



TOWN OF LYNDEBOROUGH  
Zoning Board of Adjustment  
9 Citizens Hall Road, P.O. Box 6 • Lyndeborough, NH 03082  
Phone (603)654-5955 • Fax (603)654-5777

## **Use Variance Worksheet**

This form constitutes a request for a variance from the literal provisions of Lyndeborough Zoning Ordinance section \_\_\_\_\_ in order to permit the following change or use:

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The power to grant variances from the local zoning ordinances is established in NH RSA 674:33 I, as follows:

***“The zoning board of adjustment shall have the power to:...***

***(b) Authorize upon appeal in specific cases such variance from the terms of the zoning ordinance as will not be contrary to the public interest, if, owing to special conditions, a literal enforcement of the provisions of the ordinance will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed and substantial justice done.”***

New Hampshire case law has established on the basis of the above statement that all of the following requirements must be satisfied in order for a Zoning Board of Adjustment to grant a variance. You must demonstrate that you do or will meet each and every requirement.

### **I. The variance will not be contrary to the public interest because:**

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### **II. Special conditions exist such that literal enforcement of the ordinance results in unnecessary hardship.**

(a) The zoning restriction of the cited ordinance interferes with the reasonable use of the property because:

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(b) No fair and substantial relationship exists between the general purposes of the zoning ordinance and the specific restriction on the property because:

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(c) The variance would not injure the public or private rights of others because:

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**III. The variance is consistent with the spirit of the ordinance because:**

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**IV. Substantial justice is done because:**

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**V. The value of surrounding properties will not be diminished because:**

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