



To: whom it may concern

I will like to ask for permission to re open the case on 14 knights cir newburgh ny 108-4-13 for variance. We are willing to start the process all over again, such as applications and fees. I will really appreciate that you give us another chance to finish with this process. Thank you for your time and effort.

Edith Rojas

845-542-9227

05/09/17

Villachica

108-4-13

14 Knights Circle

17-0164

14 Knights Circle

THIS IS NOT A BUILDING PERMIT

Town of Newburgh

Code Compliance Department

308 Gardnertown Road Newburgh, NY 12550

845-564-7801 Phone 845-564-7802 Fax

MAILED TO: Leonardo Villachica 14 Knights Circle Newburgh NY 12550

Cc:

PHONE #: 787-5516

PROJECT: prior built shed

SBL: 108-4-13

DATE: 3-31-2017

SUBMIT ALL ITEMS LISTED BELOW AT THE SAME TIME

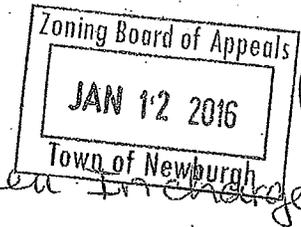
BEFORE ANY EXCAVATION, DIG SAFELY NY (811) MUST BE NOTIFIED

ORANGE COUNTY REQUIRES ALL ELECTRICIANS TO BE LICENSED

- 1) The shed permit can't be issued at this time.
 - The shed is located in an easement. There is a 20' drainage easement that can't be blocked or built upon.
 - You were denied a variance for a prior built pool and pool deck. One of the variances was for lot surface coverage. This shed now adds to this violation. Since the pool and pool deck are still in violation this structure can't gain approval.
 - Since the variance was denied and there are no building permits for the pool and pool deck; they are in violation and must be removed.
 - If the shed is relocated; and the pool and pool deck are removed, a new plan review will be conducted.

Joseph Mattina
Code Compliance

To: zoning board



My name is Edith Rojas. I have been in charge of all the paperwork for my father Leonardo Villachica that has been done for the zoning board. This past year has been hard for me because I lost someone very important to me and because of that I got myself into a major depression. I know there should be no excuses. I know I have send a request to reschedule meeting and was not able to attend. I'm asking to please give me one more chance to provide to the zoning board what I have been asked for (survey). I will really appreciated if the zoning board will give me one last chance.

Thank you

Edith Rojas

108-4-13 R1 zone

14 knights crl

Newburgh NY

845-542-9227

108-4-13

2015*31

Dickover, Donnelly & Donovan, LLP
Attorneys and Counselors at Law

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January 29, 2016

Edith Rojas
801 South Street
Newburgh, NY 12550

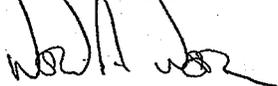
RE: Application of Leonard Villachica -- Town of Newburgh Zoning Board
of Appeals

Dear Ms. Rojas:

I write to you in my capacity as the attorney for the Town of Newburgh Zoning Board of Appeals in response to your letter of January 12, 2016 addressed to the Board.

The Board discussed your letter at their meeting on January 28, 2016. As a result of that discussion, the Board has directed me to contact you to advise you that upon receipt of the previously requested survey the Board will consider your request to have the application of your father, Leonardo Villachica, reconsidered.

Very truly yours,


DAVID A. DONOVAN

cc: Town of Newburgh Zoning Board of Appeals

Full Size Site Plans

are available for viewing at the

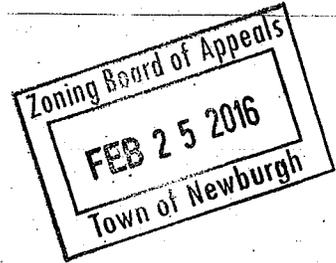
Zoning Board of Appeals

Office located at

308 Gardnertown Road

Newburgh, NY

845-566-4901



AREA = 16,522 S.F.
= 0.379± acres

NOTES:

SUBJECT to any easements, rights-of-ways, and/or agreements that the utility companies may have.
 SUBJECT to such facts disclosed by an accurate, up-to-date title search.
 OFFSETS shown hereon are not to be used for construction purposes and/or fence installation.
 20 foot wide drainage easement shown hereon taken from filed map 2712 (see references).

REFERENCES:

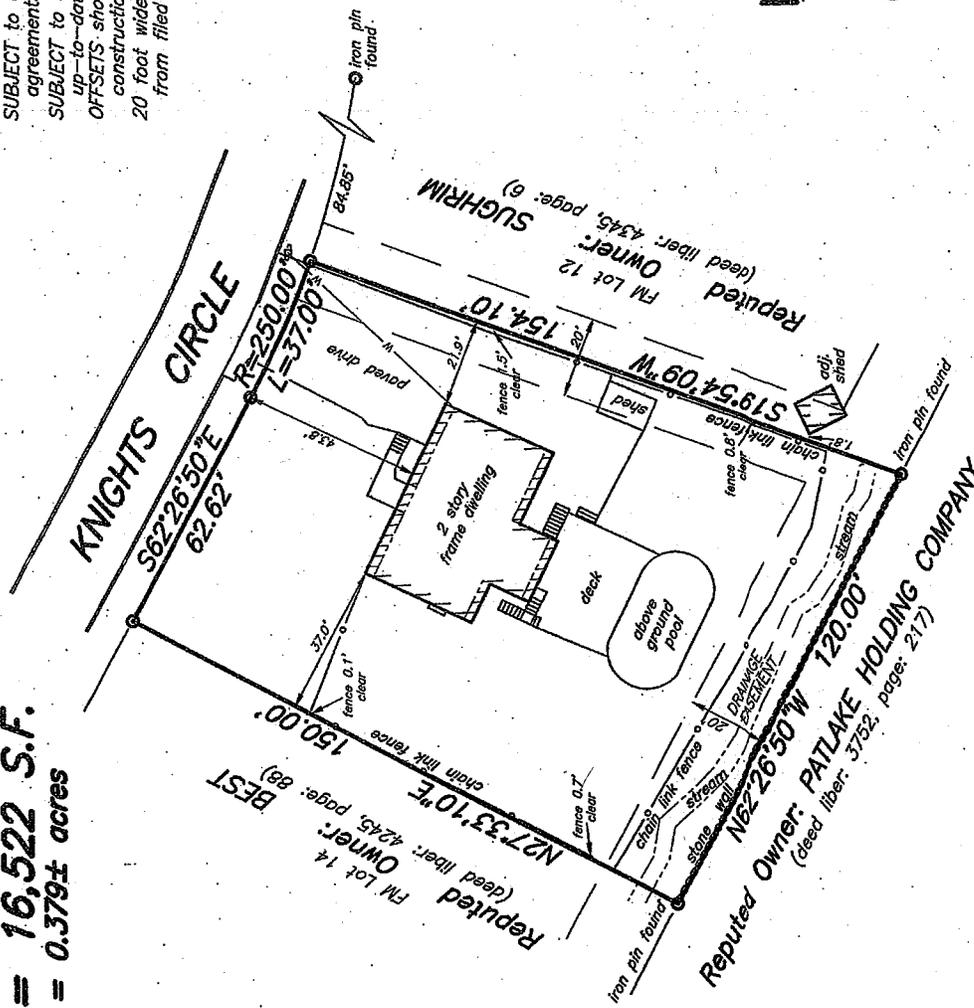
TAX MAP DATA:
 Section: 108
 Block: 4
 Lot: 13

Deed Liber: 11913, Page: 893

Being Lot 13 in Block A as shown on a map entitled "Meadow Hill West", said map filed in the Orange County Clerk's office on 3 November 1971 as map number 2712.

Zoning Board of Appeals
FEB 25 2016
 Town of Newburgh

Survey of Property for
VILLACHICA
 located in the
Town of Newburgh
Orange County - New York



Certifications indicated hereon signify that the survey was prepared in accordance with the existing Code of Practice for Land Surveys adopted by the New York State Association of Professional Land Surveyors. Such certifications are not to be construed as a warranty of the accuracy of the survey or as a representation of the title company, governmental agency and the lending institution, listed hereon, and to the extent of the title company, governmental agency and the lending institution, listed hereon, are not transferable to additional institutions or their subsequent owners.

Unauthorized alteration or addition to a survey is prohibited. A Survey 2000, Survey 2002 or a Survey 2003, as defined in Article 17 of the New York State Education Law.

I hereby certify to:
 -Leonardo Villachica;
 that this mapping is based on a field survey performed on the date indicated hereon, deeds and/or maps obtained from the County Clerk's office, and is correct and accurate to the best of my knowledge.

Howard W. Weeden
 Howard W. Weeden, P.L.S. NYS Lic. No. 049967

Scale: 1" = 30' Date: 31 Dec. 2015 File no.: 15-462
Howard W. Weeden, P.L.S., P.C.
 PROFESSIONAL LAND SURVEYING
 62 Main Street, Walden, N.Y. 12586
 tel: (845) 778-7843
 Incorporated by Law in the State of New York

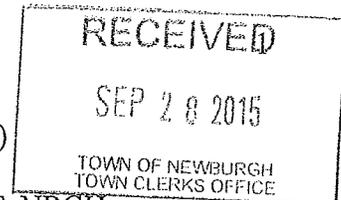
FILED MAP NORTH

ZBA MEETING – SEPTEMBER 24, 2015

(Time Noted – 9:12 PM)

LEONARDO VILLACHICA

14 KNIGHTS CIRCLE, NBGH
(108-4-13) R-1 ZONE



Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Chairperson Cardone: Also held open from the May...thank you...

Mr. Frischknech: That's it?

Chairperson Cardone: ...that's it, yes, thank you for coming tonight.

Chairperson Cardone: Held open from the May 28th meeting Leonardo Villachica. Is anyone here regarding that application?

No response.

Mr. Manley: I did get a copy; we did send them a letter so...

Chairperson Cardone: And would you like me to read that for the record?

Mr. Donovan: Sure.

Mr. Manley: Would you like me to read it for you?

Mr. Donovan: I'll apologize in advance though for misspelling Newburgh on the second page. I have no one to blame but myself for that so.

Mr. Manley: The letter is dated September 9th to Leonardo Villachica, 14 Knights Circle. Re: The application of Leonardo Villachica, Town of Newburgh Zoning Board of Appeals: Dear Mr. Villachica and Ms. Rojas: In accordance with your written request your application to the Town of Newburgh Zoning Board of Appeals seeking area variances for the minimum rear yard setback and maximum lot surface coverage to allow you to keep a prior built pool and pool deck was adjourned until August 27, 2015. Unfortunately you did not appear at the meeting held on August 27, 2015 nor did you submit the additional information that was requested by the Board during the May 28, 2015 meeting. I write to advise you at this time that Town of Newburgh Zoning Board of Appeals did discuss your application at the August 27, 2015 meeting. A copy of the minutes from the meeting relating to that discussion are enclosed. Based on the Board's discussion your application has been adjourned until the next meeting of the Town of Newburgh Zoning Board of Appeals which will be held September 24, 2015. Please be advised if you fail to appear at the September 24, 2015 meeting the Town of Newburgh Zoning Board of Appeals, the Board intends to vote on your application based upon the information that you have provided the Board to date. Please give this matter your attention. Very truly yours,
David A. Donovan

Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Chairperson Cardone: Next we have Leonardo Villachica, 14 Knights Circle, seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck. This is a Type II Action under SEQR. Do we have discussion on this application?

