

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

WAPPINGERS FALLS, NY 12590

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

Appeal # 20-7705 Dated: 07-08-2020
TO THE ZONING BOARD OF APPEALS, TOWN OF WAPPINGER, NEW YORK: I(We), Rul Degast residing at 42 Smft Crossing Rol. residing at 42 Smft Crossing Rol. (phone), hereby appeal to the Zoning Board of Appeals from the decision/action of the Zoning Administrator, dated 06 - 22, 2000, and do hereby apply for an area variance(s).
Premises located at 41 Smith Crossing Rd. Tax Grid # 6359-03-097436 Zoning District: R 40 / 80 1. Record Owner of Property Paul Degosh Address 42 Smith Crossing Rd. waspingers Falls NY 12590 Phone Number 345-234-4124 Owner Consent: Dated: 07-08-20 Signature: Printed: Jaw Begosh
Variance (s) Request: 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. 240-30B (Indicate Article, Section, Subsection and Paragraph) (Indicate Article, Section, Subsection and Paragraph) Required: Where only 2 acc. Swedum are sexually and for the Applicant(s) can provide: explanation of reguest suffering accumentation Thus requesting: Allowance of (1) additional Sheds To allow: a total of 3 accessory of nucleus.

	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) Required: Applicant(s) can provide:
∞	Thus requesting:
3.	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.
	The surrounding neighborhood will not be impacted by any changes or alterations thank to my property. My house and born are 500 back from the roadway and is abscured by trees and vegitation, one of the sheds will be located next to the barn which is located on the side of the house; the other is in the back yard.
	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.
	The vasience is necessary to allow the addition of these two sheds. The law is straight forward and que process needs to take place. In essence, The foun has allowed the construction of the basin and the addition of the sheds are to facilitate sterage of farm and the addition of the sheds are to facilitate sterage of farm implements & component (The basin is intended for animals, not equipment
	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.
	These two sheds pose minimal change to the zening law- My property is unique insofar as it is 6.7 acres and is a private lot. The skeds are not going to be visible from the read. The two sheds make he substantial changes to the law (square footage is less than 200 sq. et.).
	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.
	Both sheds are single story structures and in no way do they obstruct any hoding view. They are being constructed with natural materials and will be stained natural colors. The soers are being covered with sandstone colored aschetectural shingles. They will blend with their natural surrandings

E. How did your need for an area variance(s) come about? Is your difficulty self-created? Please
evolain vour answer in detail.
This variance has come about as my addition of two additional structures exceeds normal or standard zonnahim. If the town considers my adding these sheds on my property is (self-created then yes; I am creating this difficulty however it is not my intention to create difficulty. Im trying to enhance my way of living. F. Is your property unique in the neighborhood that is needs this type of variance? Please explain
Yes; my profesty is nearly 1100 feet from Front to back and over 300 whole the proposty rises over 70 From Front to back, his two pands and is a privat but with the main dwelling set back 560 from the road, its privat secured and deserves special concessions to fulful its potential.
4. List of attachments (Check applicable information)
Survey Dated 08-26-86 , Last Revisedand Prepared by ERIC GARDELL
() Plot Plan Dated
(Photos
() Drawings Dated
(*) Letter of Communication which resulted in application to the ZBA. (e.g., recommendation from the Planning Board/Zoning Denial) Letter from Data Robert Letter from 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.
SIGNATURE Paul Begash Appellant) DATED: 07-08-20
DATED:
SIGNATURE (If more than one Appellant)

FOR OFFICE USE ONLY

1.	THE REQUESTED VARIANCE(S) () WILL / UNDESTRABLE CHANGE IN THE CHARACTER	
2.	. () YES / () NO, SUBSTANTIAL DETRIME PROPERTIES.	NT WILL BE CREATED TO NEARBY
3.	THERE () IS (ARE) / () IS (ARE) NO OTHER YOU TO PURSUE TO ACHIEVE THE BENEFIT. VARIANCE(S).	ER FEASIBLE METHODS AVAILABLE FOR YOU SEEK OTHER THAN THE REQUESTE
4	THE REQUESTED AREA VARIANCE(S) () IS SUBSTANTIAL.	(ARE) / () IS (ARE) NOT
5.	THE PROPOSED VARIANCE(S) () WILL/ (EFFECT OR IMPACT ON THE PHYSICAL OR ENEIGHBORHOOD OR DISTRICT.	
6.	THE ALLEGED DIFFICULTY () IS / () IS N	OT SELF-CREATED.
CO	ONCLUSION: THEREFORE, IT WAS DETERI () GRANTED () DENIED.	MINED THE REQUESTED VARIANCE IS
CO	ONDITIONS/STIPULATIONS: The following	conditions and/or stipulations were adopted
bу 1	resolution of the Board as part of the action stated	above:
()) FINDINGS & FACTS ATTACHED.	
DA'		ZONING BOARD OF APPEALS FOWN OF WAPPINGER, NEW YORK
	Ĭ	3Y;
		3Y;(Chairman) PRINT:



Town of Wappinger 20 Middlebush Road Wappingers Falls, NY 12590

Planning Department
Office: 845.297.1373 ~ Fax: 845.297-0579
www.broberti@townofwappinger.us

Owner Consent Form

To be filed when the applicant is not the building or property owner

Project # 20-7105 Date: 07-08-20 Grid # 6359-03-097436 Zoning District: R40/80
Name of Applicant: Print name and phone number
Print name and phone number Description of project: installing (2) pre-fabs (cated sheds -
(1) 160 sq ft (1) 120 sq ft
I Paul Begash, owner of the above, owner of the above Iand/site/building hereby give permission for the Town of Wappinger to approve or deny the above
application in accordance with local and state codes and ordinances. O7-08-20 Paul Bogosl
Date Owner's Signature
Owner's Telephone No. Print Name and Title *** 42 Smith Crossing Rd Washingers Falls Nº 12590 Owner's Address
***If this is a Corporation or LLC please provide documentation of authority to sign.
If this is a subdivision application, please provide a copy of the deed.

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 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			
1 are e - 1 toject and Spousor information			
Name of Action or Project:		***************************************	
	/ 44.	1 600	
42 Smith Crossing Rd. Waspingers Fall Project Location (describe, and attach a location map):	5, 10, 10	L3 70	
to the second describe, and attach a location map).		11	
Brief Description of Proposed Action:			
install (2) Prefabricated sheets,			
(1) 160 Sq. 84.			
(1)12059.ft.			
(.,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			
Name of Applicant or Sponsor:	Telephone:	··-1021/-	4111
	(3	45)224-	
Address	E-Mail: bolle	u 1661 Che	stmail.com
law Degash Address: 42 Smith Crossing Rd.		140	
City/PO:	State:	7:	p Code;
Waffingers Falls, Ay 12590	State.	VY 1	2590
1. Does the proposed action only involve the legislative adoption of a plan, I	ocal law, ordinand	e,	NO YES
administrative rule, or regulation?		a mare mare	
If Yes, attach a narrative description of the intent of the proposed action and may be affected in the municipality and proceed to Part 2. If no, continue to	the environmenta	resources that	
2. Does the proposed action require a permit, approval or funding from any		al A consul	NO YES
If Yes, list agency(s) name and permit or approval:	omer government	a Agency!	NO 1ES
3.a. Total acreage of the site of the proposed action?	2 2 2 2 2		
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?	acres		*
4. Check all land uses that occur on, adjoining and near the proposed action.			
	rcial Resider	itial (suburban)	
Forest Agriculture Aquatic Other (s			
☐ Parkland	•		

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
			10
b. Consistent with the adopted comprehensive plan?			V
6. Is the proposed action consistent with the predominant character of the existing built or natural		NO	YES
landscape?		П	0
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Ar	ea?	NO	XES
If Yes, identify:			
		0	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
		0	
b. Are public transportation service(s) available at or near the site of the proposed action?	1	13	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed acti	002		
9. Does the proposed action meet or exceed the state energy code requirements?	Ou:	NO	1000
If the proposed action will exceed requirements, describe design features and technologies:	10	NO	YES
	11	П	П
10. Will the proposed action connect to an existing public/private water supply?	/	NO	YES
If No, describe method for providing potable water:	4		
The state of the s		Ш	Ш
11. Will the proposed action connect to existing wastewater utilities?		NIO	XXXX
11. With the proposed action connect to existing wastewater lithines?	11	NO	YES
If No, describe method for providing wastewater treatment:	9		П
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic		NO	YES
Places?		0	
b. Is the proposed action located in an archeological sensitive area?	F		
12 a Dansay and a felt the felt		TYO	<u> </u>
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	F	NO	YES
	F		4
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:		N	
14. Identify the typical habitat types that occur on of are likely to be found as the main to the	that i		
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all Shoreline Forest Agricultural/grasslands Early mid-succession	unat ap nal	ppry:	
Wetland Urban Suburban	itti		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed	—г	NO	YES
by the State or Federal government as threatened or endangered?	F	NO	LES
16. Is the project site located in the 100 year flood plain?		NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties? NO YES		0	П
	Ľ		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)	?		
If Yes, briefly describe:	3,		
	- 3		
	- 1		

