

23-09

NOTICE — This APPLICATION must be filed in duplicate within 30 days of the date of the order of the administrative official on which application is based, accompanied by necessary data. (See reverse side of this sheet.)

TOWN OF OLIVE
BOARD OF APPEALS

Owner: David Barbera
Address: 88 Remontado Road
Boiceville, NY 12412
Signature: [Signature]
Date: 8-23-2023 Phone: 718-5367710

| (For Office Use Only) | Date | Initials |
|--|------|----------|
| Cal. No. | | |
| Application & Fee Rec'd. | | |
| Other Req. Documents/Information Rec'd. | | |
| Hearing Notice Given | | |
| Copy Sent to Town Board and Planning Board | | |
| Planning Board Opinion Rec'd. | | |
| Public Hearing Held | | |
| Decision Notice Sent | | |
| County Planning Board Referral | | |
| Notice to Abutting Property Owners | | |

Applicant, if other than owner:
Address:
Phone:

Interest of applicant, if other than owner:

TO THE ZONING BOARD OF APPEALS OF THE TOWN OF OLIVE: Application is hereby made for:

- A Variation of Article _____, Section _____ of the Zoning Ordinance.
- An interpretation of Article _____, Section _____ of the Zoning Ordinance.
- An interpretation of the Zoning Map in the _____ (Describe the general area)
- Appeal under Section 280(a) of the Town Law.
- An Appeal from an Order of the Zoning Inspector to correct a Violation of the Zoning Ordinance, Section _____
- (Other) _____

and further described as follows (Specify ruling sought):

VARY THE SCHEDULE OF DISTRICT STANDARDS - Rear Yard
FROM 75 FEET TO 50 FEET

1. Location of Affected Premises

88 Remontado Road, Boiceville, NY 12412

(Give street number, name, site distance from cross street)

and shown on the Tax Map (if any) as: Sheet 36.4 Block 2 Lot 67

Zoning District ER

2. Size of Lot: Front 400' Rear 400' Depth 520' Area 5.5 acres

3. Have previous appeals been filed in regard to these premises? No

(If yes, give calendar number and date, if any)

| | |
|----------------|------------|
| Cal. No. _____ | Date _____ |
| Cal. No. _____ | Date _____ |
| Cal. No. _____ | Date _____ |

4. Has court summons been served relative to this matter? _____



PO Box 180, West Shokan 12494 / Building Department (845) 657-8118, Ext. 18

8/23/2023

David Barbera
88 Remontado Rd
Boiceville, NY12412

RE: 88 Remontado Rd-Denial Letter

Dear Property Owner,

Your zoning permit application for an addition did not meet the required setbacks. The setbacks are in a RE3A acre zoning the following, Front 50, side yards 50 rear yards 75.

I recommend you to go to the Zoning Board of Appeals for the variance.

Sincerely,

A handwritten signature in black ink that reads "John Ingram".

John Ingram
/Code enforcement Officer/

TOWN OF OLIVE APPLICATION FOR ZONING PERMIT

(SUBJECT TO DEED RESTRICTION)

1. Identification of Applicant

| | |
|----------------------------------|---|
| Name <u>David Barbera</u> | Owner of property, if other than applicant Name _____ |
| Address <u>88 Ramontado Road</u> | Address _____ |
| <u>Boiceville, NY 12412</u> | _____ |
| Signature <u>[Signature]</u> | Phone _____ |
| Date <u>8/23/2023</u> | Fire Number _____ |
| Phone <u>718 536 7710</u> | _____ |

Please remit payment in the amount of _____ and make check payable to "Town of Olive - Zoning Permits"

2. Identification of Subject Property
Structure or land located at 88 Ramontado Road Boiceville NY 12412

Tax Map Designation: Section 36.4 Block 2 Lot(s) 67 Land Area 5.5 Zoning District(s) ER-3A 1/1A

3. State existing use and occupancy of premises and intended use and occupancy of proposed construction:

a. Existing use and occupancy 1 family residential

b. Intended use and occupancy 1 family residential

4. Nature of work (check when applicable): New Building _____ Addition Alteration _____ Repair _____
Removal _____ Demolition _____ Mobile Home _____

5. If Dwelling, number of dwelling units 1
Number of dwelling units on each floor 1

6. If garage, number of cars 2

7. If business, commercial or mixed occupancy, specific nature and extent of each type of use _____

8. If accessory building, describe use of building _____

9. Dimensions of existing structure, if any: Front 34 Rear 24 Depth 36 Height 20

10. Dimensions of new building: Front 65 Rear 65 Depth 25 Height 20

11. Is proposed construction in conflict with any zoning law, ordinance or regulation? No

12. Has the construction site or a portion thereof been designated as a flood hazard area? Yes _____ No

13. Has the construction site or a portion thereof been designated as a wetlands area? Yes _____ No

14. Is the new building or existing building located upon a lot with road frontage of twenty-five feet? Yes No _____

15. General Data
The land area of the subject property consists of 5.53 acre(s)
Lot width at main building line is 400 feet; lot depth is 520 feet

16. If new building, maximum height 2 stories; 20 feet
Setback from rear yard line 50 feet;
Setback from front yard line 250 feet;
Setbacks from side yard lines (each) 50 feet;
Percentage of building coverage (including all building) 45%

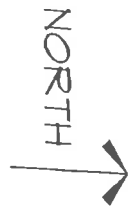
17. Please include a sketch of your proposal showing setbacks from rear, front and side yard lines on separate page.

| | |
|--|---------------------------------|
| Application & Fee Received _____ | Action forwarded to _____ |
| Referred to Planning Board _____ | Building Inspector _____ |
| Referred to ZBA <u>✓</u> | Zoning Permit Issued _____ |
| Application (approved) approved with modifications _____ | Certificate of Compliance _____ |
| <u>(disapproved)</u> | issued _____ |
| Signature of Code Enforcement Officer _____ | |

