

## 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

37 300-4301	•		DATED:	: <u>24/07</u>	12013	
TO: THE ZONI THE TOWN	NG BOARD ( N OF NEWBU	OF APPEALS RGH, NEW YO	)RK 1255	50		
		ZWI GART.				
I (WE)	HLODIN	MOHAMEL	)	PRESEN	NTLY	
RESIDING AT N	UMBER 4	CHRISTIE	Rd'			12550
TELEPHONE NU	MBER	845 5	63 c	569		
HEREBY MAKE THE FOLLOWING	APPLICATIO1 G:	N TO THE ZON	IING BO	ARD OF AF	PEALS FOR	
d Child Anguage and		A USE VA	RIANCE	3		
-		AN AREA	VARIAI	NCE		
6876Collection State of Collection State of Co	District Control of the Control of t	INTERPRE	ETATION	OF THE O	RDINANCE	
MARKATA A PARA PARA PARA PARA PARA PARA PARA		SPECIAL I	PERMIT	·		
1. LOCATION	OF THE PRO	PERTY:	•			
		(TAX			N)	
4 CHRIS	THE Rd	(STRI	EET ADI	ORESS)		
		2550 (ZON			R=3	
NOMBEK; L	ND SUBSECT OO NOT QUO'	VING LAW AP TON OF THE 2 TE THE LAW). SCHEDULES	ZONING	LE, (INDICA LAW APPL	ATE THE ICABLE BY	-
183-1Q	06010			***************************************		•

3.	IF V	ARIANCE 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: 20 11 2012
	b)	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOWN OF NEWBURGH OF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING NOTICE DATED:
4.	DESC	PRIPTION OF VARIANCE SOUGHT: AREA VARIANCE
5.	IF A U	JSE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE NG 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:

d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:
6. IFAN	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:
	ITS WITHIM MY PROPERTY RIME
(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: PROJECT 1495 REAR YARD SET BACK
(c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BECAUSE:
•	TIS AM GPEN OUT SHED AND ITS
	BEEN USE FOR STORAGE
	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFFECT OR IMPACT ON THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NEIGHBORHOOD OR DISTRICT BECAUSE:
•	NGIBOUR PROJERTY OR HAS ANY
$\bigcirc_{}$	THE HARDSHIP HAS NOT BEEN SELF CREATED BECAUSE:  THE BARD SHIP HAS BEEN CREATED BY ME  Tournelsolus Molmad. BECAUSE J BUILD

7. ADDITIONAL REASONS (IF PERT	INENT):
k	arrabach released
PET	ITIONER (S) SIGNATURE
STATE OF NEW YORK: COUNTY OR OR	
SWORN TO THIS 254 DAY OF	JULY 2013
·	Ullre
	NOTARY PUBLIC
ANI	DREW J. ZARUTSKIE
	Public, State of New York No. 01ZA4502524
Qual	ified in Orange County
Commiss	sion Expires Nov. 30, 2013

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.

#### 617.20 Appendix C

#### Appendix C

# State Environmental Quality Review SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by A	pplicant or Project Sponsor)
1. APPLICANT/SPONSOR	2. PROJECT NAME
KAMALODIN MOHAMED	REAR ADDITION (12×10°6)
3. PROJECT LOCATION:	
Municipality 4 CHRISTIE REV NEWBURG	
4. PRECISE LOCATION (Street address and road intersections, prominent I  4. CHRISTIE Rd MEWBURGH	•
5. PROPOSED ACTION IS:    New	The state of the s
6. DESCRIBE PROJECT BRIEFLY:	
BUILD MEW OPEN OUT SHOO	(12' 110'6)
7. AMOUNT OF LAND AFFECTED: Initially acres Ultimately	acres
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTH Yes No If No, describe briefly	IER EXISTING LAND USE RESTRICTIONS?
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?  Residential Industrial Commercial  Describe:	Agriculture Park/Forest/Open Space Other
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOV (FEDERAL, STATE OR LOCAL)?  Yes No If Yes, list agency(s) name and perm	nit/approvals:
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID F Yes No If Yes, list agency(s) name and perm	nlVapprovals:
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMITIAPF	
Applicant/sponsor name: KANALODIAL MOHA	OVE IS TRUE TO THE BEST OF MY KNOWLEDGE    M ETO Date: 24 67/2013
Signature: Kansalod Melanie	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment



PART II - IMPACT ASSESSMENT (To be completed by L	ead Agency)
A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PA	RT 617.4? If yes, coordinate the review process and use the FULL EAF.
B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FO declaration may be superseded by another involved agency.  No	
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED     C1. Existing air quality, surface or groundwater quality or quantity, not potential for erosion, drainage or flooding problems? Explain brief	to lavale aviating teating mathematical and a contract of the
C2. Aesthelic, agricultural, archaeological, historic, or other natural or	cultural resources; or community or neighborhood character? Explain briefly;
C3. Vegetation or fauna, fish, shellfish or wildlife species, significant ha	abitats, or threatened or endangered species? Explain briefly:
C4. A community's existing plans or goals as officially adopted, or a change	e in use or intensity of use of land or other natural resources? Explain briefly:
C5. Growth, subsequent development, or related activities likely to be to	nduced by the proposed action? Explain briefly:
C6. Long term, short term, cumulative, or other effects not identified in	C1-C5? Explain briefly:
C7. Other impacts (including changes in use of either quantity or type o	f energy)? Explain briefly:
D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL C ENVIRONMENTAL AREA (CEA)?  Yes No If Yes, explain briefly:	HARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL
IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO YES YES IN 16 Yes, explain briefly:	O POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
geographic scope; and (i) magnitude. If necessary, add attachme sufficient detail to show that all relevant adverse impacts have been	Agency)  ne whether it is substantial, large, important or otherwise significant. Each an or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) nts or reference supporting materials. Ensure that explanations contain identified and adequately addressed. If question D of Part II was checked act of the proposed action on the environmental characteristics of the CEA,
	significant adverse impacts which MAY occur. Then proceed directly to the FULL
Check this box if you have determined, based on the information and NOT result in any significant adverse environmental impacts AND process.	analysis above and any supporting documentation, that the proposed action WILL rovide, on attachments as necessary, the reasons supporting this determination
Name of Lead Agency	Date
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from responsible officer)



## TOWN OF NEWBURGH

Crossroads of the Northeast
OLD TOWN HALL
308 GARDNERTOWN ROAD
NEWBURGH, NEW YORK 12550
(845)564-7801

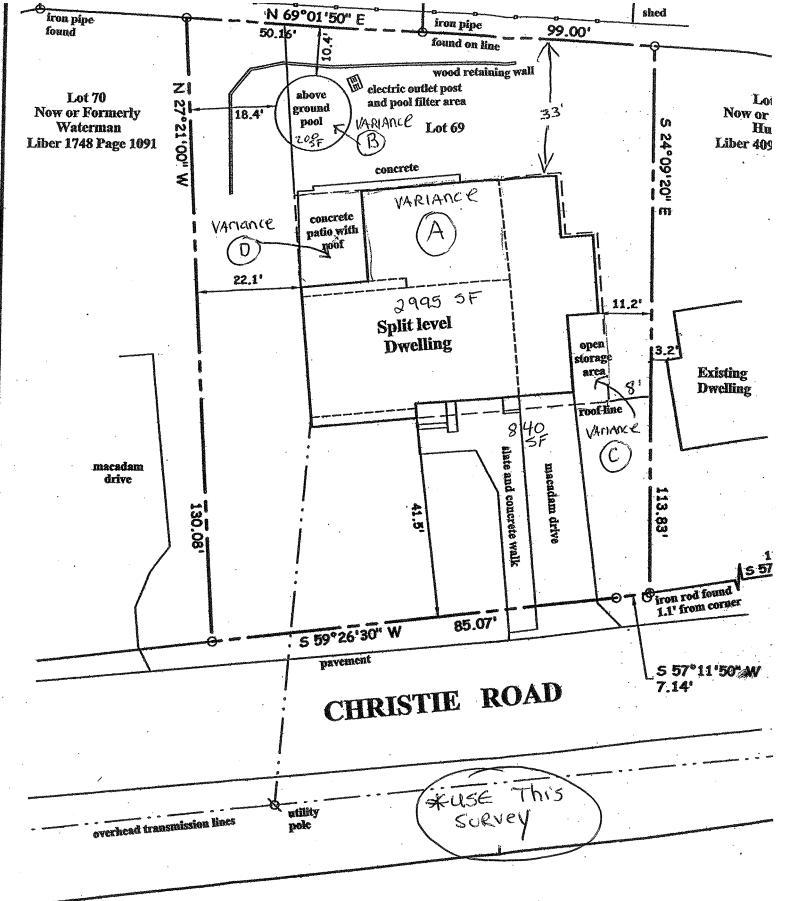
#### NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

