

TOWN OF HOPEWELL

2716 COUNTY RD #47 - CANANDAIGUA, NY 14424

(APPLICATION TO BOARD OF APPEALS)

APPEALS NO. # _____

DATE: _____

TO THE ZONING BOARD OF APPEALS, TOWN OF HOPEWELL, NEW YORK

I (we) _____ of _____
(Name of Applicant) (Street Number)

_____, _____, _____, _____, _____
(Municipality) (State) HEREBY APPEAL TO THE ZONING BOARD OF APPEALS FROM

DECISION OF THE BUILDING INSPECTOR ON APPLICATION FOR BUILDER'S PERMIT NO. _____ DATE _____
WHEREBY THE BUILDING INSPECTOR DID: GRANT () DENY () VIOLATION NOTICE ()

TO: _____
(Name of Applicant for Permit)

OF: _____
(Street Number) (Municipality) (State)

PHONE NUMBER _____ E-MAIL ADDRESS _____
() a permit for use () a permit for occupancy () a building permit

1. Location of Property _____
(Street and Number) Use District on Zoning Map

2. Provisions of the Zoning Ordinance Appealed, (Indicate the article, section, subsection, and paragraph of the Zoning Ordinance being appealed by number. Do not quote Ordinance.) _____

3. Type of appeal. Appeal is made herewith for:
() An Interpretation of the Zoning Ordinance or Zoning Map
() A Special Use Permit under Zoning Ordinance **ATTACH PART 3 – SPECIAL USE APPLICATION**
() A Variance to the Zoning Ordinance
() Use Variance **ATTACH PART 2 – USE VARIANCE APPEAL** _____
() Area Variance **ATTACH PART 2 – AREA VARIANCE APPEAL** _____

4. Previous Appeal. A previous appeal () has () has not been made with respect to this decision of the Building Inspector or with respect to this property. Such appeal(s) was (were) in the form of:
() a requested interpretation () a request for a variance
() a request for a special permit () a temporary permit
And was (were) made in Appeal No. _____ Dated _____

5. Reason for Appeal. (Complete relevant blank and provide all other written relevant information as possible.)
A. An interpretation of the Zoning Ordinance is requested because: _____

B. A Special Permit under the Zoning Ordinance is requested pursuant to Article _____ Section _____
Subsection _____ Paragraph _____ of the Zoning Ordinance because: _____
C. Provide brief description of Variance: _____

(applicant's name – PLEASE PRINT CLEARLY)

(applicant's name – signature)

Applications will NOT BE ACCEPTED or SENT to the Ontario County Planning Board for review or placed on agendas for Town of Hopewell Planning Board and Zoning Board of Appeals unless the application has been COMPLETED IN FULL.. NO EXCEPTIONS.

TOWN OF HOPEWELL

2716 COUNTY RD #47 – CANANDAIGUA, NY 14424

PART 2 – AREA VARIANCE APPEAL

APPEALS NO.: _____

DATE: _____

AREA VARIANCE:

- a. The Zoning Board of Appeals shall have the power, upon an appeal from a decision or determination of the administrative official charged with the enforcement of such ordinance or local law, to grant area variances as defined by part 267-b of N.Y.S. Town Law.
- b. In making its determination, the Zoning Board of Appeals shall 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. In making such determination, the Board shall consider the following as addressed by the Applicant.

1. Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance: _____

2. Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than an area variance: _____

3. Whether the requested area variance is substantial _____

4. Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district: _____

5. Whether the alleged difficulty was self-created, which consideration shall be relevant to the decision of the Board of Appeals, but shall not necessarily preclude the granting of the Area Variance. _____

- c. The Board of Appeals, in the granting of area variances, shall grant the minimum variance that it shall deem necessary and adequate and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.
- d. Imposition of conditions: The Board of Appeals shall, in the granting of both use variances and area variances, have the authority to impose such reasonable conditions and restrictions as are directly related to and incidental to the proposed use of the property. Such conditions shall be consistent with the spirit and intent of the zoning ordinance of local law, and shall be imposed for the purpose of minimizing any adverse impact such variance may have on the neighborhood or community.

(applicant's name – PLEASE PRINT CLEARLY)

(applicant's name – signature)

APPLICANT SHALL ATTACH ADDITIONAL DOCUMENTIONS, MAPS, OR OTHER INFORMATION RELEVANT TO THE APPLICATION.

Applications will NOT BE ACCEPTED or SENT to the Ontario County Planning Board for review or placed on agendas for Town of Hopewell Planning Board and Zoning Board of Appeals unless the application has been COMPLETED IN FULL.. NO EXCEPTIONS.