

TOWN OF HENRIETTA APPLICATION TO THE ZONING BOARD OF APPEALS FOR AN AREA VARIANCE

Appeal No. 26A - 2024 - 079

Date 7 - 23 - 2024

I(we) Abdul Mahammad of Name of Applicant / Business	of 3257 E, River Rd. Business (Number & Street)		
Henrietta, NY	_hereby appeal to the Zoning Board of Appeals from the decision		
of the Building Inspector, whereby the Building I	nspector did deny grant a permit relating to the below property.		
3257 E. River Ro	ROCHESTER Henrietta NY 14623 State Zip Code		
160 15- 1 - 52 Tax Map No.	Zoning District		
PROVISION(S) OF THE ZONING ORDINANCE APPEALED, (Indicate the article, section and paragraph of the Zoning			
Ordinance being appealed)295-10	Number Only (Do not quote the ordinance)		
Description of Proposal: Construc	t a 7'x 19' open porchat		
front of house elements.	to protect from rain and		
29' FRONT SETBACK Where 30' is required			
Applicant should answer all statements regarding this	application on page 2. Incomplete applications shall not be acted upon.		
Received by:	Agent / Application: Rod Prosser		
Reviewed by: CEM /howh	Address: c/plakeside Engineering PC		
Date of Meeting: SEPTEMBEL 4 2024			
	Phone #: Email:		
	Signature: 6 On Signature is other than owner, written authorization from owner must accompany application		

1) Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance.

No undesirable changes will be produced. The porch will be aesthetically pleasing.

2) Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue other than an area variance.

No other method is available.

3) Whether the requested area variance is substantial.

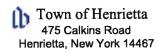
The area variance is minor at 133 58.ft.
The 7' is only 11.6% of the Go'setback
requirement.

4) Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.

No adverse impacts upon such conditions.
The proposed porch is well past the
front setback of the adjacent
house.

5) Whether the alleged difficulty was self-created, which consideration shall be relevant to the decision of the board of appeals, but shall not necessarily preclude the granting of the area variance.

The difficulty resulted from oversight in the original layout of the house which is now in place.



APPLICATION FOR ZONING BOARD OF APPEALS

Legal Notice to Read		John Hill Took	de su la la
Application ZBA-2024-079	Of Abdul Mohammad		
requesting a variance for a 29°	ront setback		
whereas 30'			
	ocated at 3257 East River Rd. Henrietta, NY 14467	Pacterna IIV II	4623
is allowed by code on property le	ocated at 13237 East liver No. Hermetta, 111-1-103	ROCHESTER, NY 1	7663

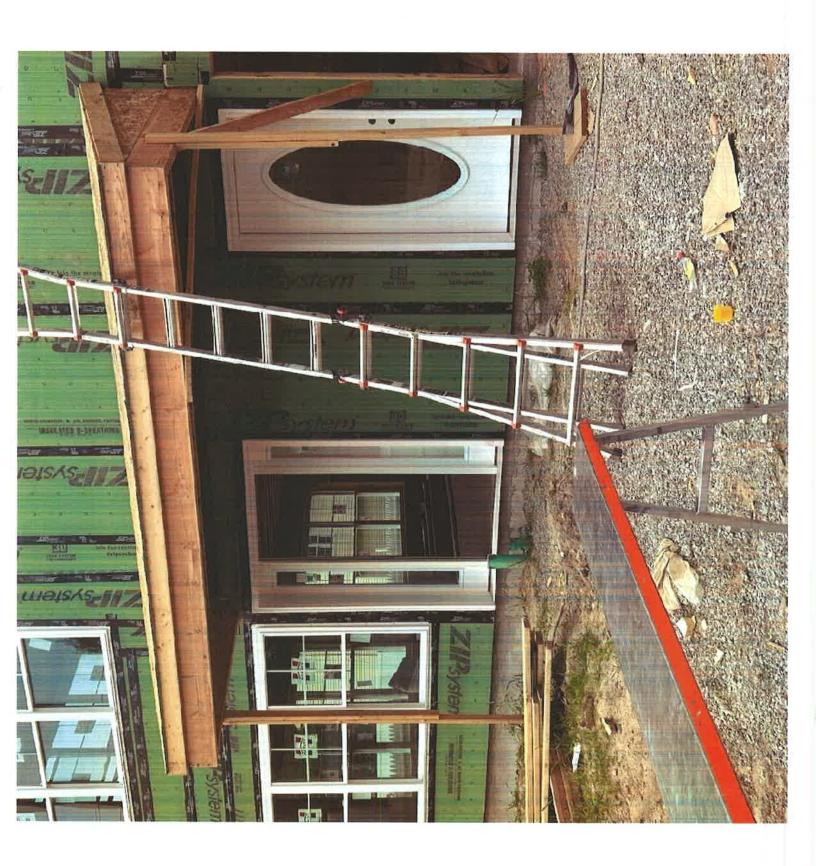
Application Information		
Meeting Date	September 4th, 2024	
Received By	ССМ	
Date Received	July 23rd, 2024	
Fee Amoun Paid \$75.00		
Check #	1224	

