

# APPLICATION TO BOARD OF APPEALS

Tel. No. 512 5542

Appeal No. 2024-031

Date 5/31/24

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

I (we) Amanda Smith of 107 Tobay Hill

, 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: \_\_\_\_\_

- |  |   |
|--|---|
| <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 SAME

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: \_\_\_\_\_

Amanda Smith  
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(B) Fences shall not exceed 4' in front/side yard.  
Requesting 6' in front/side yard.

2. Zoning Classification of the property concerned in this appeal R75

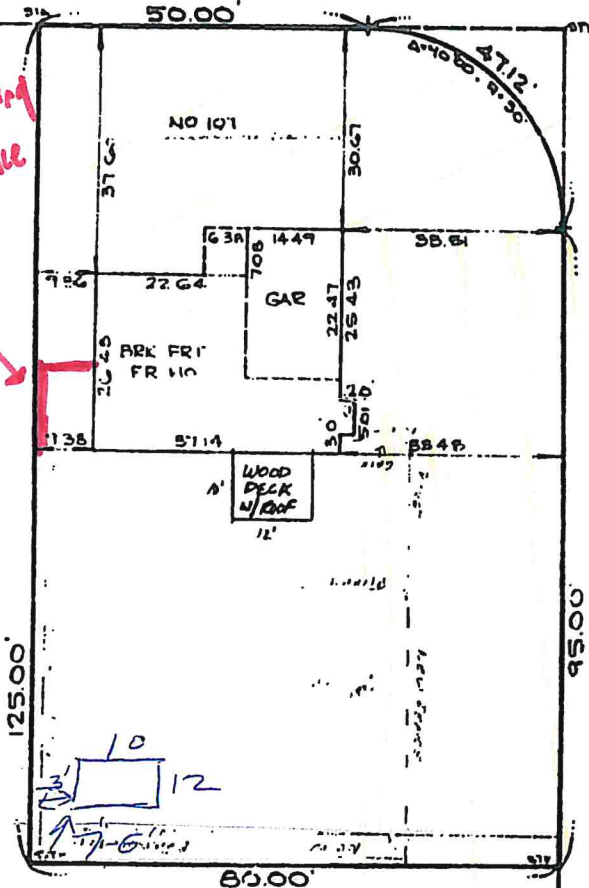
3. Type of Appeal:  
 Variance to the Zoning Ordinance.  
 Interpretation of the Zoning Ordinance or Zoning Map.  
 Special or Temporary Permit or an extension thereof under the Zoning Ordinance.

4. A statement of any other facts or data which should be considered in this appeal. \_\_\_\_\_

Building Inspector DJB

107 TOBEY HILL (60') DR.

Requesting  
6' fence



BRADWOOD (60') DR.



SURVEY OF SUB LOT 90 COVER 2165

LOCATION TOWN OF WEST SENECA ERIE CO, N.Y.	
DATE 7-5-72	SCALE 1"=20'
RESURVEYED	
HO. LOC 9 15 72	

**ROY D. MILLARD**  
 LAND SURVEYOR  
 WEST SENECA 24, N. Y.  
 N. Y. STATE LICENSE 28907

107 TOBEY HILL (60') DR.

Amanda and Jason Smith

107 Tobey Hill Drive West Seneca

Hello, we are requesting a 6-foot privacy fence along the side of our house that borders our 101 Tobey hill drive neighbors. We want to extend our current fence towards the front of our house by approx. 16 feet or two full 8-foot panels, because our neighbors removed a shield behind their house and now they have no privacy from our kitchen window. This is something that both ourselves and our neighbors Greg and Jordan want. Thank you for your time and consideration. Below I have attached a few photos to give you a better idea of what I am talking about.





TOWN OF WEST SENECA



CODE ENFORCEMENT OFFICE  
"BUILDING SAFETY IS NO ACCIDENT"

TOWN SUPERVISOR  
GARY A. DICKSON

TOWN COUNCIL  
ROBERT J. BREIDENSTEIN  
SUSAN K. KIMS  
JEFFREY A. PIEKAREC  
SCOTT D. ROBERTSON

Applicant name: Amanda Smith Property address: 107 Tobey Hill

Dear Neighbor,

I am writing to inform you that I am requesting from the Town of West Seneca a variance to:

INSTALL 6FT FENCE DOWN SIDE OF HOUSE

If you do not have any objections to the additions to our property as described above and shown in the attached plans, please print and sign your name below and include your address.

