

ZB# 73-23

Peter & Betsy Foundas

23-1-13

73-23 Jundas,
Peter + Betsy

Public Hearing
Aug. 29, 1973-8:15

~~Form~~ fees \$10.00 pd.

~~study~~
Notify OCPD

Fee sent to G.T.
9/18/73-

PATRICIA A. DELJO
7 Franklin Ave., M.D. 23
New Windsor, N. Y. 12551

file

Received

9/10/73

1:45 PM
J.D.

Refer to 1

✓

PUBLIC NOTICE OF HEARING BEFORE THE ZONING BOARD OF APPEALS
 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 42-33-A of the Zoning Ordinance on the following proposition:
 Appeal No. 23
 Request of PETER and BETSY FOUNDA for a Variance of the regulations of the Zoning Ordinance to permit a variance for rear yard being in accordance with Article IV, Section 48.14A for property owned by him situated as follows: Corner of Six Joseph's Place and Union Avenue, New Windsor, N.Y.
 SAID HEARING will take place on the 20th day of August, 1973 at the New Windsor Town Hall, 555 Union Avenue, New Windsor, N.Y. beginning at 8:35 o'clock p.m.
 FRED WYGANT, Chairman
 Patricia G. Galt, Secretary

**State of New York
 County of Orange, ss:**

Olga Trachewsky, being duly sworn deposes and says that she 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 4th day of August A.D., 19 73, and ending on the 4th day of August A.D., 19 73

Subscribed and sworn to before me this
6th day of August 1973

Olga Trachewsky
Patricia G. Galt

Notary Public of the State of New York, County of Orange.
 MY COMMISSION EXPIRES MARCH 30, 1975

APPLICATION FOR VARIANCE

Application No. 73-23

Date: July 20, 1973

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

I (We) Peter and Elizabeth Foundas of 94 Larter Avenue
(Street & Number)

Newburgh New York HEREBY MAKE
(State)

APPLICATION FOR A VARIANCE:

A. Location of the Property Corner of Union Ave and St Joseph Place
(Street & Number) (Zone)

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 Do not quote the ordinance.) _____

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: of the shape of the lot it is difficult to construct the house and still be within the required area. Backyard is needed
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: To go along with zoning ordinance to the letter would be depriving us to use this lot for residential use.
3. The unique conditions and circumstances are not the result of actions taken of the applicant subsequent to the adoption of the Ordinance because: _____

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

built will be of the same character found in
this neighborhood.

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

homes in this area were erected before zoning and
did not have to conform with present zoning ordinances

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

Residential home to be constructed on lot.
See attached maps.

E. Application to be accompanied by two checks, one payable to the Town of New Windsor in the amount decided by the Board and the second check payable to the Secretary for taking the public hearing minutes. Applications to be returned to: Secretary of ZBA.

F. NOTICE OF HEARING: Applicant agrees to send notice of any public hearing via registered or certified mail to all abutting land owners as required by Sec. 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. Also, have your attorney check Sec. 239 I&M of the Gen. Municipal Law to see if it applies. If so, notify the Orange County Planning Board by sending them an application.

Dated: July 23, 1973

Peter Foundas
Signature of Applicant

STATE OF NEW YORK)
COUNTY OF ORANGE) SS.:

Sworn to on this 23rd day of July, 1973.

_____ Address

Patricia Delio
(Notary Public)

_____ Telephone Number

PATRICIA DELIO
Notary Public, State of New York
Appointed in Orange County
My Commission Expires Mar. 30, 1974
(DO NOT WRITE IN THIS SPACE)

Application No. _____
Date of Hearing _____
Date of Decision _____

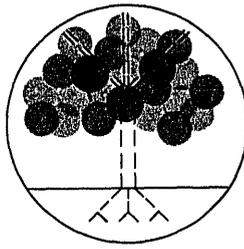
Date Received _____
Notice Published _____

DECISION:

Granted 8/20/73.

Department of Planning

Peter Garrison, AIP, Commissioner
Edwin J. Garling, AIP, Deputy Commissioner



The County Building
Goshen, New York 10924
(914) 294-5151

County of Orange

Louis V. Mills, County Executive

August 17, 1973

Mr. Fred Wygant, Jr., Chairman
Zoning Board of Appeals
Town of New Windsor
c/o Mrs. Patricia Delio, Secretary
7 Franklin Avenue
New Windsor, New York 12550

RE: Area Variance - FOUNDAS
Union Avenue & St. Joseph Place
Our File No. NWT 73-26-M

Dear Mr. Wygant:

We are in receipt of the above application pending before your Board. In accordance with the provisions of Section 239 l and m of the General Municipal Law, we have made our review and find no objection to the granting of the variance.

Very truly yours,

Peter Garrison
Peter Garrison
Commissioner of Planning

Reviewed by:
Joel Shaw
Senior Planner

JS/bd



1763

OFFICE OF THE ASSESSOR

TOWN OF NEW WINDSOR

Chairman
Ellsworth E. Weyant
555 Union Avenue
New Windsor, New York 12550
July 24, 1973 (914) 565-8808

Peter & Elizabeth M. Foundas
St. Joseph's Place
New Windsor, New York 12550

Dear Mr. & Mrs. Foundas:

According to my records, the attached list of property owners are within the five hundred (500) feet of the property in question.

