

TOWN OF NEWBURGH

Crossroads of the Northeast

ZONING BOARD OF APPEALS 21 Hudson Valley Professional Plaza Newburgh, NY 12550

Zoning Board of Appeals					
	OCT 2 1 2022				
Town of Newburgh					

OFFICE OF ZONING BOARD

TELEPHONE **845-566-4901** FAX LINE **845-564-7802**

TO: THE ZONING BOARD OF APPEALS

APPLICATION

DATED: 10/21/2022

THE TOWN OF NEWBURGH, NEW YORK 12550				
I(WE) Thomas JLENT SR. PRESENTLY				
RESIDING AT NUMBER 1768 Rote 300				
TELEPHONE NUMBER 845-282 -3590				
HEREBY MAKE APPLICATION TO THE ZONING BOARD OF APPEALS FOR THE FOLLOWING:				
USE VARIANCE				
AREA VARIANCE (S)				
INTERPRETATION OF THE ORDINANCE				
SPECIAL PERMIT				
1. LOCATION OF THE PROPERTY:				
14-1-32 (TAX MAP DESIGNATION)				
1768 Rowle 300 (STREET ADDRESS)				
(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 PROVISION OF THE ZONING LAW APPLICABLE, (INDICATE THE SECTION AND SUBSECTION OF THE ZONING LAW APPLICABLE BY NUMBER; DO NOT QUOTE THE LAW).				

3. IF VA	ARIANCE TO THE ZONING LAW IS REQUESTED:	
a)	APPEAL IS MADE FROM DISAPPROVAL BY THE TOWN BUILDING BUILDING PERMIT APPLICATION. SEE ACCOMPANYING NOTICE 10 /0 5 / 20 22	
b)	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TO OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NO	OWN OF NEWBURGH OTICE DATED:
	CRIPTION OF VARIANCE SOUGHT: AREA VARIANCE	
Nee	ded FOR UPS, TR GARAGE FROM 1,000 SOFT.	to 1500 Sq.FI
5. IF A U	JSE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZO DUCE UNNECESSARY HARDSHIP IN THAT:	ONING LAW WOULD
a)	UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT ALL ECONOMIC USE OR BENEFIT FROM THE PROPERTY IN QU	
	(ATTACH WITH THIS APPLICATION COMPETENT FINANCIA	L EVIDENCE
	(ATTACH WITH THIS APPLICATION COMPETENT FINANCIA ESTABLISHING SUCH DEPRIVATION)	AL EVIDENCE
b)	表现的人类,我们就是一个大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大大	
b)	ESTABLISHING SUCH DEPRIVATION) THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBST	
b)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTOFF THE DISTRICT OR NEIGHBORHOOD BECAUSE: THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACT	ANTIAL PORTION
	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTOFF THE DISTRICT OR NEIGHBORHOOD BECAUSE:	ANTIAL PORTION
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	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTOFF THE DISTRICT OR NEIGHBORHOOD BECAUSE: THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACT	ANTIAL PORTION

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: There is only one neighbor in the Vicinity and he stated he wants me to have a Garage / Building to Look Like his. 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: Thave 4 CARS AND A motospore That needs c) THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE: will not effect the Look or hAVE ANY SIMPACT on the Neighborthood d) THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: IT WILL LOOK And he INLINE With the ROSTOF the NeighborHood e) THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:

7. ADDITIONAL REASONS (IF PERTINENT):
Looking to keep my Vehicles
inside to clear up or make
Neighborhood Look Nice + Tidy
PETITIONER (S) SIGNATURE
STATE OF NEW YORK: COUNTY OF ORANGE:
SWORN TO THIS 24th DAY OF October 20 22
Apllo
NOTARY PUBLIC
ALEJANDRA G CASTILLO Notary Public - State of New York NO. 01CA6304886 DRuce Qualified in Sullivan County My Commission Expires Do. Da - DO2 Lo

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.

