



# TOWN OF KITTERY ~ MAINE

## PLANNING OFFICE

200 Rogers Road, Kittery, Maine 03904

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[www.kittery.org](http://www.kittery.org)

### APPLICATION: REQUEST FOR WAIVER

**THIS REVIEW PROCESS REQUIRES APPROVAL FROM BOTH THE TOWN PLANNER AND THE CODE ENFORCEMENT OFFICER**

|                             |                  |     |  |     |  |                   |  |                 |  |
|-----------------------------|------------------|-----|--|-----|--|-------------------|--|-----------------|--|
| <b>PROPERTY DESCRIPTION</b> | Parcel ID        | Map |  | Lot |  | Zone Base Overlay | <div style="border-bottom: 1px solid black; width: 100%; height: 15px;"></div> <div style="border-bottom: 1px solid black; width: 100%; height: 15px;"></div> <div style="border-bottom: 1px solid black; width: 100%; height: 15px;"></div> | Total Land Area |  |
|                             | Physical Address |     |  |     |  |                   |  |                 |  |

|                                     |       |  |                        |  |
|-------------------------------------|-------|--|------------------------|--|
| <b>PROPERTY OWNER'S INFORMATION</b> | Name  |  | <b>Mailing Address</b> |  |
|                                     | Phone |  |                        |  |
|                                     | Fax   |  |                        |  |
|                                     | Email |  |                        |  |

|                                      |       |  |                         |  |
|--------------------------------------|-------|--|-------------------------|--|
| <b>APPLICANT'S AGENT INFORMATION</b> | Name  |  | <b>Name of Business</b> |  |
|                                      | Phone |  | <b>Mailing Address</b>  |  |
|                                      | Fax   |  |                         |  |
|                                      | Email |  |                         |  |

|                    |  |   |
|--------------------|--|---|
| <b>DESCRIPTION</b> | <b>Ordinance Section</b>                           | <b>Describe why this request is being made.</b>   |
|                    | ***EXAMPLE***<br>16.32.560 (B)- OFFSTREET PARKING. | ***EXAMPLE***<br>Requesting a waiver of this ordinance since the proposed professional offices have a written agreement with the abutting Church owned property to share parking. |
|                    |  |   |
|                    |  |   |
|                    |  |   |

I certify that, to the best of my knowledge, the information provided in this application is true and correct and will not deviate from the plans submitted without notifying the Kittery Planning Department of any changes.

|   |  |   |  |
|---|--|---|--|
| <b>Applicant's Signature:</b><br><br><b>Date:</b> |  | <b>Owner's Signature:</b><br><br><b>Date:</b> |  |
|---|--|---|--|

#### ARTICLE IV. WAIVERS

16.28.180 Waiver authorized.

Where the planning board finds that, due to special circumstances of a particular plan, the provision of certain required improvements is not requisite in the interest of public health, safety and general welfare, or is inappropriate because of inadequacy or lack of connecting facilities adjacent or in proximity to the proposed development, upon written request, it may waive or modify such requirements, subject to appropriate conditions. (Land use and dev. code § 7.4.1, 1994)

16.28.190 Objectives secured.

In granting modifications or waivers, the planning board must require such conditions as will, in its judgment, secure substantially the objectives of the requirements so waived or modified. (Land use and dev. code § 7.4.2, 1994)