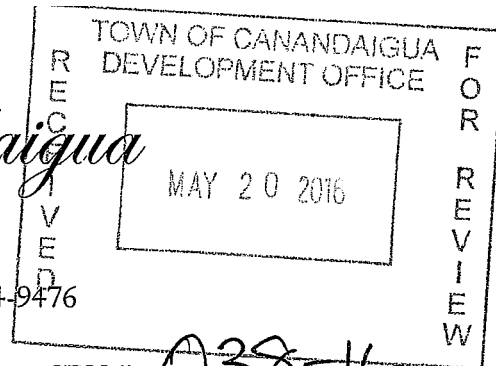


# Town of Canandaigua

5440 Routes 5 & 20 West

Canandaigua, NY 14424

Phone: (585) 394-1120 / Fax: (585) 394-9476



CPN #: 038-16

## ZONING BOARD OF APPEALS APPLICATION

FOR: ☒ AREA VARIANCE ☐ USE VARIANCE ☐ INTERPRETATION

Permission for on-site inspection for those reviewing application: ☒ Yes ☐ No

1. Name and address of the property owner: Dorothy Weeks  
2700 County Rd 10 Canandaigua NY 14424  
Telephone Number of property owner: 585-394-5384  
Fax # \_\_\_\_\_ E-Mail Address: \_\_\_\_\_

\*\*If you provide your e-mail address, this will be the primary way we contact you\*\*

2. Name and Address of Applicant *if not the property owner*: Charles Davis  
33 Dorchester Ave Geneva NY 14456  
Telephone Number of Applicant: 315 398 8530  
Fax # \_\_\_\_\_ E-Mail Address: andotamaqo@yahoo.com

\*\*If you provide your e-mail address, this will be the primary way we contact you\*\*

3. Subject Property Address: 2700 CO Rd 10  
Nearest Road Intersection: \_\_\_\_\_  
Tax Map Number: 71.00-1-23.000 Zoning District: IND

4. Is the subject property within 500' of a State or County Road or Town Boundary? (If yes, the Town may be required to refer your application to the Ontario County Planning Board.)

Please circle one:

YES

NO

5. Is the subject property within 500' of an Agricultural District? (If yes, an Agricultural Data Statement must be completed and submitted with this application – for use variance applications only.)

Please circle one:

YES

NO

(Continued on back)

6. What is your proposed new project and the variance(s) or interpretation requested?

Proposed- New build of 2 car Attached Garage

Variance: Non conforming Structure in Comercial zone

7. Have the necessary building permit applications been included with this form? If not, please verify with the Development Office which forms are required to be submitted.
8. With your completed application for an Area Variance, attach a tape map/survey/site plan, elevation of the proposed structure, and other documentation necessary describing the requested variance(s) illustrating why it is practically difficult for you to conform to the Zoning Law.

All maps, surveys, or site plans shall accurately depict the property including all existing and proposed structures, setbacks, and dimensions. *All dimensions must be precise.*

9. With your completed application for a Use Variance, attach a current survey map/site plan of the subject parcel with a detailed description of the proposed use, a statement as to why you feel this use variance is necessary, and a completed Environmental Assessment Form.
10. With your completed application for an Interpretation, attach a current survey map/site plan of the subject parcel with a detailed description of the proposed use, a statement as to why you are appealing the zoning law determination, and a copy of the zoning law determination of which said appeal is requested.
11. If the variance requested is related to signs, attach a Sign Detail Sheet, a site plan, and colored renderings of the proposed signage, and any other documentation required in Article IX (Sign Regulations) of the Town of Canandaigua Zoning Law.


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***Property Owner is responsible for any consultant fees\****  
***(Town Engineer, Town Attorney, etc.) incurred during the application process.***  
***\*See Town Clerk for current Fee Schedule***

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*I have examined this application and declare that it is true, correct, and complete. I understand that my application and all supporting documentation will be examined by the Zoning Board of Appeals as an integral component of deliberations.*

***I hereby grant my designee permission to represent me during the application process.***

  
(Signature of Property Owner)

May 20, 2016  
(Date)

## TESTS FOR GRANTING AREA VARIANCES

BE VERY SPECIFIC WHEN ANSWERING THESE QUESTIONS

MAY 20 2016

"Area variance" shall mean the authorization by the Zoning Board of Appeals for the use of land in a manner which is not allowed by the dimensional or physical requirements of the applicable zoning regulations.  
(Town Law Section 267, subsection 1.(b)).

In deciding whether to grant an area variance, the Zoning Board of Appeals takes 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. (Town Law Section 267-b, subsection 3.(b)).

To enable the Zoning Board of Appeals to grant an area variance, the applicant must present substantial evidence concerning the following topics by providing supporting evidence for each. Attach additional sheets if necessary.

- (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.

My property is one of few homes in the area. Most are commercial buildings. My property is continuously well cared for and maintained. I have no homes/buildings connected to my property. No litter or excess of anything at my home, I keep it clean.

- (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.

No other means could provide me with safe passage like a attached home.

- (3) Whether the requested area variance is substantial.

I should be granted permission to build. Personal safety should never be pushed aside for governmental differences. The garage is a substantial out building

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

My neighborhood has been slow to be developed over past years so my project has no complication with existing projects. Recent Survey has ruled out environmental impact issues

- (5) Whether the alleged difficulty was self-created, which consideration shall be relevant to the decision of the ZBA, but shall not necessarily preclude the granting of the area variance.

My home has been here for centuries and should be grandfathered in and I should be allowed to expand for my safety. Getting old isn't self created it's God's way!

Town of Canandaigua, NY 14424

Zoning Board of Appeals

Dorothy Weeks

2700 County Road 10

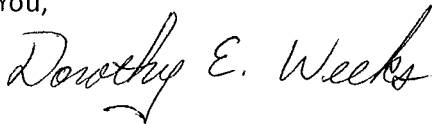
Canandaigua, NY 14424

To the Board of Review:

My property is my current place of residence has been a part of my family for generations. I have lived here for a number of years and will be here for the remainder of my time. In my growing days in unpredictable upstate NY weather I have decided to add a garage to my home. This decision comes to me in great concern to my health and welfare. An attached garage will provide me with safe passage to and from my home to my vehicle in all weather conditions. Safe passage would lessen the risk for me from potential tragic and terrifying injury if a fall should take place. I live alone ~~and~~ personal safety and risks are always of great concern.

Thank you for your consideration of my plea for your agreement to allow me to move this project forward.

Thank You,



Dorothy Weeks

