

**FINDINGS REQUIRED FOR VARIANCE APPROVAL** For each of the required Design Study findings listed below, staff has indicated whether the submitted plans support adoption of the findings. For all findings checked "no," the staff report discusses the issues to facilitate the Planning Commission decision-making. Findings checked "yes" may or may not be discussed in the report depending on the issues.

| <b>VARIANCE FINDINGS (CMC 17.64.210)</b>  | <b>YES</b> | <b>NO</b> |
|---|------------|-----------|
| 1. That due to special physical circumstances applicable to the property, the strict application of the Zoning Ordinance will deprive the property owner of privileges enjoyed by other properties in the vicinity which were developed under the same limitations of the Zoning Ordinance; | ✓          |           |
| 2. That the variance will not constitute a grant of special privilege inconsistent with limitations on other property in the vicinity and within the same zone;   | ✓          |           |
| 3. That the variance will not be detrimental to adjacent property or injurious to public health, safety or welfare;   | ✓          |           |
| 4. That the condition or situation of the property for which the variance is sought is not so general or recurrent in nature as to make reasonable or practical the formulation of a general regulation to address such condition or situation;   | ✓          |           |
| 5. That the situation or condition for which the variance is sought was not the result of actions of the existing or any prior owner of the property; and   | ✓          |           |
| 6. That granting the variance will not be in conflict with the General Plan, or the general zoning objectives of the district within which the affected property lies. (Ord. 2004-02 § 1, 2004; Ord. 2004-01 § 1, 2004).  | ✓          |           |