

Commission Information:

Initiated by: Planning and Zoning Commission  
First on Agenda: July 18, 2013  
Action: Approved  
Vote: Unanimously

Council Information:

Introduced by: City Manager Hannan  
Introduced: April 28, 2015  
Public Hearing: May 12, 2015  
Action: Postponed to July 28, 2015  
Date: July 28, 2015  
Vote: Unanimous

Yes:	No:
Best	
Carrington	
DeVries	
Hanson	
Johnson	

CITY OF PALMER, ALASKA

**Ordinance No. 15-016**

**An Ordinance of the Palmer City Council Amending Palmer Municipal Code Chapter 17.76, Variances, by Amending Section 17.76.020 Requirements for a Variance and Repealing Section 17.76.030 Cases Where Variance is Illegal**

THE CITY OF PALMER, ALASKA ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Section 17.76.020 is hereby amended to read as follows (new language is underlined and deleted language is stricken):

**17.76.020 Requirements for a variance.**

In order to grant a variance, the commission must find that each of the following requirements has been met:

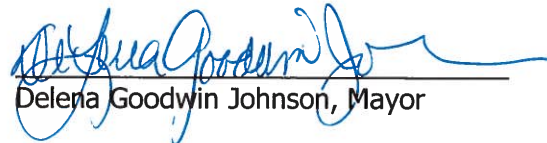
- A. That there are unusual circumstances applying to the property that do not apply generally to other properties in the same vicinity and that the problem of the applicant is not the result of his own action;
- B. That strict interpretation of this title would deprive the applicant of the rights commonly enjoyed by other properties in the same district under the terms of this title;

- C. That the authorization of the variance will not be injurious to nearby property nor harmful to the public welfare;
- D. That the granting of the variance will be in harmony with the objectives of this title and of the comprehensive plans; and
- E. That the application is due to unusual lot shape, topographic condition or governmental action or regulations which render the property unusable;
- F. That the granting of the variance will not permit a land use in a district in which that use is prohibited.

Section 4. Section 17.76.030 is hereby repealed in its entirety.

Section 5. Effective Date. Ordinance No. 15-016 shall take effect upon adoption by the City of Palmer City Council.

Passed and approved this twenty-eighth day of July, 2015.

  
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Delena Goodwin Johnson, Mayor

  
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Janette M. Bower, MMC, City Clerk