

#### TOWN OF NEWBURGH

~Crossroads of the Northeast~

CODE COMPLIANCE DEPARTMENT 308 GARDNERTOWN ROAD NEWBURGH, NEW YORK 12550

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

2712 -18

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

Date: 08/27/2018

Application No. 18-0995

To: James Loupe 17 Sycamore Dr Newburgh, NY 12550

SBL: 59-1-1

ADDRESS:17 Sycamore Dr

ZONE: R2

PLEASE TAKE NOTICE that your application dated 08/16/2018 for permit to keep a tool shed built without a permit in the front yard on the premises located at 17 Sycamore Dr is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code:

185-43-F: No tool shed shall be located in a front yard.

Joseph Mattina

Cc: Town Clerk & Assessor (500')

File

## Town of Newburgh Code Compliance

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OWNER INFORMATION	BUIL	T WITH OU	T A PERMIT	7/26	]/ NO	two-tweet and an anti-post and appropriate the second and appropriate the s	Mariting material services of the services of
NAME:	James Lou	ре	E	Building App	lication #	18-09	95
ADDRESS:	17 9	Sycamore Dr.	Newburgh N	Y 12550	ayoua	Control of the Contro	XXIII AND
PROJECT INFORMATION			ARIANCE		SE VARIANCI	tjete jesa kase apre	
TYPE OF STRUCTURE:		1	0' x 10' tool	shed			
SBL: 59-1-1	ZONE:	R-2	ZB	A Application	on# <b>27</b> (	12-1	8
TOWN WATER: YES /	NO	Towi	N SEWER:		<b>ЛО</b>		pograma and a second
	MINIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE PERCENTAGE		
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SURFACE COVERAGE			NATION TO THE POST OF THE POST			Commence of the Commence of th	
INCREASING DEGREE OF N 2 OR MORE FRONT YARDS CORNER LOT - 185-17-A	FOR THIS P	ROPERTY			Y	ES / ES / ES /	NO NO NO
ACCESSORY STRUCTU GREATER THEN 1000 S.F. O FRONT YARD - 185-43-F STORAGE OF MORE THEN HEIGHT MAX. 15 FEET - 185 10% MAXIMUM YARD COVE	R BY FORM	3	en, ganganan am amaninan era sarahanan bis di	200000 OF CONTROL OF SUPERIOR SIN SPECIFICATION OF SUPERIOR OF S	All sections on contract on processions	ES / ES / ES / ES /	NO NO NO NO
NOTES: Bui	ilt a 10' x 10	)' tool shed i	n the front y	ard without	a permit	Odini kuloni kuloni kungangan selebah	
VARIANCE(S) REQUIRE	ED:						
1 185-43-F: No tool shed sha	all be located	in a front yard		908ACW/#9033g			
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4	60-410-yaarinka karapisaa karapisaa karanii (a. 1140-1140)					(PEPARTECTARRACTURATES) (PEPARTECTARRACTURATES) (PERCENTING)	O <del>fer Colorisolation of the Colorisolation o</del>
							THE RESIDENCE OF THE PARTY OF T

Joseph Mattina

DATE:

27-Aug-18

REVIEWED BY:



## Z712-18 (C) 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

OF ZONING BOARD 5) 566-4901	DATED:
TO: THE ZONING BO THE TOWN OF N	OARD OF APPEALS IEWBURGH, NEW YORK 12550
I (WE)	PRESENTLY
RESIDING AT NUMBE	R
	R
HEREBY MAKE APPLITHE FOLLOWING:	CATION TO THE ZONING BOARD OF APPEALS FOR
· · · · · · · · · · · · · · · · · · ·	A USE VARIANCE
foresteening was a single and a	AN AREA VARIANCE
	INTERPRETATION OF THE ORDINANCE
	SPECIAL PERMIT
1. LOCATION OF	THE PROPERTY:
,	(TAX MAP DESIGNATION)
	(STREET ADDRESS)
	(ZONING DISTRICT)
SECTION AND S	THE ZONING LAW APPLICABLE, (INDICATE THE SUBSECTION OF THE ZONING LAW APPLICABLE BY IOT QUOTE THE LAW).



