

October 31, 2023

## VIA HAND DELIVERY

Chairman Wayne Spector, and the Village of Mount Kisco Zoning Board of Appeals 104 Main Street Mount Kisco, NY 10549

Zoning Board of Appeals
Vinge/Town of Mount Kisso

ERIC L. GORDON Principal Member Also Admitted in CA

99 Madison Avenue New York, NY 10016 Phone 646,794.5747

Main Office

445 Hamilton Avenue White Plains, NY 10601 Phone 914.946.4777 Fax 914.946.6868

200 Westage Business Center Fishkill, NY 12524 Phone 845.896.0120 New York City Office

Re: Mr. Fortunato Cambareri

Amended Application to Zoning Board of Appeals

52 West Main Street, Mount Kisco, NY

Dear Chairman Spector and Members of the Zoning Board of Appeals:

Keane & Beane, P.C. represents Mr. Fortunato Cambareri ("Mr. Cambareri"), the owner of property located at 52 Main Street, Mount Kisco, New York (the "Property"). On October 24, 2022, Mr. Cambareri filed an application with the Village of Mount Kisco Zoning Board of Appeals ("ZBA"), appealing a determination made by the Village Building Inspector dated July 6, 2022, as amended on September 8, 2022 (the "Determination"). This letter is written in support of an amended application to the ZBA revising the appeal of the Determination and requesting an interpretation that the existing habitable use of the third floor in the building on the Property has existed since at least 1953, and that the four-family residential use of the building located on the Property should be permitted to continue as a preexisting nonconforming use.

The Property was initially cited on December 15, 2017, for a variety of violations including occupancy of the third floor without a Certificate of Occupancy. Mr. Cambareri has been working diligently to resolve all outstanding violations and currently has an application pending before the Village of Mount Kisco Planning Board seeking to address an alleged parking deficiency with respect to the Property. The Building Inspector then issued the Determination on July 6, 2022, as amended on September 8, 2022, finding that the "expansion of habitable living space on the third floor is considered an alteration ('altered') and therefore, requires a variance issued by the Planning Board." A copy of the Determination is attached as Exhibit "A".

<sup>&</sup>lt;sup>1</sup> The Property was never cited for having a four-family residential use in an RT-6 Zoning District.

<sup>&</sup>lt;sup>2</sup> I have been advised that the Planning Board application has been approved preliminarily, but cannot receive final approval until the issues before the ZBA are resolved.



Chairman Wayne Spector, and the | Village of Mount Kisco Zoning Board of Appeals October 31, 2023 Page 2

On October 24, 2022, Mr. Cambarari filed the original application with the ZBA seeking a variance from Village Zoning Code Section 110-34, to legalize the habitable use of the third floor of the building on the Property. While the original application for a variance was pending, it was determined that the habitable use of the third floor had existed prior to the implementation of zoning restrictions with respect to multifamily residences in the RT-6 Zoning District.<sup>3</sup>

Mr. Camberari took ownership of the Property from his parents several years ago and to his knowledge the third floor has been used as part of the two-family units located on the second and third floor since 1953, and prior thereto. The Building Department's file includes a Certificate of Occupancy issued on March 24, 1953, for the Property which at that time was located in a "Business 'A" Zoning District. A copy of the Certificate of Occupancy issued on March 24, 1953, is attached as Exhibit "B". The Certificate of Occupancy states that it is for a "2 Family Apartment on the 1st Floor" and a "2 Family Apartment on the 2nd Floor". It also states "No occupancy permited [sic] on 3rd Floor." *See* Exhibit "B".

After consulting with the Village Attorney, it was determined that the New York State Multiple Dwelling Law ("MDL") governing buildings with three (3) or more family residences went into effect on April 6, 1948. Pursuant to MDL § 10, all multiple dwelling buildings were supposed to comply with such law no later than five (5) years after the enactment of the MDL. The MDL requires all third floors in multiple dwelling building to have at least two means of egress, including either a fire escape or direct access to enclosed stair. Therefore, it was determined that the reason that occupancy of the third floor in the building on the Property was not permitted under the Certificate of Occupancy issued on March 24, 1953, was due to the adoption of the MDL which precluded use of the third floor without a fire escape.

