

APPLICATION TO BOARD OF APPEALS

Tel. No. _____

Appeal No. 2022-07

Date 2/4/22

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

I (we) Robert Jermol of 3377 Clinton St

_____, 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: _____

- 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 3377 Clinton St. W. SENECA NY

3. State in general the exact nature of the permission required, 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. 2021-017, dated July 2021, 2021.

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 ATTACHED LETTER

B. Interpretation of the Zoning Ordinance is requested because: APPLICANT WAS DENIED REQUEST AND REQUIRED TO RE-APPLY

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: _____

[Signature]
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, LIVE MUSIC NOT PERMITTED

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

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. APPLICANT ADVISED ON 2/4/22 NO LIVE MUSIC UNTIL VARIANCE VIA PHONE CALL

Building Inspector [Signature]

Town of West Seneca,

The Critchen, located on the parcel 3369-3385 Clinton Street, would like to have the ability to host live music inside the building Monday-Sunday between the hours of 12PM and 11PM. Our current hours of operation are Wednesday-Saturday from 4PM-4AM, but at times we do operate on off days for special events. We appreciate your consideration in this matter.

Thank you.

Robert Jemiolo

The Critchen

3377 Clinton Street

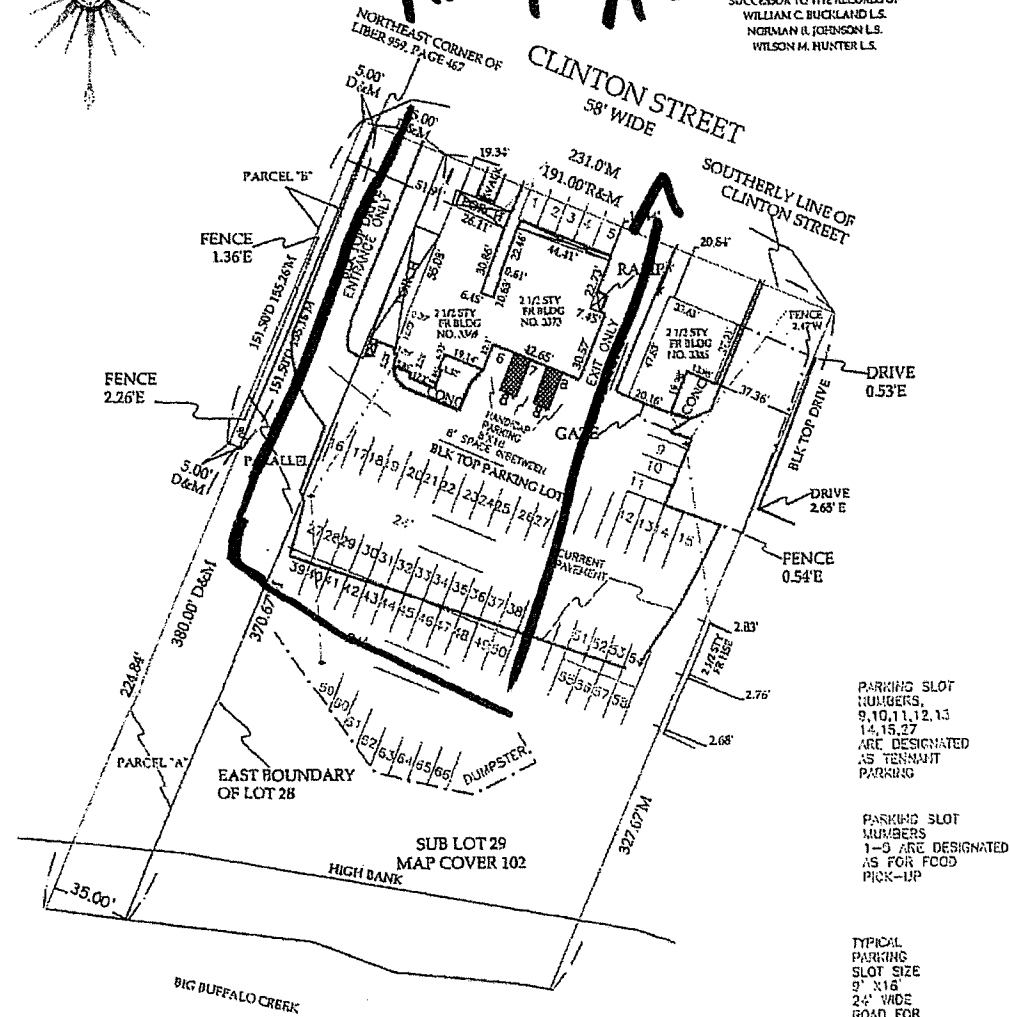
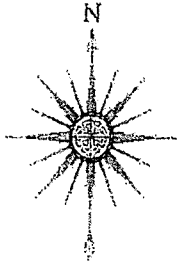
West Seneca, NY 14224

MANGUSO LAND SURVEYING, P.C.
 FREDERICK M. MANGUSO, 049775-1
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SUCCESSOR TO THE RECORDS OF
 WILLIAM C. BUCKLAND L.S.
 NORMAN R. 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 TENNIS COURT PARKING

PARKING SLOT NUMBERS 1-8 ARE DESIGNATED AS FOR FOOD PICK-UP

TYPICAL PARKING SLOT SIZE 9' X 16' 24' WIDE ROAD FOR INGRESS AND EGRESS FOR BETWEEN ROWS

SURVEY NOTES

1. UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY IS CONSIDERED A VIOLATION OF SURVEYING LAWS AND IS A VIOLATION OF SECTION 1709, SUBSECTION 1 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 OR ANOTHER COPYRIGHT HOLDER IS OBTAINED.
3. ONLY ORIGINAL SURVEY MAPS WITH THE SURVEYOR'S EMBOSSED SEAL ARE GENERALLY TRUE AND CORRECT COPIES OF THE SURVEYOR'S ORIGINAL WORK AND OPINION.
4. A COPY OF THIS DOCUMENT WITHOUT A PROPER APPLICATION FOR THE SURVEYOR'S EMBOSSED SEAL SHOULD BE CONSIDERED TO BE AN UNAUTHORIZED COPY.
5. ONLY THIS SURVEY BEARING THE SURVEYOR'S EMBOSSED SEAL SHOULD BE USED FOR ANY OTHER THAN EMBOSSED SEAL COPIES MAY CONTAIN UNAUTHORIZED AND UNDETECTABLE MODIFICATIONS, DELETION, A CONTINUATION OR CHANGE.
6. THE LOCATION OF THE UNDERGROUND IMPROVEMENTS OR ENCROACHMENTS ARE NOT ALWAYS KNOWN AND OFTEN ARE NOT SET OUT. IF ANY EXISTING OR NEW IMPROVEMENTS OR ENCROACHMENTS EXIST OR ARE SHOWN IN THE IMPROVEMENTS OR ENCROACHMENTS ARE NOT COVERED BY THIS SURVEY.
7. SURVEY CONDUCTED WITHOUT THE BENEFIT OF AN ADEQUATE TITLE AS THIS SUBJECT TO ANY ENCUMBRANCES THAT MAY ARISE THEREON.
8. NO STATES SET AS THE CONTRACT.
9. THIS SURVEY IS VALID WITH AFFIDAVIT OF NO CHANGE.
10. THIS SURVEY IS NOT VALID FOR THE PURPOSE OF THE SURVEYING ACT OR TITLE IN ANY STATE UNLESS THE SURVEY HAS BEEN RECORDED BY THE SURVEYOR.

06/15/17
 PROPOSED
 PARKING LOT

LEGEND

- These hatched symbols may be found in the drawing:
- DASTING 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
JLP	06/06/17	TOWN OF WEST SENECA
APPROVED	DATE	COUNTY OF ERIE
TAS	06/06/17	STATE OF NEW YORK
SCALE	SHEET	PROJECT NO.
1" = 50'		20170659