

Orange County Department of Planning Submittal Form for Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-I,m, & n

Steven M. Neuhaus County Executive

I his form is to be completed by the local board having jurisdiction. Submittals from applicants will not be accepted unless coordinated with both the local board having jurisdiction and the County Department of Planning.

Please include all materials that are part of a "full statement" as defined by NYS GML §239-m (i.e. "all materials required by and submitted to the referring body as an application on a proposed action").

COLUMN TO THE PROPERTY OF THE	THE RESIDENCE OF THE PARTY OF T	· · ·			
Municipality:	Town of Newburgh	Tax Map #: 2-2-8.11			
Local Referring Board:	Zoning Board of Appeals	Tax Map #:			
Applicant:	Michael Acevedo				
Project Name:		Tax Map #:			
Location of Project Site	954 Route 32	Local File No.: 2340 - 13			
-	•	Size of Parcel*: ,945 alwa *# more than one parcel, please include			
Reason for County	WHIINII 109 12589	sum of all narcels.			
Review:	WALKIL NY 12589 N County Route 32	Current Zoning District (include any overlays): R R			
Type of Review:					
☐ Comprehensive P☐ Zoning Amendme	lan Update/Adoption				
	Zaning Dietalet Oberen s	CENTRE			
	Coding District Grange fromtoto	-			
☐ Local Law	Ordinance Modification (cite section):				
	Sq. feet proposed (non-residential only):				
,	Which approval is the applicant currently seeking? SKE	TCH / PRELIM / FINAL (circle one)			
CI Subdivision	Number of lots proposed:	(0.0.00			
	Which approval is the applicant currently seeking?	TCH / PRELIM / FINAL (circle one)			
u opecial use Permi		Cucie Olle)			
Lot Line Change					
☑ Variance	AREA) USE (circle one) (3) PRIORBUILT	FOWL PENS			
^¹ □ Other	max amount accessors On	1 Can			
Is this an update to a pre	viously submitted referral? YES / NO (direle one)				
Local board comments					
or elaboration:		SOCIETA			
		SALES AND			
		ANIAL COLUMN			
110					
Shall Company	er lardone 6/17/14 zon	hairperson ing Board of Appeals			
Signature o	of local official Date	Title			
Municipal Contact Phone		1100			
· · · · · · · · · · · · · · · · · · ·	If you would like the applicant to be cc'd on this letter, please provide the applicant's address:				
Please return, along	with full statement, to: Orange County Dept. of Planning				
Ougotice	or some settle settle of the settle county Dept. of Planning	124 Main St.Goshen, NY 10924			

Question or comments, call: 845-615-3840 or email: planning@orangecountygov.com



TOWN OF NEW BURGE

_______Crossroads of the Northeast ______

2340-13

ZONING BOARD OF APPEALS

OLD TOWN HALL

OFFICE

V YORK	308 Gardnertown Road wburgh, New York 12550
	APPLICATION
OF ZONING BOARD 45) 566-4901	DATED: 5/8/14
TO: THE ZONING BOARS THE TOWN OF NEWS	D OF APPEALS BURGH, NEW YORK 12550
I (WE) Michael Ace	PRESENTLY
RESIDING AT NUMBER	959 PT 32. WS//kill NY
TELEPHONE NUMBER	14.755-2652
HEREBY MAKE APPLICAT THE FOLLOWING:	TON TO THE ZONING BOARD OF APPEALS FOR
	A USE VARIANCE
	AN AREA VARIANCE
	INTERPRETATION OF THE ORDINANCE
	SPECIAL PERMIT
1. LOCATION OF THE	PROPERTY:
2-2-5	(TAX MAP DESIGNATION)
954 RT3E	(STREET ADDRESS)
R/R zone	(ZONING DISTRICT)
	ZONING LAW APPLICABLE, (INDICATE THE SECTION OF THE ZONING LAW APPLICABLE BY QUOTE THE LAW).

456 Sg FP



TOWN OF NEWBURGH

Crossroads of the Northeast_

ZONING BOARD OF APPEALS
OLD TOWN HALL

V YOR'S	OLD TOWN HALL 308 GARDNERTOWN ROAD
	Newburgh, New York 12550
3. IF VA	RIANCE TO THE ZONING LAW IS REQUESTED:
a)	APPEAL IS MADE FROM DISAPPROVAL BY THE TOWN BUILDING INSPECTOR OR BUILDING PERMIT APPLICATION. SEE ACCOMPANYING NOTICE DATED: 2/14/13
b)	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED: 2/14/63
4. DESC	ERIPTION OF VARIANCE SOUGHT: TO FOOD Sheds
	49/1009 (A) 192 Sq PT (B) 168 Sq FT (C) 96 5g FT Today
	JSE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZONING WOULD PRODUCE UNNECESSARY HARDSHIP IN THAT:
a)	UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT IS DEPRIVED OF ALL ECONOMIC USE OR BENEFIT FROM THE PROPERTY IN QUESTION BECAUSE: US OF 9 LOT Which is All Shale Ard Caro OSC.
	(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAL EVIDENCE ESTABLISHING SUCH DEPRIVATION)
b)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTANTIAL PORTION OF THE DISTRICT OR NEIGHBORHOOD BECAUSE: MY WEIGHORS Have Sheds AND Chicker S
c)	THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF THE NEIGHBORHOOD BECAUSE:



TOWN OF NEWBURGH Crossroads of the Northeast

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD Newburgh, New York 12550

	d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE: Had No Joes I couldn't Borld a Sted
6	IE AN	AREA VARIANCE IS REQUESTED:
0.	II. VIIA	AREA VARIANCE IS REQUESTED.
	a)	THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHANGE IN THE CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO NEARBY PROPERTIES BECAUSE: ALTERAL HOLE AND DON'T LOOK A LIFE THE FAILEN BATT TO MY HOUSE
	b)	THE BENEFIT SOUGHT BY THE APPLICANT CAN NOT BE ACHIEVED BY SOME METHOD, FEASIBLE FOR THE APPLICANT TO PURSUE, OTHER THAN AN AREA VARIANCE, BECAUSE:
	c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:
	d)	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: Every
	e)	THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:



TOWN OF NEWBURGH

_Crossroads of the Northeast _

ZONING BOARD OF APPEALS
OLD TOWN HALL
308 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550

7. ADDITION	AL REASO	NS (IF PER'	TINENT):		
-	-				
		PET	TITIONER (S) SIGNATUI	RE
STATE OF NEW Y	ORK: COU	NTY OF OI	RANGE:		
SWORN TO THIS	Ith	_DAY OF	June		20_14
		-	Koren 9 NOTA	opieki ARY PUBLIC	

KAREN KOPIECKI
Notary Public, State of New York
Qualified In Orange County
01KO6213091
Commission Expires November 2, 20

NOTE: NYS GML Section 239-m (3) for proposed actions that are within 500 feet of the properties or thresholds listed in the statute the Zoning Board of Appeals is required to send a copy of the complete application to the Orange County Department of Planning to be reviewed prior to Zoning Board of Appeals decision. And also NYS GML Section 239-NN requires notification for any proposed actions, to the Municipal Clerk, within 500 feet of the Border of that adjoining County, Town or City.

(NOTE: BOARD MEMBERS MAKE SITE VISITS TO ALL THE PROPERTIES)

617.20 Appendix B Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information		
Tare 1 - 1 toject and Sponsor information		
Name of Action or Project:		
Areq Ugrique'		
Project Location (describe, and attach a location map):		
Brief Description of Proposed Action:	•	
teep Shed S		
tack shed s		
Name of Applicant or Sponsor:	Telephone: 914-755-265	ا رخ
Address: 3 Capposter Ace	E-Mail:	
Address:		
Address.) & Campa der Acop		
City/DO:	State: Zip C	ode:
City/PO:	State: Zip C	ode: 5550
1. Does the proposed action only involve the legislative adoption of a plan, l	ocal law ordinance.	O YES
administrative rule, or regulation?	,	
If Ves, attach a parrative description of the intent of the proposed action and	the environmental resources that	
may be affected in the municipality and proceed to Part 2. If no, continue to	question 2.	`
2. Does the proposed action require a permit, approval or funding from any	other governmental Agency?	O YES
If Yes, list agency(s) name and permit or approval:		
	\	
3.a. Total acreage of the site of the proposed action?	acres	
b. Total acreage to be physically disturbed?	acres	
c. Total acreage (project site and any contiguous properties) owned		
or controlled by the applicant or project sponsor?	acres	
19.19. I de la constant de la consta		
4. Check all land uses that occur on, adjoining and near the proposed action ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Comn	nercial & Residential (suburban)	
Trum (most against)	(specify):	
1 Totost = 7 Enduture	(CF) / .	
□ Parkland		

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
			
b. Consistent with the adopted comprehensive plan?			
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
•		-	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental And Marketing identify:	rea?	NO	YES
If Yes, identify:			
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?			
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed ac	tion?		
9. Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
		110	T E
If No, describe method for providing potable water:			
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:		1	
11 No, describe method for providing wastewater treatment.			
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic		NO	YES
Places? b. Is the proposed action located in an archeological sensitive area?			ļ
		1	X1770
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, conta wetlands or other waterbodies regulated by a federal, state or local agency?	in	NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	?		
If yes, identify the wetland of waterbody and extent of alterations in square feet of acres.		1/	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-success	all that sional	apply:	
☐ Wetland ☐ Urban ☐ Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed		NO	YES
by the State or Federal government as threatened or endangered?			
16. Is the project site located in the 100 year flood plain?		NO	YES
		1	¥7770
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties? □ NO □ YES			
b. Will storm water discharges be directed to established conveyance systems (runoff and storm dra	ins)?		
If Yes, briefly describe:		1	
		1	1

18. Does the proposed action include construction or other activities that result in the impoundment of	NO	YES
water or other liquids (e.g. retention pond, waste lagoon, dam)?		
If Yes, explain purpose and size:		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	1	
	1	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste?		
If Yes, describe:	\	
	,	<u> </u>
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE	BEST O	FMY
KNOWLEDGE (()	late	
Applicant/sponsor name Alich & Acested Date: 6/7/	17	
Signature:	,	
4 0 0.	***************************************	

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	1	
2.	Will the proposed action result in a change in the use or intensity of use of land?		
3.	Will the proposed action impair the character or quality of the existing community?		
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7.	Will the proposed action impact existing: a. public / private water supplies?		
	b. public / private wastewater treatment utilities?		
8.	architectural or aesthetic resources?	1	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	\	
11. Will the proposed action create a hazard to environmental resources or human health?		

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

	that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.		
	that the proposed action will not result in any significant	adverse environmental impacts.	
	Name of Lead Agency	Date	
Pr	int or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer	
-	Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)	

TOWN OF NEWBURGH

Crossroads of the Northeast OLD TOWN HALL 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550 (845)564-7801

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

File No. 2340-13 AB &C	Date:	February 14, 2013
Patterning and the state of the	Day 14 6 6 5	TODICALLY 17, 2013
To: MICHAEL ACEVEDO	SBL	2-2-8.11
73 CARPENTER AVENUE	ADD:	954 ROUTE 32 Wall Ki
NEWBURGH, NY 12550	ZONE	R/R
	·	even a marine a marin
PLEASE TAKE NOTICE that	your application	on dated <u>January 22,</u>
20 13 for permit to keep (3) Three Prior I	Built fowl pens	3
At the premises located at 954 Route 32	Wallkil	
Three-Prior Built Foul Pens (1)	12 x 16 (2) 12	x 14 (3) 8 x 12
Is returned herewith and disapproved on the	A	D C
185 - 15 - A - 4 - THE FORMULA ALLOWS A MAXIMUM OF BUILDINGS.	1000 SQUAR	E FEET OF ACCESSORY
• .		
	·	and the second s

Cc: Town Clerk & Assessor (300')

Town of Newburgh Code Compliance

OWNER INFORMATION	BUIL	T'WITH OUT	A PERMIT	VES		
NAME: MI	CHAEL ACE\	/EDO	урсайстваг с тиготульногору, при город на сустуулган туру муну			
ADDRESS:	DDRESS: 73 CARPENTER AVE NEWBURGH NY 12550				24	
PROJECT INFORMATIO	N:			1.111-11	12889	
TYPE OF STRUCTURE:	3 FOWI	_ PĘNS @ 9	54 RTE 32 P	WALKILL	I-NY-12560	nastacconcent
SBL: 2-2-8.11	ZONE:	R/R	****		•	
TOWN WATER:	NO.	TOWN	I SEWER:		O.	
	MAXIMUM	EXISTING	PROPOSED	VARIANCE	PERCENTAGE	
ACCESSORY S.F.	1000 S.F.	988 S.F.	456 S.F.	444 S.F.	44.4%	
LOT WIDTH					·	
LOT DEPTH		,				
FRONT YARD		*				
REAR YARD						
SIDE YARD						
MAX. BUILDING HEIGHT						,
BUILDING COVERAGE						
SURFACE COVERAGE						
INCREASING DEGREE OF NON-CONFORMITY - 185-19-C-1 2 OR MORE FRONT YARDS FOR THIS PROPERTY YES / NO CORNER LOT - 185-17-A YES / NO						
ACCESSORY STRUCTURE: GREATER THEN 1000 S.F. OR BY FORMULA - 185-15-A-4 FRONT YARD - 185-15-A STORAGE OF MORE THEN 4 VEHICLES HEIGHT MAX. 15 FEET - 185-15-A-1 10% MAXIMUM YARD COVERAGE - 185-15-A-3 YES / NO						
NOTES: HAS (3) PRIOR BUILT FOWL PENS (1)12 X 16 (1)12 X 14 (1)8 X 12						
VARIANCE(S) REQUIR	ED:		, ,			
1 185-15-A-4 THE FORMUL	_A ALLOWS /	A MAXIMUM	OF 1000 S.F.	OF ACCESS	ORY BUILDING	3S
2			Medicina de contracto de contra	aatuu siin oo		
3						
					·	
REVIEWED BY: JOSEPH MATTINA DATE: 4-Feb-13						

ACCESSORY STRUCTURE SQUARE FOOTAGE BY FORMULA

PER THE TOWN OF NEWBURGH MUNICIPAL CODE SECTION 185-15(4) - ACCESSORY BUILDINGS

(4) An accessory use to a principal residential use, as listed in Article IV, Schedules of District Regulations, Use Table, Column A, that is housed within an accessory building shall be limited to a maximum of 1,000 square feet or to a lower number as may be determined by the following formula:

FORMULA:

$$\frac{A+(BxC)}{100} = D$$

A - GROSS AREA OF LOT IN SQUARE FEET

B - LIVABLE FLOOR AREA OF RESIDENCE IN SQUARE FEET

C - MINIMUM REQUIREMENT IN THE ZONING DISTRICT FOR ONE SIDE YARD, IN FEET

D - TOTAL SQUARE FOOTAGE PERMITTED FOR ALL ACCESSORY BUILDINGS

A=	40,000.00	SF ·
B=	2,328.00	SF
C=	30.00	FEET
D=	1,098.40	SF OR 1,000 SF WHICHEVER IS LESS IS PERMITTED.



• .		JOB	Mich	cel Ha	eredo	
		SHEET	%5		OF	
NEWBURGH NEW	ORK 12550	CALCL	ATED BY		DATE	5/1/12
		CHECH	BY VV'	= 1 F00 T	DATE	5/1/12
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7-111 5-1119 3/8		Hes block 114		Ħ		
4x45 Treated	3	AN BOOK SOL	(The orange of th		
2xy Raffers 16"0.C		22, 116	ø''			
2x4 color Tres. 300 Doors - 2x3 + T-111						
All workers						3° 4° 63°
Replacement of AL	Ü					4 16'0 C PLY 18 18 18 18 18 18 18 18 18 18 18 18 18 1
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Выполняй под применения в применения под применения в при			PARKET SAGRETURE SPECIFICATION		A STATE OF THE PARTY OF THE PAR	

ORANGE COUNTY CLERK'S OFFICE RECORDING PAGE

THIS PAGE IS PART OF THE INSTRUMENT - DO NOT REMOVE

TYPE IN BLACK INK: NAME(S) OF PARTY(S) TO DOCUMENT

WILLIAM R. OLIVER

TO

MICHAEL ACEVEDO

SECTION 2 BLOCK 2 LOT 8, 11

RECORD AND RETURN TO: (name and address)

Michael Acevedo 73 Carpenter Avenue Newburgh, New York 12550

.167.

THIS IS PAGE ONE OF THE RECORDING

ATTACH THIS SHEET TO THE FIRST PAGE OF EACH RECORDED INSTRUMENT ONLY

D	TON O	WRITE	BEĻOW	THIS	LINE	" K061201
p/				•		

INSTRUMENT TYPE: DEED MO	RTGAGE	SATISFACTIONASS	IGNMENTOTHE	R
			· ·	
PROPERTY LOCATION			4	
2089 BLOOMING GROVE (TN)	4289	MONTGOMERY (TN)		ROSS REF.
2001 WASHINGTONVILLE (VLG)	-	MAYBROOK (VLG)		DD'L X-REF
2289 CHESTER (TN)	4203	MONTGOMERY (VLG)	MAP#P	GS
2201 CHESTER (VLG)	4205	WALDEN (VLG)	SAM APRIN TURE.	curcy
2489 CORNWALL (TN)		MOUNT HOPE (TN)	PAYMENT TYPE:	CHECK CASH
2401 CORNWALL (VLG)	4401	OTISVILLE (VLG)		CHARGE
2600 CRAWFORD (TN)		NEWBURGH (TN)		NO FEE
2800 DEERPARK (TN)	4800	NEW WINDSOR (TN)		NOTEL
3089 GOSHEN (TN)	5089	TUXEDO (TN)	CONSIDERATION \$	75 800
3001 GOSHEN (VLG)	5001	TUXEDO PARK (VLG)	TAX EXEMPT	7=10:0
3003 FLORIDA (VLG)	5200	WALLKILL (TN)	TAX CALIFIC I	
3005 CHESTER (VLG)	2487	WARWICK (TN) FLORIDA (VLG)	MORTGAGE AMT. \$	
3200 GREENVILLE (TN)	5401	. GREENWOOD LAKE (VI		
3489 HAMPTONBURGH (TN) 3401 MAYBROOK (VLG)	5405	WARWICK (VLG)	LG) 01110	
3689 HIGHLANDS (TN)		WAWAYANDA (TN)	MORTGAGE TA	X TYPE:
		WOODBURY (TN)	(A) COMME	RCIAL/FULL 1%
3601 HIGHLAND FALLS (VLG)	-		(B) 1 OR 2 F	AMILY
3889 MINISINK (TN)	5801	HARRIMAN (VLG)	(C) UNDER	10.000
3801 UNIONVILLE (VLG)	_	6-9-5 pt 42	(E) EXEMPT	/
4089 MONROE (TN)		ITIES TOWN	(F) 3 TO 6 (INITS
4001 MONROE (VLG).	0900	MIDDLETOWN	// J J D D V	SON/CR, UNION
4003 HARRIMAN (VLG)	1100	NEWBURGH	(1) NAT DED	-CR.UN/1 OR 2
4005 KIRYAS JOEL (VLG)	1300	PORT JERVIS	(K) CONDO	- Cit. Cit. V
	9999	HOLD	-	

LORA O. DERSON DONNA L. BENSON ORANGE COUNTY CLERK

RECEIVED FROM: Kas Viii

RECORDED/FILED 07/18/2006/ 09:54:01 DONNA L. BENSON County Clerk ORANGE COUNTY, NY

FILE # 20060077377 DEED R / BK 12207 PG 0872 RECDRDING FEES 117.00 TTX# 011599 T TAX 300.00 Receipt#604725 joanned



CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT-THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY THIS INDENTURE, made the day of July, 2006 BETWEEN William R. Oliver, presently residing at c/o Moran's Rest Home, 1741 State, Route 32, Modena, New York 12548, party of the first part, and Michael Acevedo, presently residing at 73 Carpenter Avenue, Newburgh, New York 12550, party of the second part, WITNESSETH, that the party of the first part, in consideration of------TEN--paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever, ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the SEE SCHEDULE "A" ANNEXED HERETO. TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof, TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever. AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid. AND the party of the first part, in compliance with Section 13 of the Lien Law, coveriants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" when ever the sense of this indenture so requires. IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written. IN PRESENCE OF: WILLIAM R. OLIVER

Standard N.Y.B.T.U. Form 8002 - Bargain and Sale Deed, with Covenant against Grantor's Acts - Uniform Acknowledgment Form 3290

TO BE USED ONLY WHEN THE ACKNOWLEDGMENT IS MADE IN NEW YORK STATE

•		
State of New York, County of ORANGE ss:	State of New York, County of	ss:
On the Coday of July in the year 2006 before me, the undersigned, personally appeared	On the day of in before me, the undersigned, personally app	the year
william R. Oliver personally known to me or proved to me on the bas satisfactory evidence to be the individual(s) whose name (are) subscribed to the within instrument and acknowled; me that he/she/they executed the same in his/he capacity(ies), and that by his/her/their signature(s) of instrument, the individual(s), or the person upon table of the individual(s) acted, executed the instrument.	(s) is satisfactory evidence to be the individual ed to (are) subscribed to the within instrument extends the set of the that he/she/they executed the set the capacity(les), and that by his/her/their which instrument, the individual(s), or the person the individual(s) acted, executed the instrument.	s) whose name(s) is and acknowledged to ame in his/her/their signature(s) on the upon behalf of which ment.
(signature and office of individual taking acknowledgen (ARY A. GALATI) Notary Public, Strte of Rev York Certified in Orange County Commission Expires Oct. 31, 13		
TO BE USED ONLY WHEN THE ACKNO	<u>WLEDGMENT IS MADE OUTSIDE NEW YORK ST</u>	TATE
State (or District of Columbia, Territory, or Foreign Country	of _	ss:
On the day of in	ne year before me, the undersigned,	personally appeared
personally known to me or proved to me on the basis of subscribed to the within instrument and acknowledged to that by his/her/their signature(s) on the instrument, the inexecuted the instrument, and that such individual made au (insert the City or other political subdivision)	ne that he/she/they executed the same in his/her/th dividual(s), or the person upon behalf of which th	eir capacity(ies), and e individual(s) acted,
	(signature and office of individual ta	king acknowledgment)
	•	
	•	
	•	
BARGAIN AND SALE DEED	SECTION	
WITH COVENANT AGAINST GRANTOR'S ACTS	BLOCK LOT	
Title No.	COUNTY OR TOWN	
Characteristic and Characteristic Ch	STREET ADDRESS	
WILLIAM R. OLIVER		
TO MICHAEL ACEVEDO	Recorded at:Requ COMMONWEALTH LAND TITLE IN	
	. RETURN BY MAIL	.TO:
STANDARD FORM OF NEW YORK BOARD OF TITLE UNDERWRITERS	Michael Acevedo	
Distributed by	735Carpenter Avenue	12550
Commonwealth	Newburgh, New York	. 12550
а Гандаменіса сомрану		
COMMONWEALTH LAND TITLE INSURANCE COMPANY	SUCAL	
, , , , , , , , , , , , , , , , , , ,		
THIS SPACE FOR USE OF RECORDING OFFICE	Recorded at their eque Kar-Vin Abstract Co New Windsor NY 12 (845) 562-2622 FAX 565	rp. 553
THIS SPACE F		

Schedule A Description

ALL that certain lot, piece or parcel of land, situate, lying and being in the Town of Newburgh, in the County of Orange and State of New York, is bounded and described as follows:

KNOWN and designated as Lot 1 on a certain map entitled "Subdivision of Lands for Marie V. Oliver", prepared by Patrick T. Kennedy, L.S., dated 5/12/89 and filed in the Orange County Clerk's Office on 4/21/92, as Filed Map #84-92.

TOGETHER WITH AND SUBJECT TO covenants, easements, restrictions and agreements of record, if any.

BEING and intended to be the same premises as conveyed by Robert Williams and Alice Williams to William R. Oliver and Marie V. Oliver by Deed dated May 30, 1989 and recorded in the Orange County Clerk's Office on May 31, 1989 in Liber 3/1/8/8 of Deeds at page 43. The said Marie V. Oliver having died a resident of Orange County on March 15, 1993 and having left surviving her, her son, William R. Oiliver, the Grantor, herein.

B 12×14



Orange County Department of Planning Submittal Form for Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-I,m, & n



Steven M. Neuhaus County Executive I his form is to be completed by the local board having jurisdiction. Submittals from applicants will not be accepted unless coordinated with both the local board having jurisdiction and the County Department of Planning.

Please include all materials that are part of a "full statement" as defined by NYS GML §239-m (i.e. "all materials required by and submitted to the referring body as an application on a proposed action").

		in a proposition in the second			
Municipality:	Town of Newburgh	Tax Map #: 2-2-8.11			
Local Referring Board:	Zoning Board of Appeals	Tax Map #:			
Applicant:	Michael Acevedo	Tax Map #:			
Project Name:		Local File No.: 2340 - /3			
Location of Project Site	954 Route 32	Size of Parcel*: ,945 a.crus			
	WALLKILL NY 12589	*If more than one parcel, please include			
Reason for County Review:	N County Route 32	Current Zoning District (include any overlays):			
Type of Review: ☐ Comprehensive F ☐ Zoning Amendme					
	Ordinance Modification (cite section):				
☐ Local Law ☐ Site Plan					
	Sq. feet proposed (non-residential only):				
☐ Subdivișion	Number of lots proposed:	ETCH / PRELIM / FINAL (circle one)			
☐ Special Use Perm	Which approval is the applicant currently cooking?	ETCH / PRELIM / FINAL (circle one)			
☐ Lot Line Change					
Ø Variance (AREA) USE (circle one) (3) PRIORBUILT	FOWI PENS			
Li Otner	max amount accessore on	ilde			
Is this an update to a pro	eviously submitted referral? YES / NO (dircle one)	0			
Local board comments or elaboration:					
or olaboration.					
- Un		hairperson ling Board of Appeals			
Signature	of local official Date	Title			
Municipal Contact Phone	Municipal Contact Phone Number: 845-566-4901				
If you would like the app	licant to be cc'd on this letter, please provide the applicant	s address			
	. Process provide the applicant				
Discourable - I					

Please return, along with full statement, to: Orange County Dept. of Planning 124 Main St.Goshen, NY 10924 Question or comments, call: 845-615-3840 or email: planning@orangecountygov.com



AREA

TOWN OF NEWBURGH

. Crossroads of the Northeast_

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD Newburgh, New York 12550

APPLICATION

OFFICE C (84

/1 X X X O 1 (/ /
DATED:	7/0///

OF ZONING BOARD 45) 566-4901	DATED: 5/8/14
TO: THE ZONING BOARD OF APPEALS THE TOWN OF NEWBURGH, NEW YO	ORK 12550
I(WE) Michael Acared	PRESENTLY
RESIDING AT NUMBER 954 RT	32 wall 11 N7.
TELEPHONE NUMBER 914-755	-2652
HEREBY MAKE APPLICATION TO THE ZO THE FOLLOWING:	NING BOARD OF APPEALS FOR
A USE V	ARIANCE
AN ARE	A VARIANCE
INTERP	RETATION OF THE ORDINANCE
SPECIA	L PERMIT
1. LOCATION OF THE PROPERTY:	
Z-Z- 8.1/8 (TA	AX MAP DESIGNATION)
954 RT 38 (ST	REET ADDRESS)
\mathbb{Z}/\mathcal{R} (ZC	ONING DISTRICT)
2. PROVISION OF THE ZONING LAW SECTION AND SUBSECTION OF THE NUMBER; DO NOT QUOTE THE LA	E ZONING LAW APPLICABLE BY



TOWN OF NEW BURGH Crossroads of the Northeast

		ZONING BOARD OF APPEALS
	av.	OLD TOWN HALL
V 1	ORY	308 Gardnertown Road Newburgh, New York 12550
3.	IF VAI	RIANCE TO THE ZONING LAW IS REQUESTED:
	۵)	APPEAL IS MADE FROM DISAPPROVAL BY THE TOWN BUILDING
	a)	INSPECTOR OR BUILDING PERMIT APPLICATION. SEE
		ACCOMPANYING NOTICE DATED: 2/14/13
	1 \	OR DENIAL (REPERD AL) BY THE DIAMBING DOADD OF THE TOWN OF
	۵) ا	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE
		ACCOMPANYING NOTICE DATED: 2/19/63
1	DESC	RIPTION OF VARIANCE SOUGHT: TO FOOD Sheds
4.	DESC:	1' CA
	Tol	19/1009 A) 192 Sq FT B) 168 Sq FT C) 96 5g FT Today 456 Sq 5
5	TE A I	SE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZONING
٥.	LAW	WOULD PRODUCE UNNECESSARY HARDSHIP IN THAT:
	a)	UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT IS DEPRIVED OF ALL ECONOMIC USE OR BENEFIT FROM THE
		PROPERTY IN OUESTION BECAUSE:
		US OF 9 LOT Which is All shale
		ANA CAN USC.
		(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAL
		EVIDENCE ESTABLISHING SUCH DEPRIVATION)
	b)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A
		SUBSTANTIAL PORTION OF THE DISTRICT OR NEIGHBORHOOD BECAUSE:
		my Neighbors Have Sheds And
b '		Chicken S
	c).	THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF
	/	THE NEIGHBORHOOD BECAUSE:
		my same as Above-



TOWN OF NEW BURGH Crossroads of the Northeast _____

ZONING BOARD OF APPEALS OLD TOWN HALL 308 GARDNERTOWN ROAD Newburgh, New York 12550

	d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE: Nad No Joeg I coulder Borld a Sted
6.	IF AN	AREA VARIANCE IS REQUESTED:
	a) T	THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHANGE IN THE CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO NEARBY PROPERTIES BECAUSE: A regay There And Don't Look & Like the fallen Barr Next to My Hause
	b)	THE BENEFIT SOUGHT BY THE APPLICANT CAN NOT BE ACHIEVED BY SOME METHOD, FEASIBLE FOR THE APPLICANT TO PURSUE, OTHER THAN AN AREA VARIANCE, BECAUSE:
	c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:
8,	d)	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: EVERY ONE LOS Q Shed of I
	e)	THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:



TOWN OF NEWBURGH

_Crossroads of the Northeast _____

ZONING BOARD OF APPEALS
OLD TOWN HALL

308 GARDNERTOWN ROAD Newburgh, New York 12550

7. ADDITIONAL REASON	S (IF PERTINENT):
	PETITIONER (S) SIGNATURE
STATE OF NEW YORK: COUN	NTY OF ORANGE:
SWORN TO THIS 11th	DAY OF June 20 14
	Karen Kopneck
	NOTARY PUBLIC

KAREN KOPIECKI
Notary Public, State of New York
Qualified In Orange County
01KO6213091
Commission Expires November 2, 20

NOTE: NYS GML Section 239-m (3) for proposed actions that are within 500 feet of the properties or thresholds listed in the statute the Zoning Board of Appeals is required to send a copy of the complete application to the Orange County Department of Planning to be reviewed prior to Zoning Board of Appeals decision. And also NYS GML Section 239-NN requires notification for any proposed actions, to the Municipal Clerk, within 500 feet of the Border of that adjoining County, Town or City.

(NOTE: BOARD MEMBERS MAKE SITE VISITS TO ALL THE PROPERTIES)

617.20 Appendix B Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information				
Name of Action or Project:				
Area variance				
Project Location (describe, and attach a location map):			7 -	
Brief Description of Proposed Action:		,	min P. S. may	
teep Shed S				
				·
N. C. Ameliaant or Spansor:	Telepl	none: 9/4-755-2	652	
Name of Applicant or Sponsor: Mychael Acore & Address: Cappanter Acore City/PO: BG.	E-Mai			
Address: 2 Cappenter Acol				
City/PO: MS6		State:	Zip Code	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance,			NO	YES
administrative rule, or regulation?	the env	rironmental resources th	nat	
way he effected in the municipality and proceed to Part 2. If no, continuote	quo		NO	YES
2. Does the proposed action require a permit, approval or funding from any	other g	Overnmental rigoroy:	1,0	
If Yes, list agency(s) name and permit or approval:				
3.a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		acresacres		
4. Check all land uses that occur on, adjoining and near the proposed action	n.			
☐ Urban ☐ Rural (non-agriculture) ☐ industrial ☐ Com		1 Residential (suburt		
Forest Agriculture Aquatic Other	r (specif	y):		
□ Parkland				

5. Is the proposed action, a. A permitted use under the zoning regulations?	. NO	YES	N/A
b. Consistent with the adopted comprehensive plan?			
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Ai	rea?	NO	YES
If Yes, identify:			
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?		\ <u></u>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed ac	tion?		
9. Does the proposed action meet or exceed the state energy code requirements?	.10111	NO	YES
If the proposed action will exceed requirements, describe design features and technologies:	··-	\	1123
10 W'll d		\ \ \	*/70.0
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?		NO	YES
b. Is the proposed action located in an archeological sensitive area?			
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	n	NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:			
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check a ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successi ☐ Wetland ☐ Urban ☐ Suburban		\l ipply:	
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed		NO	YES
by the State or Federal government as threatened or endangered?		1	
16. Is the project site located in the 100 year flood plain?		NÒ	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties? □ NO □ YES			
a. This storing was a distribution of the storing of the storing was a storing of the storing was a storing of the storing was a	.a)?	(
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drain If Yes, briefly describe:	·S)?		

18. Does the proposed action include construction or other activities that result in the impoundment of	NO	YES
water or other liquids (e.g. retention pond, waste lagoon, dam)?		
If Yes, explain purpose and size:		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed	NO	YES
solid waste management facility?		
If Yes, describe:		
	ļ	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste?		
If Yes, describe:		
	\	
TO A STATE OF THE LOCAL PARTY AND A COUNTY AND THE TO THE	DECT O	DE MANY
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE	BEST U	T WIX
KNOWLEDGE HARRY	14	
Applicant/sponsor hames Charles Date: 6/17/	<u> </u>	
Signature:	,	
1011		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	1	
2.	Will the proposed action result in a change in the use or intensity of use of land?		
3.	Will the proposed action impair the character or quality of the existing community?		
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7.	•Will the proposed action impact existing: a. public / private water supplies?		
	b. public / private wastewater treatment utilities?		
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	1	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage		
problems? 11. Will the proposed action create a hazard to environmental resources or human health?		

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency

Date

Print or Type Name of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

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Orange County Department of Planning Submittal Form for Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-I,m, & n

Referral ID#: (County use only)

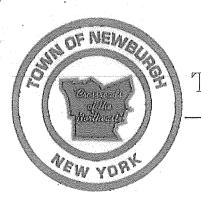
Steven M. Neuhaus County Executive

I his form is to be completed by the local board having jurisdiction. Submittals from applicants will not be accepted unless coordinated with both the local board having jurisdiction and the County Department of Planning.

Please include all materials that are part of a "full statement" as defined by NYS GML §239-m (i.e. "all materials required by and submitted to the referring body as an application on a proposed action").

Municipality:	Town of Newburgh	Tax Map #: 2-2-8.11				
Local Referring Board:	Zoning Board of Appeals	Tax Map #:				
Applicant:	Michael Acevedo	Tax Map #:				
Project Name:		Local File No.: 2340 - 13				
Location of Project Site	954 Route 32	Size of Parcel*: ,945 acres				
	WALKIL NY 12589	*If more than one parcel, please include				
Reason for County Review: ON County Route 32 Sum of all parce District (include any overlays): R/R						
Type of Review:	Non-Hadete/Adams					
☐ Comprehensive F☐ Zoning Amendme						
*	Zoning District Change fromto					
	Ordinance Modification (cite section):					
☐ Local Law						
☐ Site Plan	Sq. feet proposed (non-residential only):					
	Which approval is the applicant currently seeking? SKI	TCH / PRELIM / FINAL (circle one)				
☐ Subdivision Number of lots proposed:						
Consolal Hard Danie	Which approval is the applicant currently seeking? SKI	ETCH / PRELIM / FINAL (circle one)				
☐ Special Use Perm ☐ Lot Line Change						
	ADEA / HOE / IIII / DO OO OO OO					
Other	AREA) USE (circle one) (3) PRIORBUILT max amount accessore on					
1 .	eviously submitted referral? YES / NO (dircle one)	ilde				
Local board comments	orrodaly data interior (Encle One)					
or elaboration:						
		. Constitution of the cons				
Up.		hairperson				
- Colle	Des lardone 6/17/14 zon	ing Board of Appeals				
Signature	of local official Date	Title				
Municipal Contact Phon	e Number:845-566-4901					
If you would like the app	licant to be cc'd on this letter, please provide the applicant	s address:				
Please return, alon	g with full statement, to: Orange County Dept. of Planning	124 Main St.Goshen, NY 10924				
Questio	n or commonic call. Off Off Code					

Question or comments, call: 845-615-3840 or email: planning@orangecountygov.com





TOWN OF NEWBURGH

. Crossroads of the Northeast .

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD Newburgh, New York 12550

APPLICATION

OFFICE OF ZONING BOARD (845) 566-4901

	0/14	
DATED:	5/8/17	

TO:	THE ZONING BOARD OF APPEALS
	THE TOWN OF NEWBURGH, NEW YORK 12550

TO: THE ZONING BOARD OF APPEALS THE TOWN OF NEWBURGH, NEW YORK 12550
I(WE) Michae Acasedo PRESENTLY
RESIDING AT NUMBER 954 RT 32 Uas [KI] NY.
TELEPHONE NUMBER 914 > 55-2652
HEREBY MAKE APPLICATION TO THE ZONING BOARD OF APPEALS FOR THE FOLLOWING:
A USE VARIANCE
AN AREA VARIANCE
INTERPRETATION OF THE ORDINANCE
SPECIAL PERMIT
1. LOCATION OF THE PROPERTY:
2-2-8.1/ (TAX MAP DESIGNATION)
959 RT 32. (STREET ADDRESS)
\mathbb{Z}/\mathbb{R} (ZONING DISTRICT)
2. PROVISION OF THE ZONING LAW APPLICABLE, (INDICATE THE SECTION AND SUBSECTION OF THE ZONING LAW APPLICABLE BY
NUMBER; DO NOT QUOTE THE LAW)



TOWN OF NEW BURGH Crossroads of the Northeast

2550	T //	ZONING BOARD OF APPEALS
) \ 	ORIL	OLD TOWN HALL 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550
3.	IF VA	RIANCE TO THE ZONING LAW IS REQUESTED:
	a)	APPEAL IS MADE FROM DISAPPROVAL BY THE TOWN BUILDING INSPECTOR OR BUILDING PERMIT APPLICATION. SEE ACCOMPANYING NOTICE DATED: 2/14/13
	b) ,	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED: 2/14/63
4	DESC	RIPTION OF VARIANCE SOUGHT: TO FOOD Shods
•	To	9/109 (A) 192 5= FT (B) 168 59 FT (C) 96 59 FT To fy 456 59 5
5.	LAW	UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT IS DEPRIVED OF ALL ECONOMIC USE OR BENEFIT FROM THE PROPERTY IN QUESTION BECAUSE: US OF 9 LOT Which is All Shale Property USE OF 9 LOT Which is All Shale
		(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAL EVIDENCE ESTABLISHING SUCH DEPRIVATION)
·	b)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTANTIAL PORTION OF THE DISTRICT OR NEIGHBORHOOD BECAUSE: MY NEIGHBORS Have Sheds AND Chickers S
	₍ c)	THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF THE NEIGHBORHOOD BECAUSE: SAME AS A COC-



TOWN OF NEWBURGH

_Crossroads of the Northeast _____

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550

	d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE: NOT THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE: NOT THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:
).	IF AN	AREA VARIANCE IS REQUESTED:
	a)	THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHANGE IN THE CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO NEARBY PROPERTIES BECAUSE: ALTERIAN BATT LOOK & Like The FAILEN BATT LOOK & Like The FAILEN BATT TO MY HOUSE
	b)	THE BENEFIT SOUGHT BY THE APPLICANT CAN NOT BE ACHIEVED BY SOME METHOD, FEASIBLE FOR THE APPLICANT TO PURSUE, OTHER THAN AN AREA VARIANCE, BECAUSE:
	c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:
e,	d)	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OF IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: Every one los of J
	e)	THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:



TOWN OF NEWBURGH

_Crossroads of the Northeast _____

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550

/. ADDITIONAL REASONS (IF PERTINENT):
MATO
PETIŤIONER (S) SIGNATURE
STATE OF NEW YORK: COUNTY OF ORANGE:
SWORN TO THIS 11th DAY OF June 20 14
How Kapieki
NOTÁRY PUBLIC

CONTRACT DE AGONIG (IE DED TINIENT).