Sometime after 1953, the then owner of the Property applied to install a fire escape and was granted Building Permit No. 1859, to install a fire escape.<sup>4</sup> As a result, it is evident that the habitable use of third floor existed at the time the Certificate of Occupancy was issued on March 24, 1953, and merely required compliance with the MDL to address the limitations included in the Certificate of Occupancy issued on

<sup>&</sup>lt;sup>3</sup> There have been and currently are two residences located on the first floor of the building on the Property and two residences located on the second and third floor of the building, for a total of four residences on the Property.

<sup>&</sup>lt;sup>4</sup> To the extent any other improvements are required to comply with the MDL, Mr. Cambareri is prepared to make such improvements, including installation of a sprinkler system.



Chairman Wayne Spector, and the | Village of Mount Kisco Zoning Board of Appeals October 31, 2023 Page 3

March 24, 1953. Otherwise, there would not have been any reason for the Village of Mount Kisco to have approved a fire escape providing alternative egress from the third floor. As a result, the habitable use of the third floor in conjunction with the four-family use of the building on the Property is a preexisting nonconforming use that is permitted to continue pursuant to Village Zoning Code § 110-34.

To the extent any ambiguity exists regarding whether the third-floor habitable use and four-family use of the building on the Property should be considered a permitted preexisting nonconforming use that may be continued, such ambiguity must be interpreted in favor of Mr. Camberari as the owner of the Property. "It is well settled that zoning codes, being in derogation of the common law, must be strictly construed against the enacting municipality and in favor of the property owner" in accordance with their ordinary meaning... Ambiguities, if any, are to be resolved in favor of the property owner." Mamaroneck Beach & Yacht Club, Inc. v. Zoning Bd. of Appeals of Vill. of Mamaroneck, 862 N.Y.S.2d 81, 85 (2008). As a result, it is respectfully requested that the ZBA issue an interpretation that the Building Inspector's Determination regarding the need for a variance from Village Zoning Code § 110-34, to continue the habitable use of the third floor, should be overturned and a finding issued that the four-family use of the building on the Property, and the associated third floor habitable use, may continue as a preexisting nonconforming use.

I look forward to discussing this matter further at the ZBA meeting on November 21, 2023.

Respectfully submitted,

Eric L. Gordon

ELG/sb

Enclosure

cc: Mr. Nat Camberari

Mr. Roger Van Luden



## Village/Town of Mount Kisco Building Department 104 Main Street Mount Kisco, New York 10549 Ph. (914) 864-0019-fax (914) 864-1085

#### **MEMORANDUM**

TO

Honorable Chairman Bonforte and Members of the Planning Board

FROM:

Peter J. Miley, Building Inspector

SUBJECT:

Fortunato (Nat) Cambareri

52 W Main Street, SBL 69.80-4-2

DATE:

July 6, 2022

Amended September 8, 2022

#### PROPERTY

The property, 52 W. Main St., is a 16,337 sf lot located on the south side of W Main St., just east of Manchester Drive. The property is improved by a 2 ½ story, nonconforming/noncompliant pre-existing, four-family home that is located in the RT-6 (one- and Two-Family Residence Zoning District). The original building was constructed on or around 1870, prior to adoption of the Village Code. Providing an area for vehicle parking was not required at the time of construction.

## PROJECT

The project includes the installation/relocation of six (6) new parking spaces (existing spaces are dimensionally noncompliant) to be located in the rear of the property. Proposed will include the removal of parking in the front and side yard(s), modifying/extending the existing stone retaining wall, and adding an additional retaining wall to be located in the southeast corner of the property. Additionally, the parking area will require the installation/extension of new asphalt located behind the structure.

