

**APPLICATION FOR AN EQUITABLE WAIVER  
OF DIMENSIONAL REQUIREMENTS**

To: Board of Adjustment,  
Town of Canaan

Do not write in this space.
Case No. _____
Date Filed _____
_____ (signed – Board of Adjustment)

Name of Applicant \_\_\_\_\_

Address \_\_\_\_\_

Owner \_\_\_\_\_

(if same as applicant, write "same")

Location of Property \_\_\_\_\_

(street, number, sub-division and lot number)

NOTE: This application is not acceptable unless all required statements have been made.

Additional information may be supplied on a separate sheet if the space provided is inadequate.

**APPLICATION FOR AN EQUITABLE WAIVER OF DIMENSIONAL  
REQUIREMENTS**

An Equitable Waiver of Dimensional Requirements is requested from article \_\_\_\_\_ section  
\_\_\_\_\_ of the \_\_\_\_\_ ordinance to permit \_\_\_\_\_

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

1. Does the request involve a dimensional requirement, not a use restriction?

( ) yes      ( ) no

2. Explain how the violation has existed for 10 years or more with no enforcement action,  
including written notice, being commenced by the town. \_\_\_\_\_

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

- or -

Explain how the nonconformity was discovered after the structure was substantially completed or  
after a vacant lot in violation had been transferred to a bona fide purchaser. \_\_\_\_\_

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

- and -

How the violation was not an outcome of ignorance of the law or bad faith but resulted from a good faith error in measurement or calculation. \_\_\_\_\_

---

---

3. Explain how the nonconformity does not constitute a nuisance nor diminish the value or interfere with future uses of other property in the area. \_\_\_\_\_

---

---

---

---

---

4. Explain how the cost of correction far outweighs any public benefit to be gained. \_\_\_\_\_

---

---

---

---

---

Applicant \_\_\_\_\_ Date \_\_\_\_\_

(signature)