

Agenda
Zoning Board Meeting
August 18, 2022
6:30 PM

1. Virtual Meeting Instructions

Documents:

[8-18-22 Zoning Board Meeting Instructions.pdf](#)

2. Pledge Of Allegiance

3. Approval Of Minutes - July 21, 2022

4. Appeal To The Manlius Zoning Board Of Appeals To Appeal The Issuance Of A Building Permit By The Code Enforcement Officer To Abundant Solar Power, LLC

Documents:

[Poitras ZBA affidavit Bowman Road Solar \(002\).pdf](#)

5. Michael & Vanessa Gatmaitan, 4463 Swissvale Dr., Manlius NY
Requesting one side yard variance of 10' for the installation of a 18' X 30' inground pool.

Documents:

[4463 Swissvale Dr. - Packet.pdf](#)

6. Melissa Yandon, 111 Kendall Dr. W., E. Syracuse NY
Requesting a rear yard setback of 4' for the installation of a 18' X 18" round and 4' tall above ground pool.

Documents:

[111 Kendall Dr. - Packet.pdf](#)

7. Andy & Brenda Daiss, 8022 Blarney Stone Way, Manlius NY
Requesting a side yard variance of 15' and a rear yard variance of 23' for the installation of a 12' X 16' Shed.

Documents:

[8022 Blarney Stone Way - Packet.pdf](#)

8. Adjournment

This meeting is being recorded and live streamed. The recording will be broadcast live and will be posted to the town website at www.townofmanlius.org



August 18, 2022 – 6:30PM

Zoning Board Meeting Instructions

The easiest way to participate in the meeting is to use the link provided below. The meeting will be conducted on the ZOOM platform as a webinar. Please make sure that when you complete your attendee registration you enter your full name.

Click on the link or enter the meeting URL web address as listed below.

<https://us02web.zoom.us/j/83805587630?pwd=STJXb2xHaG14L2ZlQjBMZ09vZ0JXZz09>

Password to join when prompted:

Password: **448578**

Enter your email address and name and join the meeting.

Join by telephone by dialing the number below:

(929) 436-2866

When prompted to enter the Webinar ID, use the number below followed by #

Webinar ID: 838 0558 7630

Press # again to skip the personal id and enter the password below followed by #

Password: **448578**

If this is your first time joining a ZOOM meeting you may practice using ZOOM meeting platform at <https://zoom.us/test>.

Thomas Poitras, Codes Officer of the Town of Manlius affirms under penalty of perjury as follows:

I reviewed an application for a building permit from Abundant Solar Power, Inc. for a ground mounted ballasted solar photovoltaic array. The application was received by the Town of Manlius April 1, 2022.

The project documents and information submitted were reviewed by me between 4/9-4/13/2022 in accordance with procedures for issuance of a building permit including: compliance with the current New York State Building Code, Energy Conservation Construction Code for Construction, the applicable Town of Manlius Code, and design standard requirements. This review included the Site Plan last dated October 2021, which I was advised by the Town Attorney was accepted by the Town Board.

Upon review of the documents and information submitted for a permit for the proposed project, to the best of my knowledge that based on the information that was submitted for review the applicant did meet the minimum requirement that are set forth in the current edition of the New York State Building Code, Energy Conservation Construction Code for Construction, the Town of Manlius Code and design standard requirements.

A building permit was issued on 4/14/2022 and a condition of the approval was: "Certificate of Compliance subject to New York State Department of Environmental Conservation approval", as attached hereto. The Town Supervisor signed the site plan.

 Date: 7/18/2022
Thomas Poitras

TOWN OF MANLIUS – ZONING BOARD OF APPEALS

APPLICANT / PROPERTY INFORMATION

Date: 7.18.22

1. Property Address: 4463 Swissvale Drive, Manlius NY 13104

Property Tax Map # 313889-110-000-0011-005-000-0000

The Applicants Purpose (new construction, alteration, extension, restoration, modification or other action) with respect to the subject property; _____

We would like to build a pool in our back yard without destroying our existing patio. We also have a tiered back yard and the only other location we could build the pool would take away the only large flat area that our kids play in, which we would also like to avoid.

2. Owner of Property: Michael & Vanessa Gatmaitan

Owner's Address: 4463 Swissvale Drive, Manlius NY 13104

Owner's E-Mail: 58gatmaitan@gmail.com

Owner's Phone #: 571.344.8478

Does Owners reside at property: Yes

Signature of Property Owner: _____

Michael D Gatmaitan

3. Applicant / Representative / Attorney:

Name: _____ Company: _____

Address: _____

Phone: _____ E-Mail: _____

Below this line - For Office Use Only

Application Received by: _____ Date: _____

Payment Receipt #: _____

Date of Denial of Building Permit Application: _____ Current Property Zoning: _____

The subject property will be in conformity with all zoning use as outlined in Chapter 155 of the Town of Manlius Municipal Code, except as stated here by the Code Officer: _____

TOWN OF MANLIUS
DISCLOSURE AFFIDAVIT

This affidavit is a part of and must be completed and attached to every application, petition, request submitted for a *site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit.*

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

I Allison Weber , being duly sworn, deposes and says that (s) he is:
 (Notary)

 Michael J. Gatmaitan
 (applicant, petitioner, corporation officer, property owner, etc.)

II. That deponent has read and is familiar with the provisions of the General
Municipal Law, Section 809 which states:

- A. Every application, petition or request submitted for a site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions or any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
- B. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when (s)he, his/her spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:
 - 1) is the applicant, or
 - 2) is an officer, director, partner or employee of the applicant, or
 - 3) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
 - 4) is a party to an agreement with such an applicant, express or implied, whereby (s) he may receive any payment or other benefit, whether or not for services rendered, or contingent upon the favorable approval of such application, petition or request.
- C. Ownership of less than five percent (5%) of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
- D. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

III. That no Town of Manlius officer, employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application.

-OR-

If a Town of Manlius officer, employee or relative of either as defined in Section 809 General Municipal law has any interest in this application, the full particulars are provided on an attached sheet.