White Copy - Applicant

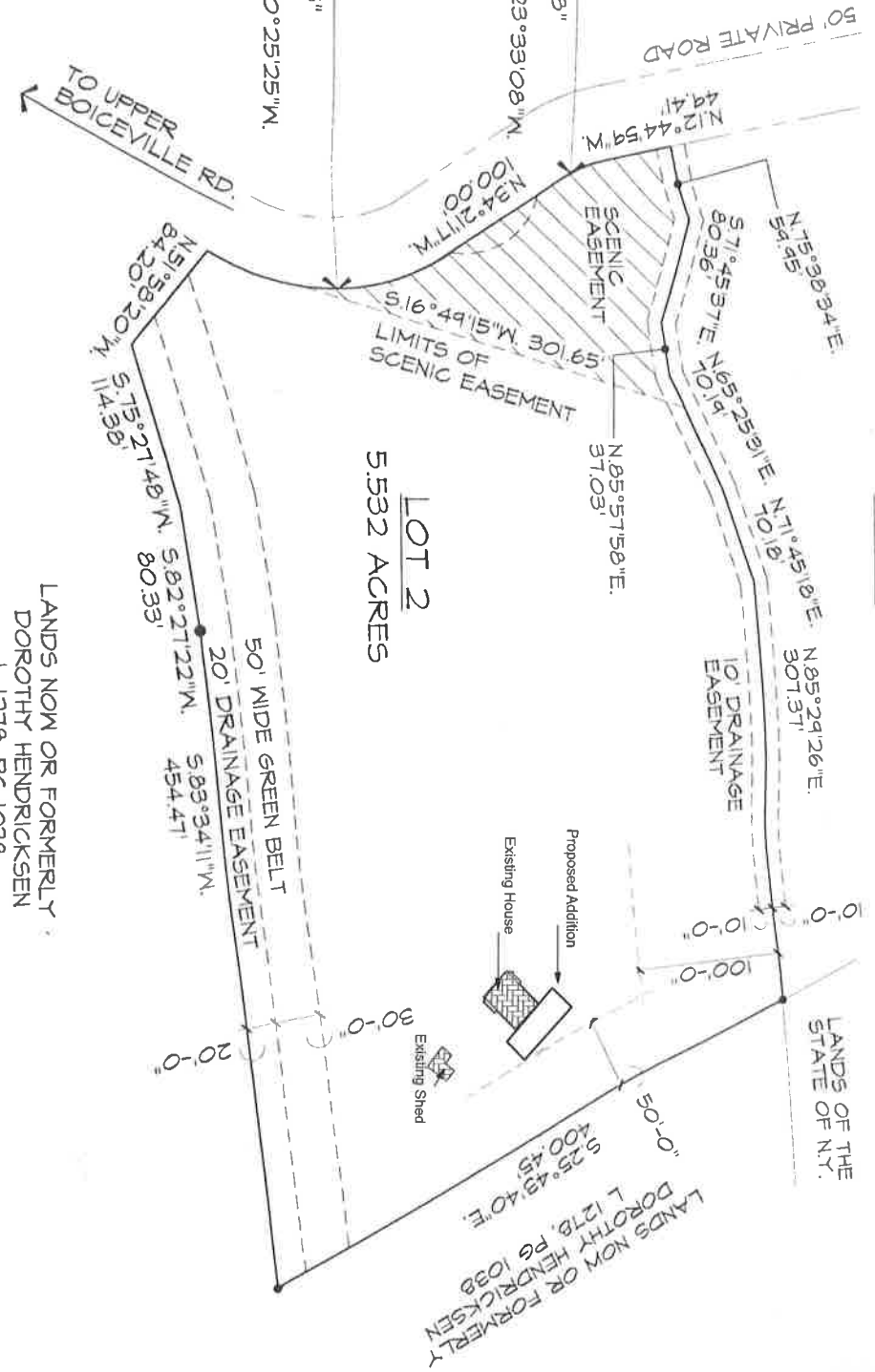
Pink Copy - Building Inspector

Yellow Copy - Records



$R = 146.84'$
 $L = 173.92'$
 $\Delta = 67^\circ 51' 35''$
 $CHORD = 163.93'$
 $C. BEARING = N00^\circ 25' 25'' W.$

$R = 88.36'$
 $L = 33.32'$
 $\Delta = 21^\circ 36' 18''$
 $CHORD = 33.12'$
 $C. BEARING = N23^\circ 33' 08'' W.$



LOT 1

LOT 2
5.532 ACRES

LOT 3

LANDS NOW OR FORMERLY
 DOROTHY HENDRICKSEN
 L 1278, PG 1038

LANDS NOW OR FORMERLY
 DOROTHY HENDRICKSEN
 L 1278, PG 1038

LANDS OF THE STATE OF N.Y.

| Plot SHEET: | DATE: 12/16/2021 | DRAWINGS PROVIDED BY: David Barbera 718 536 7710 | PROJECT DESCRIPTION: 88 Remontado Road Boiceville, NY | SHEET TITLE: Plot Plan | <table border="1"> <thead> <tr> <th>NO.</th> <th>DESCRIPTION</th> <th>BY</th> <th>DATE</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table> | NO. | DESCRIPTION | BY | DATE | | | | | | | | | | | | | | | | |
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Janelle Perry <jperry.olive@gmail.com>

