

APPLICATION TO BOARD OF APPEALS

Tel. No. Y

Appeal No. 2023-017
Date X 4/25/23

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

I (we) X JOMARK GARBATONI CZ of X 383 MEADOW DR WS 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: Install generator 3' from side property line.

- 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 X 383 MEADOW DR W.S. NY 14224

3. State in general the exact nature of the permission required, _____
Install generator in side yard 3 foot from property line

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 Enclosed

B. Interpretation of the Zoning Ordinance is requested because: R district generator set back 5 foot minimum

C. A Special or Temporary Permit or an Extension thereof Under the Zoning Ordinance is requested pursuant to Article _____, Section 120, Subsection 39, Paragraph _____ of the Zoning Ordinance, because: _____

X Jomark Garbatoni CZ
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
TOWS Zoning 120-39 required setbacks R districts

2. Zoning Classification of the property concerned in this appeal R-65

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 JG

4/26/23

From:

Jomark Garbatowicz

383 Meadow Drive

West Seneca, NY 14224

To:

Town of West Seneca

1250 Union Road

West Seneca, NY 14224

To Whom it may concern-

I am looking to install a whole house generator at my home and with the dimensions of my property I need to request a variance for this installation of approximately 2.5-3 ft. I am looking to install this unit on the east side of my property.

The reason for this location is this is the only area that is open to place the unit, and is the closest to the Electrical and Gas Supply of my home. Any other location would be hindered by Walkways, patios and Windows. This would also be the safest, best for property cosmetics and common sense.

Any other area of the unit would hinder this project from protecting my family from a power outage as we have had in the past.

I have also discussed this with my neighbor and friend on this side of the property at 389 Meadow Drive (Marc Meyers) and he is accepting of this addition and location of the unit on my property.

Please approve this variance,

Thank you in advance,

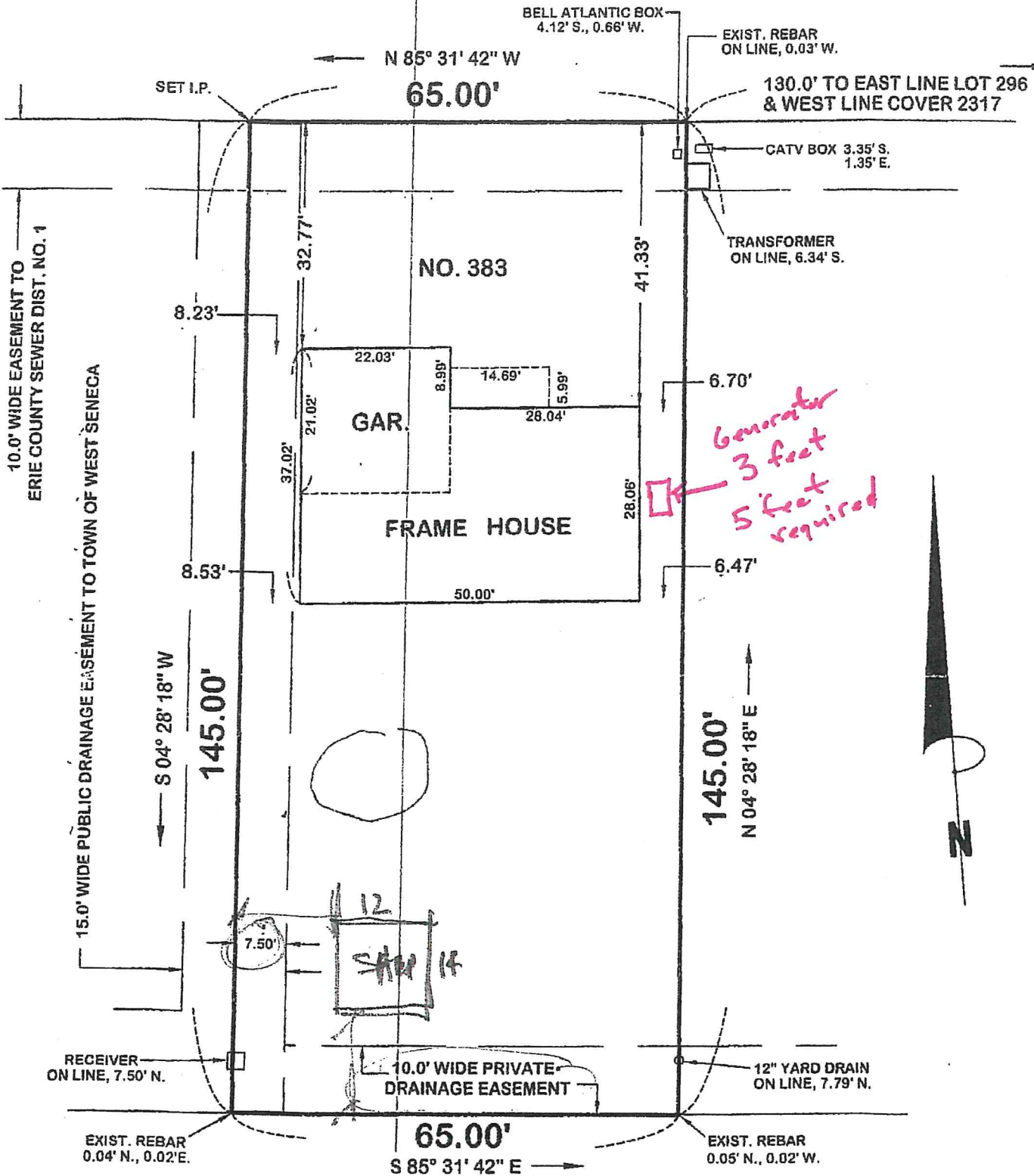


Jomark Garbatowicz

MEADOW

(60.00' WIDE)

DRIVE



ALL HOUSE MEASUREMENTS TO FOUNDATION

THIS MAP VOID UNLESS STAMPED WITH NEW YORK STATE LICENSED LAND SURVEYOR'S SEAL NO. 49657

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.

SURVEY OF

SUBLOT 3 **COVER 2974**
PART OF LOT 296 OF THE "EBENEZER LANDS", TWP. 10, RGE

LOCATION

TOWN OF WEST SENECA, ERIE COUNTY, N.Y.

JOB NO. 04-2367

