

TOWN OF WAPPINGER

TOWN OF WAPPINGER

P.O. BOX 324 - 20 MIDDLEBUSH ROAD
PLANNING DEPARTMENT
TOWN OF WAPPINGER

Zoning Board of Appeals Office: 845.297.1373 ~ Fax: 845.297.4558

Zoning Enforcement Officer

Office: 845.297.6257 www.townofwappinger.us

Application for an Area Variance

Application for an Area Carre
Appeal # 20-7703 Dated: June 23, 2020
TO THE ZONING BOARD OF APPEALS, TOWN OF WAPPINGER, NEW YORK: I(We), Lawren Rockellar residing at 145ylvia Drive residing at 145y
Variance No. 1 I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following requirements of the Zoning Code. Section 240-37 of the Zoning Laws of Town of waspinger (Indicate Article, Section, Subsection and Paragraph) Required: 20 feet to the Year projectly line. Applicant(s) can provide: 9.7 feet for an 18 foot above ground starable pool Thus requesting: a Variance. To allow: the pool to be located 9.7 feet from the rear projectly line.

Variance No. I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
requirements of the Zoning Code.
2 40-22 of he Zoning Laws of the Town of Wappinger
Required: 10 feet to the side yard property line Applicant(s) can provide: 3 feet to the side yard property line
Applicant(s) can provide: 3 feet to the side yave property I'm Thus requesting: Variance To allow: the sheet to be placed 3 feet in from the side yard property I'm
To allow: the sheet to be placed 5 feet in the
Variance No. 3 I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
requirements of the Zoning Code.
requirements of the Leaving
(Indicate Article, Section, Subsection and Paragraph)
Required:
Applicant(s) can provide:
Thus requesting:
Thus requesting:
,
Mariana No. 3
Variance No. 2 I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
requirements of the Zoning Code.
·
(Indicate Article, Section, Subsection and Paragraph)
Pequired:
Applicant(s) can provide:
Thus requesting:
To allow:
Variance No. 2 I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
I(We) hereby apply to the Zohing Board of Appears for a variable (2)
requirements of the Zoning Code.
(Indicate Article, Section Subsection and Paragraph)
Required:
Applicant(s) can provide:
Thus requesting:
To allow:

	Variance No. 2 I(We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following requirements of the Zoning Code.
	(Indicate Article, Section, Subsection and Paragraph)
	(Indicate Article, Section, Subsection and Paragraph)
	Required: 10 feet from the rear property line Applicant(s) can provide: 3 feet from the vear property line
	Thus requesting. Ventanel
	To allow: the shed to be placed 3 feet in from the property line
з.	Reason For Appeal (Please substantiate the request by answering the following questions in detail. Use extra sheet, if necessary):
	A. If your variance(s) is(are) granted, how will the character of the neighborhood or nearby properties change? Will any of those changes be negative? Please explain your answer in detail.
	changes are regative. The home was U a group home in a residential neighborhood. Any changes greatly and character and love to sylvia Drive Our neighbor across I he street tells us in the winter she takes pictures of our vara she loves our shed so much. The tells us
	horror stories about our home and is thrilled to see life here again. B. Please explain why you need the variance(s). Is there any way to reach the same result without a variance(s)? Please be specific in your answer.
	We need a variance due to rolling hills and wet marshy land that does not drain. No there U is no way to reach this same result without a variance.
	C. How big is the change from the standards set out in the zoning law? Is the requested area variance(s) substantial? If not, please explain, in detail, why it is not substantial.
	Shed-7ft change on side and reav. It is not substantial because the requested spot does not get standing water. It is also a flat area.
	Pool - 10,3ft change on the side. It is not substantial because this spo does not flood and it is flat. Towards the rear the property has hill's and standing water.
	D. If your variance(s) is(are) granted, will the physical environmental conditions in the neighborhood or district be impacted? Please explain, in detail, why or why not.
9	No, the physical environment stays exactly the same as the are already existing. We have alot of privacy on our lot of property and keeping of that way remains very importants

Town of Wappinger Zoning Board of Appeals
Application for an Area Yariance
Appeal No. <u>20-770</u>3

