

**CITY OF MAGEE, MISSISSIPPI  
APPLICATION FOR ZONING ACTION:  
DIMENSIONAL VARIANCE, SECTION 2504**

TYPE OF ZONING ACTION REQUESTED: DIMENSIONAL VARIANCE

DATE: \_\_\_\_\_

Name of Applicant: \_\_\_\_\_

Address of Applicant: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email address: \_\_\_\_\_

Property Address: \_\_\_\_\_

Name of Attorney or Representative: \_\_\_\_\_

Legal Description of Property (to include parcel number and PPIN): \_\_\_\_\_

(attach additional pages if necessary)

DOES THE PROPERTY HAVE RESTRICTIVE COVENANTS?  YES  NO  
(If YES, please attach a copy of the restrictive covenants.)

HAS ANY REZONING REQUEST FOR THIS PROPERTY BEEN MADE IN THE  
LAST YEAR?  YES  NO  
(If YES, please attach a copy of all decisions of the Planning Commission and the Mayor and  
Board of Aldermen.)

PLANNED USE OF PROPERTY: \_\_\_\_\_  
(Attach plans showing property boundaries, relation to streets, ingress and egress to the facilities  
and off-street parking.)

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**DIMENSIONAL VARIANCE:**

A Dimensional Variance from the terms of the City of Magee Zoning Ordinance, Section 2504, as amended, shall not be granted by the Planning Commission until the Applicant has demonstrated that the following conditions are met:

- A. That special conditions and circumstances exist which are peculiar to the land, structure, or building involved and which are not applicable to other lands, structures, or buildings, in the same district.
- B. That literal interpretation of the provisions of this Ordinance would deprive the applicant of rights commonly enjoyed by other properties in the same district under the terms of this Ordinance.
- C. That granting the variance requested will not confer on the applicant any special privilege that is denied by this Ordinance to other lands, structures, or buildings in the same zoning district.

**GROUND FOR REQUEST:** (Attach Additional Pages, if necessary)

**NOTE:** The Applicant must address each of the conditions above in the space provided below and/or on attached pages. Non-conforming use of neighboring lands, structures, or buildings in the same zone or permitted use of lands, structures, or buildings in other zones shall not be considered grounds for the issuance of a Dimensional Variance.

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By signing this application, it is understood and agreed that permission is given the City of Magee to place a sign on said property, giving notice to the public that said property is being considered for zoning action. It is further understood that after a hearing has been held or a determination made, that said sign may be removed from the owner's property by the City of Magee, or it may remain until the case is finalized, if deemed necessary.

Be it further understood by the applicant that removal of the sign before the hearing will constitute a withdrawal by the petitioner, and the case will not be heard.

It is further understood and agreed upon by the applicant and property owner, and permission is hereby granted to the Zoning Administrator, for inspections, investigations and/or evaluation reports pertaining to said property to be made by the appropriate agencies.

In the event such investigations, etc., disclose this property does not meet the requirements for the proposed usage, then this request will be held in abeyance until such time as those requirements are met and/or evidence of such is submitted.

By signing this application, I acknowledge that the above information is true, correct, and complete to the best of my knowledge. Further, I understand that my signature grants express permission for the applicant to request a dimensional variance pertaining to my property described on page one of this application.

APPLICANT SIGNATURE: \_\_\_\_\_

PROPERTY OWNER SIGNATURE: \_\_\_\_\_

STATE OF MISSISSIPPI, COUNTY OF \_\_\_\_\_

SWORN TO AND SUBSCRIBED BEFORE ME,

This the \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

NOTARY PUBLIC: