

CASE NO. 1475

DATE OF HEARING 7/18/2024

Town of Aurora Zoning Board of Appeals 575 Oakwood Avenue, East Aurora, New York 14052

Zoning Board of Appeals Application Form

		 			
I. TYPE OF REQUEST					
X AREA VARIANCE	SPECIAL USE PERMIT	USE VARIANC	EINTE	ERPRETATION	
II. APPLICANT/PETITION	IER				
Applicant's Name	DACY CREWSON.	f Lee Crewson			_
Address 5 MARY JAN	es (n				
City EAST ALRONA		State <u>ሥ</u>	ZIP_	14052	
City <u>EAST AURORA</u> Phone (716)		Email <u>_</u>		(L. Com	
Interest in the	rchaser/develo	 oper)			
		, ,			
III. PROPERTY OWNER I	NFORMATION (If diff	erent from applicant inf	ormation.)		
			,		
Property Owner(s) Name(s)_	SAME AS ABOU	iE			
Address					
City		State		7IP	
City Phone	Fav	Email	<i>-</i>	ÆII	· · · · · · · · · · · · · · · · · · ·
riione	_ 1 4		· · · · · · · · · · · · · · · · · · ·	······································	
III. PROPERTY INFORMA	TION				
III. PROPERTY INFORMA	IIION				
Property Address 5 M SBL# 164.16~4-33.2 Property size in acres	any fames in		· · · · · · · · · · · · · · · · · · ·	·	
SBL# 164.16~ 4-33.7	1 70		0	110 0 1	
Property size in acres		Property Frontage	e in feet <u>・ル</u>	10.96	
Zoning District 📗 🔼		Surrounding Zoni	ng <u>R</u> I		
Current Use of Property _	RES.				
IV. REQUEST DETAIL					
		_	3	. 3	- 1-111
(check all that apply) X Variance from Ordinance	ce Section(s)# 19-	31 A(1): 99-31	A(5): 99:	-31 A(6); (11	,-8.16(1)1
Special Use Permit fo)	 		116-18A
Use Variance for:					
Interpretation of					

	is application must be si erty, a separate owner a			
	/		•	,
Cionati uso of Applicant	/Dofitioner			
Signature of Applicant				
Print name of Applicar				
State of New York; County	of Erie			
above individual appeared basis of satisfactory evider name is subscribed to the acknowledged to me that I for the purposes thereing Notary Public (Notary stamp) Notary	ne/she/they executed the sar	the se me		
Office Use Only:	Date received: Lob 24	\$100 CK	2863 Receipt#:_11	4511 OFF
Application reviewed by	/:	and the same of th		
ECDP ZR-1 form sent t	o EC:	Heari	ng publication date:	
PREVIOUS APPEAL(S	s):	•		
A previous appeal to th	e Zoning Board of Appeal	ls()has()ha	as not been made with	respect to this property.
Previous appeals:				
Date:	Type of Appeal:		Granted	Denied

Date: _____ Type of Appeal: _____

Granted ____ Denied ____

PETITIONER'S LETTER OF INTENT

Please describe in detail the proposed project, reason the variance and/or special use permit is being

TC -C	シレミラブ	A	Penmi	<u>r</u> .	po	BULD	<u>A</u>	NEW	GARAGE IN	OUR	SIDE	YARD ,	W 1774	ВАПИПООП
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									IS BEING RI					
									gulations and r demonstrated				ng Code	of the
	Leann	of rea	oliza a r	easor	nahle	return	òn r	nv prope	erty for each a	nd eve	y perm	itted us	e allowe	d in the
1)	curren evider	it zon ice to	ing clas	sifica rt you	ition ir arg	as dem jument)	onst	rated by	the accompa	nying fi				
	current evider Finance Descrito other	it zon ice to ial Ev ibe w er pro	ing clas suppo idence F hy your pperties	sifica rt you Provide alleg	ation ir arg ed jed h e zor	as dem jument) Yes ardship ning dis	onst _ N rela	rated by o ating to the contract of the c	the accompa _ (financial evid he subject pro borhood:	nying fi dence is perty is M 40	required unique	d per NY and do: معن حق	'S Town I es not a	.aw) pply ->>> 6,4
2) 	current evider Finance Descrito other	it zon ice to ial Ev ibe w er pro	ing clas suppo idence F hy your pperties	sifica rt you Provide alleg	ation ir arg ed jed h e zor	as dem jument) Yes ardship ning dis	onst _ N rela	rated by o ating to the contract of the c	the accompa _ (financial evid	nying fi dence is perty is M 40	required unique	d per NY and do: معن حق	'S Town I es not a	.aw) pply ->>> 6,4
2) <u>A</u> <u>HERT</u> 3)	Current evider Finance Descrito other FLAC THE	it zon nce to lal Ev libe w er pro Cor Town	ing class supposition suppositions from the supposition of the supposi	esificant you Provide alleging the second of	ed yed he zor	as dem jument) Yes ardship hing dis 	onst	oating to the or neigh	the accompa _ (financial evid he subject pro borhood:	nying fidence is perty is Market House Hou	required unique	d per NY and do as co Nocam Stoe	S Town I a sees not a see not	aw) pply serso on means

