

Town of Canandaigua

5440 Routes 5 & 20 West • Canandaigua, NY 14424 • (585) 394-1120

Established 1789

ZONING LAW DETERMINATION

PROPERTY OWNER: David M. & Wendy L. Dworkin

PROPERTY ADDRESS: 3590 Otetiana Point

TAX MAP NUMBER: 98.19-1-11.000

ZONING DISTRICT: RLD – Residential Lake District

DETERMINATION REFERENCE:

- Plans entitled "Dworkin Residence – Shoreline Stabilization" by TDK Engineering Associates, PC, dated 12/10/2015. No revisions noted. Received for review by Town on 12/11/2015.

PROJECT DESCRIPTION:

- Refacement of existing timber seawall. Replacement/repair of pre-existing non-conforming deck.

DETERMINATION:

- The existing sea wall is a pre-existing nonconformity.
- A NYSDEC permit has been issued for the 'refacement of approximately 70 linear feet of existing timber bulkhead with a segmental concrete block wall located within 12 inches of the original' – The DEC will permit a one-time refacement of existing sea walls (maximum of 12").
- The existing deck is a pre-existing nonconforming structure within the rear setback.
- The proposed deck is proposed at a 45sq.ft. reduction in size. Changes to preexisting nonconformities that reduce the degree of nonconformance shall be allowed.

REFERRAL TO ONTARIO COUNTY PLANNING BOARD) FOR:

- This application is required to be reviewed by the Ontario County Planning Board due to proximity to Canandaigua Lake.

REFERRAL TO PLANNING BOARD FOR:

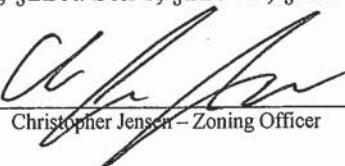
- Any site preparation which aggregate exceeds excavation or filling of more than 5 cubic yards of material within 500ft. of Canandaigua Lake requires a Soil Erosion and Sedimentation Control permit.
- Site Plan review is required for development in the Residential Lake District which thresholds require a Soil Erosion and Sedimentation Control permit.
- An application requesting site plan approval has been submitted to the Town's Planning Board.

CODE SECTION: Chapter §165-7, §220-64 C. (4), §220a Sch 1, §220-21, §220-107

DATE:

12/23/2015

BY:


Christopher Jensen – Zoning Officer

CPN-112-15

NYS Town Law, Section 267-a(5)(b), an appeal may be made to the ZBA within 60 days of the date of this determination.

c: Binder
Property File
Property Owner
Town Clerk