

APPLICATION OF WAIVER OF CODE OF ORDINANCE 553 WEEDS

Authorization. As permitted by Section 553.06, the Code Enforcement Office may authorize, upon request in specific cases, such waiver from the terms of this Section as will not be contrary to the public interest where, owing to special conditions, a literal enforcement of the provisions of this Weed Ordinance would result in undue hardship or practical difficulty. Waivers from the regulations of this Weed Ordinance shall not be granted unless the Code Enforcement Office makes specific findings of fact based directly on the particular evidence presented by the applicant. Waivers shall not be granted on the grounds of convenience or profit, but only where strict application of the provisions of this Zoning Code will result in undue hardship or practical difficulty. Under no circumstance shall the City waive the requirements to remove noxious weeds.

Request for Waiver. The applicant, or his or her agent, shall file a request for waiver on this form. Waivers will only be considered in circumstances pertaining to the height of the grass and some cases of untended, rank, and unmanaged growth of vegetation, in areas of but not limited to; steep terrain, wetlands, wooded areas, or undeveloped lots. The completed application form shall also be accompanied by one copy of the subject property showing:

- (1) The boundaries and dimensions of the lot(s). All lots on a single application must be contiguous.
- (2) The location of the requested area affected.
- (3) The specific standard to be waived and the proposed justification for the waiver request.

Decision on Waiver. The Code Enforcement Office shall render a written decision containing relevant findings of fact without unreasonable delay after the close of the review, and in all cases, within seven days after the application submittal.

Period of Validity. A waiver shall terminate at the end of the calendar year.

Please provide the following information:

Address of Waiver Location (Lot No. if no address): _____

Owner Name: _____

Owner Address: _____ Owner Phone: _____

_____ Owner Email: _____

Applicant Name (if different from owner): _____

Applicant Address: _____ Owner Phone: _____

_____ Owner Email: _____

Submit applications by mail, email, or fax:

Mail to: City of Sidney
Code Enforcement Office
201 W Poplar St
Sidney, OH 45365

Email: BDulworth@sidneyoh.com
Fax: (937) 498-8119