July 8, 2024 577

VILLAGE OF WARWICK
ZONING BOARD OF APPEALS
P.O. BOX 369
WARWICK, NEW YORK 10990
(845) 986-203 | EXT. 7

Instructions for completing an application for a variance from the Zoning Board of Appeals for the Village of Warwick.

- 1) The application consists of two (2) pages. You will need to submit eight (8) copies of the application.
- 2) The following information shall be included:
- (a) A copy of your survey or plot plan, showing street(s), setbacks, buildings and dimensions and any other details or exhibits applicable to the situation.
- (b) A copy of the Denial received by either the Building Inspector or Village of Warwick Planning Board.
- (c) A completed Environmental Assessment Form (Short EAF)

After completing the application, return all copies to the Zoning Board of Appeals along with a check in the amount of \$\frac{200.00}{200.00}\$ made payable to the Village of Warwick.

Your application will then be forwarded to the ZBA attorney and may also be required to be reviewed by the Orange County Dept. of Planning (see attached). The ZBA attorney will prepare a Notice of Public Hearing for publication in the official Village newspaper.

A copy of the notice will be supplied to you and/or your attorney/representative as designated, to act on your behalf, along with a list of property owners within three hundred (300) feet of the property lines and their mailing addresses where the variance is being requested. It is the responsibility of the applicant to mail the notice to the property owners by certified, return, receipt and submit the receipts at the meeting.

The applicant shall be responsible for the Zoning Board attorney's time and any other consultants time spent on your application.

Applications must be submitted one (1) month prior to a meeting. The Zoning Board of Appeals meetings are held the third (3rd) Monday of the month (subject to change)

ZONING BOARD OF APPEALS VILLAGE OF WARWICK, NEW YORK

		Petition
Name Robert &	RANDE BA	ALOW
Address 19 PoPLA	1 STREET	Tele: 845-548-05
City & WA DWICK	Nf Zip:	10990
Location of 19 Por	UM STRE	=67
Zone or RESEDEN:	TEAL (R)	
- Part	Lot	38
Applicant is Owner Attorney Or Representative		
Representative	1 6	E
THIS APPLICATION WILL NO ACCOMPANIED BY:	OT BE ACCEPTED UNI	ÆSS
A) Survey or Plot Plan showin	ig street(s), set-back(s), l	ouilding(s) and
B) Any other details or exhibitC) State the hardship and/or padditional sheets if necessar	ractical difficulty involve	
* ^		

	1) The applicant hereby appeals to the Board of Appeals of the Village of Warwick from:
	a. (1) An order, requirement, decision, or determination made by the Building Inspector
•	b. () Other:
¥	2. Has an application been made for a Building Permit or a Certificate of Occupancy? (V) Yes () No If "Yes", attach a copy of the application and/or copy of Order, Requirement, Decision or Determination of the Building Inspector denying or revoking same.
•	3. State whether the applicant has made an application for a prior variance of any kind affecting the premises:
	\cdot () Yes (ν) No
t t t	The names and addresses of all owners, including husband and wife, as the case may be of property abutting that is held by the applicant and all other owners within 300 feet from the exterior boundaries of the property set forth above, as the names of said owners appear the last completed assessment roll of the Village of Warwick, are annexed hereto. These property owners must be notified by Certified Receipt Mail at least five (5) days prior of the Public Hearing in accord with Article IX, Section 9.3.3 Village of Warwick Loning Ordinance as amended.
<i>5</i> h	. Has this Board rendered a decision upon a request for the same or similar relief sought erein for this property?
11	() Yes (1) No
If	Yes when?
6. ite	If the lands or buildings are within five hundred (500) feet of any of the following five ems, circle the applicable number:
1)	Boundary of the Town of Warwick
2)	Boundary of any existing or proposed State or County Park or other Recreation area
3)	Right-of-Way of any existing or proposed State or County Parkway, Thruway, Expressway, Road or Highway
4)	Right-of-Way of any existing or proposed stream or drainage channel owned by the County or for which the County has established channel lines

5) Boundary of any existing or proposed State or County owned land on which a public building or institution is or is proposed to be situated.

AREA VARIANCE

The following information is submitted to support of the application (the law does not require that all of the questions be answered in the negative to obtain a variance)

 Will an undesirable change be produced in the character of the neighborhood or a detriment to nearby properties be created by the granting of the variance(s) you request
Yes V No State the reason for your answer: THE PUPO SA ADDITION
WILL HAVE THE SAME SETBACKS ON THE
2) Can the benefit you seek be achieved by some feasible method, other than the variance(s) Yes No No State the reason for your answer: Dut To Extended
POSITION FOR THE EXPANSION NAT
3) Is the requested variance(s) substantial? Yes X No State the reason for your answer: SETBACK S ARE NOT BEEN 6 DECRETSED
4) Will the proposed variance(s) have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district? Yes No State the reason for your answer: ADDITION WILL ENCOMPASS
AREA ALREADY OCCUPTED BY THE EXISTENCE
DECK
5) Is the alleged difficulty self-created? Yes No State the reason for your answer: But WE WEED NOTE STATE
THEN WE CONCENTY HAVE.

USE VARIANCE



You must prove unnecessary hardship to obtain a use variance. In order to prove unnecessary hardship, you must prove all of the following:

You cannot realize a reasonable return on the property. The lack of return must be substantial and demonstrated by competent financial evidence. Can you show a lack of a substantial return? Yes No
What financial evidence are you presenting?
2) The alleged hardship relating to the property in question must be unique and not applicable to a substantial portion of the district or neighborhood. Is your hardship unique and not applicable to a substantial portion of the district or neighborhood?YesNo
State the reason(s) for your answer:
3) The requested use variance, if granted, will not alter the essential character of the neighborhood. YesNo
The requested use variance, if granted, will alter the essential character of the neighborhoodYesNo
State the reason(s) for your answer:
4) The alleged hardship cannot be self-created. Is your hardship self-created?YesNo
State the reason(s) for your answer:
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Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information 5 116 Puls			
For 1			
Name of Action or Project: SIJE PLAN FOR			
RANDE & ROBERT BARLE)		
Project Location (describe, and attach a location map): See (ICINITY) (19 Pople	AR STREE	7)	
Brief Description of Proposed Action:	- 100		
REMOURL OF EXESTING DEE	K HENCE	Ì	
REPLACIONE IT WITH A	570/J		
560 SQUARE FOOT ADDITED	D. WET	71	
MINOR SITE DISTURBE		ш,	
Name of Applicant or Sponsor:	hone: 845-54	18-0510	
Name of Applicant or Sponsor: Robert & Randi BARLOW E-Ma	"MANEUVER!	206MA	ICON
Address:			
19 POPLAR STREET	State: 2	ip Code:	•
WARUICA	Neg	1092	
1. Does the proposed action only involve the legislative adoption of a plan, local lay	v, ordinance,	NO YES	
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the env	ironmental resources that		
may be affected in the municipality and proceed to Part 2. If no, continue to question			
2. Does the proposed action require a permit, approval or funding from any other g	overnmental Agency?	NO YES	
If Yes, list agency(s) name and permit or approval: UTUAGE OF WARWICK ZBA	11		
VELLAGE OF WALWICK BURDER	6 NEP		
3.a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed?			
c. Total acreage (project site and any contiguous properties) owned	2		
or controlled by the applicant or project sponsor? 0.358	acres		
4. Check all land uses that occur on, adjoining and near the proposed action.			
Urban Rural (non-agriculture) Industrial Commercial	,)	
☐Forest ☐Agriculture ☐Aquatic ☐Other (specify);	**********	
Parkland			

