## TOWN OF NISKAYUNA ZONING BOARD OF APPEALS

One Niskayuna Circle Niskayuna, New York 12309

The Zoning Board of Appeals of the Town of Niskayuna will conduct a regular meeting on WEDNESDAY, October 20, 2021 at 7:00 P.M. in the Town Board Meeting Room, Town Hall, One Niskayuna Circle, Niskayuna, New York to consider the following:

- 1. Appeal by Linda Hughes for a variance from of Section 220-15 D, Section 220-18 B (3) (b), and Section 220-13 Schedule I-B of the Zoning Ordinance of the Town of Niskayuna as it applies to the property at 874 Northumberland Drive, Niskayuna, New York, located in the R-1: Low Density Residential Zoning District, to maintain an eighteen (18) foot diameter above ground pool partially within the side yard setback. Section 220-15 D states: "Corner lots. Front yard minimums shall be required of both yards facing a street on a corner lot. Side yard minimums shall be required of the remaining two yards for properties located in the R-1 and R-2 Zoning Districts." Section 220-18 B (3) (b) states that "the required side and rear yard dimensions for major accessory structures shall be the same as applies to the principal building." As defined, major accessory structures are "detached accessory buildings or other structures in excess of 120 square feet." The pool, at 254.47 square feet is a major accessory structure. Section 220-13 Schedule I-B establishes a side setback minimum of twenty (20) feet. As proposed, the pool is located eight feet six inches (8' 6") from the property line. Therefore, an eleven foot six inch (11' 6") side yard setback variance is required.
- 2. Appeal by Gabryelle Nigriny for a variance from of Section 220-16 A (2) (c) of the Zoning Ordinance of the Town of Niskayuna as it applies to the property at 1350 Rowe Road, Niskayuna, New York, located in the R-1: Low Density Residential Zoning District, to maintain an RV in the front yard of the property from November 1 March 31. Section 220-16 A (2) (c) states that the storage of house coaches, campers or trailers, boats or car trailers of any kind is not permitted in the front yard of any residential lot between November 1 and March 31, whether or not on a driveway. The property is a corner lot, as defined by Section 220-4 and has frontages on Rowe Road and Whamer Lane. As proposed, the RV will be located in the front yard of Whamer Lane between November 1 and March 31; therefore, a variance from this section is required.

**NEXT MEETING:** November 17, 2021 at 7 PM

TOWN OF NISKAYUNA 1 **ZONING BOARD OF APPEALS** 2 One Niskayuna Circle 3 Niskayuna, New York 12309 4 **Meeting Minutes** 5 **September 22, 2021** 6 Maureen McGuinness, Chairperson 7 **Members Present:** Keith Frary 8 Nicolas Ltaif 9 Erik Dollman 10 Katrina Pacheco 11 Richard Greene 12 13 John Hoke Laura Robertson, Town Planner 14 Also Present: Alaina Finan, Deputy Town Attorney 15 16 A. Roll Call Mr. Daley was absent/excused. 17

- 18 **B. Minutes**
- 19 The minutes from the August meeting were reviewed.
- Mr. Ltaif placed a motion to accept the August minutes. Mr. Frary seconded the motion. The August
- 21 minutes were approved as written by a vote of 4-0 with 3 abstentions.
- 22 Mr. Frary Aye Mr. Ltaif Aye 23 Mr. Dollman **Abstain** 24 25 Ms. Pacheco Abstain Mr. Greene Aye 26 Mr. Hoke Abstain 27 Chairperson McGuinness 28 Aye
- 29 C. Cases
- 30 Appeal by Charles Cooper for a variance from Section 220-18 B (3) (b) and Section 220-13 Schedule I-B
- of the Zoning Ordinance of the Town of Niskayuna as it applies to the property at 66 Lori Drive
- Niskayuna, New York, located in the R-1: Low Density Residential Zoning District, to maintain a 10' x
- 33 14' shed partially within the side and rear yard setbacks. Section 220-18 B (3) (b) states that "the required
- side and rear yard dimensions for major accessory structures shall be the same as applies to the principal
- building." As defined, major accessory structures are "detached accessory buildings or other structures in
- excess of 120 square feet." The shed, at 140 square feet, is a major accessory structure. Section 220-13
- Schedule I-B, establishes a side setback minimum of twenty (20) feet and a rear setback minimum of
- twenty five (25) feet. As constructed, the shed is located fourteen (14) feet from the side property line
- and two (2) feet from the rear property line. Therefore; both, a six (6) foot side yard setback variance and
- a twenty three (23) foot rear yard setback variance are required.

41 9 notices were mailed. Two responses were received. Benjamin and Rebecca Taylor, 58 Lori Drive,

- 42 emailed and stated they were in favor of granting the variance. The email went on to explain that the
- applicant maintains the nature path, birdhouses, and community garden at Birchwood Elementary School
- 44 (the applicant's rear yard neighbor). The location of the shed helps with these endeavors. Kevin
- Weinberg, 70 Lori Drive, also emailed and expressed his approval for granting the appeal.
- Charles Michael Cooper, owner, was present. He replaced the shed, in kind, when he purchased the
- 47 property. He noted that moving the shed will place it in the middle of the backyard. He noted that he is
- 48 willing to compromise and move the shed to satisfy the minor accessory structure setback.
- Mr. Frary asked how long the shed was in place. Mr. Cooper replied that it was replaced 5-6 years ago
- 50 when he moved in. He noted there was an existing shed in the location that was falling apart. The
- 51 replacement shed was placed in the same location but the size was increased. Mr. Frary asked if the
- 52 previous shed had a permit. Mr. Cooper did not know. He did add that the replacement shed did not
- change the setback from the rear or side property lines.
- Mr. Frary asked Ms. Robertson to confirm that the shed size limit on a minor accessory structure is 120
- square feet. Ms. Robertson confirmed. Mr. Frary noted that the rear yard currently contains a garden and a
- pool and asked what is stored in the shed. Mr. Cooper confirmed the other structures in the rear yard and
- stated the shed contains yard maintenance equipment and seasonal stuff.
- Mr. Hoke asked Mr. Cooper to confirm he maintains the Birchwood School nature trails. Mr. Cooper
- agreed. Mr. Hoke asked if the location of the shed helps him with this maintenance. Mr. Cooper stated
- that having the shed close to the school property line definitely helps him with the maintenance work. Mr.
- Hoke asked if the neighbors have commented about its location since it was installed. Mr. Cooper stated
- no one has said anything negative about its placement. Mr. Hoke noted the application showed alternate
- location if needed. He asked if the current location is the most feasible to meet his needs. Mr. Cooper
- 64 agreed that it was.
- Ms. Pacheco asked where the neighbors reside who sent in letters. Mr. Cooper stated that 70 Lori Drive is
- his immediate neighbor on the opposite side of his property from the shed. The neighbor at 58 Lori Drive
- is two properties away on the side with the shed.
- Ms. Pacheco asked what the base of the shed was made of. Mr. Cooper stated there is no base. He noted it
- 69 is a prefabricated shed sitting on blocks. Ms. Pacheco asked for clarification on his submitted drawing.
- 70 Mr. Cooper stated the circles were tree canopy and the dots were the tree trunks. Ms. Pacheco asked if
- 71 these trees hindered the relocation of the shed. Mr. Cooper stated he could move the shed left or right but
- moving it toward the street would be a problem due to trees. Ms. Pacheco asked if the shed construction is
- consistent with other sheds in the neighborhood. Mr. Cooper agreed. Ms. Pacheco asked if replacing the
- shed with a smaller structure would be a feasible option. Mr. Cooper stated it was the least desirable
- option in his mind. It would be costly and create financial burden.
- Mr. Ltaif asked who his rear neighbor was. Mr. Cooper stated he can see the 4<sup>th</sup> grade wing of Birchwood
- 77 Elementary School when the leaves fall. He noted the school has a 75 foot wooded buffer from the
- property line to the school lawn. He noted some properties have walking paths to the school. He noted his
- 79 path is visible from his backyard but not visible from the school side. He has never had children walk into
- his property from the school. He noted he does not have a fence on his property.
- Mr. Ltaif asked what is stored in the shed and is the size necessary. Mr. Cooper stated he stores a riding
- lawn mower, a push mower, a walk behind tiller, a pressure washer, bikes, and tools. He noted there is no
- spare space. Mr. Ltaif asked what doors are on the shed. Mr. Cooper stated it has a single door on the
- street side and a double door facing the right side yard.

