MINUTES **ZONING BOARD OF APPEALS**

May 4, 2022

MEMBERS PRESENT:

DAN SULLIVAN, CHAIRMAN

PATRICIA CASTELLI THOMAS QUINN

ROBERT BONOMOLO, JR.

ABSENT:

BILLY VALENTINE MICHAEL BOSCO

ALSO PRESENT:

Katlyn Bettmann,

Senior Clerk Typist

Denise Sullivan,

Deputy Town Attorney

Anne Marie Ambrose

Official Stenographer

This meeting was called to order at 7: 00 P.M. by Mr. Sullivan, Chairman. Hearings on this meeting's agenda, which are made a part of this meeting, were held as noted below:

PUBLISHED ITEMS

<u>APPLICANTS</u>

DECISIONS

NEW ITEMS:

ST. THOMAS AQUINAS

SIGN VARIANCES

ZBA#22-28

COLLEGE 125 Route 340

Sparkill, New York

74.16 / 1 / 1 & 74.12 / 1 /29; R-40 zone

DIZZINE/COYLE

POSTPONED

APPROVED

ZBA#22-29

20 Goehring Curve Blauvelt, New York

70.18 / 3 / 18; R-15 zone

SIGN VARIANCES

ZBA#22-30

ROCKLAND CEMETARY 201 Kings Highway

APPROVED

Sparkill, New York

74.12 / 1 / 14; R-80 zone

SIDE YARD, TOTAL

BLOUNT 16A Shadyside Avenue

66.17 / 2 / 26; RG zone

ZBA#22-31

Nyack, New York

SIDE YARD VARIANCES

APPROVED: UNDERSIZED LOT

ACKNOWLEDGED

LOWN CLERK'S OFFICE

DO:01 ♥ 11 AVN ZZOZ TOWN OF ORANGETOWN THE DECISIONS RELATED TO THE ABOVE HEARINGS are inserted herein and made part of these minutes.

The verbatim minutes, as recorded by the Board's official stenographer for the above hearings, are not transcribed.

There being no further business to come before the Board, on motion duly made, seconded and carried, the meeting was adjourned at 7:30 P.M.

Dated: May 4, 2022

ZONING BOARD OF APPEALS TOWN OF ORANGETOWN

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Deborah Arbolino, Administrative Aide

DISTRIBUTION:
APPLICANT
TOWN ATTORNEY
DEPUTY TOWN ATTORNEY
TOWN BOARD MEMBERS
BUILDING INSPECTOR (Individual Decisions)
Rockland County Planning

TOWN CLERK'S OFFICE

TOWN OF ORANGETOWN

SIGNAGE VARIANCE APPROVED

To: John Atzl (St. Thomas Aquinas College) 234 North Main Street New City, New York 10956 ZBA #22-28 Date: May 4, 2022 Permit #51820

FROM: ZONING BOARD OF APPEALS: Town of Orangetown

ZBA#22-28: Application of St. Thomas Aquinas College for variances from Zoning Code (Chapter 43) of the Town of Orangetown Code, R-40 District, Column 5, # 12 (Signage: 20 sq. ft. permitted, 651.51 sq. ft. proposed) for signage on the campus. The College is located at 125 Route 340, Sparkill, New York and is identified on the Orangetown Tax Map as Section 74.16, Block 1, Lot 1 and Section 74.12, Block 1, Lot 29 in the R-40 zoning district.

Heard by the Zoning Board of Appeals of the Town of Orangetown at a Hearing held on Wednesday, May 4, 2022 at which time the Board made the determination hereinafter set forth.

Joe Donini, Treasurer and Vice President of Administration and Finance, St. Thomas Aquinas College, appeared and testified.

The following documents were presented:

- 1. Plans labeled "St. Thomas Aquinas College" dated January 16, 2022 with the latest revision date of February 19, 2022 signed and sealed by John R. Atzl, Land Surveyor (1 page).
- 2. A letter dated April 21, 2022 from Rockland County Department of Planning signed by Douglas J. Schuetz, Acting Commissioner of Planning.
- 3. A letter dated April 11, 2022 from Rockland County Sewer District No. 1 signed by Joseph LaFiandra, Engineer II.
- 4. A no future correspondence letter dated April 1, 2022 from Rockland County Highway Department signed by Dyan Rajasingham.
- 5. A no comments at this time sheet from Rockland County Health Department signed by Liz Mello, dated April 29, 2022.

Mr. Sullivan, Chairman, made a motion to open the Public Hearing which motion was seconded by Mr. Quinn and carried unanimously.

On advice of Denise Sullivan, Deputy Town Attorney, counsel to the Zoning Board of Appeals, Mr. Sullivan moved for a Board determination that the foregoing application seeks area or bulk variances for construction or expansion of primary, or accessory or appurtenant, non –residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls; this application is exempt from the State Environmental Quality Review Act (SEQRA), pursuant to SEQRA Regulations §617.5 (c) (9); which does not require SEQRA environmental review. The motion was seconded by Mr. Quinn, and carried as follows: Mr. Sullivan, aye; Mr. Bonomolo, aye; and Mr. Quinn, aye. Ms. Castelli was absent for this hearing. Mr. Valentine and Mr. Bosco were absent.

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Joe Donini testified that they are proposing the placement of signs on campus buildings; to add 12 new signs on the North side of the campus; that only two of these signs will be visible from Route 340 (approximately over 300 feet off of he of the road); that the rest are all internal to the campus and are signs identifying the name of each academic building; that all of the signs will match and bring uniformity to the campus; that the lettering will be as detailed on the "Site Plan".

Public Comment:

No public comment.

The Board members made personal inspections of the premises the week before the meeting and found them to be properly posted and as generally described on the application.

A satisfactory statement in accordance with the provisions of Section 809 of the General Municipal Law of New York was received.

Mr. Sullivan made a motion to close the Public Hearing which motion was seconded by Mr. Bonomolo and carried unanimously.

FINDINGS OF FACT AND CONCLUSIONS:

After personal observation of the property, hearing all the testimony and reviewing all the documents submitted, the Board found and concluded that the benefits to the applicant if the variance(s) are granted outweigh the detriment (if any) to the health, safety and welfare of the neighborhood or community by such grant, for the following reasons:

- 1. The requested signage variance will not produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. The Board acknowledged that the requested signs are for buildings on the interior of the campus, therefore a majority of the proposed signage will not be visible from the adjacent State highway or nearby County Park, stream or Sewer District No.1 facility; and will have little to no visual impact on the vehicles traveling Route 340.
- 2. The requested signage variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district. The Board acknowledged that the requested signs are for buildings on the interior of the campus, therefore a majority of the proposed signage will not be visible from the adjacent State highway or nearby County Park, stream or Sewer District No.1 facility; and will have little to no visual impact on the vehicles traveling Route 340.
- 3. The benefits sought by the applicant cannot be achieved by other means feasible for the applicant to pursue other than by obtaining a variance.

TOWN OF ORANGETOWN TOWN OF ORANGETOWN

- 4. The requested signage variance although very substantial, and affords benefits to the applicant that are not outweighed by the detriment, if any, to the health, safety and welfare of the surrounding neighborhood or nearby community. The Board acknowledged that the requested signs are for buildings on the interior of the campus, therefore a majority of the proposed signage will not be visible from the adjacent State highway or nearby County Park, stream or Sewer District No.1 facility; and will have little to no visual impact on the vehicles traveling Route 340.
- 5. The applicant purchased the property subject to Orangetown's Zoning Code (Chapter 43) and is proposing a new addition and/or improvements, so the alleged difficulty was self-created, which consideration was relevant to the decision of the Board of Appeals, but did not, by itself, preclude the granting of the area variance.

DECISION: In view of the foregoing and the testimony and documents presented, the Board RESOLVED that the application for the requested signage variance is APPROVED; and FURTHER RESOLVED, that such decision and the vote thereon shall become effective and be deemed rendered on the date of adoption by the Board of the minutes of which they are a part.

General Conditions:

- (i) The approval of any variance or Special Permit is granted by the Board in accordance with and subject to those facts shown on the plans submitted and, if applicable, as amended at or prior to this hearing, as hereinabove recited or set forth.
- (ii) Any approval of a variance or Special Permit by the Board is limited to the specific variance or Special Permit requested but only to the extent such approval is granted herein and subject to those conditions, if any, upon which such approval was conditioned which are hereinbefore set forth.
- (iii) The Board gives no approval of any building plans, including, without limitation, the accuracy and structural integrity thereof, of the applicant, but same have been submitted to the Board solely for informational and verification purposes relative to any variances being requested.
- (iv) A building permit as well as any other necessary permits must be obtained within a reasonable period of time following the filing of this decision and prior to undertaking any construction contemplated in this decision. To the extent any variance or Special Permit granted herein is subject to any conditions, the building department shall not be obligated to issue any necessary permits where any such condition imposed should, in the sole judgment of the building department, be first complied with as contemplated hereunder. Occupancy will not be made until, and unless, a Certificate of Occupancy is issued by the Office of Building, Zoning and Planning Administration and Enforcement which legally permits such occupancy.

TOWN CLERK'S OFFICE TOWN CLERK'S OFFICE

St. Thomas Aquinas College ZBA#22-28 Page 4 of 4

Permit #51820

(v) Any foregoing variance or Special Permit will lapse if any contemplated construction of the project or any use for which the variance or Special Permit is granted is not substantially implemented within one year of the date of filing of this decision or that of any other board of the Town of Orangetown granting any required final approval to such project, whichever is later, but in any event within two years of the filing of this decision. Merely obtaining a Building Permit with respect to construction or a Certificate of Occupancy with respect to use does not constitute "substantial implementation" for the purposes hereof.

The foregoing resolution to approve the application for the requested signage variance is APPROVED; was presented and moved by Mr. Quinn, seconded by Mr. Bonomolo, and carried as follows: Mr. Bonomolo, aye; Mr. Sullivan, aye; and Mr. Quinn, aye. Ms. Castelli was absent for this hearing. Mr. Valentine and Mr. Bosco were absent.

The Administrative Aide to the Board is hereby authorized, directed and empowered to sign this decision and file a certified copy thereof in the office of the Town Clerk.

DATED: May 4, 2022

ZONING BOARD OF APPEALS TOWN OF ORANGETOWN

Deborah Arbolino

Administrative Aide

DISTRIBUTION:

APPLICANT
ZBA MEMBERS
SUPERVISOR
TOWN BOARD MEMBERS
TOWN ATTORNEY
DEPUTY TOWN ATTORNEY
OBZPAE
BUILDING INSPECTOR-Dom. M.

TOWN CLERK
HIGHWAY DEPARTMENT
ASSESSOR
DEPT. of ENVIRONMENTAL
MGMT. and ENGINEERING
FILE,ZBA, PB
CHAIRMAN, ZBA, PB, ACABOR

TOWN OF ORANGETOWN

SIGN VARIANCE APPROVED

To: Ron Troiano (Rockland Cemetery sign) 20-H Mountainview Avenue Orangeburg, New York 10962 ZBA #22-30 Date: May 4, 2022 Permit #Sign-668-22

FROM: ZONING BOARD OF APPEALS: Town of Orangetown

ZBA#22-30: Application of Rockland Cemetery for a variance from Zoning Code (Chapter 43) of the Town of Orangetown Code, R-80 District, Column 5, # 12 (One sign not over 20 sq. ft. permitted; two-sided 80 sq. ft. total proposed) for a sign at an existing cemetery. The cemetery is located at 201 Kings Highway, Sparkill, New York and are identified on the Orangetown Tax Map as Section 74.12, Block 1, Lot 14 in the R-80 zoning district.

Heard by the Zoning Board of Appeals of the Town of Orangetown at a Hearing held on Wednesday, May 4, 2022 at which time the Board made the determination hereinafter set forth.

Robyn Foley, Foley Signs, appeared and testified.

The following documents were presented:

- 1. Plans labeled "Carved post and panel sign, double sided" dated 3/9/2022 by Foley Sign Shop.(1 page).
- 2. Plans labeled "Raised Panel with hand painted logo" dated 3/9/2022 by Foley Sign Shop. (1 page)
- 3. Plans labeled "Sign Location Plan" dated February 11, 2022 signed and sealed by John Atzl, L.S.
- 4. A letter dated April 25, 2022 from Rockland County Department of Planning signed by Douglas J. Schuetz, Acting Commissioner of Planning.
- 5. A letter dated April 12, 2022 from Rockland County Sewer District No. 1 signed by Joseph LaFiandra, Engineer II.
- 6. A no comment at this time sign off from Rockland County Health Department dated April 29, 2022 signed by Elizabeth Mello.
- 7. A no future correspondence letter from Rockland County Department of Highways signed by Dyan Rajasingham, Dated April 5, 2022.

Mr. Sullivan, Chairman, made a motion to open the Public Hearing which motion was seconded by Mr. Quinn and carried unanimously.

On advice of Denise Sullivan, Deputy Town Attorney, counsel to the Zoning Board of Appeals, Mr. Sullivan moved for a Board determination that the foregoing application seeks area or bulk variances for construction or expansion of primary, or accessory or appurtenant, non—residential structure or facility involving less than 4,000 square feet of gross floor area and not involving a change in zoning or a use variance and consistent with local land use controls; this application is exempt from the State Environmental Quality Review Act (SEQRA), pursuant to SEQRA Regulations §617.5 (c) (9); which does not require SEQRA environmental review. The motion was seconded by Mr. Quinn, and carried as follows: Mr. Sullivan, aye; Mr. Bonomolo, aye; and Mr. Quinn, aye. Ms. Castelli was absent for this hearing. Mr. Valentine and Mr. Bosco were absent.

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Rockland Cemetery Sign ZBA#22-30 Page 2 of 4

Permit #Sign-668-22

Robyn Foley testified that the proposed 20 s. f. double sided sign that is detailed on the submitted drawings will replace the current small sign that is on the property; that it will have some stonework around it and it is set back from the road (35') and fits in nicely with the neighborhood and is just large enough to identify the property.

Public Comment:

No public comment.

The Board members made personal inspections of the premises the week before the meeting and found them to be properly posted and as generally described on the application.

A satisfactory statement in accordance with the provisions of Section 809 of the General Municipal Law of New York was received.

Mr. Sullivan made a motion to close the Public Hearing which motion was seconded by Mr. Quinn and carried unanimously.

FINDINGS OF FACT AND CONCLUSIONS:

After personal observation of the property, hearing all the testimony and reviewing all the documents submitted, the Board found and concluded that the benefits to the applicant if the variance(s) are granted outweigh the detriment (if any) to the health, safety and welfare of the neighborhood or community by such grant, for the following reasons:

- 1. The requested sign variance will not produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. The sign will be set back quite a bit from the road and will be large enough to make the location of the cemetery known to people looking for it.
- 2. The requested sign variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district. The sign will be set back quite a bit from the road and will be large enough to make the location of the cemetery known to people looking for it.
- 3. The benefits sought by the applicant cannot be achieved by other means feasible for the applicant to pursue other than by obtaining a variance.
- 4. The requested sign variance is not substantial, and affords benefits to the applicant that are not outweighed by the detriment, if any, to the health, safety and welfare of the surrounding neighborhood or nearby community. The sign will be set back quite a bit from the road and will be large enough to make the location of the cemetery known to people looking for it.

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Permit# Sign-668-22

5. The applicant purchased the property subject to Orangetown's Zoning Code (Chapter 43) and is proposing a new addition and/or improvements, so the alleged difficulty was self-created, which consideration was relevant to the decision of the Board of Appeals, but did not, by itself, preclude the granting of the area variance.

DECISION: In view of the foregoing and the testimony and documents presented, the Board RESOLVED that the application for the requested sign variance is APPROVED; and FURTHER RESOLVED, that such decision and the vote thereon shall become effective and be deemed rendered on the date of adoption by the Board of the minutes of which they are a part.

General Conditions:

- (i) The approval of any variance or Special Permit is granted by the Board in accordance with and subject to those facts shown on the plans submitted and, if applicable, as amended at or prior to this hearing, as hereinabove recited or set forth.
- (ii) Any approval of a variance or Special Permit by the Board is limited to the specific variance or Special Permit requested but only to the extent such approval is granted herein and subject to those conditions, if any, upon which such approval was conditioned which are hereinbefore set forth.
- (iii) The Board gives no approval of any building plans, including, without limitation, the accuracy and structural integrity thereof, of the applicant, but same have been submitted to the Board solely for informational and verification purposes relative to any variances being requested.
- (iv) A building permit as well as any other necessary permits must be obtained within a reasonable period of time following the filing of this decision and prior to undertaking any construction contemplated in this decision. To the extent any variance or Special Permit granted herein is subject to any conditions, the building department shall not be obligated to issue any necessary permits where any such condition imposed should, in the sole judgment of the building department, be first complied with as contemplated hereunder. Occupancy will not be made until, and unless, a Certificate of Occupancy is issued by the Office of Building, Zoning and Planning Administration and Enforcement which legally permits such occupancy.
- (v) Any foregoing variance or Special Permit will lapse if any contemplated construction of the project or any use for which the variance or Special Permit is granted is not substantially implemented within one year of the date of filing of this decision or that of any other board of the Town of Orangetown granting any required final approval to such project, whichever is later, but in any event within two years of the filing of this decision. Merely obtaining a Building Permit with respect to construction or a Certificate of Occupancy with respect to use does not constitute "substantial implementation" for the purposes hereof.

TOWN CLERK'S OFFICE TOWN OF ORANGETOWN

Rockland Cemetery Sign ZBA#22-30 Page 4 of 4

Permit # Sign-668-22

The foregoing resolution to approve the application for the requested sign variance is APPROVED; was presented and moved by Mr. Bonomolo, seconded by Mr. Quinn and carried as follows: Mr. Bonomolo, aye; Mr. Sullivan, aye; and Mr. Quinn, aye. Ms., Castelli was absent for this hearing. Mr. Valentine and Mr. Bosco were absent.

The Administrative Aide to the Board is hereby authorized, directed and empowered to sign this decision and file a certified copy thereof in the office of the Town Clerk.

DATED: May 4, 2022

ZONING BOARD OF APPEALS TOWN OF ORANGETOWN

Deborah Arbolino Administrative Aide

DISTRIBUTION:

APPLICANT
ZBA MEMBERS
SUPERVISOR
TOWN BOARD MEMBERS
TOWN ATTORNEY
DEPUTY TOWN ATTORNEY
OBZPAE
BUILDING INSPECTOR-Dom. M.

TOWN CLERK
HIGHWAY DEPARTMENT
ASSESSOR
DEPT. of ENVIRONMENTAL
MGMT. and ENGINEERING
FILE,ZBA, PB
CHAIRMAN, ZBA, PB, ACABOR

TOWN OF ORANGETOWN
TOWN CLERK'S OFFICE

FLOOR AREA RAIIO, SIDE YARD AND TOTAL SIDE YARD VARIANCES APPROVED: UNDERSIZED LOT ACKNOWLEDGED

To: John Blount 16A Shadyside Avenue Nyack, New York 10960 ZBA #22-31 Date: May 4, 2022 Permit #Bldr-566-22

FROM: ZONING BOARD OF APPEALS: Town of Orangetown

ZBA#22-31: Application of John Blount for variances from Zoning Code (Chapter 43) of the Town of Orangetown Code, Section 3.12, RG District, Group Q, Columns 4 (Floor Area Ratio: 30% permitted, 33% proposed), 9 (Side Yard: 10' required, 1'2" proposed) and 10 (Total Side Yard: 20' required, 17' proposed) (Section 5.21 Undersized lot applies) for a deck to an existing single-family residence. The property is located at 16a Shadyside Avenue, Nyack, New York and is identified on the Orangetown Tax Map as Section 66.17, Block 2, Lot 26; in the RG zoning district

Heard by the Zoning Board of Appeals of the Town of Orangetown at a Hearing held on Wednesday, May 4, 2022 at which time the Board made the determination hereinafter set forth.

John Kirven Blount, owner, appeared and testified.

The following documents were presented:

1. Plans labeled "Permit Application -Enclosed Porch & Roof Deck" dated October 18, 2018 signed and sealed by Devon Telberg, Architect. (10 pages).

Mr. Sullivan, Chairman, made a motion to open the Public Hearing which motion was seconded by Ms. Castelli and carried unanimously.

On advice of Denise Sullivan, Deputy Town Attorney, counsel to the Zoning Board of Appeals, Mr. Sullivan moved for a Board determination that the foregoing application is a Type II action exempt from the State Environmental Quality Review Act (SEQRA), pursuant to SEQRA Regulations §617.5 (c) (11), (12), (16) and/or (17); which does not require SEQRA environmental review. The motion was seconded by Mr. Quinn and carried as follows: Mr. Bosco, aye; Mr. Sullivan, aye; Mr. Bonomolo, aye; Ms. Castelli, aye; and Mr. Quinn, aye. Mr. Valentine was absent.

John Blount testified that the deck existed when he purchased the house; that he is not changing anything; that he did add joist hangers; that it is his understanding the addition was done in 1981; and that he is trying to legalize the existing deck.

Public Comment:

No public comment.

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The Board members made personal inspections of the premises the week before the meeting and found them to be properly posted and as generally described on the application.

A satisfactory statement in accordance with the provisions of Section 809 of the General Municipal Law of New York was received.

Mr. Sullivan made a motion to close the Public Hearing which motion was seconded by Ms. Castelli and carried unanimously.