KAREN KOPIECKI
Notary Public, State of New York
Qualified In Orange County
01KO6213091
Commission Expires November 2, 20___/

NOTE: NYS GML Section 239-m (3) for proposed actions that are within 500 feet of the properties or thresholds listed in the statute the Zoning Board of Appeals is required to send a copy of the complete application to the Orange County Department of Planning to be reviewed prior to Zoning Board of Appeals decision. And also NYS GML Section 239-NN requires notification for any proposed actions, to the Municipal Clerk, within 500 feet of the Border of that adjoining County, Town or City.

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Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Arc 1		· ·	
Brief Description of Proposed Action: Lee P Shed S		at 1986 m.	
Name of Applicant or Sponsor: Mychael Acove oc	Telephone: 9(4-755-26: E-Mail:	52 	
Address: 73 Capposter Acel City/PO: NBG.	State: Zi	p Code:	5/0
Does the proposed action only involve the legislative adoption of a plan, leadministrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and may be affected in the municipality and proceed to Part 2. If no, continue to	the environmental resources that o question 2.	NO	YES
2. Does the proposed action require a permit, approval or funding from any If Yes, list agency(s) name and permit or approval:	other governmental Agency?	NO	YES
3.a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	acresacresacresacres		
4. Check all land uses that occur on, adjoining and near the proposed action ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Comm ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other ☐ Parkland	n. mercial & Residential (suburban r (specify):		

5. Is the proposed action,		NO	YES	N/A
a. A permitted use under the zoning regulations?				
b. Consistent with the adopted comprehensive plan?				
6. Is the proposed action consistent with the predominant character of the exis	sting built or natural		NO	YES
landscape?			\	
7. Is the site of the proposed action located in, or does it adjoin, a state listed of the Yes, identify:		rea?	NO	YES
11 ros, identity.		~~~~~		
8. a. Will the proposed action result in a substantial increase in traffic above	present levels?		NO	YES
b. Are public transportation service(s) available at or near the site of the pr	roposed action?			
c. Are any pedestrian accommodations or bicycle routes available on or ne	ear site of the proposed ac	tion?		
9. Does the proposed action meet or exceed the state energy code requirement			NO	YES
If the proposed action will exceed requirements, describe design features and to			\	
10. Will the proposed action connect to an existing public/private water suppl	ly?		NO	YES
If No, describe method for providing potable water:				
11. Will the proposed action connect to existing wastewater utilities?			NÒ	YES
If No, describe method for providing wastewater treatment:			,	
11 140, describe method for providing wastewater treatment.			\	
12. a. Does the site contain a structure that is listed on either the State or National Control of the State of National Control	onal Register of Historic		NO	YES
Places?				
b. Is the proposed action located in an archeological sensitive area?				
13. a. Does any portion of the site of the proposed action, or lands adjoining the	ne proposed action, contain	n	NO	YES
wetlands or other waterbodies regulated by a federal, state or local agen				
 b. Would the proposed action physically alter, or encroach into, any existing If Yes, identify the wetland or waterbody and extent of alterations in square features. 	ng wetland or waterbody?			
If Yes, identify the wetland of waterbody and extent of anterations in square to	, or or acros.		1	
14. Identify the typical habitat types that occur on, or are likely to be found or	n the project site. Check	all that	apply:	
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands	☐ Early mid-success	ional		
☐ Wetland ☐ Urban ☐ Suburban	-idlabitate listed		NO	YES
15. Does the site of the proposed action contain any species of animal, or asso by the State or Federal government as threatened or endangered?	ociated nabitals, listed		1	1 11/5
			NO	YES
16. Is the project site located in the 100 year flood plain?			INO .	ILS
17. Will the proposed action create storm water discharge, either from point o	or non-point sources?		NO	YES
If Yes,			1	
a. Will storm water discharges flow to adjacent properties?	□ NO □ YES			
b. Will storm water discharges be directed to established conveyance system	ms (runoff and storm drain	ns)?		
If Yes, briefly describe:	□ NO □ YES			
			1	1

18. Does the proposed action include construction or other activities that result in the impoundment of	NO	YES
water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size:		
11 Too, oxpidin purpose and size.		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	\	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:	\	
	\	
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE	BEST O	FMY
Applicant/sponsor named Michael Acade Date: 6/17/1	rU	
Applicant/sponsor paper 112 CV Date: 6/1/		
Signature:		

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	1	
2.	Will the proposed action result in a change in the use or intensity of use of land?		
3.	Will the proposed action impair the character or quality of the existing community?		
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7.	•Will the proposed action impact existing: a. public / private water supplies?		
	b. public / private wastewater treatment utilities?		
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	1	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		

	No, or small impact	Moderate to large impact
in Consider flooding or drainage	may occur	occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?	4.2 Fore	

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency

Date

Title of Responsible Officer

Signature of Responsible Officer

Signature of Preparer (if different from Responsible Officer)

Michael Heturau SHEET NO NEWBURGH, NEW YORK 12550 SCALE_ YY" > / FOOT 8x12 shed