File No. 2326-D-12	Date:	November 20, 2012		
To: PADDINGTON ZWIGARD P.O. BOX 331	SBL ADD:	73-14-9 4 Christie Rd, Newburgh		
AURORA, NY 13026	ZONE	R-3		
PLEASE TAKE NOTICE that your application dated April 20,  20 12 for permit to keep the Prior Built rear addition (12 x 20'6)  At the premises located at 4 Christie Road, Newburgh  Is returned herewith and disapproved on the following grounds:				
BULK TABLE - SCHEDULE 5 - ALLOWS A MAXIMUM LOT SURFACE COVERAGE OF 30%. ALLOWS A MAXIMUM BUILDING LOT COVERAGE OF 15%. 185 - 19 - C - 1 - SHALL NOT INCREASE THE DEGREE OF NON-CONFORMITY (REAR YARD SETBACK).				

Cc: Town Clerk & Assessor (300')

File

Town of Newburgh Code Compliance 326-5 OWNER INFORMATION BUILT WITH OUT A PERMIT YES NAME: PADDINTON ZWIGARD ADDRESS: PO BOX 331 AURORA NY 13026 PROJECT INFORMATION: 4 CHRISTIE RD NEWBURGH NY 12550 PRIOR BUILT REAR ADDITION 12' X 20'-6" TYPE OF STRUCTURE: **SBL:** 73-14-9 **ZONE:** R / 3 TOWN WATER: YES YES TOWN SEWER: MAXIMUM **EXISTING** PROPOSED VARIANCE PERCENTAGE LOT AREA LOT WIDTH LOT DEPTH FRONT YARD REAR YARD 40' INCREASE DEGREE NON CONFORMITY 33' ONE SIDE YARD MAX. BUILDING HEIGHT BUILDING COVERAGE 15%=1744 SF 2995 SF 1251 SF 71.75% SURFACE COVERAGE 30%=3487 SF 4035 SF 548 SF 15.7% INCREASING DEGREE OF NON-CONFORMITY - 185-19-C-1 2 OR MORE FRONT YARDS FOR THIS PROPERTY 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 NO SHEED ON ERHODIS ON BETWEEN ON ES STORAGE OF MORE THEN 4 VEHICLES NO 10% MAXIMUM YARD COVERAGE - 185-15-A-3 HEIGHT MAX. 15 FEET - 185-15-A-1 YES / NO NO NOTES: HAS 4 APPLICATIONS FOR PRIOR BUILT ITEMS ALL 4 REQUIRES VARIANCES. SEE SUVEY ITEM (D) VARIANCE(S) REQUIRED: 1 BULK TABLE SCHEDULE 5 ALLOWS A MAXIMUM OF 30% LOT SURFACE COVERAGE 2 BULK TABLE SCHEDULE 5 ALLOWS A MAXIMUM OF 15% BUILDING LOT COVERAGE 3 185-19-C-1 SHALL NOT INCREASE THE DEGREE OF NON CONFORMITY REAR YARD REVIEWED BY: JOSEPH MATTINA DATE: 19-Nov-12



