



# TOWN OF WEST SPRINGFIELD

## BOARD OF APPEALS

26 Central Street, Suite 20, West Springfield, MA 01089-2764

Phone: (413) 263-3271 FAX: (413) 263-3018

e-mail: [dmattoon@townofwestspringfield.org](mailto:dmattoon@townofwestspringfield.org)

Douglas P. Mattoon  
Director of Planning and Development

### APPLICATION FOR VARIANCE

DATE \_\_\_\_\_

LOCATION OF PROJECT \_\_\_\_\_  
\_\_\_\_\_

RECORD OWNER \_\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_

TELEPHONE NUMBER \_\_\_\_\_

SIGNATURE \_\_\_\_\_

PRINT NAME OF SIGNEE \_\_\_\_\_

APPLICANT \_\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_

TELEPHONE NUMBER \_\_\_\_\_

SIGNATURE \_\_\_\_\_

PRINT NAME OF SIGNEE \_\_\_\_\_

ENGINEER/ARCHITECT \_\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_

TELEPHONE \_\_\_\_\_

SIGNATURE \_\_\_\_\_

PRINT NAME OF SIGNEE \_\_\_\_\_

Application is hereby made for a VARIANCE from the requirements of Section \_\_\_\_\_ of the Zoning Ordinance that requires:

\_\_\_\_\_

PROPERTY DEED RECORDED UNDER BOOK \_\_\_\_\_ PAGE \_\_\_\_\_

ZONING DESIGNATION OF PROPERTY \_\_\_\_\_

DESCRIPTION OF PROJECT

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE LEGAL BASIS UPON WHICH THE VARIANCE SHOULD BE GRANTED IS AS FOLLOWS  
(detail how this application will meet the requirements as set forth in a., b. and c. as described below):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Said legal basis is set forth in M.G.L. Chapter 40A, Section 10 and requires that the Board of Appeals finds that:

- a. Owing to circumstances relating to the soil conditions, shape, or topography of such land or structures and especially affecting such land or structures but not affecting generally the zoning district in which it is located, a literal enforcement of the provisions of the ordinance would involve substantial hardship, financial (although the word financial is used to indicate hardship, the Massachusetts Courts have consistently stated that financial hardship is not sufficient grounds to allow a variance or special permit) or otherwise, to the petitioner or appellant; and
- b. That desirable relief may be granted without substantial detriment to the public good; and
- c. Without nullifying or substantially derogating from the intent or purpose of such ordinance.

HAS THERE BEEN A PREVIOUS VARIANCE OR SPECIAL PERMIT REQUESTED FOR THIS PROPERTY (confirm with the record's of the Town Clerk)? \_\_\_\_\_ (if yes, attach copy(ies) of previous application(s) and decision(s))

**THE FOLLOWING INFORMATION MUST BE SUBMITTED TO THE PLANNING DEPARTMENT TO CONSIDER THE APPLICATION COMPLETE:**

- \_\_\_\_\_ 1 ORIGINAL AND 3 COPIES OF APPLICATION FORM
- \_\_\_\_\_ 4 COPIES OF THE BUILDING PERMIT APPLICATION DENIAL
- \_\_\_\_\_ 4 COPIES OF THE PROPOSED PLANS
- \_\_\_\_\_ 1 COPY OF PLANS SENT ELECTRONICALLY TO:  
LSILVER@TOWNOFWESTSPRINGFIELD.ORG
- \_\_\_\_\_ 1 COPY OF A CERTIFIED LIST OF ABUTTERS OBTAINED FROM THE ASSESSOR'S OFFICE
- \_\_\_\_\_ A NOTARIZED STATEMENT FROM THE PROPERTY OWNER AUTHORIZING ACTION BY THE APPLICANT
- \_\_\_\_\_ A CHECK FOR \$70.00 MADE PAYABLE TO: **THE WEST SPRINGFIELD RECORD**
- \_\_\_\_\_ A CHECK FOR \$125.00 MADE PAYABLE TO: "TOWN OF WEST SPRINGFIELD" AS INDICATED IN THE BOARD OF APPEALS' FEE SCHEDULE.

**THE APPLICANT SHOULD BE FAMILIAR WITH THE FILING REQUIREMENTS OF THE BOARD OF APPEALS AND SHOULD ENSURE THAT THE APPLICATION COMPLIES WITH SAID REQUIREMENTS. FAILURE TO COMPLY WITH THE REQUIREMENTS MAY RESULT IN A DENIAL OF THE APPLICATION.**

**THE FILING OF THIS APPLICATION WITH THE TOWN OF WEST SPRINGFIELD AUTHORIZES EMPLOYEES, AGENTS AND REPRESENTATIVES OF THE TOWN TO ENTER AND INSPECT THE SUBJECT PREMISES, INCLUDING LAND AND STRUCTURES, TO EVALUATE EXISTING AND PROPOSED CONDITIONS AS THEY RELATE TO THE SUBMITTED APPLICATION.**