ALFRED A. CAPPELLI, JR. ARCHITECT 23 DIDDELL ROAD WAPPINGERS FALLS, NY 12590

AUG 0 6 2024

Zoning Board of Appeals
Town of Wappinger

Telephone: 845-632-6500 Email: acappe2102@aol.com

August 5, 2024

T/O Wappingers Falls
Zoning Board of Appeals
20 Middlebush Rd.
Wappingers Falls, NY

Attn:

Chairman Galotti

Re:

Area Variance, 8 McIntosh La., DeSantis Residence

TM #6257-02-614932

Area Variance: (1) Side Yard Setback, (2) Size of In-law Apartment

Dear Chairman Galotti & Zoning Board Members,

Attached please find a Zoning Board of Appeals application for two Area Variances as noted below for 8 McIntosh La.

Variance No. 1: Side yard setback variance for a proposed addition where applicant can provide 16 ft., whereas 20 ft. is required by code, requiring a 4 ft. variance.

Variance No. 2: To allow an accessary apartment of 900 sf to be added to an existing single family dwelling where, although the limit by code is 1,000 sf max., the area of the apartment exceeds the 35% of the gross floor area. (Existing house: 2,300 sf, 355 allows 805 sf & applicant is proposing 900 sf, requiring a 95 sf variance).

In addition to the application, we have attached among other items, a plot plan reflecting the distance addition along with a conceptual floor plan of what is being proposed.

Thank you for your time and consideration.

Very truly yours

Alfred A. Cappelli, Jr.

Architect

AAC/dc Attach.

Zoning Board Application for Area Variance

DeSantis Residence 8 McIntosh Lane T/O Wappingers Falls

TM#6257-02-614932

Prepared by:

Alfred A. Cappelli, Jr. Architect 845-632-6500

August 5, 2024

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DeSantis

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- IX. Preliminary Floor Plan of Proposed Addition

DeSantis Residence 8 McIntosh Lane T/O Wappingers

Project Narrative

1. Existing Conditions

The property in question is a 26 x 46 raised ranch 0.38 acres located at 8 Macintosh lane. The site also includes an existing inground swimming pool and rear decks. The pool will remain, the decks will be re-built, not part of this application.

2. Current Owner

The owner, Lucy DeSantis, who several years ago lost her husband, is in need of continuous care due to her elderly condition. She does not want to move or downsize, and she currently resides in the home alone.

3. Proposed Action

One of Mrs. DeSantis' sons is looking to add on a small, 900 sf apartment for him and his daughter, in order to take care of his elderly mother. Both wanting independent living arrangement felt that two separate apartments would suit their needs. Mrs. DeSantis wishes to remain in the home her and her husband built over 50 years ago, with the extra bedroom being used for visiting family members, grandchildren, etc.

This small apartment is for Michael and his daughter as there are only two of them.

The existing dwelling is serviced by central water and sewer services.

4. Variances Requested

Given the size of the lot inside of the existing home, we have concluded that two variances will be required in order to construct the proposed addition.

a. Variance No. 1 - Setback

A side yard setback on the left side of the house, where the addition is being proposed, as due to the angular nature of the property line, the front corner, and only the front corner, is proposed to be 16' to the side property line, whereas code suggests a 20' setback, needing a 4' side yard variance.

b. Area Variance No. 2 - Apartment Size

The size of the apartment being proposed is 900 sf (25' \times 36'). Although this is within the 1,000 sf max allowed by code, the apartment size exceeds the 35% max. gross area of the existing dwelling as calculated below.

- Existing lower level 24 x 46, 1,104 sf
- Existing upper level, 26 x 46, 1,196 sf
- Existing total 2,300 sf
- -35% = 805 sf max.

The proposed addition of 900 sf exceeds the max allowed by 95 sf, for a total percentage of 39% or 4% over the max. code

