



Steven M. Neuhaus  
County Executive

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

Referral ID#:  
(County use only)

This 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 #:	104-1-5
Local Referring Board:	Zoning Board of Appeals	Tax Map #:	
Applicant:	Jesus Paquing	Tax Map #:	
Project Name:		Local File No.:	
Location of Project Site	9 Summit Ridge Road Newburgh	Size of Parcel*:	.14 acres
Reason for County Review:	Within 500ft CR-86 Fosterstown Rd	Current Zoning District (include any overlays):	R-2

\*If more than one parcel, please include sum of all parcels.

Type of Review:

Comprehensive Plan Update/Adoption

Zoning Amendment

Zoning District Change from \_\_\_\_\_ to \_\_\_\_\_

Ordinance Modification (cite section): \_\_\_\_\_

Local Law

Site Plan

Sq. feet proposed (non-residential only): \_\_\_\_\_

Which approval is the applicant currently seeking? SKETCH / PRELIM / FINAL (circle one)

Subdivision

Number of lots proposed: \_\_\_\_\_

Which approval is the applicant currently seeking? SKETCH / PRELIM / FINAL (circle one)

Special Use Permit

Lot Line Change

Variance

AREA / USE (circle one) one sideyard setback +  
combined side yards

Other

Is this an update to a previously submitted referral? YES / NO (circle one)

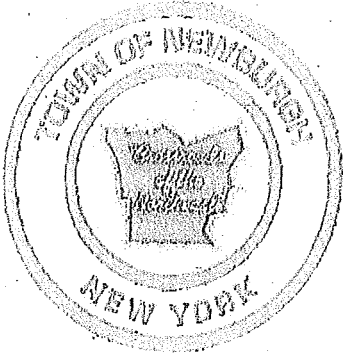
Local board comments or elaboration:

Signature of local official: Greg Cardone Date: 6/15/15 Chairperson  
Zoning Board of Appeals Title

Municipal Contact Phone Number: 845-566-4901

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 124 Main St. Goshen, NY 10924  
Question or comments, call: 845-615-3840 or email: [planning@orangecountygov.com](mailto: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

DATED: 6/25/15

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

I (WE) Jesus B. Pacquing and Andromida Pacquing PRESENTLY  
RESIDING AT NUMBER 9 Summit Ridge Drive, Newburgh, NY 12550  
TELEPHONE NUMBER 845/541-8128

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:

104-1-5 (TAX MAP DESIGNATION)  
9 Summit Ridge Dr. (STREET ADDRESS)  
R-2 (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).

Bulk table #4 R-2



# TOWN OF NEWBURGH

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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: 6/17/15
- b) OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED: \_\_\_\_\_

*ask for 15' and 25'?*

4. DESCRIPTION OF VARIANCE SOUGHT: Area Variance

12.1 ft min side yard (30' req - 17.9 proposed) 23.8 ft combined (80' required 56.2' proposed)

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:

NA

(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:

NA

- c) THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARACTER OF THE NEIGHBORHOOD BECAUSE:

NA



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d) THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:

NA

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:

The front yard setback is substantial at around 75 feet and the design is such that it will blend into the existing nicely.

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:

The benefit sought is one of access to the main entrance level from a covered parking area which is achieved through the connecting covered porch.

c) THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:

The side yard is still reasonable at almost 18 feet and both the front and rear yard are much larger than required.

d) THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE:

There will still be significant room between the proposed garage and the property line and the over all design should be pleasing to the eye when viewed from the road area (see elevation)

e) THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:

The original concern that prompted this proposal was that aging may require a strategy of ramped access to the entrance level which would assure they could continue to occupy the home in the future.



# TOWN OF NEWBURGH

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

### 7. ADDITIONAL REASONS (IF PERTINENT):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Terrance Haveland*  
\_\_\_\_\_  
PETITIONER (S) SIGNATURE

STATE OF NEW YORK: COUNTY OF ORANGE:

SWORN TO THIS 24<sup>th</sup> DAY OF JUNE 2015

**ALLIS D'AMANDA SACKS**  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01SA6273188  
Qualified in Dutchess County  
My Commission Expires December 03, 2016

*Allis D'Amanda Sacks*  
\_\_\_\_\_  
NOTARY PUBLIC

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)



# TOWN OF NEWBURGH

*Crossroads of the Northeast*

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

## PROXY

JESUS B. PACQUIRE, DEPOSES AND SAYS THAT  
HE/SHE RESIDES AT # 9 Summit Ridge Drive, Newburgh, NY 12550

IN THE COUNTY OF Orange AND STATE OF New York

AND THAT HE/SHE IS THE OWNER IN FEE OF Property Described  
above at # 9 Summit Ridge Drive, Newburgh, NY 12550

WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING APPLICA-

TION AND THAT HE/SHE HAS AUTHORIZED Terrance Haviland, President  
J.T. McManis Inc.

TO MAKE THE FOREGOING APPLICATION AS DESCRIBED THEREIN.

DATED: 6/22/15 [Signature]  
OWNER'S SIGNATURE

[Signature]  
WITNESS' SIGNATURE

STATE OF NEW YORK: COUNTY OF ORANGE:

SWORN TO THIS 22 DAY OF 06 20 15

AJET METALIAJ  
Notary Public, State of New York  
No. 01ME6249505  
Qualified in Orange County  
Commission Expires 10/11/2015

[Signature]  
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.

<b>Part 1 - Project and Sponsor Information</b>			
Property owner: <u>Jesus Paquing</u> (contractor <u>J.T. McManus Inc.</u> )			
Name of Action or Project: <u>Proposed 2-car garage</u>			
Project Location (describe, and attach a location map): <u>#9 Summit Ridge Drive, Newburgh, NY, 12550</u>			
Brief Description of Proposed Action: <u>Construction of 2-car garage and porch</u>			
Name of Applicant or Sponsor: <u>Terrance Haviland, Pres. J.T. McManus Inc.</u>		Telephone: <u>845-562-1363</u>	
Address: <u>83 Leslie Road,</u>		E-Mail: <u>jtminc60@hotmail.com</u>	
City/PO: <u>Newburgh</u>		State: <u>NY</u>	Zip Code: <u>12550</u>
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, 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.		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: <u>Building Permit - Town of Newburgh</u>		NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		<u>3/4</u> acres	
b. Total acreage to be physically disturbed?		<u>2.025</u> acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		<u>3/4</u> acres	
4. Check all land uses that occur on, adjoining and near the proposed action.			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____			
<input type="checkbox"/> Parkland			





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
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____	NO	YES
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 BEST OF MY KNOWLEDGE**

Applicant/sponsor name: Terrance Haviland, President J.T. McManus Inc. Date: 9/23/15  
 Signature: Terrance Haviland

Agency Use Only [If applicable]

Project:

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?"

	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?	<input type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input type="checkbox"/>	<input type="checkbox"/>
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?	<input type="checkbox"/>	<input type="checkbox"/>
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?	<input type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input type="checkbox"/>	<input type="checkbox"/>

Agency Use Only [If applicable]

Project:	
Date:	

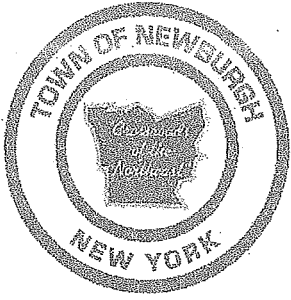
**Short Environmental Assessment Form**  
**Part 3 Determination of Significance**

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)





**TOWN OF NEWBURGH**

*~Crossroads of the Northeast~*

**CODE COMPLIANCE DEPARTMENT  
308 GARDNERTOWN ROAD  
NEWBURGH, NEW YORK 12550**

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

**2505-15**

**NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION**

**Date: 06/17/2015**

**Application No. 15-0344**

**To: Jesus Pacquing  
9 Summit Ridge Dr  
Newburgh, NY 12550**

**SBL: 104-1-5  
ADDRESS: 9 Summit Ridge Dr**

**ZONE: R2**

**PLEASE TAKE NOTICE** that your application dated 05/12/2015 for permit to construct a 24' x 26' attached garage on the premises located at 9 Summit Ridge Dr is returned herewith and disapproved on the following grounds:

**TOWN OF NEWBURGH MUNICIPAL CODE SECTIONS:**

**Bulk table schedule 4: Requires one side yard set back of 30' minimum.**

**Bulk table schedule 4: Requires a combined side yard setback of 80' minimum.**

  
**Joseph Mattina**

**Cc: Town Clerk & Assessor (500')  
File**

# Town of Newburgh Code Compliance

OWNER INFORMATION *BUILT WITH OUT A PERMIT*

NO

NAME: JESUS PACQUING

**2505-15**

ADDRESS: 9 SUMMIT RIDGE DR. NEWBURGH NY 12550

**PROJECT INFORMATION:**

TYPE OF STRUCTURE: 24 X 26 ATTACHED GARAGE

SBL: 104-1-5 ZONE: R-2

TOWN WATER: YES /  NO TOWN SEWER: YES /  NO

	MINIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE PERCENTAGE
ONE SIDE YARD	30'		17.90	12.10	40.3%
COMBINED SIDE YARDS	80'		56.2'	23.8'	29.75%
LOT DEPTH					
FRONT YARD					
REAR YARD					
SIDE YARD					
MAX. BUILDING HEIGHT					
BUILDING COVERAGE					
SURFACE COVERAGE					

INCREASING DEGREE OF NON-CONFORMITY - 185-19-C-1 ----- YES / NO  
 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 ----- YES / NO  
 FRONT YARD - 185-15-A ----- YES / NO  
 STORAGE OF MORE THEN 4 VEHICLES ----- YES / NO  
 HEIGHT MAX. 15 FEET - 185-15-A-1 ----- YES / NO  
 10% MAXIMUM YARD COVERAGE - 185-15-A-3 ----- YES / NO

NOTES: ATTACHED 24 X 26 GARAGE WITH A NEW FRONT COVERED PORCH.

**VARIANCE(S) REQUIRED:**

- 1 BULK TABLE SCHEDULE 4 REQUIRES 1 SIDE YARD SETBACK OF 30' MINIMUM.
- 2 BULK TABLE SCHEDULE 4 REQUIRES A COMBINED SIDE YARD SET BACK OF 80' MINIMUM.
- 3 \_\_\_\_\_
- 4 \_\_\_\_\_

REVIEWED BY: JOSEPH MATTINA DATE: 17-Jun-15

**CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ON**

**THIS INDENTURE**, made the 23<sup>rd</sup> day of September, nineteen hundred and seventy-seve  
**BETWEEN** SUMMIT RIDGE HOMES, INC., doing business at 6 Summit Ridg  
Drive, Town of Newburgh, Orange County, New York, 12550,

*John  
G. Grijalva  
12/15/70  
JG*

party of the first part, and JESUS B. PACQUING and ANDROMIDA PACQUING, residin  
at 53 Farmstead Road, Town of New Windsor, Orange County, New York  
12550

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, made by Eustance and Horowitz, Engineers and surveyors, June  
2, 1970, revised June 2, 1970, revised June 15, 1970, and filed in  
the Orange County Clerk's Office on August 5, 1970, as Map #2547.

**BEGINNING** at a point in the northwesterly line of Summit  
Ridge Drive which marks the most southerly corner of the herein  
described Lot 5, Block A, as said lot is shown on a map "Plan of  
Subdivision of Summit Ridge, in the Town of Newburgh, Orange County,  
New York" made by Eustance and Horowitz, Engineers and surveyors,  
P.O. Box 525, Circleville, New York, June 2, 1970, revised June 15,  
1970, and filed in the Orange County Clerk's Office on August 5, 1970,  
as Map #2547, and runs thence along the northeasterly line of Lot 6,  
on said map north 55 degrees 18 minutes 01 seconds west for 202.33 f  
to lands of one Gergoula; thence along said lands north 19 degrees 5  
minutes 14 seconds east for 150.54 feet to the southwesterly corner  
Lot 4, Block A; thence along the southwesterly line of Lot 4, being  
parallel with the first described line, south 55 degrees 18 minutes  
01 seconds east 240.69 fee to the northwesterly line of Summit Ridge  
Drive; thence along the same south 34 degrees 41 minutes 59 seconds  
west for 145.57 feet to the place of beginning.

That this conveyance is made in the usual course of the  
business of the grantor herein.

\* KNOWN AND DESIGNATED AS LOT # 5 ON A MAP ENTITLED "PLAN OF  
SUBDIVISION OF SUMMIT RIDGE, SECTION B, TOWN OF NEWBURGH, COUNTY  
OF ORANGE, NEW YORK;

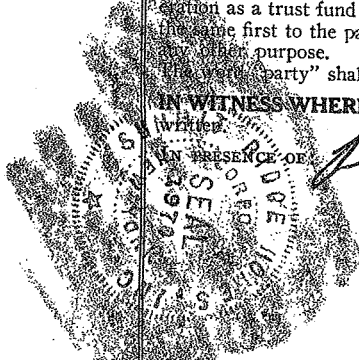
TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and  
roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances  
and all the estate and rights of the party of the first part in and to said premises; 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, covenants that the party of  
the first part will receive the consideration for this conveyance and will hold the right to receive such consid-  
eration 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.

AND the party of the first part shall be construed as if it read "parties" whenever 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



*John G. Grijalva*

SUMMIT RIDGE HOMES, INC.  
BY: *William K. K...*  
PRESIDENT

STATE OF NEW YORK, COUNTY OF

On the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, before me personally came \_\_\_\_\_

ss: STATE OF NEW YORK, COUNTY OF

On the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, before me personally came \_\_\_\_\_

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to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

to me known to be the individual described in and who executed the foregoing instrument, and acknowledged that executed the same.

STATE OF NEW YORK, COUNTY OF ORANGE

On the 23<sup>rd</sup> day of September 19 77, before me personally came ~~HERMAN KAPLAN~~

ss: STATE OF NEW YORK, COUNTY OF

On the \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_, before me personally came \_\_\_\_\_

to me known, who, being by me duly sworn, did depose and say that he resides at No. 6 SUMMIT RIDGE DR, NEWBURGH, N.Y. PRESIDENT that he is the of SUMMIT RIDGE HOMES, INC.

the subscribing witness to the foregoing instrument, with whom I am personally acquainted, who, being by me duly sworn, did depose and say that he resides at No. \_\_\_\_\_ that he knows \_\_\_\_\_

in and which executed the foregoing instrument; that he knows the seal of said corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the board of directors of said corporation, and that he signed his name thereto by like order.

to be the individual described in and who executed the foregoing instrument; that he, said subscribing witness, was present and saw execute the same; and that he, said witness, at the same time subscribed his name as witness thereto.

*Philip A. Crotty, Jr.*

PHILIP A. CROTTY, JR., NOTARY PUBLIC, STATE OF N. Y., ORANGE COUNTY MY COMMISSION EXPIRES MAR. 30, 1978

Bargain and Sale Deed

WITH COVENANT AGAINST GRANTOR'S ACTS

TITLE No. U-594161

SECTION \_\_\_\_\_ BLOCK \_\_\_\_\_ LOT \_\_\_\_\_ COUNTY OR TOWN \_\_\_\_\_

7260 / 71

Record and Return To:

SECURITY TITLE & GUARANTY CO. 22 MULBERRY STREET MIDDLETOWN, N. Y. 10940

~~BARRY B. SILVER, ESQ. 828-838 Broadway P.O. BOX 2265 Newburgh, New York 12550~~ FINKELSTEIN, MARUCELLO, KAPLAN LEWA 184 LIBERTY ST NEWBURGH, N.Y. 12550 Zip No.

*Sec. Title*

RECEIVED 12-60 REAL ESTATE OFFICE SEP 20 1977 TRANSFER TAX ORANGE COUNTY MP

Orange County Clerk's Office, N.Y. Recorded on the 23<sup>rd</sup> day of Sept 19 77 at 11:00 AM in Liber 2079 Block 754 and Examined. *C. N. Winter*



DEED

*Consult your lawyer before signing this instrument. This instrument should be used by lawyers only.*

THIS INDENTURE, made the 29th day of November, nineteen hundred and ninety-three,

BETWEEN

Jesus B. Pacquing and Andromida Pacquing, a/k/a Andromida S. Pacquing, residing at 9 Summit Ridge Drive, Newburgh, New York 12550,

party of the first part,

and

Jesus B. Pacquing, residing at 9 Summit Ridge Drive, Newburgh, New York 12550, or his successors, as Trustee of The Jesus B. Pacquing Living Trust, dated 11/29/93, and Andromida S. Pacquing, residing at 9 Summit Ridge Drive, Newburgh, New York 12550, or her successors, as Trustee of The Andromida S. Pacquing Living Trust, dated 11/29/93, each as to an undivided one-half interest as tenants in common,

party of the second part,

WITNESSETH, that the party of the first part, in consideration of ten dollars and no/100 (\$10.00), lawful money of the United States, to them 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 lot, piece or parcel of land together with the buildings and improvements located and to be erected thereon, situate, lying and being in the Town of Newburgh, County of Orange and State of New York, being further bounded and described as follows:

BEGINNING at a point in the northwesterly line of Summit Ridge Drive which marks the most southerly corner of the herein described Lot 5, Block A, as said lot is shown on a map "Plan of Subdivision of Summit Ridge, in the Town of Newburgh, Orange County, New York" made by Eustance and Horowitz, Engineers and surveyors, P.O. Box 525, Circleville, New York, June 2, 1970, revised June 15, 1970, and filed in the Orange County Clerk's Office on August 5, 1970, as Map #2547, and runs thence along the northeasterly line of Lot 6, on said map north 55 degrees 18 minutes 01 seconds west 202.33 feet to lands now or formerly of one Gergoula; thence along said lands north 19 degrees 56 minutes 14 seconds east for 150.54 feet to the southwesterly corner of Lot 4, Block A; thence along the southwesterly line of Lot 4, being parallel with the first described line, south 55 degrees 18 minutes 01 seconds east 240.69 feet to the northwesterly line of Summit Ridge Drive; thence along the same south 34 degrees 41 minutes 59 seconds west for 145.57 feet to the place of beginning.

BEING the same premises conveyed by Summit Ridge Homes, Inc., Grantor, to Jesus B. Pacquing and Andromida Pacquing, Grantee, by Deed dated September 23, 1977 and recorded in the Orange County Clerk's Office on September 26, 1977 in Liber 2079 of Deeds at page 753.

SUBJECT to covenants, conditions, restrictions and rights of way of record, if any.

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 incumbered in any way whatever, except as aforesaid.

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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 requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

Jesus B. Pacquing  
Jesus B. Pacquing

Andromida Pacquing, a/k/a  
Andromida S. Pacquing  
Andromida S. Pac

LIBER 3972 PAGE 62



ORANGE COUNTY CLERK'S OFFICE RECORDING PAGE  
**THIS PAGE IS PART OF THE INSTRUMENT - DO NOT REMOVE**

OR TYPE: BLACK INK ONLY

Jesus B. Pacquing  
 Andromida Pacquing, a/k/a/ Andromida S.  
 Pacquing  
 TO  
 Jesus B. Pacquing, TRUSTEE  
 Andromida S. Pacquing, TRUSTEE  
 The Jesus B. Pacquing Living Trust  
 The Andromida S. Pacquing Living Trust

SECTION 104 BLOCK 1 LOT 5

RECORD AND RETURN TO:  
 (Name and Address)

The Ettinger Law Firm  
 A Professional Corporation  
 Post Office Box 3300  
 Kingston, New York 12401

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

DO NOT WRITE BELOW THIS LINE

CONTROL NO. 50989 DATE 11-29-93 AFFIDAVIT FILED \_\_\_\_\_ 19\_\_\_\_

INSTRUMENT TYPE: DEED \_\_\_\_\_ MORTGAGE \_\_\_\_\_ SATISFACTION \_\_\_\_\_ ASSIGNMENT \_\_\_\_\_ OTHER \_\_\_\_\_

- BG20 Blooming Grove \_\_\_\_\_
- CH22 Chester \_\_\_\_\_
- CO24 Cornwall \_\_\_\_\_
- CR26 Crawford \_\_\_\_\_
- DP28 Deerpark \_\_\_\_\_
- GO30 Goshen \_\_\_\_\_
- GR32 Greenville \_\_\_\_\_
- HA34 Hamptonburgh \_\_\_\_\_
- HI36 Highlands \_\_\_\_\_
- MK38 Minisink \_\_\_\_\_
- ME40 Monroe \_\_\_\_\_
- MY42 Montgomery \_\_\_\_\_
- MH44 Mount Hope \_\_\_\_\_
- NT46 Newburgh (T)
- NW48 New Windsor \_\_\_\_\_
- TU50 Tuxedo \_\_\_\_\_
- WL52 Wallkill \_\_\_\_\_
- WK54 Warwick \_\_\_\_\_
- WA56 Wawayanda \_\_\_\_\_
- WO58 Woodbury \_\_\_\_\_
- MN09 Middletown \_\_\_\_\_
- NC11 Newburgh \_\_\_\_\_
- PJ13 Port Jervis \_\_\_\_\_
- 9999 Hold \_\_\_\_\_

