ZB# 69-5

George Whalen

(no SBL given)

69-5 George Whalen
(Variance)
4-7-69
4:15 P.M.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the Town of New Windsor, New York, will hold a public hearing pursuant to Section 48-33A of the Zoning Ordinance on the following proposition:

APPEAL NO. 16 — Request of George A Whalen for a variance of the regulations of the zoning ordinance, to permit addition to existing residence with less side yard than is required, being a variance of Article IV, Section 48-14, for property owned by him situated as follows on southwest corner of Forge Hill Rd. and Canterbury Lane.

SAID HEARING will take place on the 7th of April, 1969 at the New Windsor School, beginning at 8:30 o'clock P.M.

LOUISE A. BUDNEY, Chairman

Mar. 28

State of New York
County of Orange, ss:

Hugh V. Nocton, **being duly sworn deposes and says that he is** Principal Clerk **of Newburgh-Beacon News Co., Inc., Publisher of The Evening News. a daily newspaper published and of general circulation in the Counties of Orange and Dutchess, and that the notice of which the annexed is a true copy was published** ....

One Time

.....

in said newspaper, commencing on the 28th **day of** March **A.D., 19**69 **, and ending on the** 28th **day of** March **A.D., 19**69

Subscribed and sworn to before me this 28th **day of** March **19**69

Hugh V. Nocton

.....

Notary Public of the State of New York, County of Orange.
MY COMMISSION EXPIRES MARCH 30, 1971

Adopted 12/20/65

APPLICATION FOR VARIANCE
APPLICATION NO. 69-5
DATE: March 19 19 69

TO THE ZONING BOARD OF APPEALS OF THE TOWN OF NEW WINDSOR, NEW YORK

I (we) George A. & Estelle M. Whalen of R.D. 4, Forge Hill Road
(Street & number)

Newburgh New York 12550 HEREBY MAKE
(State)

APPLICATION FOR A VARIANCE:

A. LOCATION OF THE PROPERTY RD 4, Forge Hill Road, RB
(Street & Number) (Use district on Zoning Map)

B. PROVISION OF THE ZONING ORDINANCE APPLICABLE: (Indicate the article, section, sub-section and paragraph of the Zoning Ordinance applicable, by number. Do not quote the ordinance:

Article IV Section 48-14

C. NOTE: NECESSARY FINDINGS: Before any Variance is granted, the Zoning Board of Appeals must find all of the following conditions to be present:

1. Conditions and circumstances are unique to the applicant's land, structure or building and do not apply to the neighboring lands, structures or buildings in the same zone because: Deed restrictions prohibit building in front, drainage and septic system in rear wouldn't be adequate, being situated on a corner lot addition wouldn't interfere with privacy of neighbor or be too congested.

2. Strict application of the provisions of this ordinance would deprive the applicant of a reasonable use of the land, structure or building in a manner equivalent to the use permitted to be made by other owners of their neighboring lands, structures or buildings in the same zone because:

Other homes in the area do not comply with existing provisions of ordinance.

3. The unique conditions and circumstances are not the result of actions of the applicant taken subsequent to the adoption of the Ordinance because:

Due to the growth of our family (10 children) the need for an addition was not anticipated prior to the adoption of the ordinance.

4. Relief, if approved will not cause substantial detriment to the public good or impair the purposes and intent of this Ordinance because:

The addition will not infringe on the rights of neighbors privacy or cause any inconvenience to the general public.

5. Relief, if approved, will not constitute a grant of special privilege inconsistent with the limitations upon other properties in the zone because:

This addition, although contrary to the ordinance, will conform with other dwellings in the immediate area.

D. Describe in detail how the property is to be used and submit plans or sketches in duplicate.

The property will be used as a one family residence with additional bedrooms and an adequate dining area.

E. Application to be accompanied by a check, payable to the Town of New Windsor in the amount of $10.00 . Application to be returned to: Secretary of the Zoning Board of Appeals.

F. NOTICE OF HEARING: Applicant agrees to send notice of any public hearing via registered mail to all abutting land owners as required by Section 9.4.1 of the Ordinance.

