

TOWN OF NEWBURGH

Crossroads of the Northeast_

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

Zc	ning Board of Appe	al
-	APR 1 6 2021	STATE
L	lown of Newburgl	1

OFFICE OF ZONING BOARD

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

TO: THE ZONING BOARD OF APPEALS

APPLICATION

DATED: 2/24/21

3.	IF V	ARIANCE 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:
	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:
3	IF A U	JSE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZONING LAW WOULD UCE 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:
	c)	THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF THE
		NEIGHBORHOOD BECAUSE: Only Storage Shed
	Æ	
	d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:

a)	THE VARIANCE WILL NOT PRODUCE AN UNDESTRABLE CHANGE IN THE CHARACTER OF THE NEIGHBORHOOD OR A DETNIMENT TO NEARBY PROPERTIE BECAUSE:
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:
	no Electric no pluming only For Storage
c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE: 15 Only For Storage garage
	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE:

	N Gal	
	PETITIONER (S) SIGNA	TURE
STATE OF NEW YORK: CO SWORN TO THIS 24	DUNTY OF ORANGE: DAY OF TUBELLAND	on 21
	199	MARCIA N SPENCER Notary Public, State of New York NO. 01SP6378620 Qualified in Orange County IC Commission Expires 07/30/2022

7. ADDITIONAL REASONS (IF PERTINENT):

E: NYS GML Section 239-m (3) for proposed actions that are within 500 feet of the properties or thresholds listed in the statute the 1g Board of Appeals is required to send a copy of the complete application to the Orange County Department of Planning to be wed prior to Zoning Board of Appeals decision. And also NYS GML Section 239-NN requires notification for any proposed action Municipal Clerk, within 500 feet of the Border of that adjoining County, Town or City.

MATERIALS REGARDING THE APPLICATION MUST BE SUBMITTED TO THE ZONING BOARD OFFICE FOR IEW NO LATER THAN 10 DAYS PRIOR TO THE HEARING DATE OR THEY MAY NOT BE CONSIDERED THE TOF 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
Name of Action or Project:
Luis A Quizhoi
Project Location (describe, and attach a location map):
659 Gardnertow R.D. Newburch Wy 12550
Brief Description of Proposed Action:
only store shed
DT. CA. II
Name of Applicant or Sponsor: Telephone: 845 842 6637
2018 Quizhoi E-Mail: Onthonysoulogon
Address:
559 Gardnerton R.D. Newburgh
City/PO: State: Zip Code:
N.V 12550
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, NO YES
administrative rule, or regulation? If Yes, attach a narrative 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? NO VES
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?acres
4. Check all land uses that occur on, adjoining and near the proposed action.
Urban Rural (non-agriculture) Industrial Commercial Residential (suburban)
Agriculture Aquatic Other (specify):
Parkland
to the contract of the contrac

5. Is the proposed action, a. A permitted use under the zoning regulations?	O YE	S N/A
b. Consistent with the adopted comprehensive plan?	1	12
	\mathcal{H}	
6. Is the proposed action consistent with the predominant character of the existing builtor natural landscape?	NO	YES
<u> </u>	114	$\Pi \Pi$
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES
If Yes, identify:	- 7	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		
ranic above present levels?	NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?	局	籵
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	1	柵
9. Does the proposed action meet or exceed the state energy code requirements?	NO	1700
If the proposed action will exceed requirements, describe design features and technologies:	140	YES
		$1\Box$
10. Will the proposed action connect to an existing public/private water supply?		
•	NO	YES
If No, describe method for providing potable water:	17	
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?	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 all that		
Shoreline	apply:	1
☐ 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?		IES
16. Is the project site located in the 100 year flood plain?	NO .	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
a. Will storm water discharges flow to adjacent properties?		
h Will storm water discharges he directed to catalished annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he directed to catalish and annual storm water discharges he discharges he directed to catalish and annual storm water discharges he discharge		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:		
		.

