

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 Do not quote Ordinance.)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.

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PART 2 – USE VARIANCE APPEAL

APPEALS NO.: _____

DATE: _____

USE 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. No such use variance shall be granted by a Board of Appeals without a showing by the applicant that applicable zoning regulations and restrictions have caused unnecessary hardship. In order to prove such unnecessary hardship the applicant shall demonstrate to the Board of Appeals that for each and every permitted use under the zoning regulations for the particular district where the property is located, the applicant is able to demonstrate the following:

1. That the applicant cannot realize a reasonable return, provided that lack of return is substantial as demonstrated by competent financial evidence: _____

2. That the alleged hardship relating to the property in question is unique, and does not apply to a substantial portion of the district or neighborhood: _____

3. That the requested use variance, if granted, will not alter the essential character of the neighborhood _____

4. That the alleged hardship has not been self-created: _____

- c. The Board of Appeals, in the granting of use variances, shall grant the minimum variance that it shall deem necessary and adequate to address the unnecessary hardship proven by the applicant, and at the same time preserve and protect the character of the neighborhood and the health, safety and welfare of the community.

(applicant's name – PLEASE PRINT CLEARLY)

(applicant's name – signature)

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

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