Mr. Greene asked if the applicant spoke to the neighbors when this shed was installed. Mr. Cooper stated

- he did and no one complained or commented about its location. Mr. Greene asked what you can see from
- the street. Mr. Cooper stated that you cannot see the shed from the street because of tree coverage. In the
- winter you can see more of it because of the loss of leaves.
- 89 Mr. Ltaif asked if the Building Department records show the original shed. Ms. Robertson replied that
- this shed came to the Department's attention when the owner applied for a pool. She stated the inspector
- 91 reviewed the existing accessory structures on the property and could not find it. She noted the house was
- built in 1990 so the shed could not be attributed to a pre-existing nonconforming structure (Building Code
- came into effect in 1971).
- Chairperson McGuinness asked if there was anyone from the public who wished to speak. Hearing none,
- she asked if any member of the Board had a motion.
- Mr. Dollman placed a motion to grant the variance. He noted the benefit could not be achieved by an
- alternate means. He stated the situation is not undesirable especially since neighbors wrote in and were in
- 98 favor of the variance. He noted it was not substantial especially since the shed sits on a preexisting
- 99 footprint with a minimal increase in size. He stated there were no environmental effects. He stated the
- application was absolutely self-created but that is not determinative.
- Mr. Hoke seconded the motion. He noted the applicant presented a complete and thorough application.
- His application presented alternate locations but after the discussion, he believes the current location is
- the most feasible option.
- 104 Upon voting, the variance was granted 7-0.
- 105 Mr. Frary Aye
- 106 Mr. Frary voted to grant the motion for the reasons stated.
- 107 Mr. Ltaif Aye
- Mr. Ltaif voted to grant the motion for the reasons stated. He noted the applicant showed willingness to
- relocate the shed if necessary. The alternate locations had limitations as the applicant showed.
- 110 Mr. Dollman Aye
- Mr. Dollman voted to grant the motion for the reasons stated.
- 112 Ms. Pacheco Aye
- 113 Ms. Pacheco voted to grant the motion for the reasons stated.
- 114 Mr. Greene Aye
- Mr. Greene voted to grant the motion for the reasons stated. He noted the request was substantial but on
- balance that did not sway his vote.
- 117 Mr. Hoke Aye
- 118 Mr. Hoke voted to grant the motion for the reasons stated.
- 119 Chairperson McGuinness Aye
- 120 Chairperson McGuinness voted to grant the motion for all the reasons stated
- 121 Appeal by Scott Lephart for a variance from Section 220-53 B and Section 220-13, Schedule I-C of the
- 22 Zoning Ordinance of the Town of Niskayuna as it applies to the property at 1426 Valencia Road
- Niskayuna, New York, located in the R-2: Medium Density Residential Zoning District, to construct a
- garage and breezeway addition (668 square feet) nearer to the property line than the existing structure and

partially within the side yard setback. Section 220-53 B allows an addition to a nonconforming residential

- structure which brings the addition into a nonconforming side or rear yard no nearer to a side or rear
- property line than the existing structure and no nearer than ½ the distance specified in a particular
- residential zoning district. Section 220-13, Schedule I-C requires a side yard setback of fifteen (15) feet.
- The existing house is 4.91 feet from the side line; therefore, seven (7) foot six (6) inches becomes the
- minimum required side setback. As proposed, the addition will be 1.91 feet nearer to a side property line
- than the existing structure and will have a three (3) foot side yard setback; therefore, both a variance for it
- being 1.91 feet nearer to a side property line than the existing structure and a four (4) foot six (6) inch side
- 133 yard setback variance are required.
- 134 15 notices were sent out. One response was received. William Vacca, 1421 Valencia Road, emailed and
- stated he wanted to give his full approval for his request.
- Scott Lephart, owner, was present. Mr. Lephart explained that his current garage is in major disrepair. It
- cannot be maintained as is but needs to be torn down and rebuilt. He and his neighbor share a driveway.
- He takes a sharp left at the top of the driveway; the neighbor takes a sharp right. The current garage is too
- narrow. Passengers must exit the car before entering the garage. He noted there is minimal space to park
- in the driveway due to the neighbor's use of the shared driveway. Both properties back into the same
- space when leaving their garages. Currently they seldom use the garage except in the winter when a storm
- is coming. The proposed garage is a little bit wider and deeper to help relieve the problems. He noted he
- looked at other options to place the garage. Other locations would cause the removal of a large oak tree or
- place the garage in the middle of the backyard space. The hope is to use the garage on a daily basis. He
- noted removing his cars from the driveway would benefit the neighbor's use of the shared driveway. He
- doesn't feel that it is a large variance.
- Mr. Dollman asked if the benefit of the project is usable garage space. Mr. Lephart stated he can use the
- garage but he damages the car because it is so tight. The proposed garage should allow him to use the
- garage on a daily basis. Mr. Dollman asked what the drawbacks of relocating the garage would be. Mr.
- Lephart stated he may be able to save the oak tree but is not confident. He noted if he relocated the garage
- to the end of the driveway (pull straight into the garage), it would block the neighbors from backing out of
- their garage. Mr. Dollman asked what is the condition of the current garage and if the replacement would
- improve the aesthetics of the neighborhood. Mr. Lephart stated it is in poor condition and the garage is
- behind the house so no one really sees it.
- Mr. Hoke asked if the garage can be moved to line up with the house. Mr. Lephart stated that the shared
- driveway is the reason the added space needs to extend past the house. At this time he actually needs to
- park with the nose of the car in the garage to leave space for the neighbors to use the shared driveway.
- Mr. Frary asked for confirmation that the garage cannot be shifted to alleviate any variances. Mr. Lephart
- agreed. Mr. Frary asked for confirmation that there is no feasible location that would require less or no
- variances. Mr. Lephart agreed. Mr. Frary asked if he has spoken to the neighbor most affected. Mr.
- Lephart stated he did. He noted that the new location is adjacent to his neighbor's garage. He noted her
- garage is quite close to the property line too and probably a comparable distance.
- 163 Chairperson McGuinness asked if there was anyone from the public who wished to speak. Hearing none,
- she asked the Board for a motion.
- Mr. Dollman placed a motion to grant the variance. He noted that the benefit could not be achieved by an
- alternate means. He noted that moving the garage in line with the house would create a hardship for the
- applicant and the neighbor who shares the garage. The project would not create an undesirable change in
- the neighborhood especially since the structure is mostly behind the house. The request is substantial. He

noted there are no adverse environmental effects. He stated the request is self-created but that is not