G. If the property in question is located within a radius of 500 ft. of an adjoining municipality, the Board should be notified.

Dated: March 20, 1969

George A. Whalen
Signature of Applicant

STATE OF NEW YORK)
COUNTY OF ORANGE) SS

Sworn to this 20 day of March 1969

Allan B Cashmore
(Notary Public)

26 Memorial Pl
Address
Newburgh N.Y.
561-7671
Telephone No.

DO NOT WRITE IN THIS SPACE

Application No. 69-5
Date of Hearing Apr. 7, 1969
Date of Decision Apr. May 5, 1969

Date Received Mar. 19, 1969
Notice Published Mar. 28, 1969

DECISION: Variance approved.

APPLICATION is hereby made for the following:

Agenda _____ Service _____

1. Name George A. Whalen

   Address RD 4, Forge Hill Road

   Telephone Number 534-2720

   Are you the owner of the property? Yes

2. Briefly describe intention (or attach) and location of property: Build 12'x 33' addition on corner side of house 3' from property line. Located on Southwest corner ForgeHill Road & Canterbury Lane

3. PLANNING BOARD

   _____ Site Plan Preliminary Meeting

   _____ Subdivision Preliminary Meeting

   _____ Informational Meeting REFER TO Z.B.A.

   AGENDA DATE _____

4. ZONING BOARD OF APPEALS

   _____ Interpretation of Ordinance or Map

   _____ Variance (Notify P/B - Plans if necessary)

   _____ Informational Meeting

   AGENDA DATE _____

5. BUILDING PERMIT

   _____ Planning Board action needed

   _____ Z.B.A. action needed

   _____ Site Plan needed

   _____ Subdivision approval needed

   _____ Water, Sewer and Highway action needed

   ACTION TAKEN:

I do hereby affirm that all fees, permits and charges applicable under the laws and ordinances of the State of New York and the Town of New Windsor will be paid and that any expenses for advertising of Public Hearing or meetings

1. Name George A. Whalen

Address RD 4, Forge Hill Road

Telephone Number 534-2720

Are you the owner of the property? Yes

2. Briefly describe intention (or attach) and location of property: Build 12'x 33' addition on corner side of house 3' from property line. Located on Southwest corner ForgeHill Road & Canterbury Lane

3. PLANNING BOARD

✓ Site Plan Preliminary Meeting

_____ Subdivision Preliminary Meeting

_____ Informational Meeting REFER TO Z.B.A.

AGENDA DATE _____

4. ZONING BOARD OF APPEALS

✓ Interpretation of Ordinance or Map

_____ Variance (Notify P/B - Plans if necessary)

_____ Informational Meeting

AGENDA DATE _____

5. BUILDING PERMIT

_____ Planning Board action needed

_____ Z.B.A. action needed

_____ Site Plan needed

_____ Subdivision approval needed

_____ Water, Sewer and Highway action needed

ACTION TAKEN:

I do hereby affirm that all fees, permits and charges applicable under the laws and ordinances of the State of New York and the Town of New Windsor will be paid and that any expenses for advertising of Public Hearing or meetings will be paid. Also any legal or engineering fees for review of this project.

George A. Whalen

file N.W. ZBA

ORANGE COUNTY PLANNING BOARD

COUNTY BUILDING, GOSHEN, NEW YORK

PETER GARRISON
PLANNING DIRECTOR

EDWIN J. GARLING
ASSISTANT PLANNING DIRECTOR

ROYAL BRUCE HARDE
ASSISTANT PLANNER

(914) 294-5151

April 18, 1969

Mr. Bernard J. Sommers, Attorney
Town of New Windsor Zoning Board of Appeals
280 Broadway
Newburgh, New York 12550

Re: Area variance application
George A. Whalen

Dear Mr. Sommers:

We hereby acknowledge receipt of a notice of public hearing, map and application of Mr. George A. Whalen for a side yard variance for his property at the intersection of Forge Hill Road and Canterbury Lane in the Town of New Windsor.