Proposed includes legalizing the third floor occupancy. Note\* Certificate of occupancy prohibits occupancy on the 3<sup>rd</sup> floor.

#### ZONING

Pursuant to Village/Town of Mount Kisco Code §110-34 Nonconforming uses. A. Except upon the granting of a variance by the Zoning Board of Appeals, no building containing a

nonconforming use shall be enlarged, altered, extended, reconstructed or restored or placed on a different portion of the lot or parcel of land occupied by such use on the effective date of this chapter, nor shall any external evidence of such use be increased by any means whatsoever. In the case of any lot containing a nonconforming residential use in a nonresidential district or a nonconforming nonresidential use in a residential district, any proposed new use or increase in the size of said use on any portion of such lot, which new use or increase in the size of said use is not accompanied by the total elimination of the existing nonconforming use, shall be deemed to be an enlargement and extension of an existing nonconforming use.

The expansion of habitable living space on the third floor is considered an alteration ("altered") and therefore; requires a variance issued by the Planning Board.

#### **COMMENTS**

Application should provide a landscaping and lighting plan complaint with 110-32C of the Village Zoning Code.

The Building Department defers to the Village Planner for landscaping and lighting. The Building Department defers to the Village Engineer for retaining walls, driveway, stormwater management, and steep slopes protection.

This review does not include a review for Building Code Compliance.

#### APPROVALS REQUIRED

- 1. Site Plan Approval
- 2. Zoning Board of Appeals
- 3. Steeps Slope Permit

Certifiac	te No	19
Issued .	July	1953 192

# VILLAGE OF MOUNT KISCO WESTCHESTER COUNTY, N. Y.

## Certificate of Occupancy

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and which to all the president of	
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UILDING ZONE ORDINANCE	•
. 0.	*
Mary Str. Tine	h
Building Ins	pector
	having filed on Maximum for a Certificate of Occupancy applying to in a Jackson p, and the application having been approved as or building or part thereof for the follows of the subject to all the provisions of UILDING ZONE ORDINANCE

## RECEIVED

Date:	OCT 3 1 2023	Case No.: 28A 22 - 14
Fee:	Zoning Board of Appeals Village/Town of Mount Kisco	Date Filed:
	Village/Town of Mount F Municipal Building 104 Main Street, Mt. Kisco, N	
	Zoning Board of Appe Application	eals
	Iill Path, Mount Kisco, NY 10549	9 ain St., Mount Kisco, NY 10549
Appellant's relationsh	nip to subject property: X Owner	er Other
	ferent):	
from the decision of t	N, ZONING BOARD OF APPEA he Building Inspector, <u>Peter J. M</u> Sept. 8, 2022. Application is hereby	liley
	X Interpretation of Section 1 age/Town of Mount Kisco,	10-34
to permit the: I to confirm the prior leg four-family residential	dwelling.	hird-floor habitable space in existing
for Property ID # 69.80 The subject premises is	situated on the <u>North</u> side of (stre	eet) West Main Street
Does property face or (If on two streets, give	two different public streets? Yes	Kisco, County of Westchester, NY. s/NoNO
Type of Variance sou	ght:Use Area No	t Applicable. Seeking Interpretation.

