



**Todd County Planning & Zoning Board of Adjustment
 Criteria Questions for Findings of Fact
 Supporting/Denying a Variance**

The criteria for the granting of a variance are set forth in Section 5.03 of the Todd County Planning and Zoning Ordinance. Additionally, Minnesota Statute 394.27, Subd. 7 identifies that all the criteria must be met before the granting of a variance. A variance may only be granted where the strict enforcement of the county zoning controls results in a practical difficulty. Variations will only be granted when the Board of Adjustments answers a majority "Yes" to each of the seven questions set forth below.

The following questions may be asked by the Board of Adjustment as an aid to help build a body of information, findings of fact, for supporting or denying a request for a variance. These questions are included as an aid for the applicant to better understand the variance process.

DECISIONAL STANDARDS WHEN GRANTING OR DENYING A VARIANCE

1. Is the variance in harmony with the general purposes and intent of the official control?
 Yes () No ()
 Reasons? _____

2. Is the variance request consistent with the goals and policies of the comprehensive plan?
 Yes () No ()
 Reasons? _____

3. Is the property owner proposing to use the property in a reasonable manner not permitted by an official control?
 Yes () No ()
 Reasons? _____

4. Is the need for a variance due to the circumstances unique to the property not created by the landowner?
 Yes () No ()
 Reasons? _____

5. Will the variance maintain the essential character of the locality?
 Yes () No ()
 Reasons? _____

6. Does the need for the variance involve more than just economic considerations?
 Yes () No ()
 Reasons? _____

7. Have safety and environmental concerns been adequately addressed?

Yes () No ()

Reasons? _____

The Board of Adjustment may impose conditions in the granting of variances. A condition must be directly related to and must bear a rough proportionality to the impact created by the variance. (Mitigating impervious surface with storm water management, deep rooted vegetative buffers, rain gardens, etc.)

Applicant Info Only