Mr. McKelvey: Since they didn't follow our directions in the letter from the attorney I think we make a motion to disapprove.

Mr. Levin: I'll second it.

Ms. Gennarelli: Roll call.

Richard Levin: Yes

Michael Maher: Yes

James Manley: Yes

John Masten: Yes

John McKelvey: Yes

Darrin Scalzo: Yes

Grace Cardone: Yes

Chairperson Cardone: The motion to disapprove is carried.

PRESENT ARE:

- GRACE CARDONE
- RICHARD LEVIN
- MICHAEL MAHER
- JAMES MANLEY
- JOHN MASTEN
- JOHN MC KELVEY
- DARRIN SCALZO

ALSO PRESENT:

- DAVID A. DONOVAN, ESQ.
- BETTY GENNARELLI, ZBA SECRETARY
- GERALD CANFIELD, CODE COMPLIANCE

(Time Noted - 9:43 PM)

AS 9/28/15

ZBA MEETING – AUGUST 27, 2015

(Time Noted – 9:17 PM)

LEONARDO VILLACHICA

14 KNIGHTS CIRCLE, NBGH
(108-4-13) R-1 ZONE

Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Chairperson Cardone: Our next applicant Leonardo Villachica. Is Leonardo Villachica here?

No response.

Chairperson Cardone: Okay.

Mr. Donovan: So the last time we were in this situation you had me write a letter indicating if they didn't come to the meeting we would consider the application withdrawn. So I wrote the letter and then they wrote a letter asking for additional time because apparently there was a death in the family and you continued it until tonight.

Ms. Gennarelli: They were going to get the survey and they didn't have time to get the survey.

Mr. Donovan: But there's no letter for tonight, correct?

Ms. Gennarelli: No letter tonight. Last time we got a letter saying they didn't get the survey in time.

Chairperson Cardone: Right, the last time, it said 'Due to not having a survey on my property I'd appreciate if you would postpone the meeting to August 27th I'll have the survey by then'. And we did not get a letter.

Mr. Donovan: Maybe it's being finished up now, we should wait till later?

Chairperson Cardone: Right, the 27th is later...

Mr. Donovan: My point is you could continue it or you could instruct me to write another letter indicating that if they don't come back in September that the application will be deemed withdrawn. It's up to you.

Mr. Manley: Or we could take a vote based on the information we have.

Mr. Donovan: That's...yeah, I mean, yes you could do that. We haven't done that in the past. You know, you've given applicants every benefit. You are not required to do that certainly you could...you could take a vote based on the information that you have. It's up to you.

Mr. Manley: I would say that if we don't have a letter asking us to postpone it with a reason just have them refile when they're...when they get all their ducks in a row.

Mr. Donovan: Well if it's...if the vote is to deny it though, if you want to if they're going to come back for the same relief you are going to need a unanimous vote to re-open the Hearing.

Mr. Maher: And then they are going to incur expenses again?

Mr. Donovan: That's correct.

Chairperson Cardone: That's correct.

Mr. McKelvey: Well they did ask to hold it open till for tonight's meeting.

Chairperson Cardone: Well we could send them a letter saying that if they do not appear we will make a decision based on the information we have.

Mr. Donovan: That's fine. If the Board would like to do that that's absolutely fine.

Mr. McKelvey: I'll make a motion to that effect.

Mr. Levin: I'll second.

Ms. Gennarelli: Roll call.

Richard Levin: Yes

Michael Maher: Yes

James Manley: Yes

John Masten: Yes

John McKelvey: Yes

Darrin Scalzo: Yes

Grace Cardone: Yes

Chairperson Cardone: Before proceeding the Board will take a short adjournment to confer with Counsel regarding legal questions raised by tonight's applications. I would ask in the interest of time to wait in the hallway, we'll call you in very shortly.