88 Remontado Road variance request

1 message

dbarbera4@verizon.net <dbarbera4@verizon.net>
To: jperry.olive@gmail.com

Wed, Aug 30, 2023 at 6:07 PM

Janelle,

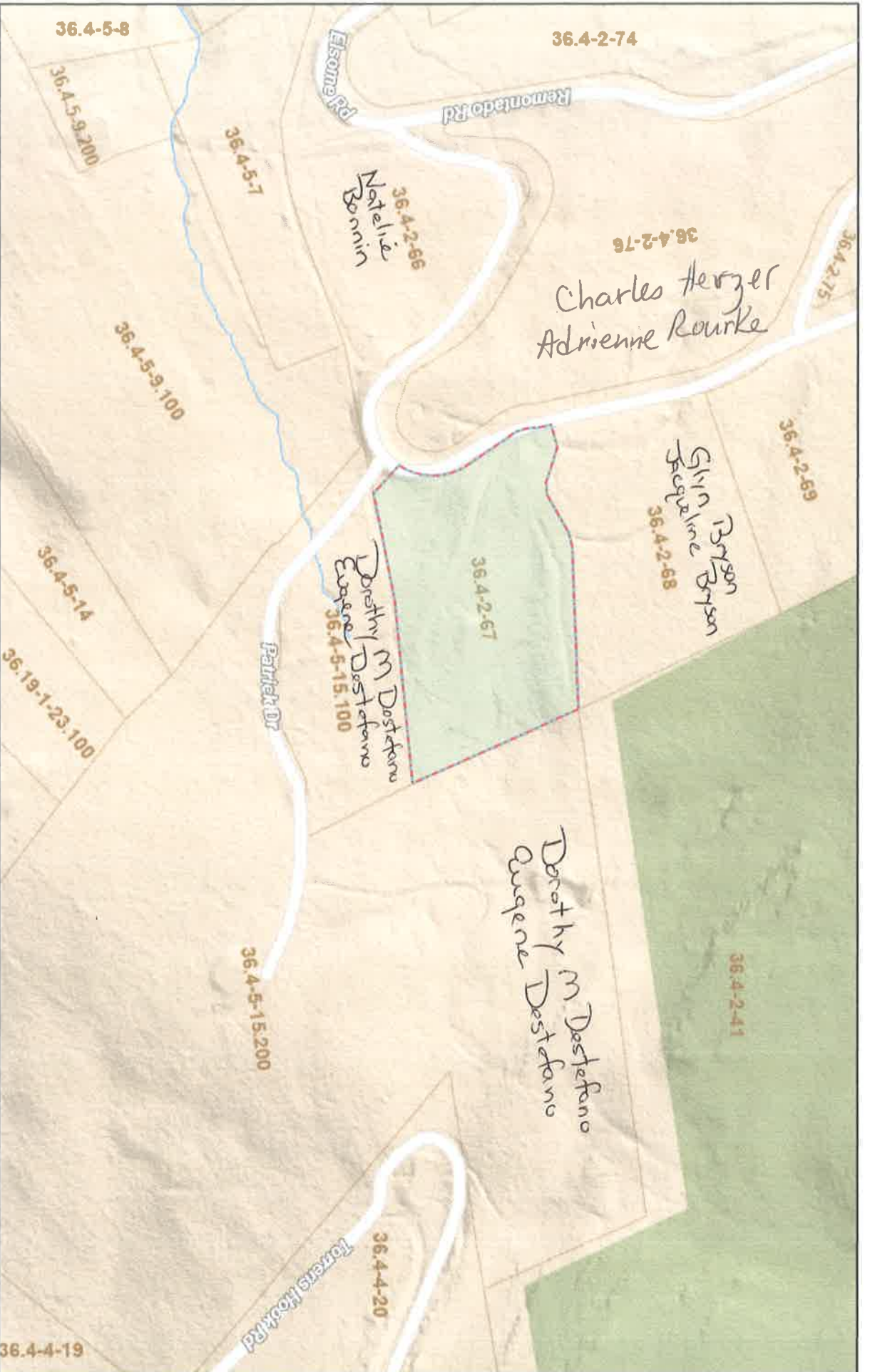
I have discussed what I am doing with my neighbors Destefanos whose property line I am closest too with the addition. They had no problem with it and I got a verbal OK from them.

I did think the setback from the property line for the Destefanos larger parcel was 50 feet according to the original tax lot map but there must have been some confusion as to what the back of the property is as opposed to the side when looking at the front door. The back of the property now requires a 75' setback and it seems the back might be what I thought was the side. The slope of the land might have swayed the back/side determination. In any event the topography of the land is such that building onto the house as shown makes the most common sense.

Thank again

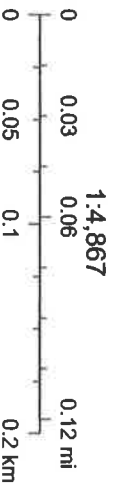
David Barbera

Ulster County Parcel Viewer



August 23, 2023

-  Override 1
-  Override 1





Janelle Perry <jperry.olive@gmail.com>

88 Remontado Road variance request

1 message

dbarbera4@verizon.net <dbarbera4@verizon.net>
To: jperry.olive@gmail.com

Wed, Aug 30, 2023 at 5:52 PM

Janelle,

Attached are two documents that you might need. The lot plan and I did have the application for zoning permit in digital form. I'm not sure if it is in a format you can open.

The address of the parcel 36.4-2-76:

Charles Herzer

Adrienne Rourke

515 East 79th St

Apt PH-C

New York, NY 10075

I think this is what you were asking for.

David Barbera

718 536 7710 cell (can receive texts)

2 attachments**Scan_20230822_2.png**
2203K**Layout-Chatterbrook Plan 8 Plot Plan.pdf**
7262K