

Town of Batavia
3833 West Main St. Rd.
Batavia, NY 14020
Phone : 585-343-1729 / Fax : 585-343-8461

Use Variance

Criteria To Support Zoning Appeal :

Applicants Name _____ **Project Address** _____

Applicants for a Use Variance must demonstrate to the Town of Batavia Zoning Board of Appeals that the Zoning has caused unnecessary *hardship*, which is defined to require a showing :

1) The applicant cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence. _____

2) The alleged hardship relating to the property in question is unique, and does not apply to a substantial portion of the district or neighborhood. _____

3) The requested use variance, if granted, will not alter the essential character of the neighborhood. _____

4) The alleged hardship has not been self created. _____

Applicant Signature _____

Date ____ / ____ / ____