# ZONING BOARD OF APPEALS \*\*TOWN OF GRAND ISLAND\*\*

# AGENDA August 6, 2020

### <u>NEW BUSINESS:</u>

# 1) 210 Havenwood Lane – Jeremy Rejewski

Requests a front yard setback for the construction of a deck on front of a home on a corner lot.

### 2) 2600 East River Road - Jerrett Fancher

Requests a height variance and a front yard setback for a shed on the waterfront.

### 3) <u>272 Havenwood Lane – Lance Tlustos</u>

Requests a height variance and front yard setback variance for a fence on a corner lot.

# 4) 2818 East River Road – David Bruno

Requests a front yard setback variance for the construction of a new single family dwelling and a covered deck on the waterfront.

# 5) 3175 Staley Road – Advanced Design Group

Requests a side yard setback variance for an addition to an existing structure.

# 6) 1843 Staley Road - James Ehde

Requests a front yard setback variance for an addition and front porch.

# 7) 103 Driftwood Drive-Heidi Asbach

Requests a height variance and a front yard setback variance for a fence on a corner lot.

# 8) 973 Stony Point Road - Cheryl Voak

Requests a height variance and a front yard setback variance for a fence on a corner lot.

# 9) 1551 Red Jacket Road – Jim's Electric Inc.

Requests two front yard setback variances for a new single family dwelling on a corner lot.

### 10) 364 Laurie Lane - Timothy Mc Rae

Requests a side yard setback variance for the construction of a garage addition.

# 11) 1750 East River Road - Carmelo Cruz

Requests a height variance for the placement of a shed on the waterfront.

# 12) 1803 Fix Road - Raymond Billica

Requests a setback variance for the placement of a shed in the rear yard.

**CORRESPONDANCE:** None

### **OLD BUSINESS:**

1) Request from applicant to remove from the Agenda: 1437 Ferry Road – The Bedell Lighthouse LLC

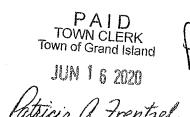
APPROVE MINUTES: Approve ZBA Minutes from July 2, 2020 as written.

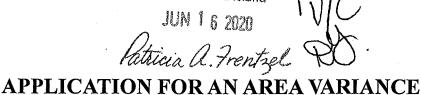
# **OTHER MINUTES RECEIVED:**

Board of Architectural Review Minutes –February 18, 2020 Planning Board Agenda –July 13, 2020 Planning Board Minutes-June 8, 2020 Planning Board/Town Board Minutes- June 11, 2020 **Town Board Agenda** –Regular Meeting #12, June 15, 2020, Regular Meeting #13, July 20, 2020

Town Board Minutes -Regular Meeting #11, June 15, 2020,







# ZBA-2020-028

### Appeal Concerns Property at the following address:

210 Havenwood Ln Grand Island, New York 14072

Property Owner's Name: Jeremy Rejewski

County Tax Map SBL Number: 12.17-6-16

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Request to construct a deck on the front and side of a house on a corner lot

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-19A(2)

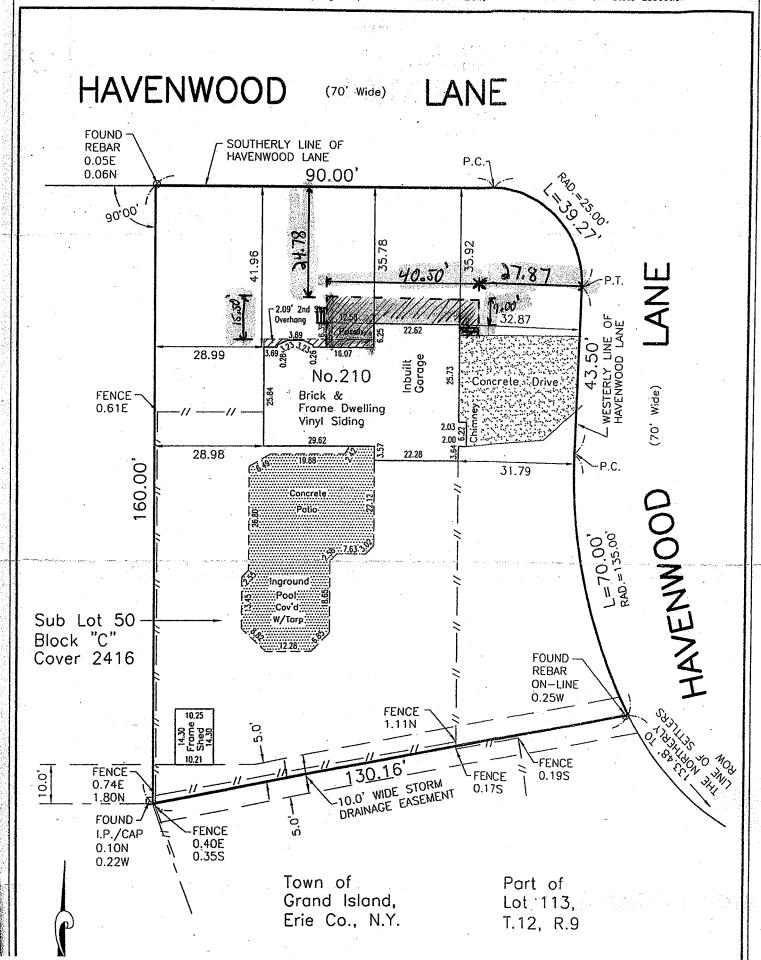
State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
front yard	35 ft.	24 ft.	11 ft. front yard setback on side
front yard setback	35 ft.	28 ft	7 ft. front yard setback in front

