

# APPLICATION TO BOARD OF APPEALS

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

Appeal No. 2019-61  
Date 9-3-19

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

X I (we) DAN HART of 59 AURORA AVE

\_\_\_\_\_, HEREBY APPEAL TO THE ZONING BOARD OF APPEALS FROM THE  
DECISION OF THE BUILDING INSPECTOR ON AN APPLICATION FOR A BUILDING PERMIT NO. \_\_\_\_\_,  
DATED \_\_\_\_\_, 20\_\_\_\_, WHEREBY THE BUILDING INSPECTOR DID DENY 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 type="checkbox"/> AREA PERMIT                        |

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

X 2. LOCATION OF THE PROPERTY 59 AURORA AVE

3. State in general the exact nature of the permission required, Requesting 1.67' side yard.  
setback, 5' 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.

X 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: \_\_\_\_\_

Would like to build a deck off back of the house  
Neighbors driveway is 1.67' from side off the house. Therefore 5' from  
property line, I could not build deck w/out a variance

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: \_\_\_\_\_

X Dan W. Hart  
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 R50 zoning required to 5' side yard  
setback.

2. Zoning Classification of the property concerned in this appeal R50

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. \_\_\_\_\_

Parallel with Aurora Avenue

FENCE 2.0'E 1.7'S

FENCE 1.4'E 0.6'N

60.00'

30.00'

30.00'

DRIVE 0.3'N

SUBLOT 462

SUBLOT 463

SUBLOT 465

DRIVE 0.3'N

Requesting 1.67'  
5' Required

1.67'

14.68'

10.15'

5.80'

2 STORY FRAME HOUSE NO. 59

Sublot 464  
MAP COVER 299

123.00'

123.00'

BLACKTOP DRIVE

CONCRETE DRIVE

PARALLEL WITH ARCADE STREET

52.64'

11.80'

0.25'

30.70'

1.46'

20.77'

COVERED CONC.

CONC. STEPS

30.00'

12.37'

30.00'

FENCE 0.9'N

89°55'42"

DRIVE 0.5'S

60.00'