(ALL MATERIALS REGARDING THE APPLICATION MUST BE SUBMITTED TO THE ZONING BOARD OFFICE FOR REVIEW NO LATER THAN 13 DAYS PRIOR TO THE HEARING DATE OR THEY MAY NOT BE CONSIDERED THE NIGHT OF THE MEETING).

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

Short Environmental Assessment Form Part 1 - Project Information

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			7
Thomas J Lent SR.			
Name of Action or Project:			-
Name of Action or Project: LENT GARAGE			
Project Location (describe, and attach a location map):			-
1768 Route 300 SBL-14-1-3	2		
Brief Description of Proposed Action:			
30×50 detached garage			
, 0			
			· ·
Name of Applicant or Sponsor: Telephone: 845-282-	350	70	·
Thomas J Lent E-Mail: TL SKAter 1	9691	(A) 6	Ahoo, com
Address:		<u> </u>	
1768 Rt. 300			
	Code:		
	255	50	
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation?	NO	YES	
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that	X		
may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	N)		
2. Does the proposed action require a permit, approval or funding from any other governmental Agency?	NO	YES	
If Yes, list agency(s) name and permit or approval:	X		
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?			
Y			
4. Check all land uses that occur on, adjoining and near the proposed action.			
Urban Rural (non-agriculture) Industrial Commercial Residential (suburban)			
Forest Agriculture Aquatic Other (specify):	***************************************		
Fairigila			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
b. Consistent with the adopted comprehensive plan?	ዙ		\parallel
		LN	1
6. Is the proposed action consistent with the predominant character of the existing builton natural landscape?		NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Are	-02	NO	TVDC
If Yes, identify:	a:	NO	YES
	_	X	
8. a. Will the proposed action result in a substantial increase in traffic above present lewls?		NO	YES
The state of the product to the state of the product to the state of the product to the state of	+	D	
1. 4	T	T	
b. Are public transportation service(s) available at or near the site of the proposed action?		X	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action	n?	X	Ħ
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:	+	NO.	TES
1-7 total total of the state of		X	П
	_		
10. Will the proposed action connect to an existing public/private water supply?	-	NO	XZEIG
10. Will the proposed action connect to an existing public/private water supply?	-	NO	YES
If No, describe method for providing potable water:		M	
11 1 (6) debotto memos for providing position water.		N/	
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
70.37 1 11 11 11 11			
If No, describe method for providing wastewater treatment:	_	X	
	_ '		
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic	7	NO	YES
Places?	17	VI	TT
b. Is the proposed action located in an archeological sensitive area?		4	
		X	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain	1	O	YES
wetlands or other waterbodies regulated by a federal, state or local agency?	1	VI	
L William and American Inches	-		
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:		X	
if ites, identify the welland of waterbody and extent of alterations in square feet of acres:	- - -		
	-		
	-		
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all t	hat app	oly:	
Shoreline Forest Agricultural/grasslands Early mid-successiona	1		
□ Wefland □ Urban 🔀 Suburban			
	78	TO 1.	VEC
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed	1,	VO .	YES
by the State or Federal government as threatened or endangered?		XIII	
16. Is the project site located in the 100 year flood plain?	T)	VQ	YES
p-speed and recommend in the 200 John recom brane.	1	X	CHL
10 Will d	1		
17. Will the proposed action create storm water discharge, either from point or non-point sources?	N	O	YES
If Yes,	1	XII	7
a. Will storm water discharges flow to adjacent properties?	1/2		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?			
The state of the s			
If Yes, briefly describe:			
	-		
	-		

18. Does the proposed action include construction or other activities that result in the inpoundment 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 anactive or closed solid waste management facility?	NO	YES
If Yes, describe:	Ø	П
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE KNOWLEDGE	BEST O	FMY
Applicant/sponsor name: Thomas Tlent SRo Date: 10/21/2 Signature: Homes Jab Sr.	1033	

Agency Use Only [If applicable]				
Project:				
Date:				
	And the second states and the second			

Short Environmental Assessment Form Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

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 zming regulations?		П
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?		District Control
-4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	Language Lan	. [
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?		a beautiful to the
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?	Lenne	
7.	Will the proposed action impact existing: a. public / private water supplies?		The state of the s
	b. public / private wastewater treatment utilities?		
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	- Control of the Cont	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	and the state of t	
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	Townson.	
11.	Will the proposed action create a hazard to environmental resources or human health?		