5. Is the proposed action, NO	YES	N/A
a. A permitted use under the zoning regulations?	114	
b. Consistent with the adopted comprehensive plan?	10	
6. Is the proposed action consistent with the predominant character of the existing built or natural	NO	YES
landscape?		14
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES
If Yes, identify:	V	
	- H	X 000 0
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?		
D. ATO PUBLIC II MISPOTATION SELVICE(S) EVALUADIO SE OF INSEL MIC SEO OF INO Proposed socioni		10
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	4	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES
If the proposed action will exceed requirements, describe design features and technologies:		TO
10. Will the proposed action connect to an existing public/private water supply?	NO	YES
If No, describe method for providing potable water:	p	1
11 140, describe intended for providing potable water.		
II. Will the proposed action connect to existing wastewater utilities?	NO	YES
11. Will the proposed detect control to chisting wasterness assumed.		
If No, describe method for providing wastewater treatment:		
	770	2776
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO	YES
b. Is the proposed action located in an archeological sensitive area?		
	10	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	XFES
b. Would the proposed action physically alter, or encroach into, any existing welland or waterbody?		
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	1	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that Shoreline	: apply:	
Wetland Urban Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed	NO	YES
by the State or Federal government as threatened or endangered?		X
16. Is the project site located in the 100 year flood plain?	NO	VES
10. 10 the Molecular inverses in the 100 John Hood Prints	IV	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,		
a. Will storm water discharges flow to adjacent properties?	LKI	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?]
IF Van hvie fly Janaribas		
TNORM WATER KUNDER SHOULD NOT BE TNORMASED DIE TO DECK REPAGEMENT	-	
The state of the s	t	1 · I

18. Does the proposed action include construction or other activities that result in the impoundment of	NO	YES
water or other liquids (e.g. retention pond, waste lagoon, dam)?		
If Yes, explain purpose and size:	177	
	10	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed	NO	YES
solid waste management facility?	[
If Yes, describe:		
	15	L
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste?		
If Yes, describe:	15	
		,
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE	BEST O	FMY
KNOWLEDGE	/	
Applicant/sponsor name: 10 5 Set & MANDI Date: 7/3/	702	<u> </u>
KNOWLEDGE Applicant/sponsor name: Rob RT & RANDI Date: 7/3/ Signature: A RANDI Date: 7/3/		
Vand Stan		

Staven M. Naubous

Orange County Department of Planning Submittal Form for Mandatory Review of Local Planning Action as per NYS General Municipal Law §239-l,m, & n

Referral ID#:

I his form is to be completed by the local board having jurisdiction. Submittals from applicants will not be accepted unless coordinated with both the local board having jurisdiction and the County Department of Planning.

Please include all materials that are part of a "full statement" as defined by NYS GML \$239-m (i.e. "all Steven M. Neuhaus County Executive materials required by and submitted to the releming body as an application on a proposed action"). Tax Map #: Municipality: Tax Map #: Local Referring Board: Tax Map #: Applicant: Local File No.: Project Name: Location of Project Site Size of Parcel*: *If more than one parcel, please include sum of all parcels. Current Zoning Reason for County District (include Review: any overlays): Type of Review: ☐ Comprehensive Plan Update/Adoption Zoning Amendment ☐ Zoning District Change from _ Ordinance Modification (cite section):___ ☐ Local Law Sq. feet proposed (non-residential only): ☐ Site Plan Which approval is the applicant currently seeking? SKETCH / PRELIM / FINAL (circle one) ☐ Subdivision Number of lots proposed; Which approval is the applicant currently seeking? SKETCH / PRELIM / FINAL (circle one) ☐ Special Use Permit ☐ Lot Line Change ☐ Variance AREA / USE (circle one) ☐ Other is this an update to a previously submitted referral? YES / NO_(circle one) Local board comments or elaboration: Signature of local official Date Municipal Contact Phone Number: If you would like the applicant to be co'd on this letter, please provide the applicant's address:

Please return, along with full statement, to: Orange County Dept. of Planning 124 Main St.Goshen, NY 10924

