



TOWN OF HENRIETTA
APPLICATION TO the ZONING BOARD OF APPEALS
FOR A USE VARIANCE

Appeal No _____

Date _____

TO THE ZONING BOARD OF APPEALS, HENRIETTA, NEW YORK

I (we) _____ of _____
Name of Applicant / Business Property Location (Number & Street)

_____ hereby appeal to the Zoning Board of Appeals from the
Town, State, Zip
decision of the Building Inspector, whereby the Building Inspector did deny grant a permit for use on the above
property.

Tax Account # _____ Use District on Zoning Map _____

PROVISION(S) OF THE ZONING ORDINANCE APPEALED, (Indicate the article, section and paragraph of the Zoning
Ordinance being appealed) _____
Number Only (Do not quote the ordinance)

- A) Applicant should submit an attachment describing if/why/how the following statements apply to this application.
- (1) the applicant cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence;
 - (2) that 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) that the requested use variance, if granted, will not alter the essential character of the neighborhood; and
 - (4) that the alleged hardship has not been self-created.

Received By: _____ Agent / Applicant: _____

Reviewed by: _____ Address: _____

Date of Meeting: _____

Phone #: _____

Email: _____

Signature: _____

NOTE: If signature is other than owner, written authorization from owner must accompany application.

APPLICANT OR REPRESENTATIVE MUST BE PRESENT AT MEETING
PLEASE PRINT ALL INFORMATION

Description of Proposal:

1. The applicant cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence;
2. That 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. That the requested use variance, if granted, will not alter the essential character of the neighborhood; and
4. That the alleged hardship has not been self-created.

**Statement of Applicant and Owner with Respect to Reimbursement
of Professional and Consulting Fees**

In conjunction with an application made to the Town of Henrietta, the undersigned states, represents and warrants the following:

- 1) I/We am/are the applicant and owner with respect to an application to the Town of Henrietta.
- 2) I/We have been advised of, are aware of and agree to comply with the obligation to reimburse the Town of Henrietta for any and all professional and consulting fees incurred by the Town in conjunction with this and any other applications by me/us, including but not limited to engineering and/or legal fees, all as more fully set forth in the Henrietta Town Code.
- 3) I/We have been provided with, or have otherwise reviewed the Henrietta Town Code provisions related to the obligation to reimburse the Town with respect to professional and consulting fees, and agree to comply with the same.
- 4) I/We understand that this obligation shall not be dependent upon the approval or success of the application.
- 5) I/We further agree that in the event the Town of Henrietta is required to refer for collection an outstanding debt for such professional and/or consulting fees due to the Town of Henrietta, I/we shall be obligated to pay the reasonable attorney's fees incurred as a result of the Town's efforts to collect such fees. Reasonable attorney's fees shall also include any and all disbursements that may result from the commencement of litigation.
- 6) Each party to the application, including the applicant and the owner, shall be jointly and severally liable for all consulting and professional fees and expenses incurred in conjunction with the application.

Applicant: _____

By: _____

Title: _____

Dated: _____

Signed: _____

Owner: _____

By: _____

Title: _____

Dated: _____

Signed: _____