PRESENT ARE:

GRACE CARDONE
RICHARD LEVIN
MICHAEL MAHER
JAMES MANLEY
JOHN MASTEN
JOHN MC KELVEY
DARRIN SCALZO

ALSO PRESENT:

DAVID A. DONOVAN, ESQ.
BETTY GENNARELLI, ZBA SECRETARY
GERALD CANFIELD, CODE COMPLIANCE

(Time Noted - 9:22 PM)

ZBA MEETING – JULY 23, 2015

(Time Noted – 7:05 PM)

LEONARDO VILLACHICA

14 KNIGHTS CIRCLE, NBGH
(108-4-13) R-1 ZONE

Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Chairperson Cardone: If anyone is here concerning the Villachica application I have a letter:
To the Zoning Board, due to not having a survey on my property I would appreciate if you would postpone the Zoning Board meeting to the August 27th meeting. I'll have the survey by then, I'd really appreciate it.
And do I have a motion from the Board to postpone the Hearing until August 27th?

Mr. McKelvey: I'll make the motion.

Mr. Masten: I'll second it.

Ms. Gennarelli: Roll call.

Michael Maher: Yes

James Manley: Yes

John Masten: Yes

John McKelvey: Yes

Darrin Scalzo: Yes

Grace Cardone: Yes

Chairperson Cardone: Now the people interested in that application you will not be re-noticed. The notification is coming right now that that meeting will be held on August the 27th.

PRESENT ARE:

- GRACE CARDONE
- MICHAEL MAHER
- JAMES MANLEY
- JOHN MASTEN
- JOHN MC KELVEY
- DARRIN SCALZO

ABSENT:

RICHARD LEVIN

ALSO PRESENT:

DAVID A. DONOVAN, ESQ.
BETTY GENNARELLI, ZBA SECRETARY
JOSEPH MATTINA, CODE COMPLIANCE

(Time Noted – 7:06 PM)

ZBA MEETING – JUNE 25, 2015

(Time Noted – 8:23 PM)

LEONARDO VILLACHICA

14 KNIGHTS CIRCLE, NBGH
(108-4-13) R-1 ZONE

Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Mr. Gennarelli: Held open from the May 28th meeting, Leonardo Villachica, 14 Knights Circle.

No response.

Ms. Gennarelli: I don't see them in the audience. Edith Rojas was here last month representing Leonardo Villachica and I...I think she was asked to get a survey.

Mr. Donovan: Correct.

Mr. McKelvey: Yes.

Ms. Gennarelli: And I have...I have not heard anything at the office from them.

Mr. Donovan: What I would suggest is this then, since they're not here tonight, is what we have done in the past when this has happened is you give them one more bite at the apple, vote to adjourn it till the July meeting and if they don't appear then that you'd consider the application withdrawn.

Mr. McKelvey: Then do we have a motion?

Mr. Donovan: I'm sorry, I'm sorry to interrupt you.

Mr. McKelvey: Go ahead.

Mr. Donovan: Then you authorize me to correspond with the applicant and advise them of that.

Mr. McKelvey: Do we have a motion to that effect?

Mr. Levin: I make a motion we hold till to the July meeting.

Mr. McKelvey: And have correspondence from the attorney.

Mr. Levin: Yes.

Mr. McKelvey: Second?

Mr. Masten: I'll second it.

Ms. Gennarelli: Roll call:

Richard Levin: Yes

Michael Maher: Yes

James Manley: Yes

John Masten: Yes

John McKelvey: Yes

Mr. McKelvey: In order to save time while we discuss any legal matters with our attorney I would ask you to go out in the hall and we'll call you back.

