

1. Any of the following criteria applies.

a. There are pre-existing obstructions that cannot be easily or economically relocated or should not be altered, such as grades, fills, water courses, natural topographic features, man-made obstructions, or utility lines.

b. The area or site has been recognized as having historical, archeological, and/or architectural significance by the City, State, or federal government, and a Waiver is needed and appropriate to maintain such historical, archeological, and/or architectural significance.

c. The established neighborhood character or landscaping on the site would be damaged to a degree that outweighs the public interest in the City's normal technical standards in that location.

d. Varying from the normal requirements and standards will encourage flexibility, economy, effective use of open space, or ingenuity in design of a subdivision, in accordance with accepted principles of site planning.

**1a. There are pre-existing obstructions that cannot be easily or economically relocated or should not be altered: There is a retaining wall on the front property (east side) that is needed, there is substantial grade difference between the neighbor to the north. There is a utility pole to the south.**



2. The Waiver will not be materially contrary to the public safety, health, or welfare.

**Public safety will not be affected.**

3. The Waiver does not cause significant material adverse impacts on surrounding properties.

**No adverse impacts will affect the surrounding properties. No homes have sidewalk on Stone NE.**

4. The Waiver will not hinder future planning, public right-of-way acquisition, or the financing or building of public infrastructure improvements.

**This waiver will not hinder any future planning or public right of way.**

5. The Waiver will not conflict significantly with the goals and provisions of any City, County, or AMAFCA adopted plan or policy, this IDO, or any other City code or ordinance.

**This waiver will not conflict with the goal and provisions of any city or county or AMAFCA.**

6. The Waiver will not allow, encourage, or make possible undesired development in the 100-year Floodplain.

**Not applicable. This is not in the 100-year floodplain.**

7. The Waiver will not materially undermine the intent and purpose of this IDO, the applicable zone district, or any applicable Overlay Zone.

**This waiver will not materially undermine the intent and purpose of this IDO.**

8. The Waiver does not allow a lot or type of development that does not meet the applicable Development Standards for the zone district where the lot is located, unless a deviation to such standards is within the thresholds established by Subsection 14-16-6-4(N) (Deviations) and is granted by the DHO as part of this approval.

**This waiver does not allow a lot or type of development that does not meet the applicable development standards.**

9. The Waiver approved is the minimum necessary to provide redress without being inconsistent with the provisions of this Subsection 14-16-6-6(P).

**This waiver is the minimum necessary to provide redress as construction of sidewalk would create more disruption of the neighborhood than their construction would help.**

10. If the request is a for a Waiver to IDO sidewalk requirements, the area is of low-intensity land use to an extent that the normal installation of sidewalks will not contribute to the public welfare, and the absence of a sidewalk will not create a gap in an existing sidewalk system extended to 1 or more sides of the subject property

**This area is of low intensity land use to that the normal installation of sidewalks will not contribute to the public welfare and the absence of a sidewalk will not create a gap in an existing sidewalk (There are no sidewalk on this street) system to 1 or more sides of the subject property.**