The charge for this service is \$15.00. Please remit same to the Town Clerk, Town of New Windsor.

Respectfully yours,

Ellsworth E. Weyant

ELLSWORTH E. WEYANT
Sole Assessor
Town of New Windsor

EEW/pk



OFFICE OF THE ASSESSOR

TOWN OF NEW WINDSOR

Chairman
Ellsworth E Weyant
555 Union Avenue
New Windsor, New York 12550
(914) 565-8808

1763 ↓ Dougan, James G. & Gloria J.
51 Union Avenue
New Windsor, New York 12550

↓ Jannotti, Pellegrino J.
MD#29 Little Britain Road
New Windsor, New York 12550

Ford, Catherine Q. ↓
C/O Littlefield
Ellison Drive
New Windsor, New York 12550

↓ Seymour, Thomas & Letita
39 Union Avenue
New Windsor, New York 12550

Fanning, Thomas Estate ↓
C/O Mrs. Michael Cannon
37 Union Avenue
New Windsor, New York 12550

↓ Gegenheimer, Catherine
3 St. Joseph Place
New Windsor, New York 12550

↓ O Mara, Elizabeth G. & James E.
8 St. Joseph's Place
New Windsor, New York 12550

↓ Tarolli, Albert & Kathy
10 St. Joseph's Place
New Windsor, New York 12550

↓ Spreer, Richard F. & Mary
12 St. Joseph's Place
New Windsor, New York 12550

↓ Brown, Hazel O.
14 St. Joseph's Place
New Windsor, New York 12550

↓ Hall, Raymond, Anna E. & George
16 St. Joseph's Place
New Windsor, New York 12550

↓ Maloney, Thomas J. & Alice
18 St. Joseph Place
New Windsor, New York 12550

↓ O'Leary, Elizabeth
20 St. Joseph Place
New Windsor, New York 12550

↓ Hoffman, Julius E. & Martha
22 St. Joseph Place
New Windsor, New York 12550

↓ Roux, Walter T. & Gloria A.
28 Ellison Drive
New Windsor, New York 12550

↓ St. John, Lloyd N. & Marilyn W.
30 Ellison Drive
New Windsor, New York 12550

↓ Meenagh, John A. & Mary A.
99 Carter Street
Newburgh, New York 12550

✓ St. Joseph Church
St. Joseph Place
New Windsor, New York 12550

↓ McGorman, Eileen
10 St. Joseph Place
New Windsor, New York 12550

↓ Kissel, Joseph K. & Kathleen
9 St. Joseph Place
New Windsor, New York 12550

Nugent, James E. Jr. & Kathleen
11 St. Joseph Place
New Windsor, New York 12550 ✓

↓ Librizzi, James A. & Dorothy V.
15 St. Joseph Place
New Windsor, New York 12550



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OFFICE OF THE ASSESSOR

TOWN OF NEW WINDSOR

Chairman
Ellsworth E. Weyant
555 Union Avenue
New Windsor, New York 12550
(914) 565-8808

↓ Bambino, Carmine J. & Lucia
17 St. Joseph Place
New Windsor, New York 12550

↓ Weyant, Ellsworth E. & Georgina M.
23 Clintonwood Drive
New Windsor, New York 12550

↓ Russo, Samuel & Estelle
Rt. 9W MD#26
New Windsor, New York 12550

↓ Kellyhouse, Walter
37 Bank Street
Walden, New York 12586

↓ Moran, John T. & Elizabeth A.
14 St. Joseph Place
New Windsor, New York 12550

↓ DeGregoria, Joseph S. & Grace
10 Fernandez Drive
New Windsor, New York 12550

↓ Seymour, Dolores & Mary Anna
8 Fernandez Drive
New Windsor, New York 12550

↓ Andruszhewicz, Josef & Margot
6 Fernandez Drive
New Windsor, New York 12550

↓ Bouton, Bruce T. & Marion J.
4 Fernandez Drive
New Windsor, New York 12550

↓ Fernandez, Joseph
2 Fernandez Drive
New Windsor, New York 12550

↓ Olympia, Peter M.
16 Russell Road
New Windsor, New York 12550

↓ Smith, Carrie
44 Union Avenue
New Windsor, New York 12550

↓ Tuttle Gordon V. & Lulu A.
48 Union Avenue
New Windsor, New York 12550

↓ Gilberti, Benjamin & Rose T.
Latintown Road
Marlboro, New York

↓ Harris, Benjamin
200 Route 9W
New Windsor, New York 12550

Respectfully Submitted,

Ellsworth E. Weyant

ELLSWORTH E. WEYANT
Sole Assessor
Town of New Windsor

Public Hearing - 8:15 pm. - Foundas

Spectators:

Name:

Address:

Elizabeth O'Mara 8 St Joseph Place
James E O'Mara 8 St. Joseph's Place
Clement E. Weyant 25 Leonard Wood Dr.