



CASE NO. 1461

DATE OF HEARING 1.18.2024

Town of Aurora Zoning Board of Appeals 575 Oakwood Avenue, East Aurora, New York 14052

# **Zoning Board of Appeals Application Form**

I. TYPE OF REQUEST  AREA VARIANCE SPECIAL USE PERMIT USE VARIANCE INTERPRETATION
II. APPLICANT/PETITIONER
Applicant's Name Chris McCaffrey Address 177 Oakhurst Street
City Lock port State NY ZIP 14094  Phone 1 = ax 116-43+0206 Email Chrism & Wrich Signs.com
Interest ir er/purchaser/developer) Sign Installer
III. PROPERTY OWNER INFORMATION (If different from applicant information.)
Property Owner(s) Name(s) The Rural Outreach Center  Address 130 Ollan Road
City East Aurora  State NY ZIP 14052  Phone 116  IX Email + ra  Venton, net
Linai To
III. PROPL
Property Address 730 Olean Road, East Aurora
SBL# 176.00 - 4-17.12
Property size in acres Property Frontage in feet
Zoning District 123 Surrounding Zoning RRIA, R2, C3, C2  Current Use of Property Professional Office of Assembly space
IV. REQUEST DETAIL
(check all that apply)
✓ Variance from Ordinance Section(s) # 16-34 A(4)
Special Use Permit for: Use Variance for:
Interpretation of

V. SIGNATURES (This application mu the owner of the property, a separate o	-				
Signature of Applicant/Petitioner  Christopher McCaffrey  Print name of Applicant/Petitioner	any .				
State of New York; County of Erie  On the May of Man Win the year 20 23 be					
on the leady of Mambuin the year of beabove individual appeared, personally known to basis of satisfactory evidence to be the individual name is subscribed to the within instrument and acknowledged to me that he/she/they executed for the purposes therein stated.	o me on the ual whose d				
Notary Public					
(Notary stamp)  PATRICE LESNIA  NOTARY PUBLIC, STATE OF Registration No. 01LE640  Qualified in Niagara Cou  Commission Expires December	NEW YORK 02083				
Office Use Only: Date received:	12/13/23	ler# 1005-	Receipt #:	891057	
Application reviewed by:					
ECDP ZR-1 form sent to EC:		Hearing publication	ation date: <sub>-</sub>		
PREVIOUS APPEAL(S):					
A previous appeal to the Zoning Board of	Appeals 💢 has	( ) has not be	en made wi	th respect to th	is property
Previous appeals:  Date: 5/5/14 Case 1/2/0  Date: 3/5/12 Case 1/65  Type of Appeal: 1/2/0  Type of Appeal: 1/2/0	lar-tempthad	er	Granted _	Denied _	4 1.1
Date: 3/5/12 Case 1165 Type of Appeal:	sign		Granted _	Denied _	
3/18/25 Case 1436	sign		marte	0 x	

granted X

## **PETITIONER'S LETTER OF INTENT**

reque	e describe in detail the proposed project, reason the variance and/or special use permit is being ested and any additional information that may be helpful to the Zoning Board of Appeals in deciding this al: (attach additional pages if needed)
	See Attached
<u>TO B</u>	E COMPLETED ONLY WHEN A USE VARIANCE IS BEING REQUESTED:
	e Variance is requested because the applicable regulations and restrictions in the Zoning Code of the of Aurora have caused unnecessary hardship as demonstrated by the following:
1)	I cannot realize a reasonable return on my property for each and every permitted use allowed in the current zoning classification as demonstrated by the accompanying financial evidence (provide financial evidence to support your argument).  Financial Evidence Provided Yes No (financial evidence is required per NYS Town Law)
2)	Describe why your alleged hardship relating to the subject property is unique and does not apply to other properties in the zoning district or neighborhood:
3)	Describe why you believe that the essential character of the neighborhood/community will not change if the Zoning Board of Appeals grants you a use variance:
4) expla	Is your need for a use variance a result of you own actions (is your difficulty self-created)? Please in:
****	
(Attac	h additional pages if needed)



December 11, 2023

Town of Aurora Zoning Board of Appeals 575 Oakwood Avenue East Aurora, NY 14052

Dear Zoning Board Members,

The Rural Outreach Center has contracted with Ulrich Sign Company to obtain approval to install new non-illuminated letter reading: "ROC...The Rural Outreach Center...Scott Bieler Family Foundation". We are requesting a variance to install the letters on the building facade. The variance is required because the property is zoned residential, and this is a second sign.

