

Sidewalk Waiver Justification:

In order to justify approval of any waiver, the Planning Commission or Board of Zoning Adjustment considers the following criteria. Please answer all of the following questions. Use additional sheets if needed. **A response of yes, no, or N/A is not acceptable.**

1. **How does the proposed waiver conform to the Comprehensive Plan and the intent of the Land Development Code?**

The property is composed of 3 acres and boarded on one side by 5 acres and a 70 acre farm on the other, located on Gentry Lane and there are no other side walks in area, including Fairmount Road other than a small portion at a patio home development on Cedar Creek Road which is approximately a mile away.

2. **Why is compliance with the regulations not appropriate, and will granting of the waiver result in a development more in keeping with the Comprehensive Plan and the overall intent of the Land Development Code?**

There are no sidewalks on opposite side of Gentry Lane in either direction.

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3. **What impacts will granting of the waiver have on adjacent property owners?**

There will be no impact on adjacent property owners, since they do not have sidewalks that would connect to this property and we are only the ninth home on Gentry Lane.

4. **Why would strict application of the provision of the regulations deprive you of reasonable use of the land or create an unnecessary hardship for you?**

The proposed sidewalk is required across 245 feet across our property and is an excessive burden and expense since the sidewalk would lead nowhere and no one would have access to same without parking on the two lane Gentry Lane and walking on the sidewalk across our property, then return to their vehicle.