TOWN OF WAPPINGER



PLANNING BOARD & ZONING BOARD OF APPEALS

20 MIDDLEBUSH ROAD WAPPINGERS FALLS, NY 12590 PH: 845-297-6256 Fax: 845-297-0579

Application for an Area Variance
Appeal No.: 24-7831 Date: Aug 1, 1024
TO THE ZONING BOARD OF APPEALS, TOWN OF WAPPINGER, NEW YORK:
I (We), Alfred Cappelli, Ir., Ardit. residing at 23 piddell Road
Wappingers Falls NY , (phone) 914 489-6192 (c), hereby,
appeal to the Zoning Board of Appeals from the decision/action of the Zoning Administrator,
dated 8-12-24, and do hereby apply for an area variance(s).
Premises located at: B MacIntosh Lane
Tax Grid No.: 6257 - 62 - 614 932 Zoning District: R - 20
1. Record Owner of Property:
LUGY Desantis
Address: 8 Macintosh Lane Wappingers Falls, My
Phone Number: Owner Consent dated: Signature: Print Name:
2. Variance(s) Request:
Variance No. 1
I (We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
requirements of the Zoning Code.
(Indicate Article, Section, Subsection and Paragraph)
Required: 20 ft. side yard setback
Applicant(s) can provide: 16 f+
Thus requesting: 4 ft. variance
To allow: To construct residential addition to
existing single family dwelling

Town of Wappinger Zoning Board of Appeals Application for an Area Variance Appeal No.: 24-7831

Variance No. 2
I (We) hereby apply to the Zoning Board of Appeals for a variance(s) of the following
requirements of the Zoning Code.
240-53-8.(4)
(Indicate Article, Section, Subsection and Paragraph)
Required: 35% of exista gross area for accessry apt. 805
Applicant(s) can provide: 900 5 F
Thus requesting: 75 5.5. or 39%
To allow: construction of accessory apartment
3. Reason for Appeal (Please substantiate the request by answering the following questions in detail. Use extra sheet, if necessary):
A. If your variance(s) is (are) granted, how will the character of the neighborhood or nearby properties change? Will any of those changes be negative? Please explain your answer in detail.
Although many raised ranch style homes exist in the neighborhood, there is a mix of modest two story homes in the area, so this addition will not be out of
B. Please explain why you need the variance(s). Is there any way to reach the same result without a variance(s)? Please be specific in your answer.
Son needs to return home to aid for his elderly
son needs to return home to aid for mis elderly mother & requires separate living arrangements
C. How big is the change from the standards set out in the zoning law? Is the requested area variance(s) substantial? If not, please explain in detail why it is not substantial. Neither variance requested is not substantial. Side yard variance is for one corner only add additional area for apartment suggests 39% of groups area of existing, where 35% allowed
of 91095 area of existing, where 3570 allowed
D. If your variance(s) is (are) granted, will the physical environmental
conditions in the neighborhood or district be impacted? Please explain in
detail why or why not.
would be the slight enlargement of 24 exists
home

Town of Wappinger Zoning Board of Appeals Application for an Area Variance Appeal No.: 24-7831

E. How did your need for an area variance(s) come about? Is your difficulty self-created?
Please explain your answer in detail.
Addition has not been constructed
F. Is your property unique in the neighborhood that it needs this type of
variance? Please explain your answer in detail.
Due to the shape of the lot only one small
corner of the addition encroaches on the
setback
4. List of attachments (Check applicable information)
(V. Survey dated: Hay 22, 2924 Last revised and
(V) Survey dated: Hay 22, 2924, Last revised and Prepared by: Robert oswald.
(V) Plot Plan dated: Aug 1, 2024
() Photos
(Drawings dated:
() Letter of Communication which resulted in application to the ZBA.
(e.g., recommendation from the Planning Board/Zoning Denial)
Letter from: Barbara Koberti Dated: 8-12-24
() Other (Please list):
5. Signature and Verification
Please be advised that no application can be deemed complete unless signed
below. The applicant hereby states that all information given is accurate as of
the date of application.
SIGNATURE: Alles Company DATED: Aug. 2024
SIGNATURE: Aug! 202/
SIGNATURE: DATED:
SIGNATURE: DATED:

FOR OFFICE USE ONLY

1.	THE REQUESTED VARIANCE(S) () WILL UNDESIRABLE CHANGE IN THE CHARAC	
2.	() YES / () NO, SUBSTANTIAL DETRIME PROPERTIES.	NT WILL BE CREATED TO NEARBY
3.	THERE () IS (ARE) / () IS (ARE) NO OTH YOU TO PURSUE TO ACHIEVE THE BENEREQUESTED VARIANCE(S).	
4.	THE REQUESTED AREA VARIANCE(S) (IS () ARE) NOT SUBSTANTIAL.
5.	THE PROPOSED VARIANCE(S) () WILL / OR IMPACT ON THE PHYSICAL OR ENVIRONEIGHBORHOOD OR DISTRICT.	
6.	THE ALLEGED DIFFICULTY () IS /() IS I	NOT SELF-CREATED.
C	ONCLUSION: THEREFORE, IT WAS DETEI	
	ONDITIONS / STIPULATIONS: The following the resolution of the Board as part of the act	
{) FINDINGS & FACTS ATTACHED.	
D	ATED:	ZONING BOARD OF APPEALS TOWN OF WAPPINGER, NEW YORK
		BY:
		(Chairman) PRINT:

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.