Applicant: Jeremy Rejewski, 210 Havenwood Ln, Grand Island, NY 14072-1367

Applicant's Signature / Phone:

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*





Jenzen Gran



# APPLICATION FOR AN AREA VARIANCE

ZBA-2020-029

### Appeal Concerns Property at the following address:

2600 East River Rd Grand Island, New York 14072

Property Owner's Name: Jerrett Fancher

County Tax Map SBL Number: 38.14-1-41

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity:

Requests to place a less than 140 sq. ft x 10 ft. tall shed on the river side of the property

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-18C4

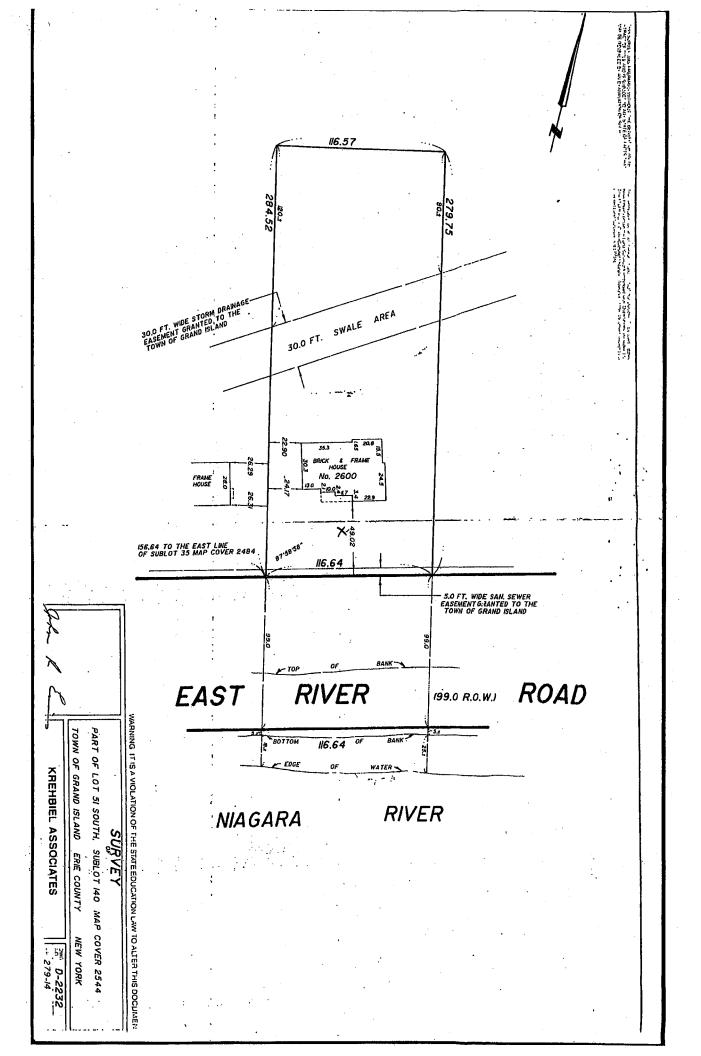
State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
river side height	4 ft.	10 ft.	6 ft.
Schedule i Special Setbacks	90 ft.	45 ft	45 ft.

Applicant: Jerrett Fancher, 2600 Fast River Rd, Grand Island, NY 14072

Applicant's Signature / Phone:

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*





ZBA-2020-030

PAID
TOWN CLERK
Town of Grand Island

JUN 18 2020

Appeal Concerns Property at the following address:

272 Havenwood Ln Grand Island, New York 14072

Property Owner's Name: Lance Tlustos

County Tax Map SBL Number: 11.20-3-10

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Request to locate a 5 ft.tall fence on a corner lot

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-19A

State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
front yard setback	35 ft.	12 ft	23 ft. front yard setback
height	maximun 3 ft. height	5 ft.	2 ft. height variance

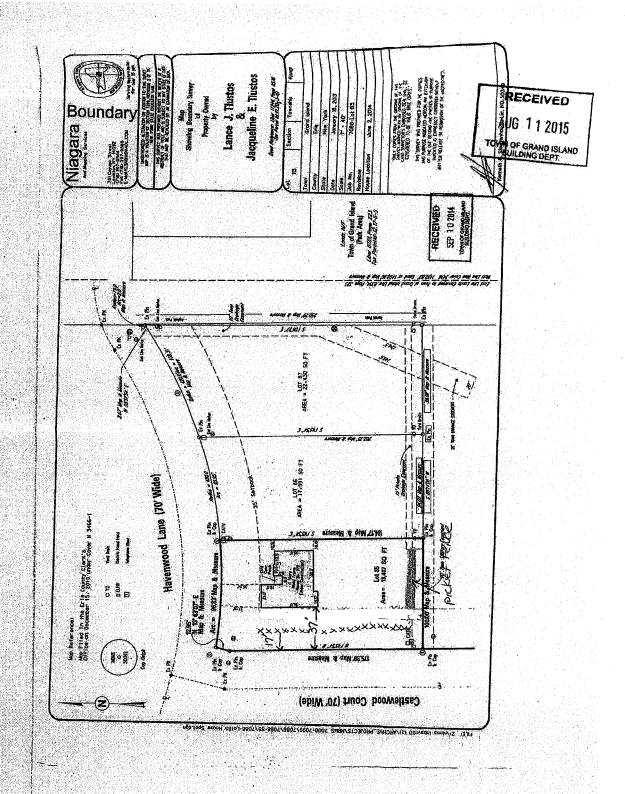
Applicant: Lance Tlustos, 272 Havenwood Ln, Grand Island, NY 14072

