



CITY OF DAYTON - 111 N CHURCH ST - DAYTON, TX 77535 - 936.258.2642

WAIVER REQUEST APPLICATION

FOR OFFICE USE ONLY

Date Received: _____ Application Fee: _____

Planning Commission: _____ Recommendation: APPROVED DENIED

Received By: _____

Name of Accompanying Plat: _____

INSTRUCTIONS:

1. Please type or print with ink.
2. Application must be accurately completed, and accompanied by all required materials at the time of submission. Incomplete submittals will be returned to the applicant.
3. The following items shall accompany the application:
4. **Waiver Application Fee:** \$200 Subdivision.
5. **A copy of the deed(s)** to the subject property verifying legal ownership.
6. **A legible site plan** or plot plan of the subject property.
7. **A letter** describing in detail the reason(s) for the Waiver request.
8. **Other** materials, as appropriate (i.e. photos, slides, drawings, plats, petitions, etc.)

OWNER INFORMATION:

Name(s): _____

Address: _____ City: _____ State: _____ Zip: _____

Fax: _____ Email: _____ Phone: _____

Name of Agent: (Designation form req'd) _____

AGENT INFORMATION: (Designation form req'd)

Name: _____

Address: _____ City: _____ State: _____ Zip: _____

Fax: _____ Email: _____ Phone: _____

PROPERTY INFORMATION:

Project Name: _____

Address: _____ City: _____ State: _____ Zip: _____

Legal: _____ BLK: _____ LT: _____ AC: _____

WAIVER REQUEST:

I/WE, BEING THE LEGAL OWNER(S) OR THE AGENT FOR THE LEGAL OWNER(S) OF THE PROPERTY DESCRIBED ABOVE, HEREBY REQUEST THAT THE PLANNING COMMISSION AND THE CITY COUNCIL OF THE CITY OF DAYTON, TEXAS CONSIDER THE FOLLOWING WAIVER REQUEST(S) TO THE CITY OF DAYTON CODE OF ORDINANCES:

WAIVER REVIEW CRITERIA:

In order to make a decision on your waiver the Planning commission must determine that all of the following criteria are met:

Specific Decision Criteria.

1. *Review and Decision.* In determining whether to approve, approve with conditions, or deny a Waiver, the applicable review bodies shall consider the applicable common decision criteria in Sec. 14.602.4 and the following:
 - a. Strict application of the standard requested to be waived renders platting of the subject property unfeasible.
 - b. The Waiver requested is the minimum necessary that will make possible platting of the subject property.
 - c. The reason for the Waiver is based on a minimum of one of the following:
 - i. The particular physical surroundings, shape, or topographical conditions of the subject property; or
 - ii. Achieving alternative compliance with the standard requested to be waived in a manner not contemplated in this UDC.
2. The subdivider has incorporated elements articulated in Sec. 14.302.1, *Design Principles*, to compensate for non-compliance with the standards requested to be waived.
 - a. Affirmative Findings. In order to approve a Waiver, the final decision-making body shall make affirmative findings on all of the applicable decision criteria.

SIGNATURE(S) OF OWNER(S) / AGENT: (Circle One)

This is to certify that the information provided above is true and correct and that I am the owner of record of the above described property or the owner(s); legally authorized agent (attach notarized agent designation form).

Applicant's Signature: _____ Date: _____

Applicant's Printed Name: _____

TO SUBMIT FORM PLEASE EMAIL IT TO PLANNING@DAYTONTX.ORG