



September 18, 2012

Jeff Belmonte  
9009 Sandpiper Drive  
Charlotte, NC 28277

RE: **ZONING APPROVAL FOR AN ADMINISTRATIVE VARIANCE**  
**9009 SANDPIPER DRIVE**  
**TAX PARCEL NUMBER: 225-511-44**  
**CASE NUMBER: 12-037AD**

Dear Jeff Belmonte:

Your request for an administrative deviation for a one (1) foot variance to allow a swimming pool to be located with a three (3) foot separation from the principal structure has been **granted**. You may obtain a permit to reflect your variance at 700 N. Tryon Street (Hal Marshall Building).

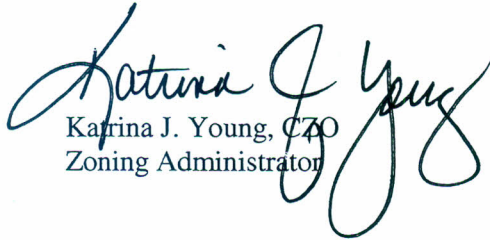
My investigation and review of the request indicates that the following facts warrant approval of the request:

1. The physical layout of the land and the structures upon the land are such that the ordinance requirement cannot be met.
  - a. *The contractor believed that there was sufficient room to place the swimming pool to the rear of the principal structure.*
  - b. *The swimming pool (accessory structure) is located one (1) foot too close to the principal structure.*
2. Because of the nature of the abutting property or intervening topographical or geographical features, the application of the ordinance requirement would not serve a useful purpose.
  - a. *The swimming pool has already been constructed.*
  - b. *The swimming pool was placed on the site based on the location of pins used to mark the location.*
3. Because of the nature of the abutting property or intervening topographical or geographical features, the application of the ordinance requirement would not serve a useful purpose.
  - a. *The swimming pool is located one foot too close to the structure; however it meets all the other requirements for an accessory structure.*
  - b. *The swimming pool is constructed in ground and is not built above grade.*

4. The applicant agrees to measures to mitigate the impact of the deviation.
  - a. *A fence will be maintained separating the accessory structure from the adjacent property.*
  - b. *This administrative deviation does not apply to a structure constructed above grade.*

An administrative approval was granted under Section 4.107(Delegated Authority). Please make sure that the annotation of this section is noted on the permit application. If I can be of further assistance in this matter, please contact me at (704) 336-3571.

Sincerely,



Katrina J. Young, CZO  
Zoning Administrator