Applicant's Signature / Phone: Jones 175-58 33 Date: 6/17/20

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*

\*\*\*THE TOWN OF GRAND ISLAND ENFORCEMENT OFFICER AND OTHER REPRESENTATIVES OF THE TOWN SHALL HAVE THE RIGHT TO ENTER AND INSPECT, AT ANY REASONABLE HOUR, ANY EXTERIOR PREMISES FOR WHICH A VARIANCE HAS BEEN REQUESTED.\*\*\*

ZBA August 6, 7:00 pm







# Thensed at 200 to the food APPLICATION FOR AN AREA VARIANCE

ZBA-2020-032

### Appeal Concerns Property at the following address:

2818 East River Rd Grand Island, New York 14072

Property Owner's Name: David Michael Bruno

County Tax Map SBL Number: 38.15-1-14

Zoning District Classification: R-1C

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

### For the Proposed Activity:

Requests an area variance for a second attached garage on a new single family dwelling making a total of 1716 Sq. ft. garage space. Applicant is also requesting to construct a covered deck on the rivershore portion of the property

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-23A

State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
garage space	maximum 1200 sq. ft.	1716 sq. ft.	516 sq. ft
front yard setback for deck	90 ft. from center of row	70 ft.	20 ft front yard setback
height	maximum 4 ft.	10 ft.	6 ft height var for deck Rost
front yard setback for home	50 ft	40	10 ft front yard setback for home

Applicant: David Michael Bruno, 2818 East River Rd, Grand Island, NY 14072

Applicant's Signature / Phone:

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR **HEARING TO THE TOWN CLERK\*\*\*** 

729 MAIN STREET MCINTYRE BLDG. NIAGARA FALLS, N.Y. 14301 PHONE: 716.284.2062

### James M. Mc Intyre, P.L.S.

PROFESSIONAL LAND SURVEYOR AND ENGINEER

CERTIFICATE OF SURVEY

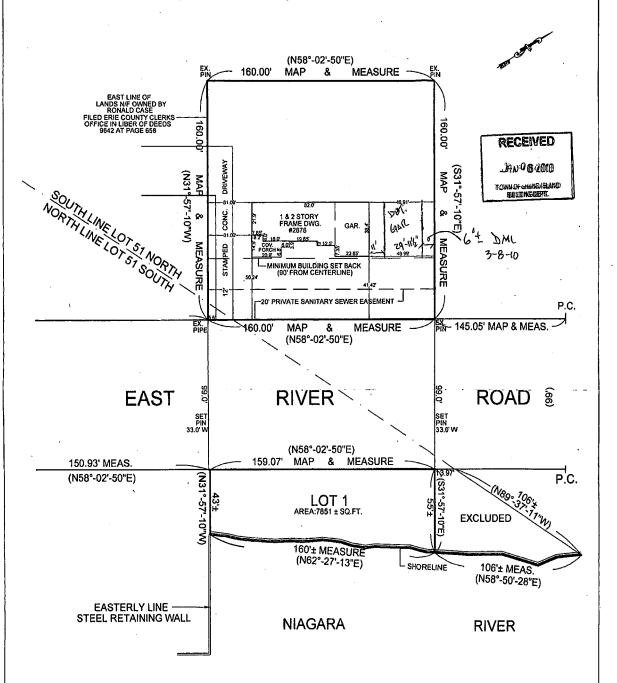
NEW YORK STATE LICENSE NO. 27412

FAX: (716)284-5581

SURVEY REQUESTED BY: DAVID MICHAEL BRUNG BUILDING & REMODELING, INC.

RE:

I HEREBY CERTIFY THAT I MADE A SURVEY OF SUBLOT 1 ON THE WESTERLY SIDE OF EAST RIVER ROAD, TOWN OF GRAND ISLAND, COUNTY OF NIAGARA, STATE OF NEW YORK, PART OF LOTS 51 NORTH AND SOUTH.



#### **DRAWING NO: 2793-09**

NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION OF SUCH.

