

APPLICATION TO BOARD OF APPEALS

Tel. No. —

Appeal No. 2023-005
Date 2/17/23

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

I (we) Michael Shaw of Buffalo Creek Branch

4 Hazewood Run Depew, NY 14043, 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: Have live music

- 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 4717 Clinton St.

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 Attached 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: _____


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
120-20.8(d) Requesting live music

2. Zoning Classification of the property concerned in this appeal CZ(S)

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 DJB

To Whom It May Concern,

This letter is to apply for live music, both indoor and outdoor. We are asking for permits every Friday, Saturday and Sunday from April until the end of October for outdoor live music. We would like to have the indoor live music permit for the year. Due to the availability of scheduling bands and the outdoor live music being weather dependent, we would just like to have the ability to book as many bands as we can during that time frame. We are flexible with the times. We would like to work with the community in respect to the time of day and noise level. Ideally, we would like the Friday and Saturday live music to be from 7p-10p and Sunday 1p-4p or 2p-5p. We appreciate your time in considering this matter.

Thank you,

Buffalo Creek Bar & Grill
Michael Shaw