Statement of Applicant and Owner with Respect to Reimbursement of Professional and Consulting Fees

In conjunction with an application made to the Town of Henrietta, the undersigned states, represents and warrants the following:

- 1) I/We am/are the applicant and owner with respect to an application to the Town of Henrietta.
- 2) I/We have been advised of, are aware of and agree to comply with the obligation to reimburse the Town of Henrietta for any and all professional and consulting fees incurred by the Town in conjunction with this and any other applications by me/us, including but not limited to engineering and/or legal fees, all as more fully set forth in the Henrietta Town Code.
- 3) I/We have been provided with, or have otherwise reviewed the Henrietta Town Code provisions related to the obligation to reimburse the Town with respect to professional and consulting fees, and agree to comply with the same.
- 4) I/We understand that this obligation shall not be dependent upon the approval or success of the application.
- 5) I/We further agree that in the event the Town of Henrietta is required to refer for collection an outstanding debt for such professional and/or consulting fees due to the Town of Henrietta, I/we shall be obligated to pay the reasonable attorney's fees incurred as a result of the Town's efforts to collect such fees. Reasonable attorney's fees shall also include any and all disbursements that may result from the commencement of litigation.
- 6) Each party to the application, including the applicant and the owner, shall be jointly and severally liable for all consulting and professional fees and expenses incurred in conjunction with the application.

Applicant/Business Owner:	Abdul Mohammad
Ву:	
Title:	Owner
Dated:	7/22/24
KSigned:	Dhela M
Property Owner:	same
Ву:	
Title:	
Dated:	
Signed:	Andrew Control of the



July 18, 2024 Abdul Mohammad 3257 E River Rd Henrietta, NY

Town Board Town of Henrietta, NY 475 Calkins Rd. Henrietta, NY

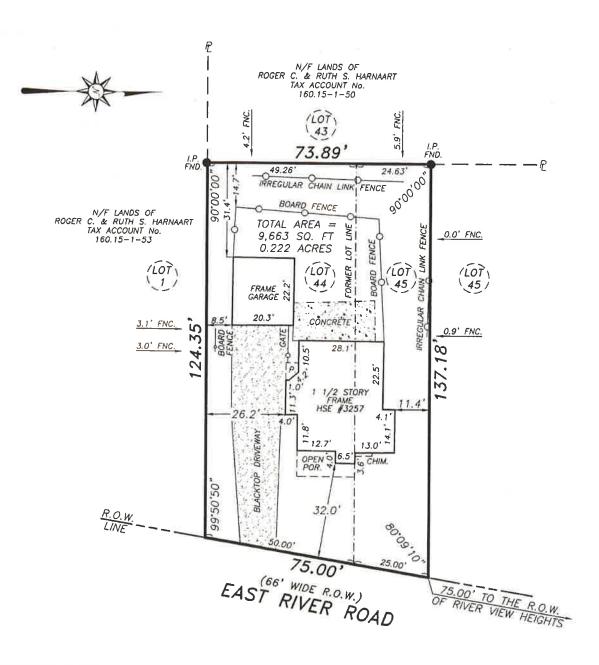
Re: Authorization for Rodney Prosser to represent me at town zoning board hearing, 3257 E. River Rd., Henrietta, NY