The sign is important for the identification of the center. The letters will be illuminated with decorative goose neck lights.

The sign will be professionally manufactured and installed. The new sign size is appropriate for the building. The sign will be the only identification on the building. I appreciate your help in approving this sign request. Please let me know if you need any additional information.

Sincerely,

Chris McCaffrey

Town of Aurora 575 Oakwood Avenue East Aurora, NY 14052 www.townofaurora.com

# Zoning Board of Appeals Application Owner Authorization

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The undersigned, who is the owner of the premises know as: The Rurel Outleach Center
730 Olean Rd, E, Aurora, NY 14052 , identified as Tax Map (SBL)#.
hereby authorizes Chris Mc Coffrey to bring an application for ( ) area variance
( ) special use permit ( ) use variance ( ) interpretation before the Town of Aurora Zoning Board of
Appeals for review and potential approval. The undersigned further permits the Town or its authorized
representative(s) access to the property to review existing site conditions during the review process.
Frank Cerny, Exec. Dir. Owner (print)  12/12/23 Date
Trankelsus Owner (signature)
STATE OF NEW YORK ) SS
COUNTY OF ERIE )
On this 12 day of 2023, before me, the undersigned, a notary public in and for said state,
personally appeared Frank Cerny, personally known to me on the basis of
satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and
acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their
signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted,
executed the instrument.
Muchel H Venezu

**SUPERVISOR** James J. Bach (716) 652-7590 jbach@townofaurora.com



TOWN CLERK Martha L. Librock (716) 652-3280 townclerk@townofaurora.com

### **TOWN OF AURORA**

### **Aurora Municipal Center**

575 Oakwood Avenue, East Aurora, NY 14052 www.townofaurora.com

TOWN COUNCIL MEMBERS

Charles D. Snyder

csnyder@townofaurora.com

Luke Wochensky lwochensky@townofaurora.com

James F. Granville jgranville@townofaurora.com

Joseph M. McCann

jmccann@townofaurora.com

SUPT. OF HIGHWAYS David M. Gunner (716) 652-4050

highway@townofaurora.com

CODE ENFORCEMENT **OFFICER** 

Elizabeth Cassidy (716) 652-7591

building@townofaurora.com

**ASSESSOR** 

Stephen R. Pigeon assessor@townofaurora.com

(716) 652-0011

DIR. OF RECREATION Christopher Musshafen (716) 652-8866 chris@townofaurora.com

> **TOWN ATTORNEY** Brigid M. Maloney

TOWN JUSTICE Jeffrey P. Markello Anthony DiFilippo IV

HISTORIAN Robert L. Goller (716) 652-7944 historian@townofaurora.com

FAX: (716) 652-3507

Ulrich Signs

Attn: Chris McCaffrey

177 Oakhurst St

Lockport, NY 14094

December 13, 2023

Chris:

The Building Department has reviewed your request to install a sign at the Rural Outreach Center property at 730 Olean Rd. The request has been denied because it fails to meet the code requirements for signs in the Residence 3 (R3) District in which it is located.

Section 116-34A(4)

Required: A sign of not more than 4 sqft in area displaying a street number, name of

occupant(s) and/or name by which the property is known.

Requested: 41.5 sqft wall sign

Variance: 37.5 sqft

This letter serves as notice that we have received the application and fee for the Zoning Board of Appeals. You will receive notification from the Town Clerk with the date and time of the next available hearing. If you have any questions, please contact our office at 652-7591.

Elizabeth Cassidy

Code Enforcement Officer

This institution is an equal

opportunity provider and employer.

# SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Submit this form with <u>full statement of proposed action</u> (as described in GML 239-m(c)) at <u>www.Erie.gov/IRonline</u>, OR mail a hard copy (retain a copy for your files) to: Erie County Division of Planning, 95 Franklin Street, Room 1053, Buffalo, N.Y., 14202

DO NOT WRITE IN	THIS SPACE
Case No.:	
Postmark/Delivery Date:	