Date: 18, 20 22

Michael J. Gatmaitan

(Print Name of 1st Applicant)

[Signature]

(Signature of 1st Applicant)

(Entity Name)

By (Officer)

(Title)

(Mailing Address of 1st Applicant)

(Telephone Number)

Date: _____, 20____

(Print Name of 2nd Applicant)

(Signature of 2nd Applicant)

(Entity Name)

By (Officer)

(Title)

(Mailing Address of 2nd Applicant)

(Telephone Number)

ACKNOWLEDGEMENTS

STATE OF NEW YORK)

) SS:

COUNTY OF ONONDAGA)

On this 18th day of July in the year 20 22, before me, the undersigned, a notary public in and for said state, personally appeared Michael J. Gatmaitan

(1st Applicants Name)

, and _____ personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within Petition and acknowledged to me the he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the Petition, the individual or the persons upon behalf of which the individual acted executed the instrument.

[Signature]
Notary Public

SEAL

[Signature]
Allison A. Weber
Notary Public, State of New York
No. 01WE6191206

Qualified in Onondaga County
Commission Expires August 04, 2024

Beeman, Lisa

From: michael.gatmaitan <58gatmaitan@gmail.com>
Sent: Thursday, July 21, 2022 9:30 AM
To: Beeman, Lisa
Subject: Re: 4463 Swissvale Drive

Good morning Lisa,

Can I change my answers to the area Variance? See below, thanks.

- Whether the benefit sought by the Applicant can be achieved by some other feasible method?
 - No. The property is not wide enough to build our desired in-ground pool in a location that would not require a variance, and it is further complicated by a large elevation rise behind the house which limits construction options.
- Whether the Variance will result in an undesirable change in the character of the neighborhood?
 - The granting of this variance request will not have a detrimental effect upon the neighborhood. The approval of this variance request, to allow a pool, would be consistent with the value our neighbors attach to family recreation and fitness.
- Whether the requested variance is substantial?
 - This is not substantial. We are asking for a 10' of relief from the side property line setback which has an overall property width of 122'. We are not asking for any relief off the rear line set back.
- Whether the variance will have an adverse effect on physical or environmental conditions?
 - No. Finished grading will remain consistent with current drainage.
- Whether the alleged difficulty was self-created?
 - Yes, this is a self-imposed. Our desire for a pool has required us to request the relief we are asking for.

On Mon, Jul 18, 2022 at 10:11 AM michael.gatmaitan <58gatmaitan@gmail.com> wrote:

Good morning Lisa,

I have attached the application on this email. Please confirm if that's all I need to do, besides paying the \$200. I will be attending the meeting in August.

Regarding the Area Variance questions:

1. No. There isn't another location in my back yard that would allow me to install the pool without modifying the existing patio or by taking away the flat play area for my kids. The other issue is the door locations to my back yard. We have door that opens onto our patio and another door that opens up on the other side of our house behind the garage, making it hard to secure a pool in these locations.
2. No, you wouldn't be able to see the pool.
3. No.
4. No. We will be installing a retaining wall with proper drainage so that we won't affect our back yard or our neighbors.
5. No. We bought the house with the patio installed and the doors to the house set.

On Thu, Jul 14, 2022 at 10:58 AM michael.gatmaitan <58gatmaitan@gmail.com> wrote:

Application for Building Permit

Town of Manlius
Department of Planning and Development
301 Brooklea Drive, Fayetteville, NY 13066
(315)637-8619 Fax: (315) 637-0713

Application is hereby made for the issuance of a Building Permit pursuant to the New York State Uniform Fire Prevention and Building Code for work herein described. The applicant agrees to comply with all laws, ordinances, regulations and revisions of the municipality in which the Permit is requested.

Owner/Applicant - Name and Phone Number:

Michael and Vanessa Gatmaitan

Address of Proposed Work: 4463 Swissvale Dr Manlius NY 1310

Contractor Name & Address & Phone Number: Cannon Pools
5210 W Taft Rd North Syracuse NY 13212

Proposed Work:

- | | | | |
|---------------------------|-------------------------------|---|-----------------|
| 1. Addition _____ | 2. Alteration _____ | 3. Demolition _____ | 4. Garage _____ |
| 5. Shed _____ | 6. Deck _____ | 7. Pool ☒ | 8. Sign _____ |
| 9. New Construction _____ | 10. Fireplace/Woodstove _____ | 11. Solar _____ | |
| 12. Renewal _____ | 13. Other _____ | | |

Construction Cost: \$ 38,375

Size of Project: 400 sq ft

Description of Project:

18 x 30 Mountain Pond Inground Pool

Residential - New Structure _____ Existing Structure _____

of Bedrooms _____ # of Bathrooms _____ # of Fireplaces _____

Total Square Feet w/o Garage _____ Garage Square Foot _____

Other _____

Description _____

Michael J. Gatmaitan
58Gatmaitan@gmail.com
571.344.8478

Commercial – New Structure _____ Existing Structure _____

Name of Business: _____ Total Square Feet: _____

Description of Property: _____

All Plumbing and Sanitary systems to be inspected by Onondaga County Department of Health.
All Electrical systems will be inspected by a Third Party Electrical Inspector approved by the Town of Manlius.

I hereby agree that no building is to be occupied or used in whole or in part for any purpose what so ever until a Certificate of Occupancy or Compliance has been issued by the Code Enforcement Officer.

I hereby certify that the above information is true to the best of my knowledge. Permission is hereby granted to the Code Enforcement Officer or Authorized representative upon showing proper credentials to enter that above premises or buildings during reasonable working hours to discharge their duties.

