

**Condominium 4  
Heritage Hills of Westchester**

**Variance Approval Form**

In consideration of the Board of Managers of Condominium 4 of Heritage Hills of Westchester having voted to grant me (us) the attached variance from the standard structure design plan of my unit, number \_\_\_\_\_, or from the limited common elements or common elements associated with that unit, I (we)

Name(s): \_\_\_\_\_

hereby agree to maintain and keep in good repair, at my (our) sole cost and expense, that part of my (our) said unit or of the associated common elements with respect to which the variance is being granted.

I (we) further agree that this statement will become a permanent part of the documents of unit number \_\_\_\_\_, which means the assumption of the obligations, as stated in this agreement, must be transferred to any future purchaser.

Conditions for approving this variance are as follows:

1. Any and all structural changes must have Town and/or County approval with copies of these approvals supplied to the Board before work is started.
2. In the event I (we) sell this unit, the new owner may assume the responsibilities above provided he/she signs a document to this affect. If said new owner refuses this responsibility, the person asking for this variance must reinstate the premises to its original state.
3. Repair any and all damage associated with, or as a result of, the installation of the above variance request.

Signature: \_\_\_\_\_ Signature: \_\_\_\_\_

Print Name: \_\_\_\_\_ Print Name: \_\_\_\_\_

Owner(s) Unit Number: \_\_\_\_\_

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Approved by: \_\_\_\_\_, Variance Chair, Condo 4

Print Name: \_\_\_\_\_ Date: \_\_\_\_\_

THIS APPROVAL WILL BECOME NULL AND VOID ONE YEAR FROM THE DATE IT HAS BEEN APPROVED. WORK APPROVED BUT NOT COMPLETED WITHIN ONE YEAR OF THE APPROVED VARIANCE DATE WILL REQUIRE A NEW VARIANCE TO BE REQUESTED FOR CONTINUANCE.

**Condominium 4  
Heritage Hills of Westchester**

**Variance Application**

Unit #: \_\_\_\_\_ Date: \_\_\_\_\_

Name(s) of Owner: \_\_\_\_\_

Phone #: \_\_\_\_\_ Email: \_\_\_\_\_

The above unit owner(s), acting in accordance with the variance provision in the Condo 4 prospectus and the procedures for applying for a variance, present the following request for consideration of a variance from the standard design plan for Unit # \_\_\_\_\_.

**Procedures**

1. Please type or print a detailed description of the work planned, and attach a sketch of the floor plan showing the exact work requested, including all necessary information and dimensions.
2. The following owners of adjoining and adjacent units have agreed, by signing this form, that they have no objection to the changes requested in this variance:

Name and Unit # \_\_\_\_\_

Name and Unit # \_\_\_\_\_

Name and Unit # \_\_\_\_\_

3. Before starting any approved work, unit owner(s) must provide to the Variance Committee Chair copies of all required Town Permits, contractors' work compensation and liability insurance certificate, including their signed copy of the approval letter.
4. If this variance involves any structural change to a common element or a limited common element, it is subject to the owners' obtaining a building permit from the Town of Somers. A copy of such permit must be delivered to the Board of Managers before work can proceed. A copy of a certificate of occupancy issued by the Town Building Inspector is required on completion of the work, with a copy of such provided to the Board.

PLEASE COMPLETE THIS FORM AND SUBMIT IT TO THE VARIANCE COMMITTEE CHAIR, ALONG WITH ALL NECESSARY DOCUMENTATION. THE VARIANCE COMMITTEE CHAIR WILL PRESENT THE APPLICATION TO THE BOARD OF MANAGERS FOR APPROVAL AND WILL ADVISE OWNER(S) OF DECISION.