Our Board reviewed the application according to Sections 239 l and m, Article 12B of the General Municipal Law. A motion was made by Mr. Dietz, seconded by Mr. MacVean and duly approved that our Board has no objection to this application since traffic on Forge Hill Road would not be adversely affected and that this is essentially a local matter.

Very truly yours,

Stephen W. Hayes

Stephen W. Hayes, Chairman
Orange County Planning Board,
Review Committee

SWH:f

c.c. Mrs. Louise A. Budney
Mr. George A. Whalen

KENNETH A. MacVEAN, CHAIRMAN - STEPHEN W. HAYES, VICE CHAIRMAN - CLIFTON G. BROWN, SECRETARY - EDWIN J. DIETZ
ALBERT DURLAND - JAMES M. PATT - RAYMOND S. PRESTON - RALPH S. RUNNALS
ALFRED H. PETERSON, SUPERINTENDENT OF HIGHWAYS

George A. Whalen

Public Hearing 4/7/69

Names	Addresses	
Mr. & Mrs Frank Wagner	Forge Hill Rd	New Woodstock
John O. Staples	Forge Hill Rd.	

TOWN OF NEW WINDSOR

ORANGE COUNTY, N. Y.

OFFICE OF ZONING - BUILDING INSPECTOR

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

File No. ....

Date MAR 13, 1969

To GEORGE A. WHALEN
R.D. #4 FORGE HILL RD
NEW WINDSOR N.Y.

PLEASE TAKE NOTICE that your application dated MAR 13, 1969

for permit to .. ADD A ROOM TO RESIDENCE

at the premises located at .. RD #4 FORGE HILL RD COR CANTERBURY LANE

is returned herewith and disapproved on the following grounds:

IMPROPER SIDEYARD REQUIREMENTS
TOO CLOSE TO LINE

Lawrence Jones
Building Inspector

March 27, 1969

Dear Mr. Weyant,

Enclosed please find the list of neighbors I've sent registered letters to regarding my variance appeal. Would you please check it over and drop it in the mail for me so I'll have the list in time for the April 7th meeting.

If you find any additions or corrections you could call me at home — 534-2720.

Thank you very much for your help and consideration and understanding.

George A. Whalen

E List is O.K.
E. E. Weyant, Chairman
Board of Assessors
Town of New Windsor
4/1/69