Question or comments, call: 845-615-3840 or email: planning@orangecountygov.com

77 Main Street Post Office Box 369 Warwick, NY 10990 www.villageofwarwick.org



(845) 986-2031 FAX (845) 986-6884 mayor@villageofwarwick.org clerk@villageofwarwick.org

VILLAGE OF WARWICK

April 26, 2024

Mr. & Mrs. Barlow 19 Poplar Street Warwick, NY 10990 on many gar

RE: 19 Poplar Street; Proposed Construction

Dear Mr. & Mrs. Barlow,

The site of the proposed addition has a pre-existing non-conforming structure that does not comply with the Village of Warwick bulk requirements. Based on the plan submitted with the Building Permit Application, the proposed construction will increase the degree of the nonconformity of the structure and/or create a new nonconformity and will require at least one area variance from the Zoning Board of Appeals.

Additionally, the proposed addition will require site plan approval from the Planning Board. Village Code 145-90 A(1) reads, in relevant part, as follows-

A. In all districts, except as provided in § 145-90.C below, Site Plan approval by the Planning Board shall be required for:

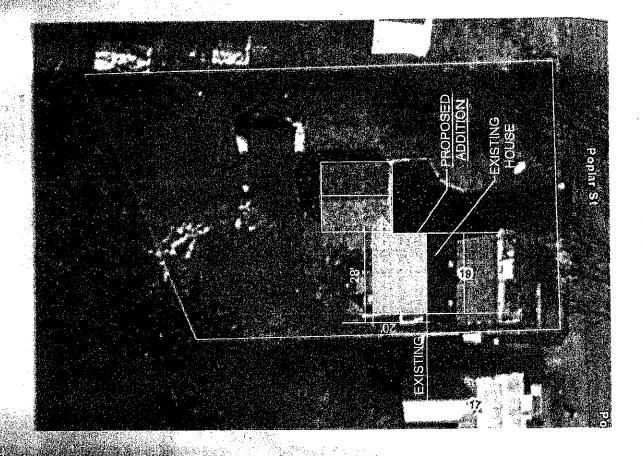
(1) The erection or **enlargement of all buildings in all districts.** In all cases where subdivision approval is required from the Village Planning Board, Site Plan approval shall also be required. Exception: Proposed one and two family dwellings on a lot located in a Residential Zone and constructed in compliance with the bulk requirements of this Ordinance and not located in a Flood Zone as depicted on a FEMA Flood Insurance Map, State or Federal Wetland areas, Historic District, or the Village of Warwick Gateways.

For these reasons, your building permit application is denied and you are directed to submit a ZBA Application to request the necessary variance(s) for relief from the applicable Bulk Table requirements. Please contact our Planning/Zoning Secretary Kristin Bialosky for guidance on the information and fees that must be provided to go before the ZBA and Planning Board. All information has to be provided to the Planning/Zoning Secretary at least three (3) weeks prior to the Zoning Board of Appeals meeting at which review is sought.

Respectfully,

Boris Rudzinski Village of Warwick Building Inspector/Code Enforcement 77 Main Street/PO Box 369 Warwick, NY 10990 Phone: (845) 986-2031