				_		al Municipal Law §2391 - nn
A Municipal Re	ferral	Map is available to help d		**	le action i	is subject to referral.
	_		ı of I	Proposed Action		
1. Name of Municipality:	10	wn of Aurora				
However, any county i	If the reply re	des that the county shall have 30 the county fails to reply within succeived after 30 days but 2 or moring body shall file a report of its	ch perio	od, the referring body may take prior to final action by the refe	final action	ı. hall be subject to \$239-m(5)
2. Hearing Schedule:	D	oate 1/18/2024	Т	ime 7:00pm Loca	ation 575	5 Oakwood Ave., E. Aurora, NY
3. Action is before:		Legislative Body	V	Board of Appeals		Planning Board
4. Action consists of:		New Ordinance		Rezone/Map Change	e 🗆	Ordinance Amendment
☐ Site Plan	V	Variance		Special Use Permit		Other:
5. Location of Property:		Entire Municipality	V	Address: 730 Olea	ın Roac	d
5a. S.B.L. of Property:	17	6.00-4-17.12	_			
6. Referral required as site is within 500' of:		State or County Property/Institution		Municipal Boundary		n Operation located in an cultural District
□ Expressway		County Road	V	State Highway	Pro	posed State or County Road, perty, Building/Institution, inageway
7. Proposed change or us (specify the action, such as scope of variances or site p	the	allowed 41.5 sf h				by Town code. 4sq ft
8. Other remarks:						
9. Submitted by: Martha	a Lik	orock, Town Clerk	(	Email: townclerk(	@town	ofaurora.com
10. Return Address: <u>575</u>	Oa	kwood Avenue, E	E. A	urora, NY 14052	2	
	Re	eply to Municipality by	y Eric	e County Division of	Plannir	ng
Receipt of the above-desc submits its review and re submitted with this refer	ply u	d proposed action is a nder the provisions of	ckno appl	wledged on icable state and loca	 I law, ba	The Division herewith sed on the information
1.  The proposed a	ction	is not subject to revie	w un	der the law.		
2.	opos	ed action is attached h	ereto	<b>D</b> .		
3.  The proposed a	ction	is subject to review; F	Recoi	mmendation on Prop	osed Ac	tion is attached hereto.
4. No Recommend	atior	n; proposed action has	beeı	າ reviewed and deter	mined to	be of local concern.
By the Division of Plannir	ng:					Date:
	_					

# Short Environmental Assessment Form Part 1 - Project Information

### **Instructions for Completing**

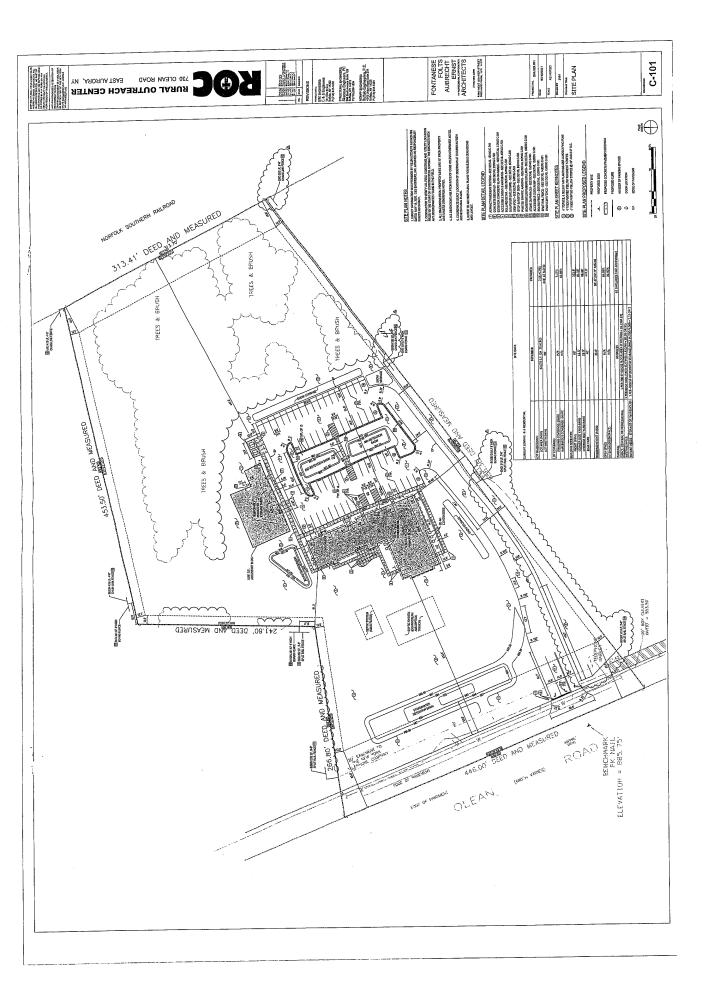
Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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:  Outreach	Center					
Project Location (describe, and attach a location map):						
Brief Description of Proposed Action:	+ Aurora	γς, .				
Install (1) Non-illu	Menne					
Suildug sign made	of indi	woul				
plante letter.						
Name of Applicant or Sponsor: Teleph	none:	67				
Which Sue to My Il E-Mai	il:	5.00				
Address:		- sole.				
177 Alburt St		1 1				
City/PO:	State: Z	ip Code:				
Larlant my	NY	14064				
1. Does the proposed action only involve the legislative adoption of a plan, local law	v, ordinance,	NO YES				
administrative rule, or regulation?						
If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.						
2. Does the proposed action require a permit, approval or funding from any other g		NO YES				
If Yes, list agency(s) name and permit or approval:	Sverimental Agency:	NO IES				
Town of Auran Sign &	emit					
3.a. Total acreage of the site of the proposed action?	acres					
b. Total acreage to be physically disturbed?  c. Total acreage (project site and any contiguous properties) owned	acres					
or controlled by the applicant or project sponsor?	acres					
4. Check all land uses that occur on, adjoining and near the proposed action.						
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial		1)				
☐Forest ☐Agriculture ☐Aquatic ☐Other (specify	r):					
Parkland						

