

# APPLICATION TO BOARD OF APPEALS

2020.45

Tel. No. 9

Appeal No. 2020.45/9

Date \_\_\_\_\_

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

I (we) Andrew Kuczmarski of 62 Diane Drive

\_\_\_\_\_, 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 62 DIANE DR W. SENECA NY  
 3. State in general the exact nature of the permission required, 6' FENCE ON CORNER LOT

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: SEE ENCLOSED 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: \_\_\_\_\_

Andrew Kuczmarski  
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) - 4' FENCE PERMITTED IN FRONT YARD - 6' REQUESTED - 10' PROJECTION ~~PERMITTED~~ PERMITTED - 25' REQUESTED

2. Zoning Classification of the property concerned in this appeal R65

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]

Andrew and Theresa Kuczmariski  
62 Diane Drive  
West Seneca New York 14224

Town Board  
West Seneca Town Hall  
1250 Union Road - Room 210  
West Seneca, NY 14224

Dear Town Board,

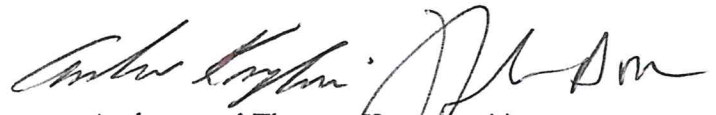
Hello, our names are Andrew & Theresa Kuczmariski and we live at 62 Diane Drive. We are writing this letter of intent to express our desire to install a six-foot tall wooden privacy fence along our back yard. Due to our property being located on the corner, we want to be sure to comply with the Town of West Seneca's fence variance.

We want to have a fence around our property so that we may have a functional back yard as well as a safe area for our children to enjoy and play in. In the future, we also plan on designing and constructing a back patio and a storage shed.

Included with this letter is our contract, with diagram, from Expert Fence, the company who will install the fence. We have also included the property survey of our land. Lastly, we have received signed permission from our surrounding neighbors to be sure they also approve of the fence on our property.

We hope that after your review, that you will approve the installation of our fence so that we may move forward with our project.

Sincerely,

  
Andrew and Theresa Kuczmariski



# EXPERT FENCE CO., INC.

2889 Southwestern Boulevard  
Orchard Park, New York 14127  
675-7737  
675-7738 - Fax

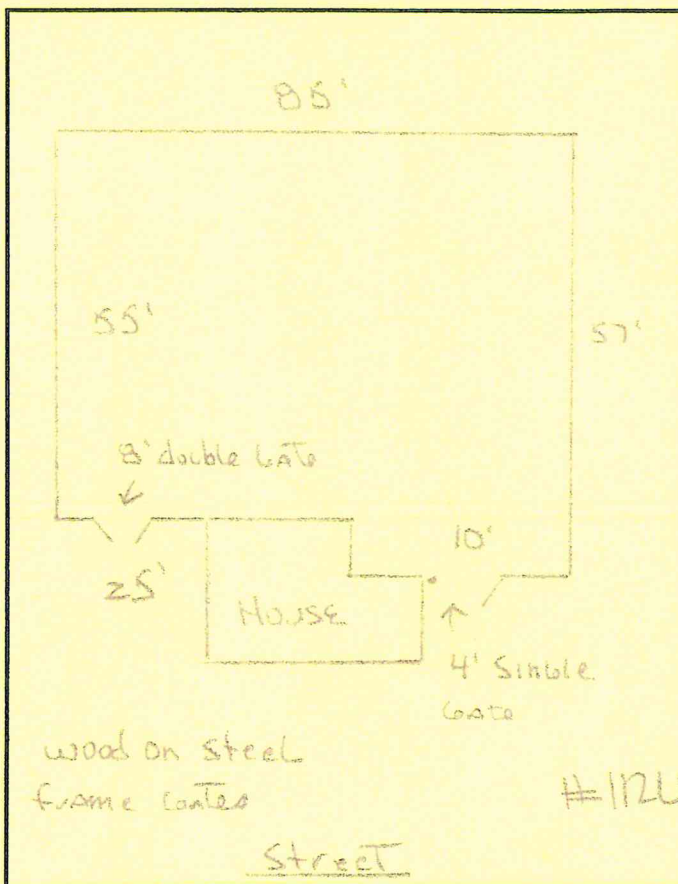


Name Andrew Kuczmarski Date 6/17/20  
Address 62 Dunne Dr.  
City W. Seneca Phone [REDACTED]

WE PROPOSE TO SUPPLY THE FOLLOWING MATERIALS AND/OR SERVICES:

APPROX. 372 months

LINEAL FEET 224'  VINYL  GALV  WOOD  
OVERALL HEIGHT 6'  
FABRIC WOOD  
GAUGE 1x6  
LINEAL FEET GATES 12'  
TERMINAL POSTS 4x4 O.D.  
GATE POSTS 2x2" steel O.D.  
LINE POSTS 4x4 O.D.  
TOP RAIL - O.D.  
BARB WIRE -  
BOTTOM WIRE -



| PREPARATION              | Yes                                 | No                                  |
|--------------------------|-------------------------------------|-------------------------------------|
| Survey Needed            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Lines need to be cleared | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Take down old fence      | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Haul away                | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Holes through concrete   | <input type="checkbox"/>            | <input type="checkbox"/>            |

DOB 5 AR

| SPECIAL INSTRUCTIONS                                   | Yes                                 | No                                  |
|--|-------------------------------------|-------------------------------------|
| Level on Top (may require fill underneath by customer) | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Follow Ground  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            |
| Boards/Fabric on outside                               | <input type="checkbox"/>            | <input type="checkbox"/>            |
| Stakes By Owner  | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |
| Old Fence Line   | <input type="checkbox"/>            | <input checked="" type="checkbox"/> |

Amount [REDACTED]  
Sales Tax [REDACTED]  
Total Cash Price [REDACTED]  
Deposit [REDACTED]  
Balance on Completion [REDACTED]

NO GUARANTEE ON WARPING, TWISTING, SHRINKING AND CHECKING ON ANY WOOD FENCE.  
BUILDING PERMITS ARE CUSTOMER'S RESPONSIBILITY

All quotations subject to office acknowledgment, and conditions beyond our control. Customer agrees to furnish survey. This quotation does not include digging in underlying rock or foundations, or clearing trees, brush or other obstructions from work area. If the fence contractor is stopped for any reason from completing his contract because of a dispute of property lines, the fence contractor shall be paid for any time or material consumed within ten days. There are no verbal agreements. Additional footage is extra. Soil remains for you to dispose of. In the event the fence is not paid for as agreed, Expert Fence Co., Inc. has the right to remove said fence at customer's expense. Not responsible for underground tiles or electric wires. Expert Fence warrants the installation of your fence for a period of (2) years, from date of completion.

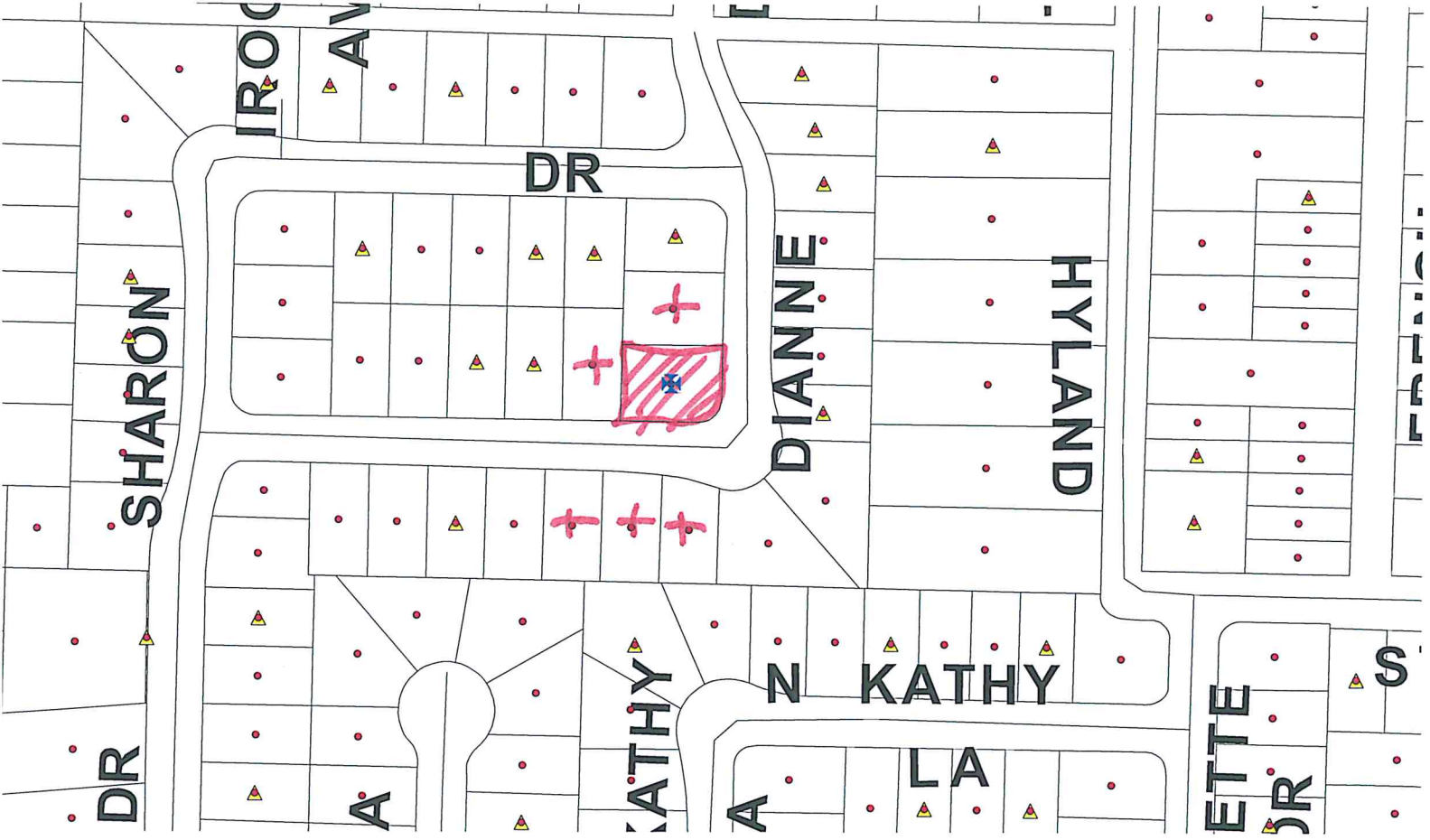
Expert Fence Co., Inc.

