

**VILLAGE OF PORT CHESTER  
ZONING BOARD OF APPEALS AGENDA  
June 16, 2016**

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**Findings**

None

**Continued Public Hearing**

**1. Case #2016-0129 – Continued Public Hearing**

Laura and Joseph Devita  
1 Shore Drive  
Port Chester, NY 10573

on the premises No. **1 Shore Drive**, being **Section 142.63, Block No 1, Lot No. 4** on the Assessment Map of the said Village, being a variance from the applicable Zoning Ordinance or Ordinances in the following respects:

Application is hereby made under the discretionary power vested in you by Section 345-29A, 345-13 or in the alternative 345.30 of the Zoning Ordinance of the Village of Port Chester for permission to: **construct 2<sup>nd</sup> curb cut and driveway and parking area in front yard.**

Property is located in the R7 One family Residential District where Accessory off-street parking spaces, other than those which might be incidentally available within an actual access driveway area, shall not be located within the required front yard.

Proposed is the construction of a new driveway and (2) parking spaces to be located within the required front-yard and therefore, a variance to construct a new driveway and permit parking to be located within a required front is required.

Access driveways through the required front yards and required side yards shall not exceed 10 feet in width, except that in the instance where a garage two car spaces wide is set back beyond the required front yard, such garage may have an access driveway as wide as the parking spaces in the garage, which driveway extends not more than 30 feet in front of the access doors to such garage. Proposed driveway varies from 12 to 16 feet wide therefor a 6' variance for driveway width is required.

Proposed is the construction of a new driveway that will exceed 10 feet in width with a proposed maximum width of 16 feet at the front courtyard within the required front-yard and therefore, a variance to construct a new driveway exceeding the maximum width of 10 feet to be located within a required front is required

**Extension Request**

**2. Case #2013-0076 – Extension Request – Continued Public Hearing**

**Luis Perez  
Bandito’s Restaurant  
139 South Main Street  
Port Chester, NY 10573**

A letter and related material dated March 7, 2016 was received from Luis Perez applicant, regarding variances granted on October 17, 2016 which have expired for property located at **139 South Main Street**, Port Chester, NY 10573. (**Section 142.55, Block 1, Lot 3**) Due to circumstances explained in the correspondence the applicant has been unable to start/complete the project in the time frame allowed per Village Code. §345.23 (6)

The applicant is requesting an extension of the granted variances.

**Continued Public Hearing**

**3. Case No. 2016-0132 - Continued Public Hearing**

**Mary Lou Cassone  
202 South Regent Street  
Port Chester, NY 10573**

**James McTigue  
Risoli Engineering  
1166 East Putnam Avenue  
Riverside, CT 06878**

on the premises No. **202 South Regent Street**, being **Section 141.36, Block No 2, Lot No. 46** on the Assessment Map of the said Village, being a variance from the applicable Zoning Ordinance or Ordinances in the following respects:

Application is hereby made under the discretionary power vested in you by Section 345-29A, 345-13 or in the alternative 345.30 of the Zoning Ordinance of the Village of Port Chester for permission to: **Obtain a Use variance and Parking variances.**

Property is located in the C4 General Commercial District where per Section 345 Attachment 3A, retail is not a permitted use in the C4 District. **Therefore a Use Variance is required.**

**Parking Variance** per 345-14 – 4,476 sq. ft. of office space requires 23 off street parking spaces; 1,129 sq. ft. of retail requires 6 off street parking spaces and 72,209.4 sq. ft. of bakery plant requires 72,209.4 sq. ft. of off street parking for a total of 43 spaces and 72,209.4 sq. ft. of required of street parking. Applicant will provide 48 parking spaces. Applicant will need a parking variance to account for the required parking square footage incurred by the bakery plant.

**Continued Public Hearing**

**4. Case No. 2016-0133 – Continued Public Hearing**

Lawrence Bennett/Applicant  
312 Ronbru Drive  
New Rochelle, NY 10804

Eswin Hernandez/Owner  
83 Inwood Avenue  
Port Chester, NY 10573

on the premises No. **83 Inwood Avenue** in the Village of Port Chester, New York, located in a Commercial (“C4”) Building Zone District being **Section 141.44, Block 3, Lot 16 and** on the tax assessment map of the Town of Rye, New York.

Application is hereby made under the discretionary power vested in you by Section 345-29A, 345-13 or in the alternative 345.30 of the Zoning Ordinance of the Village of Port Chester to: **construct a study room off of an existing basement.**

Property is located in the R2F Two Family District where the required minimum (1) side yard setback is 8.0 feet, proposed is 3.0 feet, therefore a side yard setback variance of 5.0 feet is required.

The home is a preexisting non-conforming three family dwelling. No such non-conforming use of land shall be enlarged or increased; therefore a use variance is required for the proposed enlargement of a non-conforming use,

**New Public Hearing**

**5. Case # 2016-0134 – New Public Hearing**

**NOTICE OF HEARING ON APPLICATION**

NOTICE IS HEREBY GIVEN that the undersigned has applied to the Zoning Board of Appeals of the Village of Port Chester, N.Y.

430 Westchester Avenue LLC  
c/o Feryal Alidadi  
15 Colonial Road  
White Plains, New York 110605

John B. Colangelo, Esq.  
211 S. Ridge Street  
Rye Brook, NY 10573

on the premises No. **430 Westchester Avenue** in the Village of Port Chester, New York, located in the C2 Building Zone District being **Section 135.84, Block 3, Lot 51** on the tax assessment map of the Town of Rye, New York

Application is hereby made under the discretionary power vested in you by Section 345-29A, 345-13 or in the alternative 345.30 of the Zoning Ordinance of the Village of Port Chester for

permission to: **install one double sided aluminum monument sign to replace existing wooden sign.**

The property is located in the RA-3 Zoning District where the maximum permitted area of an identification sign is 12 sq. ft. Proposed sign is 28 sq. ft.; therefore a variance of 16 sq. ft. is required.

In addition the identification is required to be at least 25 ft. from the side property line. Proposed sign is 10 ft. from side property line; therefore a variance of 15 ft. is required.

**Adjourn Meeting to July 21, 2016**



**THE ZONING BOARD OF APPEALS MEETING WILL BE HELD ON THE 3<sup>RD</sup> THURSDAY OF EVERY MONTH AT 7:00 O'CLOCK IN THE EVENING IN THE COURT ROOM, POLICE HEADQUARTERS BUILDING, AT 350 NORTH MAIN STREET, PORT CHESTER, NEW YORK 10573**