208) 612-8276

FAX (208) 612-8520

Building Department • (208) 612-8270

APPLICATION FOR A VARIANCE TO THE SUBDIVISION ORDINANCE

It is the desire of staff to process your request for a variance in a timely manner. Please complete the application in full and provide the requested attachments to prevent any delay. You are encouraged to discuss your application with Planning Staff prior to submittal. Upon completion of a review by staff, the Planning Commission will consider and make recommendation to City Council.

Applicant Information

Representing Company:

Contact Name:

Phone:

Address:

Fax:

City:

State:

Zip:

Owner Information (If other than Applicant)

Name:

Phone:

Address:

City:

State:

Zip:

Property for Consideration

Site Address:

Current Zone:

Legal Description (i.e. Addition, Division No., Lot, Block):

Nature of Request

Signature of Applicant(s):

Date:

Date:

Fee: \$ _____ Date: _____

Received By: _____

Variance Fee: \$335.00

Requirements for Granting a Variance

10-1-18 (C): The City Council may, upon recommendation of the Commission, grant a variance to the terms and provisions of this chapter. A variance may be granted only upon an express finding that all of the following conditions exist. Please explain how granting your request conforms to each of the requirements below:

1. There are special circumstances or conditions affecting the property such that a strict application of this chapter would clearly be impracticable or unreasonable.

2. Strict compliance with this chapter would result in extraordinary hardship, as distinguished from mere inconvenience, to the developer because of the particular physical surroundings, shape, or unusual topography of the developer's property, and will substantially preclude development of the property.

3. The circumstances for which the variance is sought are unique to the property and are not applicable to other properties similarly situated.

4. The variance is the least deviation from the chapter necessary to mitigate the hardship.

5. The granting of the variance will not be substantially detrimental to the public safety, health, welfare of will not substantially injure other property adjoining the property for which the variance is sought.

6. The variance is not otherwise contrary to law.

7. The conditions necessitating the variance were not caused by or in any way arise from the actions of the developer.

Checklist

	Applicant	Staff
Completed Application Form	_____	_____
Current Vicinity Map	_____	_____
One (1) 8½” x 11” Reduction of Final Plat	_____	_____
Copy of Findings of Fact and Conclusions of Law	_____	_____
Minutes from Public Hearings	_____	_____

Affidavit of Legal Interest (See Attachment)

If you are representing the owner of the property in question, a notarized Affidavit of Legal Interest must accompany the application.

AFFIDAVIT OF LEGAL INTEREST

STATE OF IDAHO

COUNTY OF BONNEVILLE

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} **ss**

I, _____, _____
(Name) (Address)

_____, _____ Being first duly sworn upon
(City) (State) Oath, depose and say:

Being the owner of record of the property described on the attached sheet, I grant permission to:

_____, _____
(Name) (Address)

To submit the following application pertaining to that property (check all that applies):

- Preliminary Plat
- Final Plat
- Variance
- Conditional Use Permit
- Planned Unit Development
- Comprehensive Plan Map Amendment
- Annexation
- Rezone to _____

I agree to indemnify, defend and hold the City of Idaho Falls and its employees harmless from any claims or liability resulting from any dispute as to the statements contained herein or as to the ownership of the property which is the subject of the application.

Dated this _____ day of _____, 20____.

(Signature)

SUBSCRIBED AND SWORN to before me the day and year first above written.

Notary Public for Idaho

Residing at

My Commission Expires: _____