

**AREA PLAN COMMISSION
EVANSVILLE-VANDEBURGH COUNTY**

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FOR OFFICE USE ONLY

Docket No. _____
Date Filed _____
Fee Paid _____
Meeting Dates:
 Sub Review _____
 APC _____
Staff Initials _____

APPLICATION FOR MODIFICATION/WAIVER OF SUBDIVISION STANDARDS

Subdivision Name: _____ Lot No: _____
Site Address: _____ Tax Parcel I.D. No. _____
Applicant: _____ Phone: _____
Address: _____ Zip Code: _____
E-Mail: _____
*Owner: _____ Phone: _____
 (Printed name if different than applicant)
Owners Signature: _____ E-mail: _____
Address: _____ Zip Code: _____

No modification or waiver request shall be granted except on a finding that each of the following factors is true:

1. The waiver or modification will not be injurious to the public health, safety or general welfare;
2. The land use or value of the area adjacent to the property involved in the waiver will not be affected in a substantially adverse manner;
3. The strict application of the Subdivision Code standard at issue will result in practical difficulties in the use of the site;
4. The site is not within a PUD, and the standard in question is not already subject to modification or waiver under a different section of the Subdivision Code;
5. The need for the modification or waiver is due to special site characteristics of the circumstances not generally applicable to other property;
6. The modification or waiver will not undermine compliance with other applicable local, state or federal laws, and if it pertains to the provision of public ways, public facilities, or private sewage disposal systems, there are no objections from a public agency having jurisdiction over such laws; and
7. The requested modification or waiver will not constitute or have the practical effect of modification or waiver of any of standards prescribed by the Zoning Ordinance.

Subdivision Control Ordinance Section No. Requested to be Waived: _____

Statement Explaining Waiver Request (also attach drawing): _____

Statement of Reasons Supporting Waiver Request: _____

Items to be submitted with this application: Plat - (2) hard copies, (1) Adobe Acrobat-.pdf version of plat and completed application, (1) Autocad-.dwg version (2009 or earlier), and application fee.

Note: Waiver requests are heard at the Area Plan Commission public meetings. If a waiver request is submitted before the filing of the subdivision plat for the same site, a drawing must be submitted showing how the relaxed standard affects the site. Notice requirements must be met for the APC hearing on the waiver. The attached affidavit for documenting the distribution of notice letters to abutting property owners must be completed and filed with the waiver application, and the wording of the notice letters should conform to the attached sample letter (6-21-13).

* Application will not be accepted without the owner of record signature.