1	8. Does the proposed action include construction or other activities that result in the impoundment of	of	NO	YES
I	water or other liquids (e.g. retention pond, waste lagoon, dam)? Yes, explain purpose and size:			
-		***************************************	d	
1	9. Has the site of the proposed action or an adjoining property been the location of an active or close	ed	NO	YES
	solid waste management facility?	cu	110	A SEAS
If	Yes, describe:		O/	
_				
20). Has the site of the proposed action or an adjoining property been the subject of remediation (ongo completed) for hazardous waste?	oing or	NO	YES
If	Yes, describe:		0	П
_			L	
I	AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE T	O THE B	EST O	FMY
A	pplicant/sponsor name: faul Degosh Date: 07-	C8-2	0	
Si	NOWLEDGE pplicant/sponsor name: faul Degesh gnature: faul Degesh			
	ort 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answ	ver all of th	a falla	
Pa	setions in Part 2 using the information contained in Part 1 and all a metal 1. I all the states. All of		10110	wing
qu	estions in Part 2 using the information contained in Part 1 and other materials submitted by the proj	ect sponso	ror	
quot	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projections available to the reviewer. When answering the questions the reviewer should be guided by sponses been reasonable considering the scale and context of the proposed action?"	ect sponso	ror	
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quot	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projuerwise available to the reviewer. When answering the questions the reviewer should be guided by	No, or small	Mod to la imp	e my
quot	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projuerwise available to the reviewer. When answering the questions the reviewer should be guided by	No, or small impact may	Mod to la imp	e my erate arge pact ay
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1. 2. 3. 4.	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projections available to the reviewer. When answering the questions the reviewer should be guided by sponses been reasonable considering the scale and context of the proposed action?" 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? 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 (CRA)? 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?	No, or small impact may	Mod to la imp	e my erate arge pact ay
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1. 2. 3. 4.	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projective available to the reviewer. When answering the questions the reviewer should be guided by sponses been reasonable considering the scale and context of the proposed action?" 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? 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 (CAA)? 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:	No, or small impact may	Mod to la imp	e my erate arge pact ay
qu ott rex 1. 2. 3. 4. 6.	estions in Part 2 using the information contained in Part 1 and other materials submitted by the projective available to the reviewer. When answering the questions the reviewer should be guided by sponses been reasonable considering the scale and context of the proposed action?" 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? 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 (CNA)? 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?	No, or small impact may	Mod to la imp	e my erate arge pact ay

		No, or small impact may occur	Moderate to large impact may occur
Will the proposed action result in an increase in the potential problems?	ential for erosion, flooding or drainage		
11. Will the proposed action create a hazard to environmenta	I resources or human health?		
Part 3 - Determination of significance. The Lead Agency is question in Part 2 that was answered "moderate to large impactelement of the proposed action may or will not result in a sign Part 3 should, in sufficient detail, identify the impact, including the project sponsor to avoid or reduce impacts. Part 3 should may or will not be significant. Each potential impact should be duration, irreversibility, geographic scope and magnitude. Also cumulative impacts.	ct may occur, or if there is a need to exp nificant adverse environmental impact, pl ng any measures or design elements that l also explain how the lead agency determ e assessed considering its setting, probab	lain why a ease compl nave been i ined that th ility of occ	particular lete Part 3. noluded by se impact surring,
Check this box if you have determined, based on the information that the proposed action may result in one or more potential environmental impact statement is required. Check this box if you have determined, based on the information that the proposed action will not result in any significant.	entially large or significant adverse impa- rmation and analysis above, and any sup	cts and an	
Name of Lead Agency	Date	Managara di Salamana di Sa	24.8 MM
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Offi	сег	W
/			