Agency Use Only [If applicable]							
Project:							
Date:							

Short Environmental Assessment Form Part 3 Determination of Significance

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 Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)					

Bargain and Sale Deed with Covenant against Grantor's Acts Individual or Corporation

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT

THIS INDENTURE, made the // day of June, 2010

BETWEEN DOROTHY ASPINALL, residing at 1770 Rte. 300, Newburgh, New York 12550

party of the first part, and **THOMAS J. LENT, SR.**, residing at 285 River Road, Wallkill, New York 12589

party of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and other valuable consideration 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 Town of Newburgh, County of Orange and State of New York, more particularly described in Schedule A attached hereto.

BEING the same premises as described in a deed dated July 6, 1992 from Edward J. Lowe and Dorothy Aspinall to Dorothy Aspinall which deed has been recorded in the Office of the Orange County Clerk on July 13, 1992 in Liber 3632 at page 27.

The premises are not in an agricultural district and that the subject premises is entirely owned by the transferor(s).

TOGETHER with all right, title and interest, if any, of the party of the first part of, in and to any streets and roads abutting the above-described premises to the center lines thereof; **TOGETHER** with the appurtances 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, covenants 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" whenever the sense of this indenture so

Title Number HN 43091

Page 1

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Newburgh, County of Orange and State of New York, bounded and described as follows:

BEGINNING at a point on the northeasterly line of North Plank Road, (NYS Route 300), said point being the intersection of the northeasterly line of North Plank Road with the northwesterly line of lands now or formerly Cazer (Liber 1294 cp 513); thence running along the northeasterly line of North Plank Road, North 39-28-40 West 131.55 feet to a point; thence along lands now or formerly Lowe (Liber 1232 cp 338), and along a wire fence, North 35-51-00 East 132.00 feet to a point; thence along lands now or formerly Lowe (Liber 1232 cp 338), and lands now or formerly Cazar (Liber 1294 cp 513), South 47-23-00 East 130.00 feet to a point, thence along lands now or formerly Cazar (Liber 1294 cp 513), South 36-66-00 West 150.01 feet to the point or place of beginning. Containing 0.42 of an acre of land, more or less.

HILL-N-DALE ABSTRACTERS, INC.
20 SCOTCHTOWN AVENUE
P.O. BOX 547
GOSHEN, NEW YORK 10924
(845) 294-5110
FAX (845) 294-9581

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: .

DOROTHY A

STATE OF NEW YORK, COUNTY OF ORANGE ss:

On June 1112, 2010 before me, the undersigned, a Notary Public in and for the State, personally appeared DOROTHY ASPINALL personally known to me or proved to be me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity and that by their signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Notary Public

ALAN J. AXELEOD Notary Public, State of New York Qualified in Orange County No. 02AX4520760

Commission Expires November 30, 20



TOWN OF NEWBURGH

~Crossroads of the Northeast~

CODE COMPLIANCE DEPARTMENT 21 HUDSON VALLEY PROFESSIONAL PLAZA NEWBURGH, NEW YORK 12550

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

3006-22

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

Date: 10/05/2022

Application No. 22-1069

To: Thomas Lent 1768 Route 300 Newburgh, NY 12550

SBL: 14-1-32

ADDRESS:1768 Route 300

ZONE: RR

PLEASE TAKE NOTICE that your application dated 09/27/2022 for permit to build a 30' x 50' accessory building on the premises located at 1768 Route 300 is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code Sections:

- 1) 185-15-A-4: The maximum allowed square footage per the formula is 555 square feet
- 2) Bulk table schedule 1: The maximum allowed building surface coverage is 10%
- 3) Bulk table schedule 1: The maximum allowed lot surface coverage is 10%

Joseph Mattina

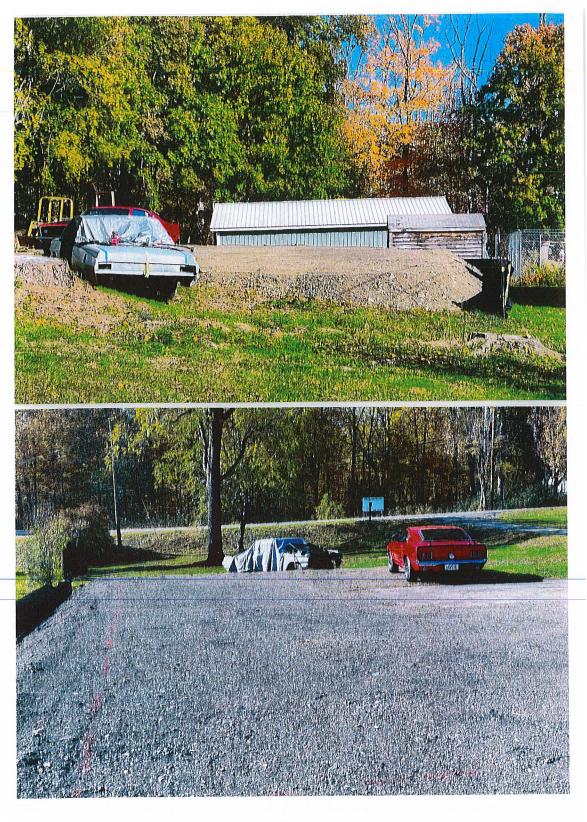
Cc: Town Clerk & Assessor (500')

File

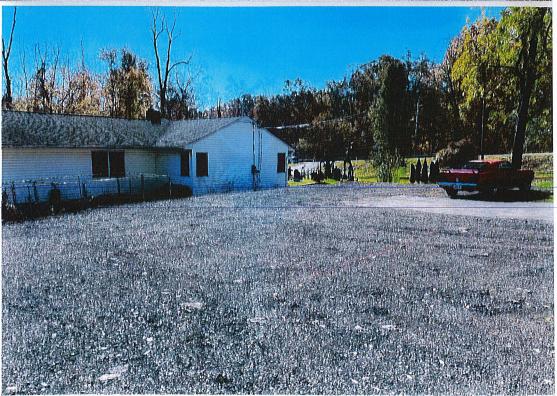
Town of Newburgh Code Compliance

OWNER INFORMATION	N BUIL	T WITH OU	T A PERMIT	r YES	/ <u>NO</u>			
NAME:	THOMAS LE	ENT		Application	on#	22-1069		
ADDRESS:	ADDRESS: 1768 RT 300 NEWBURGH NY 12550							
PROJECT INFORMATION	PROJECT INFORMATION: AREA VARIANCE USE VARIANCE							
TYPE OF STRUCTURE:		30' X 50' /	ACCESSOF	Y BUILDIN	G			
SBL: 14-1-32	ZONE:	RR				C= 22		
TOWN WATER: YES /	NO		SEWER:			I/A		
	MAXIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE]		
SQUARE FOOTAGE	555 SF		1500 SF	945 SF	171.80%			
LOT WIDTH								
LOT DEPTH								
FRONT YARD								
REAR YARD								
SIDE YARD								
MAX. BUILDING HEIGHT								
BUILDING COVERAGE	10%=1806 SF		2270 SF	4 64 SF	25.60%			
SURFACE COVERAGE	10%=1806 SF		3878 SF	2,072.00	114.70%	Lean Section 1994		
SURFACE COVERAGE 10%=1806 SF 3878 SF 2,072.00 114.70% NCREASING DEGREE OF NON-CONFORMITY - 185-19-C-1 YES / NO CORNER LOT - 185-17-A YES / NO CORNER LOT - 185-17-A YES / NO CORNER LOT - 185-17-A YES / NO CORNER THEN 1000 S.F. OR BY FORMULA - 185-15-A-4 YES / NO STORAGE OF MORE THEN 4 VEHICLES YES / NO CORNER LOT - 185-15-A-1 YES / NO CORNER THEN 4 VEHICLES YES / NO CORNER LOT - 185-15-A-1 YES / NO CORNER THEN 4 VEHICLES YES / NO CORNER THEN								

