

# APPLICATION TO BOARD OF APPEALS

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

Appeal No. 2022-32  
Date 6/3/22

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

X I (we) Christine Tomaselli of 238 Warren Ave

\_\_\_\_\_, HEREBY APPEAL TO THE ZONING BOARD OF APPEALS FROM THE DECISION OF THE BUILDING INSPECTOR ON AN APPLICATION FOR A BUILDING PERMIT, WHEREBY THE BUILDING INSPECTOR DID DENY PERMIT TO: Install pool in front yard + 6' fence in front + 20' projection off house

- |  |   |
|--|---|
| <input type="checkbox"/> A PERMIT FOR USE                        | <input type="checkbox"/> A CERTIFICATE OF EXISTING USE      |
| <input type="checkbox"/> A PERMIT FOR OCCUPANCY                  | <input type="checkbox"/> A CERTIFICATE OF ZONING COMPLIANCE |
| <input type="checkbox"/> A TEMPORARY PERMIT OR EXTENSION THEREOF | <input checked="" type="checkbox"/> AREA PERMIT             |

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

2. LOCATION OF THE PROPERTY 238 Warren Ave

3. State in general the exact nature of the permission required, \_\_\_\_\_

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: \_\_\_\_\_

(See 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: \_\_\_\_\_

Christine Tomaselli  
Applicant's 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  
120-30 R6S Revised front yard 30'; Requesting 10' rear yard  
120-39(B) Fences shall not exceed 6' and extend to front/side yard; Requesting 20'
2. Zoning Classification of the property concerned in this appeal projection + 6' in front/side yard
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. Corner lot

Building Inspector D.B.

06/03/2022

Christine Tomaselli

238 Warren Ave

West Seneca NY 14224

This shall serve as a letter of intent for my pool location on my property at 238 Warren Ave. I would like to place the pool on the side of my house along Gilfillian Rd. My property is a corner lot making my side yard our main outside space. I would like to continue to use this area as our main outside space for my family by installing a pool. I would not like to install it behind my house because that is the way we get from the garage/ driveway area to our main yard. The side yard would be the most appropriate for a 21ft pool. also including 6ft privacy fence along property line for pets and privacy for pool.

Thank you,

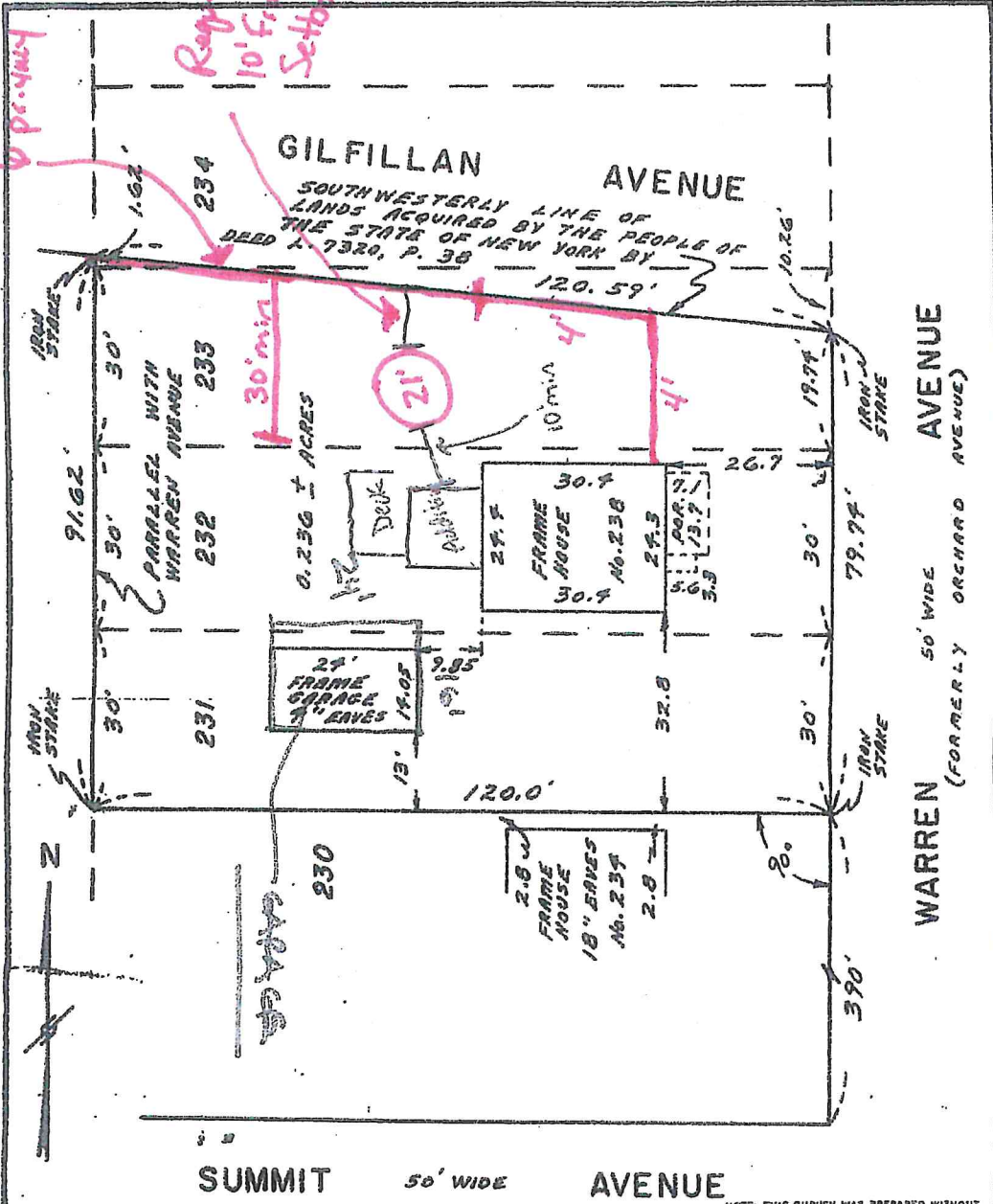
A handwritten signature in cursive script that reads "Christine Tomaselli". The signature is written in black ink and is positioned below the "Thank you," text.

Christine Tomaselli

UNAUTHORIZED REPLICATION OR ADDITION TO THIS SURVEY MAP IS A VIOLATION OF SECTION 7209 PROVISION 3 OF THE NEW YORK STATE EDUCATION LAW.

NO. 109 6448-908

*Requesting*  
*10' front setback*  
*21'*



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 SUCH.

**SURVEY OF**  
SUB LOTS 231 & 232, PART OF SUB LOT 233 & 234  
BLOCK "B", COVER 467  
PART OF LOT 210, TOWNSHIP 10, RANGE 7, BUFFALO CREEK RESERVATION  
TOWN OF WEST SENECA, COUNTY OF ERIE, STATE OF NEW YORK

SCALE	20 FT.	DATE	SURVEY NO.
P. D.	3529		
DATE	AUG. 15, 1995		
NO.	59336		

**GRAF LAND SURVEYORS**  
ALBERT E. GRAF, P.L.S.  
JAMES A. GRAF, P.L.S.  
TONAWANDA 710-883-0800 NEW YORK  
Successor to W.L. SPARKS

THIS MAP WAS PREPARED IN ACCORDANCE WITH THE NEW YORK STATE LICENSED LAND SURVEYORS ACT, NO. 60780