

UPPER FREDERICK TOWNSHIP

P.O. Box 597, Frederick, PA 19435

TOWNSHIP BUILDING
3205 Big Road, Obelisk, PA 19492

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TO BE COMPLETED ONLY BY THE TOWNSHIP:

APPLICATION NO. _____ DATE FILED: _____ TIME FILED: _____

ADMINISTRATIVE FEE PAID: _____

**APPLICATION TO ZONING HEARING BOARD
OR BOARD OF SUPERVISORS**

1. Date: _____

2. Type of Application (check one or more, as applicable):

A. TO THE ZONING HEARING BOARD:

- 1. Substantive challenge to the validity of the Zoning Ordinance or Subdivision Ordinance. [Section 909.1(a)(1) of the MPC; Section 285-28.A of the Zoning Ordinance]
- 2. Challenge to the validity of the Zoning Ordinance or the Subdivision Ordinance raising procedural questions or alleged defects in the process of enactment or adoption. [Section 909.1(a)(2) of the MPC; Section 285-28.B of the Zoning Ordinance]
- 3. Appeal from a determination of the Zoning Officer, including, but not limited to, the granting or denial of any permit, or failure to act on the Application therefore, the issuance of any cease and desist Order, or the registration or refusal to register any nonconforming use, structure or lot. [Section 909.1(a)(3) of the MPC; Section 285-28.C of the Zoning Ordinance]
- 4. Appeal from a determination by the Township Engineer or the Zoning Officer with reference to the administration of flood plain provisions in the Zoning Ordinance or the Subdivision Ordinance. [Section 909.1(a)(4) of the MPC; Section 285-28.D of the Zoning Ordinance]
- 5. Application for a variance from the terms of the Zoning Ordinance. [Section 909.1(a)(5) of the MPC; Section 285-28.E of the Zoning Ordinance]

- _____ 6. Application for special exception under the Zoning Ordinance. [Section 909.1(a)(6) of the MPC; Section 285-28.F of the Zoning Ordinance]
- _____ 7. Appeal from the determination of any officer or agency charged with the administration of any performance density provision of the Zoning Ordinance. [Section 285-28.G of the Zoning Ordinance]
- _____ 8. Appeal from a determination of the Zoning Officer under Section 916.2 of the MPC (preliminary opinion of the Zoning Officer). [Section 909.1(a)(8) of the MPC]
- _____ 9. Appeal from a determination of the Zoning Officer or Township Engineer in the administration of any provision of the Zoning Ordinance or Subdivision Ordinance with reference to sedimentation and erosion control and storm water management insofar as the same relates to development not involving Applications under the Subdivision Ordinance. [Section 909.1(a)(9) of the MPC; Section 285-28.G of the Zoning Ordinance]
- _____ 10. Interpretation of the words, terms, rules, regulations, provisions and restrictions of the Zoning Ordinance where there is doubt as to the meaning thereof, including determination, in specific instances where questionable uses are permitted by virtue of being "similar to or customarily incidental to" uses as provided by the Zoning Ordinance. [Section 285-28.H of the Zoning Ordinance]

B. TO THE BOARD OF SUPERVISORS:

- _____ 1. Application for curative amendment to the Zoning Ordinance pursuant to Sections 609.1 and 916.1(a)(2) of the MPC. [Section 909.1(b)(4) of the MPC; Section 285-24 of the Zoning Ordinance]
- _____ 2. Petition for amendment to the Zoning Ordinance or Subdivision Ordinance. [Section 909.1(b)(5) of the MPC; Section 285-20 of the Zoning Ordinance]
- _____ 3. Appeal from a determination of the Zoning Officer or the Township Engineer in the administration of provisions of the Subdivision Ordinance with reference to sedimentation and erosion control and storm water management insofar as the same relate to Applications for land development under the Subdivision Ordinance. [Section 909.1(b)(6) of the MPC]
- _____ 4. Application for conditional use. [Section 913.2 of the MPC; Section 285-96 of the Zoning Ordinance]
- _____ 5. Application for Institutional and Recreation District overlay. [Section 285-123 of the Zoning Ordinance]