REVIEWED BY:	Joseph Mattina	DATE:	5-Oct-22	
REVIEWED BY:	Joseph Mattina	DATE:	5-Oct-22	







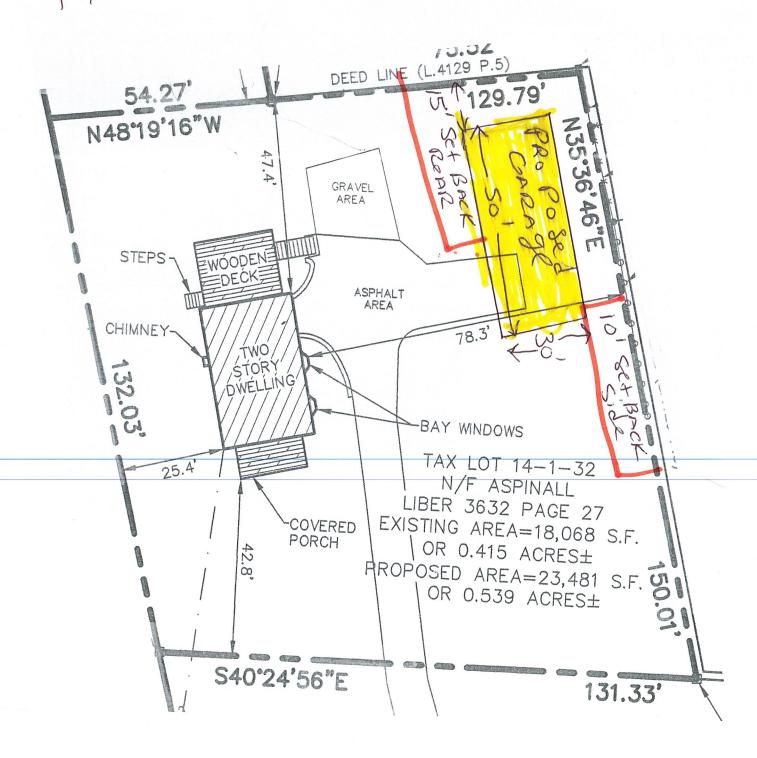
AFFIDAVIT OF POSTING(S) OF NOTICE OF PUBLIC HEARING AT THE PROPERTY

STATE OF NEW YORK: COUNTY OF ORANGE:			
I Thomas J Lent, being duly sworn, depose and say that I did on or before			
November 8, 2022, post and will thereafter maintain at			
<u>1768 Route 300 14-1-32 RR Zone</u> in the Town of Newburgh, New York, at or near the front			
property line(s) and within view of each fronting street a copy(ies) of the Notice of Public Hearing, which			
notice was in the form attached hereto.			
The applicant shall maintain and update notice(s) (with amended information if there is any change to the information contained in the original Notice of Hearing) until after the Public Hearing is closed. The Notice must then be removed and property disposed of within ten (10) days of the close of the Public Hearing. Failure to follow the required procedure may result in the Public Hearing being held open for additional time.			
Sworn to before me this 24 TH			
day of October, 2022.			

ALEJANDRA G CASTILLO
Notary Public - State of New York
NO. 01CA6304886 OTTO A
Qualified in Sullivan County
My Commission Expires Oo Od Jobs



Plot PlAN 1768 RT. 300



STAJE Route 300