Signature: [Signature] Date: 6/29/22

CODE ENFORCEMENT USE ONLY

Zoning: R1 (F) 40 (R) 40 (S) 20 Flood Plain N Wetlands N

Received By: B Receipt No.: _____ Fee: \$ 100 Date: 7-1-22

Check #: _____ Cash: _____ Credit Card: X

Tax Map # 110-11-05.0

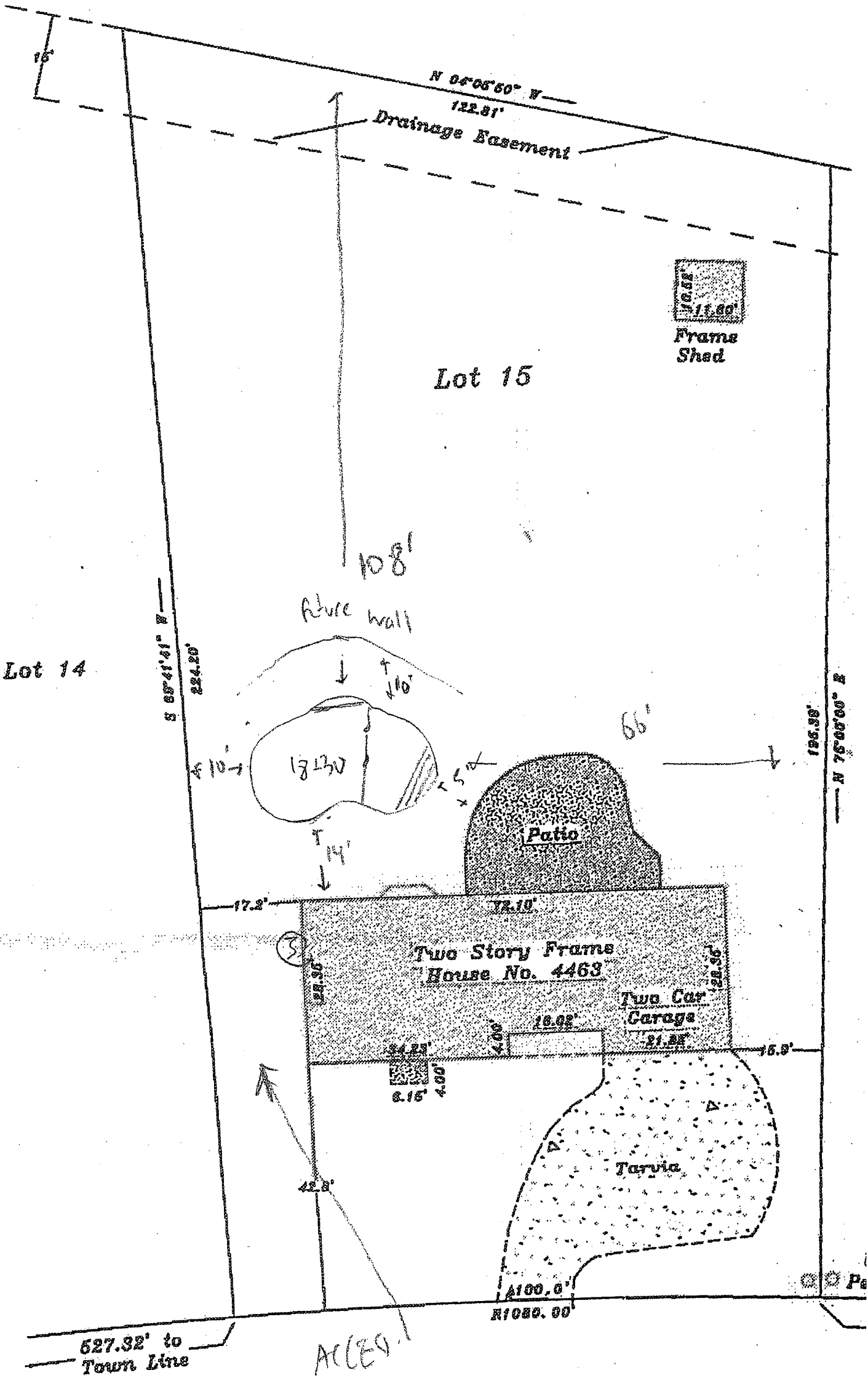
Building Permit Number: _____

Approved: _____ Disapproved: _____ Date: _____

