

**Town of Hurt, Virginia
Request for Zoning Variance**

Applicant Name (s) _____

Mailing Address _____

Contact Phone _____ Email Address _____

Property Owner's Name and Address (if different from Applicant)

Parcel ID# _____ Lot Size (acres or sq. ft.) _____

Current Zoning (check one): ☐ R-1 ☐ R-2 ☐ R-3 ☐ C-1 ☐ I-1

Current Land Use (check one): ☐ Agricultural ☐ Commercial ☐ Industrial
☐ Residential ☐ Vacant

Applicable Zoning Ordinance Section # _____

Nature of Request (Briefly describe proposed project and specific deviation from zoning):

I hereby certify that I am acting with the knowledge and consent of the property owner to the request described on this application. By signing below, I agree the information provided on this application is true to the best of my knowledge.

Applicant Signature _____ Date _____

By signing below, I certify I am aware of the request submitted and the information provided is true to the best of my knowledge.

Owner Signature _____ Date _____

(Please see reverse side for important information.)



**Web: townofhurtva.gov Facebook: Town of Hurt, Virginia
533 Pocket Road, PO Box 760, Hurt, VA 24563
Office: 434-608-0554 Fax: 434-205-1177
Form Z-3 (Revised 01-04-2022)**

What is a Variance?

A variance is a request for a reasonable deviation from a provision of the Town's Zoning Ordinance when strict application of the ordinance would result in unnecessary or unreasonable hardship to the property owner. A variance may not allow a use in a district not authorized by district regulations. A granted variance runs with the property.

Variance Standard:

Notwithstanding any other provision of law, general or special, a variance shall be granted if the evidence shows that the strict application of the terms of the ordinance would unreasonably restrict the utilization of the property or that the granting of the variance would alleviate a hardship due to a physical condition relating to the property or improvements thereon at the time of the effective date of the ordinance, and

- a. The property interest for which the variance is being requested was acquired in good faith and any hardship was not created by the applicant for the variance;
- b. The granting of the variance will not be of substantial detriment to adjacent property and nearby properties in the proximity of that geographical area;
- c. The condition or situation of the property concerned is not of so general or recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment to the ordinance;
- d. The granting of the variance does not result in a use that is not otherwise permitted on such property or a change in zoning classification of the property; and
- e. The relief or remedy sought by the variance application is not available through a special exception process that is authorized in the ordinance pursuant to Code of Virginia, § 15.2-2309, subdivision 6 or the process for modification of a zoning ordinance pursuant to Code of Virginia, § 15.2-2286, subdivision A.4, at the time of the filing of the variance application.

Office Use Only

Officials	Date	Action Taken
Staff/Form Received	_____	In Review
Planning Commission	_____	In Review
Town Council	_____	In Review