

Here are our justifications for the variance on Parcel # 04311530040.

A. Special circumstances of structures involved which are not irregular structures would only leave the left side of the yard for placement on Parcel # 04311530040 due to how far our garage sits back on our 0.17 size lot.

B. The circumstances that exist did not result from the actions due to having a garage that sits back where the back side is right in the middle of the yard.

C. There is no beneficial use of the property without variance. Placing the above ground pool anywhere else would restrict all usable yard space. This is the largest spot in our yard and would still give us plenty of room to walk completely around the pool.

D. The variance is the minimal relief necessary to make possible use of the property. We want to still have room in our fenced back yard due to always having children in & at our home and being a dog owner.

E. The difficulty or reason why we are seeking variance cannot be resolved through any method other than a variance due to either direction of the yard, only two sides will be over the measurements needed from the property line.

F. The essential character of the neighborhood will not be substantially altered nor will adjoining properties suffer substantial detriment. There has never been anyone living in the condemned home next to us on the left-hand side, so this side of the pool is the closest to the property line. Behind us is roughly 3 feet of wooded area and a corn field. To the right side of us is Carrie Millon and she does not mind that we have a pool.

G. The variance will not adversely affect the delivery of governmental services such as water, sewer, and trash pickup. The proposed plan will not change the character of the neighborhood due to it being secluded. Almost all parcels on W 8th street are similar in structure, just different in lot size.

H. Granting the variance will be in harmony with the general purpose and intent of the zoning requirement the applicant seeks a variance from and will not otherwise be detrimental to the public's safety. My wife Ashley and I are licensed foster parents and must get yearly inspections, where Warren County and the fire department do a thorough inspection to approve our home. Within these guidelines we must have a fence with a latch in the back yard, when it comes to the pool we also had to get a 24-inch safety fence around the entire pool itself.

I. Granting of the variance requested will not confer any special privilege that is denied by this UDO to other lands, structures, or buildings in the same district. This Variance is simply stating that all safety precautions are up to standard and it does not affect any neighbors around our parcel. It does not change any movement of structures in or around the property line. The pool is



212 W Eighth