SITE PLAN FOR

MICHAEL & JUANITA GRAZIOSO

LOCATED ON SMITH CROSSING ROAD TOWN OF WAPPINGER DUTCHESS COUNTY NEW YORK

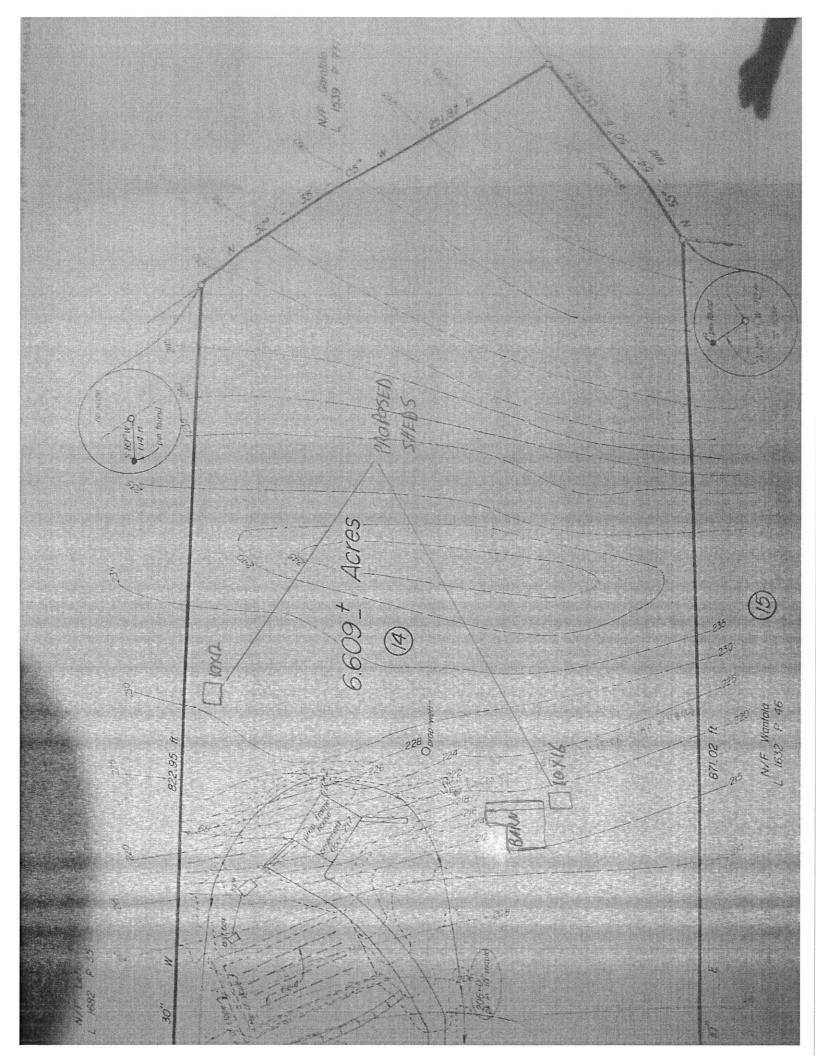
August 23, 1986 scale: 1" = 50'

survey by.

Eric W. Gardell P.E., L.S. 45874

V/F Corbin 1354 P 419

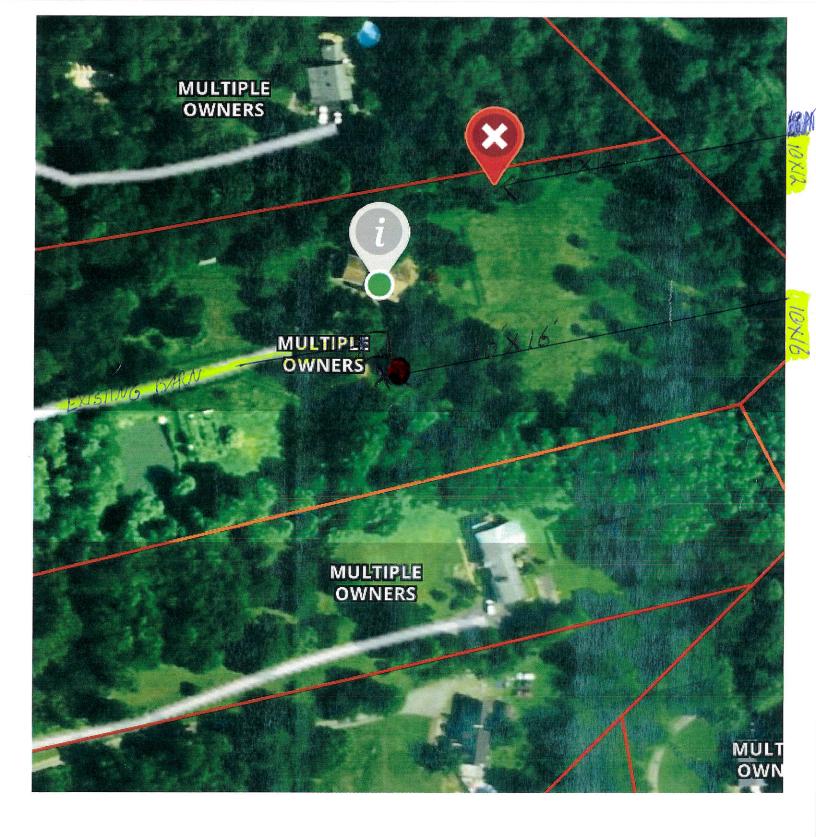




00 - 30"E 11505 H S 070-25'-50" W 115.97 H and sections proposed pond 20000 > Comp ditch & 890 prop drive 4 460 870 15 0 0. Jiox16