Town of Aurora 575 Oakwood Avenue East Aurora, NY 14052 www.townofaurora.com

Zoning Board of Appeals Application Owner Authorization

The undersigned, who is the owner of the premises know as:
5 mort Javes LN , identified as Tax Map (SBL)#
hereby authorizes to bring an application for () area variance
() special use permit () use variance () interpretation before the Town of Aurora Zoning Board of
Appeals for review and potential approval. The undersigned further permits the Town or its authorized
representative(s) access to the property to review existing site conditions during the review process.
Lee (nerson 5/13/24
Owner (print) S/3/24 Date
Owner (signature)
STATE OF NEW YORK)
COUNTY OF ERIE)
On this, day of, 20, before me, the undersigned, a notary public in and for said state,
On this 13 7 day of 14 , 2094, before me, the undersigned, a notary public in and for said state, personally appeared 150 (RP) on the basis of
satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their
signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted,
executed the instrument.
David P. Okulewicz
Notary Public, State of New York No. 010K6301017
Qualified in Erie County
Commission Expires April 14, 2026

SUPERVISOR Charles D. Snyder (716) 652-7590 csnyder@townofaurora.com



TOWN CLERK Martha L. Librock (716) 652-3280 townclerk@townofaurora.com

TOWN OF AURORA

Aurora Municipal Center

575 Oakwood Avenue, East Aurora, NY 14052 www.townofaurora.com

TOWN COUNCIL MEMBERS

Lee & Tracy Crewson 5 Mary Janes Ln

Luke Wochensky lwochensky@townofaurora.com East Aurora, NY 14052

James F. Granville jgranville@townofaurora.com

June 5, 2024

Joseph M. McCann

Lee & Tracy:

imccann@townofaurora.com

The Building Department has reviewed your request to construct a polebarn at your residence at 5 Mary Jane's Ln. The request has been denied because it fails to meet the code requirements for both development on an ODA lot and accessory buildings in the Residence 1 (R1) district in which

it is located.

Raymond M. Wrazen rwrazen@townofaurora.com

SUPT. OF HIGHWAYS

Section 99-31A(1)

David M. Gunner (716) 652-4050 Required: The minimum lot size will be three acres exclusive of the "flagpole" portion of the

property.

highway@townofaurora.com

Requested: Existing ODA lot of 1Ac

Variance: 2 Ac

CODE ENFORCEMENT

OFFICER.

Section 99-31A(5)

Elizabeth Cassidy (716) 652-7591

Required: The minimum front yard setback is 200' from the boundary line parallel to the street right-of-way [Note: North St is the ROW of reference as Mary Jane's Ln is a private ROW]

building@townofaurora.com

Requested: Accessory building with a front yard setback of 10' Variance: 190'

ASSESSOR

Stephen R. Pigeon

Section 99-31A(6)

assessor@townofaurora.com

Required: The minimum side yard setback is 50'

(716) 652-0011

Requested: Accessory building with a side yard setback of 5'

DIR. OF RECREATION Christopher Musshafen

Variance: 45'

(716) 652-8866 chris@townofaurora.com

Section 116-8.1E(4) & 116-18A

Required: No accessory building/structure shall be erected in the front yard.

TOWN ATTORNEY Brigid M. Maloney Requested: Accessory building in the front yard Variance: Accessory building in the front yard

TOWN JUSTICE Jeffrey P. Markello Anthony DiFilippo IV

This letter serves as notice that we have received the application and fee for the Zoning Board of Appeals. You will receive notification from the Town Clerk with the date and time of the next available hearing. If you have any questions, please contact our office at 652-7591.

HISTORIAN Robert L. Goller (716) 652-7944 historian@townofaurora.com

FAX: (716) 652-3507

Elizabeth Cassidy Code Enforcement Officer

This institution is an equal

opportunity provider and employer.

SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Submit this form with <u>full statement of proposed action</u> (as described in GML 239-m(c)) at <u>www.Brie.gov/IRonline</u>, OR mail a hard copy (retain a copy for your files) to: Erie County Division of Planning, 95 Franklin Street, Room 1053, Buffalo, N.Y., 14202

do not wri te in	THIS SPACE
Case No.:	
/Delivery Date:	

14202				1	osunark/L	enve.	ry Date:
The proposed action des	cribed	herein is referred in accord	dance v	with the provisions o	f <u>NYS G</u> ei	ieral I	Municipal Law §2391 - nn
A Municipal Re	ferral	Map is available to help d	letermi	ne whether an appli	cable actio	n is s	ubject to referral.
		Description	n of P	roposed Action			
1. Name of Municipality:	То	wn of Aurora					
However, any county	If t reply re	des that the county shall have 30 he county fails to reply within su ceived after 30 days but 2 or mor ing body shall file a report of its	ich perio re days p	d, the referring body may prior to final action by the	take final act	tion. Iv shall	be subject to \$239-m(5)
2. Hearing Schedule:	D	ate 7/18/2024	Ti	me 7:00 p.m. և	ocation s	575 C	Dakwood Ave., E. Aurora
3. Action is before:		Legislative Body	V	Board of Appeals	. E] F	Planning Board
4. Action consists of:		New Ordinance		Rezone/Map Cha	ange [] (Ordinance Amendment
☐ Site Plan	V	Variance		Special Use Perm	nit [J (Other:
5. Location of Property:		Entire Municipality	V	Address: 5 Mary	y Jane L	.ane	
5a. S.B.L. of Property:	164	4.16-4-33.21					
6. Referral required as site is within 500' of:		State or County Property/Institution	V	Municipal Bounda			peration located in an tural District
☐ Expressway		County Road		State Highway	Р	roper	eed State or County Road, ty, Building/Institution, geway
7. Proposed change or us (specify the action, such as scope of variances or site p	s the	Proposed accessory to and side-yard setback residence not allowed	varia	nces per Town Co	flag lot red d e. Acce	quires ssory	s lot size; front yard setback building in front yard of
8. Other remarks:							
9. Submitted by: Marth	a Lik	rock, Town Clerk	Κ	Email: towncle	rk@tov	vnof	aurora.com
10. Return Address: 575	ō Oa	kwood Ave., E. A	Auror	a, NY 14052			
	Re	ply to Municipality by	v Erie	County Division	of Planı	ning	
Receipt of the above-des submits its review and re submitted with this referi	cribed	d proposed action is a	cknov	vledged on		The	e Division herewith d on the information
1. The proposed a	ction	is not subject to revie	w und	der the law.			
2. Comment on pr	opos	ed action is attached h	nereto				
3. The proposed a	ction	is subject to review; F	Recon	nmendation on Pr	roposed A	Actio	n is attached hereto.
4. No Recommend	lation	; proposed action has	been	reviewed and de	termined	to b	e of local concern.
By the Division of Planni	ng:					ם	eate:
,	J						

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

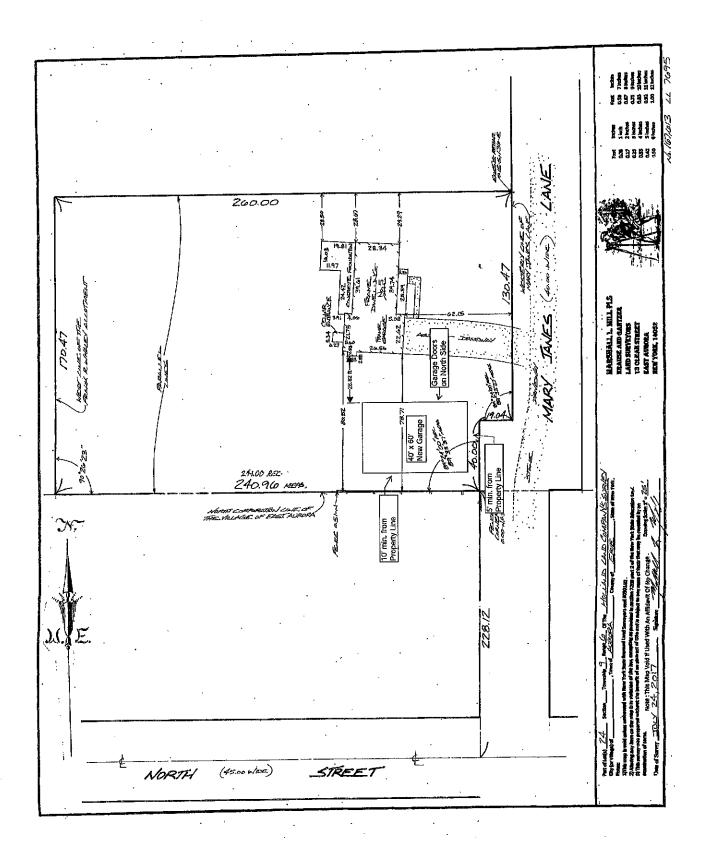
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information		
Name of Action or Project:		
NEW GARAGE		
Project Location (describe, and attach a location map):		
5 MARY JANES LN, EAST AURORD, NY 1409	72	
Brief Description of Proposed Action:		
Construction of Accessory building	g in the tron	at
Name of Applicant or Sponsor:	Telephone:	
Lee Crewson & Traybewson	E-Mail:	
Address:	:	
SAME.		
City/PO:	State:	Zip Code:
1. Does the proposed action only involve the legislative adoption of a plan, local	al law, ordinance,	NO YES
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the	mironmental resources th	
may be affected in the municipality and proceed to Part 2. If no, continue to ques	stion 2.	
2. Does the proposed action require a permit, approval or funding from any oth		NO YES
If Vos. list agency(s) name and permit or approval:		
3. a. Total acreage of the site of the proposed action?	acres	
b. Total acreage to be physically disturbed?	<u>0.05</u> acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:		
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial 🔀 Commerce	ial 💢 Residential (subu	rban)
Forest Agriculture Aquatic Other(Sp.	ecify):	
Parkland	- *	