s there an approved site plan for thi Proposed or X Existing bu	s property? <u>YE</u> silding; erected (y	in conne	ection with a
Size of Lot: <u>105.35</u> feet wide <u>193.3</u>			acre or 16,337
Size of Building: at street level	feet wide		feet deep
Height of building: <u>30 Feet</u> Pr	esent use of build	ing: Resid	ential Four Fan
Dwelling			
Does this building contain a noncor	forming use?	es_ Please	identify and exp
The third floor has been used as ha	bitable space sine	e prior to 19	53 and entire b
has been used as a four-family dwe	lling and is a prec	xisting none	onforming use.
Is this building classified as a non-c	complying use? _		
Is this building classified as a non-comment of the second	peal been filed wi	NO_Please i	identify and exp
Has any previous application or apr	beal been filed wi	NO Please in the place in this Board loor filed on	for these premior october 24, 20
Has any previous application or app Yes/No? YES – prior application	peal been filed wito legalize third for sproperty? NO	th this Board loor filed on  If so, please in the second s	for these premined for these for the premined
Has any previous application or appression?  YES – prior application  Was a variance ever granted for this  Are there any violations pending as	peal been filed witto legalize third for sproperty? NO gainst this proper use of third flow	th this Board loor filed on  If so, please in the served relative served relative in the se	identify and explored for these premior october 24, 20 are identify and a life so, please identify a life so, please identify and a life so, please identify a life so, please ident
Has any previous application or appression? YES – prior application  Was a variance ever granted for this  Are there any violations pending agand explain: Concerning habitable	peal been filed witto legalize third for sproperty? NO gainst this proper use of third flow	th this Board loor filed on  If so, please in the served relative served relative in the se	identify and explored for these premior october 24, 20 are identify and a life so, please identify a life so, please identify and a life so, please identify a life so, please ident

(d #1)

I submit the following attached documents, drawings, photographs and any other items listed as evidence and support and to be part of this application:

The following items **MUST** be submitted:

- a) Attached hereto is a copy of the order or decision (Notice of Denial) issued by the Building Inspector or duly authorized administrative official issued on <u>July 6, 2022 amended Sept. 8, 2022</u> upon which this application is based.
- b) Copy of notice to the administrative official that I have appealed, setting forth the grounds of appeal and have requested the application to be scheduled for a public hearing.
- c) A typewritten statement of the principal points (facts and circumstances) on which I base my application with a description of the proposed work.
- d) Ten (10) sets of site plans, plat or as-built survey drawings professionally signed and sealed (as may be required).
- e) A block diagram with street names, block and lot numbers, and street frontage showing all property affected within 300' of the subject property, with a North point of the compass indicated.
- f) A full list of names and addresses of the owners of all property shown on the above noted block diagram that lie within or tangent to the 300' radius from the subject property.
- g) A copy of the Public Notice for the public hearing of this application.
- h) A sworn Affidavit of Mailing, duly notarized, that a true copy of said Public Notice has been sent by mail to all property owners within 300 feet of this premises at least 10 days prior to the public hearing.

NOTE: APPLICANT MUST CAUSE A TRUE COPY OF THE PUBLIC NOTICE TO BE PUBLISHED IN THE OFFICIAL NEWSPAPER OF THE VILLAGE <u>AT LEAST 15 DAYS</u> PRIOR TO THE PUBLIC HEARING.

- i) A true copy of the filed deed and/or signed lease or contract for the use of the subject property.
- \*j) At least two sets of unmounted photographs, 4" by 6" in size, showing actual conditions on both sides of street, between intersecting streets. Print street names and mark premises in question.
- \*k) A floor plan of the subject building with all the necessary measurements.
- \*l) A longitudinal section of the subject building and heights marked thereon as well as front elevations.
- \* Optional As Needed

I hereby depose & papers submitted h	•	ements and the statements co	
Sworn to before m	30th e this day of: Octob	(Appellant to sign h	ere)
Notary Public,	Westchester	, County, NY	
Notary Public No. 02 Qualified in W Commission E	}	NOT THE PROPERTY O	WNER IN FEE]
Being duly sworn, County of Westch certain lot, piece o Kisco, County of	deposes and say that he rester, in the State of New reparcel of land situated, Westchester aforesaid and and that he hereby	esides atYork, that he is the owner i York, that he is the owner i ying and being in the Villag known and designated as n authorized at the statements contained i	n fee of all that ge of Mount umber to make
		(sign h	nere)





## Village/Town of Mount Kisco Building Department 104 Main Street Mount Kisco, New York 10549 Ph. (914) 864-0019-fax (914) 864-1085

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- 2. Zoning Board of Appeals
- 3. Steeps Slope Permit

OWNERNAME	PROPADDRESS	PROPCITY	PROPZIP	PROPPRINTKEY	c/o	Mailing Address	City	State NY	<b>Zīp</b> 10603
Nkoutche Jean Claude	W Main St	MOUNT KISCO	10549	69.72-4-16		25 Lake Street, Unit 4E	White Plains	NY	12564
Delgado, Dorian R	10 Maple Ave	MOUNT KISCO	10549	69.80-4-7	Dorian Delgado	49 Cunningham Lane	Pawling	NY	10598
Armindo Chousa LLC	W Main St	MOUNT KISCO	10549	69.72-4-14	Michael Tosto	POB 85	Yorktown Heights	MI	10356
Yustman Jeffrey	20 Manchester Dr	MOUNTKISCO	10549	69.80-3-3.2					
Warren, John A	11 Manchester Dr	MOUNT KISCO	10549	69.80-4-39			4.4.141	NY	10549
PAL 46 Maple Ave MtKisco LLC	46 Maple Ave	MOUNT KISCO	10549	69.80-4-16		POB 367	Mt Kisco	NY	10549
Robustelli Robert	59 W Main St	MOUNT KISCO	10549	69.72-4-18		80 Chestnut Ridge Rd	Mt Kisco	191	10343
Gorin, David	54 Hillside Ave	MOUNT KISCO	10549	69.72-4-3			4.4.141	NY	10549
Cambareri Fortunato	52 W Main St	MOUNT KISCO	10549	69.80-4-2		135 Crow Hill Path	Mt Kisco	NY	10549
Mohammad, Basheer	W Main St	MOUNT KISCO	10549	69.72-4-15		43-49 W Main St	Mt Kisco	DLY	10343
O'Connor Kathryn E	36 Hillslde Ave	MOUNTKISCO	10549	69.72-4-6					
Green, Michael	70 W Main St	MOUNT KISCO	10549	69.80-3-3.1					
Pinnetti, Nicola	27 Manchester Dr	MOUNT KISCO	10549	69.80-4-38				NY	10549
PAL 36 Maple Ave MtKIsco LLC	36 Maple Ave	MOUNT KISCO	10549	69.80-4-13		POB 367	Mt Klsco		10549
Bethel Baptist Church	Maple Ave	MOUNT KISCO	10549	69.80-5-4		106 Maple Avenue	Mt Kisco	NY	10549
Chang, Chenkun	57 W Main St	MOUNT KISCO	10549	69.72-4-17		10 Pine View Rd	Mt Kisco	NY	92606
Daniel S. Henry Sr Livingtrust	40 W Maln St	MOUNT KISCO	10549	69.80-4-4		25 Desert Willow St	Mt Kisco	NY	92606
Henry, Michelle	22 Hillside Ave	MOUNT KISCO	10549	69.72-4-10					
Barry, Michael N	42 Manchester Dr	MOUNT KISCO	10549	69.80-3-6					
Cabrera, Roberto	26 Maple Ave	MOUNT KISCO	10549	69.80-4-11					
Suregreen Properties LLC	1 Manchester Dr	MOUNT KISCO	10549	69.80-4-1					
Malley Scott G	50 Hillside Ave	MOUNT KISCO	10549	69.72-4-4					
People of the State of NY	32 W Main St	MOUNT KISCO	10549	69.80-4-5	Vacant LAND				
Wein Jason	31 Manchester Dr	MOUNT KISCO	10549	69.80-4-36					20225
Williams Aaron James	42 Maple Ave	MOUNT KISCO	10549	69.80-4-14		311 Fernhill Ct	Jonesboro	GA	30236
Molina, Gilberto	Maple Ave	MOUNT KISCO	10549	69.80-4-12		32 Maple Ave	Mt Kiseo	NY	10549
Armindo Chousa LLC	33 W Main St	MOUNT KISCO	10549	69.72-4-13	Michael Tosto	POB 85	Yorktown Heights	NY	10598
Pinnetti, Nicholas	Maple Ave	MOUNT KISCO	10549	69.80-5-3		25 Manchester Dr	Mt Kisco	NY	10549
Adaken, Dhowgar	23 Maple Ave	MOUNT KISCO	10549	69.80-5-2		218 St Marks Place	Mt Kisco	NY	10549
O'Connor Kathryn E	Hillside Ave	MOUNT KISCO	10549	69.72-4-7		36 Hillside Ave	Mt Kisco	NY	10549
Davis-Lorton Bernadette E	90 W Maln St	MOUNT KISCO	10549	69.80-3-2					
Armenta, Ellen L	28 Manchester Dr	MOUNT KISCO	10549	69.80-3-4					
Oliverlo Michael	81 W Main St	MOUNT KISCO	10549	69.72-4-2					
PAL 44 Maple Ave MtKisco LLC	44 Maple Ave	MOUNT KISCO	10549	69.80-4-15		POB 367	Mt Kisco	NY	10549
	18 Maple Ave	MOUNT KISCO	10549	69.80-4-9		88 Forest Dr	Mt Klsco	NY	10549
Alvarez, Jose Federico Elaine M	48 W Main St	MOUNT KISCO	10549	69.80-4-3					
,	Hillside Ave	MOUNT KISCO	10549	69.72-4-5		36 Hillslde Ave	Mt Klsco	NY	10549
O'Connor Kathryn E	14 Maple Ave	MOUNTKISCO	10549	69.80-4-8		49 Cunningham Lane	Pawling	NY	12564
Delgado, Dorlan	30 W Main St	MOUNT KISCO	10549	69.80-4-6	Attn: MRE Mgmt Corp	27 Radio Circle Dr.	Mt Kisco	NY	10549
30 West Main St Corp	34 Manchester Dr	MOUNT KISCO	10549	69.80-3-5	- '				
McCarthy, Brian J	29 Manchester Dr	MOUNT KISCO	10549	69.80-4-37					
Amdur, Guy D	22 Maple Ave	MOUNT KISCO	10549	69.80-4-10		49 Cunningham Lane	Pawling	NY	12564
Delgado, Dorian	Maple Ave	MOUNT KISCO	10549	69.80-5-1	Vacant LAND				
People of the State of NY	Mahiewa	MODITI NISCO							

McCarthy, Brian J 34 Manchester Dr MT KISCO, NY10549 PAL 46 Maple Ave MtKisco LLC MT KISCO, NY10549 PAL 36 Maple Ave MtKisco LLC MT KISCO, NY10549

Cabrera, Roberto 46 Byram Ridge Rd ARMONK, NY10504 Cambareri Fortunato 135 Crow Hill Path MT KISCO, NY10549 O'Connor Kathryn E 36 Hillside Ave MT KISCO, NY10549

Henry, Michelle

14 Hillside Ave
MT KISCO, NY10549

Yustman Jeffrey 20 Manchester Dr MOUNT KISCO, NY10549 Pinnetti, Nicola 27 Manchester Ter MT KISCO, NY10549

Bethel Baptist Church 37 Maple Ave MT KISCO, NY Pinnetti, NIcholas 27 Manchester Dr MT KISCO, NY10549 Robustelli Robert 80 Chestnut Ridge Rd MT KISCO, NY10549

Malley Scott G 50 Hillside Ave MT KISCO, NY10549 Delgado, Dorian R 49 Cunningham Ln PAWLING, NY12564 30 West Main St Corp 27 Radio Circle Dr MOUNT KISCO, NY105492615

Armindo Chousa LLC YORKTOWN, NY10598 Williams Aaron James 311 Fernhill Ct JONESBORO, GA30236 Gorin, David 54 Hillside Ave MT KISCO, NY10549

People of the State of NY 148 Martine Ave WHITE PLAINS, NY10601

Warren, John A
11 Manchester Dr
MT KISCO, NY10549

Amdur, Guy D 29 Manchester Dr MT KISCO, NY10549

People of the State of NY 148 Martine Ave WHITE PLAINS, NY10604 Delgado, Dorian 49 Cunningham Ln PAWLING, NY12564 Armindo Chousa LLC YORKTOWN, NY10598

Barry, Michael N 42 Manchester MT KISCO, NY10549 Oliverio Michael 81 W Main St MT KISCO, NY10549 Alvarez, Jose 88 Forest Dr MT KISCO, NY10549

Daniel S. Henry Sr Livingtrust 25 Dessert Willow St IRVINE, CA92606 Wein Jason 31 Manchester MT KISCO, NY10549 Adaken, Dhowgar 218 St Marks PI MT KISCO, NY10549



Chang, Chenkun 10 Pine View Rd MT KISCO, NY10549 Federico Elaine M 48 W Main St MT KISCO, NY10549 Mohammad, Basheer W Main St MT KISCO, NY10549

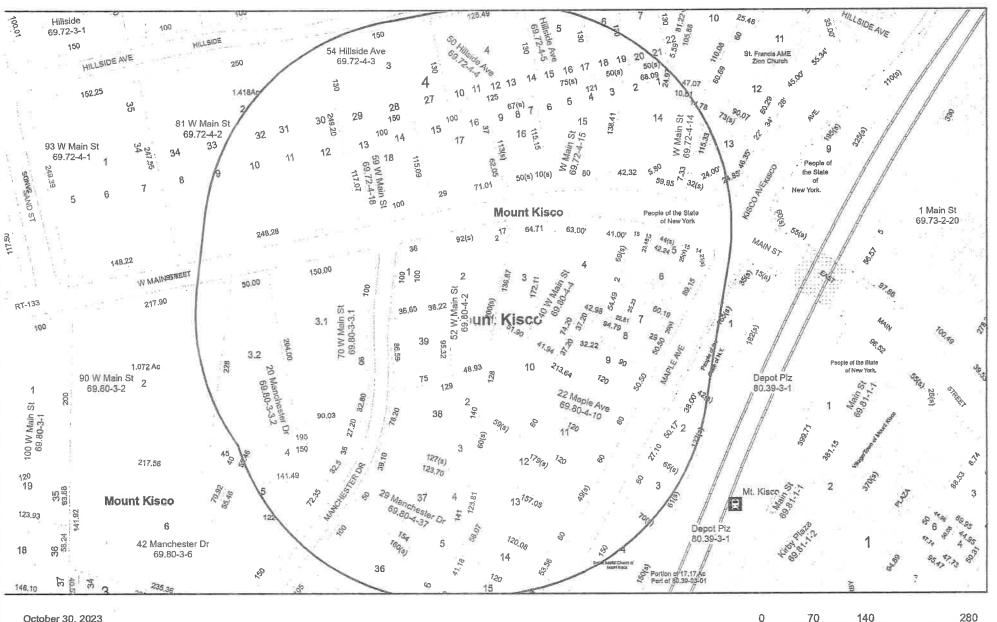
O'Connor Kathryn E 36 Hillside Ave MT KISCO, NY10549 Molina, Gilberto 32 Maple Ave MT KISCO, NY10549 Suregreen Properties LLC 60 W Main St MT KISCO, NY10549

Nkoutche Jean Claude 25 Lake St WHITE PLAINS, NY10603 O'Connor Kathryn E 36 Hillside Ave MT KISCO, NY10549 Davis-Lorton Bernadette E 90 W Main St MT KISCO, NY10549

Armenta, Ellen L 28 Manchester Dr MT KISCO, NY10549 Green, Michael 70 W Main St MOUNT KISCO, NY10549 PAL 44 Maple Ave MtKisco LLC MT KISCO, NY10549

