

APPLICATION TO BOARD OF APPEALS

Tel. No. 716-390-6857

Appeal No. 2023-004

Date 2-15-2023

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

I (we) Thomas and Ashley Knopf of 306 Fisher Rd.

West Seneca Ny 14224, 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: _____

- 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 306 FISHER RD.

3. State in general the exact nature of the permission required, INSTALL pool closer than allowed

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____.

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: Due to the

building code requirements that were adhered to during construction of our patio covering, the pier and beam placement will fall 7ft from the waters edge of our new construction in-ground pool being installed by Collies Pools, in March. Due to the easement of the pool of our property, we are unable to relocate the pool in any direction to meet the 10ft requirement.

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: _____

Thomas Knopf
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
120-39 (A)(2) - 10 FT SEPARATION FROM POOL TO HOUSE REQ'D
- 7'-8" REQUESTED

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. _____

Building Inspector [Signature]

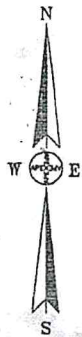
Proposed 16x38 Inground Pool

Setbacks: House 15' East PL 34' Shed 9'
Rear PL 10' West PL 9' Patio Post 7'8"

Existing 6' Fence around perimeter of property

SUBLOT 39

Waters' Edge



EXISTING IRON PIN

N 88°-43'-02" W
90.00' MAP & MEAS.

EXISTING IRON PIN

YARD DRAIN
5.5'S., 1.3' E.

9' WIDE PR...

SUBLOT 5

15' WIDE SANITARY SEWER EASEMENT TO E.C.S.D. NO. 3

patio roof

FRAME HOUSE NO. 306 (UNDER CONSTRUCTION)

STONE DRIVEWAY

CONC. PORCH

STONE WALK

SANITARY MANHOLE 1.2' W.

CABLE BOX 18.2' N. 3.6' W.

ELECTRIC BOX 21.0' N. ON LINE

TELE. BOX 18.5' N. 2.5' E.

YARD DRAIN 0.4' N., 0.8' E.

SANITARY MANHOLE 16.5' N. 14.2' W.

10' WIDE EASEMENT TO THE TOWN OF WEST SENECA AND TO ERIE COUNTY SEWER DISTRICT NO. 3

EXISTING IRON PIN

90.00' MAP & MEAS.
N 88°-43'-02" W

EXISTING IRON PIN

FISHER ROAD (49.50' WIDE)

SURVEY OF SUBDIVISION LOT NO. 6 AS SHOWN ON A MAP ENTITLED "SMOKES CREEK PRESERVE", MAP REFERENCE - FILED IN THE ERIE COUNTY CLERK'S OFFICE UNDER COVER NO. 3115.

APEX CONSULTING
SURVEY & ENGINEERING SERVICES, P.C.
SURVEYING • ENGINEERING • LANDSCAPE ARCHITECTURE
102 EAST AVENUE, LOCKPORT, NEW YORK 14094
Phone: (716) 439-0188 FAX: (716) 439-0189

SURVEY OF PART OF:	
LOT - 337	LOCATION - TOWN OF WEST SENECA
SECTION -	COUNTY - ERIE
TOWNSHIP - 10	STATE - NEW YORK
RANGE - 7	TRACT: BUFFALO CREEK RESERVATION
DATE: 6/11/12	JOB NO. 121037
SCALE: 1" = 20'	RESURVEY:

Christina J. Voss

7'-8" AWAY FROM PATIO POST

N 01°-16'-58" E
49.92' MAP & MEAS.

N 01°-16'-58" E
49.92' MAP & MEAS.

MOSSIDE LOOP (60' WIDE)