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

DATED: <u>9-77-13</u>

1

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

I (WE) STEVEN + RITA ALEXANDER PRESENTLY

RESIDING AT NUMBER 7 MANZO RD NEWBURGH 12550

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:

7 MANZO R.D.	(TAX MAP DESIGNATION)
7-1-27	(STREET ADDRESS)
A-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 PROVISION OF THE ZONING LAW APPLICABLE, (INDICATE THE SECTION AND SUBSECTION OF THE ZONING LAW APPLICABLE BY NUMBER; DO NOT QUOTE THE LAW).
1) / 85-15-15
2) / 85-15-14-4
3) / BULK TABLE SCHEDULE 2

3. IF VARIANCE 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: 9-10-2013
- b) OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED:
- 4. DESCRIPTION OF VARIANCE SOUGHT: CONSTRUCT A 64'X26'

SINGLE STORY POSTFRAME GARAGE OVER EXISTING GARAGE FOUNDATION AND SLAB

- 5. IF A USE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZONING 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 QUESTION BECAUSE:

(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:

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c) THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF THE NEIGHBORHOOD BECAUSE: d) THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:

6. 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: IT IS ON EXISTING GARAGE FOUNDATION + SLAB LOCATED) SODFT EROM MEAREST ROAD RND 15 NOT VISIBLE. BOTH HOUSE AND GARAGE ARE MORE THAN 500 FT. FROM MERRITT LN AND 760'FROM THE b) THE BENEFIT SOUGHT BY THE APPLICANT CAN NOT BE PROPERTY LINE ACHIEVED BY SOME METHOD, FEASIBLE FOR THE APPLICANT TO THE SOUT TO PURSUE, OTHER THAN AN AREA VARIANCE, BECAUSE: THERE IS THO GARAGE ON THE PROPERTY THERE IS NO STORAGE SHED FOR GARDEN TOOLS AND RELATED ITEMS WE OWN I CAR AND LEASE & CARS. WE MAY PURCHASE SMALL LAWN MAINTENANCE EQUIPMENT. c) THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL **BECAUSE:** THERE WAS A GARAGE ON THIS EXACT SITE FROM 1958 TO 2010 AT WHICH TIME IT COLLAPSED FROM HEAVY SNOW AND WAS REMOVED d) THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: STANDARD BUILDING MATERIALS WILL BE USEN NO HAZARDOUS MATERIALS WILL BE STOREN IT WILL NOT BLOCK AANY VIEWS NOR OBSTRUCT ANY WATERWAY OR TRAFFIC e) THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE: THE HOME SITE DOES NOT HAVE A GARAGE OLD BARAGE COLLAPSED OF MATURAL CAUSES

7. ADDITIONAL REASONS (IF PERTINENT):

PETITIONER (Š) SIGNATURE

STATE OF NEW YORK: COUNTY OF ORANGE:

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.

