



Land Conservation and Zoning Department  
700 Main Street  
Darlington, WI 53530  
Phone: (608) 776-3836

**APPLICATION FOR SPECIAL EXCEPTION-VARIANCE**

**[APPLICATION FEE = \$500]**

**FOR COUNTY USE ONLY**  
County ID: V- \_\_\_\_ - \_\_\_\_  
Date Received: \_\_\_\_\_  
Fee Paid: \$\_\_\_\_\_ Check#: \_\_\_\_\_  
Township Form Date: \_\_\_\_\_  
BOA Meeting Date: \_\_\_\_\_

**Applicant:**

Name: \_\_\_\_\_

Phone: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

Permit Site Address: \_\_\_\_\_

**Land Owner (If different):**

Name: \_\_\_\_\_ Phone: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

**Architect, Prof. Engineer –or- Contractor (if any):**

Name: \_\_\_\_\_

Address: \_\_\_\_\_

State License Number: \_\_\_\_\_

**Description of Property:**

Town of \_\_\_\_\_ Tax Parcel Number \_\_\_\_\_

Legal Description: \_\_\_\_\_ 1/4 \_\_\_\_\_ 1/4 Section \_\_\_\_\_ Town \_\_\_\_\_ Range \_\_\_\_\_

Subdivision Name \_\_\_\_\_

Total Acreage Owned: \_\_\_\_\_

Description of Sewer System or Permit Number or Year of Installation (if any)  
\_\_\_\_\_

Current Land Use of Property: \_\_\_\_\_

Current Zoning District:

- |   |  |
|---|--|
| <input type="checkbox"/> Agricultural Working Land Initiative (A-1) | <input type="checkbox"/> Conservancy-Forestry-Recreation (CFR) |
| <input type="checkbox"/> Agricultural (A-2)                         | <input type="checkbox"/> Commercial (C-1)                      |
| <input type="checkbox"/> Rural Residential (R-R)                    | <input type="checkbox"/> Rural Business (B-1)                  |
| <input type="checkbox"/> Single-Family Residential (R-1)            | <input type="checkbox"/> Light Industrial (M-1)                |
| <input type="checkbox"/> Multi-Family Residential (R-2)             | <input type="checkbox"/> Heavy Industrial (M-2)                |
| <input type="checkbox"/> Mobile Home & Multi-Unit Residential (R-3) | <input type="checkbox"/> Other: _____                          |

Type of Structure (house, barn, shed, mobile home etc.): \_\_\_\_\_

New Building  Addition  Moving  Alteration  Repairs Estimated Value:\$ \_\_\_\_\_

Type of Construction (wood, steel, brick, concrete, etc.): \_\_\_\_\_

Size: \_\_\_\_\_ Feet Wide \_\_\_\_\_ Feet Long Height: \_\_\_\_\_ No. of Stories \_\_\_\_\_ No. of Bedrooms: \_\_\_\_\_



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Estimated Construction Start Date: \_\_\_\_\_

Estimated Construction Completion Date: \_\_\_\_\_

**Provide a sketch showing:**

- The shape and dimensions of the lot (or acres) and the location and size of buildings and distances from lot lines; the center line of abutting highways; the high water mark of any abutting water course; the location of driveway access and any existing or proposed easements; and location of septic tank and drain field. (A scale of one-inch equals one hundred feet is recommended for the sketch below and in all instances indicates the distance figures in feet.)

- Please show the location of all road(s) abutting your property, the names and addresses of all property owners across said roads from your property, and the names and addresses of all property owners abutting your property. Locate these by the numbers according to the list on the opposite side of this page.

North  
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**SETBACK FROM HIGHWAY CENTER LINE:**

State minimum = 100 ft      County minimum = 75 ft      Township minimum = 63 ft



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List of the owners, and their addresses, of land abutting and across the roadway from the above-described parcel

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_
6. \_\_\_\_\_
7. \_\_\_\_\_
8. \_\_\_\_\_
9. \_\_\_\_\_
10. \_\_\_\_\_

**IT IS THE RESPONSIBILITY OF ALL APPLICANTS TO COMPLY WITH THE FOLLOWING CONDITIONS:**

I hereby certify that the above and foregoing information is true, correct and complete to the best of my knowledge.

