



METROPOLITAN STORM WATER MANAGEMENT COMMITTEE
STORMWATER DIVISION
800 2ND AVE SOUTH
NASHVILLE, TENNESSEE 37210

APPLICATION TO APPEAR BEFORE STORM WATER MANAGEMENT COMMITTEE

APPLICANT INFORMATION

APPLICANT/OWNER OR AGENT OF OWNER:

REPRESENTED BY: _____

VARIANCE OR

APPEAL NO. _____

MAP NO. _____

PARCEL NO. _____

DEVELOPMENT INFORMATION

ENGINEER _____

DEVELOPER _____

PROPERTY OWNER _____

PROPERTY ADDRESS:

PLEASE SELECT ONE OF THE FOLLOWING:

1. VARIANCE REQUEST - The applicant requests a variance from the requirements of the Stormwater Regulations. Please state the regulation and the requested variance from:

Applicant would show that the variance request is justified for the following reasons (check all that apply):

- The variance is the minimum necessary, considering the flood hazard, to afford relief; and in the instance of a historical building, the variance is the minimum necessary so as not to destroy the historic character and design of the building.

Provide Explanation: _____



The variance request meets the following conditions: (i) a showing of good and sufficient cause, (ii) a determination that failure to grant the variance would result in exceptional hardship, and (iii) a determination that the granting of a variance will not result in increased flood heights, additional threats to public safety or extraordinary public expense; create nuisance; cause fraud on or victimization of the public; or conflict with existing local laws or ordinances.

Provide Explanation: _____

For Variance Request – Please return this completed application along with the additional materials in the Variance Checklist on MWS’ Stormwater website (www.nashville.gov/stormwater).

2. APPEAL - The applicant hereby appeals an adverse decision of the Director of the Metropolitan Department of Water and Sewerage Services (MWS) and/or Director of Codes Administration. Please describe the adverse decision and justification for the appeal:

For Appeal Only – Please return this completed application along with the filing fee made payable to Metro Water Services..

All specifications, plans and other supporting documents heretofore filed with the Director of MWS and/or the Director of Codes Administration are incorporated herein by reference and made a part of this application.

Signature of Property Owner

Street Address

City State Zip Code

Phone No. Email Address

THIS WILL ALSO SERVE AS RECEIPT OF THE FILING FEE TO PARTLY COMPENSATE FOR EXPENSES UNDER THIS APPEAL.

Stormwater Management Committee (SWMC) Variance Checklist

	Water Quality/Water Quantity Provisions	Minimum Finished Floor Elevation	Uncompensated Fill in the Floodplain	Disturbance of the Buffer Area	*Preliminary SWM Plan Submittal
<p><i>The following items are required for application to the Stormwater Management Committee (SWMC) for a variance from Stormwater Regulations. Incomplete application packages and application packages dropped off after the NOON deadline date will be returned to Applicants.</i></p> <p><i>*Item 21 - A meeting with Stormwater Staff is highly recommended prior to application submittal or prior to the SWMC meeting.</i></p>					
1 Application Form, incl. Phone & Fax #s of Representative & Description of All Variance Requests on Pg. 1 and Signature & Contact Information of Property Owner on Pg. 2.	X	X	X	X	X
2 Copy of this Variance Checklist (Write your initials beside each item submitted.)	X	X	X	X	X
3 Councilmatic District (Write on Pg. 1 of the Application Form.)	X	X	X	X	X
4 Amount of uncompensated fill in the floodplain requested. Also include for minimum finished floor elevation variance requests, if applicable. Write the quantity (cu. yds.) on Pg. 1 of the Application Form, or if none requested, write "NONE" on this checklist & initial. If any uncompensated fill is required, the applicant shall provide cut & fill calculations along with a plan for how water quality shall be achieved.		X	X		(Amt Only) Prelim X
5 A \$335.00 Payment for Filing Fee (Check made payable to: "Metro Water Services.")	X	X	X	X	X
6 Public notice sign(s) posted on subject property (Signs provided by MWS.)	X	X	X	X	X
7 Statement of Hardship (A written explanation of the hardship of the specific property such as exceptional narrowness, shallowness, shape, topography, etc. that would create difficulties of undue hardship on the property owner.)	X	X	X	X	X
8 One Alternative Site Plan which does not require a variance or a written explanation of why an Alternative Site Plan is not possible.	X		X	X	
9 One copy of a response to the variance request from Metro Greenways Commission or a copy of an email to Greenways requesting a response.				X	X
10 One copy of the Metro topographic map for the project area (8½" x 11"). Scale: 1" = 200' with project location & N arrow prominently marked on map.	X	X	X	X	X
11 One copy of the USGS quadrangle sheet for the project area (8½" x 11"). Scale: 1" = 2000' with project location & N arrow prominently marked on map.	X	X	X	X	X
12 One copy of the current Flood Insurance Rate Map (FIRM) for the project area with the flood elevation data (8½" x 11") and flood profile (11" x 17") latest edition with project location & N arrow prominently marked on map.		X	X	X	X
13 Photographs.	X	X	X	X	X
14 One copy of the completed Elevation Certificate for the structure, stamped & signed by a Registered Land Surveyor.		X			X
15 Four (4) copies of a Plot Plan for the property showing existing buildings w/proposed additions & modifications, stamped & signed by a Registered Surveyor or Engineer.		X			Prelim X
16 Four (4) copies of the Grading, Drainage, & Erosion Control Plan, stamped & signed by an Engineer registered in the State of TN.	X		X	X	Prelim X
17 Highlight area(s) of buffer disturbance on the Grading Plan (Plan of Record).				X	X
18 Four (4) copies of a Statement of Proposed Mitigation for all variance requests (other than Buffer Disturbance) or a detailed written explanation of why mitigation is not possible. For Buffer Disturbance Variance Requests, ITEM 19 IS REQUIRED.	X	X	X		Prelim X
19 Four (4) copies of a Plan of Mitigation for disturbed buffer areas, stamped & signed by a Registered Landscape Architect (for Staff review).				X	Prelim X
20 One copy of permit(s) and/or application(s) from TDEC (TN Dept. of Environment & Conservation) and/or U.S. Army Corps of Engineers for ARAP, NOI, SWPPP, or wetland issues, if applicable. Submit copy of application if permit has not been issued. If none required, write "N/A" on this checklist and initial.			X	X	
21 *The SWMC recommends that each applicant schedule a meeting with Stormwater - Development Review Staff, prior to the SWMC meeting, to include discussion with regard to any flooding issues or any buffer disturbance issues and allow Staff to have the opportunity for meaningful review and to provide flood study and mitigation plan recommendations and any other recommendations they deem appropriate. It is the responsibility of each applicant to schedule a meeting or provide Staff an opportunity to meaningfully review and comment. The recommendation from the Staff-level meeting does not preclude the potential that any Committee member may have additional questions or request additional information or level of study during the meeting.					

*For Committee consideration of a Preliminary Stormwater Management (SWM) plan, review Columns 1-4 for applicable required items. If Column 5 is checked, the item is still required to be provided in the application submittal of a Preliminary SWM plan.

"I acknowledge that substantial compliance with the conditions of approval of a Preliminary SWM plan does not guarantee approval of a final variance request." Property Owner Signature: _____