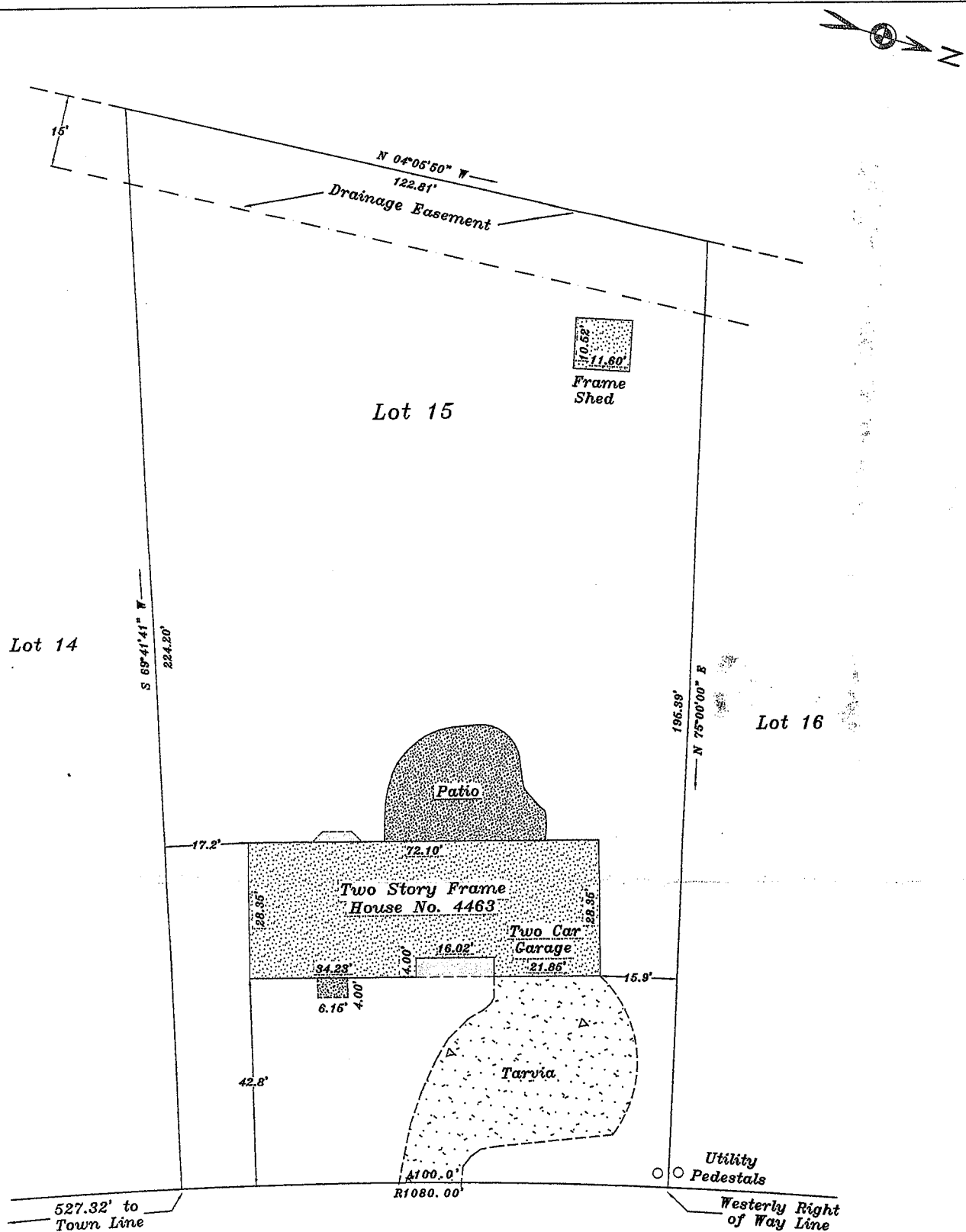
Remarks:
DISAPPROVED SIDE YARD VARIANCE REQUIRED 7/5/2022
REQUESTING A 10' SIDE YARD SETBACK NEED A 10' VARIANCE
TO MEET REQUIRED 20' SIDE YARD SETBACK

[Signature]
Signature of Code Enforcement Officer

have 10', will need 10' to meet the required 20' side yard Setback



Swissvale Drive



Swissvale Drive

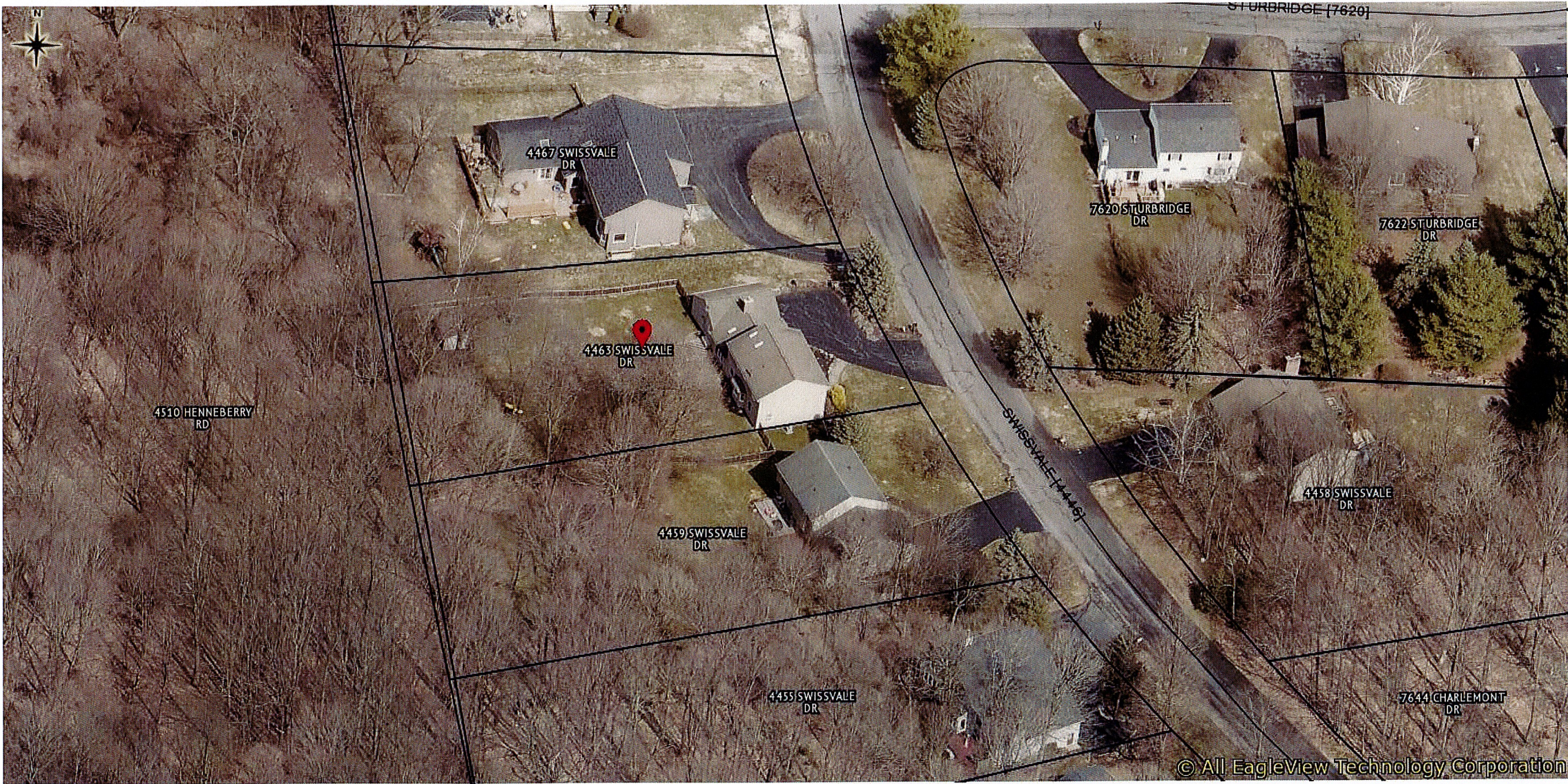
To:

Michael J. McCully Land Surveying PLLC 5875 Fieldstone Drive Cazenovia New York 13035 Phone : (315) 440-5096		Location Survey on Lot 15 of Longmeadow, Section H. Map# 6075.
I hereby certify that this map was made from an actual survey and same is correct.		Known as No. 4463 Swissvale Drive, Town of Manlius, County of Onondaga, State of New York.
M.J. McCully NYSLS 50696		Drawn by: MJM Scale: 1"= 20' Date(s): 07-25-18
Unauthorized alteration or addition to a survey map bearing a licensed land surveyor's seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law. Only copies from the original of this survey marked with an original of the land surveyor's inked seal or his embossed seal shall be considered to be valid true copies. Certifications shall run only to the person or entities for whom the survey is prepared and are not transferable to subsequent persons or entities. Copyright 2018, Michael J. McCully Land Surveying, all rights reserved.		

4463 SWISSVALE DR.



4463 SWISSVALE DR.



TOWN OF MANLIUS – ZONING BOARD OF APPEALS

APPLICANT / PROPERTY INFORMATION

Date: 7/26/22

1. Property Address: 111 Kendall Drive, West, E. Syracuse NY 13057

Property Tax Map # _____

The Applicants Purpose (new construction, alteration, extension, restoration, modification or other action) with respect to the subject property; I am asking for a

4 foot variance for rear yard to obtain pool permit

2. Owner of Property: Melissa Yandon

Owner's Address: 111 Kendall Drive, West E. Syracuse NY 13057

Owner's E-Mail: mmyandone@sy.edu

Owner's Phone #: 315-627-0200

Does Owners reside at property: yes

Signature of Property Owner: Melissa Yandon

3. Applicant / Representative / Attorney:

Name: _____ Company: _____

Address: _____

Phone: _____ E-Mail: _____

Below this line - For Office Use Only

Application Received by: _____ Date: _____

Payment Receipt #: _____

Date of Denial of Building Permit Application: _____ Current Property Zoning: _____

The subject property will be in conformity with all zoning use as outlined in Chapter 155 of the Town of Manlius Municipal Code, except as stated here by the Code Officer: _____

TOWN OF MANLIUS
DISCLOSURE AFFIDAVIT

This affidavit is a part of and must be completed and attached to every application, petition, request submitted for a *site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit.*

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

I Tina L Galvin, being duly sworn, deposes and says that (s) he is:
(Notary)

Melissa M Yarden
(applicant, petitioner, corporation officer, property owner, etc.)

II. That deponent has read and is familiar with the provisions of the General Municipal Law, Section 809 which states:

- A. Every application, petition or request submitted for a site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions or any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
- B. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when (s)he, his/her spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:
 - 1) is the applicant, or
 - 2) is an officer, director, partner or employee of the applicant, or
 - 3) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
 - 4) is a party to an agreement with such an applicant, express or implied, whereby (s) he may receive any payment or other benefit, whether or not for services rendered, or contingent upon the favorable approval of such application, petition or request.
- C. Ownership of less than five percent (5%) of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
- D. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

III. That no Town of Manlius officer, employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application.

-OR-

If a Town of Manlius officer, employee or relative of either as defined in Section 809 General Municipal law has any interest in this application, the full particulars are provided on an attached sheet.

Date: July 26, 2022

Melissa Yandon
(Print Name of 1st Applicant)

(Signature of 1st Applicant)

Melissa Yandon
(Entity Name)

By (Officer) _____ (Title)

(Mailing Address of 1st Applicant)

315-627-0200
(Telephone Number)

Date: _____ 20____

(Print Name of 2nd Applicant)

(Signature of 2nd Applicant)

(Entity Name)

By (Officer) _____ (Title)

(Mailing Address of 2nd Applicant)

(Telephone Number)

ACKNOWLEDGEMENTS

STATE OF NEW YORK)

) SS:

COUNTY OF ONONDAGA)

On this 26th day of July in the year 2022, before me, the undersigned, a notary public in and for said state, personally appeared Melissa Yandon

(1st Applicants Name)

, and _____ personally known to me or proved to me on the basis
(2nd Applicants Name)

of satisfactory evidence to be the individual whose name is subscribed to the within Petition and acknowledged to me the he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the Petition, the individual or the persons upon behalf of which the individual acted executed the instrument.

Tina L. Galvin
Notary Public

TINA L. GALVIN
NOTARY PUBLIC, STATE OF NEW YORK
Registration No. 01GA6273127
Qualified in Onondaga County
Commission Expires December 3, 2024

SEAL

Application for Building Permit

Town of Manlius
Department of Planning and Development
301 Brooklea Drive, Fayetteville, NY 13066
(315)637-8619 Fax: (315) 637-0713

Application is hereby made for the issuance of a Building Permit pursuant to the New York State Uniform Fire Prevention and Building Code for work herein described. The applicant agrees to comply with all laws, ordinances, regulations and revisions of the municipality in which the Permit is requested.

