

Appellant Information

All administrative appeals are made to the Owensboro Metropolitan Board of Adjustment. **Use this form** to propose changes to non-conforming uses/structures where authorized by Article 4 of the Zoning Ordinance. **Use Form 190Z** to appeal allegations of error or claims of grievance regarding zoning administration or enforcement.

IMPORTANT: Legal counsel has advised that all information and exhibits regarding this appeal shall be attached to this submittal or presented to the Board of Adjustment at the public hearing. Direct individual contact with board members should not occur.

Date received by Planning Office

Subject Property

Street
Address

Acreage

Please check one:

- PROPERTY OUTSIDE Whitesville city limits:** Submit **one (1) copy** of all appeal materials. See table at top right for required appeal materials.
- PROPERTY INSIDE Whitesville city limits:** Submit **two (2) copies** of all appeal materials. See table at top right for required appeal materials.

Appellant

Name, Address

Day Telephone

Owner / Co-Appellant

When the appellant is not the current owner of the subject property, the owner is considered to be a party to this appeal.

Name, Address

Day Telephone

Appeal prepared by

Name, Address

Day Telephone

Appeal Materials to Submit

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Filing Fee *PLEASE CHECK PROPERTY ZONE*

<input type="checkbox"/>	A-R	Rural Agriculture	
<input type="checkbox"/>	A-U	Urban Agriculture	
<input type="checkbox"/>	MHP	Manufactured Housing Park	
<input type="checkbox"/>	R-1A	Single-Family Residential	\$75
<input type="checkbox"/>	R-1B	Single-Family Residential	
<input type="checkbox"/>	R-1C	Single-Family Residential	
<input type="checkbox"/>	R-1T	Townhouse	
<input type="checkbox"/>	R-2MF	Multi-Family Residential	
<input type="checkbox"/>	R-3MF	Multi-Family Residential	\$110
<input type="checkbox"/>	R-4DT	Inner-City Residential	
<input type="checkbox"/>	P-1	Professional/Service	
<input type="checkbox"/>	B-1	Neighborhood Business Center	
<input type="checkbox"/>	B-2	Central Business	
<input type="checkbox"/>	B-3	Highway Business Center	\$150
<input type="checkbox"/>	B-4	General Business	
<input type="checkbox"/>	B-5	Business/Industrial	
<input type="checkbox"/>	I-1	Light Industrial	
<input type="checkbox"/>	I-2	Heavy Industrial	
FILING FEE			\$

PLEASE TYPE OR PRINT

Appellant & Owner Certifications

By the Appellant: I do hereby certify that, to the best of my knowledge and belief, all appeal materials are herewith submitted, and the information they contain is true and correct. I further certify that I accept responsibility for payment of advertising costs relating to this appeal and fully understand that I will be billed at a later date by the *Messenger-Inquirer*.

Appellant's Signature	Date
By: _____	_____
(Please type or print name below signature)	

By the Owner/Co-Appellant: I do hereby certify that I am the owner of this property and authorize the submission and consideration of this appeal.

Owner/Co-Appellant's Signature	Date
By: _____	_____
(Please type or print name below signature)	

Site Plan Drawing

Submit copy of drawing that illustrates the items in the following list; two (2) copies if inside Whitesville. **Twelve (12) reduced copies no larger than 11" X 17" must also be submitted.**

- Scale of drawing (1" = _____ feet)
- Shape and dimensions of the subject property
- Location of all adjoining streets, alleys, existing and proposed street access points
- Shape and dimensions of all existing and proposed buildings
- Distances, by dimension, of buildings to property lines and existing or proposed parking facilities (include parking layout)
- Location sketch for identification purposes to be placed on drawing, indicating location of the subject property within a two-to-three block area

Description of Appeal Regarding Non-Conforming Uses / Structures

Submit copy; two (2) copies if inside Whitesville.

PLEASE CHECK THE TYPE(S) OF APPEAL INVOLVED:

- PROPOSAL TO MOVE A NON-CONFORMING USE ON THE SAME LOT.** A non-conforming use may be moved to another position on the same lot or parcel through appeal to the Board of Adjustment. *Authorized by Zoning Ordinance, Section 4.32*
- PROPOSAL TO MOVE A NON-CONFORMING STRUCTURE ON THE SAME LOT.** A non-conforming structure may be moved to another part of the same lot by appeal to the Board of Adjustment. *Authorized by Zoning Ordinance, Section 4.43*
- PROPOSAL TO CHANGE FROM ONE NON-CONFORMING USE TO ANOTHER NON-CONFORMING USE.** A non-conforming use of a structure, or structure and premises, may be changed to another non-conforming use by appeal to the Board of Adjustment. However, limitations apply: (1) Structural alterations shall not be permitted. (2) The proposed use shall be in the same or a more restrictive classification. (3) The Board of Adjustment may require appropriate conditions and safeguards in accord with the provisions of the Zoning Ordinance. *Authorized by Zoning Ordinance, Section 4.53*

In the space at right or on an attached sheet, describe clearly and accurately what is proposed.

PLEASE TYPE OR PRINT

List of Adjoining Property Owners

Submit copy; two (2) copies if inside Whitesville. The appellant must submit a list of names and mailing addresses of all persons owning property adjoining the subject property, including properties directly across streets and other public rights-of-way.

Use the form below. The names shall be secured from the records of the Daviess County Property Valuation Administrator (PVA) no more than thirty (30) days prior to submission of this appeal.

In cases where a business, institution or other owner group is to be notified, please provide the name of the president, chairman or other officer of the owner group.

Address of Property Adjoining Subject Property	Name(s) of Property Owner(s)	Mailing Address(es) with Zip Codes

PLEASE TYPE OR PRINT