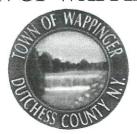
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information	
Name of Action or Project: Desautis Addition - Propos	ed Addition
Project Location (describe, and attach a location map): 8 Machatosh Lane - Town - F	
Brief Description of Proposed Action:	c'residentizi
add, from for accessory Aft side yard variance setback and area of appropriate of appropriate and allowed by	required for artheut slightly
Name of Applicant or Sponsor:	Telephone: 914 489 - 6192(C
Alfred Cappelling, Archit.	E-Mail: A Cappe 21020
Address: 23 Diddell Road	E-Mail: A Cappe 2102@ AOL. COM
City/PO: Wappingers Falls	State: NY Zip Code: 12590
 Does the proposed action only involve the legislative adoption of a plan, local administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the emay be affected in the municipality and proceed to Part 2. If no, continue to ques Does the proposed action require a permit, approval or funding from any other if Yes, list agency(s) name and permit or approval: 	nvironmental resources that tion 2. er government Agency? NO YES
3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned	acres acres 38 acres
4. Check all land uses that occur on, are adjoining or near the proposed action: Urban Rural (non-agriculture) Industrial Commerci Forest Agriculture Aquatic Other(Spe	al Residential (suburban) cify):

5. Is the proposed action, NO	YES	N/A
a. A permitted use under the zoning regulations?	7 1	П
b. Consistent with the adopted comprehensive plan?		
i. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES
. 22 22 proposed would complished with the productional condition of the calsting built of flatural randscape;		$ \sqrt{} $
. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES
Yes, identify:	- 🔽	
		×250
. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES
b. Are public transportation services available at or near the site of the proposed action?		
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?		
Does the proposed action meet or exceed the state energy code requirements?	NO	YES
the proposed action will exceed requirements, describe design features and technologies:		
	_	
0. Will the proposed action connect to an existing public/private water supply?	NO	YES
If No, describe method for providing potable water:		
		V
Will the proposed action connect to existing wastewater utilities?	NO	YE
If No describe mathed for appriding vacateouster treatments		1-5
If No, describe method for providing wastewater treatment:		IV
	_	
2. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	NO	YE
which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the	V	
State Register of Historic Places?		-
h Te Man mariant vita an annual time of the form of the first of the f		
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		-
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO.	YE
	M	
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:		
	- 33	
	13 SE, 7% &	المراكب

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		THE STATE OF THE S
☐Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional		
☐ Wetland ☐ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or	NO	YES
Federal government as threatened or endangered?	Ø	
16. Is the project site located in the 100-year flood plan?	NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources?	ИО	YES
ff Yes,	V	
a. Will storm water discharges flow to adjacent properties?		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?		
If Yes, briefly describe:		17.75 X
	7	
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		
	V	
		-
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:	V	
	I	ابسبا
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		.
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE B	EST O	F
MY KNOWLEDGE		
Applicant/sponsor/name: Alfred Cappelline And Feat Date: Aug	1,2	<i>9</i> 2.
Applicant/sponsor/name: Alfred appellige Avaletatoate: Aug Signature: Title: Project Av	يدك.	tec

TOWN OF WAPPINGER



BUILDING DEPARTMENT

20 MIDDLEBUSH ROAD WAPPINGERS FALLS, NY 12590-0324 (845) 297-6256 FAX: (845) 297-0579

OWNER CONSENT FORM

BUILDING PERMIT #	APPLICATION # 24-7831
SITE LOCATION: 8 Macin	tosh Lane
GRID: # 6257. 02 - 61	4932
Name of APPLICANT/OWNER: A) Fre	ing in to apply, if other than the Owner)
~ CERTI	FICATION ~
	or partly, in its use or structure until a Certificate of Occupancy
Town of Wappinger to approve or deny the attached ap ordinances. I understand that this permit will not be cl include the building inspector having access to the inte expiration date it will remain as a violation on my prop	osed out unless all proper inspections are completed which can rior of my residence. If this permit is not closed before the erty until it is closed out. After the expiration date the permit r to close out the permit. I understand that I am ultimately
Dugl, 2024 Date Owner's Telephone Number	July Descritory Owner's Signature Lucy Desants Print Name Buzintish Lave Wappfalls Print Owner's Address
Code Enforcement Official:	FFICE USE ONLY

