**OPTIONAL; ZONING ORDINANCES MAY PROVIDE THAT USES ESTABLISHED BY VARIANCE OR SPECIAL USE PERMIT MAY ACQUIRE RIGHTS OF NON-CONFORMANCE. TO ALLOW THESE RIGHTS OF NONCONFORMANCE, REMOVE LANGUAGE THAT STATES THAT NON-CONFORMING DEVELOPMENT THAT EXISTS BY SPECIAL USE PERMIT OR VARIANCE DOES NOT ACQUIRE RIGHTS OF NONCONFORMANCE AND ADD:**

Existence by variance or special use permit. A non-conforming building, structure, sign, or parcel of land or the use thereof, which exists by virtue of a [variance or special use permit][[1]](#footnote-1) shall be considered a nonconforming use or dimension, as the case may be, and shall acquire the rights of this section.

1. Municipalities my allow only for use variances, dimensional variances or special use permits or a combination of any. [↑](#footnote-ref-1)