- determinative. The benefits balance any negatives.
- 171 Mr. Hoke seconded the motion for the reasons stated.
- Upon voting, the variance was granted 7-0.
- 173 Mr. Frary Aye
- Mr. Frary voted to grant the motion for all the reasons stated. He stated that the project has no feasible
- alternatives. He also noted the request is not substantial.
- 176 Mr. Ltaif Aye
- Mr. Ltaif voted to grant the motion for all the reasons stated. He noted that his is unique property with a
- 178 difficult driveway.
- 179 Mr. Dollman Aye
- Mr. Dollman voted to grant the motion for the reasons stated.
- 181 Ms. Pacheco Aye
- 182 Ms. Pacheco voted to grant the motion for the reasons stated.
- 183 Mr. Greene Aye
- 184 Mr. Greene voted against the motion for the reasons stated.
- 185 Mr. Hoke Aye
- 186 Mr. Hoke voted to grant the motion for the reasons stated.
- 187 Chairperson McGuinness Aye
- 188 Chairperson McGuinness voted to grant the motion for the reasons stated. She stated the application
- shows the uniqueness of living in old Niskayuna.
- Appeal by Mark Martin for a variance from Section 220-25 B (1) (a) of the Zoning Ordinance of the
- Town of Niskayuna as it applies to the property at 2198 Lynnwood Drive Niskayuna, New York, located
- in the R-1: Low Density Residential Zoning District, to construct a 4' 6" height fence in the front yard.
- The property is a corner lot and as defined has front yards on Lynwood Drive and Cranbrook Court.
- Section 220-25 B (1) (a) permits the maximum height for fences located in the front and side yards, to be
- four (4) feet. As proposed, a four (4) foot six (6) inch high fence will be located in the front yard, on
- 196 Cranbrook Court. Therefore, a six (6) inch fence height variance is required.
- 197 10 notices were sent out. Zero responses were received.
- Mark Martin, owner, was present. He stated that he is installing a pool in his yard and wishes to install the
- 199 54" fence for safety.
- Mr. Hoke asked Ms. Robertson for the code requirements for pools. Ms. Robertson stated that 48"
- fencing is allowed for pools. She noted Town Code allows 54" fencing associated with pools to be
- 202 installed in side yards. The code does not extend this allowance into the front yard. Mr. Hoke asked if the
- applicant can install a 54" fence immediately around the pool. Mr. Martin stated that he wants to install
- the fence around the pool. Mr. Dollman asked if 54" fencing is the recommended fence height. Ms.
- Robertson stated she does not believe 54" is required but Town Code does allow the extra height in the
- side yard for the increased safety it provides. She noted with regard to Mr. Hoke's question, if the fence
- was installed on the pool apron, it would be allowed since the images presented shows the pool and apron
- located in the rear yard. The proposed fence is not on the pool apron. She presented the survey of the

property and showed the delineation of the front yard and rear yard. If the image is drawn accurately, a

- 54" fence would be allowed on the apron of the pool.
- Mr. Hoke asked if the area on the survey marked in pink is vegetation. Mr. Martin agreed that is was. Mr.
- Hoke asked if they are bushes or trees. Mr. Martin stated they are bushes. He noted some of them are
- already removed. Mr. Hoke asked if they all will be removed. Mr. Martin stated the vegetation is
- probably closer to Cranbrook Court. He noted that the contractor drew up the diagram. In reality he
- believes the fence line will be about 5 feet away from the pool (3 foot pool apron plus 2 feet of lawn). He
- 216 noted that he believes the pool should have been drawn closer to the right.
- Mr. Ltaif noted that the Zoning Board avoids allowing 6 foot fences in the front yard. He asked how close
- the fence will be located to the road. Mr. Martin stated that the fence will be nowhere near the road. He
- stated it will probably be 25 feet away and partly behind bushes and vegetation. Mr. Ltaif asked if the
- view for cars on the road would be blocked by the fence. Mr. Martin stated they probably wouldn't even
- notice the fence.
- 222 Chairperson McGuinness asked if there was anyone from the public who wished to speak. Hearing none,
- she asked the Board for a motion.
- Mr. Dollman placed a motion to grant the variance. He noted that the benefit could not be achieved by an
- 225 alternate means. The fence does not create an undesirable change in the neighborhood. He stated 6 inches
- is not significant and it increases the safety of the pool. He noted the lot has odd shape which is why the
- fence ventures into the front yard. On a normal lot, everything would remain in the rear or side yard. The
- fence would not create an adverse environmental effect. He noted the issue is self-created but that is not
- determinative.
- 230 Ms. Pacheco seconded the motion for the reasons stated.
- Upon voting, the variance was granted 7-0.
- 232 Mr. Frary Aye
- 233 Mr. Frary voted to grant the motion for all the reasons stated. He wanted to be careful about stating on the
- record what the Town recommends for fence height around pools. The Town allows 54" but typically the
- fence is closer to the pool and the Board generally hears cases for 6' fencing. Aesthetically the extra 6
- inches will not be noticeable and it is a small portion of the fencing. The fence is consistent around the
- property and there are no transitions from one height to another.
- 238 Mr. Ltaif Aye
- 239 Mr. Ltaif voted to grant the motion for all the reasons stated.
- 240 Mr. Dollman Aye
- Mr. Dollman voted to grant the motion for the reasons stated.
- 242 Ms. Pacheco Aye
- 243 Ms. Pacheco voted to grant the motion for the reasons stated.
- 244 Mr. Greene Aye
- 245 Mr. Greene voted against the motion for the reasons stated as amplified and clarified by Mr. Frary.
- 246 Mr. Hoke Aye
- Mr. Hoke voted to grant the motion for the reasons stated. He noted there was an alternative plan that was
- feasible but there were mitigating reasons to allow the fence in its proposed location.

- 249 Chairperson McGuinness Aye
- 250 Chairperson McGuinness voted to grant the motion.

251 Chairperson McGuinness asked if there was any other business before the Board. Mr. Frary asked if there

- was an update to the meeting location for the future. Ms. Robertson stated that the Town moved back to
- in person hybrid meetings. Future ZBA meetings should be in person and hybrid to accommodate all
- people. Hearing no other business, Chairperson McGuinness asked for a motion to adjourn. Mr. Hoke
- made a motion to adjourn. Mr. Ltaif seconded the motion and all the Board approved. The meeting was
- adjourned at 8:05 p.m.



#### TOWN OF NISKAYUNA ZONING BOARD OF APPEALS One Niskayuna Circle Niskayuna, New York 12309 (518) 386-4530

October 8, 2021

#### TO WHOM IT MAY CONCERN:

A regular meeting of the Zoning Board of Appeals will be held on:

**DATE:** October 20, 2021

**TIME:** 7:00 P.M.

PLACE: Town Hall, One Niskayuna Circle, Niskayuna, New York

#### AT THIS TIME THE BOARD WILL CONSIDER THE REQUEST OF:

Appeal by Linda Hughes for a variance from of Section 220-15 D, Section 220-18 B (3) (b), and Section 220-13 Schedule I-B of the Zoning Ordinance of the Town of Niskayuna as it applies to the property at 874 Northumberland Drive, Niskayuna, New York, located in the R-1: Low Density Residential Zoning District, to maintain an eighteen (18) foot diameter above ground pool partially within the side yard setback.

Section 220-15 D states: "Corner lots. Front yard minimums shall be required of both yards facing a street on a corner lot. <u>Side yard minimums</u> shall be required of the remaining two yards for properties located in the R-1 and R-2 Zoning Districts."

Section 220-18 B (3) (b) states that "the required side and rear yard dimensions for major accessory structures shall be the same as applies to the principal building." As defined, major accessory structures are "detached accessory buildings or other structures in excess of 120 square feet." The pool, at 254.47 square feet is a major accessory structure. Section 220-13 Schedule I-B establishes a side setback minimum of twenty (20) feet. As proposed, the pool is located eight feet six inches (8' 6") from the property line. Therefore, an eleven foot six inch (11' 6") side yard setback variance is required.

IF YOU WISH TO EXPRESS AN OPINION REGARDING THE PROPOSED CHANGE, YOU MAY DO SO AT THE ABOVE-MENTIONED TIME AND PLACE. IF YOU CANNOT BE PRESENT, YOU MAY REQUEST A VIRTUAL LOGIN TO THE MEETING BY EMAILING LRobertson@Niskayuna.org OR CALLING 518-386-4530 OR YOU MAY SET FORTH YOUR APPROVAL OR OBJECTION IN A LETTER WHICH WILL BE MADE PART OF THE PERMANENT RECORD.

**ZONING BOARD OF APPEALS** 

## RECEIVED

## ZONING BOARD OF APPEALS Application and Procedures For A Variance

SEP - 9 2021

Building Department Town &f Niskayuna Case No.
Date Rece'd BA
Date Hearing
Date Action
Ref.P.B.
Date
Ref. County
Date

TO:	ZONING F	BOARD OF APPI	EALS			
FROM: Linda Hughes						
	RE: Property at 874 Northumberland Drive, Schenectady, NY 12309					
	Section	Block	Lot_31			
ownoin the	e Town of Nis	skayuna, New Yor oning Enforcement on(s) of the Zonin	, the (owner) (agent of the Northumberland Drive k, hereby petition the Zoning Board of Appeals to review the Officer on the above-referenced application and to grant a g Ordinance in order to permit the proposed construction shown			
I, also certify that I have provided the items listed below as required documents in my application for a variance before the Zoning Board of Appeals. I further acknowledge that omission of any of these items may result in delay in the Board's hearing of my application.						
		CHEC	KLIST OF REQUIRED ITEMS			
X	_ Fifteen (15) co	ppies of plot plans				
Χ	_Two (2) copies	s of construction plan	ns, if applicable			
Χ	_Appeal fee (see	application procedu	eres for details)			
Χ	_Appeal stateme	ent (see application p	rocedures for details)			
NA	_Short Environn	nental Assessment F	orm, Project Information, as applicable for use variance			
NA	_Additional info	rmation as specified	by the Zoning Enforcement Officer			
Sign	ature of Agent:		Date_September 8, 2021			
Sign	ature of Owner	(if different from	Agent			
Tele	Telephone Number: 518-727-194T					
		4685				

the	er an area variance: Before an area variance can be granted, State Law requires that a ZBA take into consideration the benefit to the applicant if the variance is granted, as eighed against the detriment to the health, safety and welfare of the neighborhood or mmunity by such grant.
To neig	grant an area variance, the ZBA must balance the benefits to the applicant and the health, safety, and welfare of the abborhood and community, taking into consideration the following:
1.	Whether the benefit sought by the applicant can be achieved by other feasible means. Identify what alternatives to the variance have been explored (alternative designs, attempts to purchase land, etc.) and why they are not feasible.  See attached
2.	Whether the granting the variance will produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. Granting the variance will not create a detriment to nearby properties or an undesirable change in the neighborhood character for the following reasons:
	See attached

	ner the variance is substantial. The requested variance is not substantial for the following reasons:
-	
reques	her the variance will have adverse physical or environmental effects on the neighborhood or district. The sted variance will not have an adverse physical or environmental effect on the neighborhood or district for the ring reasons:
See a	ittached
Wheth varian	er the alleged difficulty was self-created (although this does not necessarily preclude the granting of an area ce.) Explain whether the alleged difficulty was or was not self-created:
See	attached

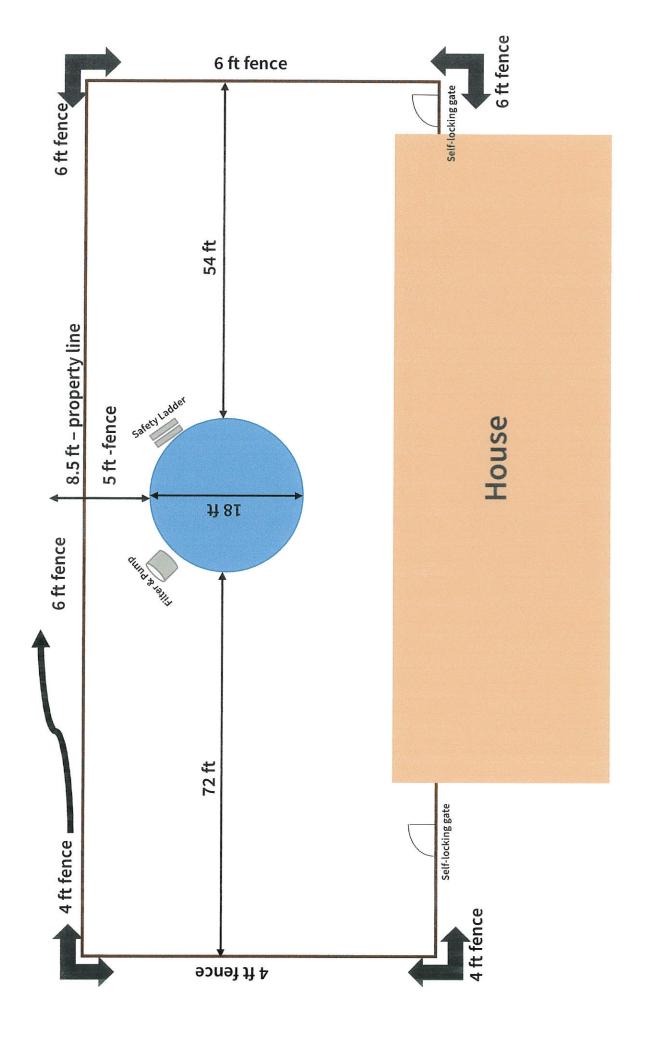
- 1. Whether the benefit sought by the applicant can be achieve by another feasible means. Identify what alternate to the variance have been explored (alternative designs, attempt to purchase land, etc.) and why they are not feasible.
  - a. The property is a corner lot which provides for challenges in designing alternatives. With two sides of the property designated as "front yard". The designated back yard is far too narrow for a pool. Because it is a corner lot the "side yard" is also considered the front yard and would require a variance for the placement in that location as well. The requested variance is for the side yard wherein we are requesting a variance of 11ft 6in to allow for the pool to sit behind the house. This area provides the most visibility from inside the home, it sits in front of a large picture window and adjacent to the "backyard" deck. Both areas provide for viewing of the pool for the safety of swimmers. The placement is ideal for privacy of swimmers. In addition, I purchased and installed a locking pool ladder to limit access. I have also installed a security camera with motion activated alert system for safety.
- 2. Whether the granting the variance will produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. Granting the variance will not create a detriment to nearby property or an undesirable change in the neighborhoods character for the following reason:
  - a. The pool is significantly set back from both streets that the property runs long. The area is fenced by both a tall 6-foot stockade fence near the neighbor's home (providing for significance privacy) and a shorter picket fence along the street. There is a small grove of trees with raspberry plants that provide a natural barrier between the street and the pool area. The façade of the pool is designed with a natural pattern, that easily blends into the area around it. In addition, I have added several perennial plants (Hameln, Lemongrass and Carex Evergold) that provide additional greenery, as to not detract from the pleasantness neighborhood (see enclosed photographs). The pump and filter are located near the rear of the pool and are shielded from the street by a delicate weeping cherry tree. Other above ground pools within the neighborhood do not have a fence.
- 3. Whether the variance is substantial. The requested variance is not substantial for the following reason:
  - a. Given the size of the lot and proximity of the home on the lot, I respectively believe that the requested variance is not substantial. The neighbor closest to the pool location has no objection to its existence and placement (see attached statement).
- 4. Whether the variance will have adverse physical or environmental effects on the neighborhood or districts. The requested variance will not have an adverse physical or environmental effect on the neighborhood to district for the following reasons:
  - a. The pool is well maintained, and I have taken great care to have it blend with the natural surroundings. The pool is well maintained with regular chemical treatments and a running filter system, so there is no standing water, and therefore no increase in insect activity. The area of the property was already quite level, so there is no impact to the natural slope and/drainage of the area. According to records left by the previous owner, the placement of the pool is consistent with the placement of a pool in the past.
- 5. Whether the alleged difficulty was self-created (although this does not necessarily preclude the grant of an area variance.) Explain whether the alleged difficulty was or was not self-created.
  - a. Due to the corner lot and location of the home the pool location chosen is the most appropriate to maintain the aesthetics of the neighborhood and provide for the safety of swimmers. The small size of the backyard makes it an unsuitable location for the placement of a pool. Pool was installed by professional installation company and certified electrician.

#### Appeal Statement for Consideration by the Zoning Board of Appeals:

Co-owner Linda Hughes, is 72 years old and a diabetic, who during the pandemic has found it difficult to find activities that help to maintain physical activity levels and do not put her at risk for contact with possibly infected individuals. The above ground pool provides her with the ability to get low impact exercise (ease on joints and cardiovascular system) during warm summer months.

