



# Application for Variance from Development Standards

City of Madison  
Office of Planning, Preservation, & Design  
101 W Main St  
Madison, IN 47250  
(812) 265-8300

BZVD-23-8

Application Fee \$ 35.00  
Ad Fee (for Legal Notice) \$ 15.00  
Recording Fee \$ 25.00  
**Total Due \$ 75.00**

Purpose: Per the City of Madison Zoning Ordinance, the Board of Zoning Appeals shall approve or deny variance from development standards from the terms of the Zoning Ordinance. The Board may impose reasonable conditions as a part of its approval. A variance may be approved only upon a determination by the Board.

This application must be filed at least 15 days prior to scheduled meeting to be eligible for consideration at that meeting. Actual deadlines vary due to holidays, office business hours and operating schedule, media publishing deadlines, etc. Deadlines are published publicly and can also be provided by contacting the Planning Office.

### APPLICANT INFORMATION

Name: Michael Smith  
Street: 1737 Bear St.  
City: MADISON State: IN Zip: 47250  
Phone (Preferred): 812-801-6580  
Phone (Alternate): \_\_\_\_\_  
Email: smithwork11@gmail.com

### OWNER INFORMATION (IF DIFFERENT\*)

Name: \_\_\_\_\_  
Street: \_\_\_\_\_  
City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_  
Phone (Preferred): \_\_\_\_\_  
Phone (Alternate): \_\_\_\_\_  
Email: \_\_\_\_\_

\* If Applicant is not Owner, MUST submit documentation from owner authorizing applicant on their behalf.

### PROPERTY FOR WHICH A VARIANCE IS REQUESTED

Address and/or Legal Description of Property: 1737 Bear Street  
Madison, IN 47250  
Zoning Classification: R-8

Description of Existing Use: Residential home

Description of Proposed Use: closet or porch

List sections of the Zoning Ordinance for which a variance is requested: setback

Describe why a variance is requested: setback requirements

### For Variance from Setbacks, list below and indicate on site plan:

Current – North: \_\_\_\_\_ ft East: \_\_\_\_\_ ft South: \_\_\_\_\_ ft West: \_\_\_\_\_ ft  
Requested – North: \_\_\_\_\_ ft East: 9.5 ft South: \_\_\_\_\_ ft West: 5 ft

Per the City of Madison Zoning Ordinance, a variance shall not be granted unless the Board makes specific findings of fact based directly on the particular evidence presented to it, which support conclusions that the standards and conditions has been met by the applicant.

**Provide a detailed Narrative statement demonstrating that the requested variance conforms to the following standards. Respond to each question below with Yes/No and why. Use additional pages if necessary.**

- Will this variance be injurious to the public health, safety, morals, and general welfare of the community?  
no this variance will NOT be injurious to the public health, safety, morals and general welfare of the community
- Will the use and value of the area adjacent to the property included in the variance be affected in a substantially adverse manner?  
no the use and value of the area adjacent to the property included in the variance will NOT be affected in a substantially adverse manner.
- Will the strict application of the terms of the zoning ordinance result in practical difficulties in the use of the property?  
~~no~~ yes strict adherence to the current zoning will result in practical difficulty in the ability to improve this property.

**Include any other documents/information which you feel will aid the Board in making its determination.**

*Certified letters MUST be mailed to adjoining property owners (includes owners of real estate at corners, across streets, alleys or easements as well as others who may share a common boundary) at least ten (10) days prior to the meeting. The Planning Office can assist you in obtaining this information. Proof of Certified Mail receipts and corresponding returned green cards shall be given to the Planning Office at least one (1) working day prior to the scheduled meeting. The Board will not review the application unless proof of attempt(s) of contact are provided. USPS delays will not be held against you if proof indicates that letters were sent appropriately.*

**I certify that the information provided in this application is true and accurate to the best of my ability and I understand and agree to the Certified mail stipulations.**

5/26/2023  
Date

Michael S. Smith  
Signature of Applicant

- Documentation Review** (Completed by Planning Office)
- N/A Owner Authorization provided (if req'd)
  - PP ✓ Narrative Statements completed (Page 1 and #1 – 3 above)
  - PP ✓ Application is complete
  - PP ✓ GIS Information to applicant and attached
  - \_\_\_\_\_ Certified Mail Receipts received (attach)
  - \_\_\_\_\_ Certified Mail Green Cards received (attach)

Staff Notes

<b>COMPLETED BY PLANNING OFFICE</b> Application Accepted on: <u>6/12/2023</u> Application Accepted by: <u>JOE PATTERSON PP</u>	<b>Meeting Information: Board of Zoning Appeals</b> 101 W Main St, Madison, IN 47250 – Council Chambers Meeting Date: <u>7/10/2023</u> Time: <b>6:30PM</b>
--	--

LOT LINE 59'

(SETBACK)  
75'

8  
80  
10' 10'  
UTL SHED

12'  
Utility Shed R 01  
288  
24' 24'  
1+CCPR  
12'

32'  
EXISTING RESIDENCE  
24' 24'  
.921  
33' 1s Fr  
C  
45'  
Single-Family R 01  
9'  
17'

5"  
(SETBACK)

9'6"  
(SETBACK)

8'  
↑  
↓

14'

(SETBACK)  
45'

53'

WATER

LOT LINE

LOT LINE 59'

lot line 162'

lot line 162'

↕

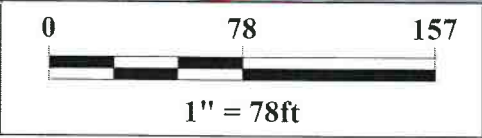


**MadisonZoning**  
 Zoning Code:  
 GB  
 R-8

Regional Counties  
 County Boundary  
 Townships  
 Corporate Boundaries  
 Water  
 Parcels  
 Drives, Alleys, etc.

Addresses

Regional Counties  
 Regional Roads  
 Regional Highways  
 Water  
 Railroad  
 Drives, Alleys, etc.  
 Roads  
 Highways



**1737 Bear St**