617.20 Appendix C State Environmental Quality Review SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)
1. APPLICANT/SPONSOR (O.W.VERS) 2. PROJECT NAME
STEVEN + RITA ALEXANDER BUILD GARAGE ON EXISTING FOUNDATION
3. PROJECT LOCATION:
Municipality TOWN OF NEWIZLIX64 County ORANGE
4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
7-MANZORD 8827-1-27
NEWBURGH NY 12550
5. PROPOSED ACTION IS:
6. DESCRIBE PROJECT BRIEFLY: CONSTRUCT A 64 ×76 SINGLE STORY POST-FRAME
GARAGE OVER EXISTING GARAGE FOUNDATION AND SLAPS
7. AMOUNT OF LAND AFFECTED: Initially <u>26.7</u> acres Ultimately <u>26.7</u> acres
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? Residential Industrial Commercial Agriculture Park/Forest/Open Space Other Describe: AIPPLE/FRUIT ORCHARDS IN VICINITY PRIMARY SITE IS MY PRIMARY RESIDENCE
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)? Yes No If Yes, list agency(s) name and permit/approvals:
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL? Yes Yes No If Yes, list agency(s) name and permit/approvals:
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMITIAPPROVAL REQUIRE MODIFICATION?
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE Applicant/sponsorname: DIEVEN R. HLEXANDER Date: 9-71-73
Signature:
If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment
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	C2.	Aesth	etic,	agricult	ural, a	irchae	ological	l, histo	ric, or	other	. natura	al or cu	ultural r	esouro	ces; or	comm	nunity o	r neigh	borhoo	od cha	iracte	er? Exp	lain brie	əfly:
	C3.	Vege	ation	or faun	a, fisl	n, shel	fish or	wildlife	e speci	ies, si	ignifica	ant hat	pitats, o	r threa	atened	or end	danger	ed spec	cies? E	Explain	n brie	fly:		
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	C5.	Grow	h, sı	bseque	nt de	velopn	ient, or	relate	d activ	ities l	likely to	o be in	duced	by the	propos	sed ac	ction? E	Explain	briefly:	:				
	C6.	Long	term,	short te	erm, c	umula	tive, or	other	effects	s not i	identifie	ed in C	C1-C5?	Expl	lain brie	efly:								
	C7.	Other	impa	acts (inc	ludin	g chan	ges in t	use of	either	quant	tity or t	type of	fenergy	/)? Ex	kplain þ	oriefly:								
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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 LOT & I AnnT. LICATO and BLOCK SECTION unda J. Manzo **RECORD AND RETURN TO:** (name and address) that & Steven alexander 43 manyetta Count Ruta & Ster SUDSSET NUITAI THIS IS PAGE ONE OF THE RECORDING ATTACH THIS SHEET TO THE FIRST PAGE OF EACH **RECORDED INSTRUMENT ONLY** DO NOT WRITE BELOW THIS LINE INSTRUMENT TYPE: DEED OTHER PROPERTY LOCATION NO.PAGES _____CROSS REF. 2089 BLOOMING GROVE (TN) 4289 MONTGOMERY (TN) WASHINGTONVILLE (VLG) CERT.COPY___ADD'L X-REF. MAYBROOK (VLG) 4201 2001 MONTGOMERY (VLG) MAP# PGS. 2289 CHESTER (TN) 4203 WALDEN (VLG) 2201 CHESTER (VLG) 4205 PAYMENT TYPE: CHECK 2489 CORNWALL (TN) 4489 MOUNT HOPE (TN) CASH **OTISVILLE (VLG)** 2401 CORNWALL (VLG) 4401 4600 NEWBURGH (TN) 2600 CRAWFORD (TN) CHARGE NO FEE 2800 DEERPARK (TN) 4800 NEW WINDSOR (TN) 5089 TUXEDO (TN) 3089 GOSHEN (TN) CONSIDERATION \$ 300,500 GOSHEN (VLG) TUXEDO PARK (VLG) 3001 5001 TAX EXEMPT 5200 WALLKILL (TN) 3003 FLORIDA (VLG) 5489 WARWICK (TN) CHESTER (VLG) 3005 MORTGAGE AMT. \$ 3200 GREENVILLE (TN) FLORIDA (VLG) 5401 3489 HAMPTONBURGH (TN) 5403 **GREENWOOD LAKE (VLG)** DATE WARWICK (VLG) MAYBROOK (VLG) 5405 3401 MORTGAGE TAX TYPE: 3689 HIGHLANDS (TN) 5600 WAWAYANDA (TN) (A) COMMERCIAL/FULL 1% 5889 WOODBURY (TN) HIGHLAND FALLS (VLG) 3601 (B) 1 OR 2 FAMILY 3889 MINISINK (TN) 5801 HARRIMAN (VLG) (C) UNDER \$10,000 **UNIONVILLE (VLG)** 3801 (E) EXEMPT CITIES 4089 MONROE (TN) (F) 3 TO 6 UNITS MIDDLETOWN 4001 MONROE (VLG) 0900 NEWBURGH (I) NAT.PERSON/CR. UNION HARRIMAN (VLG) 1100 4003 (J) NAT.PER-CR.UN/1 OR 2 PORT JERVIS KIRYAS JOEL (VLG) 1300 . 4005 (K) CONDO HOLD 9999 All State Abstract **RECEIVED FROM: DONNA L. BENSON ORANGE COUNTY CLERK** RECORDED/FILED 06/09/2011/ 16:13:48 DONNA L. BENSON County Clerk ORANGE COUNTY, NY FILE#20110054261 DEED R / BK 13186PG 0394 RECORDING FEES 190.00 TTX# 005665 T TAX 1,202.00 Receipt#1323787 alicev