Parcel Number

135689-6257-02-614932-0000

Parcel Location

8 Macintosh Ln

Municipality

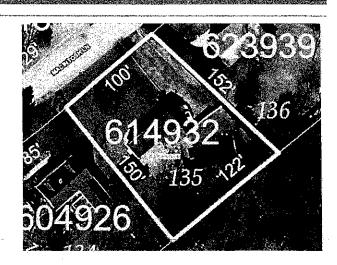
Wappinger

Owner Name

De Santis, Dominic (P) De Santis, Lucy (A)

Primary Owner Mailing Address

8 Mac Intosh Ln Wappinger Falls, NY 12590



Parcel Details

Lot Size (acres):

0.38 Ac

Split Town:

Filed Map:

3975

Agri. District:

None

File Lot #:

135

School District:

(135601) Wappingers CSD

Land Use Class:

(210) 1 Family Res

Assessment Information (Current)

Land:

Total:

County Taxable:

Town Taxable:

School Taxable:

Village Taxable:

\$100,300

\$372,900

\$369,300

\$369,300

\$369,300

\$0

Tax Code:

Roll Section:

Uniform %:

Full Market Value:

H (Homestead) **Tentative Roll:**

1 (Taxable)

100

\$372,900

Final Roll:

Valuation Date:

5/1/2024

7/1/2024

7/1/2023

Last Sale / Transfer

Sale Price:

Sale Date:

Deed Book:

Deed Page:

Sale Condition:

No. Parcels:

\$0

1/1/2000

1388

0782

0

Site Information

Site 1

Water Supply:

Sewer Type:

Desirability:

Zoning Code: *

Used As:

(3) Comm/public

(3) Comm/public

(2) Typical

R20

Residential Building Information

Site 1

Year Built:	Year Remodeled:
1974	-

Building Style: (02) Raised ranch No. Stories:

SFLA: 1,712

Overall Condition:

No. Half Baths:

No. Kitchens:

No. Fireplaces:

(3) Normal

No. Bedrooms:

No. Full Baths:

Basement Type:

3

1

(4) Full

Central Air:

Heat Type:

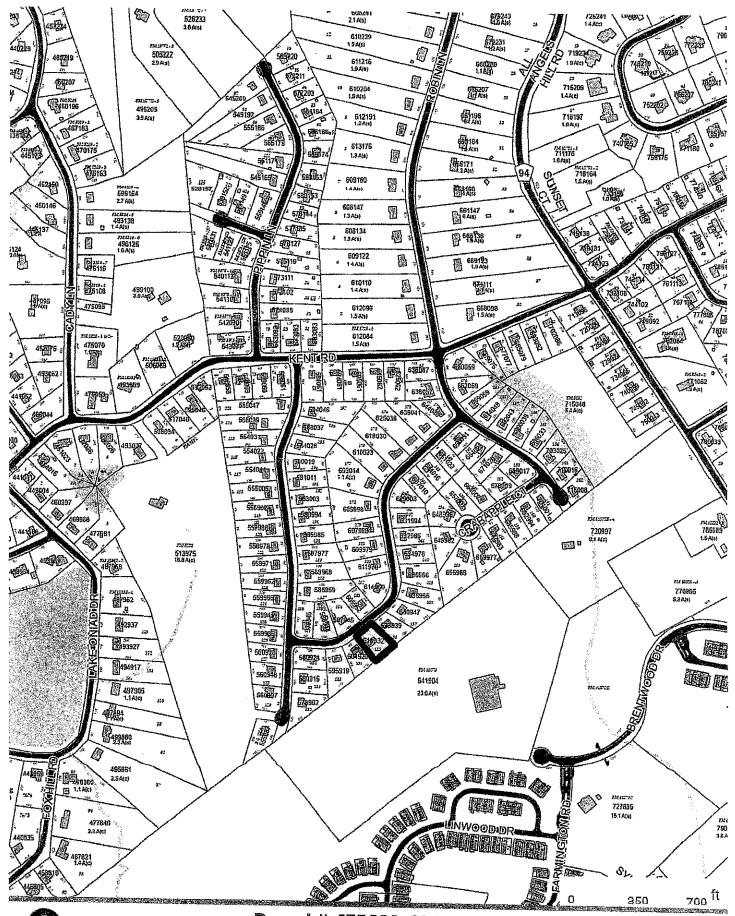
Fuel Type:

First Story:

Second Story:

Additional Story:

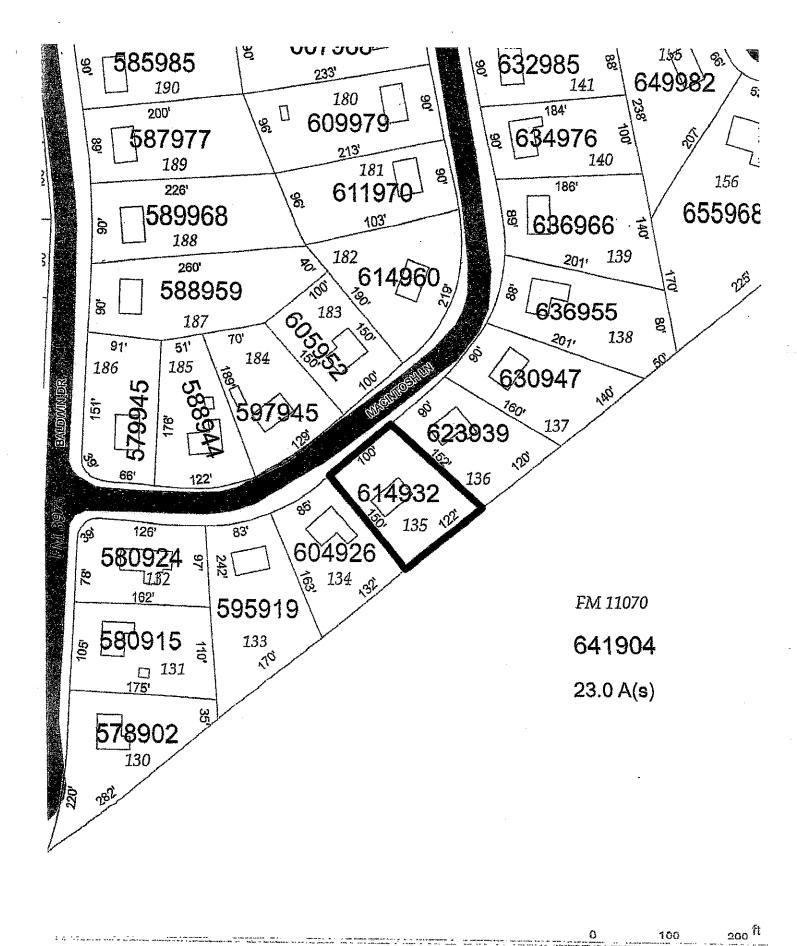
Improvement Site 1, Improvement Cardition: Cardition	Yes Half Story: 0 Fin. Basement: 528	(3) Hot wtr/stm 3/4 Story: 0 Fin. Rec Room: 0	(4) Oil Fin. Over Garage: 0 No. Rooms:	1,184 Fin. Attic: 0 Grade: (C) Average	0 Unfin. Half Story: 0 Grade Adj. Pct.: 95	0 Unfin. 3/4 Story: 0
Structure Code: Dim. 1: Dim. 2: Quantity:	•					
RP5 Poroh-up opn 0				film 2	Quantity	•
Year Built: Condition: Grade: Sq. Ft.: 1974 (3) Normal C 240 Site 1, Improvement 2 Structure Code: Dim. 1: Dim. 2: Quantity: (LS3) Pool-concret 0 0 1 Year Built: Condition: Grade: Sq. Ft.: 1978 (3) Normal C 648 Site 1, Improvement 3 Structure Code: Dim. 1: Dim. 2: Quantity: (SP2) Sol Panels, Elec 3,600 0 1 Quantity: (SP2) Sol Panels, Elec 3,600 0 1 Quantity: (SP2) Sol Panels, Elec 3,600 0 1 Quantity: Qua			·		_	
1974			n·			
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1978 (3) Normal			n:			
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	-		-			
	Special District: H	F036				
	-		Primary Units:		Ad Valorem Value	



