



Application for Variance

1. Applicant's Name Jeannette Krays, Trustee of The Dean Martin Trust
2. Applicant's Address 11028 E Garfield Table Rd, Stapleton, NE 68130
3. Phone Number 308-546-9576
4. Legal Description: Lot _____; Block _____; Subdivision W1/2NE1/4 17-9-21
5. Present Use of Property Agricultural
6. Future Use of Property Agricultural
7. Site Plan Attached: ☐ Yes ☒ No
8. This is a request for variance from Section 109-10 of the Zoning Ordinance.
9. Property is located in a Agricultural Zoning District.
10. The existing situation is Non-complying signs that have been there for over 3 decades and two of which recently blew over in the storms
11. Granting of this petition would permit The blown over signs to be put back up as previously existed.

Nebraska State Statute states that in part:

"No variance shall be authorized unless the Board finds that the condition or situation of the property is not of so general recurring a nature as to make reasonably practicable the formulation of a general regulation to be adopted as an amendment to the zoning regulation."

Administrative Use Only		\$100.00	
Date Received <u>6/18/20</u>	Fee <u>[REDACTED]</u>	B.O.A. Case Number _____	
Hearing Date _____		[] Approved [] Denied	
Date of Appeal: _____			

Before a variance can be granted, the Applicant must prove that each of the following four (4) conditions has been fulfilled. Answer each of the questions in detail.

The undersigned alleges that:

1. The strict application of the Zoning Regulations would produce undue hardship, in that: Long Standing businesses in the community lose the opportunity to advertise and it limits the income opportunity of the Landowner
2. Such hardship is not shared by other properties in the same zoning district and the same vicinity, in that: This location and these signs have existed long before the zoning ordinance currently in place. No other signs of this nature are located in the same vicinity.
3. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by granting of this variance; in that: Again, this property has had these signs located on it for several decades in the current spacing. Nothing will change in granting such variance.
4. The granting of such variance is based upon reason of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit or caprice; in that: The hardship is unique to the property and was not created by the current owner. The businesses that are reliant on these signs to keep and attract business would lose this opportunity.

NOTE: If this variance is granted, it will not permit a use prohibited in the use district in which the above described premises are located.

Jeanette Kraus Trustee
Signature of Authorized Agent

Jeanette Kraus Trustee
Signature of Land Owner