	E. How did your need for an area variance(s) come about? Is your difficulty self-created? Please explain your answer in detail.
	We need a variance due to town codes, to be able to utilize our property we have to work around mother nature as well as I drainage issues that have arisen from the surrounding Toll Brothers community.
	F. Is your property unique in the neighborhood that is needs this type of variance? Please explain your answer in detail.
	Ves. Dur home is placed on an angle and the hack yard is not flat.
4.	List of attachments (Check applicable information)
	(1) Survey Dated July 24 2019, Last Revised and Prepared by syendan Jehnson, PLS.
	() Plot Plan Dated
	(by Photos
	() Drawings Dated
	Letter from Communication which resulted in application to the ZBA. (e.g., recommendation from the Planning Board/Zoning Denial) Letter from Dated: Dated:
	() Other (please list):
5.	Signature and Verification
	Please be advised that no application can be deemed complete unless signed below.
	The applicant hereby states that all information given is accurate as of the date of application. NATURE DATED: 4/1/2020
SIG	INATURE DATED:

FOR OFFICE USE ONLY

1.	THE REQUESTED VARIANCE(S) () WILL UNDESIRABLE CHANGE IN THE CHARACTE		
2.	() YES / () NO, SUBSTANTIAL DETRIM PROPERTIES.	ENT WILL BE	CREATED TO NEARBY
3.	THERE () IS (ARE) / () IS (ARE) NO OTH YOU TO PURSUE TO ACHIEVE THE BENEFIT VARIANCE(S).		
4	THE REQUESTED AREA VARIANCE(S) () I SUBSTANTIAL.	S (ARE) / () IS (ARE) NOT
5.	THE PROPOSED VARIANCE(S) () WILL / EFFECT OR IMPACT ON THE PHYSICAL OR NEIGHBORHOOD OR DISTRICT.	() WILL NO ENVIRONME	OT HAVE AN ADVERSE NTAL CONDITIONS IN THE
6.	THE ALLEGED DIFFICULTY () IS / () IS	NOT SELF-CI	REATED.
CO	ONCLUSION: THEREFORE, IT WAS DETERMINED () GRANTED () DENIED		E REQUESTED VARIANCE IS
СО	NDITIONS/STIPULATIONS: The followin	g conditions at	nd/or stipulations were adopted
bу г	resolution of the Board as part of the action stat	ed above:	
()) FINDINGS & FACTS ATTACHED.		
DA	TED:		OARD OF APPEALS WAPPINGER, NEW YORK
	E .		(Chairman)

617.20 Appendix B Short Environmental Assessment Form

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 I. 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:			
Set Back Variance			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action: Grant variances to allow in the rear corner of the property 3 feet from the B: 18' above ground Storable pool to be 917' for	Y12500		
Brief Description of Proposed Action: Grant Variances to allo	u A: 10' x 12' shed to	be pla	rela
in the rear corner of the property 3 feet from the	rear and side propert	y fin	ie.
B: 18' above ground storable pool to be 9:7' for	om the rear property	line,	s
,			1
Tr.			1
			1
Name of Applicant or Sponsor:	Talanhara and non-	-/	
stand-ton.	Telephone: 845 298-07	06	
Lawren Johanson	E-Mail: Lauren TJohanson	A)am	alkon
Address:		LU	
City/PO:	•		
	. \ \ .	Code:	}
Wappingers Falls	121	2590)
1. Does the proposed action only involve the legislative adoption of a plan, leadministrative rule, or regulation?	ocal law, ordinance, /	NO	YES
If Yes, attach a narrative description of the intent of the proposed action and	the environmental resources that	X	
may be affected in the municipality and proceed to Part 2. If no, continue to		1	
2. Does the proposed action require a permit, approval or funding from any	other governmental Agency?	NO	YES
If Yes, list agency(s) name and permit or approval:			
		X	
3.a. Total acreage of the site of the proposed action?	530 acres		
b. Total acreage to be physically disturbed?	sy feet acres		
c. Total acreage (project site and any contiguous properties) owned	2		
or controlled by the applicant or project sponsor?	530 acres		1
4. Check all land uses that occur on, adjoining and near the proposed action.	/		
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Comme			
☐Forest ☐Agriculture ☐Aquatic ☐Other (specify):		
☐ Parkland			