SEP - 9 2021

Building Department Town &f Niskayuna



JOHN E. WHEELER SCALE: 1'-30' FLEST MALER FOR PROPOSED BLOC LOCALIDO FOR SEP. - 9.2021 Building Department Town of Niskayuna S.81'43'E. 115.0 \* DRIVE LOT 32 N. 87 13 W. BROOK SHIPE DDIVE Elistica &" WATER 23-1-23

24 thornoun to See See See See See See See See See Se	Oromashing pipe outlets - I I I I I I I I I I I I I I I I I I	A. Hoste is Seeke Tonk it our provide Round in Seek and seek to seek t	
CROSS SECTION LONGITUDINAL SECTION  DISPOSAL TRENCH DETAILS  SCALE: 1/4 - 1/40".  WINIMUM TILE FIELD REQUIREMENTS	SECTIONAL REAN SECTIONAL DISTRIBUTION BOX E SCALE: /4: +1-0  SEPTIC TANUS: All seption got min liquid concerts and to (77-51) Steel Tanks or pre- monufacture as experience.	ETAUS  1 Section Zilustriction	line
West   National Mericals   Langels   Length   Tession	Lands of	TYPICAL LOT ARRANGEMEN	ŨŦ
	CZEST DEVELOPMENT  0 9  0 9  10 9  10 9  10 9  12.45' (125.0')	Lands of Feiter SCALE: 11=40.  N.87°55'E. 158.191.  N.87°55'E. 192.67'  N.87°55'E. 192.67'	
OTES: BECOMESTIVE (BECOMSIDE) DENE & INMAN. BEAD are Tawn Highways on Finished Greate. Water Mains Stewn are existing and all lots lie within Water District No.5.	Now or Formerly Michaeli  100  10:50' Building Line o		
Contours shown at 2 intervals are from Randall Sheet 63. Roadshare been graded Since date of Randall Survey.  1. Road pattern has previously been approved by Town, then ning Board on a Conformal Number Planning Maps as adopted.  5. Lets 38 and partiens of Lots 31, 32 and 33 opproved by N.Y. 5. Health Dept. on Non No. 17 820045108 and 195 \$5 5 5 6 Were approved by NAY. 8.	7:50' 7-5125' 7-5125' 125.0' 125.0'  BROOK SHIRE BRIVE  Existing 5 Wafer N	(BROOM SIDE DEIVE) (STORIN Highway)	
Lofs 55 th Se were appropriate one Morn No. 2 of Breausing by N.Y.S.  Health Dept.  100 No. 2 of Breausing by N.Y.S.  100 No. 2 of Breausing by N.Y.S.	N87°43'E.  115.0' First Treat 100.0' Proceed to 100.0' 12-50' L=78.54'  150' L=78	425.0'  110.0'  60.0'  12.73'  12.50'  13.50'  14.50'  15.50'  16.50'  17.50'  17.50'  18.50'  18.50'  18.50'  18.50'  19.50'	
Approveds:  Approveds:  Chairman, Town Danning & Poste  Chairman, Town Danning & Poste	5.87°43'w. 115.0'		200
N.V.S. Health Deat.	Lands of CREST DEVE  I certify that the Field Survey was a may 6, 1960 and this map may	LODMENT  Ompleted de May 17,1960	960000
This is to certify that the proposed arrangements for water supply and hereige disposal for Avon - Crist, Map M2 were approved in the Jown of Mishapana with plans on file in the office of the State Department of Health. Consent is hereby given to the filing of the map on which this endorsement appears in the office of the county olerk of State Department of Health. Consent is hereby given to the filing of the map on which this endorsement appears in the office of the county olerk of State Department of the Fublic Health Law.  DISTRICT HEALTH OFFICE.	DATE JE ON THE J	PE & LS 25,004  MAP NO 2 - AVON-CREST  Property of CREST DEVELOPMENT CORP.  TOWN OF NISKAYUNA COUNTY SCHENECTADY, N.Y.  SCALE: 1"=50" MAY 17 1960	
DISTRICT SANITARY DEGILIER  WE PROTEST 1132 41233	DE STATE OF THE ST	C. T. MALE ASSOCIATES  3010 TROY ROAD  SCHENECTADY, JEW YORK  MAP BY:  WENNETH J. MALE  PERLS 25000 NO. 60-5-25 A	300



View from Brookshire Drive and Northumberland Drive stop sign

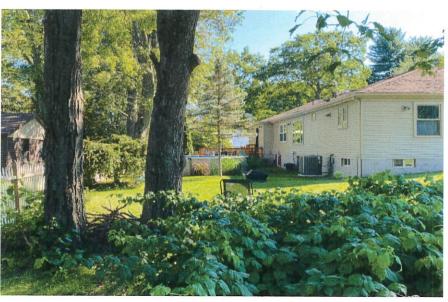


View from yard facing Brookshire Drive



SEP - 9 2021

Building Department Town of Niskayuna



View from Brookshire Drive



View from "backyard" deck



View from yard facing neighbor on Northumberland Drive

## RECEIVED

SEP - 9 2021

Building Department Town of Niskayuna

To the Town of Wiskayuna We, Valerie Keehn & Michael O Toole, the owners and residents of 2428 Brookshire Dr., Niskayuna, NY, do not object to the above ground of our neighbors Linda & Meghan Hughes residents of 874 Northumberland Schenestally, NY 12309

Modan O Tool REC

8/29/21

RECEIVED

SEP - 9 2021

Building Department Town &f Niskayuna 8-29-21

# Thomas J. Cannizzo Building Inspector

#### **TOWN OF NISKAYUNA**

#### **BUILDING DEPARTMENT**

One Niskayuna Circle Niskayuna, New York 12309-4381 (518) 386-4522 FAX: (518) 386-4592

Kenneth P. Hassett Building Inspector

#### **Building and Zoning Permit Denial**

Address: 874 Northumberland Dr.

**Application Date: July 14, 2021** 

Ms. Linda Hughes 874 Northumberland Drive Niskayuna, NY 12309

Dear Ms. Hughes;

You are hereby notified, as required by Section 220-67 F of the Zoning Ordinance of the Town of Niskayuna, that your application to maintain an 18' above ground pool on the property noted above has been denied by reason of Section 220-15 D, Section 220-18 B (3) (b), and Section 220-13 Schedule I-B of the Town of Niskayuna Zoning Ordinance. The property is located in the R-1: Low Density Residential Zoning District.

Section 220-15 D states: "Corner lots. Front yard minimums shall be required of both yards facing a street on a corner lot. Side yard minimums shall be required of the remaining two yards for properties located in the R-1 and R-2 Zoning Districts."

Section 220-18 B (3) (b) states that "the required side and rear yard dimensions for major accessory structures shall be the same as applies to the principal building." As defined, major accessory structures are "detached accessory buildings or other structures in excess of 120 square feet." The pool, at 254.47 square feet is a major accessory structure. Section 220-13 Schedule I-B establishes a side setback minimum of twenty (20) feet. As proposed, the pool is located eight feet six inches (8' 6") from the property line. Therefore, an eleven foot six inch (11' 6") side yard setback variance is required.

Under the provisions of Section 220-69 of the Zoning Ordinance of the Town of Niskayuna you may appeal this decision to the Zoning Board of Appeals and the undersigned within 60 days.

Date

7.14.21

Ken Hassett

Zoning Enforcement Officer

1



3-2016

## TOWN OF NISKAYUNA APPLICATION FOR BUILDING AND ZONING PERMIT

One Niskayuna Circle Niskayuna, New York 12309

Phone: 518-386-4522 Fax: 518-386-4592

Email: building@niskayuna.org

Received

JUL 14 2021

APPLICATION IS HEREBY MADE to the Town of Niskayuna Building Department for the Issuance of a Building and zoning permit pursuant to Town Code and the New York State Uniform Fire Prevention and Building Code. Application is hereby made for the construction of new buildings and accessory structures, additions and alterations to all buildings and structures, signage installation, drainage, excavation, fill and grading work, and replacement, removal and demolition projects, as herein described. The Applicant or Owner agrees to comply with all applicable laws, ordinances, regulations and all conditions expressed on this application which are part of these requirements, and will also allow or arrange for inspectors to enter the premises for inspections.

