

**TOWN OF ATHELSTANE
VARIANCE REQUEST ORDINANCE
ORDINANCE #17**

The Town Board of Athelstane does hereby adopt the following:

SECTION 1 - Variance Requests Requirements

Variations shall only be granted for reasons which are permitted by law and only after a hearing and determination by the Town Planning Commission that the variance is in the public interest and consistent with provisions of this ordinance.

Any person requesting a variance shall pay a fee of \$150.00 to the Town Clerk.

Letters of consent are required by adjoining landowners.

SECTION 2 – Granting/Denying Variance Request

In granting or denying a variance, the Town Planning Commission and the Town Board shall consider those factors which are permitted by law including, but not limited to, the hardship which will be incurred by the landowners if a variance is not granted, the intent and the purpose of the ordinance and such other factors as are relevant.

The Town Planning Commission shall submit its recommendation to the Town Board and the Town Board shall act on the request after consideration.

SEVERABILITY

In the event that any section or sections herein shall be ruled unconstitutional by any competent court, such determination shall not affect the validity or effectiveness of the others sections of this Ordinance and the remainder of said Ordinance shall remain in effect.

This ordinance adopted by the Town Board of the Town of Athelstane on this 9th day of February, 2016.

The Town Board of Athelstane

By: _____ Attest _____
John Dobratz - Chairman Janice DuChateau - Clerk

Harold Tesch Jr - Supervisor

David Jose - Supervisor