

**TOWN OF WAYNE, MAINE – BOARD OF APPEALS**  
**APPLICATION FOR ZONING VARIANCE**

Please follow these steps in completing your variance application:

- 1) Fill out sections A, B, D, & E completely.
- 2) Section C, check off the type of variance you are requesting and fill out only the subsection that corresponds (C-a or C-b).
- 3) Section D, Site Plan. Please make sure all measurements are correct.
- 4) Once the application is complete submit seven copies along with a \$100.00 filing fee to the Town Office.

**A. General Information**

**Applicant:** \_\_\_\_\_  
*Name*

\_\_\_\_\_

*Address*

\_\_\_\_\_

*Phone Number* *Email Address*

**Property:** \_\_\_\_\_

\_\_\_\_\_

*(Address or location)*

\_\_\_\_\_

*(Tax map page and lot number)*

**Date:** \_\_\_\_\_

**Property Owner (if not Applicant)** \_\_\_\_\_

*Name*

\_\_\_\_\_

*Address*

If the Applicant is not the property owner, describe Applicant's legal interest in the property

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**B. Reason and Information for Variance**

1) The Applicant purposes the following building, structure, use or activity on the subject property: \_\_\_\_\_

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2) The Applicant seeks a variance form the following dimensional standard(s): \_\_\_\_\_

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3) The lot is currently being used for the following: \_\_\_\_\_

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4) The conditions and character of the neighborhood are: \_\_\_\_\_

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**C. Complete Appropriate Type of Variance**

**C-a Undue Hardship Dimensional Variance Questions:**

The Board of Appeals may grant a variance only when strict application of the ordinance to the Applicant and the Property would cause undue hardship, which means that each of the criteria listed below must be met.

**(Please explain how each of the following criteria is met for this application)**

1) The land in question cannot yield a reasonable return unless the variance is granted: \_\_\_\_\_

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2) The need for the variance is due to the unique circumstances of the property and not to the general condition of the neighborhood: \_\_\_\_\_

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3) The granting of the variance will not alter the essential character of the locality: \_\_\_\_

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4) The conditions and character of the neighborhood are: \_\_\_\_\_

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**C-b Disability Variance Questions:**

The Board may grant a variance to an owner of a residential dwelling for the purpose of making that dwelling accessible to a person with a disability who resides in or regularly uses the dwelling. The circumstances discussed in the preceding subparagraph (ii) need not exist for a disability variance to be granted. The Board shall restrict any variance granted under this subsection solely to the installation of equipment or the construction of structures necessary for access to or egress from the dwelling by the person with the disability. The Board may impose conditions on the variance, including limiting the variance to the duration of the disability or to the time that the person with the disability lives in the dwelling. For the purpose of this subparagraph, a disability has the same meaning as a physical or mental handicap under 5 M.R.S.A. § 4553. The term “structures necessary for access to or egress from the dwelling” shall include railing, wall or roof systems necessary for the safety or effectiveness of the structure.

**(Please explain how each of the following criteria is met for this application)**

1) A person with a disability resides in or regularly uses the dwelling: \_\_\_\_\_

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2) The installation of equipment or the construction of structures proposed in the Application is necessary for access to or egress from the dwelling by the person with the disability (please explain how): \_\_\_\_\_

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3) Does the disability have a known duration? \_\_\_\_\_ If so, what is the duration: \_\_\_\_\_

**D. Additional information:**

In addition to the information provided above, please submit a sketch plan of the property showing dimensions and shape of the lot. You must locate all existing buildings, the location and dimensions of proposed buildings, additions and alterations, the location of roads and driveways, the location of any water body adjacent to the property, and natural and topographic peculiarities on the lot in question. If you have an engineered site plan

or a detailed drawing of your project, please attach it to this application. You do not have to draw your project to scale, but all measurements must be correct.

**E. Signature of Applicant:**

To the best of my knowledge, all information submitted on and with the application is true and correct.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

BY: \_\_\_\_\_  
*Signature*

\_\_\_\_\_  
*Printed Name*

**E. Notice of Receipt:**

This application and a fee of One Hundred Dollars (\$100.00) was received by me on this the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_, Town of Wayne.  
*Name / Title*