

Washington County Road & Bridge Application for Variance

Application Information:

1. The Applicant must complete this form and pay the filing fee before the Local Highway Jurisdiction will process this form.
2. All relevant information and attachments must be supplied. Please mark non-applicable portions of the application form "N.A." No application shall be considered filed by the Local Highway Jurisdiction unless the application form is completed, and the application/s fee/s has been received by the Local Highway Jurisdiction.
3. This form includes relevant initial routing information which is completed by Local Highway Jurisdiction.
4. All applications provided in this form are filed with the Local Highway Jurisdiction at the office located at 1102 E Court St, Weiser, Idaho 83672.
5. Applicant, if a natural person, must be over the age of 18. Applicant must be, if not a natural person, an entity in good standing in the State of Idaho; or a registered trust.

ATTACH CERTIFICATE OF SECRETARY OF STATE IN THE EVENT THE APPLICANT IS A
LEGAL ENTITY: CERTIFICATE OF SECRETARY OF STATE ATTACHED: _____
TRUST REGISTRATION STATEMENT: _____

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To: Local Highway Jurisdiction: Washington County Road & Bridge

Applicant: _____ Date: _____

Address: _____ Phone: _____

Information to Applicant: In accordance with Section 2140.010 of the Highway Standards and Development Procedures for the Local Highway Jurisdiction, the same provides:

Purpose: The Local Highway Jurisdiction may grant variances in order to prevent or to lessen such practical difficulties and unnecessary physical hardships as would result from a literal interpretation and enforcement in certain of the regulations prescribed by these Standards.

A variance shall not be considered a right or special privilege, but may be granted to an applicant only upon showing 1) undue hardship because of special characteristics applicable to the site, and 2) the variance is not in conflict with public interest. Hardships must result from special site characteristics, from geographic, topographic or other physical conditions, or from population densities, existing street locations or traffic conditions.

The purpose of a variance is to provide fair treatment and to see that individuals are not penalized because of site characteristics beyond their control.

In accordance with Section 2140.030 of the Highway Standards and Development Procedures for the Local Highway Jurisdiction, the same provides:

Duration of Approval: The use or construction permitted under the terms of any variance shall be commenced within a six (6) month period. If such use or construction has not commenced within such time period, the variance shall no longer be valid. Prior to the expiration of the six (6) month period, the Local Highway Jurisdiction, upon request of the applicant, may extend the variance for up to an additional six (6) months, resulting in a total of twelve (12) months from the original date of approval. No additional extensions will be allowed.

APPLICATION INFORMATION:

Description of Right of Way which is subject to the requested variance [Use this space or attach the specific description of subject Right of Way]:

Identify the Section in Highway Standards and Development Procedures from which the applicant seeks a variance [Identify the section number and standard in this space.]:

Description of requested variance [Use this space or attach a narrative which includes a complete description of proposed variance]:

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State what undue hardship will result if the application is not granted because of the following:

What are the special characteristics applicable to the site?

Why the granting of the variance will not be detrimental to the public health, safety or welfare or be materially injurious to properties or improvements in the vicinity?

Why the literal interpretation and enforcement of the Highway Standard and Development Procedures would result in practical difficulty or unnecessary physical hardship inconsistent with the objectives of those standards and procedures?

What are the extraordinary site characteristics applicable to the property involved or to the intended use of the property which do not apply generally to other properties?

Why would a literal interpretation and enforcement of the standards deprive the applicant of privileges enjoyed by the owners of other properties?

Why the granting of the requested variance will not constitute a grant of special privilege inconsistent with the limitations on other properties?

I do hereby certify to the LOCAL HIGHWAY JURISDICTION that I am the applicant or a duly authorized agent for the applicant and that the statements and representations here in are true and correct. This ___ day of, _____ 20__.

Applicant's Signature

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THIS PAGE OF FORM FOR LOCAL HIGHWAY JURISDICTION USE ONLY

LOCAL HIGHWAY JURISDICTION ACTIONS:

Date received: _____

Filing Fee: _____ / Paid _____ [Local Highway Jurisdiction Secretary to initial and date fee paid]

Recommendation to Local Highway Jurisdiction Authorities:

Reviewed by: _____

Denial _____ Approval _____ Approval Subject to Conditions _____

Recommended Wording for order granting variance including recommended conditions:

Basis for recommendation:

Applicant notified of meeting of Local Highway Jurisdiction Authorities when matter to be considered:

Notification Sent: _____ [date] by: _____ Applicant Appeared: _____ Did Not Appear: _____

Action of the Local Highway Jurisdiction Authorities:

Denial _____ Approval _____ Approval Subject to Conditions _____

Conditions:

Basis for Decision:

In the event the Application is approved a PERMIT/LICENSE FOR THE USE OF RIGHT-OF-WAY FOR Approved purposes to be drafted, approved and entered into by the applicant and the Local Highway Jurisdiction.

Local Highway Jurisdiction: _____

Dated: _____ Signed: _____

Original Permit/License Agreement prepared and signed by Applicant and Approved by Local Highway Jurisdiction: _____ [Initialed by Local Highway Jurisdiction when completed]

Original Permit/License together with this Applications form is retained in the official Records of the Local Highway Jurisdiction and a copy provided to applicant and anyone demanding notice of the decisions.

Local Highway Jurisdiction: _____

Signed: _____