BUILDING SITE ADDRESS 874 Northun	berland Dr
DESCRIBE WORK APPLIED FOR Installation	of above ground
18 ft pool 254	478
ESTIMATED VALUE OF ALL WORK (labor and materials):	TOTAL \$ 6800.00
Please submit three sets of plans with this application.	
APPLICANT Linda Hughes	DAY PHONE <u>518-925-509</u> 7
CHECK ONE: CONTRACTOR	727-4685
HOMEOWNER	
OTHER (explain)	
ADDRESS 874 Northumberland Dr	
CITY Schenectady, STA	ATE <u>NY</u> ZIP <u>12309</u>
EMAIL ADDRESS reddy 560 gmail.com	
CONTRACTOR Empire Pools  ADDRESS Troy Scholy Rd  CITY LATHAM STA	
ADDRESS Troy Scholy Rd	
CITY LATHAM STA	ATE NJ ZIP 12110
Note: Proof of insurance is required. Please review our Incontractors and homeowners have filed all appropriate docume	asurance Requirements document to ensure nts with the Building Department.
PROPERTY OWNER Linda Hoghes	DAY PHONE <u>518-925-50</u> 97
ADDRESS (if different than above)	
CITY ST.	ATE ZIP
Professional PLEASE SIGN P	Page 2

Installation
6 completed.
House Insurance with State Farm.

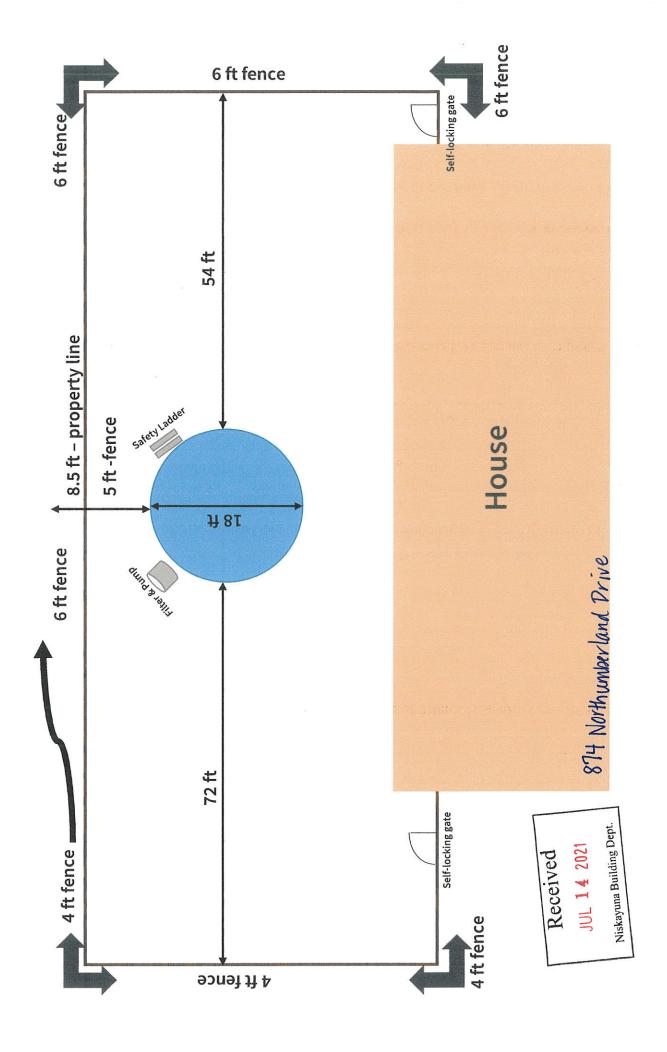
The <u>applicant</u> has reviewed and fully understands the requirements and conditions listed on this application. Article II, Section 75.5B of the Code of the Town of Niskayuna requires that where such application is made by a person other than the owner, it shall be accompanied by an affidavit of the owner or applicant that the proposed work is authorized by the owner and that the applicant is authorized to make such application.

#### Applicants who are the owners of the property DO NOT need to have this application notarized.

The undersigned here	eby swears that the information	ation provided on this	application is true, co	irrect and accurate.
Sworn to me on this	day of		Signature of Appli	2 Dujho
e			Signature of Appli	11 1
			Linda	- Hughes
			Printed Name	/
N	N. W. 1		7/10/0	21
Notary Public, State of	New York		Date	S
	(FC	OR OFFICE USE ONLY BI	CLOW)	
BUILDING SITE ADD	ORESS			
KNOWN EASEMENT	S: WATER	SEWER _	DRAINAGE	OTHER
		DAGED ON		
COMMEN 15		MARKET S		9
ONING DISTRICT		SECTION-BLOCK	LIOT	COR III.
REQUIRED INSPECT		SECTION BEGGI		
200.0	G FORMS AND REINFORG	CING PRIOR TO POU	RING OF CONCRETE	
	ATION LOCATION PROVI		100	ALLED PRIOR TO
	ATION INSPECTION	100	a Company	
3. FOUND	ATION WALL AND DRAIN	N TILE INCLUDING L	ATERAL PRIOR TO B	ACKFILLING
4. FIREPLA	ACE INSPECTION AT BOX	AND AT HALF STA	CK	
5. ROUGH	PLUMBING			•,
6. ROUGH	ELECTRICAL			
7. ROUGH ESTABL	FRAMING INSPECTION I ISHED	NCLUDING TRUSS C	ERTIFICATES AND R	OUGH GRADING
8. INSULA	TION INCLUDING PROPE	R VENTILATION		
9. FINAL P	LUMBING			
10. FINAL E	LECTRICAL			
11. FINAL B	UILDING INSPECTION		en de la companya de	
	RADING AND SOIL EROS	SION CONTROL		
12. FINAL (				

#### SWIMMING POOL SUPPLEMENT TO PERMIT APPLICATION

Plans and all of the following information are required with swimming pool permit applications.						
Address of property 974 Northumberland Dr, 5 chay, 12309						
a. Size of swimming pool 18 Ft round above ground						
b. Type of swimming pool above-g	ground V ht 18	soft wall	ht	33		
stee   rigid wa	all <u>/</u> ht <u>52</u> )	inground				
c. Distance to property lines:		Rece				
Right Side 2 54 ft		JUL 1	4 2021			
Rear S.S ft		Niskayuna B	uilding Dept.			
Other			1 4	1 , ft 50/1		
d. Are there any other accessory structu	ires on the property?	backa	alf.	side yft		
Fence yes	no height _	house of	ront and	side yet		
Shed yes O	no size			•		
Other yes O	no size	=				
e. Type of fence enclosure (if applicable	e)					
Zoning District maximum total coverage accessory structures	of side & rear setback if 120 sq. ft. or less	side setback	rear setback	side setback to a street		
R-R NA	5 feet	35 feet	40 feet	no closer than side of house		
R-1 2,250 sq. ft. or less if lot it than 18,000 sq. ft.	s less 5 feet	20 feet	25 feet	no closer than side of house		
R-2, R-3 or R-P 1,350 sq. ft. or less if lot it than 9,000 sq. ft	s less 5 feet	15 feet	20 feet	no closer than side of house		
Applicants Signature:						
(For office use only)						
Area of lot	Area of lot					
Maximum accessory structure coverage a	ıllowed	***************************************				
Total accessory structure coverage actual						
Maximum lot coverage allowed						
Total lot coverage actual						



#### TOWN OF NISKAYUNA ZONING BOARD OF APPEALS One Niskayuna Circle Niskayuna, New York 12309 (518) 386-4530

October 8, 2021

#### TO WHOM IT MAY CONCERN:

A regular meeting of the Zoning Board of Appeals will be held on:

**DATE:** October 20, 2021

**TIME:** 7:00 P.M.

PLACE: Town Hall, One Niskayuna Circle, Niskayuna, New York

#### AT THIS TIME THE BOARD WILL CONSIDER THE REQUEST OF:

Appeal by Gabryelle Nigriny for a variance from of Section 220-16 A (2) (c) of the Zoning Ordinance of the Town of Niskayuna as it applies to the property at 1350 Rowe Road, Niskayuna, New York, located in the R-1: Low Density Residential Zoning District, to maintain an RV in the front yard of the property from November 1 – March 31.

Section 220-16 A (2) (c) states that the storage of house coaches, campers or trailers, boats or car trailers of any kind is not permitted in the front yard of any residential lot between November 1 and March 31, whether or not on a driveway. The property is a corner lot, as defined by Section 220-4 and has frontages on Rowe Road and Whamer Lane. As proposed, the RV will be located in the front yard of Whamer Lane between November 1 and March 31; therefore, a variance from this section is required.

