

## APPEAL OF ZONING ADMINISTRATOR DECISION

The applicant or other “interested person”, as defined in 24 V.S.A 4465(b) [see page 2], may appeal any decision, action, or inaction by the Zoning Administrator . This Notice of Appeal must be filed with the Shoreham Town Clerk, within 15 calendar days of the date of the issuance of the decision or deadline of the time to act being appealed. A copy of this Notice of Appeal shall be filed at the same time with the Zoning Administrator.

This form must be accompanied by:

- Hearing fees: *Residential* \$125, or *Commercial* \$250, plus recording fee \$15
- Copy of the application denied
- Copy of the ZA’s decision; *or*
- Copy of submitted application which ZA failed to act on;
- **Application being appealed must include all supporting documentation which was submitted to the ZA and which were required by the provision(s) covering that application as indicated in the *Shoreham Unified Development Regulations*.**

If the DRB approves this appeal, the ZA will issue any applicable permit(s).

Name of Appellant (person making appeal): \_\_\_\_\_

Address of Appellant: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ zip: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: \_\_\_\_\_

Name of Owner: \_\_\_\_\_

Address of Owner: \_\_\_\_\_

Town: \_\_\_\_\_ State: \_\_\_\_\_ zip: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: \_\_\_\_\_

Property Parcel ID: \_\_\_\_\_ District: ☐ AG ☐ LDR ☐ MDR ☐ VRD ☐ VCD

Application # \_\_\_\_\_ being appealed. Action being appealed: \_\_\_\_\_

List the provisions of the *Shoreham Unified Development Regulations* which the zoning application is required to comply with:

_____	_____
_____	_____
_____	_____
_____	_____

What documents are included that are related to the decision or action from which the appeal is taken.

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

Appellant Name: \_\_\_\_\_

Application # \_\_\_\_\_

Answer the 3 questions below, use a separate sheet if you need more room. Sign & Date below

1. Briefly describe the purpose of the application with respect to which the appeal is taken.

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2. Relief requested by the appellant, with applicable by-law, include any request for a variance from one or more provisions of these *Regulations* as applicable.

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3. Explain why the requested relief is believed proper under the circumstances and what provisions support this relief.

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Appellant Signature: \_\_\_\_\_

Date: \_\_\_\_\_

*An Interested Person must have participated in the proceedings. Participation consists of oral or written testimony.*

*Attending—without participation, as an observer only—does not qualify as an Interested Person.*

**24 VSA §4465**

(b) For the purposes of this chapter, an interested person means any one of the following:

- (1) A person owning title to property, or a municipality or solid waste management district empowered to condemn it or an interest in it, affected by a bylaw, who alleges that the bylaw imposes on the property unreasonable or inappropriate restrictions of present or potential use under the particular circumstances of the case.
- (2) The municipality that has a plan or a bylaw at issue in an appeal brought under this chapter or any municipality, that adjoin that municipality.
- (3) A person owning or occupying property in the immediate neighborhood of a property that is the subject of any decision or act taken under this chapter, who can demonstrate a physical or environmental impact on the person's interest under the criteria reviewed, and who alleges that the decision or act, if confirmed, will not be in accord with the policies, purposes, or terms of the plan or bylaw of that municipality.
- (4) Any **twenty** persons who may be any combination of voters, residents, or real property owners within a municipality listed in subdivision (2) of this subsection who, by signed petition to the appropriate municipal panel of a municipality, the plan or a bylaw of which is at issue in any appeal brought under this title, allege that any relief requested by a person under this title, if granted, will not be in accord with the policies, purposes, or terms of the plan or bylaw of that municipality. This petition to the appropriate municipal panel must designate one person to serve as the representative of the petitioners regarding all matters related to the appeal.
- (5) Any department and administrative subdivision of this state owning property or any interest in property within a municipality listed in subdivision (2) of this subsection, and the Agency of Commerce and Community Development of this State.

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Fees (Res \$125 or Comm'l \$250; plus recording \$15) Paid: \_\_\_\_\_ Check: \_\_\_\_\_ Date: \_\_\_\_\_ Rec'd by: \_\_\_\_\_