



**APPLICATION TO APPEAR BEFORE
THE CARBON COUNTY ADMINISTRATIVE HEARING OFFICER**

Date: _____

I (We) _____
Name(s)

Of _____
Mailing Address

Phone/Email _____ / _____

Do hereby apply to the Hearing Officer of Carbon County, Utah for determination of the following matter:

(See Powers and Duties of Board - attached)

THE FACTS ARE AS FOLLOWS:

To justify my (our) reason(s) for applying for an appeal, variance, waiver, modification or your alleged error in enforcement.

The property covered by this appeal is located at:

Parcel/Site Address

And is situated within the _____ Zone

*The date of this appeal must be **within 45 days** from the grant or refusal of the County in administering or interpreting the Development Code.

LITERAL ENFORCEMENT OF THE ORDINANCE WOULD CAUSE AN UNREASONABLE HARDSHIP DUE TO THESE REASONS:

WHAT SPECIAL CIRCUMSTANCES ARE ATTACHED TO THE PROPERTY THAT DO NOT GENERALLY APPLY TO OTHER PROPERTIES IN THE SAME ZONE?

WOULD GRANTING THE VARIANCE BE ESSENTIAL TO THE ENJOYMENT OF A SUBSTANTIAL PROPERTY RIGHT POSSESSED BY OTHER PROPERTY IN THE SAME ZONE?

WILL THE VARIANCE SUBSTANTIALLY AFFECT THE CARBON COUNTY MASTER PLAN AND NOT BE CONTRARY TO THE PUBLIC INTEREST AND THE SPIRIT OF THE LAND USE ORDINANCE?

Provisions of the Development Code under which this appeal is made:
(You must circle A. B. or C.)

The Administrative Hearing Officer shall hear and decide:

- A. Appeals from zoning decisions applying the Development Code or land uses; and
- B. Variances, waivers, or modifications of the requirements of the Development Code.
- C. Alleged errors in Enforcement: The applicant or any other person or entity adversely affected by a decision administering or interpreting this code may appeal that decision by alleging that there is error in any order, requirement, decision, or determination made by the Zoning Administrator in the administration or interpretation of the Development Code. Any officer, department, board, or bureau of the County affected by the grant or refusal of a building permit or by any other decisions of the Zoning Administrator in the administration or interpretation of the zoning ordinance may appeal any decision to the Hearing Officer. The person or entity making the appeal has the burden of proving that an error was made. Only decisions applying to the ordinance may be appealed to the Hearing Officer. A person may not appeal, and the Hearing Officer may not consider, any zoning ordinance amendments. Appeals may not be used to waive or modify the terms or requirements of this code.

Signature

Phone: _____

Email: _____

Signature

Phone: _____

Email: _____