DATE DECEMBER 30, 2009

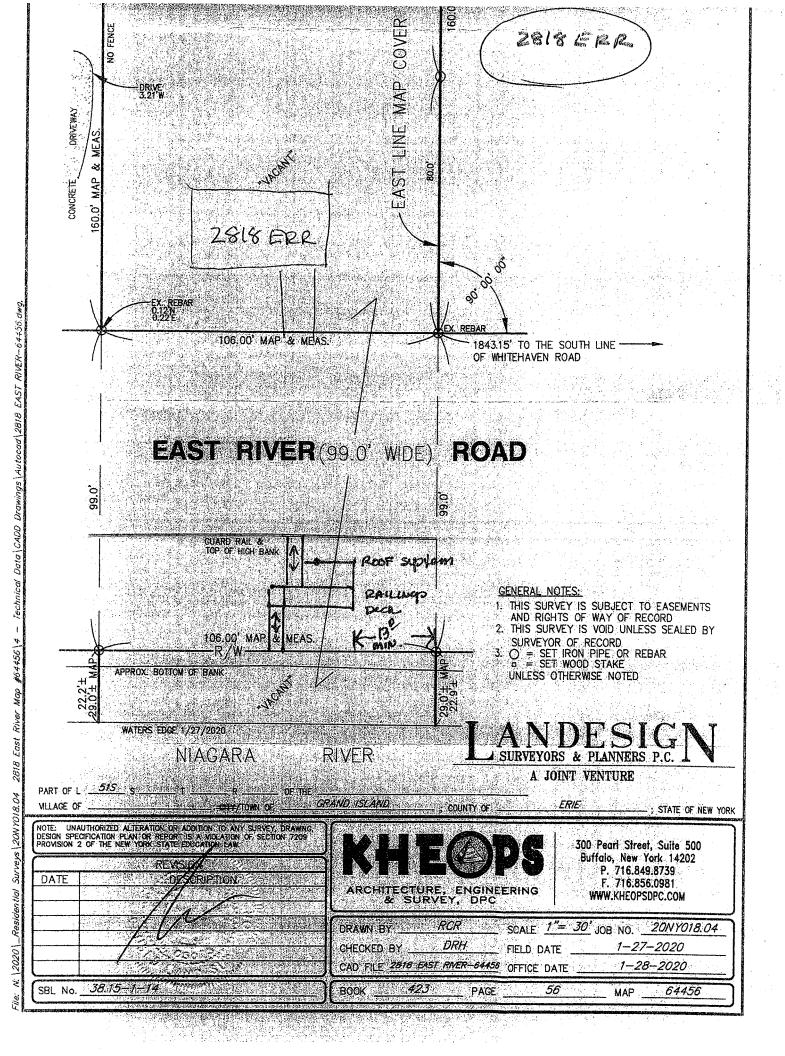
HOUSE NUMBER 2878 JOB NO 36-171

ENCROACHMENTS AS NOTED SCALE 1"= ...40'... ORIGINAL SURVEY...9/18/09JOB NO...36-081



NOTE: IT IS A VIOLATION OF SECTION 7209, SUBDIVISION 2, OF THE NEW YORK STATE EDUCATION LAWFOR ANY PERSON UNLESS ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER OR LAND SURVEYOR TO ALTER, IN ANY WAY, ANY PLANS, SPECIFICATIONS, PLATS OR REPORTS TO WHICH THE SEAL OF A PROFESSIONAL ENGINEER OR LAND SURVEYOR HAS BEEN APPLIED.

JAMES M. MCINTYRE, P.L.S.







JUN 2 5 2020

County Tax Map SBL Number:

Patricia a. Frentsel

ZBA-2020-034

### Appeal Concerns Property at the following address:

3175 Staley Rd Grand Island, New York 14072

Property Owner's Name: Life Technologies Corporation

36.00-4-31

Zoning District Classification: M1

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity:

Request a side yard setback variance from the East property line to construct and additon to Life technology facility.

Current Use of Property: Industrial

Denial was made because of a violation or conflict with the Zoning Code (s): Schedule I

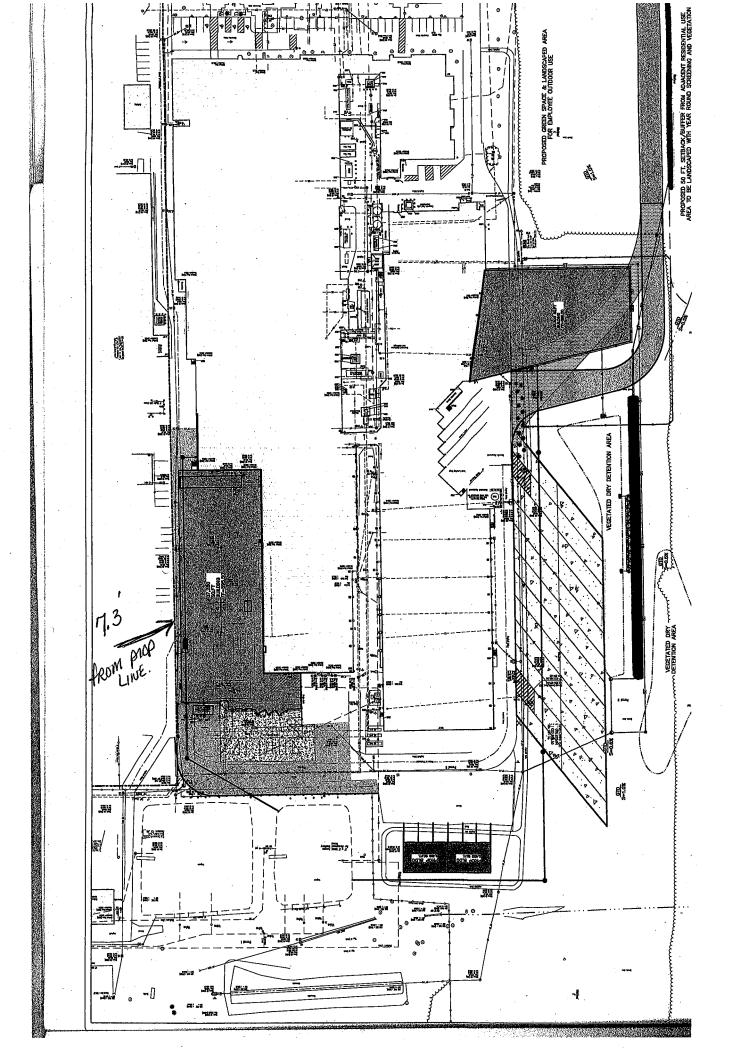
State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
side yard setback	25 ft.		17.7 ft.