PRESENT ARE:

RICHARD LEVIN
MICHAEL MAHER
JAMES MANLEY
JOHN MASTEN
JOHN MC KELVEY

ABSENT:

GRACE CARDONE
DARRIN SCALZO

ALSO PRESENT:

DAVID A. DONOVAN, ESQ.
BETTY GENNARELLI, ZBA SECRETARY
GERALD CANFIELD, CODE COMPLIANCE

(Time Noted - 8:25 PM)

ZBA MEETING – MAY 28, 2015

(Time Noted – 8:09 PM)

LEONARDO VILLACHICA

14 KNIGHTS CIRCLE, NBGH
(108-4-13) R-1 ZONE

Applicant is seeking area variances for the minimum rear yard setback and the maximum lot surface coverage to keep a prior built pool and pool deck.

Chairperson Cardone: Our next applicant Leonardo Villachica.

Ms. Gennarelli: This applicant sent out forty-three letters. All the mailings, publications and postings are in order.

Ms. Rojas: Hi, my name is Edith Rojas I'm coming on behalf of my father Leonardo Villachica. We're coming to request an area variance to keep a built deck and pool a...we...we had an old pool that was a...old and a deck that was rotten so a...we just wanted to change it to a...to a new one which when they went to get the pool a...they...they asked if...my...my father asked if he could, you know could...repeat a Permit or so and they told him...they told him well you know he was not informed correctly that he...that he all...they told him he had a pool already he didn't need another...another a...a Permit for to replace a pool and a deck so I'm here to day to ask for a you know, an area variance.

Chairperson Cardone: The prior pool was not installed by your family?

Ms. Rojas: No it was...it was when they bought the house it was already there and the deck also. But it was an old...it was an old deck and (inaudible).

Chairperson Cardone: And then you constructed the new one on the same...?

Ms. Rojas: On the same where it was the old one.

Mr. Levin: Everything is the same size?

Ms. Rojas: Well they made it a little bit bigger. They you know, the pool they made it a little bit bigger that's why I'm coming for an area variance.

Chairperson Cardone: If I remember correctly there was a...another structure. Was there another structure? Was there another structure as you are facing the house to the left of the driveway?

Ms. Rojas: To the left...not that I know. Facing the driveway right?

Chairperson Cardone: A storage shed? Was there a storage shed?

No response

Chairperson Cardone: Do you have a storage shed?

Ms. Rojas: Yes a small one, a small one just a small...it's not that big, it's small.

Mr. McKelvey: That shed is on the property...

Chairperson Cardone: Jerry, I think that shed looks like that needs a variance.

Mr. McKelvey: Here.

Mr. Canfield: I don't see a shed on this map that I have here. Do you have a survey? I think one of the variances is that are in question is the surface coverage so if there is a shed that's not listed I don't know that it was included in my...in Joe's calculations.

Ms. Gennarelli: That's not their survey.

Mr. McKelvey: Oh, I'm looking at the wrong one.

Chairperson Cardone: Right.

Ms. Gennarelli: They have a plot plan.

Chairperson Cardone: Because I don't have a survey.

Ms. Gennarelli: It's a plot plan.

Mr. Donovan: I thought John was just special because he was the only one that got it.

Mr. McKelvey: No, no I was looking at the wrong one.

Ms. Gennarelli: They didn't have a survey.

Chairperson Cardone: I recall...I recall seeing a...

Ms. Rojas: Yeah, it's a small...it's a small...it's a small one just like a really small one just for...

Chairperson Cardone: Right, it was very small but it looked like it was right almost on the property line when I went to...when I made the site visit.

Mr. Canfield: I don't think that we were aware that it was there. It's not included in Joe's...

Ms. Rojas: I didn't know we were...that we had to, I'm sorry.

Mr. Canfield: Yeah, right, right.

Ms. Rojas: I didn't know it.

Mr. Canfield: If the Board wishes we can further examine what's there and then re...recalculate what the actual percentage. I mean if there is another structure on the site it will affect the degree of the variance that you're looking for. One of them is the actual total a...surface coverage of the lot and it's based on everything that we have before us which is the structure, the driveway, the pool, the deck. We don't have calculations for the actual structure. This is accessory structure that we're talking about.

