

**APPLICATION FOR WAIVER OF
 SUBDIVISION REGULATION REQUIREMENT**
 (Complete one form for each waiver request.)

To the Chairman and Members of the Somersworth Planning Board:

On _____, 20____, I submitted a plan for subdivision approval to the Board, entitled _____ prepared by _____, Case Number: _____ and hereby request a waiver from:

Section _____ of the Subdivision Regulations for waiver of:

Reasons in support/justification of the request: _____

Respectfully submitted: _____

Date: _____

----- Office Use Only -----

Where the Planning Board finds that extraordinary hardship or practical difficulties may result from strict compliance with any section of these regulations or the purposes of this chapter may be served to a greater extent by an alternative proposal, it may approve waivers to these regulations so that substantial justice may be done and the public interest secured, provided that such waiver shall not have the effect of nullifying the intent and purpose of these regulations; and further provided the Planning Board shall not approve waivers unless it shall make findings based upon the evidence presented to it in each specific case that:

- a. it does so by a two-thirds vote of its full membership;
- b. the granting of the waiver shall not be detrimental to the public safety, health, or welfare or injurious to other property;
- c. the conditions upon which the request for a waiver is based are unique to the property for which the waiver is sought and are not applicable generally to other property;
- d. because of the particular physical surroundings, shape or topographical conditions of the specific property involved, a particular hardship to the owner would result, as distinguished from a mere inconvenience, if the strict letters of these regulations are carried out.
- e. The waiver will not, in any manner, vary the provisions of the Zoning Ordinance, Master Plan Reports, or Official Maps.

The above Waiver Request was ___ **Approved** or ___ **Denied** at the _____ meeting of the Somersworth Planning Board. (date)

IF approved, the waiver was approved ___ WITH or ___ WITHOUT conditions.

Conditions: _____