## TOWN OF NEWBURGH Crossroads of the Northeast

ZONING BOARD OF APPEALS

OLD TOWN HALL 308 GARDNERTOWN ROAD Newburgh, New York 12550

#### **APPLICATION**

DATED: June 14, 2018

OFFICE OF ZONING BOARD (845) 566-4901

TO:	THE ZONING BOARD OF A	
I (WE	E) Carole Loupe	PRESENTLY
RESII	DING AT NUMBER 17 Sy	camore Dr., Newburgh, NY 12550
TELE	PHONE NUMBER 845-25	5-7335
	EBY MAKE APPLICATION T FOLLOWING:	O THE ZONING BOARD OF APPEALS FOR
		A USE VARIANCE
	X	AN AREA VARIANCE
		INTERPRETATION OF THE ORDINANCE
		SPECIAL PERMIT
1.	LOCATION OF THE PROPE	ERTY:
	SBL: 59-1-1	(TAX MAP DESIGNATION)
	17 Sycamore Dr.	(STREET ADDRESS)
	R-2	(ZONING DISTRICT)
2.	PROVISION OF THE ZONI	NG LAW APPLICABLE, (INDICATE THE ON OF THE ZONING LAW APPLICABLE BY



# TOWN OF NEW BURGH Crossroads of the Mortheast \_\_\_\_\_

222	encinado, filig	ZONING BOARD OF APPEALS
) }	YORK	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: 3/22/18
	b)	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF
		NEWBURGH OF AN APPLICATION TO THE BOARD, SEE
		ACCOMPANYING NOTICE DATED:
4.	DESC	RIPTION OF VARIANCE SOUGHT: Shed in front yard
	·	
<b>c</b> *	TT A T-1	GE VARIANCE IC DEOLIECTED CONTOC A PRIVATE CONTOC CONTOC
٥,	LAW	SE 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:
		(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAL
		EVIDENCE ESTABLISHING SUCH DEPRIVATION)
	<b>b</b> .)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A
	ŕ	SUBSTANTIAL PORTION OF THE DISTRICT OR NEIGHBORHOOD
		BECAUSE:
	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:

a) THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHANGE THE CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO NEARBY PROPERTIES BECAUSE:  Does not visually impede front of main structure when viewed straight on and compliments the yard and neighborhood. There are no complaints that we of from neighbors.  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:  Original builder set house far back from the front setback limiting side and rear yards on a pie shap with the original developer should have placed the home closer to the front yard setbacks allowing room in 'back yard' for the shed.  d) THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECTIMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE: Shed has existed for decades; is aesthetically appealing; adds a quaintness to the neighborhood.	
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to the neighborhood.  e) THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:	10.000
e) THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:	11622
The lot is constrained and further constrained by placement of the origina	
	ginal hom



## TOWN OF NEWBURGH

Crossroads of the Northeast

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

OFFICE (8)

OF ZONING BOARD 45) 566-4901	· · · · · · · · · · · · · · · · · · ·			
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		Carole PETITIONER (	J S) SIGNATU	acepa RE
4	EW YORK: COUNTY HIS <u>/5 <sup></sup> </u> DA			20   8
NOTARY PUBL No. Qualified	PIERSALL JACOBS IC-STATE OF NEW YORK 01P16301479 In Orange County on Expires April 14, 2018	2 Pierre NOTA	ARY PUBLIC	edly

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 10 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)



## TOWN OF NEW BURGH Crossroads of the Mortheast

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

### PROXY

Carole, Loupe	, DEPOSES AND SAYS THAT
HE/SHE RESIDES AT	
IN THE COUNTY OF Orange	AND STATE OF New York
AND THAT HE/SHE IS THE OWNER I	N FEE OF
17 Sycamore Dr., New Windso	
WHICH IS THE PREMISES DESCRIBE	D IN THE FOREGOING APPLICA-
TION AND THAT HE/SHE HAS AUTH	ORIZED Joseph Minuta
TO MAKE THE FOREGOING APPLICA	ATION AS DESCRIBED THEREIN.
DATED: 7/23/18	Taile L Laure
	OWNER'S SIGNATURE
Dessol-Joess WITNESS' SIGNATURE	EILEEN PIERSALL JACOBS  NOTARY PUBLIC-STATE OF NEW YORK  No. 01P16301479  Qualified in Orange County  My Commission Expires April 14, 2018  2025
STATE OF NEW YORK: COUNTY OF	ORANGE:
SWORN TO THIS 25 DAY OF	July 202018
	A Diesol Jacos NOTARY PUBLIC

