



**Orange County NC Board of Adjustment**

**STATEMENT OF STANDING  
AND  
INTENDED EVIDENCE**

**STATEMENT OF STANDING:** (check the appropriate box and provide required information)

- I am the sole owner of the property subject to an application;
- If the owner of property subject to an application, I have attached notarized letters authorizing this submittal from all entities or individuals with ownership rights to the property;
- I am asserting that I am a person with standing to offer testimony and/or evidence on the request.

**Owner Information:**

Name: \_\_\_\_\_ Home Phone: \_\_\_\_\_  
 Address: \_\_\_\_\_ Cell Phone: \_\_\_\_\_  
 \_\_\_\_\_ E-mail: \_\_\_\_\_

**Applicant Information:** ( same as owner)

Name: \_\_\_\_\_ Home Phone: \_\_\_\_\_  
 Address: \_\_\_\_\_ Cell Phone: \_\_\_\_\_  
 \_\_\_\_\_ E-mail: \_\_\_\_\_

**Agent Information:**

Name: \_\_\_\_\_ Home Phone: \_\_\_\_\_  
 Address: \_\_\_\_\_ Cell Phone: \_\_\_\_\_  
 \_\_\_\_\_ E-mail: \_\_\_\_\_  
 Law Firm Name: \_\_\_\_\_ Bar Number: \_\_\_\_\_

**\*\* Only attorneys may serve as agents within quasi-judicial hearings such as this appeal. Realtors, surveyors and other professionals may not apply or make arguments on behalf of owners. \*\***

**Person with Standing:**

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

Home Phone: \_\_\_\_\_

Address: \_\_\_\_\_

Cell Phone: \_\_\_\_\_

\_\_\_\_\_

E-mail: \_\_\_\_\_

\*\* Individuals asserting they have standing to present evidence/testimony on a request are required to submit evidence supporting this claim including:

1. A person with legal interest in the subject parcel including:
  - a. Property owner;
  - b. An individual who has an ownership or leasehold interest;
  - c. An individual who has an option or contract to purchase the subject property; or
  - d. An interest created by an easement, restriction, or covenant.
2. A person who will suffer special damages as the result of a decision;

NOTE: Individuals are required to substantiate what special damages they will suffer for the Board to consider if they have standing. This typically includes proximity to the subject parcel, action on the proposal could result in economic damages such as a decrease in property values, or action on the proposal could result in direct adverse impacts on their property.

Individual asserting standing are required to do more than simply state that they live in the vicinity of the subject property and allege action on a proposal will harm property values. The party asserting standing must allege secondary impacts providing documentation of same.

3. An association organized to promote the interests of a particular area, such as a homeowners association, so long as at least one member of the group would have standing as an individual and the association was not created in response to the development/application being acted upon by the Board of Adjustment.

Standing is a legal question to be determined by the Board of Adjustment. Staff does not have the discretion to make this determination.

**PLEASE NOTE:** Receipt of a meeting notice from the County is not a basis to assert 'standing'.

**INTENDED EVIDENCE:**

**I intend to introduce the following document and have attached it follows:**

Exhibit #1 entitled: “ \_\_\_\_\_ ”

This is relevant to standards from UDO Sections \_\_\_\_\_.

It demonstrates that:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

**I intend to call the following as a lay witness:**

Lay Witness #1, \_\_\_\_\_. Their intended testimony has been included in an affidavit attached as Exhibit \_\_\_\_\_. This witness has personal knowledge of and will testify about:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

This testimony is relevant to standards from UDO Sections \_\_\_\_\_. The testimony will demonstrate that \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

**I intend to call the following as an expert witness:**

Expert Witness #1, \_\_\_\_\_, is being offered as an expert in

\_\_\_\_\_  
\_\_\_\_\_.

They possess specialized knowledge in this field through the following training and/or experience:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

They reviewed or examined the following data: \_\_\_\_\_

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They used the following method of analysis when reviewing that data: \_\_\_\_\_

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This expert opinion is relevant the standard at UDO Section \_\_\_\_\_. It demonstrates that

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Their intended testimony has been included in an affidavit attached as Exhibit \_\_\_\_\_.

***(attach additional sheets as necessary)***