Owner/Applicant – Name and Phone Number:

Melissa Yandon 315-627-0200 MMYANDON@SYR.EDU.CO

Address of Proposed Work: 111 Kendall Drive, West

Contractor Name & Address & Phone Number: _____

Proposed Work: _____

- | | | | |
|---------------------------|-------------------------------|---|-----------------|
| 1. Addition _____ | 2. Alteration _____ | 3. Demolition _____ | 4. Garage _____ |
| 5. Shed _____ | 6. Deck _____ | 7. Pool ☒ | 8. Sign _____ |
| 9. New Construction _____ | 10. Fireplace/Woodstove _____ | 11. Solar _____ | |
| 12. Renewal _____ | 13. Other _____ | | |

Construction Cost: \$ 0

Size of Project: _____

Description of Project:

Pool permit for existing 4' above ground pool

Residential - New Structure _____ **Existing Structure** _____

of Bedrooms _____ **# of Bathrooms** _____ **# of Fireplaces** _____

Total Square Feet w/o Garage _____ **Garage Square Foot** _____

Other _____

Description _____

Commercial – New Structure _____ Existing Structure _____

Name of Business: _____ Total Square Feet: _____

Description of Property: _____

All Plumbing and Sanitary systems to be inspected by Onondaga County Department of Health.
All Electrical systems will be inspected by a Third Party Electrical Inspector approved by the Town of Manlius.

I hereby agree that no building is to be occupied or used in whole or in part for any purpose what so ever until a Certificate of Occupancy or Compliance has been issued by the Code Enforcement Officer.

I hereby certify that the above information is true to the best of my knowledge. Permission is hereby granted to the Code Enforcement Officer or Authorized representative upon showing proper credentials to enter that above premises or buildings during reasonable working hours to discharge their duties.

Signature: _____ Date: _____

CODE ENFORCEMENT USE ONLY

Zoning: R3 (F) 30 (R) 25 (S) 15 Flood Plain _____ Wetlands _____

Received By: JB Receipt No.: 12109 Fee: \$ 100 Date: 5/31/22

Check #: _____ Cash: _____ Credit Card: X

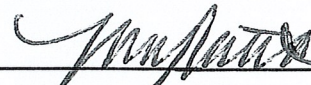
Tax Map # 062.0 - 01-63.0

Building Permit Number: _____

Approved: _____ Disapproved: _____ Date: _____

Remarks:

REAR YARD VARIANCE REQUIRED 7/7/2022
PROPOSING A REAR YARD SETBACK OF 21' REQUESTING A 4' VARIANCE
TO MEET REQUIRED SETBACK OF 25'



Signature of Code Enforcement Officer

have 21', requesting 4' to meet the required 25' rear yard setback.

- 1) Whether the benefit sought by the Applicant can be achieved by some other feasible method? No
- 2) Whether the Variance will result in an undesirable change in the character of the neighborhood? No
- 3) Whether the requested Variance is substantial? No
- 4) Whether the Variance will have an adverse effect on the physical or environmental conditions? No
- 5) Whether the alleged difficulty was self created? Yes

COTTRELL LAND SURVEYORS P.C.
MANLIUS, N.Y.

111 Kendall Dr. W.



111 Kendall Dr. W.



Application for Building Permit

Town of Manlius
Department of Planning and Development
301 Brooklea Drive, Fayetteville, NY 13066
(315)637-8619 Fax: (315) 637-0713

Application is hereby made for the issuance of a Building Permit pursuant to the New York State Uniform Fire Prevention and Building Code for work herein described. The applicant agrees to comply with all laws, ordinances, regulations and revisions of the municipality in which the Permit is requested.

Name – Owner/Applicant: Brenda & Andy Daiss

Address of Proposed Work: 8022 Blarney Stone Way

Phone Number: 315-725-9802

Email Address: DA965@hotmail.com

Contractor Name & Address: Amish builder: Enos Mast, 1594 Co Rt 28, Pulaski

Contractor Phone Number: N/A

Contractor Email Address: N/A

Proposed Work:

- | | | | |
|---------------------------|-------------------------------|---------------------|-----------------|
| 1. Addition _____ | 2. Alteration _____ | 3. Demolition _____ | 4. Garage _____ |
| 5. Shed <u>x</u> | 6. Deck _____ | 7. Pool _____ | 8. Sign _____ |
| 9. New Construction _____ | 10. Fireplace/Woodstove _____ | 11. Solar _____ | |
| 12. Renewal _____ | 13. Other _____ | | |

Construction Cost: \$ 2800

Size of Project: 12' x 16'

Description of Project:

storage shed for lawn equipment, outdoor furniture . 6'6" tall ; 1 wooden double door ; 3 windows ; clapboard siding to match house/garage

Residential - New Structure _____ Existing Structure _____

of Bedrooms _____ # of Bathrooms _____ # of Fireplaces _____

Total Square Feet w/o Garage _____ Garage Square Foot _____

Other _____

Description _____

Commercial – New Structure _____ Existing Structure _____

Name of Business: _____ Total Square Feet: _____

Description of Property: _____

All Plumbing and Sanitary systems to be inspected by Onondaga County Department of Health.
All Electrical systems will be inspected by a Third Party Electrical Inspector approved by the Town of Manlius.

APPLICANT / PROPERTY INFORMATION

Date: 07/25/2022

1. Property Address: 8022 Blarney Stone Way

Property Tax Map # _____

The Applicants Purpose (new construction, alteration, extension, restoration, modification or other action) with respect to the subject property; rear yard setback variance

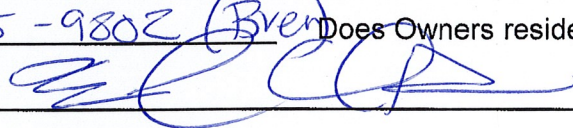
Side yard setback variance
for a 12'x16' Amish-build shed (for storage)

2. Owner of Property: Andy & Bren Daiss

Owner's Address: 8022 Blarney Stone Way

Owner's E-Mail: DA965@hotmail.com

Owner's Phone #: 315-725-9802 (Bren) Does Owners reside at property: yes

Signature of Property Owner: 

3. Applicant / Representative / Attorney:

Name: same Company: _____

Address: _____

Phone: _____ E-Mail: _____

Below this line - For Office Use Only

Application Received by: _____ Date: _____

Payment Receipt #: _____

Date of Denial of Building Permit Application: _____ Current Property Zoning: _____

The subject property will be in conformity with all zoning use as outlined in Chapter 155 of the Town of Manlius Municipal Code, except as stated here by the Code Officer: _____

4. A fee of \$100.00 for a residential area variance, \$200.00 for a Commercial use variance, \$350.00/\$450.00 for a use variance, checks are to be made payable to the Town of Manlius.

