

Zoning Inspector

From: Chris Jensen <cjensen@townofcanandaigua.org>
Sent: Tuesday, October 25, 2016 9:43 AM
To: 'Director of Development'; 'Development Clerk'; 'Eric Cooper'
Subject: Stablegate Drive 1945 - Dixon Pool

Good Morning,

Please include this email in the communications section of the project folder, and include it in the information provided to the Zoning Board of Appeals.

The application for construction of the proposed swimming pool and associated patio/deck surround was received by the Development Office many days after construction had already begun and the pool had already been installed in the ground.

The Development Office was in the process of issuing a Notice of Violation and Stop Work Order, when the application was received.

Any structures or devices connected with the installation, maintenance or operation of a swimming pool, including but not limited to concrete or wood patio areas, pump and filter enclosures, bathhouses and cabanas, shall also comply with the 15 foot setback requirement.

The applicant is aware of the requirements and code, as they have constructed many pools within the Town. This is the second pool that has begun construction prior to issuance of a permit in the past few months. The Development Office started the Violation Notice process at 3922 Riley's Run only a few months ago with the same contractor/applicant.

The hardship is self-created by the applicant.

There is plenty of room in the yard for the pool and associated 3' wide concrete patio surround.

The variance is required because they installed a pool prior to issuance of a permit, and they do not want the expense of relocating the pool.

The applicant has shown a lack of adherence to Town Code, and placed property owners at risk of Disability/Workers Comp claims due to lack of insurance requirements related to issuance of permits.

Sincerely,
Chris Jensen

Chris Jensen PE
Code Enforcement / Zoning Officer
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