

**CITY OF WILMINGTON
STATE OF NORTH CAROLINA**

APPLICATION FOR A VARIANCE – BULKHEAD

PRE-APPLICATION MEETING – A pre-application meeting with staff is required before a variance application can be accepted. Pre-application meetings will not be scheduled for or held on the date of the application submission deadline. Please identify the meeting date and staff in attendance below.

Meeting Date: _____ Staff: _____

PURPOSE OF VARIANCE – A Variance is the official allowance of a variation from the City Land Development Code or other development regulations. An applicant for a variance must demonstrate valid reasons which create a need for a Variance. These reasons cannot be strictly economic in nature but must generally involve some physical problem with the subject property which will not allow it to be developed or used in a reasonable manner if City development regulations are followed literally.

BOARD OF ADJUSTMENT - The Board of Adjustment, or BOA, is the official City Board that considers requests for variances. The BOA receives sworn testimony at its quasi-judicial hearings and issues decisions on variance requests based on this testimony. It is the responsibility of each applicant for a Variance to attend the BOA meeting and present sworn testimony in support of the request.

REASON FOR VARIANCE REQUEST – Explain in your own words why you are requesting a Variance. Be sure to clearly indicate the problem(s) you will experience in complying with the City development regulations. (Attach additional sheets if needed.)

Pursuant to City Code Chapter 18, Land Development Code Section 18-286(E), Standards for water dependent structures, the BOARD OF ADJUSTMENT is authorized to grant a variance to allow a bulkhead within the conservation resource setback or buffer provided the following findings are met. Write a thorough response to each of these items.

1. The property has an identifiable erosion problem or has unusual features, such as a steep bank;
2. The North Carolina Division of Coastal Management has documented the need for shoreline stabilization within the protective buffer;

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3. The shoreline stabilization measure extends beyond the buffer no more than necessary to
 - a) resolve the hardship resulting from unusual features
 - b) align with adjacent shoreline stabilization measures, and
 - c) allow backfill of the area eroded in the year before the date of the permit application; and
4. The shoreline stabilization measure will not significantly impair the public trust rights or damage adjacent waterfront properties.

ATTACH PLOT PLAN DESCRIBING VARIANCE REQUEST

PROPERTY LOCATION INFORMATION

Street address of subject property _____

Tax Parcel Number of subject property _____

ATTACH TAX PARCEL & OWNERSHIP INFORMATION FOR ADJACENT PROPERTIES
(Include stamped, self-addressed envelopes)

APPLICANT INFORMATION
Name/Address/Telephone/Email

OWNER INFORMATION
Name/Address/Telephone/Email

Name: _____

Address: _____

Phone #: _____

Email: _____

ATTACH AGENT FORM IF THE APPLICANT IS NOT THE OWNER

DATE _____ APPLICANT'S SIGNATURE _____