

# APPLICATION TO BOARD OF APPEALS

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

Appeal No. 2021-047

Date 7/12/21

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

I (we) x Robert Tremolo of 3377 Clinton

\_\_\_\_\_, 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 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 3377 Clinton St

3. State in general the exact nature of the permission required, Requesting Outdoor live music

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\_\_\_\_.

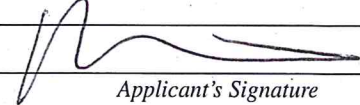
5. REASON FOR APPEAL.

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: \_\_\_\_\_

x   
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 C2 Zoning Outdoor live music not permitted.

2. Zoning Classification of the property concerned in this appeal C2

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

Town of West Seneca,

We are seeking temporary approval for outdoor music during the summer months so we can take advantage of the nice weather and space we have available while it lasts. We are currently planning events and fundraisers and want to utilize our outdoor space to ensure the best turnout. Hours and days requested for outdoor live music from 2pm-11pm are as follows:

7/31, 8/7, 8/14, 8/21, 8/28, 9/4, 9/11, 9/1, 9/25

Please keep in mind that all days may not be used; we just want them available if needed.

Thank you for your consideration.

Robert Jemiolo

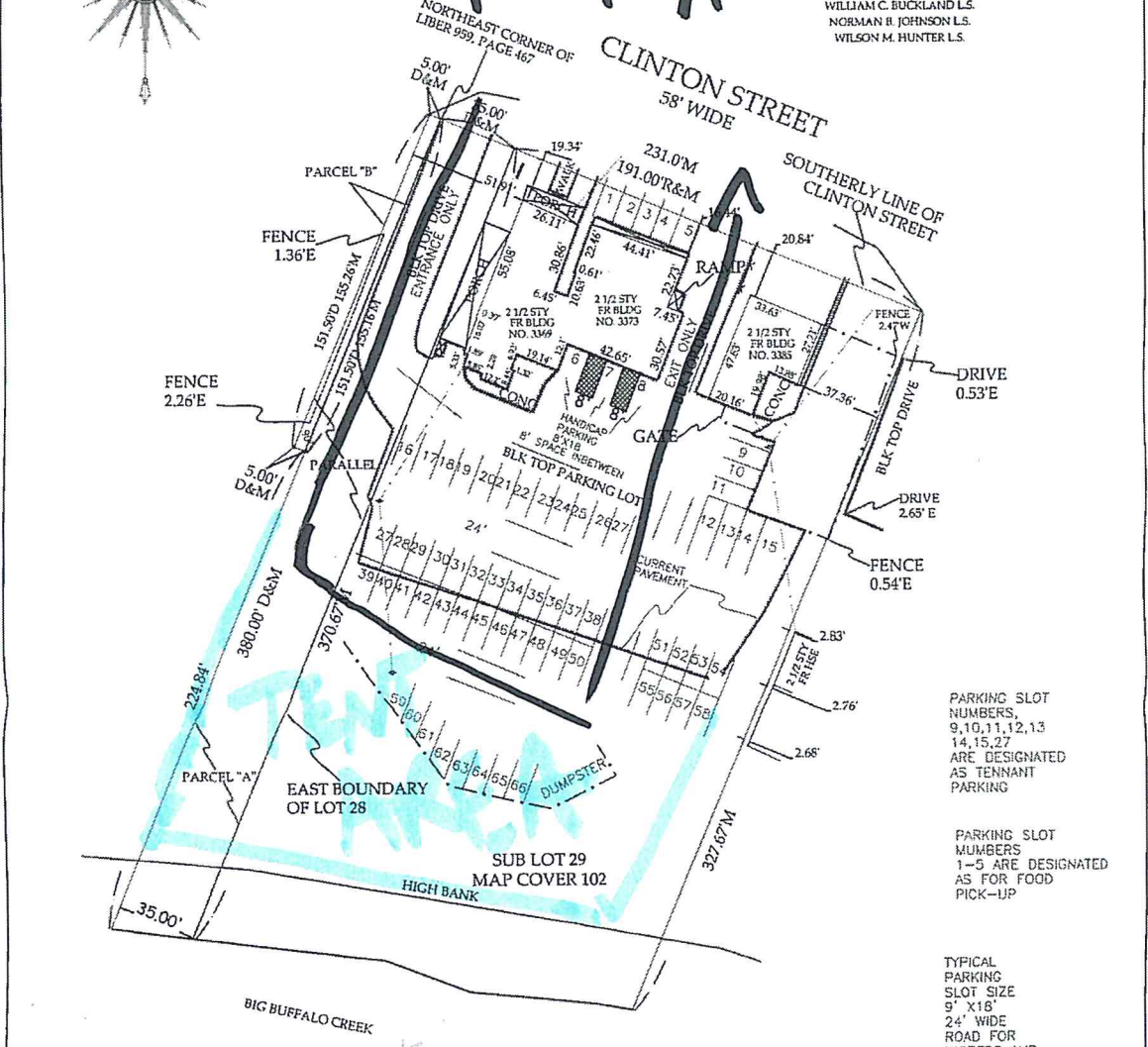
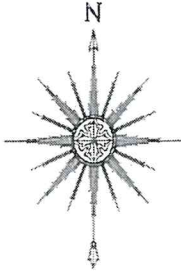
The Critchen

3377 Clinton Street

West Seneca, NY 14224

MANGUSO LAND SURVEYING, P.C.  
 FREDERICK L. MANGUSO, 049775-1  
 TRACY A. SPADA, 050806  
 372 TUSCARORA RD.  
 ANGOLA, NY 14006  
 PHONE: 716-771-3494 4717  
 EMAIL: [office@mangusolandsurveying.com](mailto:office@mangusolandsurveying.com)  
 SUCCESSOR TO THE RECORDS OF  
 WILLIAM C. BUCKLAND L.S.  
 NORMAN B. JOHNSON L.S.  
 WILSON M. HUNTER L.S.

**FIRE / EMERGENCY ACCESS**



PARKING SLOT NUMBERS 9, 10, 11, 12, 13, 14, 15, 27 ARE DESIGNATED AS TENANT PARKING

PARKING SLOT NUMBERS 1-5 ARE DESIGNATED AS FOR FOOD PICK-UP

TYPICAL PARKING SLOT SIZE  
 9' X 18'  
 24' WIDE ROAD FOR INGRESS AND EGRESS FOR BETWEEN ROWS

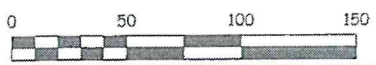
**SURVEY NOTES**

1. UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED LAND SURVEYOR'S SEAL IS A VIOLATION OF SECTION 2079, SUB-DIVISION C, OF THE NEW YORK STATE EDUCATION LAW.
2. REPRODUCTION OR COPYING OF THIS DOCUMENT MAY BE A VIOLATION OF COPYRIGHT LAW UNLESS PERMISSION OF THE AUTHOR AND/OR COPYRIGHT HOLDER IS OBTAINED.
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5. ONLY TITLE SURVEYS BEARING THE MAKER'S EMBOSSED SEAL SHOULD BE RELIED UPON SINCE OTHER THAN EMBOSSED SEAL COPIES MAY CONTAIN UNAUTHORIZED AND UNDETECTABLE MODIFICATIONS, DELETIONS, ADDITIONS AND CHANGES.
6. THE LOCATION OF THE UNDERGROUND IMPROVEMENTS OR ENCROACHMENTS ARE NOT ALWAYS KNOWN AND OFTEN MUST BE ESTIMATED. IF ANY UNDERGROUND IMPROVEMENTS OR ENCROACHMENTS EXIST OR ARE SHOWN, THE IMPROVEMENTS OR ENCROACHMENTS ARE NOT COVERED BY THIS CERTIFICATE.
7. SURVEY PERFORMED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY FACTS THAT MAY ARISE THEREFROM.
8. NO STAKES SET AS PER CONTRACT.
9. THIS SURVEY NOT VALID WITH AFFIDAVIT OF NO CHANGE.
10. THIS SURVEY IS NOT VALID FOR SUBSEQUENT OWNERS INTERESTS OR TITLE INTERESTS UNLESS THIS SURVEY HAS BEEN RESURVEYED BY THIS SURVEYOR.

06/15/17  
 PROPOSED  
 PARKING LOT

**LEGEND**

- These standard symbols may be found in the drawing:
- EXISTING IRON PIPE
  - SET IRON PIPE
  - UTILITY POLE
  - BOUNDARY
  - CENTERLINE OF ROAD
  - - - - - FENCE
  - DRIVE
  - OVERHEAD UTILITY LINE



3369-3385 CLINTON STREET PROPOSED PARKING LOT		
DRAWN	DATE	EASTERLY PART OF LOT 28 TOWN OF WEST SENECA COUNTY OF ERIE STATE OF NEW YORK
JLP	06/06/17	
APPROVED	DATE	SCALE
TAS	06/06/17	
SCALE	SHEET	PROJECT NO.
1" = 50'		20170659