Area Variances – 5 Criteria Questions

If the applicant requests an area variance from the Town of Manlius Municipal Code, the applicant must consider the 5 criteria questions and be prepared to respond to the ZBA Board if requested to. These questions must be answered on a separate sheet of paper and submitted with your application.

1. Whether the benefit sought by the Applicant can be achieved by some other feasible method?
2. Whether the Variance will result in an undesirable change in the character of the neighborhood?
3. Whether the requested variance is substantial?
4. Whether the Variance will have an adverse effect on physical or environmental conditions?
5. Whether the alleged difficulty was self-created?

Use Variances:

If the applicant requests to use the subject property for purposes which are not allowed or are prohibited by the Town of Manlius Municipal Code, the applicant must demonstrate unnecessary hardship. To prove unnecessary hardship, the applicant must submit evidence to demonstrate that:

1. The applicant is deprived of all economic use or benefit from the property in question, which deprivation must be established by competent financial evidence.
2. The alleged hardship relating to the property is unique and does not apply to a substantial portion of the district or neighborhood.
3. That the request use variance, if granted, will not alter the essential character of the neighborhood; and
4. That the alleged hardship has not been self-created.

Use the space below or submit a separate documentation to present the necessary proof. Opportunity will also be given to present proof at the public hearing.

Area Variance:

1. no other feasible method
2. no undesirable change
3. not substantial
4. no adverse effect
5. not self-created

TOWN OF MANLIUS
DISCLOSURE AFFIDAVIT

This affidavit is a part of and must be completed and attached to every application, petition, request submitted for a *site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit.*

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

I TINA L. GALVIN, being duly sworn, deposes and says that (s) he is:
(Notary)

Brenda L. White Daiss
(applicant, petitioner, corporation officer, property owner, etc.)

II. That deponent has read and is familiar with the provisions of the General Municipal Law, Section 809 which states:

- A. Every application, petition or request submitted for a site plan, variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions or any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
- B. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when (s)he, his/her spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them:
- 1) is the applicant, or
 - 2) is an officer, director, partner or employee of the applicant, or
 - 3) legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
 - 4) is a party to an agreement with such an applicant, express or implied, whereby (s) he may receive any payment or other benefit, whether or not for services rendered, or contingent upon the favorable approval of such application, petition or request.
- C. Ownership of less than five percent (5%) of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purposes of this section.
- D. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

III. That no Town of Manlius officer, employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application.

-OR-

If a Town of Manlius officer, employee or relative of either as defined in Section 809 General Municipal law has any interest in this application, the full particulars are provided on an attached sheet.

Date: July 27, 2022

Brenda L. White Davis
(Print Name of 1st Applicant)

[Signature]
(Signature of 1st Applicant)

(Entity Name)

By (Officer) _____ (Title)

(Mailing Address of 1st Applicant)

9# 315) 725-9802
(Telephone Number)

Date: _____, 20____

(Print Name of 2nd Applicant)

(Signature of 2nd Applicant)

(Entity Name)

By (Officer) _____ (Title)

(Mailing Address of 2nd Applicant)

(Telephone Number)

ACKNOWLEDGEMENTS

STATE OF NEW YORK)
) SS:
COUNTY OF ONONDAGA)

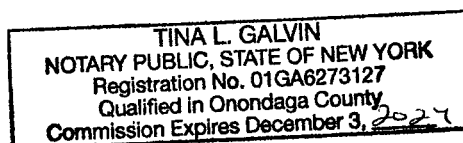
On this 27th day of July in the year 2022, before me, the undersigned, a notary public in and for said state, personally appeared Brenda L. White Davis
(1st Applicants Name)

, and _____ personally known to me or proved to me on the basis
(2nd Applicants Name)

of satisfactory evidence to be the individual whose name is subscribed to the within Petition and acknowledged to me the he/she/they executed the same in his/her/their capacity, and that by his/her/their signature(s) on the Petition, the individual or the persons upon behalf of which the individual acted executed the instrument.

[Signature]
Notary Public

SEAL



I hereby agree that no building is to be occupied or used in whole or in part for any purpose what so ever until a Certificate of Occupancy or Compliance has been issued by the Code Enforcement Officer.

I hereby certify that the above information is true to the best of my knowledge. Permission is hereby granted to the Code Enforcement Officer or Authorized representative upon showing proper credentials to enter that above premises or buildings during reasonable working hours to discharge their duties.

Signature: _____

Date: _____

7/12/2022

CODE ENFORCEMENT USE ONLY

Zoning: R1 (F) 40 (R) 40 (S) 20 Flood Plain _____ Wetlands _____

Received By: _____ Receipt No.: 12441 Fee: \$ 75 Date: 7-12-22

Check #: 1516 Cash: _____ Credit Card: _____

Tax Map # 111.02-09.9

Building Permit Number: _____

Approved: _____ Disapproved: _____ Date: _____

Remarks: _____

PERMIT DENIED 7/20/2022 APPLICANT SEEKING:

5' SIDE YARD SETBACK, WILL NEED 15' VARIANCE FOR SIDE YARD TO PROVIDE RELIEF

FROM REQUIRED 20' SIDE YARD SET BACK. ALSO SEEKING:

17' REAR YARD SETBACK, WILL NEED 23' VARIANCE FOR REAR YARD

TO PROVIDE RELIEF FROM

40' REQUIRED REAR YARD

SETBACK

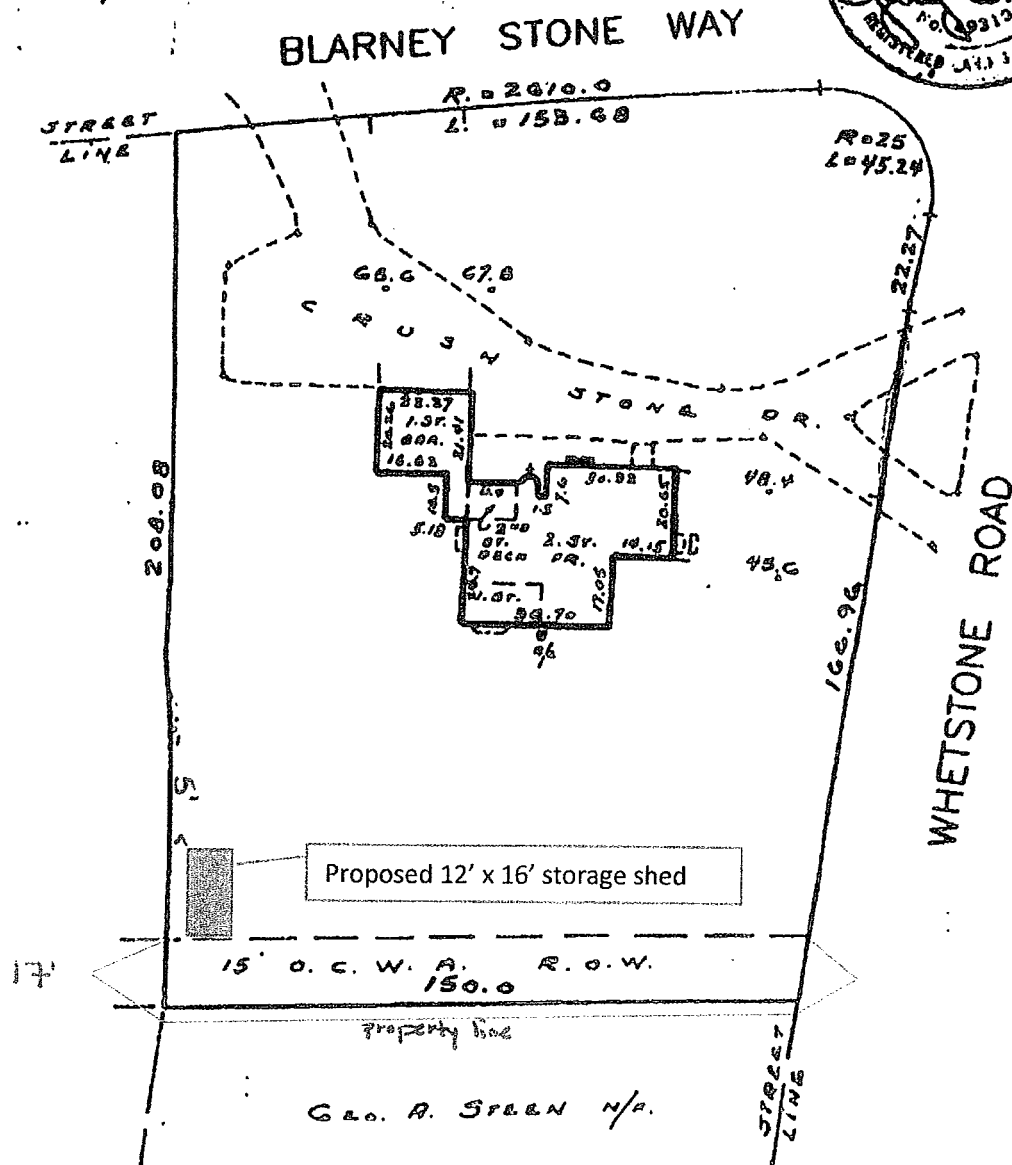
Signature of Code Enforcement Officer

UNAUTHORIZED ALTERATION OR ADDITION
TO THIS SURVEY MAP IS A VIOLATION OF
SECTION 7209 (2), OF THE NEW YORK STATE
EDUCATION LAW

MAP AND CERTIFICATIONS ARE NEITHER TRANS-
FERABLE TO UNLISTED ENTITIES NOR EXTENDABLE
FOR SUBSEQUENT PURPOSES OR TRANSACTIONS
EXCEPT BY SURVEY UPDATE

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ALL RIGHTS RESERVED

THE UNDERSIGNED CERTIFIES THAT THIS
MAP WAS MADE FROM AN ACTUAL
SURVEY DATED HERE BELOW. VOID
WITHOUT RED INK SIGNATURE OR
EMBOSSED SEAL OF SIGNER.



ONLY THE ORIGINAL SURVEYING ENTITY CAN UPDATE
THIS MAP AND THE SIGNER HAS THE REFERENCE

8022 Blarney Stone Way

Poitras, Thomas

From: Bren D <DA965@hotmail.com>
Sent: Wednesday, July 13, 2022 8:56 AM
To: Poitras, Thomas
Subject: Shed proposed for 8022 Blarney Stone Way
Attachments: Shed Example.jpg

Good morning Tom,

Please see the attached photo of a shed similar to the one that our Amish builder will be making for us. The details are as follows:

- clapboard wood siding to be painted dark gray (future color of the house and garage)
- gray metal roof
- gable roofline
- double barn door (6' wide) facing Blarney Stone
- 1 window on each of the other 3 sides of the shed
- NOT built on a concrete foundation so it can be moved if needed
- (no transom window)
- NOT visible from the road -- neither BSW or Whetstone

Please let me know if you need anything else from me in order to proceed.

Thanks,

Bren Daiss
315-725-9802



8022 Blarney Stone



8022 Blarney Stone