Mr. Donovan: Jerry, do you have any idea how that was calculated because the only thing that I'm seeing is a plot plan that was hand drawn with a note that says not to scale which is clearly not to scale because that's thirty...this is thirty-three so...

Ms. Rojas: Well we didn't have the survey, we couldn't find the survey.

Mr. Donovan: Okay.

Ms. Rojas: And I was the one who draw that.

Mr. Donovan: Okay.

Ms. Rojas: I try my best though.

Mr. Donovan: But...

Mr. Canfield: That's where he got the calculations from.

Mr. Donovan: Okay.

Ms. Rojas: I didn't think we had to like put the shed there. I didn't have an idea that was...

Mr. Canfield: Is the shed on the survey?

Mr. Donovan: Well there's no survey there's...

Mr. McKelvey: There is no survey I had...

Mr. Canfield: I thought you said you had a survey.

Ms. Rojas: No, we don't have it.

Mr. Donovan: They...they couldn't find it so a plot plan was drawn but...

Mr. Canfield: Okay.

Mr. Donovan: It indicates not to scale. It sure is not to scale.

Chairperson Cardone: I think that a... we would need something more accurate. In the meantime do have any other questions from the Board and do we have any comments from the public? Yes? The lady in the back had her hand up first and then the gentleman.

Ms. Hassett: My name is Donna Hassett, I live behind them, so the property backs up to...to mine. I just bought the house about a year and a half ago so I don't even know what the survey is but my property line I was told that the stone wall was the property line. I'm not sure. Is there a way that I could get a copy of the survey? Is there something I have to do? But there is a shed on the property and I know the pool was there when...when I bought the house I mean, I don't know what the depth is supposed to be as far as the property line what the actual measurement has to be if there is a minimum.

Chairperson Cardone: I don't have a copy of the survey. What we have is a...just a plot plan that was hand drawn.

Ms. Hassett: Well then like the gentleman said that maybe we need to have a little bit more accurate. I mean I don't know what the...the Town requirements are as far as the setback a...so I don't know I don't want to make a decision based on inaccurate information but I know there...

Chairperson Cardone: Right...

Ms. Hassett: ...is the pool and the shed.

Chairperson Cardone: ...and that's what we're looking for also.

Ms. Hassett: Thank you.

Chairperson Cardone: The gentleman.

Mr. Tellerio: Hi, my name is Albert Tellerio, I...I live also in the house behind them right next to Donna's house. My...my two concerns are the property line. When I bought my house I was told there's a stream right in front of my...my backyard and when I cross that stream it goes...it's still my property past the stream up to the wall, up to the stone wall that Donna was speaking of. So I...my only concern is if the pool is actually on my property or not or is it supposed to be a certain distance from my property. That's one thing I would like to know. Number two that that last summer when they dug up that pool, that pool wasn't there last summer. I don't know if it was somewhere else but it wasn't where it is now. Cause last summer they had a tractor back there and they dug up a hole and they made a pool and the pool is all the way on the edge, all the way on the edge right next to the wall, the stone wall and it has not been eight years. I bought the house eight years ago and that pool wasn't there before so I don't know you know I'm not sure. She said there was a pool there before, there might have been but I didn't see a pool there before. So my only concern is that it's not on my property a...also my second concern is when I bought the house the person that I bought the house from complained that the...the neighbor next to them, not them but the neighbor that lives to the left of them used to dump a lot of stuff in the stream and he would always catch him through the window throwing stuff in the stream and my only concern that...that property would be very, very close to my property, my stream and if you

know any debris falls or you know it's close to that stream I...I'm responsible for cleaning that stream. It's right in front of my property so each...each member...next to me that stream runs along their property and we're responsible to making sure that that flows and there's no flooding. There's been times there's a lot of you know, a lot of garbage in there. I'm not saying they do anything. I'm just...just showing concern that that the property something really close to my stream how that would affect me in the future a...but I'm not here to hinder anyone so...put a pool or anything like that but I just want make sure those issues are addressed that's all I'm trying to do.