3. Applicant(s):

A. Name(s): _____

B. Mailing Address: _____

C. Telephone Number: _____

D. Legal Status of Applicant(s) (check one):

_____ Owner(s) of legal title.

_____ Owner(s) of equitable title.

_____ Tenant(s) with permission of owner of legal title.

_____ Other (describe) _____

4. Attorney, if any, for Applicant(s):

A. Name: _____

B. Mailing Address: _____

C. Telephone Number: _____

5. Owner(s) of legal title of subject property [if other than Applicant(s)]:

A. Name: _____

B. Mailing Address: _____

C. Telephone Number: _____

6. Subject Property:

A. Present Zoning District Classification: _____

B. Number and Street Address: _____

C. Location, with reference to nearby intersections or prominent features: _____

D. Tax Parcel No.: _____

E. Dimensions:

(1) Area: _____

(2) Frontage: _____

(3) Depth: _____

F. Size, construction and use of existing improvements; or use of land, if unimproved: _____

7. Describe the proposed improvements, additions, uses and/or other development of the subject property to be made under this Application, including the size of the same and the materials and general construction thereof.

8. Describe the manner in which proposed improvements, additions, uses and/or other development differ from that permitted as of right.

9. State the factual and legal grounds believed to support this Application, including citations to specific Sections of the Zoning Ordinance, Subdivision Ordinance or other Ordinances or Acts relied upon.

10. Has any previous Application (including a previous challenge, Appeal or Petition) been filed concerning the subject matter of this Application? ____ Yes ____ No If yes, specify.

11. List the names and addresses of all owners and occupiers of every lot on the same street as the subject property and within 500 feet of the subject property.

12. If Section 2.A.2 (procedural challenges) has been checked, set forth the procedural questions or alleged defects in the process of enactment or adoption to be decided by this Application.

13. If Section 2.A.3, 2.A.4, 2.A.7, 2.A.8, 2.A.9, 2.A.10 or 2.B.3 (Appeals from various determinations of the Zoning Officer or Township Engineer) has been checked, set forth the legal and/or factual issues to be decided by this Application, including any interpretations requested.

14. If Section 2.A.5 (variance) or 2.A.6 (special exception) has been checked, set forth the provisions of the Zoning Ordinance from or under which the variance or special exception is being requested.

15. If Section 2.B.2 (Amendments to Zoning Ordinance or Subdivision Ordinance) has been checked, set forth, in an attachment hereto, the exact text of the requested Amendments.

16. If Section 2.B.5 (Application for Institutional and Recreation District overlay) has been checked, provide the following:
 - A. A community impact analysis, including the information required by Section 285-123.A of the Zoning Ordinance.
 - B. A legal description of the area involved.
 - C. A map showing the location of the property.

I/We hereby certify that the above information is true and correct to the best of my/our knowledge, information and belief.

Applicant(s):

CONSENT OF OWNER(S) OF LEGAL TITLE

[To be completed if the Applicant(s) is/are not the owner(s) of legal title of the subject property.]

I/We hereby represent and acknowledge that I/we am/are the owner(s) of legal title of the subject property of this Application, and that I/we hereby consent to the filing of this Application by the Applicant(s) named herein.

Owner(s) of Legal Title:

Date: _____

ACKNOWLEDGMENT OF INDIVIDUAL

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF _____

On this, the _____ day of _____, _____, before me _____, the undersigned officer, personally appeared _____, known to me (or satisfactorily proven) to be the person whose name _____ subscribed to the within instrument, and acknowledged that (he/she/they) executed the same for the purposes therein contained.

In witness whereof, I hereunto set my hand and official seal.

Notary Public

Printed Name: _____

My Commission Expires:
