



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
Local Referring Board:	Zoning Board of Appeals
Applicant:	Michael & Constance Pendino
Project Name:	
Location of Project Site:	129 Weyants Lane

Tax Map #:	17-1-46
Tax Map #:	
Tax Map #:	
Local File No.:	2665-18A+B
Size of Parcel*:	1 acre
<small>*If more than one parcel, please include sum of all parcels.</small>	
Current Zoning District (include any overlays):	R-2

Reason for County Review: Within 500 FT of CR 86 Fostertown Road

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): _____

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

 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) (A) No pool located within 10ft of Lot Line to keep pool deck

Other (B) increasing degree of non-conformity of side yard

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

Local board comments or elaboration:

[Signature] 4/17/18 Chairperson,
Signature of local official Date 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



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: 3/27/18

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

I (WE) Michael & Constance Pendleton PRESENTLY
RESIDING AT NUMBER 129 WEYANTS LANE
TELEPHONE NUMBER 845-541-1055

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:

17-1-46 (TAX MAP DESIGNATION)
129 WEYANTS LANE (STREET ADDRESS)
R2 (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).

2665-18-A = 185-43-B
2665-18-B = 185-19-C-1



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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: 1/19/18 + 1/17/18

b) OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED: _____

4. DESCRIPTION OF VARIANCE SOUGHT: POOL TO PROPERTY LINE 6'-10" A 3'-2" VARIANCE + SIDE YARD TO PROPERTY LINE 9.7' EXISTING.

5. IF A USE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE ZONING LAW WOULD PRODUCE UNNECESSARY HARDSHIP IN THAT:

a) UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT IS DEPRIVED OF ALL ECONOMIC USE OR BENEFIT FROM THE PROPERTY IN QUESTION BECAUSE:

(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAL EVIDENCE ESTABLISHING SUCH DEPRIVATION)

b) THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTANTIAL PORTION OF THE DISTRICT OR NEIGHBORHOOD BECAUSE:

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



TOWN OF NEWBURGH

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OLD TOWN HALL
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NEWBURGH, NEW YORK 12550

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

6. IF AN AREA VARIANCE IS REQUESTED:

a) THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHANGE IN THE CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO NEARBY PROPERTIES BECAUSE:

A - POOL HAS BEEN THERE FOR YEARS W/NO COMPLAINTS
B - IT IS IN THE REAR OF THE HOME

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:

A - POOL HAS BEEN THERE FOR YEARS AND WOULD REQUIRE THE REMOVAL OF THE POOL.
B - BECAUSE OF THE EXISTING HOUSE LOCATION

c) THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:

A - IT IS ONLY A 3'-2" VARIANCE
B - IT WILL ~~BE~~ LINE UP WITH THE EXISTING HOME

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

A - THE POOL IS EXISTING AND NO CHANGES PROPOSED
B - IT IS A SMALL REAR DECK W/ MINIMAL DISTURBANCE DURING CONSTRUCTION

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

A - THE POOL WAS EXISTING PRIOR TO ~~THE~~ CURRENT OWNER
B - WORKING WITH THE EXISTING HOUSE LOCATION



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

OFFICE OF ZONING BOARD
(845) 566-4901

7. ADDITIONAL REASONS (IF PERTINENT):

Michael Perino
PETITIONER (S) SIGNATURE

STATE OF NEW YORK: COUNTY OF ORANGE:

SWORN TO THIS 27th DAY OF March 20 18

Amanda Musial
NOTARY PUBLIC

AMANDA MUSIAL
NOTARY PUBLIC-STATE OF NEW YORK
No. 01MU8972480
Qualified in Orange County
My Commission Expires 03/19/2022

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 NEWBURGH

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

PROXY

Michael Perclino, DEPOSES AND SAYS THAT

HE/SHE RESIDES AT 129 WEYANTS LANE

IN THE COUNTY OF ORANGE AND STATE OF N.Y.

AND THAT HE/SHE IS THE OWNER IN FEE OF 129 WEYANTS LANE

WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING APPLICA-

TION AND THAT HE/SHE HAS AUTHORIZED ZEN CONSULTANTS, INC.

TO MAKE THE FOREGOING APPLICATION AS DESCRIBED THEREIN.

DATED: 3/27/18 Michael Perclino

OWNER'S SIGNATURE

Ken Lytt

WITNESS' SIGNATURE

STATE OF NEW YORK: COUNTY OF ORANGE:

SWORN TO THIS 27th DAY OF March 20 18

Amanda Musial

NOTARY PUBLIC

AMANDA MUSIAL

NOTARY PUBLIC-STATE OF NEW YORK

No. 01MU6372480

Qualified in Orange County

My Commission Expires 03/19/2022

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: Pendino Variances			
Project Location (describe, and attach a location map): 129 Weyants Lane			
Brief Description of Proposed Action: Install a new rear deck onto the existing home			
Name of Applicant or Sponsor: Michael Pendino		Telephone: 845-541-1055	
		E-Mail:	
Address: 129 Weyants Lane			
City/PO: Newburgh		State: New York	Zip Code: 12550
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: Building Department - building permit			NO <input type="checkbox"/>
			YES <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action?		_____ acres	
b. Total acreage to be physically disturbed?		_____ acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		_____ 0.0 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			

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:	<input type="checkbox"/>	<input type="checkbox"/>
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)
---	---

ORANGE COUNTY CLERK'S OFFICE RECORDING PAGE

THIS PAGE IS PART OF THE INSTRUMENT - DO NOT REMOVE



TYPE NAME(S) OF PARTY(S) TO DOCUMENT: BLACK INK

ALFRED PENDINO and MARY J. PENDINO husband & wife

TO

MICHAEL PENDINO and CONSTANCE PENDINO, husband & wife

SECTION 17 BLOCK 1 LOT 46

RECORD AND RETURN TO: (Name and Address)

JEFFREY RUSSELL WERNER ESQ. WERNER & SAFFIOTI LLP 5031 ROUTE 9W NEWBURGH, NY 12550

THIS IS PAGE ONE OF THE RECORDING ATTACH THIS SHEET TO THE FIRST PAGE OF EACH RECORDED INSTRUMENT ONLY

DO NOT WRITE BELOW THIS LINE

INSTRUMENT TYPE: DEED [X] MORTGAGE _____ SATISFACTION _____ ASSIGNMENT _____ OTHER _____

PROPERTY LOCATION

- 2089 BLOOMING GROVE (TN) 4289 MONTGOMERY (TN)
2001 WASHINGTONVILLE (VLG) 4201 MAYBROOK (VLG)
2289 CHESTER (TN) 4203 MONTGOMERY (VLG)
2201 CHESTER (VLG) 4205 WALDEN (VLG)
2489 CORNWALL (TN) 4489 MOUNT HOPE (TN)
2401 CORNWALL (VLG) 4401 OTISVILLE (VLG)
2600 CRAWFORD (TN) [X] 4600 NEWBURGH (TN)
2800 DEERPARK (TN) 4800 NEW WINDSOR (TN)
3089 GOSHEN (TN) 5089 TUXEDO (TN)
3001 GOSHEN (VLG) 5001 TUXEDO PARK (VLG)
3003 FLORIDA (VLG) 5200 WALKILL (TN)
3005 CHESTER (VLG) 5489 WARWICK (TN)
3200 GREENVILLE (TN) 5401 FLORIDA (VLG)
3489 HAMPTONBURGH (TN) 5403 GREENWOOD LAKE (VLG)
3401 MAYBROOK (VLG) 5405 WARWICK (VLG)
3689 HIGHLANDS (TN) 5600 WAWAYANDA (TN)
3601 HIGHLAND FALLS (VLG) 5889 WOODBURY (TN)
3889 MINISINK (TN) 5801 HARRIMAN (VLG)
3801 UNIONVILLE (VLG)
4089 MONROE (TN)
4001 MONROE (VLG)
4003 HARRIMAN (VLG)
4005 KIRYAS JOEL (VLG)
9999 HOLD

CITIES

- 0900 MIDDLETOWN
1100 NEWBURGH
1300 PORT JERVIS

NO. PAGES 3 CROSS REF
CERT. COPY ADD'L X-REF
MAP # PGS.

PAYMENT TYPE: CHECK [X]
CASH
CHARGE
NO FEE

CONSIDERATION \$ 198,000.00
TAX EXEMPT

MORTGAGE AMT \$
DATE

MORTGAGE TAX TYPE:

- (A) COMMERCIAL/FULL 1%
(B) 1 OR 2 FAMILY
(C) UNDER \$10,000
(E) EXEMPT
(F) 3 TO 8 UNITS
(I) NAT. PERSON/CR. UNION
(J) NAT. PER-CR.UN/1 OR 2
(K) CONDO

Signature of Donna L. Benson

DONNA L. BENSON Orange County Clerk

RECEIVED FROM: Werner

RECORDED/FILED 01/08/2004/ 14:34:42 DONNA L. BENSON County Clerk ORANGE COUNTY, NY

FILE # 20040003226 DEED / BK 11341 PG 0763 RECORDING FEES 80.00 TTX# 006330 TRANS TAX 792.00 Receipt#2006438 page

STATE OF NEW YORK (COUNTY OF ORANGE) SS: I, JEFFREY RUSSELL WERNER, CLERK AND CLERK OF THE SUPREME COURT OF THE JUDICIAL DEPARTMENT, ORANGE COUNTY, DO HEREBY CERTIFY THAT I HAVE RECEIVED THIS COPY WITH THE CORRECT RECORDING TAXES AND I HAVE RECORDED THE SAME IN MY OFFICE ON 1/18/04. I HAVE REVIEWED THE INSTRUMENT AND I HAVE RECORDED THE SAME WITH MY OFFICIAL SEAL.

3/13/18 Jeffery Russell Werner Orange County Clerk & Clerk of the Supreme County Court's Office Orange County



BARGAIN AND SALE DEED WITH COVENANT AGAINST GRANTOR'S ACTS (INDIVIDUAL OR CORPORATION)

FORM 8007

CAUTION: THIS AGREEMENT SHOULD BE PREPARED BY AN ATTORNEY AND REVIEWED BY ATTORNEYS FOR SELLER AND PURCHASER BEFORE SIGNING.

THIS INDENTURE, made the 1st day of October, 2003,

between ALFRED PENDINO and MARY J. PENDINO, husband & wife, of 129 WEYANTS LANE, NEWBURGH, NY 12550 parties of the first part,

and MICHAEL PENDINO and CONSTANCE PENDINO, husband & wife of 129 Weyants Lane, Newburgh, NY 12550 parties of the second part,

WITNESSETH, that the party of the first part, in consideration of Ten Dollars and No Cents (\$10.00), lawful money of the United States, 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, State of New York more particularly described in Schedule A attached hereto.

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 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.

Alfred Pendino
ALFRED PENDINO

Mary J. Pendino
MARY J. PENDINO

STATE OF NEW YORK)
COUNTY OF ORANGE) ss.:

On the 1st day of October in the year 2003, before me, the undersigned, personally appeared ~~ALFRED PENDINO~~ and MARY J. PENDINO, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that they executed the same in their capacity(ies), and that by their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument.

Jeffrey Russell Werner
(signature and office of individual taking acknowledgment)

JEFFREY RUSSELL WERNER
Notary Public, State of New York
No. 4773385
Qualified in Orange County
Commission Expires February 28, 2007

SCHEDULE A

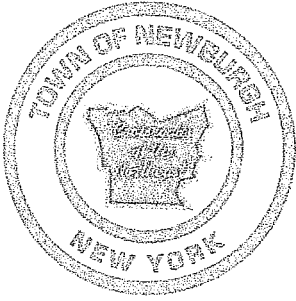
All that certain lot, piece or parcel of land situate, lying and being in the Town of Newburgh, County of Orange, State of New York, bounded and described as follows:

BEGINNING at a point being a nail set in the center line of existing Weyant Road and running thence along the easterly boundary line of lands now or formerly of V. Colandrea N 43° 00' E 330.17 ft. to an iron pipe found on the southerly line of lands now or formerly of Dayton; thence turning and running along the said southerly line of Dayton S 47° 00' E 106.55 ft. to an oak hub set in a stone wall, said point being the southeasterly corner of lands of said Dayton; thence turning and running along the stone wall through the lands now or formerly of F. Colandrea S 17° 25' 40" W 222.76 ft. to a nail set in the center line of said existing Weyant Road, described line being the easterly boundary line of lands herein conveyed; thence turning and running along the center line of existing Weyant Road N 79° 31' 18" W 240.41 ft. to the point or place of beginning, containing 1.008 acres of land more or less.

The above description being in accordance with a survey made by Herbert L. Kartiganer, licensed Land Surveyor, State of New York, dated 18 April 1964. SUBJECT to the rights of the public in and to that portion of Weyant Road contained in the above description.

BEING AND INTENDED to be the same premises conveyed by deed dated 6/03/64 Frank Colandrea to Alfred Pendino and Mary J. Pendino husband and wife recorded in the Orange County Clerk's Office on 6/05/64 in Liber 1664 of deeds at page 358.

SUBJECT TO the reservation by the grantors, Alfred Pendino and Mary J. Pendino herein of a life estate during their natural life to possess and occupy the apartment therein.



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

2665-18-A

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

Date: 04/16/2018

Application No. 18-0023

of Constantine

To: Michael Pendino
129 Weyants Ln
Newburgh, NY 12550

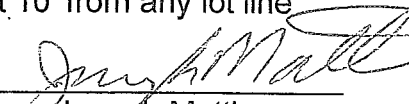
SBL: 17-1-46
ADDRESS: 129 Weyants Ln

ZONE: R2

PLEASE TAKE NOTICE that your application dated 01/16/2018 for permit to keep a 25' x 30' pool deck on the premises located at 129 Weyants Ln is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code Section:

1) 185-43-B / Pools in excess of 200 square feet shall shall be located at least 10' from any lot line


Joseph Mattina

Cc: Town Clerk & Assessor (500')
File

Town of Newburgh Code Compliance

OWNER INFORMATION

BUILT WITH OUT A PERMIT **YES / NO**

NAME: Michael Pendino *q Constance* Building Application # 18-0023

ADDRESS: 129 Weyants Lane Newburgh NY 12550

PROJECT INFORMATION:

AREA VARIANCE

USE VARIANCE

TYPE OF STRUCTURE: 25' x 30' Pool deck

SBL: 17-1-46 ZONE: R-2 ZBA Application # 2665-18-A

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

	MINIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE PERCENTAGE
LOT AREA					
LOT WIDTH					
LOT DEPTH					
FRONT YARD					
REAR YARD					
SIDE YARD	10'	6'-10"		3'-2"	32.00%
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:

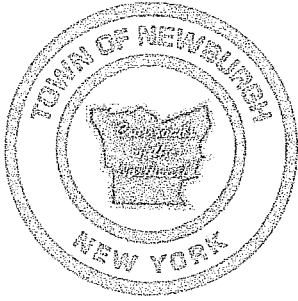
GREATER THEN 1000 S.F. OR BY FORMULA - 185-15-A-4 YES / NO
 FRONT YARD - 185-15-A YES / NO
 STORAGE OF MORE THEN 4 VEHICLES YES / NO
 HEIGHT MAX. 15 FEET - 185-15-A-1 YES / NO
 10% MAXIMUM YARD COVERAGE - 185-15-A-3 YES / NO

NOTES: **Permit (#21810-08) and CO issued for pool deck based on the submitted setback dimensions of 20' from property line**

VARIANCE(S) REQUIRED:

- 1 185-43-B / Pools in excess of 200 square feet shall be located at least 10' from any lot line.
- 2 _____
- 3 _____
- 4 _____

REVIEWED BY: Joseph Mattina DATE: 18-Jan-18



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

2665-18-B

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

Date: 04/16/2018

Application No. 18-0007

& Constance

To: Michael Pendino
129 Weyants Lane
Newburgh, NY 12550

SBL: 17-1-46

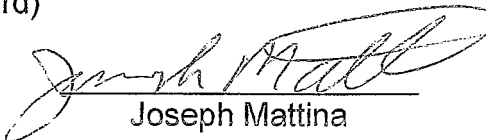
ADDRESS: 129 Weyants Ln

ZONE: R2

PLEASE TAKE NOTICE that your application dated 01/03/2018 for permit to build a 14' x 24' rear deck on the rear of the dwelling on the premises located at 129 Weyants Ln is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code Section:

1) 185-19-C-1 / Shall not increase the degree of non-conformity. (side yard)


Joseph Mattina

Cc: Town Clerk & Assessor (500')
File

Town of Newburgh Code Compliance

OWNER INFORMATION *BUILT WITH OUT A PERMIT* **YES / NO**

NAME: Michael Pendino Building Application # 18-0007
of Constance

ADDRESS: 129 Weyants Lane Newburgh NY 12550

PROJECT INFORMATION: AREA VARIANCE USE VARIANCE

TYPE OF STRUCTURE: 14' x 24' Rear house deck

SBL: 17-1-46 **ZONE:** R-2 **ZBA Application #** 2665-18-B

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

	MINIMUM	EXISTING	PROPOSED	VARIANCE	VARIANCE PERCENTAGE
LOT AREA					
LOT WIDTH					
LOT DEPTH					
FRONT YARD					
REAR YARD					
SIDE YARD	30'	9.7'	Increasing the degree of non-conformity		
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: The dwelling is existing non-conforming for (1) side yard setback

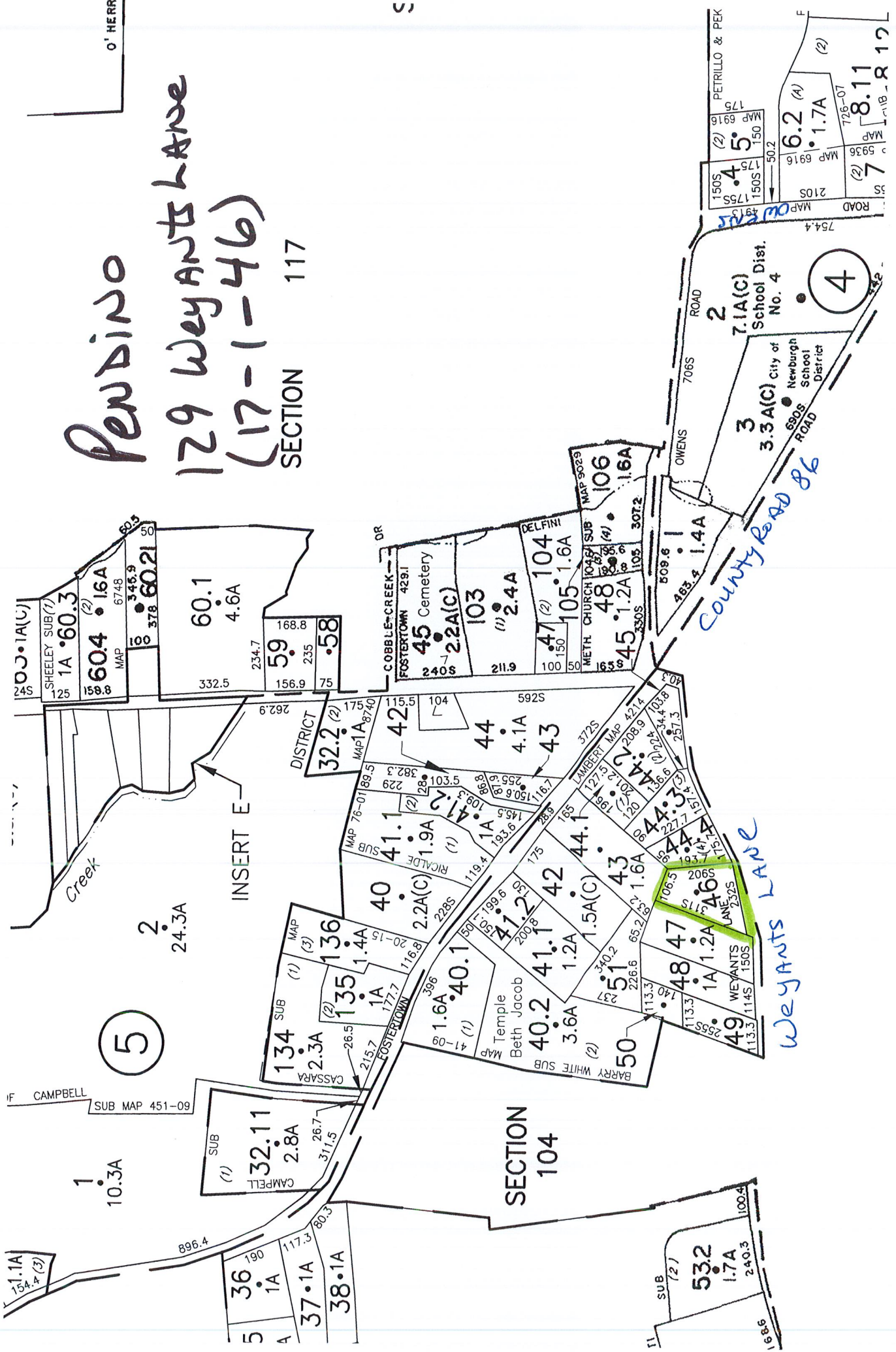
VARIANCE(S) REQUIRED:

- 1 185-19-C-1 / Shall not increase the degree of non-conformity.
- 2 _____
- 3 _____
- 4 _____

REVIEWED BY: Joseph Mattina **DATE:** 18-Jan-18

Pensino
129 Weyants Lane
(17-1-46)

SECTION 117



5

4

County Road 86

Weyants Lane

7.1A(C) School Dist. No. 4

3.3A(C) City of Newburgh School District

45 Cemetery

METH. CHURCH

INSERT E

Creek

SHEELEY SUB (1)

CAMPBELL SUB MAP 451-09

FOSTERTOWN

COBBLE-CREEK DR

OWENS ROAD

PETRILLO & PEK

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD

ROAD