## **Survey of Property For**

## PADDDINGTON ZWIGARD

Town of Newburgh Scale: 1" = 20' May

May 8, 2008 Area

Orange County, New York Area 11,624 S.F. or 0.267 Acres

Pool and retaining wall location August 25, 2012

### ORANGE COUNTY CLERK'S OFFICE RECORDING PAGE

THIS PAGE IS PART OF THE INSTRUMENT - DO NOT REMOVE

TYPE IN BLACK INK:

NAME(S) OF PARTY(S) TO DOCUMENT

DENISE SCOTT NIKIA

DENISE BROMM

ZWIGARD PADDINGTON

SECTION 73 BLOCK 14 LOT 9

RECORD AND RETURN TO: (manue and address)



O'KEEFFE & MC CANN. ESOS 25 MAIN ST GOSHEN, NY 10924

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

iam iam	MENITURE DEED MICK	1 GAUE	SWI IDLUCT TOW TOWN		
PROPI	ERTY LOCATION			_	•
2089	BLOOMING GROVE (TN)	4289	MONTGOMERY (TN)	NO. PAGES 3	Cross Ref
2001	WASHINGTONVILLE (VLG)	4201	MAYBROOK (VLG)	CERT. COPY	ADD'L X-REF
2003	SO. BLOOMING GROVE (VLG)	4203	MONTGOMERY (VLG)	MAPE	PGS.
2289	CHESTER (TN)	4205	WALDEN (VLG)		
2201		4489	MOUNT HOPE (TN)	Payment type:	CHECK
2489	CORNWALL (TN)	4401	OTISVILLE (VLG)		CASH
2401		4600	NEWBURGH (TN)		CHARGE
2600	CRAWFORD (TN)	<b>74800</b>			NO FEE
	DEERPARK (TN)	5089		Taxabia	4 description of the second of
	GOSHEN (TN)	5001	TUXEDO PARK (VLG)	COMPRESENTION	s 235,000.
3001		5200		TAX EXEMPT	*
	FLORIDA (VLG)	-	WARWICK (TN)	Taxable	
3005		5401		MORTGAGE AMT	. <b>s</b>
-	GREENVILLE (TN)	5403			. Antibulindustration of all minimum of a series
	HAMPTONBURGH (TN)	5405		P1	
3401		5600		MORTGAGE TAX	TYPE.
-	HIGHLANDS (TN)		WOODBURY (TN)		ERCIALIFULL 1%
3601		5801		(B) 1 OR 2	
	MINISINK (TH)	5809	• • •	(C) UNDER	
3801			TTIES	(E) EXEMI	
	MONROE (TN)		MIDDLETOWN	(F) 3 TO 6	
4001	• -	1100			RSON/CR. UNION
4003		1300			ER-CR.UN/1 OR 2
4005			s most b specifical and	(K) COND	
		0000	HOLD	amen last marien	100

DONNA L. BENSON **ORANGE COUNTY CLERK** 

JKEFFE & MCCANN Received From

RECORDED/FILED 06/06/2008/ 10:49:56 DONNA L. BENSON County Clerk ORANGE COUNTY, NY FILE # 20080058359 DEED R / BK 18678 PG 1036 RECORDING FEES 114.00 TTX# 007500 T TAX 940.00 Receipt#894684 alicev

STATE OF NEW YORK (COUNTY OF DRANGE) SS: I, DONNA L BENSON, COUNTY CLERK AND CLERK OF THE SUPREME AND COUNTY COURTS, DRANGE COUNTY, DR HEREBY CERTIFY THAT I HAVE COMPARED THIS COPY WITH THE ORIGINAL THEREOF FILED OR RECORDED IN MY OFFICE AND THE SAME IS A COMPRECT ON 6-6-08 TRANSCRIPT THEREOF, IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL:

James d. Basson 8-2-13 COUNTY CLERK & CLERK OF THE SUPPREME COUNTY COURTS.

