

# City of Safety Harbor Application for WAIVER

Date Received:	
File Number:	
Staff Reviewer:	

## 1. PROPERTY OWNER:

Name:		
Address:		
Telephone:	Fax:	E-Mail:

## 2. PETITIONER (if same as property owner, write "Same"):

Name:		
Address:		
Telephone:	Fax:	E-Mail:

## 3. AGENT FOR PETITIONER:

Name:		
Address:		
Telephone:	Fax:	E-Mail:

## 4. SITE INFORMATION:

Address:			
Acres:	Sq. Ft.	Parcel ID#:	
Subdivision:		Lot#	Block#:
Zoning:			

**5. WAIVER REQUEST(S):**

Code Section	Requirement	Proposed Requirement

**6. WRITTEN DESCRIPTION OF HOW THE REQUEST MEETS THE CIRCUMSTANCE(S) LISTED IN LAND DEVELOPMENT CODE SECTION 100.00:**


**7. REQUIRED INFORMATION:**

- An aerial map or scaled survey that fully explains the request, including existing and proposed dimensions that are applicable to the request
- Proof of Ownership (Copy of Warranty Deed, Title Certification, etc.)
- Property is within the Community Redevelopment District.

**8. APPLICATION FEES (Must be paid prior to processing):**

Type	Review Fee	Public Notice Fee	Total
WAIVER	\$250*	\$50	\$300

\* Plus \$25.00 per each additional code section requested to be waived beyond one code section.

# NOTORIZED AFFIDAVIT

I and/or we, the undersigned certify ownership of the property within this application, certify that said ownership has been fully divulged, whether such ownership be contingent or absolute, and that the names of all parties to any existing contract for sale or any options to purchase are filed with this application.

I/we, certify that \_\_\_\_\_ and \_\_\_\_\_ is/are duly designated as the agent(s) for the owner, that the agent(s) is/are authorized to provide subject matter on the application contained herein, whether verbal or written, and appear at any public hearing(s) involving this petition. Further, it is understood that this application must be complete and accurate, and the fee paid prior to processing.

STATE OF FLORIDA  
COUNTY OF PINELLAS

Sworn to (or affirmed) and subscribed before me by means of  physical presence or  online notarization, this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_ by \_\_\_\_\_. They are  Personally Known  
OR

Produced Identification \_\_\_\_\_ Type of identification

\_\_\_\_\_ Signature of Title Holder

\_\_\_\_\_ Printed Name of Title Holder

\_\_\_\_\_ Signature of Title Holder

\_\_\_\_\_ Printed Name of Title Holder

\_\_\_\_\_ Signature of Notary

\_\_\_\_\_ Name of Notary [typed, printed or stamped]

**NOTARY  
STAMP**

## **Land Development Code Section 100.00**

### **100.00 - Waivers.**

- (A) In connection with the approval of a development order in the Community Redevelopment District, the City Commission may waive or modify any requirement of this Code with the exception of the use restrictions.**
- (B) No waiver or modification may be granted unless one or more of the following circumstances exists:**
- (1) Superior Alternatives.** Where the development will provide an alternative which will achieve the purposes of the requirement through clearly superior design, efficiency, or performance.
  - (2) Protection of Significant Features.** Where the waiver or modification is necessary to preserve or enhance significant existing environmental or cultural features, such as trees, scenic areas, historic sites or public facilities, related to the development site.
  - (3) Deprivation of Reasonable Use.** Where the strict application of the requirement would effectively deprive the owner of all reasonable use of the land, due to its unusual size, shape, topography, natural conditions or location; provided:
    - (a) Such effect upon the owner is not outweighed by a valid public purpose in imposing the requirement in this case, and**
    - (b) The unusual conditions involved are not personal to, nor the result of actions of the developer or property owner, their predecessors or agents.**
  - (4) Technical Impracticality.** Where strict application of the requirement would be technically impractical in terms of engineering, design, or construction practices, due to the unusual size, shape, topography, natural conditions or location of the land or due to improved efficiency, performance, safety, or construction practices which will be realized; provided:
    - (a) The development will provide an alternative adequate to achieve the purposes of the requirement; and**
    - (b) Any unusual conditions creating the impracticality are not personal to, nor the result of the actions of the developer or property owner, their predecessors or agents.**
  - (5) No Relationship to the Development or its Impacts.** Where all or any part of the requirement has no relationship to the development, or to the impact of the development on the public facilities, land use, traffic, or environment of the neighborhood and the general community, due to the location, scale, or type of development involved.