Dear Zoning Board Chairman and Members of the Town Zoning Board,

Please be advised that I authorize Rodney Prosser, PE to represent me at the upcoming Henrietta Town Zoning Board hearing for the referenced project. Mr. Prosser is my project engineer.

Sincerely, Mila m

Abdul Mohammad, Project Applicant



CERTIFICATION:

I, ANDREW M. HODGE, HEREBY CERTIFY TO:

-ABDUL H. MOHAMMAD

-FIRST AMERICAN TITLE INSURANCE COMPANY

-STEVE BUTCHER, SR., ESQ.

50619

THAT THIS MAP WAS MADE OF JOBER 14, 2016
FROM NOTES OF AN INSTRUMENT SURVEY
COMPLETED SEPTEMBER 30, 2016
AND REFERENCES LISTED HEREON

DATE

REFERENCES:

- 1.) LIBER 89 OF MAPS, PAGE 22.
- 2.) LIBER 9583 OF DEEDS, PAGE 441.
- 3.) ABSTRACT OF TITLE No. FC16-2407 (FLOWER CITY).
- 4.) EASEMENT TO R.G.&E. & R.T.C. PER LIBER 1684 OF DEEDS, PAGE 268. (AMBIGUOUS NO WIDTH PROVIDED)
- UNIFORM PLAN OF RESTRICTIONS PER LIBER 1925 OF DEEDS, PAGE 372.

NOTES: 1.) PREMISES SUBJECT TO ALL EASEMENTS, RESTRICTIONS & COVENANTS OF RECORD

NOT REFERENCED IN ABSTRACT OF TITLE.

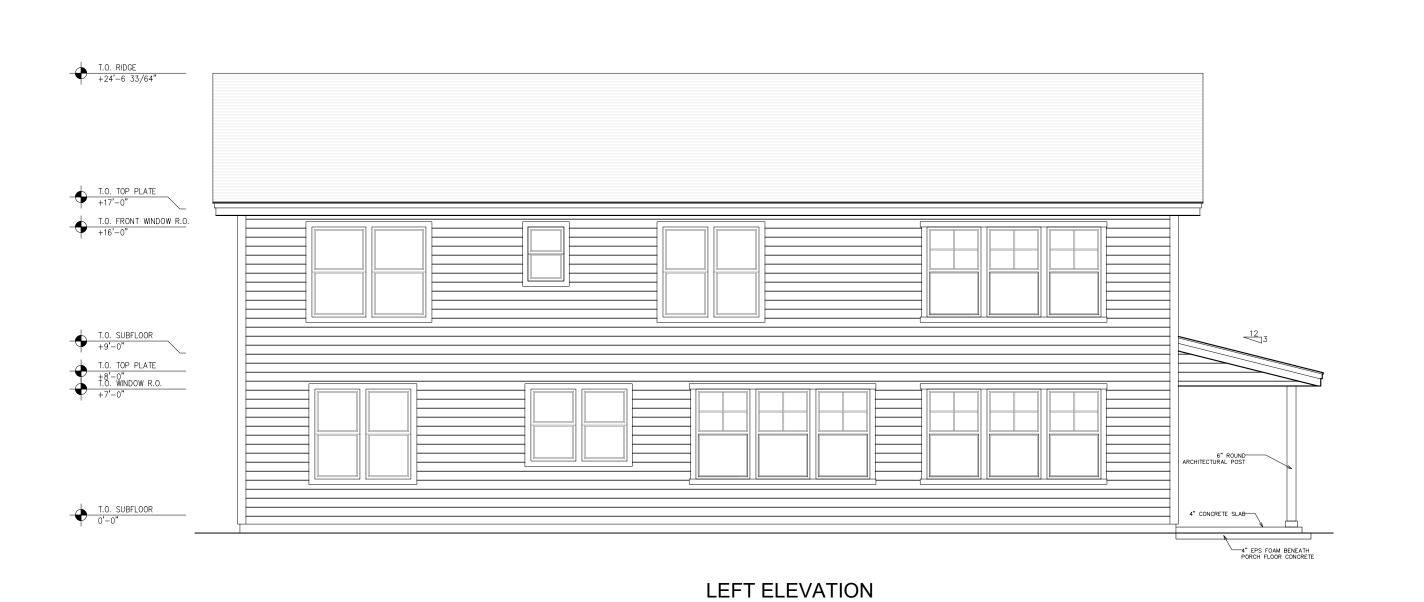
2.) THE USE OF THIS MAP IN CONJUNCTION WITH AN AFFIDAVIT OF NO CHANGES RELEASES THE SURVEYOR OF ALL RESPONSIBILITY