33 Property Owners

List is OK 3/24/69
E. E. Weygant, Chairman
BOARD OF ASSESSOR
TOWN OF NEW WINDSOR

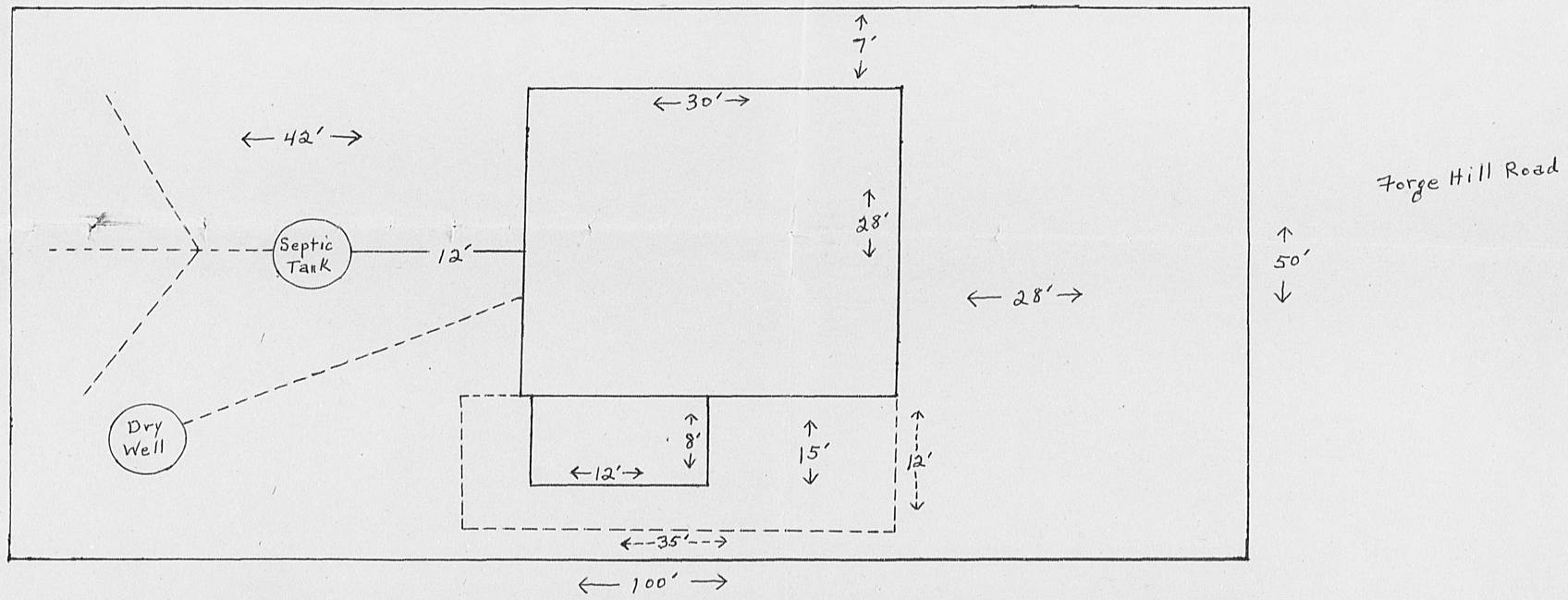
All addresses R. D. 4, Newburgh, N. Y. 4/1/69

Mr. & Mrs. Brian Lewis, 36 Canterbury Lane
" " Richard P. Waye, Canterbury Lane (2 lots)
" " Eugene Andrews, 30 Canterbury Lane
Mr. William Andruska, Canterbury Lane
Mr & Mrs. Philip J. Angelo, 12 Canterbury Lane
" " Thomas J. Mullen, Canterbury Lane
" " Victor A. Calchi, 33 Canterbury Lane
" " Theodore Valleau, Canterbury Lane
" " Walter J. Casey, 27 Canterbury Lane
" " William O. Kane, 25 Canterbury Lane
" " Richard T. Andrews, 21 Canterbury Lane
" " Richard Thorpe, Canterbury Lane
" " Stanley J. Clark, 11 Canterbury Lane
" " William Craver, 9 Canterbury Lane
" " Alfred F. Williams, 7 Canterbury Lane
" " Michael Belinsky, 5 Canterbury Lane
Mr. Edward Heitz, 3 Canterbury Lane
Mr. & Mrs. Fred Wygant, Forge Hill Road (2 lots)
Mrs. Ernest Melkush, Forge Hill Road
Mr. & Mrs. Fred Wygant, Jr., Forge Hill Road (2 lots)
" " George F. Weygant, Forge Hill Road
Mr. Robert W. Masten, Forge Hill Road
Mr. & Mrs Joseph O'Rourke, Forge Hill Road
Mrs. Edward Herbison, Forge Hill Road
Mr. & Mrs. Joseph O'Brien, Forge Hill Road (over)

Mr. & Mrs. Frank J. Wagner (2 lots) Forge Hill Road
" " Mario Di Giacomo, Forge Hill Road
Mr. & Mrs. John V. Staples, Forge Hill Road
" Mr. John H. Staples (4 lots) Forge Hill Road
" " Joseph F. Bradley, Forge Hill Road
" " Richard Gould, Forge Hill Road
" " Earl W. Sykes, Shore Road (several lots)

Pleasant Valley Homes, 1 Landing Road, Landing, N. J.
c/o Russ Conn, Manager

Appeal 16
George A. Whalen
R.D. 4, Forge Hill Rd.
Newburgh, N.Y.
April 7, 1969



Forge Hill Road

Canterbury Lane

George A. Whalen
R.D. 4, Forge Hill Road
Newburgh, New York 12550

Scale: 1/8" = 1 Foot