

# APPLICATION TO BOARD OF APPEALS

Tel. No. \_\_\_\_\_

Appeal No. 2017-003  
Date 2-6-17

TO THE ZONING BOARD OF APPEALS, WEST SENECA, NEW YORK:

I (we) X MARK F MOGAVERO of X 751 SENECA CREEK Rd.  
BLDG A W EST SENECA NY 14224, HEREBY APPEAL TO THE ZONING BOARD OF APPEALS FROM THE  
DECISION OF THE BUILDING INSPECTOR ON AN APPLICATION FOR A BUILDING PERMIT NO. \_\_\_\_\_,  
DATED \_\_\_\_\_, 20\_\_\_\_, WHEREBY THE BUILDING INSPECTOR DID DENY TO

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> A PERMIT FOR USE             | <input type="checkbox"/> A CERTIFICATE OF EXISTING USE      |
| <input type="checkbox"/> A PERMIT FOR OCCUPANCY                  | <input type="checkbox"/> A CERTIFICATE OF ZONING COMPLIANCE |
| <input type="checkbox"/> A TEMPORARY PERMIT OR EXTENSION THEREOF | <input type="checkbox"/> AREA PERMIT                        |

1. Applicant is the  PROPERTY OWNER  
 CONTRACTOR FOR THE WORK CONCERNED HEREIN  
 PROSPECTIVE TENANT  
 OTHER (Describe) \_\_\_\_\_

2. LOCATION OF THE PROPERTY X 751 Seneca Creek Rd

3. State in general the exact nature of the permission required, Requesting to keep  
12x70 shed in front yard, accessory structures not permitted in  
front yard

4. PREVIOUS APPEAL. No previous appeal has been made with respect to this decision of the Building Inspector or with respect to this property, except the appeal made in Appeal No. \_\_\_\_\_, dated \_\_\_\_\_, 20\_\_\_\_.

5. REASON FOR APPEAL.

A. A Variance to the Zoning Ordinance is requested because strict application of the ordinance would produce undue hardship, or the hardship created is unique and is not shared by all properties alike in the immediate vicinity of this property and in this use district, or the variance would observe the spirit of the ordinance and would not change the character of the district because: \_\_\_\_\_

X HANDICAPPED INDIVIDUALS RESIDING THERE ONE WITH  
LOSS OF LEG NEED SHED IN FRONT TO HOUSE ELECTRIC  
SCOOTER WHEEL CHAIRS ECT. MAKE GETTING OUT + TO VEHICLES  
SMOOTH LESS EFFORT.

B. Interpretation of the Zoning Ordinance is requested because: \_\_\_\_\_

C. A Special or Temporary Permit or an Extension thereof Under the Zoning Ordinance is requested pursuant to Article \_\_\_\_\_, Section 120, Subsection 39, Paragraph A1 of the Zoning Ordinance, because: \_\_\_\_\_

Mark F. Mogavero  
Signature

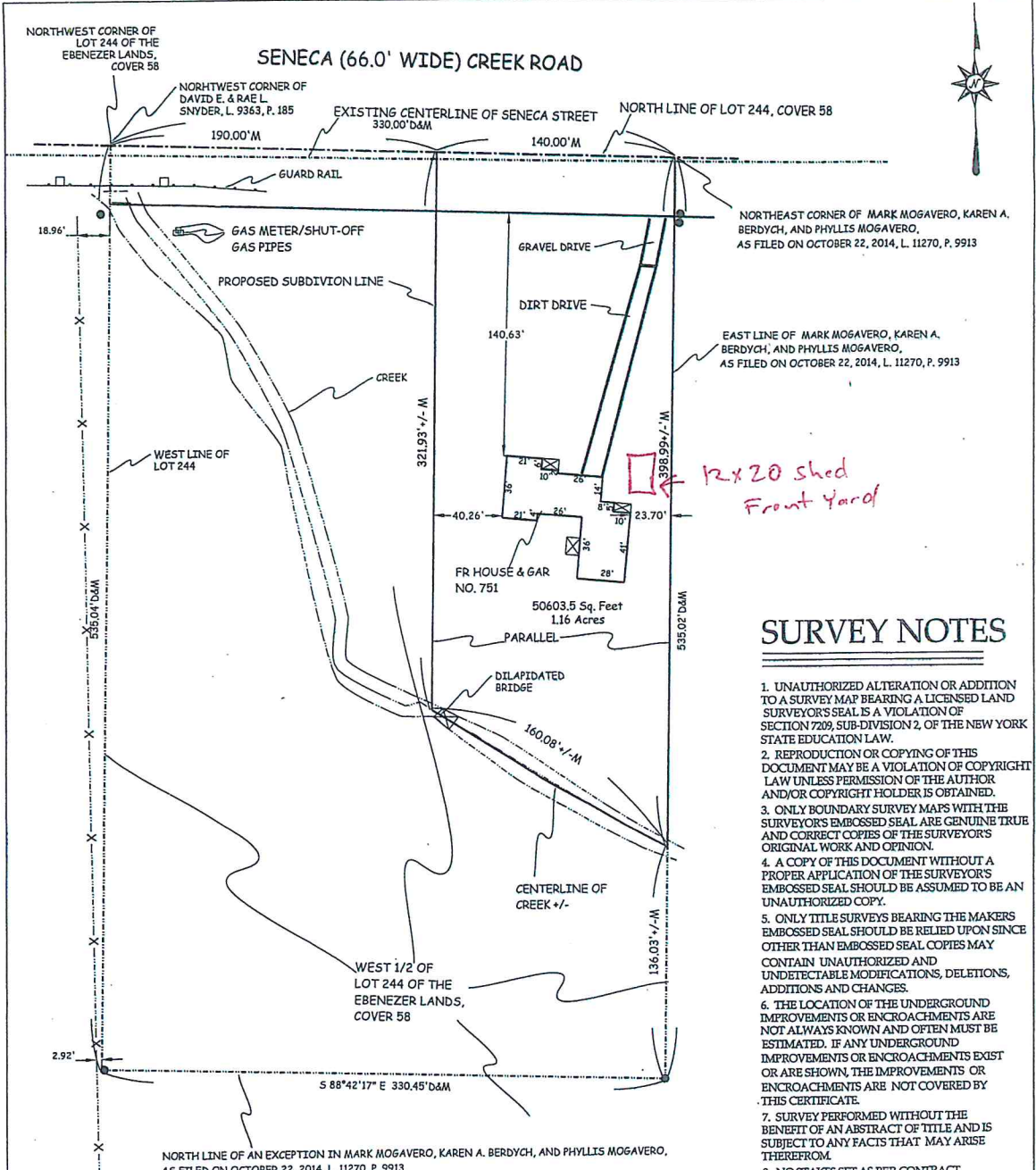
**TO BE COMPLETED BY THE BUILDING INSPECTOR**

