

Before a variance can be granted, the Applicant must prove that each of the following four (4) conditions has been fulfilled. Answer each of the questions in detail.

The undersigned alleges that:

1. The strict application of the Zoning Regulations would produce undue hardship, in that: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
2. Such hardship is not shared by other properties in the same zoning district and the same vicinity; in that: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
3. The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by granting of this variance; in that: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_
4. The granting of such variance is based upon reason of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit or caprice; in that: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

NOTE: If this variance is granted, it will not permit a use prohibited in the use district in which the above described premises are located.

*Godin Lopez, ATP*  
Signature of Authorized Agent

*Rogelio Mendez*  
Signature of Land Owner

Questions:

*The existing situation is:* The 11 year old son of the family renting this residence has Dandy-Walker Malformation and a shunted Hydrocephalus. He utilizes a stroller or wheelchair for mobility. This residence has several steps to get into the residence. His parents have to manually carry his wheelchair up the steps and then carry or actively support the child up and down the steps on a daily basis for school, medical appointments and other community activities.

*Granting of this petition would permit:* The addition of a porch lift to the entrance of the residence will allow the child to safely enter and exit his residence while utilizing his stroller or wheelchair and will greatly reduce the risk of injury to child and to his parents.

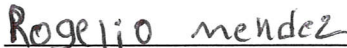
*The strict application of the Zoning Regulations would produce undue hardship, in that:* The steps will continue to be a barrier for an accessible entrance/exit for this child and his parents, and it will be an increased risk for injury as the child continues to grow.

*Such a hardship is not shared by other properties in the same zoning district and the same vicinity in that:* Consumers who can walk without assistance are able to safely enter and exit their residences by walking up and down their steps.

*The authorization of such variance will not be of substantial detriment to adjacent property and the character of the district will not be changed by granting of this variance in that:* The porch lift is necessary to provide an accessible entrance for the child and his family. [The porch lift can be removed if the lift is not needed at some point in the future.]

*The granting of such variance is based upon reason of demonstrable and exceptional hardship as distinguished from variations for purposes of convenience, profit or caprice in that:* Currently the child cannot exit or enter his residence while utilizing his wheelchair. Parents have to carry his wheelchair up and down the steps and carry or actively assist/support the child in order for him to enter and exit his home every day for school, medical appointments and other community activities.

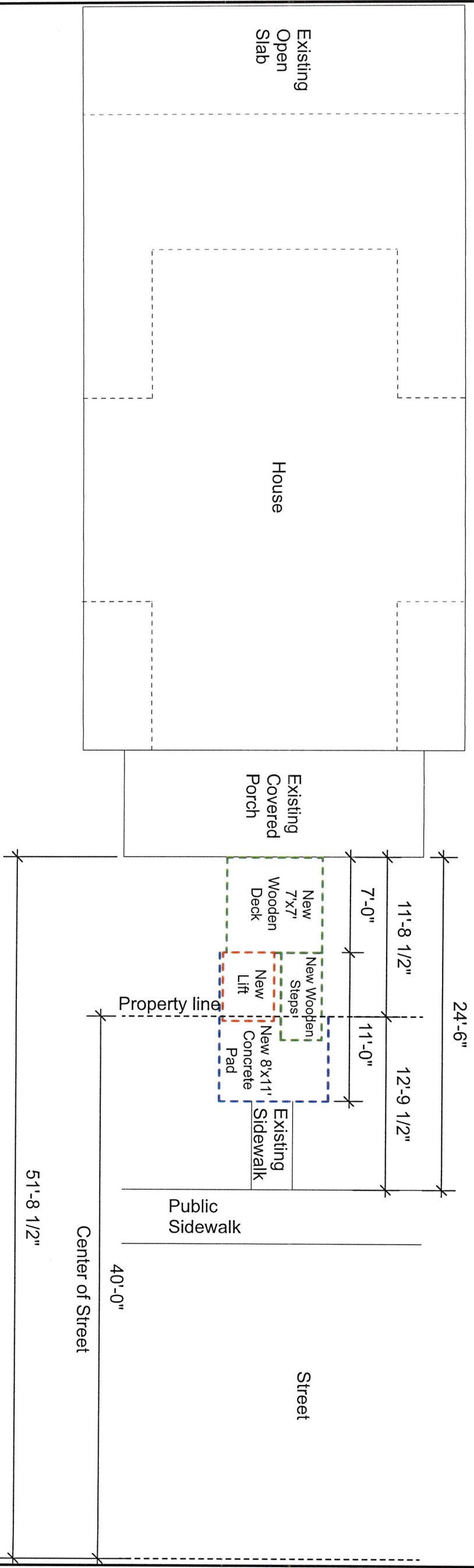
  
\_\_\_\_\_  
Signature of Authorized Agent

  
\_\_\_\_\_  
Signature of Land Owner

COPY



LEGEND	
	Existing
	Proposed Modifications in color



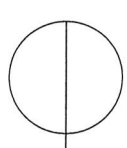
*received 10-28-15 Mark*

Legal Description: Lot 10 Block 25 M & L  
Second 305 W. 6th Street

Miguel Mendez Vasquez  
305 West 6th  
Lexington, NE 68850 308-324-2930 = Salvador

Accessibility Modifications 5/11/15

	315 West 60th Street, Suite 300 Kearney, NE 68845 (308) 865-5363 (800) 683-6699 V/TT (308) 865-5322 Fax	SHEET
		1 OF 1



SITE PLAN  
SCALE: 1/8" = 1'-0"