



**APPLICATION FOR A VARIANCE AS PROVIDED FOR BY CHAPTER 22 ARTICLE V.  
BULK SOLID MATERIAL DIVISION 5. VARIANCES**

Please complete the attached form, including the requirements listed below. Return all items requested. You will be required to submit fee at the time of hearing. Payment can be made by credit card, check, money order and or cash. (Check can be made payable to “Treasurer, City of Detroit, credit cards accepted are “Visa” or “MasterCard” Credit or Debit Card.

The current fee is **\$362.00** for the first item, **\$88.00** for each additional item, and **\$175.00** for a rehearing.

Return to: ***Environmental Affairs in Room 401.***

For Modification to Code Provisions: Please submit a narrative describing:

- a. The provision or requirements of the Code from which the variance is requested;
- b. A description of the facility for which the variance is requested, including pertinent data on location, size, and the population and geographic area affected by, or potentially affected by the facility;
- c. The quantity and types of materials used in the process or activity in connection with which the variance is requested, as appropriate;
- d. A demonstration that issuance of the variance will not create a public nuisance or adversely impact the surrounding area, surrounding environment, or surrounding property uses;
- e. A statement explaining:
  1. Why compliance with the regulations imposes an arbitrary or unreasonable hardship;
  2. Why compliance cannot be accomplished during the required timeframe due to events beyond the facility owner or operator’s control such as permitting delays or natural disasters; or
  3. Why the proposed alternative measure is superior or preferable.
- f. A description of the proposed methods to achieve compliance with the regulations and a timetable for achieving that compliance, if applicable;
- g. A discussion of alternate methods of compliance and of the factors influencing the choice of applying for a variance;
- h. A statement regarding the person’s current status as related to the subject matter of the variance request;
- i. For any request for a variance from the enclosure deadline set forth in section 22-5-71, if the applicant is not the owner or operator of a facility operating on the effective date of the ordinance, the applicant must also submit all of the following:
  1. Fugitive dust monitoring reports for the four months before the date of the variance application, and
  2. In the event that the variance is granted, monthly fugitive monitoring reports for the duration of the variance which shall be due fourteen (14) days following the end of the month which the report covers.

The required monthly fugitive dust reports shall be submitted in an electronic format as specified in the variance.



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Date Submitted: \_\_\_\_\_ Permit No. # \_\_\_\_\_

Location: \_\_\_\_\_  
(Number) (Street)

Owner: \_\_\_\_\_ Email Address: \_\_\_\_\_  
(Name)

Address: \_\_\_\_\_  
(Number) (Street) (City) (Zip)

Phone No: \_\_\_\_\_ Cell No: \_\_\_\_\_

Applicant: \_\_\_\_\_ Email Address: \_\_\_\_\_  
(Name)

Address: \_\_\_\_\_  
(Number) (Street) (City) (Zip)

Phone No: \_\_\_\_\_ Cell No: \_\_\_\_\_

Contact person regarding meeting date: \_\_\_\_\_  
(Name) (Phone No.)

I hereby make application for Administrative Hearing seeking modification to Code Provisions, or the approval through administrative procedure, as required in the Code, from the Building Official, for the following.

Code, Section No. and Code requirement	
Reason for Noncompliance	
Alternate Method Proposed	
How is the alternate Equivalent to Code	

*(Attach any additional informational sheets if needed to present case)*

**Owner's and applicant's Affidavit**

State of Michigan } The undersigned being duly sworn, deposes and says that the foregoing statements and  
County of Wayne } answers herein contained and accompanied information and date are in all respects true and correct to the best of my knowledge and belief.

**Applicant** \_\_\_\_\_

**Owner** \_\_\_\_\_

Subscribed and sworn in before me this \_\_\_\_\_ Day of \_\_\_\_\_ 20 \_\_\_\_\_

Subscribed and sworn in before me this \_\_\_\_\_ Day of \_\_\_\_\_ 20 \_\_\_\_\_

\_\_\_\_\_, My Commission Expires \_\_\_\_\_  
(Notary Public Wayne County, Michigan)

\_\_\_\_\_, My Commission Expires \_\_\_\_\_  
(Notary Public Wayne County, Michigan)

**Department Use Only**

The above applicant has requested a variance under Chapter 22, Article V, Division 5 of the City Code and is entitled to an Administrative Hearing. A report will be prepared and submitted three days from the submitted date for scheduling.

Received by \_\_\_\_\_ Assigned to \_\_\_\_\_

MRC \_\_\_\_\_ Hearing # \_\_\_\_\_