

Notification of Appeal

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Sent: Wednesday, October 16, 2024 10:13 AM

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Subject: RE: Variance App, 2064 Shady Lane - Planning Manager Administrative Interpretation

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Please consider this email as a formal notice of appeal of this decision. The grounds for appeal are equitable estoppel. The property owner purchased this property in 2020 as a buyer in due course with two existing structures that have been on the property over 50 years, long before the cited provisions of the LDCSC. Both the garage and the boat dock are structurally sound and in use by the property owner. In 2022, the property owner applied for and obtained a permit to re-roof the garage structure. The garage was inspected and approved by the County. The property owner expended money improving the structure in reliance on the County's approval. Since his Notice of Violation, the property owner has proceeded in good faith in attempting to get into compliance. The County's position forcing the property owner to now expend a significant amount of money to convert the garage or construct a principle dwelling in an unreasonable amount of time and if not tear down the existing structures or incur fines is highly inequitable. The property owner has reasonably requested a variance on setbacks to bring the existing structures into compliance and will proceed with a principal dwelling when financially capable of doing so. Denial of this request is inequitable and unjust.

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