TOWN OF SOMERSET ZONING BOARD OF APPEALS AUGUST 1, 2023 6:00 pm

CALL MEETING TO ORDER

AREA VARIANCE HEARING

Owner/Applicant: Nova & Angela Popovich
 Property Location: 9894 Lower Lake Road

Project: Construction of a768 square foot detached accessory

structure with a 640 square foot covered lean-to in front of the

principal building line

APPROVAL OF MINUTES

July 11, 2023

COMMUNICATIONS

OLD BUSINESS

NEW BUSINESS

Decisions regarding variance application for N. & A Popovich

ADJOURNMENT



| Date: | 07/12/23 | |
|-------|----------|--|
| | | |

| The count | | |
|--|---|---|
| TO: ZONING BOARD, TOWN OF SOMERSET | | |
| Pursuant to Article Section 25-11 of the a Variance is hereby made: TO CONSTRUCTOR THE PURPOSE OF SELLIN | e Code of the Town of Somerset, applic T A スチュス321 STRV UG ICE CREAM そ RE | eation for NUTURE FRESIAMEUTS |
| Size of Lot: 2.6 Acre | | |
| (Include Site Plans showing frontage and setbacks an proposed uses.) | d construction plans showing all facilities | es and |
| 9848 Lower Lake Road SBL# 3.00-1-13.1 | | |
| Use District: | | |
| Owner: Nova & Angela Popovich | Applicant: Same | *************************************** |
| 9848 Lower Lake Rd Address: Barker, NY 14012 | Address: Same | |
| 716-903-3643 | | |
| Site Plan | | |
| ATTACHED | A 1 1/2 | |
| | | |
| Signed: | Date: 7-12- | -23_ |

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: | | | |
| NOVA É ANGELA POPOVICH'S = | TORE FROM | | |
| Project Location (describe, and attach a location map): | .00,00 | | |
| 9848 LOWER LAKE ROAD | | | |
| Brief Description of Proposed Action: | | | |
| CONSTRUCTION OF METAL TO | SUILDING FOR | | |
| USE AS AN ICE CREAM | 1 STAND | | |
| | | | W |
| | | | |
| | | | |
| Name of Applicant or Sponsor: | Telephone: | > c Ac | |
| NOVA & ANGELA PARMINI | Telephone: 716 903 | 564 | 5 |
| NOVA & ANGELA POPOVICHI Address: | E-Mail ARPOVICH @1 | CLOUD | COM |
| 9848 LOWER LAKE RD | | | |
| City/PO: | State: | Zip Code: | |
| BARKER | | | |
| 1. Does the proposed action only involve the legislative adoption of a plan, I | ocal law, ordinance, | NO | YES |
| administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and | the environmental assessments | | |
| may be affected in the municipality and proceed to Part 2. If no, continue to | question 2. | at 🔀 | |
| 2. Does the proposed action require a permit, approval or funding from any | other governmental Agency? | NO | YES |
| If Yes, list agency(s) name and permit or approval: | | | |
| | | /CLP | |
| 3.a. Total acreage of the site of the proposed action? | , 6 acres | | <u></u> |
| b. Total acreage to be physically disturbed? | s acres | | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | 2 (acres | | |
| | | | |
| 4. Check all land uses that occur on, adjoining and near the proposed action | | | |
| ☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☐ Comm | | n) | |
| ☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (☐ Parkland | (specify). | | |
| Lar arktanu | | | |
| | | | |

| 5. Is the proposed action, a. A permitted use under the zoning regulations? | NO | YES | N/A |
|---|-------|--------|-------------|
| | | | |
| b. Consistent with the adopted comprehensive plan?6. Is the proposed action consistent with the predominant character of the existing built or natural | | NO × | YES |
| landscape? | | | × |
| 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: | | | |
| 8. a. Will the proposed action result in a substantial increase in traffic above present levels? | -11 | NO | YES |
| b. Are public transportation service(s) available at or near the site of the proposed action? | | X | |
| c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed ac | tion? | X | |
| 9. Does the proposed action méet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: | | NO | YES |
| 10. Will the proposed action connect to an existing public/private water supply? | | NO | YES |
| If No, describe method for providing potable water: | | | \boxtimes |
| 11. Will the proposed action connect to existing wastewater utilities? | | NO | YES |
| | 1-1 | | |
| If No, describe method for providing wastewater treatment: | | | |
| 12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places? | | NO | YES |
| b. Is the proposed action located in an archeological sensitive area? | | | |
| 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? | n | 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: | | | |
| | | | |
| 14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check a Shoreline Forest Agricultural/grasslands Early mid-successi | | apply: | |
| ☐ Wetland ☐ Urban ☐ Suburban | | | |
| 15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? | | NO | YES |
| 16. Is the project site located in the 100 year flood plain? | | NO | YES |
| 75. 15 the project one foculed in the 150 year friend plant. | | N | |
| 17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, | | | YES |
| a. Will storm water discharges flow to adjacent properties? | | | |
| b. Will storm water discharges be directed to established conveyance systems (runoff and storm drain If Yes, briefly describe: | ıs)? | | |
| | | İ | |

| 18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? | | YES |
|--|-------|-----|
| If Yes, explain purpose and size: | | |
| 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: | N | |
| 20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: | | YES |
| I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE | RESTO | FMV |
| KNOWLEDGE Applicant/spopsor name: POUA POPOVICH Signature: Date: 6-76-7 | | |

