

# APPLICATION TO BOARD OF APPEALS

Tel. N

Appeal No. 2016-018  
Date 3.9.16.

TO THE ZONING BOARD OF APPEALS, WEST SENECA, NEW YORK:

I (we) DEBORAH ARZAGA of 227/229 PELHAM PLACE

\_\_\_\_\_, HEREBY APPEAL TO THE ZONING BOARD OF APPEALS FROM THE  
DECISION OF THE BUILDING INSPECTOR ON AN APPLICATION FOR A BUILDING PERMIT NO. \_\_\_\_\_,  
DATED \_\_\_\_\_, 20\_\_\_\_, WHEREBY THE BUILDING INSPECTOR DID DENY TO

- A PERMIT FOR USE
- A PERMIT FOR OCCUPANCY
- A TEMPORARY PERMIT OR EXTENSION THEREOF
- A CERTIFICATE OF EXISTING USE
- A CERTIFICATE OF ZONING COMPLIANCE
- AREA PERMIT

1. Applicant is the
- PROPERTY OWNER
  - CONTRACTOR FOR THE WORK CONCERNED HEREIN
  - PROSPECTIVE TENANT
  - OTHER (Describe) \_\_\_\_\_

2. LOCATION OF THE PROPERTY 227 / 229 PELHAM PLACE.

3. State in general the exact nature of the permission required, REQUESTING CHICKENS

4. PREVIOUS APPEAL. No previous appeal has been made with respect to this decision of the Building Inspector or with respect to this property, except the appeal made in Appeal No. NA, dated \_\_\_\_\_, 20\_\_\_\_.

**X5. REASON FOR APPEAL.**

A. A Variance to the Zoning Ordinance is requested because strict application of the ordinance would produce undue hardship, or the hardship created is unique and is not shared by all properties alike in the immediate vicinity of this property and in this use district, or the variance would observe the spirit of the ordinance and would not change the character of the district because: SEE ENCLOSED LETTER

B. Interpretation of the Zoning Ordinance is requested because: \_\_\_\_\_

C. A Special or Temporary Permit or an Extension thereof Under the Zoning Ordinance is requested pursuant to Article \_\_\_\_\_, Section \_\_\_\_\_, Subsection \_\_\_\_\_, Paragraph \_\_\_\_\_ of the Zoning Ordinance, because: \_\_\_\_\_

Deborah Arzaga  
Signature

**TO BE COMPLETED BY THE BUILDING INSPECTOR**

1. Provision(s) of the Zoning Ordinance Appealed, including article, section, subsection or paragraph of the Zoning Ordinance 120-17 A 2 C - OPERATIONS SHALL NOT INCLUDE CHICKENS.  
- OWNER REQUESTING CHICKENS.

2. Zoning Classification of the property concerned in this appeal R-75

3. Type of Appeal:
- Variance to the Zoning Ordinance.
  - Interpretation of the Zoning Ordinance or Zoning Map
  - Special or Temporary Permit or an extension thereof under the Zoning Ordinance.

4. A statement of any other facts or data which should be considered in this appeal. \_\_\_\_\_

RECEIVED  
TOWN CLERKS OFFICE  
WEST SENECA, N.Y.  
2016 MAR 10 AM 9:22

Rommel and Deborah Arzaga  
227 and 229 Pellman Place  
West Seneca, New York 14218

March 8, 2016  
Dear Zoning Board of Appeals,

We, Rommel and Deborah Arzaga are requesting a Permit for a Variance to the Zoning Ordinance ; 120-17-A 2C: Operations shall not include chickens.

We wish to raise our own chickens in a planned manner that is organic, sustainable, and unobtrusive to our neighborhood so that we may eat organic eggs.

The chicken housing will be a wooden structure. The structure will be fenced entirely as an aviary. The fencing will be secured to cinder blocks and buried 6-12 inches. These measures will prevent predator attacks and chicken escapes. Chickens will not be allowed at anytime to run freely. The wings of the chickens will be trimmed every 3 months.

Chicken feed will be stored in plastic bags and placed inside containers with secure snapping lids. Chickens are fed via a hanging feeder that is taken down and stored at night. Chickens will have access to water at all times. The watering container hangs and chickens drink via a nipple device.

We have several years experience raising chickens.