Bargain & Sale with Covenant Against Granton

11-in- 1/1

THIS INDENTURE

MADE the <u>5</u>^T day of May, Two Thousand Eleven between ANN T. LICATA, residing at 151 Petaluma Blvd. S, Apt. 227, Petaluma, CA and LINDA J. MANZO, residing at 179 Jenni Jill Drive, Warrensburg, NY, parties of the first part, and RITA ALEXANDER and STEVEN ALEXANDER, residing at 43 Maryetta Court, Syosset, NY, parties of the second part: NAS HUSBAND AND WIFE

82858

WITNESSETH:

That the parties of the first part, in consideration of ten and 00/100 (\$10.00) dollars lawful money of the United States, AND OTHER GOOD AND VALUABLE CONSIDERATION paid by the party of the second part, does hereby grant and release unto the parties of the second part, successors and assigns forever,

(Premises described in Schedule A annexed hereto and made a part hereof)

TOGETHER with all right, title and interest, if any, of the parties of the first part in an 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 parties of the first part in and to the said premises,

TO HAVE AND TO HOLD the premises herein granted unto the parties of the second part, their heirs, successors and assigns forever.

AND the said parties of the first part covenants that she has not done or suffered anything whereby the said premises have been encumbered in any way whatever.

AND the parties of the first part, in compliance with Section 13 of the Lien Law, covenants as follows: The parties 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 that they will apply 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.

IN WITNESS WHEREOF, the parties of the first part have hereunto set hand and seal the day and year first above written.

Ann T. Licata Ann T. Licata Kinda J. Manzo Linda J. Manzo

ACKNOWLEDGEMENT

STATE OF CALIFORNIA)

SS:

COUNTY OF Sonomy)

On the <u>5</u> day of May in the year 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared **Ann T. Licata** personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument executed the instrument.



Notary Public

Notary Public

STATE OF NEW YORK

SS:

COUNTY OF ORANGE

On the day of April In the year 2011, before me, the undersigned, a Notary Public in and for said State, personally appeared Linda J. Manzo personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument executed the instrument.

Notary Public

STEWART P. GLENN Notary Public, State of New York No. 01GL4508660 Qualified in Ulster County My Commission Expires December 34, 2013

ALL STATE ABSTRACT CORP.

Title No. STO82858-152M

SCHEDULE A

ALL that tract or parcel of land, with the buildings and improvements erected thereon, situate in the Town of Newburgh, the County of Orange and the State of New York, being more particularly described as follows:

BEGINNING at a point marked by an iron pipe located on the Sutherly side of an existing right of way, which runs from the parcel herein described to the public road known as Merritt Lane, said point marks a common corner of the lands now or formerly Mills (Liber 1101 page 575) and the Southeasterly most corner of the lands now or formerly Romano (Liber 2051 page 638);

RUNNING THENCE along the lands now or formerly Romano and crossing said right of way in a small stream, North 06 degrees 53 minutes 06 seconds East 668.04 feet to a found iron pipe for a corner;

RUNNING THENCE continuing along the lands now or formerly Romano and following the general line of an old stone wall, North 34 degrees 41 minutes 56 seconds East 431.97 feet to a corner in said wall;

