



# CITY OF EAGLE

660 E. Civic Lane, Eagle, ID 83616

Phone #: (208) 939-0227 Fax #: (208) 938-3854

## Accessory Building Setback Waiver Application

FILE NO.:	_____	FEE:	_____
CROSS REF.	_____		
FILES:	_____		

APPLICANT: \_\_\_\_\_ PHONE: \_\_\_\_\_

Owner     Purchaser

APPLICANT ADDRESS: \_\_\_\_\_

E-MAIL ADDRESS: \_\_\_\_\_

OWNER: \_\_\_\_\_ PHONE: \_\_\_\_\_

OWNER ADDRESS: \_\_\_\_\_

E-MAIL ADDRESS: \_\_\_\_\_

REPRESENTED BY: \_\_\_\_\_ PHONE: \_\_\_\_\_

(If different from above)

PROPERTY ADDRESS: \_\_\_\_\_

## Application Submittal Requirements

1.  A complete Accessory Building Setback Waiver Application.
2.  A written statement of justification addressing the nature of and reason for the building setback waiver. Include in the justification letter information demonstrating that the requested building location conforms to the following standards:
  - a. Is compatible with the scale and design of the structures and overall existing development pattern of the surrounding area;
  - b. Will not impair reasonable or appropriate use of adjoining properties;
  - c. Will not result in greater impacts on natural resources; and
  - d. Will not impair sight distances on public or private roads;
3.  A drawing or picture superimposed or “photoshopped” into a picture of the lot showing the proposed building located upon the lot.
4.  Any additional information to aid in understanding the project.
5.  Applicant shall provide written approval of the setback reduction from all adjoining property owners at the time of application submittal. If written approval cannot be obtained, then the City shall notify the adjoining property owners and inform them in writing about the applicant’s setback reduction. The adjoining property owners shall have ten (10) calendar days from the decision date to appeal. In the event of a denial, the applicant shall be allowed to appeal the zoning administrator’s decision. If no appeal is submitted, the decision is final.

### NOTE:

IF THE ZONING ADMINISTRATOR DETERMINES THAT ADDITIONAL AND/OR REVISED INFORMATION IS NEEDED, AND /OR IF OTHER UNFORSEEN CIRCUMSTANCES ARISE, ANY DATES OUTLINED FOR PROCESSING MAY BE RESCHEDULED BY THE CITY.

Eagle City Code Section 1-7-4 (A) states, “Fee Schedule Established: The city clerk or their designee, at the time of the filing of a land use application, petition, or receipt of an area of impact referral, shall collect the fee and/or deposit established by resolution of the city council together with a deposit for any direct costs incurred by the city to review such requests by architects, engineers, attorneys, or other professionals necessary to enable the city to process said application, petition, or referral in an informed manner.” Direct costs, as underlined in 1-7-4 (A) above, shall be required to be paid by the applicant in a time frame to be determined by the City Policy for Collection and Enforcement of Deposits and Fees for Land Use Action as approved and adopted by the Eagle City Council.

**NOTE: The processing of an application shall be delayed or stopped if deposit balances and direct costs are not reimbursed as required in accordance with the adopted policy.**

The City does not guarantee acquisition of public services provided by any agency. The developer, property owner and/or applicant of this application does hereby release and indemnify and hold harmless the City of Eagle from any and all claims, costs, etc., from any individual or organization regarding the acquisition of services that are not affiliated with the City, including but not limited to, water/sewer service and fire protection.

Signature of Applicant/Representative \_\_\_\_\_ Date: \_\_\_\_\_

Printed name of Applicant/Representative \_\_\_\_\_ Date: \_\_\_\_\_

Signature of receipt by City staff \_\_\_\_\_ Date: \_\_\_\_\_