

**APPLICATION FOR VARIANCE
TO
ZONING REGULATIONS**

Date of Application: _____

Variance Number: _____

To: Day County Planning & Zoning
711 W 1st Street Ste 203
Webster, SD 57274

Ph. 605.345.9502

Fax: 605.345.9503

E-mail: dschlotte@daycounty.org

A.) I/We, the undersigned property owner(s), do hereby petition the Day County Planning and Zoning Commission of Day County, South Dakota, to grant a Variance to the Day County Zoning Ordinances for the purpose of:

B.) Section(s) of Zoning Ordinances to be exempt:

C.) Special conditions and circumstances that exist which are peculiar to the land, structure, or buildings in the same district: that literal interpretation of the provisions of this regulation would deprive the applicant of rights commonly enjoyed by other properties in the same district under terms of this regulation: that the special conditions and circumstances do not result from the actions of the applicant, and that granting the variance requested will not confer on the applicant, and privilege that is denied by this regulation to other lands, or buildings in the same district.

D.) Legal description of Property:

E.) Signature(s) of any other interested parties, i.e. adjacent landowners, SD GF&P

F.) Time and Date Set for
Hearing before Day County

Date

Time

Approved

Rejected

Date

Administrator Day County
Planning & Zoning Commission

Person filing petition – print

Person filing petition - sign

Address

City

State

Zip Code

Telephone

Email Address

A variance that is granted and not used within two (2) years will be considered invalid.

GUIDELINES FOR APPLYING FOR A VARIANCE

1. The application, along with a \$75.00 filing fee, made out to “Day County Treasurer” must be completed and returned to the Day County Planning and Zoning Director – 711 West 1st Street, Suite 203 – Webster, SD 57274 in order to be on the regularly scheduled monthly meeting. Day County Planning and Zoning Commission meets monthly at 9:15 a.m. in the Board Room of the Day County Courthouse.

- a) **Application** – Page 1, “**Purpose of**” - in this area, write down what you would like to a. construct, i.e. – garage, addition, pole shed, etc.
- b) **Section of Zoning Regulations to be exempt** – page 1, this area will be filled out by the zoning office according to what section of the ordinance pertains to your situation.
- c) **Special Conditions of Circumstances** – page 1, this is the area stating why you need the variance. You need to provide a hardship. Examples – 1) Existing building already there, 2) size and shape of lot is not large enough to meet setback requirement, etc.
- d) **Legal Description**, page 2 – is the legal description of the property you are asking for the variance
- e) **Signatures of other interested parties**, page 2 – you may be required to obtain the signatures of any other interested parties, i.e. adjacent landowners of SD Game, Fish & Parks
- f) **Print & sign your name**, page 2 – along with address & phone number
- g) **Attach a site plan**, - on a separate piece of paper of the proposed area showing building size, lot lines, existing buildings, building plans (floor plans) water lines, electric lines of the variance area, and any other information that may be helpful to the zoning officer.
- h) **Application fee** - \$75.00 made out to the “Day County Treasurer” to be sent along with the application.
- i) **Adjoining Landowners** – please list name and addresses of adjoining landowners as they will be notified by mail & public notice will be published in the designated newspapers of Day County, South Dakota with the date and time of hearing of the variance request.
- j) **Plan to attend**, or have a representative on your behalf, attend the hearing to present your case to the board. You will receive notification from the zoning officer as to the date, time & place of the hearing.