C

- #4810 in the office of the Dutchess County Clerk. "Subdivision Plat for Michael Oles," filed as map
- 2' contours 5' contours contours are from are from field measu measurements
- Sewer line invert at house 215 minimum.
- hay bales, to be in place during construction.
- 5. The proposed pond has been designed by the Dutchess County Soil and Water Conservation Distri and Water Conservation District.



About this location

45.258888 N. - 111.145678 W Copy





DECENTION OF WAPPINGER BUILDING DEPARTMENT 20 Middlebush Road, Wappingers Falls, N.Y. 12590 telephone: 845-297-6256 fax: 845-297-0579

BUILDING DEPARTMENT

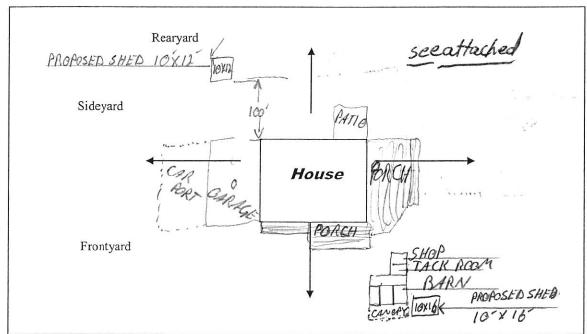
TOWN OF WAPPINGER APPLICATION FOR BUILDING PERMIT

CONTRACTOR ACCOUNTS OF CHARLES		P	10/80	TATI A
APPLICATION TYPE	: Residential	ZONE:	DATE: 06-06	1-20
O New Construction	O Commercial		9367 PERMIT#	
O Renovation/Alterati	on O Multiple Dwelling	GRID: 4	2 6359-03	<u>-097</u> 43
ADDITION NOT NIAME.	Paul Begosh			
ADDRESS, W? Cm.	Haur Degosh	11-00/2005	Falls NY 12590 E-MAIL: boiler/a	
ADDRESS: 42 SMI	11 Closs/119 Not. 1	unes "	10113 101 12090	66101 to
NAME OWNER OF BI	HLDING/LAND: Poul	Reapsh	wopping ess Falls	
PROJECT SITE ADDR	ESS: 42 Sm. 76 (Tosting Ad	Washing ess Fells	NY 12590
MAILING ADDRESS:	Same	J	- yallang	227.2570
			E-MAIL:	
BUILDER/CONTRACT	TOR DOING WORK:	M BasaRa	Ser Stade	
ADDRESS: 3850	RT 9W HIGHLAND	1 AV	is ci sheas	
ADDRESS: 9834 266	CELL.	EAV#	E-MAIL:	
		FAX #:	E-MAIL:	
DESIGN PROFESSION TEL #:		FAX #:	E-MAIL:	
	700 W			
APPLICATION FOR:	rie tabbed sheds		**************************************	

SETBACKS: FRONT:	REAR:	L-SIDEYARD	: R-SIDEYARD: _	****
SIZE OF STRUCTURE	:10×16 & 10× 12	SHED		A CONTRACTOR A CONTRACTOR OF THE CONTRACTOR OF T
ESTIMATED COST:	10,500.00	TYPE OF USE:	STORAGE	
		1,10000	_	2 2.211
NON-REFUNDABLE A	PPL. FEE: OO PAID OF	N: 6/1/1 CHECK	# <u>135</u> receipt #: <u>20</u>	1-21346
BALA	NCE DUE:PAID ON	N: CHECK	#RECEIPT #:	-
ADDD OXIAX C		\$ w30c		
<u>APPROVALS</u> : ZONING ADMINISTR	ATOR:	FIRE INSPI	CTOR:	
O Approved O Denie	Bate: 6.22-20		d O Denied Date:	
Milaral	their	* *		
- Christian C	1	Marie Control of the		
tsee owner	consent			
Signature of Applicant		Signature of	Building Inspector	

TOWN OF WAPPINGER PLOT PLAN

Building Permit #	Date <u>06-02-20</u>
Address: 42 Smith Crossing Red. Waspingers Falls NY, 250 In Owner of Land Paul Degosk	terior/Corner Lot: circle one
Owner of Land Jaul Degosk	Zone 13 / 1840/80
LIST ALL EXISTING STRUCTURES ON PROPERTY: (ie: Po	ool, shed, decks, detached garage)
1. House, barn	



Draw proposed structure on plot plan.