5. Is the proposed action, NO	YES	N/A
a. A permitted use under the zoning regulations?	×	
b. Consistent with the adopted comprehensive plan?		\overline{X}
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES
If Yes, identify:	X	
	7	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES
b. Are public transportation services available at or near the site of the proposed action?	X	H
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	\boxtimes	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES
If the proposed action will exceed requirements, describe design features and technologies:		
IT WILL MEET CODE RECR'S.		
10. Will the proposed action connect to an existing public/private water supply?	NO	YES
If No, describe method for providing potable water:		×
11. Will the proposed action connect to existing wastewater utilities?	NO	YES
If No, describe method for providing wastewater treatment:		
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	NO	YES
which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	\boxtimes	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO X	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:		
	F(C_10' / C_10')	حصينات

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		ļ
Wetland Urban 🖸 Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	\boxtimes	
16. Is the project site located in the 100-year flood plan?	NO	YES
	\boxtimes	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,		
a. Will storm water discharges flow to adjacent properties?	X	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	\boxtimes	
11 Yes, bheny describe:		
	in the second	
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		
11 105, explain the purpose and size of the impoundment.		
	1	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:		
·	<u> </u>	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE B	EST O	_l F
MY KNOWLEDGE		
Applicant/sponsor/name: 5 Cecy Creesson Date: 5115	718	-
Signature:		



Mean W= 13,5

Floor Plan: 40 x 60 x 10'	LEE GREWSON
<u> </u>	For: 5 MARY IRACE E. ALANGE A NY
8+8+	48 8 + 8 - 4
BATHROOM 8	
1 2 - 2.4° 63° W. Mbus	
\$ = 6.26 - PT columns	The man day 1 1 4 60'
8 -+ 3 1 Sec.11	
	Scale □=1'

Snow Hill Truss 11264 Snow Hill Rd Randolph, NY 14772

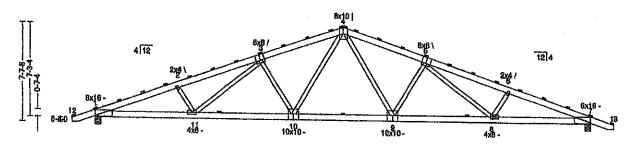
Truss:40' STOCK Job: SHT0328JA-40R Date: 04/03/24 09:49:19

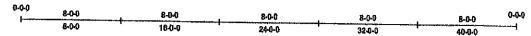
Page: 1of1

40-0-0

33-4-0

SPAN 40-0-0	PITCH 4/12	QTY 10	OHL. 1-10-8	OHR 1-10-8	CANTL 000	CANTR 000	PLYS I	SPACING 48 in	WGT/PLY 2461bs
	 			4	3-9-0				21010
		8-0	6-8-0	6-8-0	6-8-0	6-8-0		6-8-9 1-10	 N-R
	ti+	8-0 ´	13-4-8	20-0-0	26.9.0	22 4 0			 1





Ali plates shown to be Eagle 20 unless otherwise noted.