FINDINGS OF FACT AND CONCLUSIONS:

After personal observation of the property, hearing all the testimony and reviewing all the documents submitted, the Board found and concluded that the benefits to the applicant if the variance(s) are granted outweigh the detriment (if any) to the health, safety and welfare of the neighborhood or community by such grant, for the following reasons:

- 1. The requested floor area ratio, side yard and total side yard variances will not produce an undesirable change in the character of the neighborhood or a detriment to nearby properties. The Board acknowledged the undersized lot and noted that similar additions have been constructed in the neighborhood.
- 2. The requested floor area ratio, side yard and total side yard variances will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district. The Board acknowledged the undersized lot and noted that similar additions have been constructed in the neighborhood.
- 3. The benefits sought by the applicant cannot be achieved by other means feasible for the applicant to pursue other than by obtaining variances.
- 4. The requested floor area ratio, side yard and total side yard variances although somewhat substantial, and affords benefits to the applicant that are not outweighed by the detriment, if any, to the health, safety and welfare of the surrounding neighborhood or nearby community. The Board acknowledged the undersized lot and noted that similar additions have been constructed in the neighborhood.
- 5. The applicant purchased the property subject to Orangetown's Zoning Code (Chapter 43) and is proposing a new addition and/or improvements, so the alleged difficulty was self-created, which consideration was relevant to the decision of the Board of Appeals, but did not, by itself, preclude the granting of the area variance.

TOWN CLERK'S OFFICE

TOWN OF ORANGETOWN

DECISION: In view of the foregoing and the testimony and documents presented, the Board RESOLVED that the application for the requested floor area ratio, side yard and total side yard variances are APPROVED; and FURTHER RESOLVED, that such decision and the vote thereon shall become effective and be deemed rendered on the date of adoption by the Board of the minutes of which they are a part.

General Conditions:

- (i) The approval of any variance or Special Permit is granted by the Board in accordance with and subject to those facts shown on the plans submitted and, if applicable, as amended at or prior to this hearing, as hereinabove recited or set forth.
- (ii) Any approval of a variance or Special Permit by the Board is limited to the specific variance or Special Permit requested but only to the extent such approval is granted herein and subject to those conditions, if any, upon which such approval was conditioned which are hereinbefore set forth.
- (iii) The Board gives no approval of any building plans, including, without limitation, the accuracy and structural integrity thereof, of the applicant, but same have been submitted to the Board solely for informational and verification purposes relative to any variances being requested.
- (iv) A building permit as well as any other necessary permits must be obtained within a reasonable period of time following the filing of this decision and prior to undertaking any construction contemplated in this decision. To the extent any variance or Special Permit granted herein is subject to any conditions, the building department shall not be obligated to issue any necessary permits where any such condition imposed should, in the sole judgment of the building department, be first complied with as contemplated hereunder. Occupancy will not be made until, and unless, a Certificate of Occupancy is issued by the Office of Building, Zoning and Planning Administration and Enforcement which legally permits such occupancy.
- (v) Any foregoing variance or Special Permit will lapse if any contemplated construction of the project or any use for which the variance or Special Permit is granted is not substantially implemented within one year of the date of filing of this decision or that of any other board of the Town of Orangetown granting any required final approval to such project, whichever is later, but in any event within two years of the filing of this decision. Merely obtaining a Building Permit with respect to construction or a Certificate of Occupancy with respect to use does not constitute "substantial implementation" for the purposes hereof.

TOWN OF ORANGETOWN
TOWN OF ORANGETOWN

Permit #Bldr-566-22

The foregoing resolution to approve the application for the requested floor area ratio, side yard, and total side yard variances APPROVED and the undersized lot is acknowledged; was presented and moved by Mr. Sullivan, seconded by Mr. Quinn and carried as follows: Mr. Bosco, aye; Mr. Bonomolo, aye; Mr. Sullivan, aye; Ms. Castelli, aye; and Mr. Quinn, aye. Mr. Valentine was absent.

The Administrative Aide to the Board is hereby authorized, directed and empowered to sign this decision and file a certified copy thereof in the office of the Town Clerk.

DATED: May 4, 2022

ZONING BOARD OF APPEALS TOWN OF ORANGETOWN

Deborah Arbolino Administrative Aide

DISTRIBUTION:

APPLICANT
ZBA MEMBERS
SUPERVISOR
TOWN BOARD MEMBERS
TOWN ATTORNEY
DEPUTY TOWN ATTORNEY
OBZPAE
BUILDING INSPECTOR-M.M.

TOWN CLERK
HIGHWAY DEPARTMENT
ASSESSOR
DEPT. of ENVIRONMENTAL
MGMT. and ENGINEERING
FILE,ZBA, PB
CHAIRMAN, ZBA, PB, ACABOR

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