

APPLICATION FOR A VARIANCE

To: Board of Adjustment, Town of Gorham

Name of Applicant Rick + Mel Savage

Address PO BOX 331 Gorham

Owner same

Location of Property 160 Main St 46-42

(street, number, sub-division and lot number)

NOTE: This application is not acceptable unless all required statements have been made.

Additional information may be supplied on separate pages if the space provided is inadequate.

Do not write in this space.

Case No. _____

Date Filed _____

(signed - ZBA)

APPLICATION FOR A VARIANCE

A variance is requested from article _____ section _____ of the zoning ordinance to permit Floodplain Ordinance - Item VII 4.

Facts in support of granting the variance:

1. Granting the variance would not be contrary to the public interest because:

THE STRUCTURE IS RAISED SO IT WILL NOT EFFECT RISING WATER TO FLOOD IN A NEW DIRECTION

2. If the variance were granted, the spirit of the ordinance would be observed because:

THE STRUCTURE WILL NOT EFFECT FLOW OF WATER + NO OTHER LOCATION WOULD BE ANY DIFFERENT THE STRUCTURE IS OF MINIMUM SIZE NECESSARY TO ALLOW THE COMPRESSORS + NOT IMPEDE THE FLOW OF WATER

3. Granting the variance would do substantial justice because:

THERE REALLY IS NO OTHER LOCATION TO PLACE THE COMPRESSORS DUE TO THE LOCATION OF THE REFRIGERATION

4. If the variance were granted, the values of the surrounding properties would not be diminished because:

THIS STRUCTURE WILL NOT AFFECT THE FLOW OF THE WATER, WILL NOT PUSH WATER ONTO ANY OTHER PROPERTY AND IS NOT VISIBLE FROM ANY OTHER PROPERTY

5. Unnecessary Hardship

A. Owing to special conditions of the property that distinguish it from other properties in the area, denial of the variance would result in unnecessary hardship because:

i. No fair and substantial relationship exists between the general public purposes of the ordinance provision and the specific application of that provision to the property because:

THE BUILDING IS AS IT IS THERE REALLY IS NO ROOM TO PUT IN ANY OTHER LOCATION DUE TO LOCATION OF REFRIGERATION

and:

ii. The proposed use is a reasonable one because:

BECAUSE THE COMPRESSORS ARE REQUIRED TO OPERATE SAFELY & THE STRUCTURE PROVIDES A SAFE LOCATION FOR THE UNITS

B. Explain how, if the criteria in subparagraph (A) are not established, an unnecessary hardship will be deemed to exist if, and only if, owing to special conditions of the property that distinguish it from other properties in the area, the property cannot be reasonably used in strict conformance with the ordinance, and a variance is therefore necessary to enable a reasonable use of it.

IF NOT IN THIS LOCATION WE WOULD BE UNABLE TO PROVIDE REFRIGERATION FOR OUR RESTAURANT AS THE LOCATION OF THE FRIDGE + FREEZER EXIST ON THAT CORNER OF THE BUILDING

Applicant


(signature)

Date

4/25/23