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?		X	
b. Consistent with the adopted comprehensive plan?			X
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental As If Yes, identify:	rea?	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		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 meet or exceed the state energy code requirements?  If the proposed action will exceed requirements, describe design features and technologies:		NO X	YES
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:		X	
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:		X	
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?		X	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, conta wetlands or other waterbodies regulated by a federal, state or local agency?	in	NO	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:	?	X	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check  ☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-success ☐ Wetland ☐ Urban ☐ Suburban		apply:	
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed		NO	YES
by the State or Federal government as threatened or endangered?		X	
16. Is the project site located in the 100 year flood plain?		NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties?		\foralle{\pi}	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains of YES). If Yes, briefly describe:	ins)?	-	
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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)?	NO	YES
If Yes, explain purpose and size:	X	
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:	X	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:	X	
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE EKNOWLEDGE  Applicant/sponsor name: Chris Willer Date: Date	BEST O	F MY



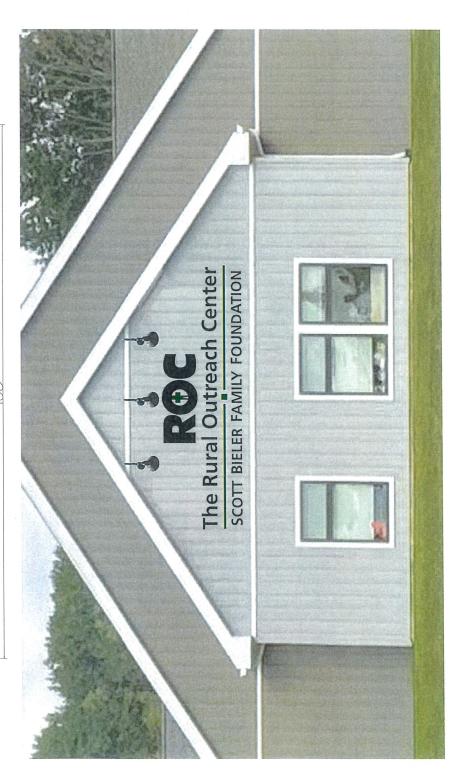


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# The Rural Outreach Center # U

11<u>2</u>9

SCOTT BIELER FAMILY FOUNDATION 12 12.15 \$



Rural Outreach Center 177 Oakhurst Street .ockport, New York 14094 Sales Representative Phone (716) 434-0167 Fax (716) 434-0226 www.ulrichsigns.com East Aurora Customer 11-17-23 Location Chris

A. Boehmer File Name Designer

Rural Outreach Center

Colors

Due to differences in monitors and printers, colors you see may vary from final product.

Description

Non Illuminated Letters

accordance with UL standard #48 for electric signs installed, using UL listed parts and methods of installation in accordance with the National UL Inspected and labeled in

This sign is intended to be installed in accordance with the requirements of Article 800 of the National Electrical Code and/or other applicable local codes. This includes proper grounding and bonding of the sign. Electric Code. LISTED

THIS DESIGN PROPOSAL IS THE EXPRESS PROPERTY OF ULRICH SIGN CO. UNTIL APPROVED & ACCEPTED THROUGH PURCHASE BY NAMED CLIENT.

Non Illuminated Letters Sign 1 - Option 1

Client Approval

"THIS DESIGN PROPOSAL IS TO REMAIN PROPERTY OF ULRICH SIGN CO. UNTIL APPROVED & ACCEPTED THRU PURCHASE BY NAMED CLIEVI.

DATE

Revised 12/11/23 – ab