Chairperson Cardone: Okay, thank you. Jerry, did you...?

Mr. Canfield: Based on what you've heard this evening and again looking at what we're looking at as a hand drawn sketch then my suggestion would be to...to have the Board request the applicant to provide a survey. It'll be an additional expense to you however it's probably for yourself and your neighbors own protection to make sure we know where your property line is, where their property line is and this Board can then make an accurate decision on...on what's being asked for.

Mr. Donovan: Jerry, just looking at the deed that was provided in connection with the application at the end of the description there's a reference which indicates that the metes and bounds description a...as described is pursuant to a survey made by Howard Weeden dated June 30, 2005 and Mr. Weeden is a local Orange County surveyor. So that would be a good place to start.

Ms. Rojas: Oh, okay, cause I know the lawyer that had the (inaudible) you know he passed away and we...we didn't even know where to find...you know get it from.

Mr. Donovan: It looks like that survey may have even been prepared in connection with the acquisition because its references dated June 30, 2005; the deed is dated August 3, 2005.

Ms. Rojas: Can I have the name again that you said, what's his name again so I can write it down?

Ms. Gennarelli: Howard Weeden.

Mr. Donovan: This is the deed they provided, right?

Ms. Gennarelli: No, we don't have a deed.

Mr. Donovan: They didn't provide a deed?

Ms. Gennarelli: We don't have a deed for them...

Chairperson Cardone: In the application.

Ms. Gennarelli: Oh, I'm sorry, a deed yes, I'm sorry, I got confused...yes, I'm sorry I totally zoned it has been a twelve hour day after eight...I'm sorry.

Chairperson Cardone: On the last page.

Ms. Rojas: On the deed.

Chairperson Cardone: The name of the surveyor right at the bottom of this page.

Ms. Rojas: Okay I have it. All right, okay.

Mr. Canfield: If I may suggest to the applicant as well, you may first try to FOIL your records if you haven't done that already, go to the Town Clerk's office, you can fill out a Freedom Of Information request and they'll send the form to our department, we can pull your building file and see perhaps over the years if something was done to the property that a deed...a survey does exist. I don't know. I haven't checked but with that FOIL if we have it you are welcome to have a copy of it.

Chairperson Cardone: And actually any of the neighbors could also do the same if they have questions about their property lines.

Mr. Canfield: Let's not promote business for my department now.

Chairperson Cardone: It's okay busy right now more than public. Okay do we have a motion to hold the Public Hearing open until next month?

Mr. Manley: I'll make a motion we hold the Public Hearing open.

Mr. McKelvey: And I'll second it.

Ms. Gennarelli: Roll call.

Richard Levin: Yes

James Manley: Yes

John Masten: Yes

John McKelvey: Yes

Grace Cardone: Yes

Chairperson Cardone: Now the neighbors will not be re-noticed but it will be the fourth Thursday of the month, next month that's June 23rd.

Ms. Gennarelli: 25th.

Chairperson Cardone: 25th, June 25th, same time, same place but June 25th.

Ms. Rojas: Thank you.

Chairperson Cardone: And at that time...in the meantime if you could get in touch with Mr. Canfield's office to see what exactly it is you need to have.

Ms. Rojas: I will. Thank you.

PRESENT ARE:

GRACE CARDONE
RICHARD LEVIN
JAMES MANLEY
JOHN MASTEN
JOHN MC KELVEY

ABSENT:

MICHAEL MAHER
DARRIN SCALZO

ALSO PRESENT:

DAVID A. DONOVAN, ESQ.
BETTY GENNARELLI, ZBA SECRETARY
GERALD CANFIELD, CODE COMPLIANCE

(Time Noted - 8:24 PM)