IF YOU WISH TO EXPRESS AN OPINION REGARDING THE PROPOSED CHANGE, YOU MAY DO SO AT THE ABOVE-MENTIONED TIME AND PLACE. IF YOU CANNOT BE PRESENT, YOU MAY REQUEST A VIRTUAL LOGIN TO THE MEETING BY EMAILING LRobertson@Niskayuna.org OR CALLING 518-386-4530 OR YOU MAY SET FORTH YOUR APPROVAL OR OBJECTION IN A LETTER WHICH WILL BE MADE PART OF THE PERMANENT RECORD.

ZONING BOARD OF APPEALS

## ZONING BOARD OF APPEALS Application and Procedures For A Variance

Received

SEP 2 1 2021

Niskayuna Building Dept.

Case No		
Date Rece'd B	A	
Date Hearing		
Date Action_		
Ref.P.B	Date	
Ref. County_	Date	

TO: ZONING BOARD OF APPEALS
FROM:
RE: Property at
SectionBlockLot
I, the (owner) (agent of the owner) of the property located at 1350 1000 1000 1000 1000 1000 1000 1000
I, also certify that I have provided the items listed below as required documents in my application for a variance before the Zoning Board of Appeals. I further acknowledge that omission of any of these items may result in delay in the Board's hearing of my application.  CHECKLIST OF REQUIRED ITEMS
Fifteen (15) copies of plot plans
Two (2) copies of construction plans, if applicable
Appeal fee (see application procedures for details)
Appeal statement (see application procedures for details)
Short Environmental Assessment Form, Project Information, as applicable for use variance
Additional information as specified by the Zoning Enforcement Officer  Signature of Agent:Date
Signature of Owner (if different from Agent
Telephone Number: 518-852-10785

#### Received

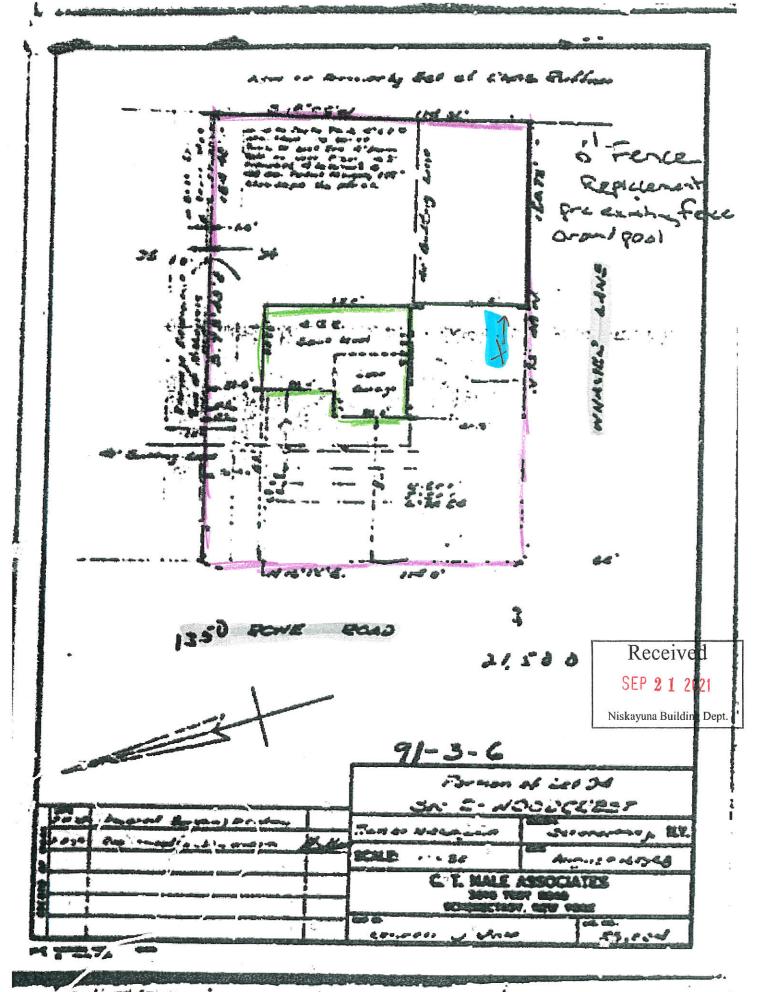
SEP 2 1 2021

Niskayuna Building Dept.

<u>For an area variance</u>: Before an area variance can be granted, State Law requires that the ZBA take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant.

To grant an area variance, the ZBA must balance the benefits to the applicant and the health, safety, and welfare of the neighborhood and community, taking into consideration the following: 1. Whether the benefit sought by the applicant can be achieved by other feasible means. Identify what alternatives to the variance have been explored (alternative designs, attempts to purchase land, etc.) and why they are not feasible. 2. Whether the granting the variance will produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. Granting the variance will not create a detriment to nearby properties or an undesirable change in the neighborhood character for the following reasons:

	Received
	SEP 2 1 2021
	Niskayuna Building D
Whether the variance will have adverse physical or environmequested variance will not have an adverse physical or envirollowing reasons:	ironmental effect on the neighborhood or district for the
	9
	200
Whether the alleged difficulty was self-created (although this variance.) Explain whether the alleged difficulty was or was	s does not necessarily preclude the granting of an area s not self-created:
Whether the alleged difficulty was self-created (although this variance.) Explain whether the alleged difficulty was or was	s does not necessarily preclude the granting of an area s not self-created:
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Whether the alleged difficulty was self-created (although this variance.) Explain whether the alleged difficulty was or was	s does not necessarily preclude the granting of an area s not self-created:
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1350 Rowe Road



#### **TOWN OF NISKAYUNA**

#### **BUILDING DEPARTMENT**

One Niskayuna Circle Niskayuna, New York 12309-4381 (518) 386-4522 FAX: (518) 386-4592 building@niskayuna.org

Kenneth P. Hassett Building Inspector

#### **Building and Zoning Permit Denial**

Address: 1350 Rowe Road Application Date: 9/21/21

Gabryelle Nigriny 1350 Rowe Road Niskayuna, New York 12309

Dear Madam:

You are hereby notified, as required by Section 220-67 F of the Zoning Ordinance of the Town of Niskayuna, that your application to maintain an RV in the front yard of your property from November 1 – March 31 has been denied by reason of Section 220-16 A (2) (c) of the Zoning Ordinance of the Town of Niskayuna. The property is located in an R-1: Low Density Residential Zoning District.

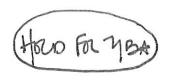
**Application**: Section 220-16 A (2) (c) states that the storage of house coaches, campers or trailers, boats or car trailers of any kind is not permitted in the front yard of any residential lot between November 1 and March 31, whether or not on a driveway. Your property is a corner lot, as defined by Section 220-4 and has frontages on Rowe Road and Whamer Lane. As proposed, your RV will be located in the front yard of Whamer Lane between November 1 and March 31; therefore, a variance from this section is required.

Under the provisions of Section 220-69 of the Zoning Ordinance of the Town of Niskayuna you may appeal this decision to the Zoning Board of Appeals and the undersigned within 60 days.

9/23/21

Data

**Zoning Enforcement Officer** 







# TOWN OF NISKAYUNA APPLICATION FOR BUILDING AND ZONING PERMIT

One Niskayuna Circle Niskayuna, New York 12309

Phone: 518-386-4522 Fax: 518-386-4592

Email: building@niskayuna.org

Received

SEP 2 1 2021

APPLICATION IS HEREBY MADE to the Town of Niskayuna Building Department for the issuance of a building and zoning permit pursuant to Town Code and the New York State Uniform Fire Prevention and Building Code. Application is hereby made for the construction of new buildings and accessory structures, additions and alterations to all buildings and structures, signage installation, drainage, excavation, fill and grading work, and replacement, removal and demolition projects, as herein described. The Applicant or Owner agrees to comply with all applicable laws, ordinances, regulations and all conditions expressed on this application which are part of these requirements, and will also allow or arrange for inspectors to enter the premises for inspections.

