

APPROVAL

In accordance with Virginia Code Section 15.2-2309, I move for the **approval** of the variance as stated in Case _____ of the agenda, with the conditions as stated in the Staff Report, for property located at _____, based upon the following criteria: **(ALL)**

1. **That the strict application of the ordinance would produce undue hardship; and**
 1. Exceptional narrowness, shallowness, size or shape of a specific piece of property.
 2. By reason of exceptional topographic conditions.
 3. Other extraordinary situation or condition of the piece of property.
 4. Of the condition, situation, or development of property immediately adjacent thereto.
 5. *NOT special convenience or privilege.*

2. **That the hardship is not shared generally by other properties in the same zoning district and the same vicinity; and**
 - a. Not of so general or reoccurring a nature as to make reasonably practicable the formulation of a *general regulation to be adopted as an amendment to the ordinance.*

3. **That the authorization of the variance not be of substantial detriment to adjacent property and that the character of the district will not be changed by the granting of the variance; and**

4. **That the granting of the variance is in harmony with the intended spirit and purpose of the ordinance.**

DENIAL:

In accordance with Virginia Code Section 15.2-2309, I move for the denial of the variance as stated in Case _____ of the Agenda, for property located at _____, based upon the following
(At Least One)

1. **That there has been no evidence produced that the strict application of the ordinance would produce undue hardship; or**
 1. Exceptional narrowness, shallowness, size or shape of a specific piece of property.
 2. By reason of exceptional topographic conditions.
 3. Other extraordinary situation or condition of the piece of property.
 4. Of the condition, situation, or development of property immediately adjacent thereto.
 5. *Is a special convenience or privilege.*

2. **That the hardship is shared generally by other properties in the same zoning district and the same vicinity; or**
 1. Is of so general or recurring a nature as to make reasonably practicable the formulation of a *general regulation to be adopted as an amendment to the ordinance.*

3. **That the authorization of the variance will be of substantial detriment to adjacent property and that the character of the district will be changed by the granting of the variance; or**

4. **That the granting of the variance is not in harmony with the intended spirit and purpose of the ordinance.**