Signature of Applicant \_\_\_\_\_ Date \_\_\_\_\_

Signature of Landowner \_\_\_\_\_ Date \_\_\_\_\_

**Office Use Only**

Approved  Disapproved Date: \_\_\_\_\_ By: \_\_\_\_\_

Explanation: \_\_\_\_\_

Certificate of Compliance Issued: \_\_\_\_\_ No. \_\_\_\_\_

**Return to: Lafayette County Conservation & Zoning  
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**Variance request for the following Ordinance(s):**

Section # \_\_\_\_\_ of the Lafayette County \_\_\_\_\_ Ordinance

Section # \_\_\_\_\_ of the Lafayette County \_\_\_\_\_ Ordinance

Section # \_\_\_\_\_ of the Lafayette County \_\_\_\_\_ Ordinance

**Presenting your case to the Board of Adjustment**

The burden will be on you, as property owner or authorized agent, to provide information upon which the board may base its decision. At the hearing, any party may appear in person or may be represented by an agent or attorney. You or your agent must convince the zoning board to make a ruling in your favor. The board must make its decision based only on the evidence submitted to it at the time of the hearing, including the staff report. Unless you or your agent is present, the board may not have sufficient evidence to rule in your favor and may then deny your application.

1. Explain how you wish to deviate from dimensional standards of the Ordinance (Variance requested should be the minimum needed to allow reasonable use):

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2. Explain the hardship imposed by the Ordinance

Unnecessary hardship exists when compliance would unreasonably prevent the owner from using the property for a permitted purpose (leaving the property owner without any use that is permitted for the property) or would render conformity with such restrictions unnecessarily burdensome.

An applicant may not claim unnecessary hardship because of conditions which are self-imposed or created by a prior owner (for example, excavating a pond on a vacant lot and then arguing that there is no suitable location for a home or claiming that they need more outbuilding space than that permitted to store personal belongings). Courts have also determined that economic or financial hardship does not justify a variance. When determining whether unnecessary hardship exists, the property as a whole is considered rather than a portion of the parcel. The property owner bears the burden of proving unnecessary hardship.

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3. Explain unique site conditions that restrict the use of the property.

Unnecessary hardship must be due to unique physical limitations of the property, such as steep slopes or wetlands that prevent compliance with the ordinance. The circumstances of an applicant (growing family, need for a larger garage, etc.) are not a factor in deciding variances.

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4. Explain why the proposed variance(s) will not harm the general public interest.

These interests may be listed as objectives in the purpose and/or intent statement of an ordinance and may include:

Promoting the public health, safety, morals, prosperity, aesthetics and general welfare of Lafayette County, Wisconsin; preventing overcrowding; providing adequate sunlight, air, sanitation and drainage; avoiding sprawl, undo concentration, or overcrowding; preserving prime agricultural land; promoting the safety and efficiency of streets and highways; ensuring safety from fire, panic, flooding, pollution, contamination; protecting the natural and man-made aesthetic characteristics of the County; preventing and controlling erosion, sedimentation, & other pollution of surface and subsurface waters; maintaining safe and healthful water conditions; preventing flood-caused damage to persons and property; protecting the traffic-carrying capacity of existing and proposed arterial streets and highways; promoting the health and general welfare of the County; and any other public interest issues.

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REQUEST FOR TOWNSHIP PARTICIPATION

LAWS REGARDING COMPREHENSIVE PLANS:

Wisconsin Statute 66.1001(3) ACTIONS. Procedures that must be consistent with comprehensive plans. Beginning on January 1, 2010, land-use decisions made by local governmental units shall be consistent with that local governmental unit's Comprehensive Plan.

APPLICANT: To get this form completed by the Town, have your request placed on the Town Board Meeting Agenda. To ensure that the Board of Adjustment will hear your request after the Town Board Meeting, be sure to return this completed form with your application.

Section - 1 APPLICANT COMPLETES SECTION - 1

To the request for (Owner(s)Name) \_\_\_\_\_

Property Address \_\_\_\_\_ Tax Parcel#: \_\_\_\_\_ Acres: \_\_\_\_\_

Narrative of Request: \_\_\_\_\_

Section - 2 TOWNSHIP COMPLETES SECTION - 2

----- Questions 1 through 2.b. must be answered to validate this document ----- CIRCLE ONE

1 - Does the town, have any regulations in addition to Lafayette County Comprehensive Zoning Ordinance (ie: town ordinance) that would apply to the request? ----- Yes No

If yes - please explain: \_\_\_\_\_

2 - Does the Town feel the request is consistent with their Comprehensive Plan objectives and policies? ----- Yes No N/A

2.a. If yes, is the Town in favor of the variance request? ----- Yes No N/A

2.b. If no, does the Town wish to amend the Comprehensive Plan to allow the variance request? ----- Yes No N/A

THE TOWN OF \_\_\_\_\_ TOWN BOARD ON THIS DATE \_\_\_\_\_

DOESNOT OBJECT TO THE REQUEST OBJECTS TO THEREQUEST

Board Vote: Number In-Favor \_\_\_\_\_ Number Opposed \_\_\_\_\_ Number Abstained \_\_\_\_\_

Reason(s) for the town board decision: \_\_\_\_\_

CHAIRMAN

CLERK

SUPERVISOR

SUPERVISOR

UPON COMPLETION RETURN TO APPLICANT