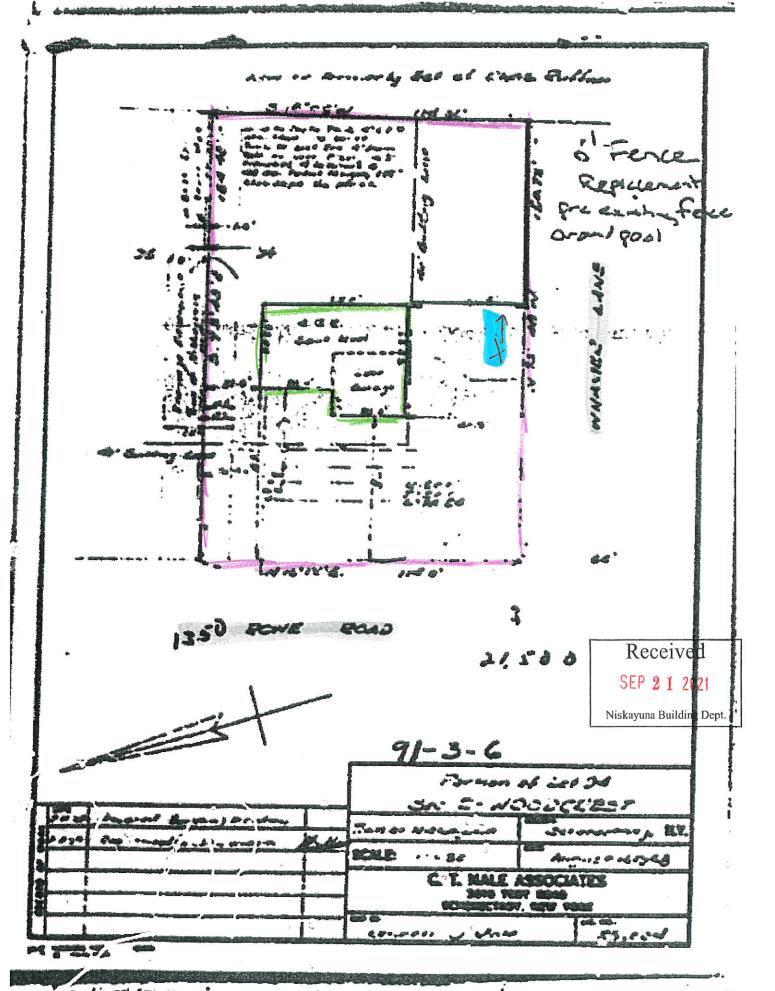
	20, NIDKY MY 12309
DESCRIBE WORK APPLIED FOR Storge Of	trailer
ESTIMATED VALUE OF ALL WORK (labor and materials):	TOTAL \$
Please submit three sets of plans with this application.	
APPLICANT Gabrielle Wigning	DAY PHONE 518-852-678
CHECK ONE: CONTRACTOR	
HOMEOWNER	× ·
OTHER (explain)	
ADDRESS 1358 RONE RD	- 14,-
CITYNISKY	STATE NY ZIP 17309
EMAIL ADDRESS GNIGHTHY 3592 @ HAH	mail (Com
	45
CONTRACTOR	DAY PHONE
ADDRESS	
CITY	STATE ZIP
Note: Proof of insurance is required. Please review or contractors and homeowners have filed all appropriate documents.	ar Insurance Requirements document to ensure uments with the Building Department.
PROPERTY OWNER GOSMALL NIGHTING ADDRESS (if different than above) 1350 Rome	401
CITY NOKY	STATE 104 ZIP 17309

PLEASE SIGN Page 2

The <u>applicant</u> has reviewed and fully understands the requirements and conditions listed on this application. Article II, Section 75.5B of the Code of the Town of Niskayuna requires that where such application is made by a person other than the owner, shall be accompanied by an affidavit of the owner or applicant that the proposed work is authorized by the owner and that the applicant is authorized to make such application.

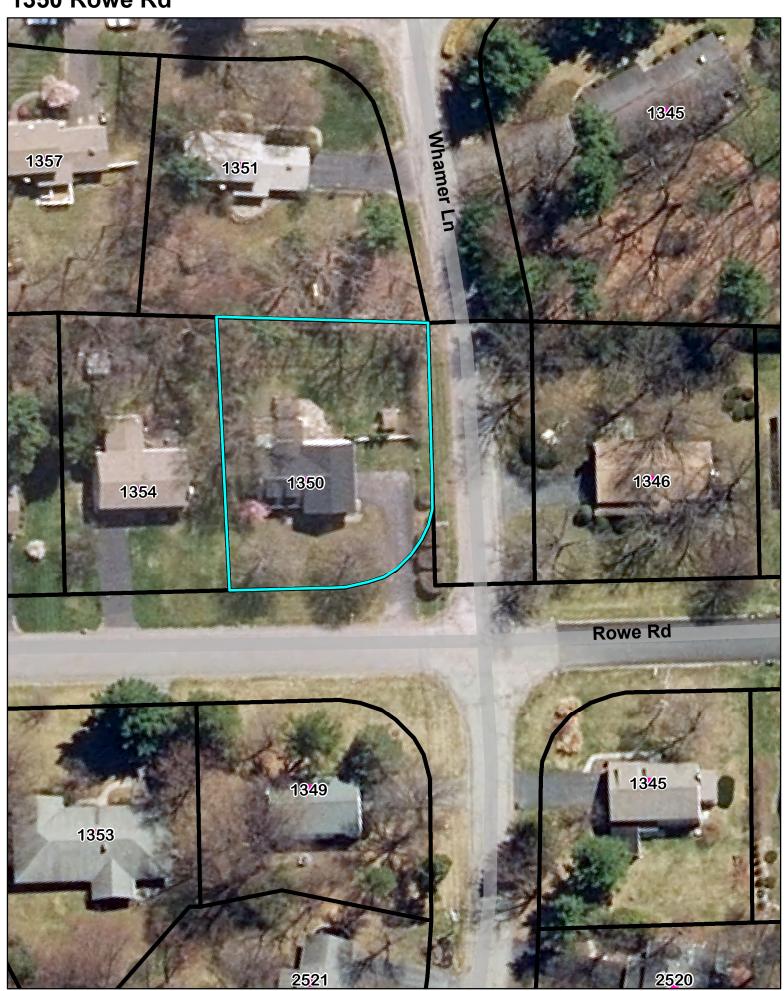
#### Applicants who are the owners of the property DO NOT need to have this application notarized.

The undersigned hereby swears that the information provided	on this application is true, correct and accurate.
Sworn to me on this day of,	JP
	Signature of Applicant
	Gabryelle Nignin
	9/21/21
Notary Public, State of New York	Date
(FOR OFFICE USE C	
BUILDING SITE ADDRESS	
KNOWN EASEMENTS: WATER SEWER	DRAINAGEOTHER
PERMIT FEE DUE \$ BASED C	DN
COMMENTS	
	*
ZONING DISTRICT SECTION-E	
REQUIRED INSPECTIONS:	
1. FOOTING FORMS AND REINFORCING PRIOR T	O POURING OF CONCRETE
2. FOUNDATION LOCATION PROVIDED AND STO FOUNDATION INSPECTION	ONE DRIVEWAY BASE INSTALLED PRIOR TO
3. FOUNDATION WALL AND DRAIN TILE INCLUI	DING LATERAL PRIOR TO BACKFILLING
4. FIREPLACE INSPECTION AT BOX AND AT HAL	F STACK
5. ROUGH PLUMBING	
6. ROUGH ELECTRICAL	
<ol> <li>ROUGH FRAMING INSPECTION INCLUDING TE ESTABLISHED</li> </ol>	RUSS CERTIFICATES AND ROUGH GRADING
8. INSULATION INCLUDING PROPER VENTILATION	ON
9. FINAL PLUMBING	
10. FINAL ELECTRICAL	
11. FINAL BUILDING INSPECTION	
12. FINAL GRADING AND SOIL EROSION CONTRO	L
13. (ADDITIONAL INSPECTIONS)	
APPROVED BY	



1350 Rowe Road

### **1350 Rowe Rd**



## Insert Aerial View Here