SERIAL NO. \_\_\_\_\_  
 Mortgage Amount \$ \_\_\_\_\_ CHECK  CASH \_\_\_\_\_ CHARGE \_\_\_\_\_  
 Exempt Yes \_\_\_\_\_ No \_\_\_\_\_  
 3-6 Cooking Units Yes \_\_\_\_\_ No \_\_\_\_\_  
 Received Tax on above Mortgage  
 Basic \$ \_\_\_\_\_ ED. FUND \$ 5.00  
 MTA \$ \_\_\_\_\_ RECORD. FEE \$ 14  
 Spec. Add. \$ \_\_\_\_\_ REPORT FORMS \$ 30  
 TOTAL \$ \_\_\_\_\_ CERT. COPIES \$ \_\_\_\_\_

MARION S. MURPHY  
 Orange County Clerk

by: \_\_\_\_\_

ORANGE COUNTY CLERK'S OFFICE S.S.  
 Recorded on JAN 14 1994  
 at 2:21 O'Clock P M.  
 In Liber/Film 3972 deeds  
 at page 100 and examined.  
*John F. Macauliffe*  
 County Clerk

*Ettinger*  
 RECEIVED  
 \$ \_\_\_\_\_  
 REAL ESTATE  
 TRANSFER TAX  
 ORANGE COUNTY

LIBER 3972 PAGE 60

ORG 01/14/94 02:21:32 2173 44.00  
 \*\*\*\*\* EDUCATION FUND: 5.00 \*\*\*\*\*  
 DEED CONTROL NO: 50989 .00 \*  
 \*\*\*\*\* SERIAL NUMBER: 004078 \*\*\*\*\*

**J.T. McMANUS INC.**  
*Builder Since 1960*  
 83 LESLIE ROAD  
 NEWBURGH, N.Y. 12550  
 845-562-1363



**THESE DRAWINGS ARE INSTRUMENTS OF SERVICE AND SHALL REMAIN THE PROPERTY OF J.T. McMANUS INC. THEY ARE NOT TO BE USED BY ANY OTHER CONTRACTOR EXCEPT BY AGREEMENT IN WRITING, BY J.T. McMANUS INC.**

	Proposed: Gregory A. Deak For: Dr. Jesus Paqueling #9 Summit Ridge Road, Newburgh, NY 12558	
	SCALE: 1/4" = 1'-0"	APPROVED BY:
DATE: Sept 2015	DRAWN BY: Terry	REVISED:
J.T. McManus Inc.		DRAWING NUMBER 1

Existing Residence

12

4

2'-0"

New Roofing to Match Existing

Vinyl Siding to Match Ex.

Railing to Match Ex.