N.Y.S.P.AS. NO









SCALE :3/16"=1'-0"

PROJECT:

3265 E. River Road,
NEW HOUSE PLANS

DRAWING TITLE:

NEW SINGLE FAMILY
RESIDENTIAL HOUSE
ELEVATIONS

LAKESIDE

ENGINEERING P.C.

11 CENTRE PARK, SUITE 305
ROCHESTER, NY 14614
PHONE 585.279.9300
Isengrpc.com

ARCHITECTURAL, CIVIL, ENVIRONMENTAL,
ELECTRICAL & MECHANICAL ENGINEERS

CLIENT:

SEAL:

NOTICE:

REVISIONS:

DESCRIPTION

IT IS A VIOLATION OF THE LAW FOR ANY PERSON, UNLESS ACTING UNDER THE DIRECTION OF A LICENSED ENGINEER TO ALTER ANY ITEM ON THIS DOCUMENT IN ANY WAY, ANY LICENSEE WHO ALTERS THIS DOCUMENT IS REQUIRED BY LAW TO AFFIX HIS OR HER SEAL AND THE NOTATION "ALTERED BY" FOLLOWED BY HIS OR HER SIGNATURE AND A SPECIFIC DESCRIPTION ON ALTERATION.

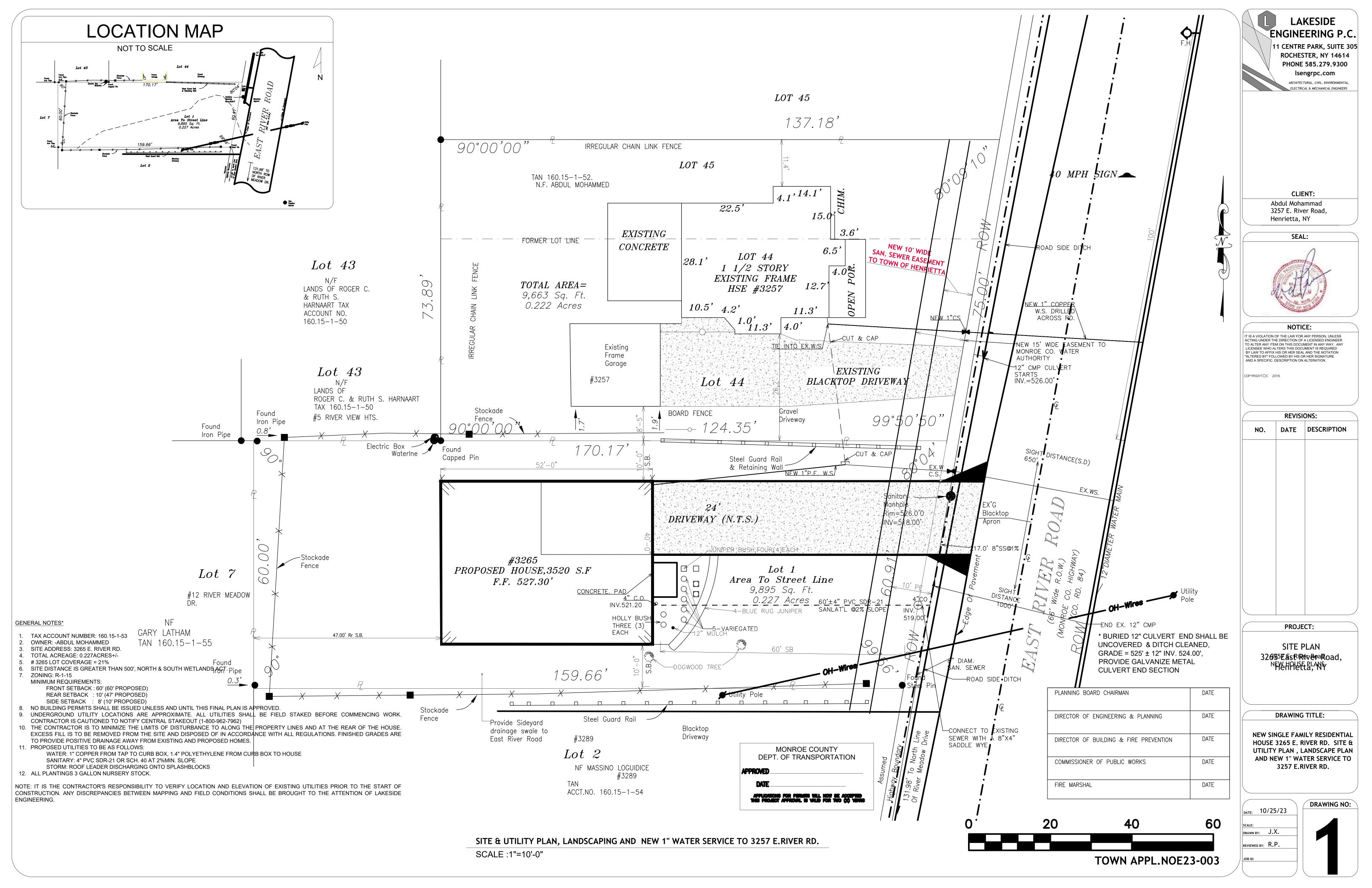
COPYRIGHTOC 2016

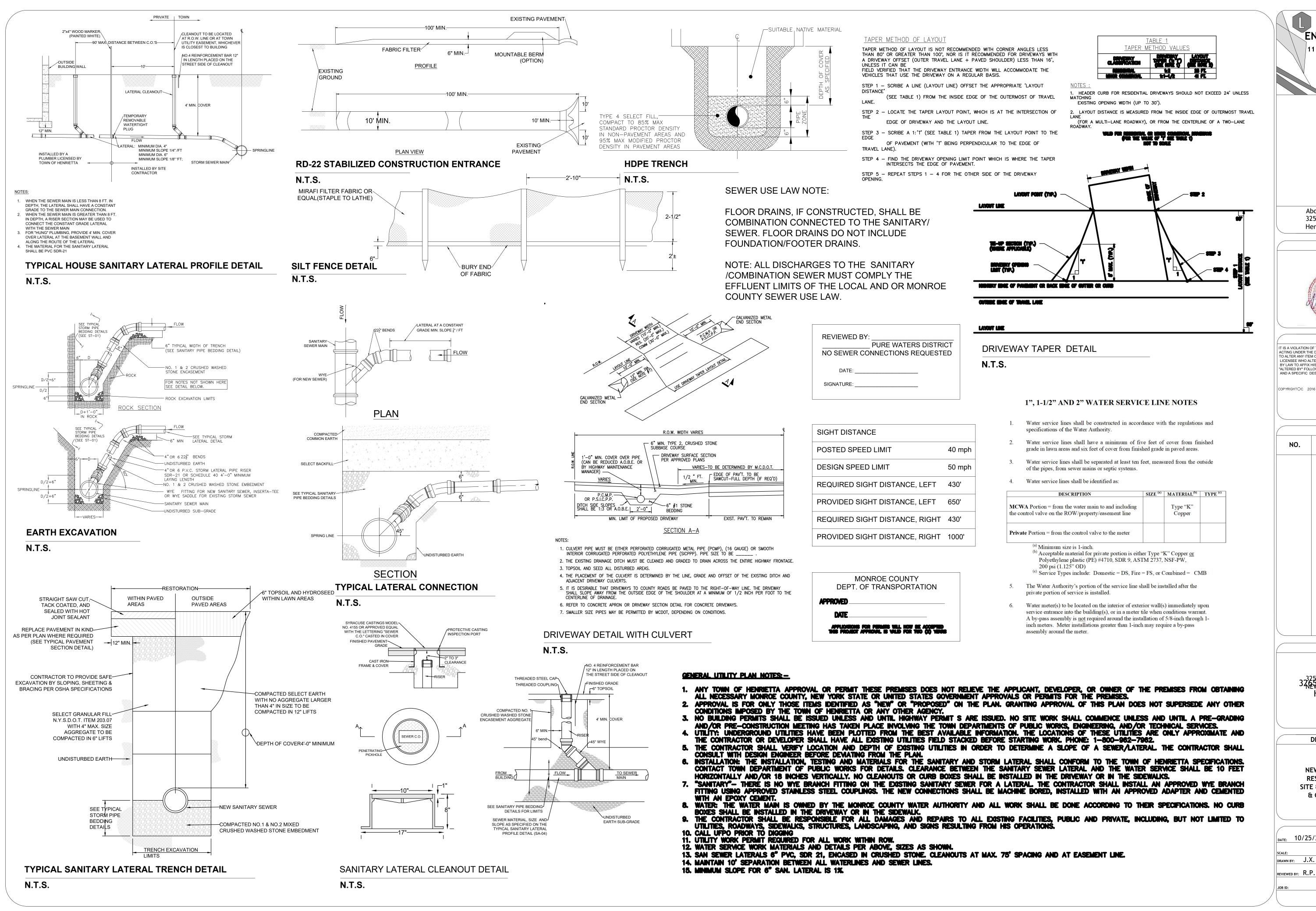
NO. DATE

Abdul Mohammad 3257 E. River Road,

Henrietta, NY

DRAWING NO:





LAKESIDE ENGINEERING P.C.

11 CENTRE PARK, SUITE 305 **ROCHESTER, NY 14614** PHONE 585.279.9300 lsengrpc.com ARCHITECTURAL, CIVIL, ENVIRONMENTAL ECTRICAL & MECHANICAL ENGINEERS

CLIENT: Abdul Mohammad 3257 E. River Road

Henrietta, NY SEAL:

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> **REVISIONS:** DATE DESCRIPTION

PROJECT:

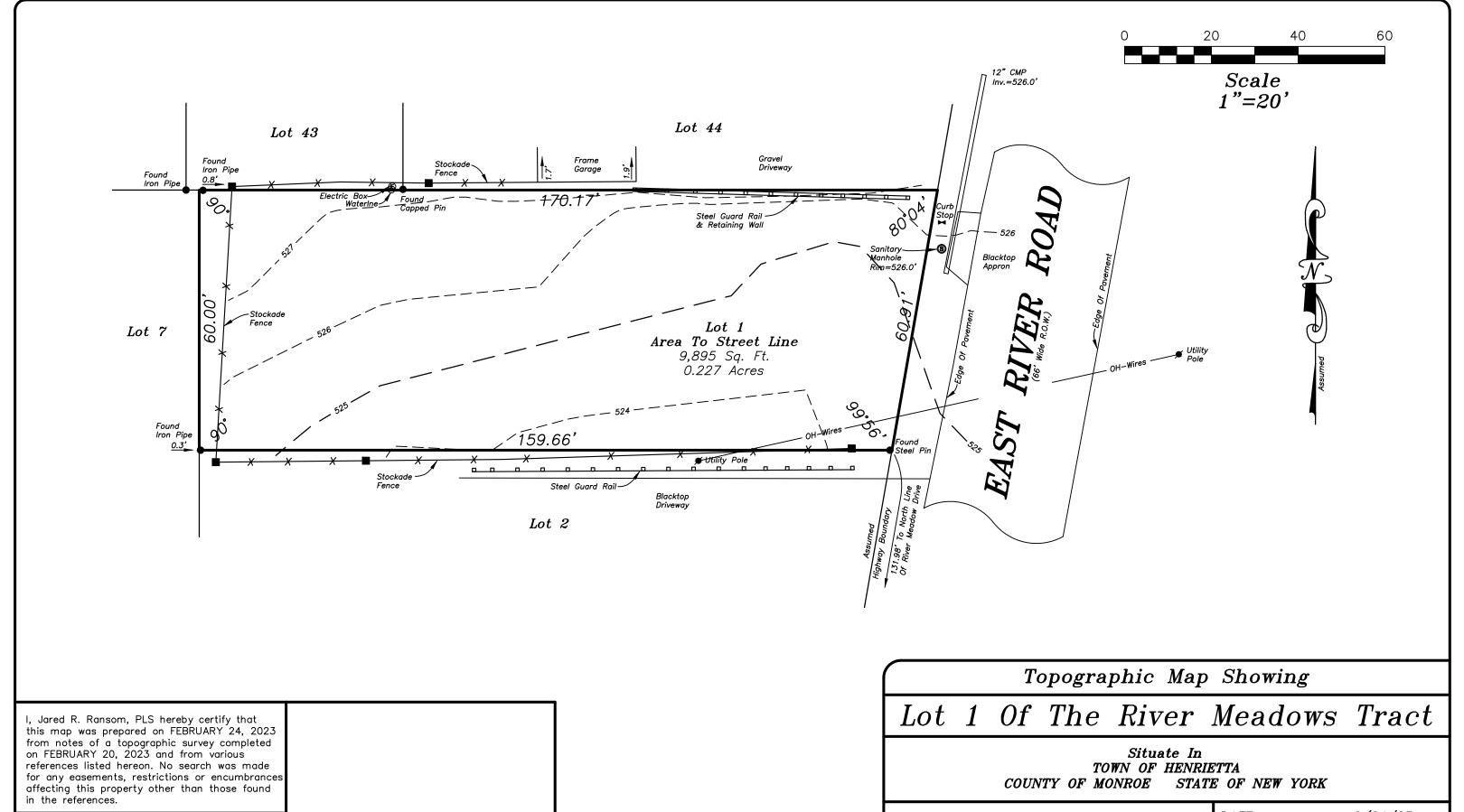
Henrietta, NY

DRAWING TITLE:

NEW SINGLE FAMILY RESIDENTIAL HOUSE SITE & UTILITY DETAILS & GENERAL NOTES

10/25/23 DRAWN BY: J.X.

DRAWING NO:



bearing a licensed land surveyor's seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.

Only copies from the original of this survey bearing the signature and an original of the land surveyor's inked seal or embossed seal shall be considered

as true and valid copies.

Unauthorized alteration or addition to a survey map

JARED R. RANSOM P.L.S. #050755

Ransom Land Surveying

4509 Allens Hill Road Honeoye, NY 14471 Phone 585-737-6881

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DATE:	2/24/23
DRAWN BY:	JRR
SHEET No.	1 of 1
DRAWING No.	RLS #0153