Loading (psf) TCLL: 30.7 TCDL: 5(rake) BCLL: 0 BCDL: 10	General Bidg Code: IBC 2015/ TFI 1-2014 Rep Mbr: No Lumber D.OL.: 125 %	CSI TC: 0.70 (4-5) BC: 0.64 (7-8) Web: 0.98 (5-9)	Deflection Vet TL: 0.94 in Vet LL: 0.51 in Horz TL: 0.27 in	L/ L/498 L/912	(loc) (8-9) (8-9) 7	Allowed L/120 L/180
---------------------------------------------------------------------	-------------------------------------------------------------------------	------------------------------------------------------------	-------------------------------------------------------------	----------------------	------------------------------	---------------------------

TICH	cuun								
JT :	Brg Combo	Brg Width	Rad Brg Width	Max React	Max Gray Uplift	Max MWFRS Uplift	Max C&C Unlift	Mex Uplift	Max Horiz
1	1	5.5 in	3.44 in	4,159 lbs	•			· · · · · · · · · · · · · · · · · · ·	
7	1	5.5 in	3.44 in	4.159 ths			-		28 lbs

Material

TC: SP2400/1.8 2 x 6 BC: SP2400/1,8 2x 6 Web: SPF#2 2 x 4

Bracing

TC: Purlins et 24 "OC, Purlin design by Others.

BC: Sheathed or Pudins at 10-0-0, Pudin design by Others,

zhea I

1) This truss has been designed for the effects of balanced (30.7 psf) and unbalanced sloped roof snow loads in accordance with ASCE7 - 10 with the following user defined input: 58 psf GSL, Tenain C, Exposure (Ce = 1.0), Thermal (Ct = 1.10), DOL = 1.15. Ventilated. Unobstructed slippery surface. If the roof configuration differs from hip/gable, Building Designer shall verify snow loads.

2) This truss has been designed for the effects of wind loads in accordance with ASC37 - 10 with the following use C, Enclosed, Gable/Hip, Risk Category I, h = 15 it, Not End Zone Truss, Both end webs considered. DOL = 1.60

defined input: 115 mph (Factored), Exposure

This truss has been designed for the effects of TC LL=20 psf.

Minimum storage attic loading has not been applied in accordance with IBC 1607.1
 In accordance with IBC 1607.1, minimum BCLL's do not apply.

6) This truss is designed as an agricultural truss which for the purposes of this program is defined as a structure that represents a low hazard to people and property. See BCSI-10 for installation and temporary bracing.

Men	nber	Forces	Table indicate	: Member ID,	max CSL	mez axial force, (n	ss. comer, fone if di	Execut Grow	rrest axiai fonce). Only	รถีกกระ การสะราช	ion 300he s	enehoum in this to	He
	1-2 2-3	0.650 0.672	-9,799 ibs -9,433 lbs	34 45	0,702 0,702	-7,290 lbs -7,290 lbs	56 67	0.671	-9,433 lbs -9,799 lbs				
	7-8 8-9	0.643 0.609	9,146 lbs 7,787 lbs	9-10 10-11	0.435 0.609	5,443 lbs 7,786 lbs	11-1	0.643	9,146 lbs		··		
<u>III</u> P	3-11 3-11	0.114	-729 lbs 1,359 lbs	3-I0 4- 1 0	0.980 0,636	-2,184 lbs 2,590 lbs	4-9 5-9	0.635 0.980	2,590 lbs -2,184 lbs	5-8 6-8	0.333 0.114	1,358 lbs -729 lbs	

- 1) Unless noted otherwise, do not cut or after any truss member or plate without prior approval from a Professional Engineer.
- 2) The fabrication tolerance for this roof truss is 10% (Cq = 0.90).
- 3) Building Designer shall verify self weight of the truss and other dead load materials do not exceed TCDL 5 psf.
- 4) Design assumes 2x_(vertical orientation) purlins are adequately attached to the side of TC & BC therefore sheathing is attached to the TC & BC resulting in a sheathed condition.
- 5) Brace bottom chord with approved sheathing or puttins per Bracing Summary.
 6) Lateral bracing shown is for illustration purposes only and may be placed on either edge of truss member.
 7) A creep factor of 1.50 has been applied for this truss analysis.
 8) Listed wind uplift reactions based on MWRS & C&C loading.

ALL PERSONS FABRICATING, HANDLING, ERECTING OR INSTALLING ANYTRUSS BASED UPON THIS TRUSS DESIGN DRAWING ARE INSTRUCTED TO REFER TO ALL OF THEINSTRUCTIONS, LIMITATIONS AND QUALIFICATIONS SETFORM IN THE FACE EMETAL PRODUCTS DESIGN NOTES ISSUED WITH THE DESIGN AND AVAILABLE FROM EAGLE UPON REQUEST, DESIGN VALID ONLY WHEN EAGLE METAL CONNECTORS ARE USED.

TrueBulld@Truss Software v5.6.437,1 Eagle Metal Products