Estimated by Jeffrey [Signature] Accepted by [Signature] Date June 17 20

1 -1/2% PER MONTH CHARGED ON ACCOUNTS OVER 30 DAYS.

BALANCE DUE ON COMPLETION--NO INVOICE WILL BE ISSUED.

NO CANCELLATIONS ON SPECIAL ORDERS



Andrew & Theresa Kuczmariski  
62 Diane Drive  
West Seneca, New York 14224

Dear Diane Drive Neighbor,

Hello, our names are Andrew & Theresa Kuczmariski. We live at 62 Diane Drive, the house on the corner with the green siding. We are writing to you regarding our desire to install a six-foot-tall wooden privacy fence along our back yard. Due to where our property is located, on the corner, the Town of West Seneca requires us to receive written permission from our surrounding neighbors. We need to make sure that we comply with the town's variance and be sure that our surrounding neighbors approve of the project.

We desire to have a fence around our property so that we may have a functional back yard as well as a safe area for our children to enjoy and play in. We also plan to work on designing and constructing a back patio and a storage shed in the future.

Included with this letter is a diagram of the configuration of the fence with details. We have made sure with our contractor that we are following the requirements from of the Town of West Seneca.

We our asking if you could please return the attached approval document signed to our mailbox by Sunday July 5<sup>th</sup>, 2020.

Please contact us if you have any questions or concerns or if you see us outside, please come over to chat!

Thank You very much for consideration and cooperation in this matter!

Regards,

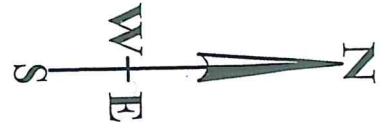


Andrew Kuczmariski



Theresa Kuczmariski





**DIANE DRIVE**  
(Formerly Mohawk Drive)  
(60' Wide)

Curb 7  
Concrete Gutter

North Line of Diane Dr.

Concrete Walk  
95.37'

120.37'

90°

Fence Column 0.4' West  
90.91'

Wood Fence with Brick Columns

Fence 0.11' East

Fence Column 3.94' North & 0.82' East

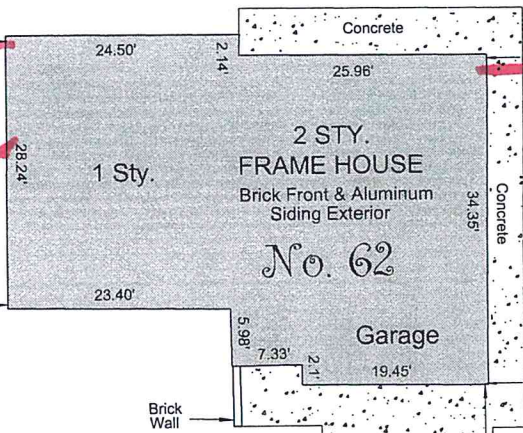
Fence Post 0.37' North & 0.99' East

**6' TALL FENCE - VARIANCE**

120.37'

30.75'

**25' PROJECTION**



Chain Link Fence

Fence 0.16' North

Radius = 25'  
81 ft  
39.27'

90° Existing 1/2" Dia. Rebar On Corner

Concrete Walk

65.91'

West Line of Diane Dr.

90.91'

Existing Chiseled Notch On Line (Extended) & On Curb

Concrete Gutter

TABLE OF EQUIVALENTS

| Feet | Inches     |
|------|------------|
| 0.08 | = 1 Inch   |
| 0.17 | = 2 Inches |
| 0.25 | = 3 "      |
| 0.33 | = 4 "      |

**DIANE DRIVE**  
(Formerly Mohawk Drive)  
(60' Wide)

LEGEND