

Eminent Domain Waiver Supplement

An eminent domain waiver is intended to provide a viable and fair alternative to property owners whose properties have been adversely impacted, as a result of an eminent domain action. It allows the continued use of the remainder parcel in a manner similar to its pre-acquisition condition. Waivers herein can be obtained for nonconforming lots and structures.

A. Submittal Requirements and Standards for Issuance

Please refer to Land Development Code, Section 10.03.00(C) and (D) – Eminent Domain Waivers, Application Procedures and Standards of Issuance. The following shall be submitted:

- 1. A Boundary Survey (survey of the parent tract and the remainder parcel to be acquired). Said survey shall identify buildings, parking, landscaping, irrigation, stormwater facilities, wells, septic systems, lighting features, fences, signage, easements of record, adjacent rights of ways and topographic data, etc.
- 2. A Site Plan (a cure plan of the parent tract and the remainder of parcel with the proposed changes to the site). Said plan shall identify buildings, parking, landscaping, stormwater facilities, topographic data and adjacent right-of-way, etc.
- 3. Waiver(s). Please provide a list of the type of waiver(s) being requested, citing the applicable Land Development Code Section(s).

B. Meeting Requirements

The Development Review Committee (DRC) shall review and provide a recommendation to the Board of Adjustment whom shall take final action on said waiver at a public hearing. Please be advised that prior to DRC review of a waiver request, the Planning and Development Services Department staff may require a pre-application conference with the applicant.

I have reviewed the applicable Land Development Code Section 10.03.00 – Eminent Domain Waivers and understand that staff has the obligation to request additional information as deemed necessary to process this application request.

Property Owner Name or Acquiring Authority (printed)

Signature

Date