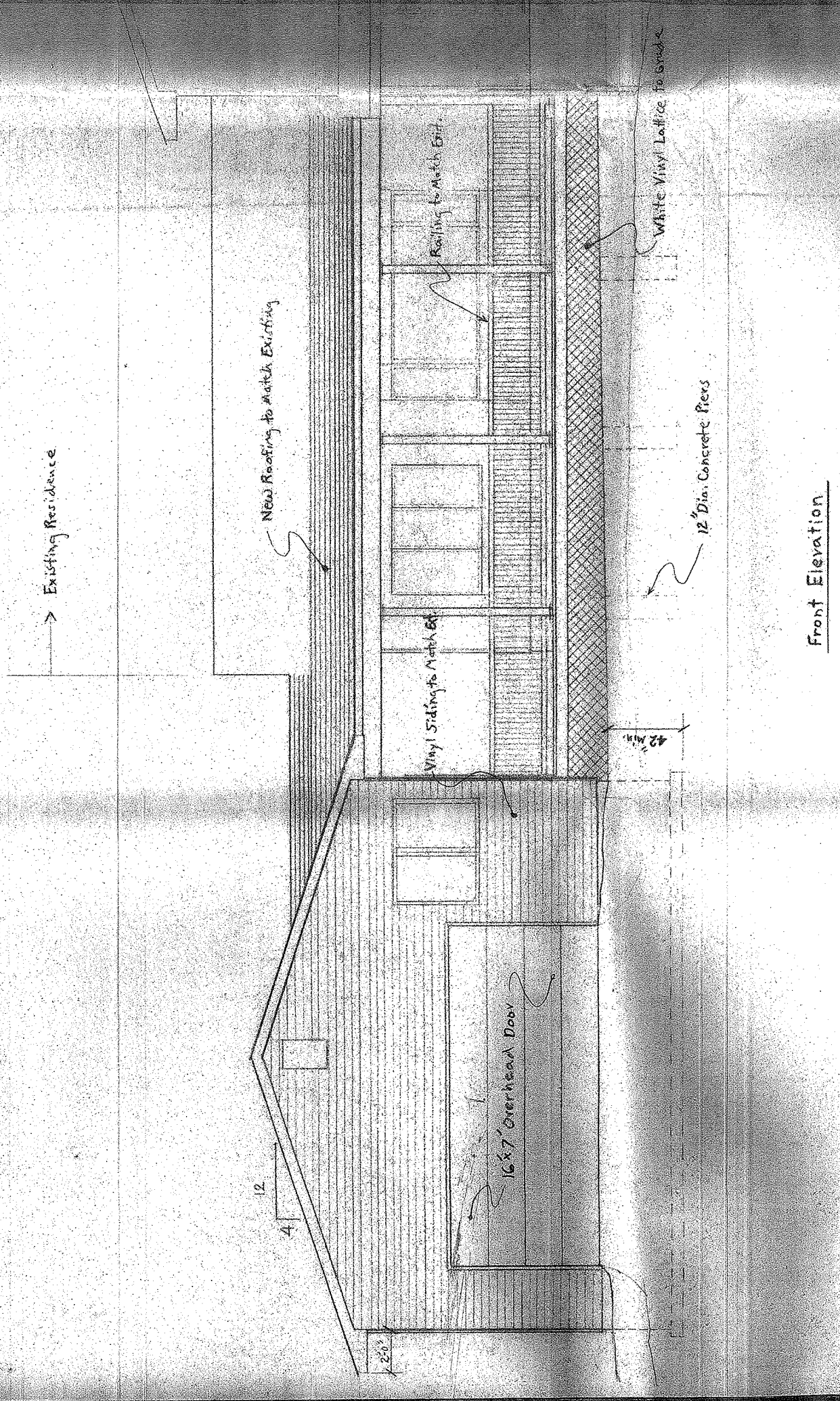
16x7 Overhead Door

42 Min.

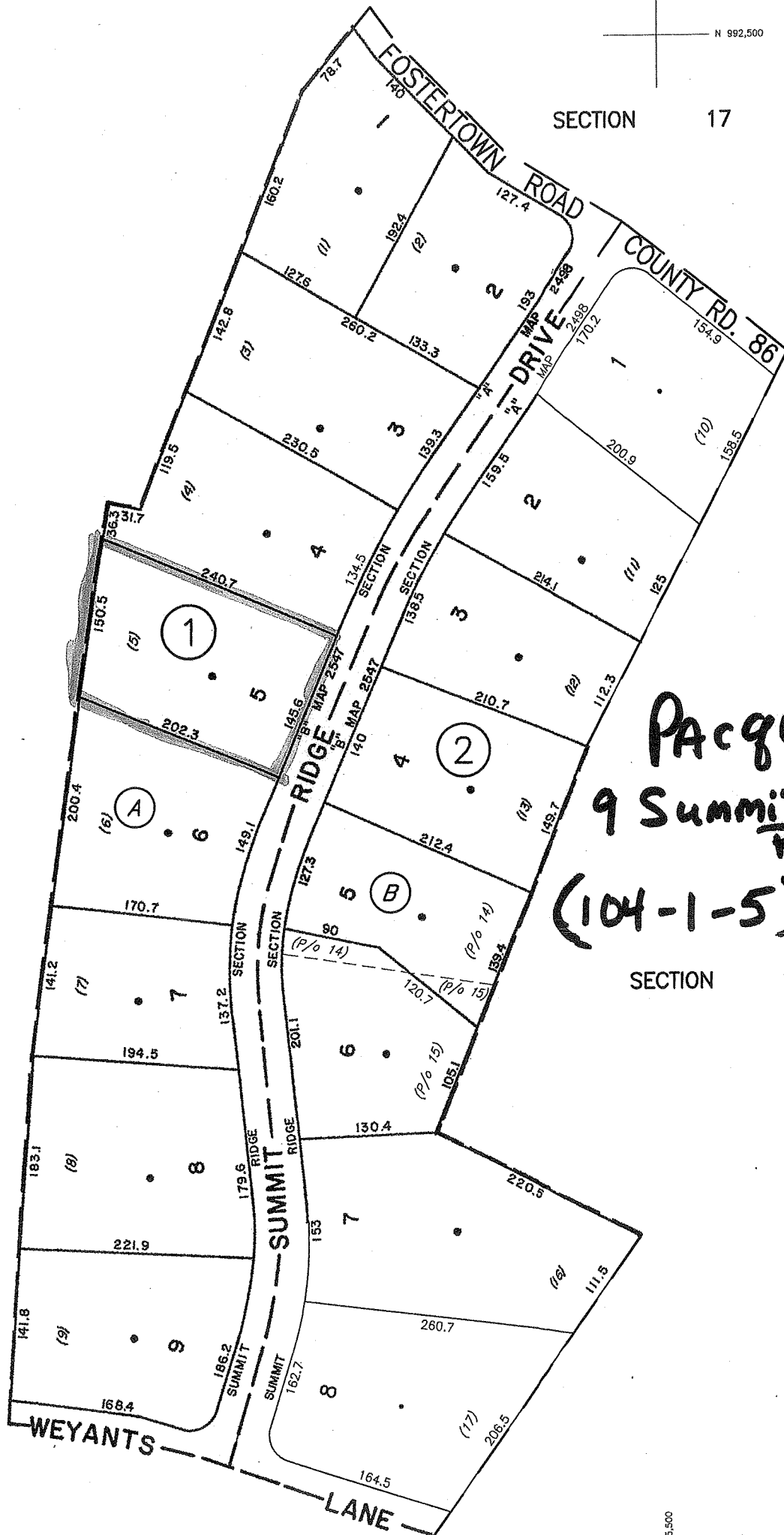
12" Dia. Concrete Piers

White Vinyl Lattice to Grille

Front Elevation



SECTION 17



Pacquing  
 9 SummitRidge  
 ROAD  
 (104-1-5)

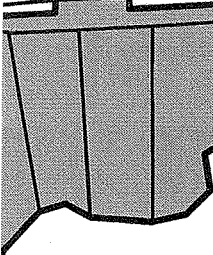
SECTION 17

MAP 100

332.5

234.7  
59  
235  
75

COBB  
FOSTER  
2408  
211.9  
100 50  
MET  
16584



INSERT E

2  
24.3A

5

UB MAP 451-09

10.3A

SUB (1)  
32.11  
2.8A  
26.7  
311.5  
CAMPBELL

896.4

35  
1A  
36  
1A  
37.1A  
38.1A  
190  
117.3  
80.3

134 SUB (1) MAP (3)  
2.3A  
136  
1.4A  
135  
1A  
26.5  
215.7  
CASSARA

40.1  
1.6A  
41.1  
1.9A  
42  
2.2A(C)  
2288  
119.4  
175  
177.7  
FOSTER TOWN

SECTION 104

Summit Ridge Drive

8 VALENTI SUB (2)  
3.1  
3.3A  
53.2  
1.7A  
240.5  
100.4  
1686

MAP 76-01 89.5  
41.1  
42  
44  
4.1A  
43  
592S  
372S  
LAMBERT MAP 42.14  
208.9  
44.3  
44.3  
103.8  
257.3  
157.4  
115.7  
115.7  
193.7  
206.5  
315  
315  
106.5  
232S  
WEYANTS LANE  
150S  
48  
47  
1A  
1.2A  
46  
49  
113.3  
114S  
150S

WEYANTS LANE