Dutchess County New York Parcel #: 135689-6257-02-614932-0000

Printed By: ParcelAccess N

ParcelAccess 4/15/2024



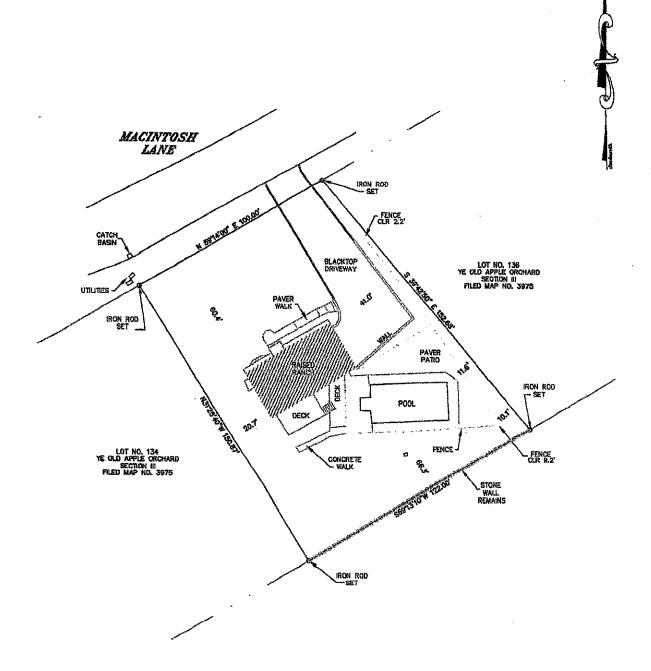


Parcel #: 135689-6257-02-614932-0000 Wappinger, NY

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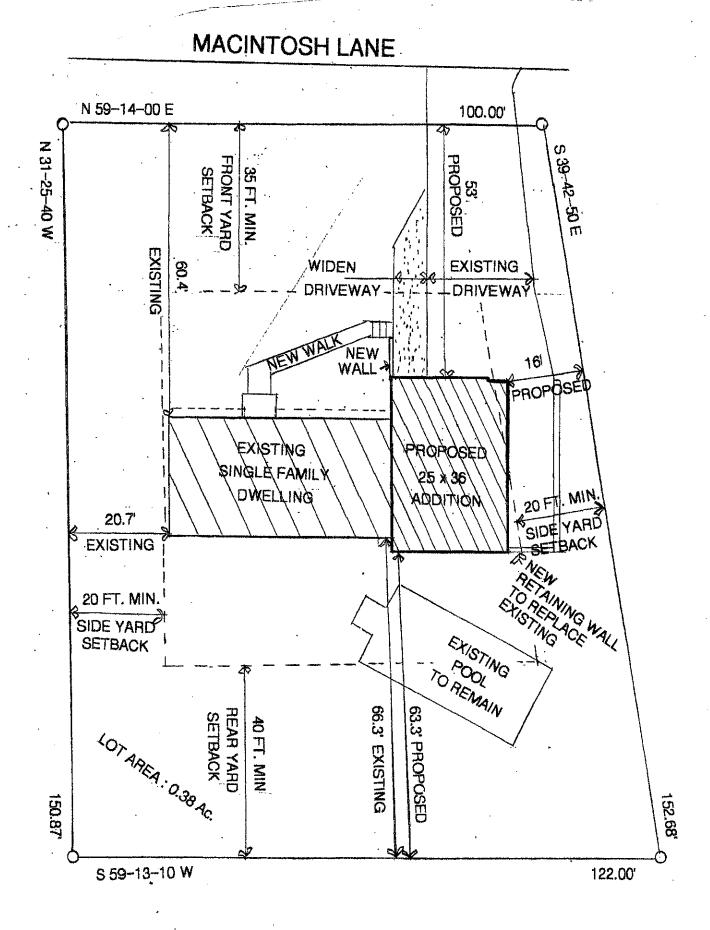
AREA=0.38 ACRES +/-

CERTIFIED TO: 1. MICHAEL DESANTIS 2.

MAP OF SURVEY FOR SEC. III LOT No. 35
YE OLD APPLE ORCHARD
TIDN OF VAPPINGER DUTCHESS C
SCALE 1' = 20' MAY 2P DUTCHESS COLNLY.

MAY 22. 2024

ROBERT V. OSWALD LAND SURVEYING



PLOT PLAN

DESANTIS RESIDENCE 8 MACINTOSH LANE