18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)?If Yes, explain purpose and size:	NO	YES		
~ 100, 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:				
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES		
If Yes, describe:				
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE				
Applicant/sponsor name:				

MARCIA N SPENCER
Notary Public, State of New York
NO. 01SP6378620
Qualified in Orange County
Commission Expires 07/30/2022

Agency	Use Only [If applicable]
Project:	
Date:	
L	

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 greats a material and Girls in	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?	4	
2.	Will the proposed action result in a change in the use or intensity of use of land?	P	
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)?	U	. []
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?	W.	
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?	U	
7.	Will the proposed action impact existing: a. public / private water supplies?	W	
	b. public / private wastewater treatment utilities?	u	
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	U	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	W	
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	Q	- Constants
11.	Will the proposed action create a hazard to environmental resources or human health?	W	T

Agency Use Only [If applicable]			
Project:	•		
Date:			
į.			

Short Environmental Assessment Form Part 3 Determination of Significance

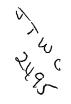
For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify 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)		



ORANGE COUNTY - STATE OF NEW YORK ANN G. RABBITT, COUNTY CLERK

255 MAIN STREET GOSHEN, NEW YORK 10924



40.00

COUNTY CLERK'S RECORDING PAGE ***THIS PAGE IS PART OF THE DOCUMENT – DO NOT DETACH***

	***THIS	PA	GE IS P	ART

BOOK/PAGE: 14698 / 1286 INSTRUMENT #: 20200008205

Receipt#: 2754017

Clerk: JM

Rec Date: 02/05/2020 12:00:47 PM

Doc Grp: D

Descrip: DEED

Num Pgs: 4

Rec'd Frm: JT ABSTRACT

Party1:

DEMARINO DEBORAH A

Party2:

LLIHUICHUZHCA LUIS QUIZHPI

Town:

NEWBURGH (TN)

53-4-14

Recordi	ng:
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Recording Fee

Cultural Ed Records Management - Coun Records Management - Stat TP584 RP5217 Residential/Agricu	14.25 1.00 4.75 5.00 116.00
RP5217 - County Sub Total:	190.00
Transfer Tax Transfer Tax - State	896.00
Sub Total:	896.00

***** Transfer Tax *****

Transfer Tax #: 5827 Transfer Tax

Consideration: 224000.00

Transfer Tax - State 896.00

**** NOTICE: THIS IS NOT A BILL ****

Total:

Total:

896.00

1086.00

Payment Type:

Check ____

Cash ____

Charge ____

No Fee

Comment: ____

Any G. Ralbook

Ann G. Rabbitt Orange County Clerk

Record and Return To:

J T ABSTRACT 717 BROADWAY NEWBURGH, NY 12550

Schedule A Description

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

BEGINNING at a point and iron pipe in the southwest line of Gardnertown Road, said point being in a stone wall in the division line between lands of Oliver Fowler and lands of May Mo Mullen, thence:

- 1. Along said division line and stone wall south 61 degrees 45' 20" West 160.00 feet to an iron pipe in said stone wall; thence,
- 2. Through lands of Fowler North 47 degrees 12' West 100.36 feet to an iron pipe thence
- 3. North 45 degrees 49 East 160.00 feet to an iron pipe in the southwest line of Gardnertown Road; thence
- 4. Along said Gardnertown Road south 44 degrees 11' East 140.24 feet, and South 31 degrees 36' East 4.07 feet to the point of beginning.

RAR

ACKNOWLEDGEMENT

STATE OF NEW YORK) .	
-		SS:
COUNTY OF ORANGE)	

On the 27th day of January 27, 2020, before me, the undersigned, a Notary Public in and for said State, personally appeared **Deborah A. DeMarino** 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

MARY FERN BREHENEY
NOTARY PUBLIC, State of New York
No. 02BR5086377
Qualified in ORANGE County
Commission Expires October 14, 2021



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

2887- 21

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

- Date: 01/05/2021

Application No. 20-1217

To: Luis Quizhpi Llihuichuzhca 659 Gardnertown Rd Newburgh, NY 12550

~SBL: 53-4-14

ADDRESS:659 Gardnertown Rd

- ZONE: R1

PLEASE TAKE NOTICE that your application dated 11/23/2020 for permit to keep a 16' x 15' accessory building in the front yard on the premises located at 659 Gardnertown Rd is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code:

-185-43-F)No garden house, tool shed, pool or tennis court shall be located in a front yard

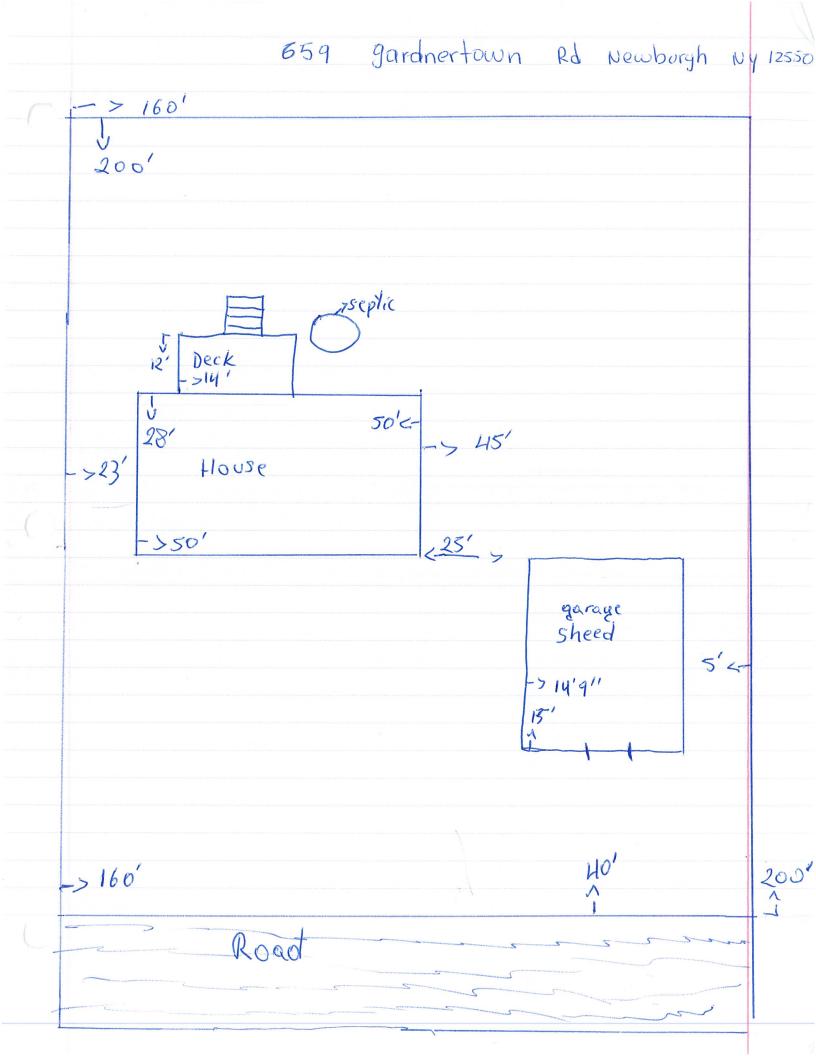
Joseph Mattina

Cc: Town Clerk & Assessor (500')