RUNNING THENCE still along the lands now or formerly Romano, and following the general line of an old stone wall, North 15 degrees 16 minutes 11 seconds East 766.56 feet to a found iron pipe at the intersection of two stone walls;

RUNNING THENCE along the lands now or formerly Cosman, and following the general line of an old stone wall, South 83 degrees 05 minutes 18 seconds East 903.90 feet to an iron pipe set for a corner;

RUNNING THENCE along the lands now or formerly Johnson (Liber 2235 page 465) and following the general line of an old stone wall, on the following two courses and distances:

1) South 33 degrees 45 minutes West 298.26 feet;

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2) South 35 degrees 54 minutes West 103.87 feet to a found stone monument in said wall:

RUNNING THENCE along the lands now or formerly Breiner and the following the general line of an old stone wall, South 33 degrees 33 minutes 54 seconds West 549.25 feet;

RUNNING THENCE along the lands now or formerly Greiner, and continuing along the lands now or formerly Sigro (Liber 2187 page 882) and partially following the general line of an old stone wall, South 31 degrees 25 minutes 28 seconds West

- continued on next page -

ALL STATE ABSTRACT CORP.

Title No. STO82858-152M

SCHEDULE A (continued)

1104.31 feet to a found iron pipe for a corner;

đ,

RUNNING THENCE along the lands now or formerly Mills and crossing a small stream, North 75 degrees 24 minutes 50 seconds West 329.79 feet to the point or place of BEGINNING.

Containing 26.77 acres.

TOGETHER with a right of way, to be used as a means of ingress and egress, through the lands now or formerly Romano and running along the line of an old stone wall, to the public road known as Merritt Lane;

SUBJECT to a right of way, sixteen feet in width, running parallel with the easterly bounds of the above described parcel.

BEING and intended to be that same premises described in that certain deed dated October 25, 1997, made by Ann T. Licata, as Administratrix of the Estate of Frances G. Manzo, to Ann T. Licata and Michael L. Manzo, Sr. which deed was recorded in the Orange County Clerk's Office on October 31, 1997 in Liber 4656 of Deeds at Page 171, the said Frances G. Manzo having died a resident of Orange County on August 5, 1997 leaving Ann T. Licata and Michael L. Manzo, the said Michael L. Manzo, Sr. having died a resident of Orange County, New York on December 27, 1999 leaving his interest in premises under examination to his widow, Linda J. Manzo.

FOR CONVEYANCING ONLY The policy to be issued under this report will insure the title to such buildings and improvements erected on the premises which by law constitute real property.

TOGETHER with all the right, title and interest of the party of the first part, of, in and to the land lying in the street in front of and adjoining said premises.



TOWN OF NEWBURGH

~Crossroads of the Northeast~

CODE COMPLIANCE DEPARTMENT 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550

2381-13

TELEPHONE 845-564-7801 FAX LINE 845-564-7802

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

Date: 09/10/2013

Application No. 13-0864

To: STEVEN ALEXANDER 7 MANZO ROAD NEWBURGH, NY 12550

SBL: 7-1-27 ADDRESS:7 Manzo Rd

ZONE: A-R

PLEASE TAKE NOTICE that your application dated 09/06/2013 for permit to CONSTRUCT A 64' x 26' SINGLE STORY POST-FRAME GARAGE OVER EXISTING GARAGE FOUNDATION AND SLAB. the premises located at 7 Manzo Rd is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code Sections

1) 185-15-B Shall not project closer to the fronting street than the main structure.

2) 185-15-A-4 Maximum allowed s.f is 1000 s.f.

3) Bulk table schedule 2 allows not more than 4 vehicles.

