

**TOWN OF CLAY**

**APPLICATION**

to the

**ZONING BOARD OF APPEALS**

\_\_\_\_\_  
Date Received

Application for: \_\_\_\_\_ Use Variance  
\_\_\_\_\_ Area Variance  
\_\_\_\_\_ Special Permit  
\_\_\_\_\_ Interpretation

Tax Map Number \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_  
Case Number \_\_\_\_\_

The Applicant hereby appeals to the Zoning Board of Appeals of the Town of Clay in Onondaga County, New York from the decision of the Commissioner of Planning and Development denying application for a ( ) Building Permit ( ) Certificate of Occupancy ( ) Other \_\_\_\_\_ made on \_\_\_\_\_ and furnishes the following information under oath:

1. Applicant's name \_\_\_\_\_ Tel. No. \_\_\_\_\_
2. Mailing address \_\_\_\_\_
3. Address of subject property \_\_\_\_\_
4. Name of applicant's attorney \_\_\_\_\_
5. Attorney's address \_\_\_\_\_
6. Name of owner of record \_\_\_\_\_
7. Applicant acquired subject property from \_\_\_\_\_  
\_\_\_\_\_ by deed dated \_\_\_\_\_, or
8. Applicant is lessee of subject property from \_\_\_\_\_
9. Zoning District in which property is located \_\_\_\_\_
10. Current use of property \_\_\_\_\_
11. Length of time so used \_\_\_\_\_

12. The relief sought is (strike inapplicable matter)

( a. USE VARIANCE to allow subject premises to be used for \_\_\_\_\_ on the grounds that (applicant cannot derive a reasonable return from any of the uses allowed in Section 230.\_\_\_\_\_ of the Zoning Ordinance of the Town of Clay) or, ( \_\_\_\_\_ )

( b. AREA VARIANCE reducing:  
Lot area from \_\_\_\_\_ sq. feet to \_\_\_\_\_ sq. feet, Sec. \_\_\_\_\_  
Lot width from \_\_\_\_\_ sq. feet to \_\_\_\_\_ sq. feet, Sec. \_\_\_\_\_  
front yard setback from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
side yard setback from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
side yard (2<sup>nd</sup>) setback from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
rear yard setback from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
height from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
perimeter landscape strip from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
perimeter landscape strip (2<sup>nd</sup>) from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_

Sec 230.3 G 1- Highway Overlay Zone District reducing:  
Lot area from \_\_\_\_\_ sq. feet to \_\_\_\_\_ sq. feet, Sec. \_\_\_\_\_  
Lot frontage from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_  
Designated highway setback from \_\_\_\_\_ feet to \_\_\_\_\_ feet, Sec. \_\_\_\_\_

Other \_\_\_\_\_  
\_\_\_\_\_

( c. SPECIAL PERMIT to allow subject premises to be used for \_\_\_\_\_  
subject to satisfying the standards governing the issuance of a special permit set forth in Section \_\_\_\_\_ of the Zoning Ordinance of the Town of Clay.

( d. INTERPRETATION of Section \_\_\_\_\_ of the Zoning Ordinance of the Town of Clay to allow \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

13. Upon information and belief, the names and addresses of additional owners of land located within 200 feet of exterior boundaries of subject property are:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

14. No previous application for the relief herein sought has been made, except

\_\_\_\_\_



19. The applicant has read and is familiar with the provisions of the General Municipal Law Section 809 which states:
1. Every application, petition or request submitted for a variance, amendment, change of zoning, approval of a plat, exemption from a plat or official map, license or permit, pursuant to the provisions of any ordinance, local law, rule or regulation constituting the zoning and planning regulations of a municipality shall state the name, residence and the nature and extent of the interest of any state officer or any officer or employee of such municipality or of a municipality of which such municipality is a part, in the person, partnership or association making such application, petition or request (hereinafter called the applicant) to the extent known to such applicant.
  2. For the purpose of this action an officer or employee shall be deemed to have an interest in the applicant when he, his spouse, or their brothers, sisters, parents, children, grandchildren, or the spouse of any of them
    - a. is the applicant, or
    - b. is an officer, director, partner or employee of the applicant, or
    - c. legally or beneficially owns or controls stock of a corporate applicant or is a member of a partnership or association applicant, or
    - d. is a party to an agreement with such an application, express or implied, whereby he may receive any payment or other benefit, whether or not for services rendered, dependent or contingent upon the favorable approval of such application, petition or request.
  3. Ownership of less than five percent of the stock of a corporation whose stock is listed on the New York or American Stock Exchanges shall not constitute an interest for the purpose of this section.
  4. A person who knowingly and intentionally violates this section shall be guilty of a misdemeanor.

20. No Town of Clay officer; employee or a relative of either, as defined in Section 809 General Municipal Law has any interest in this application, except that \_\_\_\_\_

WHEREFORE, applicant respectfully petitions that the relief sought be granted.

Name of Individual or Corporation \_\_\_\_\_

Name of Officer of Corporation \_\_\_\_\_

INDIVIDUAL VERIFICATION

STATE OF NEW YORK )  
COUNTY OF ONONDAGA ) SS.:

\_\_\_\_\_ being duly sworn, deposes and says that he is the (Applicant/Petitioner) in this (Application/Petition); that he has read the foregoing instrument and knows the contents thereof; that the same is true to the knowledge of deponent, except as to the matters therein stated to be alleged on information and belief, and that as to those matters he believes it to be true.

\_\_\_\_\_  
Applicant Signature

Subscribed and sworn to before  
me this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_  
Notary Public

CORPORATE VERIFICATION

STATE OF NEW YORK )  
COUNTY OF ONONDAGA ) SS.:

\_\_\_\_\_ being duly sworn, deposes and says that s/he is the \_\_\_\_\_ of \_\_\_\_\_, the corporation named in the within entitled Application/Petition, that he has read the foregoing instrument and knows the contents thereof; and that the same is true to his own knowledge, except as to the matters therein stated to be alleged upon information and belief, and as to those matters he believes it to be true.

\_\_\_\_\_  
Applicant Signature

Subscribed and sworn to before  
me this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_.

\_\_\_\_\_  
Notary Public

Revised 8/3/05