Applicant: Advanced Design Group, 761 Cayuga Street, Lewiston, NY 14092

Applicant's Signature / Phone Fristian Savard 716-754-22570 Date: 6/25/2021

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*







### ZBA-2020-031

### Appeal Concerns Property at the following address:

1843 Staley Rd Grand Island, New York 14072

Property Owner's Name: James Ehde

County Tax Map SBL Number: 37.03-4-54

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Requests to construct an addition and porch to the front of a single family dwelling.

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): Schedule I

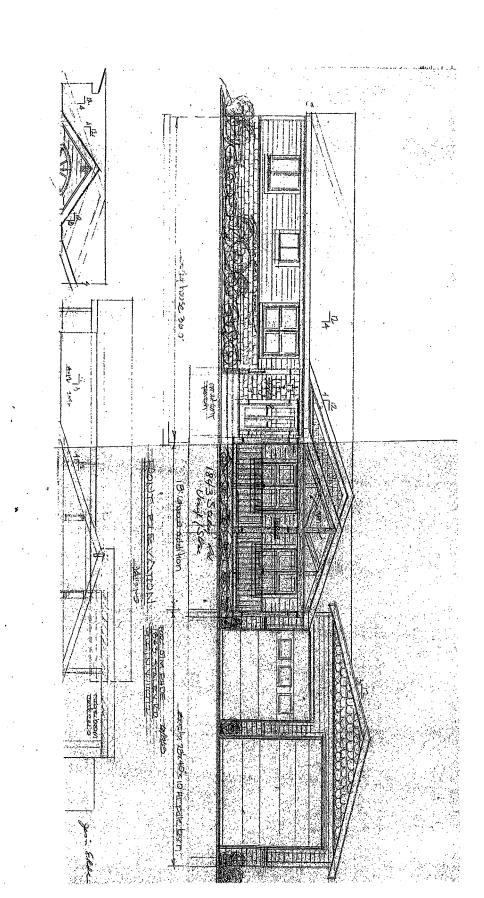
State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
front yard setback	80 ft from center row	65 ft from row	15 ft

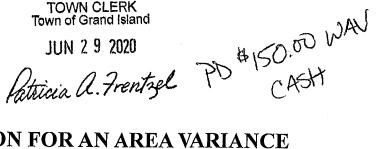
Applicant: James Ehde, 1843 Staley Rd, Grand Island, NY 14072-2146

Applicant's Signature / Phone:

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR **HEARING TO THE TOWN CLERK\*\*\*** 









ZBA-2020-035

### Appeal Concerns Property at the following address:

103 Driftwood Dr Grand Island, New York 14072

Property Owner's Name: Heidi Asbach

County Tax Map SBL Number: 24.17-2-44

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Request to install a 6 ft high fence in the setback of a corner lot

Current Use of Property: Residential

407-155

Denial was made because of a violation or conflict with the Zoning Code (s): 407-19A

State the type of Variance needed:

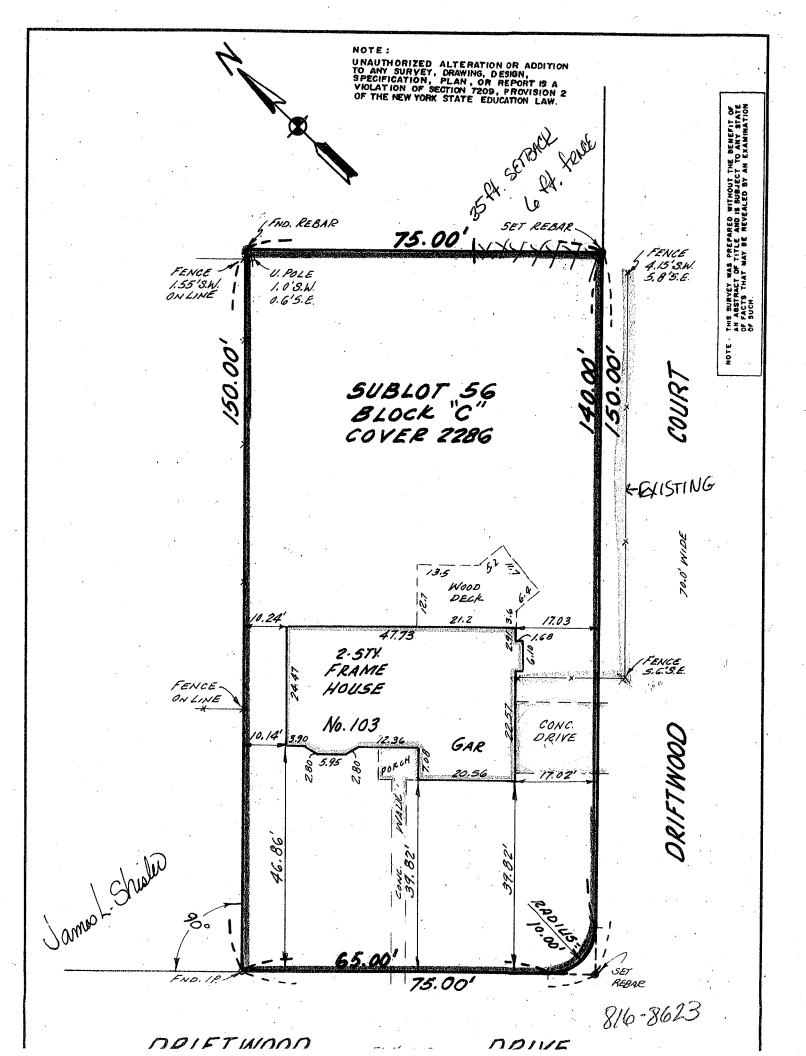
Name	Requirement	Proposed	Variance Amount
fence on corner lot	35 ft front yardsetback	0 ft	35 ft front yard setback
front yard setback corner lot	3ft high	6ft.	3 ft. height variance

Applicant: Heidi Asbach, 103 Driftwood Dr., Grand Island, NY 14072-1812

Applicant's Signature / Phone:

716-816-8623

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR **HEARING TO THE TOWN CLERK\*\*\*** 





ZBA-2020-036

JUN 2 4 2020
Patricia a. Frentzel At 1 PAID

County Tax Map SBL Number: 51.19-1-37

**Appeal Concerns Property at the following address:** 

973 Stony Point Rd Grand Island, New York 14072

Property Owner's Name: Cheryl Voak

Zoning District Classification: R-1E

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning

Board as permitted by State Law, concerns the following:

For the Proposed Activity: Install a 7 ft. high fence on corner lot

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-155D

State the type of Variance needed:

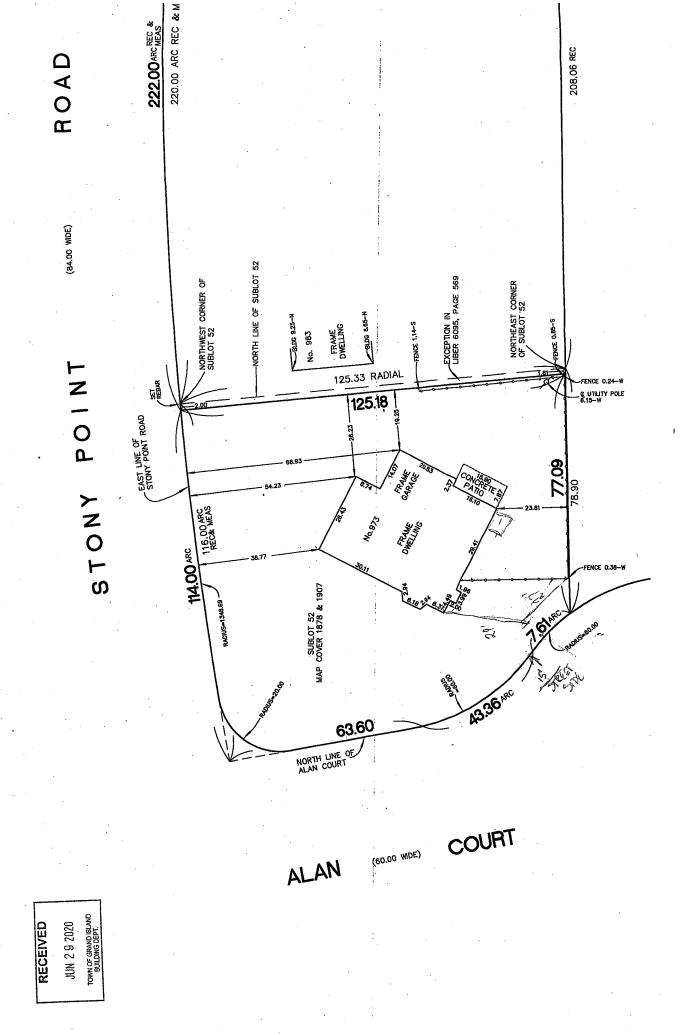
Name	Requirement	Proposed	Variance Amount
fence on conrner lot	30 ft	7 ft .	23 ft from Alan Ct
hight of a fence in setback	3 ft	7 ft.	4 ft height variance

Applicant: Cheryl Voak, 973 Stony Point Rd, Grand Island, NY 14072

Applicant's Signature / Phone: 716-472-4729

Date: 6/29/2020

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR **HEARING TO THE TOWN CLERK\*\*\*** 







