

Zoning Appeal # _____

(Date Stamp)

ZONING HEARING BOARD APPEAL APPLICATION

APPLICANT

Name: _____

Address: _____

Phone: _____ Cell: _____ Fax: _____

Email Address: _____

Applicant is: Owner of Record Equitable Owner Tenant Other

OWNER (if other than applicant)

Name: _____

Address: _____

Phone: _____ Cell: _____ Fax: _____

Email Address: _____

APPLICANT'S ATTORNEY/OTHER REPRESENTATIVE

Name: _____

Address: _____

Phone: _____ Cell: _____ Fax: _____

Email Address: _____

PROPERTY INFORMATION

Property Address: _____ Tax PIN: _____

Zoning District: _____ Lot Size: _____

Property Depth: _____ Property Width: _____

Has any previous application or appeal been filed in connection with this property? Yes No

If yes, state the date and nature of the previous application: _____

USE OF PROPERTY

Present Use: _____

Proposed Use: _____

UPPER SAUCON TOWNSHIP USE ONLY

APPLICATION CHECKLIST:

- One (1) original and ten (10) copies of application form, signed by applicant and owner, if applicable
- Fee \$ _____ (per fee schedule adopted 12/19/2011 by Resolution No. 2011-27)
- One (1) original and ten (10) copies of site plans, diagrams, photographs, and other supporting documents
- Other _____
- Notes _____

APPLICATION IS HEREBY MADE FOR:

- Substantive Challenge to Validity of Land Use Ordinance
- Challenge to Validity of Land Use Ordinance Alleging Procedural Defects
- Appeal from Determination of Zoning Officer, including Enforcement Notice
(If appeal is taken from determination letter or zoning enforcement notice issued by the Zoning Officer, attach copy of the letter or notice.)
- Application for Variance from Terms of the Zoning Ordinance
- Application for Special Exception under the Zoning Ordinance
- Appeal from Determination of Zoning Officer regarding Performance Density Provisions
- Appeal from Zoning Officer’s Preliminary Opinion
- Appeal from Determination regarding Sedimentation and Erosion Control and/or Stormwater Management

Cite Zoning Ordinance or other Land Use Ordinance article and section from which relief is requested:

SUBMISSION

1. By making a submission under this Ordinance, the applicant acknowledges and agrees that all documents and other information submitted to the Township pursuant to this Ordinance constitute public records within the meaning of the Pennsylvania Right to Know Law, Act 3 of 2008, as amended, and are therefore subject to review and reproduction upon request in accordance with that Law and applicable Township ordinances and resolutions.
2. To the extent that any such documents or information are not deemed public records and are subject to protection pursuant to Federal or State copyright laws, or Common Law copyright protection, the applicant and all of its agents, employees and consultants, by filing documents with the Township pursuant to this Ordinance, shall be deemed to have waived all copyright protection as relates to reproduction, review, analysis, criticism, or approval of the application by the Township and all of its agents, servants, employees, officials, and consultants, and the public at large.
3. The applicant hereby agrees to indemnify, defend and hold harmless the Township and all its agents, servants, employees, officials, and consultants of and from any and all claims, demands, judgments or damages arising out of or relating to claims of violation and violations of Federal and State copyright laws or Common Law copyright protection.
4. Applicant(s) and/or owner(s) hereby grant(s) permission and authorize members of the Upper Saucon Township Zoning Hearing Board, Township staff and Township consultants to enter subject property to view the premises in conjunction with the Zoning Appeal which is hereby filed.

UNSWORN FALSIFICATION TO AUTHORITIES

To the best of my knowledge and belief, all information on this application is true, correct, and complete and with the understanding that any false statement is subject to the penalties of 18 Pa. C.S.A. Section 4904, relating to “Unsworn Falsification to Authorities”.

Applicant’s Signature

Date

Print Applicant’s Name

Owner’s Signature (if other than Applicant)

Date

COMPLETE THIS SECTION FOR VARIANCE APPLICATIONS ONLY

Per Section 804.D of the Zoning Ordinance and Section 910.2 of the PA Municipalities Planning Code (PA MPC), the Zoning Hearing Board shall hear requests for variances where it is alleged that the provisions of the zoning ordinance inflict unnecessary hardship upon the applicant. No variance in the strict application of the provisions of the Zoning Ordinance shall be granted by the Zoning Hearing Board unless the Board finds that **ALL of the following findings** are made where relevant in a given case:

- (1) Describe unique physical circumstances or conditions, including irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical or other physical conditions peculiar to the particular property and that the unnecessary hardship is due to such conditions and not the circumstances or conditions generally created by the provisions of the Zoning Ordinance in the neighborhood or district in which the property is located:

- (2) Describe how because of such unique physical circumstances or conditions, there is no possibility that the property can be developed in strict conformity with the provisions of the Zoning Ordinance and that the authorization of a variance is therefore necessary to enable the reasonable use of the property:

- (3) Explain how such unnecessary hardship has not been created by the applicant:

- (4) Explain why the variance, if authorized, will not alter the essential character of the neighborhood or district in which the property is located, nor substantially or permanently impair the appropriate use or development of adjacent property, nor be detrimental to the public welfare:

- (5) Describe how the variance, if authorized, will represent the minimum variance that will afford relief and will represent the least modification possible of the regulation in issue:

(Attach additional sheets of paper if necessary.)

