



TOWN OF CLAYTON
PLANNING DEPARTMENT
111 E Second Street
Clayton, NC 27520
919-553-5002

WATER SUPPLY WATERSHED VARIANCE COVERSHEET

Name of Project: _____ Date: _____

Applicant Name: _____

The following checklist to be completed by applicant. All materials must be submitted in PDF format.

Pre-Application Meeting on: _____

Note: Pre-application meeting must be held no more than 6-months prior to submittal.

Neighborhood Meeting on: _____

Note: Neighborhood meeting must be held no more than 60-days prior to submittal.

- Review Fee
- Completed Application
- Owner's Consent Form
- List of Property Owners within 300 feet of subject parcel(s)
- Neighborhood Meeting Materials

VISION | A welcoming & engaged community that cherishes its charming local character & promotes economic vitality, environmental stewardship, safety, & opportunities for all.

MISSION | Dedicated & responsive public servants who provide essential services that bring people together & promote quality of life in the Clayton community.

VALUES | RESPONSIBILITY • COMMUNITY • COMMITMENT • RESPECT



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Water Supply Watershed Variance Application

www.ClaytonNC.org/Fees
Applicable Fees: Variance Fee

VARIANCE TYPE

Please see the Town of Clayton's Unified Development Ordinance for specifications on what is considered a Minor vs. Major Water Supply Watershed Variance before completing this section.

Major Variance

Minor Variance

PROJECT & SITE INFORMATION

Name of Project: _____

Acreage of Property: _____ Current Zoning District: _____

County Tag #: _____ NC Pin #: _____

Address/Location: _____

Existing Use: _____

Are you submitting the application under the ordinances and policies in effect at the time of the application for review by the Town of Clayton? Yes No

If you answered "No" to the question above, please specify the ordinance(s) and/or policy(ies), including version(s), under which the application is being submitted: _____

Note: Supporting documentation must be submitted with the application.

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APPLICANT INFORMATION

Applicant: _____

Mailing Address: _____

Phone Number: _____ Fax: _____

Contact Person: _____

Email Address: _____

PROPERTY OWNER INFORMATION

Name: _____

Mailing Address: _____

Phone Number: _____ Fax: _____

Email Address: _____

EXPLANATION OF PROJECT

Please provide detailed information concerning all requests. Attach additional sheets if necessary. You must specify the specific code section(s) you are requesting a Variance from.

REQUIRED FINDINGS OF FACT

A Water Supply Watershed Variance shall be approved on a finding by the Board of Adjustment that there are practical difficulties or unnecessary hardships that prevent compliance with the UDO, and a finding of practical difficulties or unnecessary hardships requires that all of the following standards are met.

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www.TownofClaytonNC.org

NOTE: The Board of Adjustment only makes a final decision on Minor Water Supply Watershed Variances. Major Water Supply Watershed Variances will be heard by the Board of Adjustment for recommendation, and if recommended for approval, will be forwarded to the North Carolina Division of Water Resources for consideration by the North Carolina Environmental Management Commission for a final decision based upon state law.

1. The applicant can make no reasonable use of or return from their property if the provisions of the UDO are strictly adhered to.

2. The hardship results from application of the UDO to the property rather than from other factors such as deed restrictions or other hardships.

3. The hardship is due to the physical nature of the applicant’s property, such as its size, shape, or topography, such that compliance with provisions of the UDO would not allow reasonable use of the property.

4. The applicant did not cause the hardship by knowingly or unknowingly violating the UDO;

5. The Variance is in harmony with the general purpose and intent of the State’s water supply watershed requirements and preserves the spirit of the UDO.

6. In granting the Variance, the public safety and welfare have been assured, water quality has been protected, and substantial justice has been done.

APPLICANT AFFIDAVIT

I understand that by signing this application I am legally bound to the representation, terms, and conditions herein. By signing below, I certify that I was technically able to read and had a reasonable opportunity to read this disclosure. I further acknowledge that I am authorized to submit this application, and any subsequent revisions thereto, and confirm having obtained permission from the property owner/occupant for the application and the Town's entry onto the property, if applicable. I further authorize Town of Clayton representatives to enter the site for purpose of conducting inspections or evaluations to determine compliance with applicable laws, policies, and manuals. I hereby certify that all of the information provided in this application and any attached documents is true, accurate, and complete to the best of my knowledge. I understand that any false information may result in rejection of the application or revocation of the permit or plan. I understand this submittal with its related materials and all attachments become official records of the Town of Clayton, North Carolina, and will not be returned. I understand this application and any communication, approval, or resulting permits issued as a result of this application are subject to disclosure pursuant to the North Carolina Public Records Act. I also acknowledge that, pursuant to NCGS § 143-755(b1), failure to respond to Town comments or holding the permit application on hold for six consecutive months or more will result in the cessation of review and forfeiture of all application fees, requiring a new application under current regulations. I shall not hold the Town of Clayton, its officers, employees and agents liable for any claims, losses, liabilities, expenses, charges or damages arising from or relating to incomplete, inaccurate, or false applications, or any additional supplemental applications, with respect of any cause arising out of, resulting from, or in connection with the application or permit.

Print Name

Signature of Applicant

Date

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