

Return to: Town of Boone
Planning & Inspections
1510 Blowing Rock Road
Boone, NC 28607

Town of Boone

FILED
WANDA C. SCOTT
REGISTER OF DEEDS



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BY: *Cathy Green*
DEPUTY
WATAUGA COUNTY, NC

190994

TOWN OF BOONE

ORDER GRANTING A VARIANCE

On the date listed below, the Board of Adjustment for the Town of Boone met and held a public hearing to consider the following application:

APPLICANT: AJD Investments **CASE NO.:** 0007V

PROPERTY LOCATION: 774 East King Street

PARCEL IDENTIFICATION NUMBER(S): 2910-48-4414-000

MEETING DATE: July 6, 2000

VARIANCE APPROVED: Propose an off premise one-sided directional sign on the Eckerd's property on the corner of East King Street

A variance from the regulations of the Town of Boone Unified Development Ordinance may be granted by the Board of Adjustment if it finds that strict enforcement of the regulations would result in practical difficulties or unnecessary hardships to the applicant for the variance, and that, by granting the variance, the intent of this ordinance and the Comprehensive Plan will be observed, public safety and welfare secured, and substantial justice done. Such findings shall be based on all seven of the following determinations:


1. There are practical difficulties or unnecessary hardships in the way of carrying out the strict letter of the ordinance;
YES
2. That the hardship complained of is one suffered by the applicant rather than by neighbors or the general public;
YES
3. That the hardship relates to the applicant's property rather than to personal circumstances;
YES
4. That the hardship is peculiar to the applicant's property, rather than a hardship shared by the neighborhood or resulting from the existence of nonconforming situations in the vicinity;
YES
5. That the hardship is not the result of the applicant's own actions;
YES

- 6. That the variance will not substantially interfere with or injure the rights of others whose property would be affected by granting the variance; **YES**
- 7. That the variance will not result in a violation of the provisions of Article VIII by allowing the enlargement, extension, or greater permanence or intensity of a nonconforming use or feature; **YES**

Therefore, on the basis of all the foregoing, it is ordered that the application for a variance be granted subject to the following conditions:

ONE LIGHTED SIGN MUST BE PLACED LEFT OF ECKERD'S DRIVEWAY WHICH CANNOT EXCEED FOUR FT. HIGH. AN ADDITIONAL SIGN MAY BE PLACED ON ECKERD'S PROPERTY THAT WILL NOT EXCEED 2FT. X 2FT. THAT MAY NOT BE LIGHTED WITH THE EXCEPTION OF A SPOTLIGHT.

Ordered this the 6th day of July, 2000.



Tanisha R. Porreca, Admin. Support Assistant



O. K. Webb, Chairman

NOTE: If you are dissatisfied with the decision of this Board, an appeal may be taken to the Superior Court of Watauga County within thirty (30) days after the date this order is served on you. See Section 106 of the Town of Boone Unified Development Ordinance.

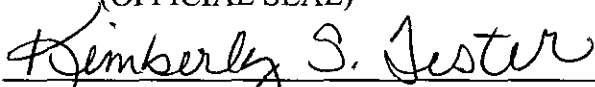
Town of Boone UDO Section 114 states that:

“A decision by the Board of Adjustment on an application for appeal or for a Variance may be appealed to the Superior Court by an aggrieved party. Such appeal shall be in the nature of certiorari and must be filed within thirty (30) days of the filing of the decision in the office of the Planning Department or the delivery of the notice required in Subsection 113(a), whichever is later.”

NORTH CAROLINA
WATAUGA COUNTY

I, **Kimberly Tester**, a Notary Public of **Watauga County, North Carolina**, certify that **O.K. Webb, Chairman of the Board of Adjustment for the Town of Boone**, personally appeared before me and acknowledged, on behalf of the **Boone Board of Adjustment**, the due execution of the foregoing instrument.

Witness my hand and official seal, this the 20th day of July, 2000.

(OFFICIAL SEAL)


NOTARY PUBLIC



**NORTH CAROLINA
WATAUGA COUNTY**

The foregoing certificate of Kimberly S. Tester, Watauga County, NC,
Notary Public, is certified to be correct. This instrument was presented for registration and recorded in the
office in Book 580, Page 072.

This 3rd day of August, 2000, at 12:03 o'clock P m.

Wanda C. Scott

REGISTER OF DEEDS

BY: Carolyn Meese Deputy