Thank you for your time and consideration,

  
Deborah Arzaga

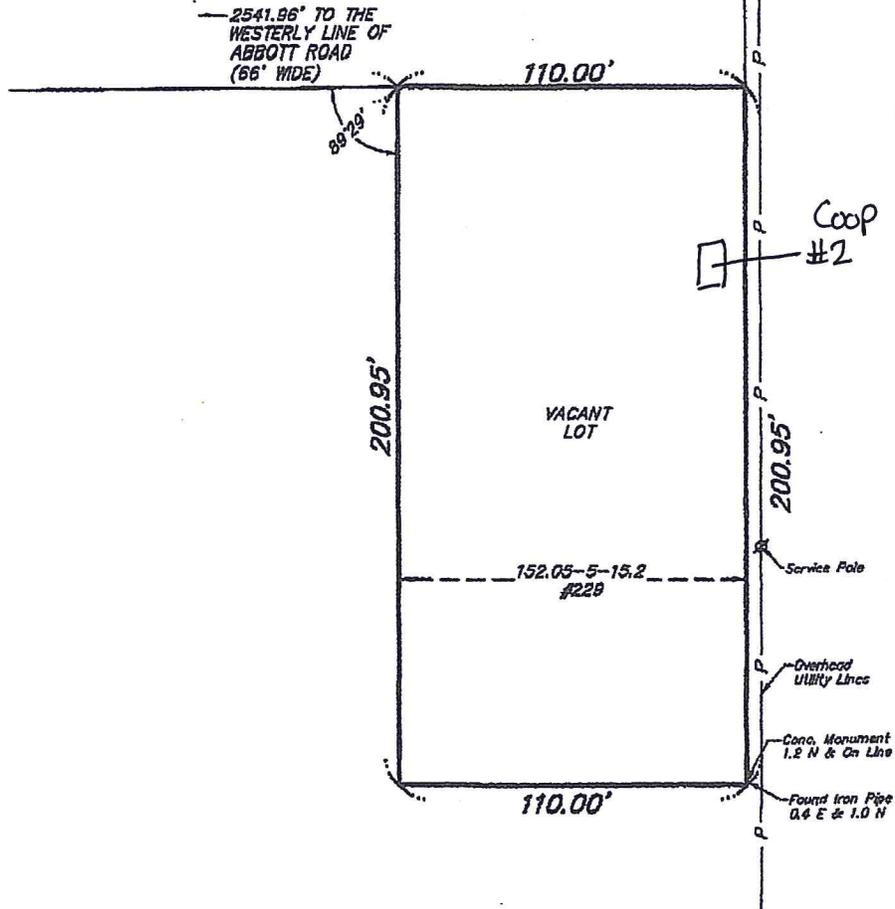


Our "Chick Mansion"



my coop

# 229 PELLMAN (54' WIDE) PLACE



INSTRUMENT(S) UTILIZED IN DETERMINING LOCATION OF BOUNDARY LINES: Lbr 9761 Deeds Page 371  
 THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE OF FACTS THAT MAY BE REVEALED IN SAID ABSTRACT.  
 NOTE: PROPERTY CORNER MONUMENTS WERE NOT PLACED AS PART OF THIS SURVEY.

THIS SURVEY MAP WAS PREPARED IN ACCORDANCE WITH THE CURRENT STANDARDS FOR LAND SURVEYS ADOPTED BY THE BAR ASSOCIATION OF ERIE COUNTY AT THE REQUEST OF THE LAW OFFICES OF JAWORSKI & GIOCOBBE

*Francis G. Delles*  
 FRANCIS G. DELLES NYSEPL No. 000477

©COPYRIGHT 2014 BY:  
**Millard, MacKay & Delles**  
 LAND SURVEYORS, LLP  
 150 AERO DRIVE  
 BUFFALO, NEW YORK 14225  
 PHONE (716) 831-5140 ~ FAX 831-3811

AMEND:  
 SURVEY DATE: 9-6-13  
 DRAWING DATE: 3-21-14  
 SCALE: 1" = 40'  
 "ALL RIGHTS RESERVED"

PART OF SUBLot 14 ~ MAP COVER 865  
 PART OF LOT 428 SECTION 10 TOWNSHIP 10 RANGE 7 OF THE:  
Buffalo Creek Reservation SURVEY - Erie COUNTY, N.Y.  
 SURVEY OF: 229 Pellman Place, Town of West Seneca

THIS MAP VOID UNLESS EMBOSSED WITH NEW YORK STATE LICENSED LAND SURVEYOR'S SEAL. ALTERING ANY ITEM ON THIS MAP IS A VIOLATION OF THE LAW EXCEPT AS PROVIDED IN SECTION 7209, PART 2 OF THE NEW YORK STATE EDUCATION LAW.  
 SBL No. 152.05-5-15.2