ZBA-2020-037

### Appeal Concerns Property at the following address:

1551 Red Jacket Rd Grand Island, New York 14072

Property Owner's Name: Contracting, Inc Jim's Electric and General

County Tax Map SBL

Number: 51.11-1-70.2

Zoning District Classification: R-1E

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Request two front yard setback variances for a single famliy dwelling on a corner lot

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407--19A2

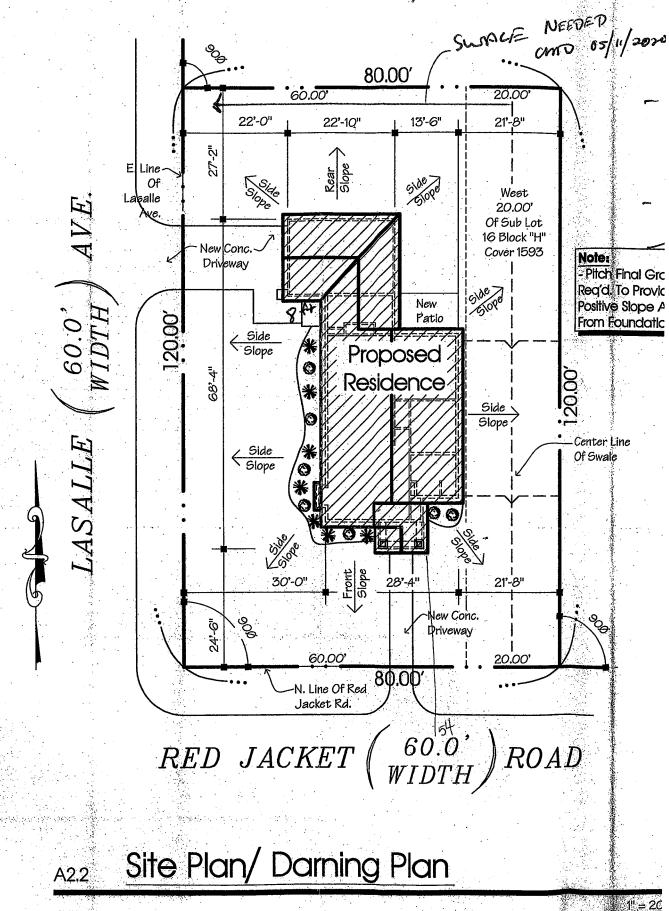
State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
front yard on corner lot	30 ft	22 ft.	8 ft. front yard setback from Lasalle
front yard corner lot	30 ft	28.4	1.6 ft front yard setback from red jacket

Applicant: Contracting, Inc Jim'ş Electric and General, 1243 Military Rd, Kenmore, NY 14217

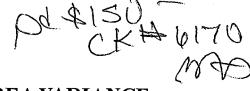
Applicant's Signature / Phone

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*









ZBA-2020-038

PAID TOWN CLERK Town of Grand Island

JUL - 6 2020

Otricia a. Frentsel

Appeal Concerns Property at the following address:

364 Laurie Ln Grand Island, New York 14072

Property Owner's Name: Timothy Mc Rae

County Tax Map SBL Number: 24.19-3-3

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Requests a side yard setback for the construction of an attached garage addition

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): Schedule i

State the type of Variance needed:

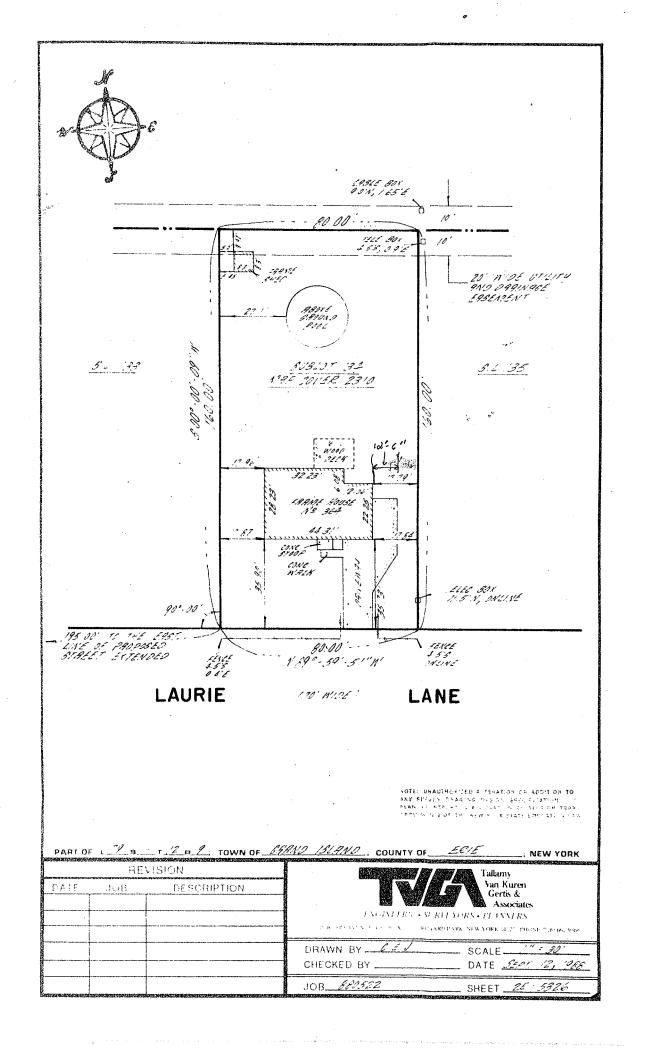
Name	Requirement	Proposed	Variance Amount
side yard	10 ft	5.24	4.76