Joseph Mattina

Cc: Town Clerk & Assessor (500') File

OWNER INFORMATION	and the second se			e Con	
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IAME:	Steven Alexar	nder [.]			
DDRESS:	7	Manzo Rd N	ewburgh NY 1	2550	
ROJECT INFORMATIC	DN:				
YPE OF STRUCTURE:		64' x 2	6' Accessor	y building	
BL: <u>7-1-27</u>	ZONE:		1000100000000000000000		
OWN WATER:	NO	TOW	N SEWER:	N	IO I
	MAXIMUM	EXISTING	PROPOSED	VARIANCE	PERCENTAGE
Square footage	e 1000 s.f.	95 s.f.	1759 s.f.	759 s.f.	75.9%
LOT WIDTH					
LOT DEPTH					
FRONT YARD					
REAR YARD)				
SIDE YARD	,				
MAX. BUILDING HEIGHT					
BUILDING COVERAGE					
SURFACE COVERAGE	1 2 2				
NCREASING DEGREE OF N OR MORE FRONT YARDS ORNER LOT - 185-17-A ACCESSORY STRUCT GREATER THEN 1000 S.F. (RONT YARD - 185-15-A STORAGE OF MORE THEN HEIGHT MAX. 15 FEET - 188 10% MAXIMUM YARD COVE	S FOR THIS PF URE: OR BY FORMI 4 VEHICLES	ROPERTY 	-A-4		YES / YES /
	54' x 26' nole	barn locate	d on an exis	ting slab fou	indation.
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1200	ROE	BROTHERS INC Quotation Package	Contractiveneetiever Naestro Ethnating softwoo Pole Berne, Gaeger & Doola	°6
QUOTATION FOR: Tom Mance 29'2''X64' Pole Barn Cây, State, & Zip Not Provided 800-1592	Υ Γ	CONTACT: Chuck Moore 65 MAPLE AVE FLORIDA, NY 10921 845-651-4025	QUOTATION DATE: ESTIMATE NUMBER: CONSTRUCTION: DIMENSIONS: 26' X	9/5/2013 394 Post Frame 26' X 62' X 10'
 SPECIFICATIONS FOR 28' X 62' X 10' POST FRAME PACKAGE. MATERIAL PACKAGE Pre-Engineered Wood Trusses (5/12 Pitch, 2' O/C) 4.125 x 5.25 Ridigidply 3 Ply Eave Posts (8' O/C) 4.125 x 5.25 Ridigidply 3 Ply Gable Posts (8' O/C) 2 x 12 Treated Skirt Boards (1 Row) 2 x 12 Double Top Girt Truss Cartler 5/6" 4-Ply CDX on Roof White Grandrib 3 Steel Siding Owens Corning Dimensional Oco30Dt Onyx Black Shingle Three Bags of Concrete Mix per Post Hole 	OST FRAME PACKAGE: 12 Pitch, 2' O/C) Posts (8' O/C) Posts (8' O/C)))))))))))))))))))			American
 BOORS & WINDOWS Two 9' X 8' General Openings Two 9' X 8' General Openings One 3' Flush Entry Door Two Generic 3' x 4' Double Hung Windows Two Generic 3' x 4' Double Hung Windows 12" EAVE OVRHG., 0" GABLE OVRHG. W/ VENTED VINYL SOFFIT FASTENERS FASTENERS A 11/2 In. Siding Screws for Steel Wall Panel 1 1/4 In. Generic Coil Roofing for Shingles 4 In. Galv. Pole Barn Nails for Truss Carrier 4 In. Galv. Pole Barn Nails for Truss Carrier 6 A In. Galv. Pole Barn Nails for Truss Carrier 6 A In. Galv. Pole Barn Nails for Truss Carrier 6 A In. Galv. Pole Barn Nails for Truss Carrier 6 A In. Galv. Pole Barn Nails for Truss Carrier 	findows HG. W/ VENTED VINYL SOFFIT all Panel Singles Soard Board			
• DETAILED BUILDING PLANS				Wey fragment Medices Internet in Aussin Construction Association from
Subtotal Tax GRAND TOTAL		Prices are good for 30 days, until 10/5/2013	days, until 10/6/2013	

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5ep 06 2013 9:13AM Roe Brothers Inc. 845-651-4974