Meeting date: JUNE 26 6:00 PM. Community Center Building  
1300 Union Road

Name

Signature

Address

Greg Zybyzinski  
Kathy Kubik  
Chris Pitt  
Elisa Kirby  
Joe Baron

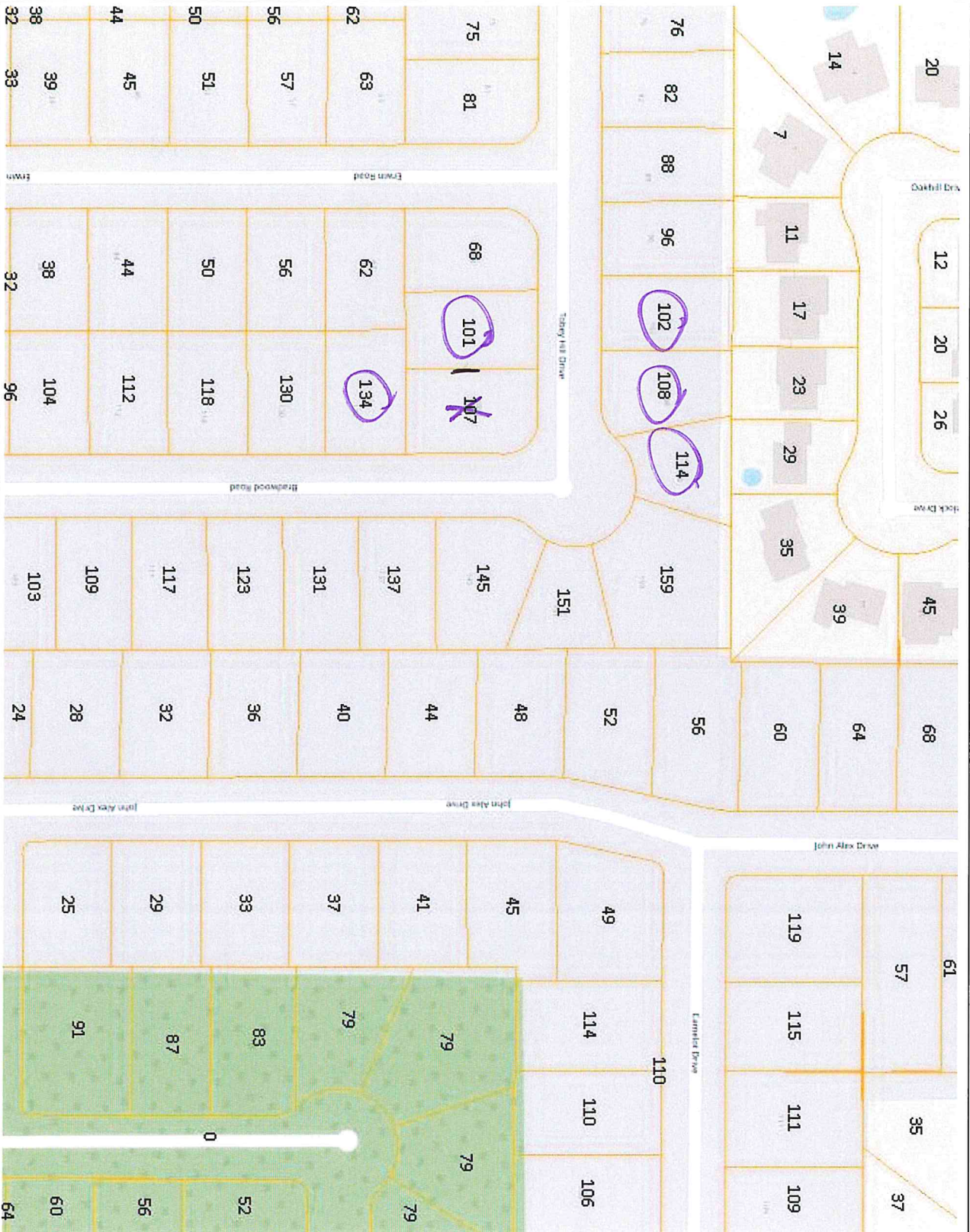
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]

101 Tobey Hill Dr.  
108 Tobey Hill Dr.  
118 1/2 1st St  
102 Tobey Hill  
134 Bradwood Rd.

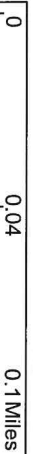
Sincerely,



# Erie County On-Line Mapping Application



**Legend**  
 Parcels



WGS\_1984\_ Web\_Mercator\_Auxiliary\_Sphere  
 THIS MAP IS NOT TO BE USED FOR NAVIGATION

**ERIE COUNTY**  
**DEPARTMENT OF ENVIRONMENT & PLANNING**  
**OFFICE OF GIS**

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

1: 2,257



**\*\*\* RECEIPT \*\*\***

**Date:** 05/31/24

**Receipt#:** 86979

<b>Quantity</b>	<b>Transactions</b>	<b>Reference</b>	<b>Subtotal</b>
1	Zoning Board of Appeals	20156513	\$0.00
<b>Total Paid:</b>			<b>\$0.00</b>

**Notes:** 2024-031 / 107 Tobey Hill Dr

<b>Payment Type</b>	<b>Amount</b>	<b>Paid By</b>
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Thank you for allowing the Town Clerk's office to serve you. Have a wonderful day!

**Name:** Smith, Amanda  
107 Tobey Hill Dr  
West Seneca, NY 14224

**Clerk ID:** ELYSE

Internal ID: 20156513