5. Is the proposed action,	NO Y	YES	N
a. A permitted use under the zoning regulations?		M	L
b. Consistent with the adopted comprehensive plan?			
6. Is the proposed action consistent with the predominant character of the existing built or natural	I	NO	Y
landscape?	H		1
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Are	ea? 1	NO	Y
If Yes, identify:		V	Γ
			Y
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	F	NO	Ť
to A so while transportation remiser(s) available at or more the gifts of the proposed action?			늗
b. Are public transportation service(s) available at or near the site of the proposed action?		\checkmark	L
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed acti	on?	\square	
9. Does the proposed action meet or exceed the state energy code requirements?	1	NO	Y
If the proposed action will exceed requirements, describe design features and technologies:	1		Г
	I	انا	L
10. Will the proposed action connect to an existing public/private water supply?	ľ	NO	Y
			_
If No, describe method for providing potable water:	— l	V	L
.W. O		NIO	30
11. Will the proposed action connect to existing wastewater utilities?	. F	NO	Y
If No, describe method for providing wastewater treatment:not applicable /needed	[\square	Γ
	'		-
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic	1	NO	Y
Places?		V	Γ
b. Is the proposed action located in an archeological sensitive area?	li	V	Ī
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain		NO .	Y
wetlands or other waterbodies regulated by a federal, state or local agency?		V	Γ
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	li	7	F
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:		انت	L
		ini	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check al	I that app	ply:	
☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successio	naı		
☐ Wetland ☐ Urban ☑ Suburban		100	
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed	1.	NO	Y
by the State or Federal government as threatened or endangered?		\searrow	L
16. Is the project site located in the 100 year flood plain?	1	NO/	Y
		V	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	Ī	NO	Y
If Yes, a. Will storm water discharges flow to adjacent properties? NO YES		V	Γ
a. Will sterm water discharges flow to adjacent properties?	<u> </u>	.	2577
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains	;)?		
If Yes, briefly describe:			
	[
	— I		

1	8. Does the proposed action include construction or other activities that result in the impoundment	of	NO	YES
1	water or other liquids (e.g. retention pond, waste lagoon, dam)? Yes, explain purpose and size:		/	
-			V	
1	9. Has the site of the proposed action or an adjoining property been the location of an active or clos	ed	NO	YES
If	solid waste management facility? Yes, describe:		\square	
20). Has the site of the proposed action or an adjoining property been the subject of remediation (ong completed) for hazardous waste?	oing or	NO	YES
If	Yes, describe:		M	П
_				
K	AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE T NOWLEDGE	THE B	EST O	FMY
A _j	pplicant/sponsor name: Lauren Johanson Date: 6/	11/2	020	2_
		•		-
qu otl	ort 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answestions in Part 2 using the information contained in Part I and other materials submitted by the properties available to the reviewer. When answering the questions the reviewer should be guided by pronses been reasonable considering the scale and context of the proposed action?"	iect sponso	ror	
		No, or small impact	to Is	erate arge pact
1.	Will the proposed action create a material conflict with an adopted land use plan or gooing	small	to Is	arge act ay
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	small impact may	to Is imp m:	arge act ay
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? Will the proposed action result in a change in the use or intensity of use of land?	small impact may	to Is imp m:	arge act ay
155.00	regulations?	small impact may	to Is imp m:	arge act ay
2.	regulations? Will the proposed action result in a change in the use or intensity of use of land?	small impact may	to Is imp m:	arge act ay
2.	will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the	small impact may	to Is imp m:	arge act ay
2. 3. 4.	will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? Will the proposed action result in an adverse change in the existing level of traffic or	small impact may	to Is imp m:	arge act ay
2. 3. 4.	will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 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? Will the proposed action cause an increase in the use of energy and it fails to incorporate	small impact may	to Is imp m:	arge act ay
2. 3. 4. 5.	regulations? Will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 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? 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? Will the proposed action impact existing:	small impact may	to Is imp m:	arge act ay
2. 3. 4. 5.	will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 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? 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? Will the proposed action impact existing: a. public / private water supplies?	small impact may	to Is imp m:	arge act ay

	No, or	Moderate
	small	to large
	impact	impact
	may	may
	occur	occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. 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)				
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)				

PRINT

Town of Wappinger 20 Middlebush Rd. Wappingers Falls, NY 12590

(845) 297-6256

To: Rockefeller, Lauren

14 Sylvia Dr

Wappingers Falls NY

SBL: 6257-02-755812

Date of This Notice: 8/13/2019

Zone: R20

Application #: 38365

For Property Located at: 14 Sylvia Dr

Your application to:

EXISTING DECK 16' x 16.5' AND 12' x 12.5'

18' ROUND COLEMAN POOL

10' x 12' shed

All Existing

is denied for the following deficiency under Section 240-37 of the Zoning Laws of the Town of Wappinger

Where 20 feet to the side property line is required, the applicant can provide 9.7' for an 18' above ground pool.

