

### APPLICATION TO PETITION THE BOARD OF APPEALS

PLEASE PRINT OR TYPE (if additional space is needed, use back side of application.)

Applicant Information:		
Name:		
Address:	City:	Zip Code:
Telephone:	Email:	
Interest in Subject Property:		

Owner(s) Information: <i>(if different from applicant, include owner-signed consent to, and certification of, application)</i>		
Name(s):		
Address:	City:	Zip Code:
Telephone:	Email:	

Project and Property Information:			
Project Description:			
Current Zoning Classification:	<input type="checkbox"/> RC Resource Conservation	<input type="checkbox"/> R-1 Residential	<input type="checkbox"/> R-2 Multi-Family Residential
	<input type="checkbox"/> AG Agricultural	<input type="checkbox"/> C Commercial	<input type="checkbox"/> I Industrial
Property Identification Number:			
Subject Property Address:	City:	Zip Code:	
Legal Description (attached separately if necessary):			
Zoning Ordinance Section(s) with which the property is in conflict:			
Describe, in detail, the proposal for the property which is in conflict with the Zoning Ordinance:			

Submission Requirement Checklist

**Applicants must submit the following items together with this application prior to the Zoning Board of Appeals considering the application:**

- Application Fee, made payable to Benton Charter Township
- Performance Bond, if applicable
- Copy of the written Zoning Compliance Permit application denial from the Zoning Administrator, if applicable. The denial should state the reason for denial.
- Legal Description (*attached separately if needed*)
- Completed Application for Site Plan Review
- An accurate site plan of the subject property depicting all of the following:
  - Location, size, and use of all existing and proposed structures
  - Structures on adjoining/adjacent property
  - Lot dimensions
  - Street right-of-way
  - Surface drainage patterns
  - Yard setbacks
- Attached and include any supporting material, exhibits and information that will support a finding of the criteria in Section 17.02 of the Zoning Ordinance. Please prepare a written narrative, attached to this application, describing how the below criteria are met for the proposed petition.

**Initial:** *Indicate by initial below that the listed information has been provided in the attached narrative.*

\_\_\_\_\_ That there are exceptional or extraordinary circumstances or conditions applying to the property in question as to the intended use of the property that do not apply generally to other properties in the same zoning district and are not the result of self-induced hardship.

\_\_\_\_\_ That such variance is necessary for the preservation and enjoyment of a substantial property right similar to that possessed by other properties in the same zoning district and in the vicinity. The possibility of increased financial return shall not itself be deemed sufficient to warrant a variance.

\_\_\_\_\_ That the authorizing of such variance will not be a substantial detriment to adjacent property and will not materially impair the intent and purposes of the Zoning Ordinance or the public interest.

\_\_\_\_\_ That the condition or situation of the specific piece of property, or the intended use of said property for which the variance is sought is not of so general or recurrent a nature as to require the formulation of a general regulation for such condition or situation.

<b>Applicant(s) Certification:</b>	
Applicant(s) acknowledges that the information submitted in and with this application is true and correct to the best of his/her knowledge.	
Applicant Signature(s):	Date:
	Date:

<b>Applicant(s) Acknowledgement</b>	
Applicant(s) acknowledges that he or she has the sole responsibility of complying with the requirements of any applicable Benton Charter Township Ordinance notwithstanding the signature or approval of any Township employee(s) or official(s) and that Benton Charter Township is not bound to recognize the approval or other action of any employees(s) or official(s) that is not in compliance with the applicable Benton Charter Township Ordinance.	
Applicant Signature(s):	Date:
	Date:

Please submit completed application, above information and applicable fees to: Benton Charter Township Clerk  
5136 Windsor Highway, Potterville, MI 48876  
Or by email to: bentontownship.clerk@gmail.com

<b>THIS SECTION TO BE COMPLETED BY BENTON CHARTER TOWNSHIP ONLY</b>		
Fee Received: \$ _____	Date: _____	By: _____
Performance Bond Deposit: \$ _____	Date: _____	By: _____
Date of Public Hearing: _____		Date of Publication: _____
Date of Mailing: _____		
On _____, 20____, the Benton Charter Zoning Board of Appeals		
<input type="checkbox"/> Approved the Board of Appeals petition for the following reason(s):		
<input type="checkbox"/> Approved the Board of Appeals petition subject to the following stipulation(s):		
<input type="checkbox"/> Denied the Board of Appeals petition for the following reason(s):		
Zoning Board of _____ Appeals Chairperson: _____ Signature		Date: _____

Copy of Completed Application and, if granted, copy of approved Petition retained by or provided to:			
<input type="checkbox"/> Applicant	<input type="checkbox"/> Planning Commission Chair	<input type="checkbox"/> Zoning Administrator	<input type="checkbox"/> Township Clerk