Indicate Location Setbacks to both sides and rear property line measurement of structure you are applying for.

Paul Bascol	
Signature	

Approved:/Rejected:_		Date:	
	Zoning Administrator		

Town of Wappinger

20 Middlebush Rd. Wappingers Falls, NY 12590 (845) 297-6256

To: Begosh, Paul

42 Smith Crossing Rd Wappingers Falls NY SBL: 6359-03-097436

Date of This Notice: 6/22/2020

Zone: R40/80

Application #: 39367

For Property Located at: 42 Smith Crossing Rd

Your application to:

INSTALL 10' X 16' AND 10' X 12' SHEDS

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

Where only two accessory structures are permitted on a residential parcel, the applicant is proposing to add two new sheds to his property that already has barn.

Where no accessory structure is permitted in a front yard, the applicant is proposing to put one of the new-sheds in the front yard.

O "Accessory Structures must comply with all minimum yard setback requirements for buildings, but in no case shall they be permitted in the front yard."

Town of Marie

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

	REQUIRED:	WHAT YOU CAN PROVIDE:
REAR YARD:	ft.	ft.
SIDE YARD (LEFT):	ft.	ft.
SIDE YARD (RIGHT):	ft.	ft.
FRONT YARD:	ft.	ft.
SIDE YARD (LEFT):	ft.	ft.
SIDE YARD (RIGHT):	ft.	ft.

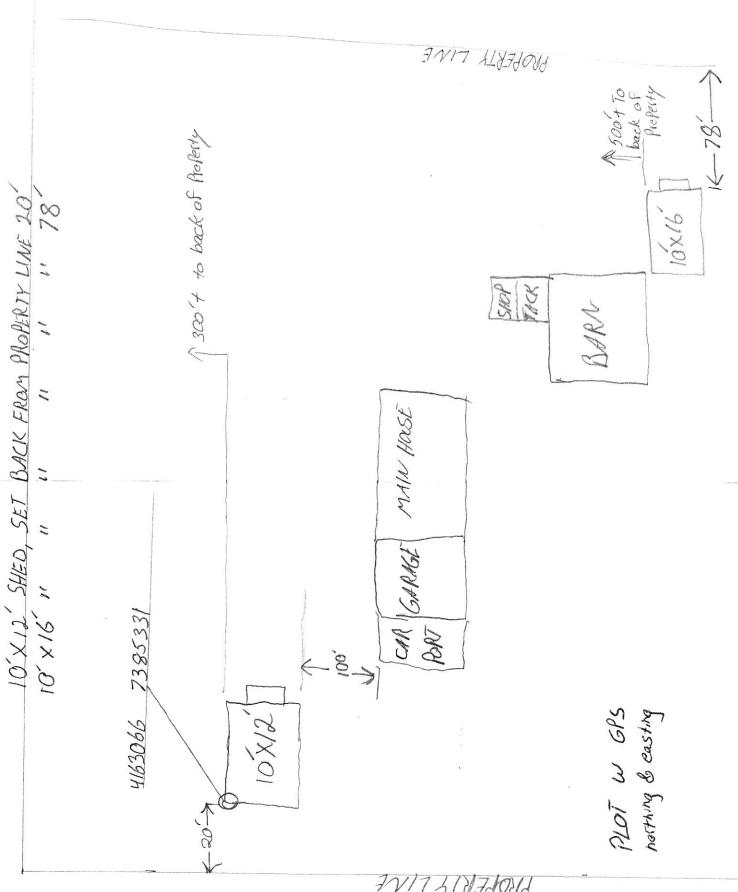
You have the right to appeal this decision to the Zoning Board of Appeals within 60 days of the date of this letter. The Zoning Board of Appeals meets the second and fourth Tuesday of the month. The area variance appeal will require at least two meetings, one for discussion and one for a Public Hearing.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

Very truly,

Barbara Roberti Zoning Administrator

Town of Wappinger

42 Smith CROSSING Rd Paul Begoch



71771177000