Application for Variance of Town Code

Applicant: Cortland Fire District

Event: **October 18, 2019**
Cortland Fire Department, 30 W North Avenue
Requested Exemption: Chapter 4 Section 5-4-4 Exemptions: D. Community Events Exemption from night hours - until 11:00 p.m. (Section 5-4-2 B)

Standards for Variance:

1. The proposed variance of the requirements would result in great practical difficulties or hardship to the applicant;
   The purpose of the fundraiser event is to have live music from 6:00 p.m. to 11:00 p.m. on Friday, October 18, 2019.

2. Strict application of the requirements would result in great practical difficulties or hardship to the applicant;
   The band will play until fundraiser ends at 11:00 p.m.

3. The proposed variance is the minimum deviation from such requirements that shall alleviate the difficulties/hardship;
   11:00 p.m. would be the minimum deviation.

4. The plight of the applicant is due to peculiar circumstances not of his own making;
   Holding the fundraiser event is reasonable for the circumstances

5. The peculiar circumstances engendering the variance request are not applicable to other property within the district, and therefore, that a variance would be a more appropriate remedy than an amendment;
   The request only affects this event and therefore, the variance is the appropriate remedy.

6. The variance, if granted, shall not alter the essential character of the area where the premises in question are located.
   The variance will not alter the essential character of the area. The variation is not permanent and the event is consistent with the small town character the Town Board is attempting to perpetuate.

Approved this 18th Day of October, 2019 Attest:

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Russ Stokes, Mayor Cheryl Aldis, Town Clerk