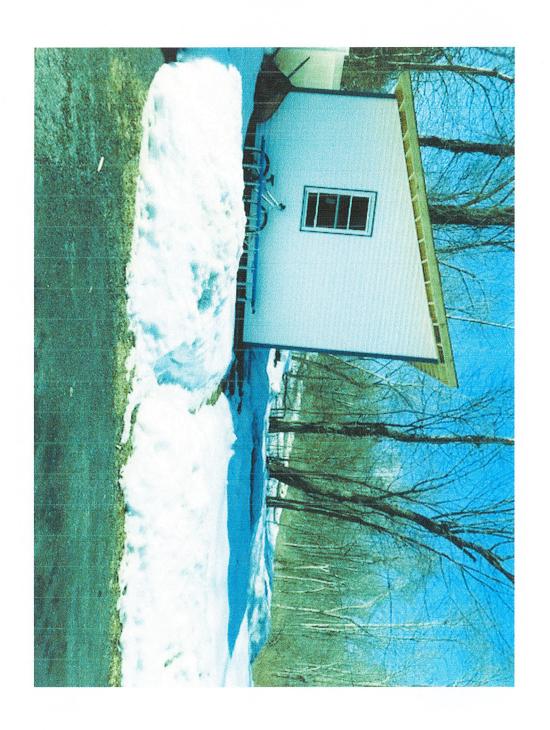
File

Town of Newburgh Code Compliance

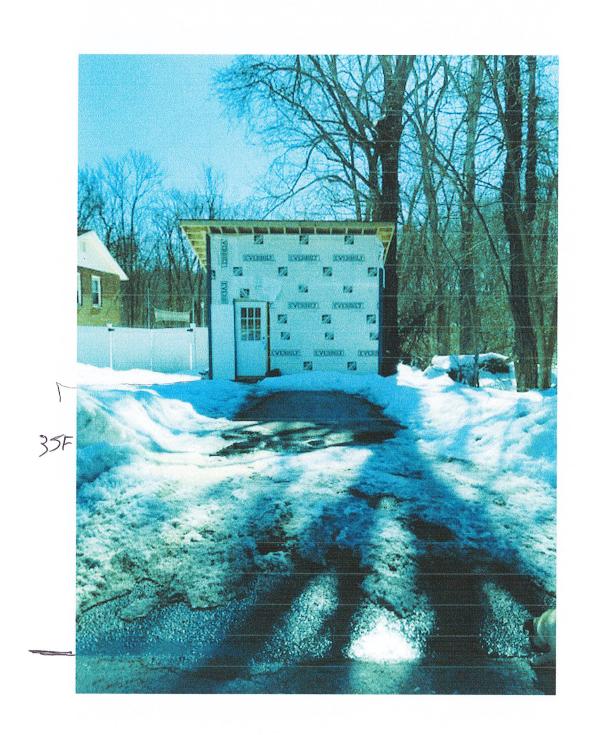
OWNER INFORMATION	BUIL	T WITH OU	T A PERMIT	YES	/ <i>NO</i>			
NAME: LUIS QU	E: LUIS QUIZHPI LILHUICHUZHCA Applicat			on #	20-1	217		
ADDRESS:	659 GARE	NERTOWN	RD NEWBUF	RGH NY 1255	0		_	
PROJECT INFORMATION	ON:	AREA V	ARIANCE	<u>us</u>	USE VARIANCE			
TYPE OF STRUCTURE:		16' X 15'	ACCESSOF	RY BUILDIN	G		_	
SBL: 53-4-14 ZONE: R-1 ZBA Application # 788				87-	21			
TOWN WATER: YES /	NO	TOW	N SEWER:	YES /	NO	N/A		
	MINIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE PERCENTAGE	7		
LOT AREA								
LOT WIDTH								
LOT DEPTH				***************************************				
FRONT YARD	185-43-F:							
REAR YARD	No garden h	ouse, tool she	d, pool or tenni front yard.	is court shall be	e located in a			
SIDE YARD								
MAX. BUILDING HEIGHT		***************************************				-		
BUILDING COVERAGE						-		
SURFACE COVERAGE						1		
INCREASING DEGREE OF N 2 OR MORE FRONT YARDS CORNER LOT - 185-17-A ACCESSORY STRUCTU GREATER THEN 1000 S.F. OF FRONT YARD - 185-15-A	FOR THIS P JRE: DR BY FORM	ROPERTY 	-A-4			YES / YES / YES /	NO NO NO	
STORAGE OF MORE THEN 4 VEHIC HEIGHT MAX. 15 FEET - 185-15-A-1		·				/ES / /ES /	NO NO	
10% MAXIMUM YARD COVE	RAGE - 185-	15-A-3				ES /		
NOTES:		BUILT PR	IOR TO PER	MIT				
REVIEWED BY:	Joseph Ma	ttina	DA	TE:	5-Jan-21			