Where 10 feet to the side yard property line is required for a shed, the applicant can provide 3'

Where 10 feet to the rear yard property line is required for a shed, the applicant can provide 3' to the rear. Structures must comply with all minimum yard setback requirements for buildings, but in no case shall they be permitted in the front yard."

- Does NOT MEET dimensional requirement for Zone.
- o "This zoning district has a front yard requirement of seventy-five feet (75') from a state or County road."

As per code Section 240-26, which states: "The use of tents, trailers and mobile homes for permanent

o dwelling purposes shall not be permitted in any district except as permitted and regulated in Section 240-51, Mobile home park, of this chapter..."

	<u>REQUIRED:</u>	WHAT YOU CAN PROVIDE:
REAR YARD:		3 ft. SheD
SIDE YARD (LEFT): SIDE YARD (RIGHT): SIDE YULD (LIGHT) FRONT YARD:	10 ft.	3ft. SheD 9.7. H. Pool
	ft.	4.1 + P801 ft.
SIDE YARD (LEFT):	ft.	ft.
SIDE YARD (RIGHT):	ft.	ft.

You have the right to appeal this decision to the Zoning Board of Appeals within 60 days of the date of this letter. The Zoning Board of Appeals meets the second and fourth Tuesday of the month. The area variance appeal will require at least two meetings, one for discussion and one for a Public Hearing. The required forms can be obtained at this office.

Very truly

Barbara Roberti Zoning Administrator Town of Wappinger

TOWN OF WAPPINGER BUILDING DEPARTMENT

20 Middlebush Road, Wappingers Falls, N.Y. 12590 telephone: 845-297-6256 fax: 845-297-0579

APPLICATION FOR BUILDING PERMIT

APPLICATION TYPE: O New Construction O Renovation/Alteration		APPL #: 3836	D date: 7/11/1 9 5 permit# 7-00-755810	
APPLICANT NAME: ADDRESS: 14 S TEL #: \$45 298 0706 NAME OWNER OF BUILL	Lauren Ivia Dr Wi CELL: 631 834 6853 F	Johanson appingers	E-MAIL: Lauren + j @ gmail:	2590 shanson
NAME OWNER OF BUILD	DING/LAND:	SAME	as applican	<u>+</u>
*PROJECT SITE ADDRESS	*:		11	<u> </u>
MAILING ADDRESS:				
TEL #:	CELL: FA	AX #:	_ E-MAIL:	
	DOING WORK:			
	CELL:FA		E-MAIL:	
Eniting	cell:FA	sting Deck	E-MAIL:	
SETBACKS: FRONT: SIZE OF STRUCTURE:	REAR:]	L-SIDEYARD:	R-SIDEYARD:	
estimated cost: <u>ex</u> non-refundable appl egalization balance	.)	PE OF USE: //9 CHECK #63 //9 CHECK #63	37 RECEIPT #: 19-19	- <u>92</u> 39 <u>32</u> 40
APPROVALS: ZONING ADMINISTRATO O Approved Denied	PR: 8.13-19 Wate: 8.13-19	FIRE INSPECTOR: O Approved O De	enied Date:	
Signature of Applicant	hamlar	Signature of Building	g Inspector	

TOWN OF WAPPINGER PLOT PLAN

Building Permit #				Date 7/8/19
Address: 14 Sylvia Drive				Interior/Corner Lot: circle one
Owner of Land Lauren Johanson Zone:				
LIST ALL EXISTING STRUCTURES ON PROPERTY: (ie: Pool, shed, decks, detached garage)				
1. House, pool, shed, deck				
Carrier		aŭ	NP, 1-	- seesinvell
Real	Sideyard	Rearyard 3	House	Add stairs 176, yearding
	Frontyard			
Annro		measurement of s	Setbacks to bo	oth sides and rear property line
Approved:/Rejected: Date:/ 0 // 9 Zoning Administrator				