**ORANGE COUNTY** 

#### THIS INDENTURE

MADE the 21st day of May, Two Thousand Eight between DENISE SCOTT N/K/A DENISE BROMM, residing at 10 Barbara Court, Newburgh, New York 12550 party of the first part, and PADDINGTON ZWIGARD, with a mailing address of P.O. Box 331, Aurora, New York 12580, party of the second part:

#### WITNESSETH:

That the party of the first part, in consideration of Ten and 00/100 (\$10.00) Dollars lawful money of the United States, AND OTHER GOOD AND VALUABLE CONSIDERATION paid by the party of the second part, does hereby grant and release unto the party of the second part, its heirs, successors and assigns 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, Orange County and State of New York, known as and by Lot 69 on a certain map entitled, "Gidney Estates Subdivision, made by T.W. Westlake, Engineer," and filed in the Orange County Clerk's Office on February 7th, 1957, as Map No. 1694 and more particularly bounded and described according to said map as follows:

BEGINNING at a point on the Northerly side of Christie Road, South 57 degrees 11 minutes 50 seconds West, 117 feet from the corner formed by the intersection of the Northerly side of Christie Road and the Westerly side of Stony Run Road; running thence along the Northerly side of Christie Road, South 57 degrees 11 minutes 50 seconds West, 7.14 feet and South 59 degrees 26 minutes 30 seconds West 85.07 feet; thence North 27 degrees 21 minutes West 130.08 feet; thence North 69 degrees 01 minute 50 seconds East 99 feet; thence South 24 degrees 09 minutes 20 seconds East, 113.83 feet to the Northerly side of Christie Road, the point or place of beginning.

**TOGETHER** with all right, title and interest, if any, of the party of the first part in an 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 the said premises,

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, its heirs, successors and assigns forever.

AND the said party of the first part covenants that he has not done or suffered anything whereby the said premises have been encumbered in any way whatever.

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 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.

IN WITNESS WHEREOF, the party of the first part has hereunto set hand and seal the day and year first above written.

DENISE SCOTT, N/K/A DENISE BROMM

STATE OF NEW YORK

SS:

COUNTY OF ORANGE

On the 21 day of May in the year 2008, before me, the undersigned, a Notary Public in and for said State, personally appeared DENISE SCOTT, N/K/A DENISE BROMM, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity, and that by her signature on the instrument, the individual, or the person upon behalf of which the individual acted, executed the instrument.

Mane L. Hilstead Notary Public

DIANE K. HALSTEAD
Notary Public, State of New York
No. 4856289
Qualified in Orange County
Commission Expires March 31,

1517.002\S:\Clients\Scott, Denise\Deed.doc

#### TOWN OF NEWBURGH ZONING BOARD OF APPEALS

I Paddinta Zwisave A.K.A. "Matz Lmaidenname) PMZ DEPOSES AND SAYS THAT
HE/SHE RESIDES AT 331 Muin Street Awaya M 13026
IN THE COUNTY OF CALUE A AND STATE OF NEW YORK
and that he/she is the owner in fee of 4 Christield New Vold (New WK 12560
TION AND THAT HE/SHE HAS AUTHORIZED KAMALAGIA MINAMED
TO MAKE THE FOREGOING APPLICATION AS DESCRIBED THEREIN.
DATED: 3 1 13
OWNER'S SIGNATURE  WITNESS' SIGNATURE
STATE OF NEW YORK: COUNTY OF ORANGE:
SWORN TO THIS 1ST DAY OF August 20/3
NOTARY PUBLIC
YOOK LAN AU
Notary Public - State of New York No. 01AU6283417 Qualified in Richmond County My Commission Expires June 03, 2017