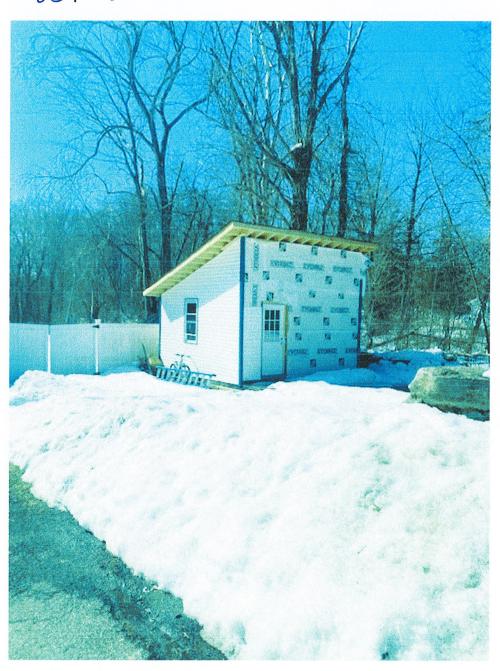
659 Gardnertown RD. Newburgh N. Y



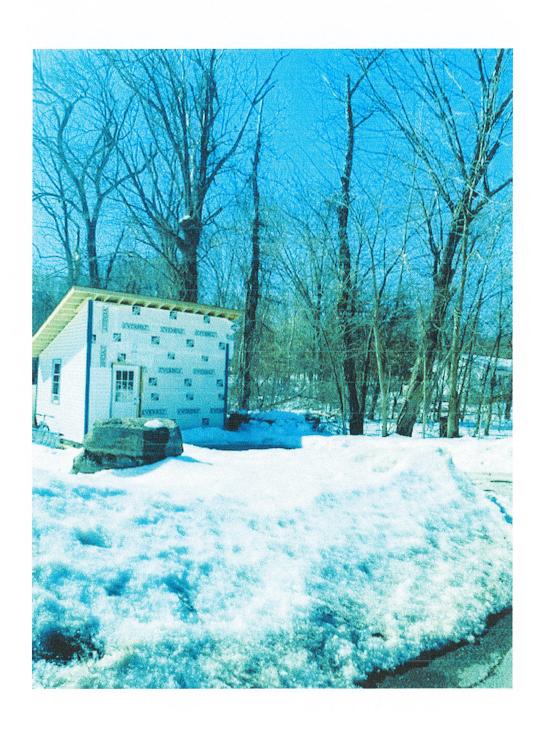
659 Gardnertown R.D. Newburgh N.Y

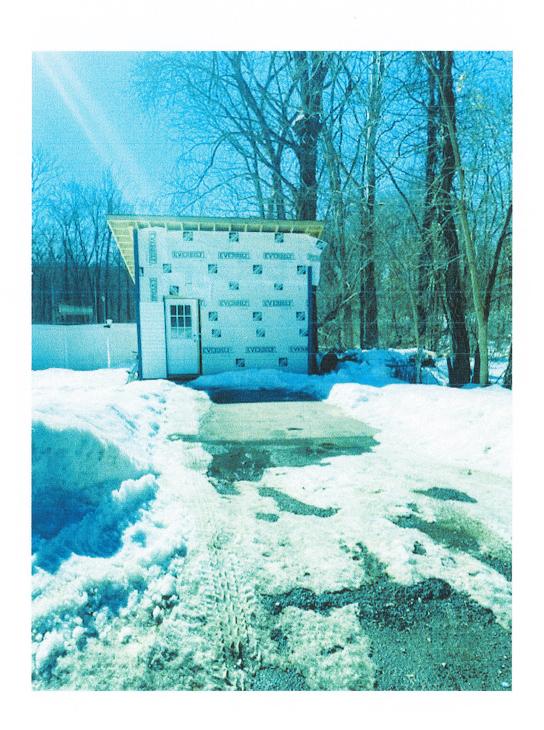


659 gardnertown Rd Newburgh Ny 18550.











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

STATE OF NEW YORK: COUNTY OF ORANGE:
1 <u> </u>
May 13, 2021, post and will thereafter maintain at
659 Gardnertown Rd 53-4-14 R1 Zone 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
MARCIA N SPENCER Notary Public, State of New York NO. 01SP6378620 Qualified in Orange County Commission Expires 07/30/2022