### Short Environmental Assessment Form Part 1 - Project Information

#### **Instructions for Completing**

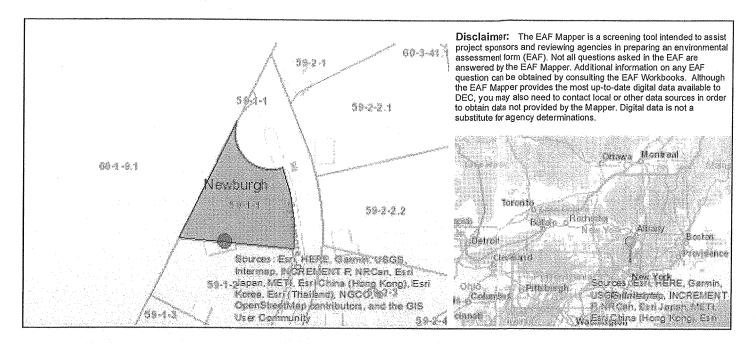
Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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.

Telephone: 845255-7335		
	1	
State:	Zip Code:	<u></u>
NY	1261	
ocal law, ordinance,	NO	YES
the environmental resources t	that	Г
question 2.		
other governmental Agency?	NO	YES
		П
0.69 acres		***************************************
0 acres		
0.69 acres		
templement proposition and the remains an antidate depart		
	l)	
	oan)	
(sheerra):		
	State: NY ocal law, ordinance, the environmental resources of question 2. other governmental Agency?  0.69 acres 0 acres 0.69 acres	State: Zip Code: 1261  ocal law, ordinance, the environmental resources that question 2.  other governmental Agency?  NO  0.69 acres 0 acres 0 acres  0.69 acres  UResidential (suburban)

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?		<b>V</b>	
b. Consistent with the adopted comprehensive plan?			<b>V</b>
6. Is the proposed action consistent with the predominant character of the existing built or natural		NO	YES
landscape?			✓
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Ar If Yes, identify:	ea?	NO	YES
		<b>√</b>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	~~~~~	NO	YES
		$\checkmark$	
b. Are public transportation service(s) available at or near the site of the proposed action?		V	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed act	ion?	V	
9. Does the proposed action meet or exceed the state energy code requirements?  If the proposed action will exceed requirements, describe design features and technologies:		NO	YES
If the proposed action will exceed requirements, describe design reatures and technologies:		1	
10. Will the proposed action connect to an existing public/private water supply?		NO	N/DEAC
		NO	YES
If No, describe method for providing potable water:			<b>V</b>
	<u>·</u>		
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:		1	
SSDS on site	***************************************	lessons, i	
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?			
		<u> </u>	
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?	1	NO NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		<u> </u>	
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	11 41 04 0		
Shoreline		ippiy:	
☐ 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? Indiana Bat			1
16. Is the project site located in the 100 year flood plain?		NO	YES
		<b>√</b>	
17. Will the proposed action create storm water discharge, either from point or non-point sources?  If Yes,		NO	YES
a. Will storm water discharges flow to adjacent properties?		<b>✓</b>	Ш
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains	s)?		
If Yes, briefly describe:   ✓ NO   — YES			

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:	<b>✓</b>	
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:		Г
	A	
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:	7	1
	L	
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE B	EST O	FMY
TENTONET TODACIE		
Applicant/sponsor name: Caule L Raupe. Date:		
Signature:		



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National Register of Historic Places]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	No
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Indiana Bat
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

	8
Ag	ency Use Only [If applicable]
roject:	
Date:	

## 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?"

1.	Will the proposed action create and the last of the la	No, or small impact may occur	Moderate to large impact may occur
	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
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?		Principles of the second
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?	Language and the same of the s	To-ta-funiture
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?		Bandan property and the second
7.	Will the proposed action impact existing: a. public / private water supplies?	Personal Supplement of the Control o	Zana and and an
-1	b. public / private wastewater treatment utilities?		
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	Positioning	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	Americanos A	European Garage
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		Dame de la constante de la con
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	Title of Responsible Officer			
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)			