

CITY OF JACKSON

APPLICATION FOR HISTORIC VARIANCE

I, _____ do make application for a HISTORIC VARIANCE of the provisions of the City of Jackson Development Code to permit:

at the following address: _____

NOTE: The law requires that the Planning Commission makes the following findings in accordance with Development Code Section 17.82.050 – Findings and Decision of the Development Code in each of the following if your application is to be granted;

1. The Historic Variance is necessary to provide for the appropriate adaptive reuse of an existing historic resource building, and/or to provide for the design and alteration of a historic resource building in a manner that will enhance its historic and functional use and utility;
2. The historic resource is being preserved or will retain its integrity as a historic resource. Any improvements, alterations, or modifications will not cause the survey rating category of the historic resource to be downgraded;
3. The Historic Variance will not prevent the use from being able to adequately function on the site;
4. The Historic Variance will not adversely impact property or public rights-of-way within the neighborhood and Historic Commercial Zone;
5. The Historic Variance is the minimum departure from the requirements of this Development Code necessary to grant relief to the applicant, consistent with Findings 1 and 2 above; and
6. The granting of the Historic Variance is consistent with the General Plan.

Considering the above findings that must be made by the Planning Commission, this application is supported by the following facts:

It is understood that any permit issued pursuant to this application will not grant any right or privilege to use any building or land contrary to the provisions of law or of any ordinance governing the use of the aforesaid building or land will be complied with whether specified herein or not.

I attest under penalty of perjury to the truth and correctness of all facts, exhibits, maps, and attachments presented with and made a part of this application.

Applicant acknowledges and agrees that if the permit, entitlement, or approval for which this application is submitted is granted, except for claims arising out of the City's sole negligence or willful misconduct Applicant shall fully defend, indemnify and hold the City, its officials, officers, employees, representatives, agents and volunteers, free and harmless from any and all loss, damage, claim for damage, causes of action, liability, expense or cost, including attorney's fees, which arises out of or is in any way connected with the issuance of the permit, entitlement, or approval, including but not limited to claims or causes of action alleging that the permit, entitlement, or approval was improperly granted, granted in violation of applicable law, or that the California Environmental Quality Act (CEQA) was not fully complied with in connection with the granting of the permit, entitlement, or approval. This indemnification provision shall apply to any acts or omissions, willful misconduct or negligent conduct, whether active or passive, on the part of Applicant or any of Applicant's employees, agents, contractors, subcontractors, invitees, participants, guests, spectators, vendors or consultants arising out of or in connection with any action, omission or anything else undertaken pursuant to the permit, entitlement, or approval for which this application is submitted, and Applicant's indemnification obligations shall remain in effect in perpetuity.

Signed: _____
Applicant Date

Mailing Address: _____

Assessor Parcel Number: _____

Telephone: _____