1. Provision(s) of the Zoning Ordinance Appealed, including article, section, subsection or paragraph of the Zoning Ordinance  
TOWNS Zoning Ordinance 120-39 A (1)  
accessory structures not permitted in required front yard

2. Zoning Classification of the property concerned in this appeal R-65A

3. Type of Appeal:
- Variance to the Zoning Ordinance.
  - Interpretation of the Zoning Ordinance or Zoning Map
  - Special or Temporary Permit or an extension thereof under the Zoning Ordinance.

4. A statement of any other facts or data which should be considered in this appeal. JS JS



### SURVEY NOTES

1. UNAUTHORIZED ALTERATION OR ADDITION TO A SURVEY MAP BEARING A LICENSED LAND SURVEYOR'S SEAL IS A VIOLATION OF SECTION 7209, SUB-DIVISION 2, OF THE NEW YORK STATE EDUCATION LAW.
2. REPRODUCTION OR COPYING OF THIS DOCUMENT MAY BE A VIOLATION OF COPYRIGHT LAW UNLESS PERMISSION OF THE AUTHOR AND/OR COPYRIGHT HOLDER IS OBTAINED.
3. ONLY BOUNDARY SURVEY MAPS WITH THE SURVEYOR'S EMBOSSED SEAL ARE GENUINE TRUE AND CORRECT COPIES OF THE SURVEYOR'S ORIGINAL WORK AND OPINION.
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5. ONLY TITLE SURVEYS BEARING THE MAKERS EMBOSSED SEAL SHOULD BE RELIED UPON SINCE OTHER THAN EMBOSSED SEAL COPIES MAY CONTAIN UNAUTHORIZED AND UNDETECTABLE MODIFICATIONS, DELETIONS, ADDITIONS AND CHANGES.
6. THE LOCATION OF THE UNDERGROUND IMPROVEMENTS OR ENCROACHMENTS ARE NOT ALWAYS KNOWN AND OFTEN MUST BE ESTIMATED. IF ANY UNDERGROUND IMPROVEMENTS OR ENCROACHMENTS EXIST OR ARE SHOWN, THE IMPROVEMENTS OR ENCROACHMENTS ARE NOT COVERED BY THIS CERTIFICATE.
7. SURVEY PERFORMED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY FACTS THAT MAY ARISE THEREFROM.
8. NO STAKES SET AS PER CONTRACT
9. THIS SURVEY NOT VALID WITH AFFIDAVIT OF NO CHANGE
10. THIS SURVEY DOES NOT EXTEND TO SUBSEQUENT OWNERS, MORTGAGES OR TITLE INSURERS UNLESS THIS SURVEY HAS BEEN RESURVEYED BY THIS SURVEYOR.

AMENDED 03/24/16

FINAL HOUSE LOCATED 03/24/16

NEW FOUNDATION LOCATED 09/17/15

PROJECT NO. 20151015

AMENDED 03/07/16



### LEGEND

- These standard symbols will be found in the drawing.
- EXISTING IRON PIPE
  - SET IRON PIPE
  - UTILITY POLE
  - BOUNDARY
  - CENTERLINE OF ROAD
  - X-X- FENCE
  - DRIVE
  - OVERHEAD UTILITY LINE

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 WILLIAM C. BUCKLAND L.S.  
 NORMAN B. JOHNSON L.S.  
 WILSON M. HUNTER L.S.

| 751 SENECA CREEK ROAD |                       |  |
|-----------------------|-----------------------|--|
| DRAWN<br>FMM          | DATE<br>12/15/14      | PART OF LOT 244 OF THE EBENEZER LANDS, COVER 58<br>TOWN OF WEST SENECA,<br>COUNTY OF ERIE<br>STATE OF NEW YORK |
| APPROVED<br>FMM       | DATE<br>12/15/14      |  |
| SCALE<br>1" = 60'     | SHEET<br>20140943.CRD | PROJECT NO. 20160257<br>20140943 20151015  |