Applicant: Timothy Mc Rae, 364 Laurie Ln, Grand Island, NY 14072-1962

Applicant's Signature / Phone: Tenulth 3 Mc Lea

Date: 7/6/20

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*











### ZBA-2020-039

### Appeal Concerns Property at the following address:

1750 East River Rd Grand Island, New York 14072

Property Owner's Name: Carmelo Cruz

County Tax Map SBL Number: 51.02-2-6

Zoning District Classification: R-1B

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Request to put a 12' x 18' x 8' shed on the waterfront portion of their lot

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): 407-18C(4)

State the type of Variance needed:

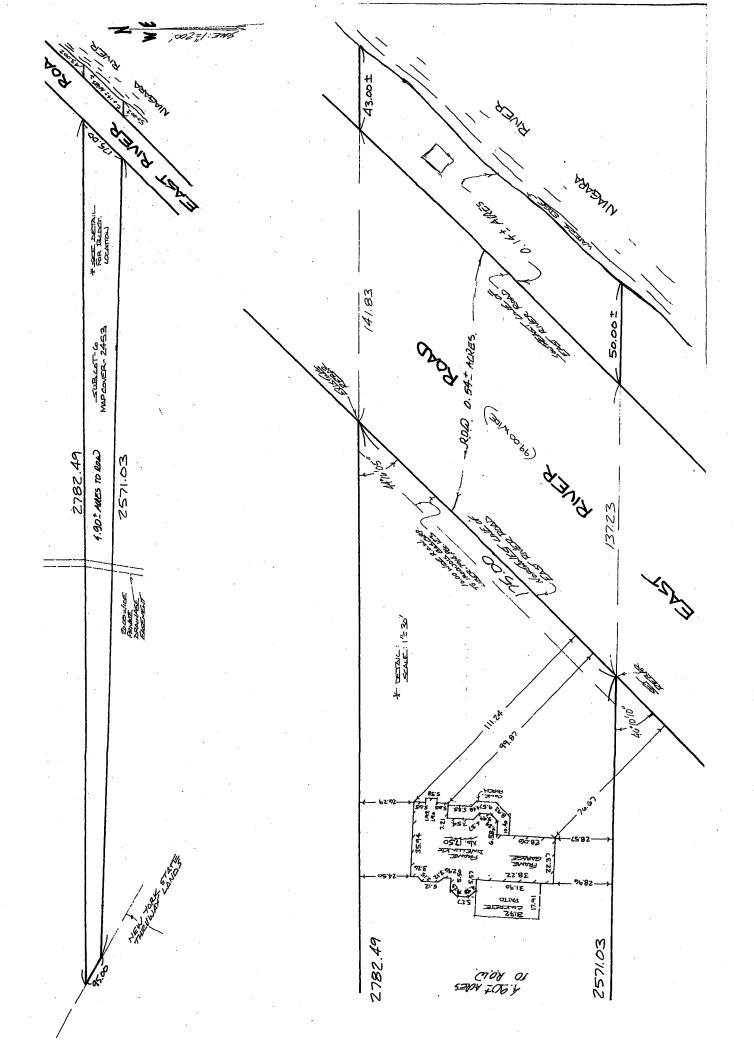
Name	Requirement	Proposed	Variance Amount
Riverside Height setback	max 4 ft,	8 ft.	4 ft. height variance
Front YARD SETBACK	90 A	38ft	52 ff SEVBACK

Applicant: Carmelo Cruz, 1750 East River Rd, Grand Island, NY 14072

\*Applicant's Signature / Phone:

- 116-912-3970 Date: 7/15/2

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*





ZBA-2020-042

PAID TOWN CLERK Town of Grand Island

JUL 1 4 2020

atrica A. Frentzel

Appeal Concerns Property at the following address:

1803 Fix Rd Grand Island, New York 14072

Property Owner's Name: Raymond Billica

County Tax Map SBL Number: 64.06-1-13.1

Zoning District Classification: R-1D

The applicant's appeal from decision of the Zoning Enforcement Officer, or on direct appeal from the Planning Board as permitted by State Law, concerns the following:

For the Proposed Activity: Erect a rear yard storage shed (12' x 16") that is 2' from the rear lot line

Current Use of Property: Residential

Denial was made because of a violation or conflict with the Zoning Code (s): Section 407-142 C

State the type of Variance needed:

Name	Requirement	Proposed	Variance Amount
Shed located less than 5' from rear line	5'	2'	3' .

Applicant: Raymond Billica, 1803 Fix Rd, Grand Island, NY 14072-2835

Applicant's Signature / Phone: 716-

716-864-8055 Date: 7/14/20

\*\*\*SUBMIT ONE COPY OF THIS APPLICATION AND NON-REFUNDABLE FEE OF \$150 FOR HEARING TO THE TOWN CLERK\*\*\*

