

# APPLICATION TO BOARD OF APPEALS

Tel. No. \_\_\_\_\_

Appeal No. 2016-03

Date 01/06/2016

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

I (we) Kristin and Keith Giller of 89 Heritage Farm Rd. West Seneca, NY 14218

, 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) \_\_\_\_\_

RECEIVED  
TOWN CLERKS OFFICE  
WEST SENECA, N.Y.  
2016 JAN -5 PM 1:09

2. LOCATION OF THE PROPERTY 89 Heritage Farm Rd.  
3. State in general the exact nature of the permission required, Connection of pool and house w/ deck.

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. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_.

## 5. 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: The addition of the deck is to compensate for the slope of the yard (ie. it will not exceed more than 2.5' off the ground). The pool makes what is now unusable space usable. Access to the pool and deck from the house will not have a negative aesthetic impact and, again, makes what is now unusable space (due to the gradient) usable.

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

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: \_\_\_\_\_

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 120-39 (F) Decks not permitted to connect principal structure to the pool. Requesting to connect deck from pool to home.
2. Zoning Classification of the property concerned in this appeal \_\_\_\_\_
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. \_\_\_\_\_

*[Handwritten Signature]*

~~\_\_\_\_\_~~

SYRACUSE BLUE PRINT CO. 091785

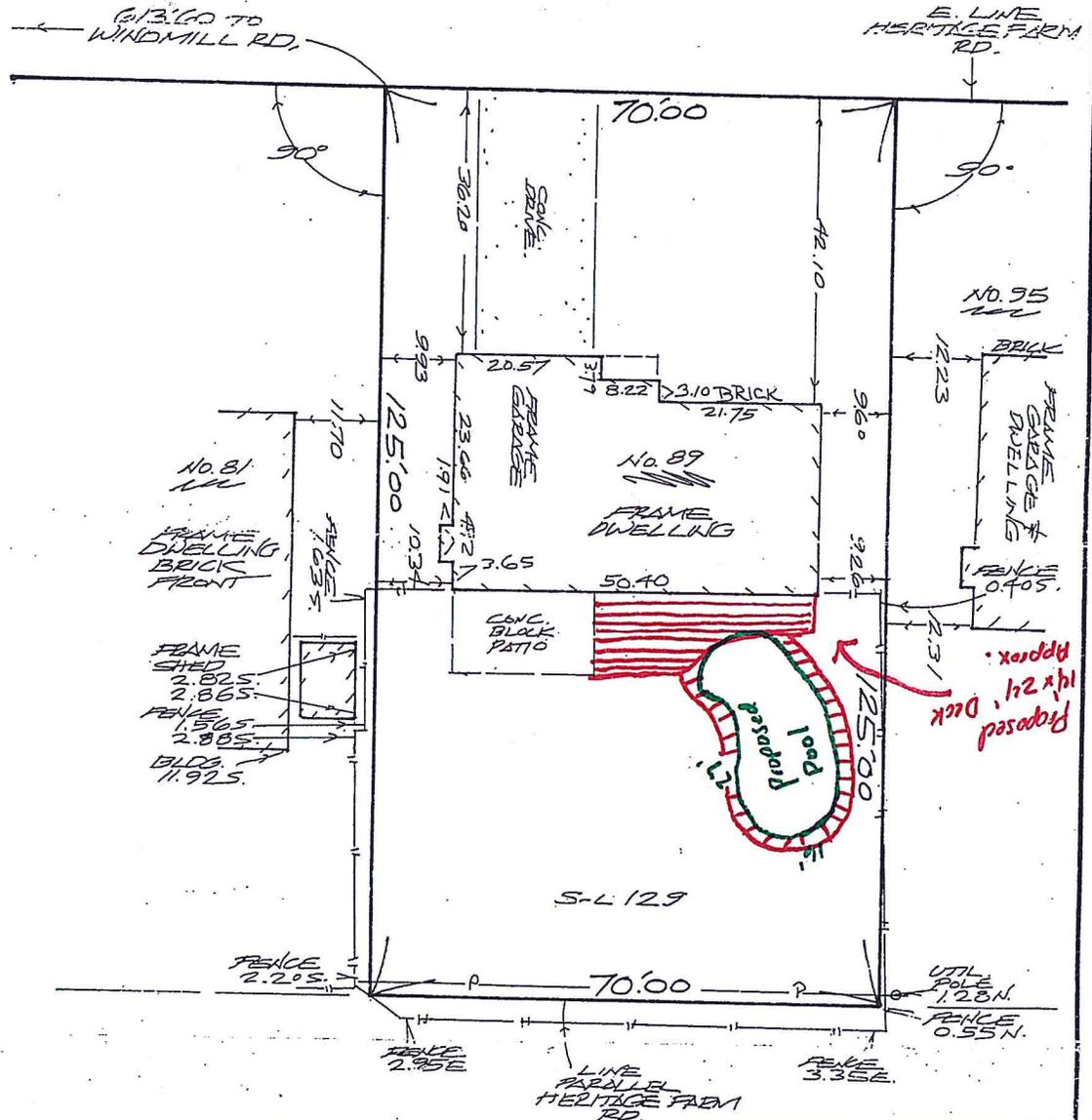
PREMISES SITUATED IN  
TOWN OF WEST SENECA  
ERIE COUNTY, NEW YORK  
PART OF LOT 420 T.10 R.7  
B.C.R.

BEING SUBLOT 129  
MAP COVER 2212

SCALE: 1" = 20'

# HERITAGE FARM (60'00" WIDE) RD.

Altering any item on this map is in violation  
of the law, excepting as provided in Section  
7209, Part 2 of the New York State Education Law



THIS MAP VOID UNLESS EMBOSSED  
WITH NEW YORK STATE LICENSED LAND  
SURVEYOR'S SEAL NO. 31,728

NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF  
AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE  
OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION  
OF SAME.

RE-SURVEY

RE-SURVEY

RE-SURVEY

Feet	Inches
0.06	1
0.17	2
0.25	3
0.33	4
0.42	5
0.50	6
0.58	7
0.67	8
0.75	9
0.83	10
0.92	11
1.00	12

Date of Survey NOV. 9, 2006  
*Harold L. Gantzer*  
Signature

**HAROLD L. GANTZER  
KRAUSE & GANTZER**  
CIVIL ENGINEERS & LAND SURVEYORS  
1828 LIBERTY BLDG.  
420 MAIN STREET  
BUFFALO, NY 14202

No. 145,809  
L.L. 8324



