



Office of the Zoning Administrator

100 N. Wall St.

Denmark, WI 54208

Ph. 920-309-0721

jeffs@communityplanningandconsulting.com

APPLICATION for APPEAL or VARIANCE

This Application **must be completed in full**. The Village of Denmark **cannot accept** an incomplete Application Form or an Application Packet lacking all required information.

An Application for Appeal or Variance shall be filed with the Village Clerk within 30 days of the date of written notice of staff decision or order. **Six paper copies and one digital (PDF) copy** of the application packet is required.

Contact Information:

Property Owner: _____

Address: _____

Phone: _____ Email: _____

Applicant (if different from Property Owner): _____

Address: _____

Phone: _____ Email: _____

Property Description:

Address: _____ Tax Parcel Number: _____

(If additional parcels, please attach as separate sheet)

Current Use of Property: _____

Action Requested (check one and complete applicable section on following page):

_____ Appeal _____ Variance

Appeal:

Appeal of Decision.

The Owner, being aggrieved by the decision of Village staff was (check one):

_____ Denied approval of a zoning change on: _____ (date)

_____ Denied approval of a _____ permit on: _____ (date)

_____ Issued a notice of violation or compliance order on: _____ (date)

Interpretation (complete one of the following).

The Owner requests an interpretation of Section _____ of Chapter 315: Zoning.

The Owner requests an interpretation of the location of the boundaries of the _____ zoning district for Tax Parcel Number _____.

Variance:

Variance Specified:

The Owner requests a Variance from the requirements of Section _____ of Chapter 315: Zoning.

Granting of Variance:

The Board of Appeals shall grant no variance unless it finds that **all** the following facts and conditions exist:

- (1) Preservation of Intent. No variance shall be granted that is not consistent with the purpose and intent of the regulations for the district in which the development is located. No variance shall have the effect of permitting a use in any district that is not a stated permitted use, accessory use, or conditional use in that particular district.
- (2) Special or Unique Condition. There shall be a special or unique condition applying to the lot or parcel that does not apply generally to other properties in the same district, and the granting of the variance shall not be of so general or recurrent nature as to suggest that the Zoning Code should be changed.
- (3) Economic Hardship and Self-Imposed Hardship Not Grounds for Variance. The special or unique condition on the lot or parcel must cause an unnecessary hardship. However, no variance shall be granted solely on the basis of economic gain or loss and self-imposed hardships shall not be considered as grounds for the granting of a variance.
- (4) Public Interest. No variance shall be granted that will materially impair or be contrary to the purpose and spirit of this Chapter or the public interest.

Applicant Statements:

On separate sheet(s) of paper attached to this Application, Applicant shall provide the following:

Preservation of Intent. The Applicant / Agent shall explain how the proposed use or structure is consistent with the purpose and intent of the zoning district in which the proposed development is located:

Special or Unique Condition. The Applicant / Agent shall describe the special or unique condition applying to the lot or parcel that does not apply generally to other properties in the same district:

Hardship. The Applicant / Agent shall describe the hardship resulting from the decision to deny the proposed use or structure.

Public Interest. The Applicant / Agent shall explain how the proposed use or structure is consistent with the purpose and spirit of the zoning ordinance and the public interest.

Application Fee:

The Application Fee for an Appeal or Variance is **\$300.00**. The Application shall not be accepted until the Application Fee has been paid.

Signature and Certification:

I certify the information presented on this Application and the drawings, plans, and other materials included therein are, to the best of my knowledge, complete and in accordance with the Zoning Ordinance.

Applicant Signature: _____ Date: _____