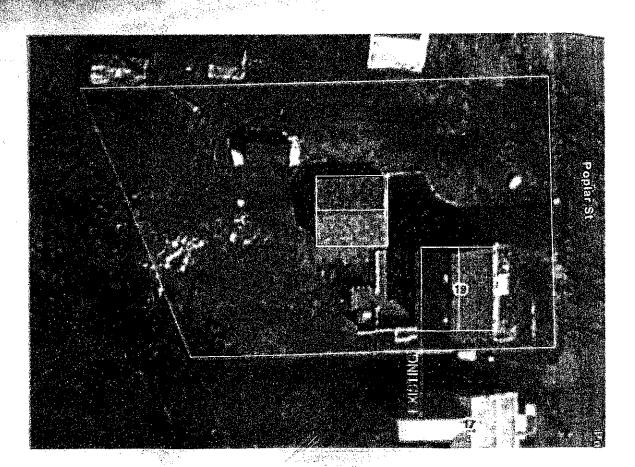
Email: building@villageofwarwick.org



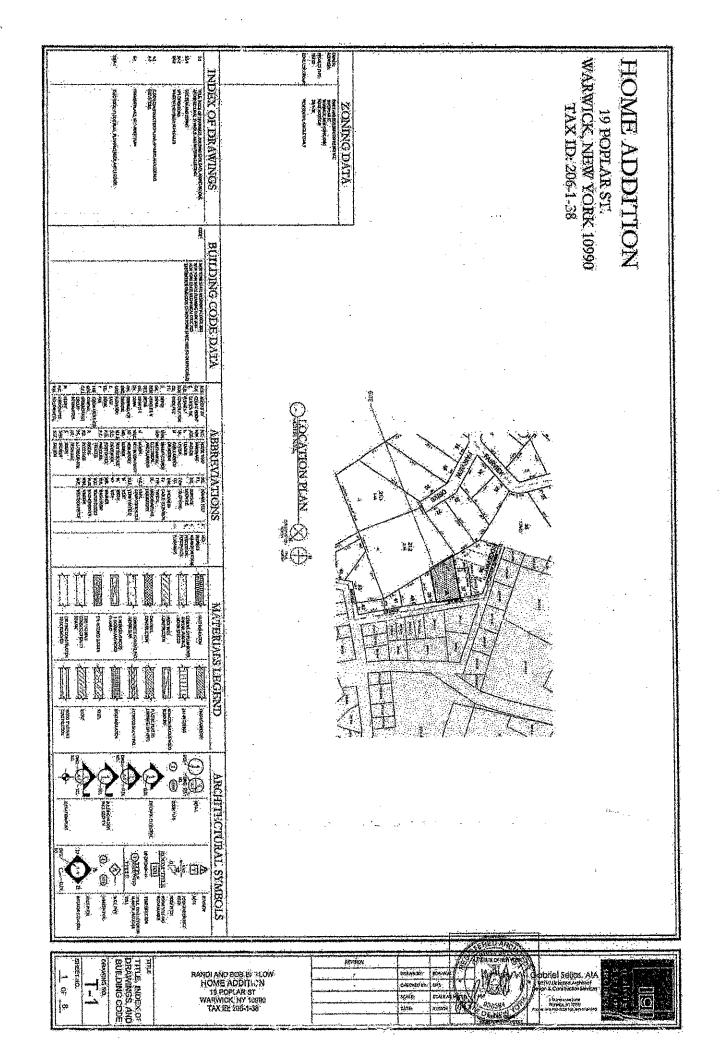
19 PORMESTEPLAN

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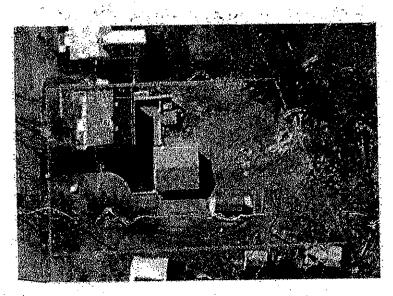


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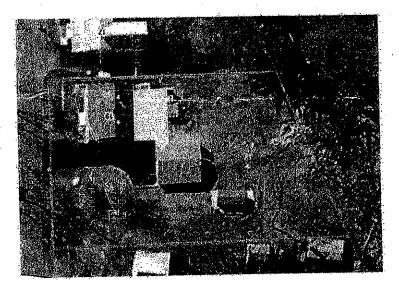


ZONING DATA

ORXISTING SITE PLAN



NATION SALES SALES



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	RANDI AND BOB BARLOW HOME ADDITION		DRAMHOT.	EDRAMA*	*	NYY	17	tonet Selios, AIA	
	18 POPLAR ST WARNICK NY 10 190		ecité:	echratia	ŢΥ	Signal Signal		d Attaches Love Providente de la	13 6
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