

APPLICATION to the ZONING BOARD OF APPEALS

Applicants please note:

*Applications are due by the first Thursday of the month.

*A public hearing will be scheduled for the month following receipt of the application, allowing time for the ZBA to receive the Madison County Planning Board report.

*General Municipal Law 239m requires that all applications received locally be submitted to the Madison County Planning Board for review and recommendation.

*The County has 30 days from their receipt of the application to respond to the local board.

*The ZBA will not make a decision until they receive the County review and recommendation.

APPLICATION PURPOSE

OFFICIAL USE ONLY

 Interpretation

Date received by Town Clerk

 XX Area Variance

Date sent to Board Members

 Use Variance

Date of Hearing

Date of Action

Action Taken

To the Zoning Board of Appeals:

Date October 15, 2021

I/We Eaton (Route 26) DG, LLC - Steven E. Camp, Manager; 205-965-9220
(name of applicant (s)) (phone number)

361 Summit Blvd. Suite 110 Birmingham, AL 35243
(mailing address)

hereby appeal the decision of the Codes Enforcement Officer on an application for a Building Permit or for a Certificate of Occupancy (copies included). The Codes Enforcement Officer did deny said permit/certificate to Steven E. Camp on 10/16/2021
(name of applicant) (date of action)

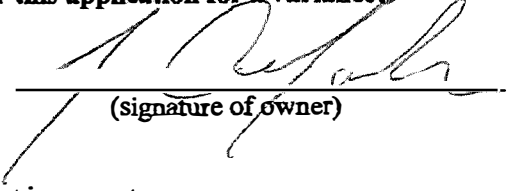

(signature of applicant)

IF YOUR APPEAL IS FOR A VARIANCE, COMPLETE THE FOLLOWING:

Owner of record of property (if different from applicant): Eatonian restoration Partnership

Address: 136 E. Genesee Street Suite 201, Syracuse, NY 13202

As owner of record, I hereby give my consent for this application for a variance:


(signature of owner)

If applicant is **NOT** the owner of record-state interest in property _____

Tax Map # No. 136.18-1-76 Location of property NYS Route 26, Eaton, NY 13334

NOTE FOR VARIANCE

State below the variance requested. Describe the desired use (for a use variance) or desired construction or site modification (for an area variance) in relation to the relevant provision(s) of the land Use Law from which relief is requested:

The one parcel for 1.594 acres will be used for a Dollar General Store. The other parcel will remain vacant.

For a Use Variance: demonstrate how failure to grant the requested variance would constitute denial of any reasonable use of the land. (use additional sheets if necessary)

For an Area Variance: describe the practical difficulty or economic injury the property user would face if the variance were not granted.

The remaining vacant lot across the street is not needed for Dollar General development, and they will not acquire land that will not be used.

IF YOUR APPEAL IS FOR AN INTERPRETATION, COMPLETE THE FOLLOWING:

Tax Map # _____ Location of property _____

Specific section (s) of Land Use Law involved _____

Specific language of section that you want interpreted _____

Your interpretation of the section of the Land Use Law _____

Approval is subject to revocation should the Board subsequently determine that any statement made by the applicant either as part of the application or at a public hearing held to consider the application was materially false and was not made in good faith. The Board further reserves the right to revoke approval or obtain appropriate injunctive relief in the even the applicant fails to abide by the submitted and approved site plan or by any conditions or restriction contained in their determination.

Preliminary site plan, with accurate dimensions. Must be done to a specified scale, on grid sheet provided on the reverse side. Plan must show:

Scale at which it is drawn and direction of north;

Location and dimensions of existing and proposed buildings (to include setbacks from property lines)
Location, layout, and dimensions of parking area and driveway (s);

Location of available utilities (hookups or access);

Location of well and septic system;

Location of any proposed outdoor storage;

Location & description of any fencing or vegetative screening;

Location and description of any outdoor lighting;

Direction(s) of slope of land;

Location of all footer drains, roof drains, streams, ditches, catch basins, retention/detention ponds;

Location and description of any business signs

NOTE: For final Site Plan Approval, the Planning Board or Board Of Appeals may require the submission of additional information drawn from the list in Section 608.1 of the Town of Eaton Land Use Law. When the property location does not pose problems for existing neighboring uses; when care is taken in the site design; and when the site does not have serious physical shortcomings; then smaller scale development projects stand a reasonable chance of receiving such Site Plan Approval upon the Planning Board's or Board of Appeal's consideration of a preliminary site plan containing only the above information and the SEQR EAF mentioned below -- typically after a single Planning Board or Board of Appeals meeting. Larger projects or those proposed for environmentally sensitive land will typically require submission of some or all of the items listed in Section 608.1, in addition to the above site plan material. The applicant may either submit all the information listed in Section 608.1 in the initial submission with the application or submit initially only the preliminary site plan and the SEQR EAF; the first alternative might allow a faster decision by the Planning Board/Board of Appeals, while the second might save the applicant the cost of preparing material the Boards would not have required.

Complete part 1 of the Environmental Assessment Form required under the State Environmental Quality Review Act (SEQR).

NOTE: If the Planning Board, on reviewing the Environmental Assessment form; finds a significant adverse impact that may result from the project, it must require completion of an Environmental Impact Statement, done to its satisfaction, before deciding on the permit application.

SEE THE REVERSE SIDE FOR INSTRUCTION REGARDING SITE DIAGRAM

SITE PLAN SKETCH

Scale (Check One): 1 small square = 5 ft.

1 small square = 10 ft

1 small square = ___ ft.

