



City of Enterprise

Department of Engineering Services & Public Works

501 S Main Street

Enterprise, Alabama 36330

Phone (334) 348-2671

Fax (334) 348-2672

BOARD OF ADJUSTMENT APPLICATION FOR CONDITIONAL USE

Contents:

Conditional Use Procedure
Board of Adjustment Calendar
Application

Submission Checklist:

___ \$25.00 Filing Fee

___ Name and address of all adjacent property owners

___ Completed application

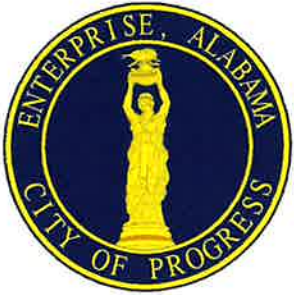
___ Description of the request

___ Detailed drawing if applicable

___ Proof of home ownership if the applicant owns the home

OR

___ Notarized letter from the property owner allowing applicant to act on his/her behalf



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ARTICLE XIII OF THE CITY OF ENTERPRISE ZONING ORDINANCE

Section 6. Conditional Use Procedures

Conditional uses are those that have some special effect, which differs from the potential impacts of permitted uses or exceeds them in intensity, or have uniqueness such that their effect upon the surrounding environment cannot be determined in advance of a use being proposed in a particular location. As such, conditional uses must be reviewed in terms of existing zoning and land use in the vicinity of the proposed use: whether, and to what extent the use at the proposed location is consistent with the Comprehensive Plan, the intent of this Zoning Ordinance, and another development policies and/or regulations of the City of Enterprise; and whether and to what extent all steps possible have been taken by the developer to minimize any adverse effects of the proposed use on the immediate vicinity and on the public health, welfare and safety in general.

All conditional uses where listed in Table 4-1 of Article IV shall require the submission of an application to the Board of Adjustment. Such application shall be filed with the Building Official by the property owner or the authorized agent of the property owner at least thirty (30) days prior to the date on which the application is scheduled to be heard by the Board of Adjustment, and shall include a site plan in accordance Section 4. At least fifteen (15) days prior to the scheduled hearing before the Board of Adjustment, the Building Official shall give written notice to all adjoining property owners.

The Board of Adjustment shall review the proposed conditional use for compliance with this Ordinance and other applicable codes and Ordinances, and for compatibility with the purposes of the zoning district within which it is proposed to be located. In particular the Board of Adjustment shall determine that satisfactory provisions have been made concerning the following:

- a. Access to and from the property and the proposed structure and/or uses, with particular attention to vehicular and pedestrian safety and convenience, traffic flow and control, and emergency access.
- b. The location and accessibility of off-street parking and loading areas.
- c. The location and accessibility of refuse and service areas and their potentially adverse affects upon surrounding properties.
- d. The screening and buffering of potentially adverse views and activities from surrounding properties.
- e. Control of noise, glare, odor, surface water runoff, and other potentially disturbing impacts upon surrounding properties.
- f. The availability, location, and capacity of utilities.
- g. The location and scale of signs and lighting with particular reference to traffic safety, glare, and visual compatibility with surrounding properties.
- h. The bulk, density, and lot coverage of structures, and yards and open areas, with reference to their compatibility with the character of the surrounding area.

The Board of Adjustment may impose such conditions for approval as it deems necessary in the particular case to protect the public interest and further the purposes of this Ordinance, in relation both to the items listed above and to any other factor it deems relevant. Such approval and conditions shall be granted to the property, structure, and/or use for which conditional use is approved and not to a particular person. Violations of conditions attached to any conditional use shall be deemed to be violations of this Ordinance.

The decision of the Board of Adjustment shall be final subject to those appeal rights referenced in Article XI§9 of the Ordinance.



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2022 Board of Adjustment Calendar

<u>Application Deadline</u>	<u>Meeting Date</u>
December 13	January 12
January 10	February 9
February 9	March 9
March 14	April 13
April 11	May 11
May 9	June 8
June 13	July 13
July 11	August 10
August 8	September 7
September 12	October 12
October 11	November 9
November 14	December 14

Applications are due by 4:30 pm on the deadline's date noted. All meetings are held the second Wednesday of every month at 4:30 pm in the City Council Chambers at City Hall unless conflicted by holiday. No meeting will be held if no requests are obtained.



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APPLICANT NAME: _____ PHONE: _____

PROPERTY ADDRESS: _____
Street City/State/ZIP

MAILING ADDRESS: _____
(if different from above) Street City/State/ZIP

NAME AND ADDRESS OF PROPERTY OWNER IF OTHER THAN APPLICANT:
(If you are not the property owner, a notarized letter of approval from property owner is required.)

Name Street City/State/ZIP

CONDITIONAL USE REQUESTED: _____

Attach all the names and mailing addresses for all adjacent property owners on each side, behind, and in front of your property, *including vacant or rental property*, according to the official tax records of Coffee County. This listing can be obtained from <https://www.alabamagis.com/Coffee/>. If on a corner, include all three corners in addition to properties on each side of your property.

Attach a site plan in accordance with Section 4 of the City of Enterprise Zoning Ordinance.

BY SIGNING THIS APPLICATION, Applicant swears and affirms that the representations made on this application and given to this Board are true and correct to the best of their knowledge and that they agree to abide by the conditions stipulated in the approval granted by this Board in their favor and/or the invalidation by the City of Enterprise, Board of Adjustment of any Privilege License received as a result of that favorable judgement.

Applicant Signature: _____ Date: _____