**Delgado, Dorian** 49 Cunningham Ln PAWLING, NY12564

## DZ W Main St. ID: 69.80-4-2 (MOUNT KISCO)



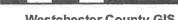
October 30, 2023

Tax parcel data was provided by local municipality. This map is generated as a public service to Westchester County residents for general Information and planning purposes only, and should not be relied upon as a sole informational source. The County of Westchester hereby disclaims any liability from the use of this GIS mapping system by any person or entity. Tax parcel boundaries represent approximate property line location and should NOT be interpreted as or used in lieu of a survey or property boundary description. Property descriptions must be obtained from surveys or deeds. For more information please contact local municipality assessor's office.

1:1,500

N





## **Westchester County GIS**

THE RESERVE OF THE PARTY OF THE http://glswww.westchestergov.com Michaellan Office Building 148 Martine Avenue Rm 214 White Plains, New York 10601

## AFFIDAVIT OF MAILING

RECEIVED

NOV 1 3 2023

STATE OF NEW YORK	} }SS.:	Zoning Board of Appeals
COUNTY OF WESTCHESTER	}	Village/Town of Mount Kisco
Stacie Baumgartner	being duly sworn, depos	ses and says:
I reside at <u>C/O Keane &amp; Beane, P.C., 445</u>	Hamilton Ave. 15th Floor, Wh	nite Plains NY
On November 9 2023 I served a notice	ce of hearing, a copy of which	is attached
hereto and labeled Exhibit A, upon persons	s whose names are listed in a so	chedule of
property owners within 300 feet of the sub	ject property identified in this	notice. A copy
of this schedule of property owners' names	s is attached hereto and labeled	Exhibit B. I
placed a true copy of such notice in a posta	age paid property addressed w	apper addressed
to the addresses set forth in Exhibit B, in a	post office or official deposito	ory under the
exclusive care and custody of the United S	states Post Office, within the C	ounty of
Westchester.		
	Stacio Baumgar	men
Sworn to before me on this		
9th day of Novemb	20 23	
Sr- ()		

ERIC L. GORDON
Notary Public, State of New York
No. 02GO6032250
Qualified in Westchester County
Commission Expires 10/25/20\_35

(Notary Public)

#### PUBLIC NOTICE

PLEASE TAKE NOTICE that the Zoning Board of Appeals of the Village/Town of Mount Kisco, New York, will hold a Public Hearing on the 21<sup>st</sup> day of November 2023, at the Municipal Building, Mount Kisco, New York, beginning at 7:00 PM, pursuant to the Zoning Ordinance on the Appeal of Applicant, MR. Fortunato Cambareri, with an address at 35 Crow Hill Path, Mount Kisco NY 10549, from the decision of Peter J. Miley, Building Inspector, dated July 8, 2023 as amended Sept. 8, 2022 finding that there was an illegal third floor occupancy on the property known as 52 West Main Street, Mount Kisco, New York, as described on the Village Tax Map as Section 69.80, Block 4, Lot 2, which property is located on the North side of West Main Street in a RT-6 Zoning District.

Said Appeal is being made to obtain an interpretation from Section(s) 110-34 of the Zoning Code of the Village/Town of Mount Kisco, to request a determination that the habitable third floor and four-family use on the Property constitutes a preexisting nonconforming use.

Wayne Spector, Chair Zoning Board of Appeals Village/Town of Mount Kisco Jean Claude Nkoutche 25 Lake Street, Unit 4E White Plains, NY 10603

Jeffrey Yustman 20 Manchester Drive Mount Kisco, NY 10549

Robert Robustellli 80 Chestnut Ridge Mount Kisco, NY 10549

Basheer Mohammad 43-49 W. Main Street Mount Kisco, NY 10549

Nicolas Pinnetti 27 Manchester Drive Mount Kisco, NY 10549

Chenkun Chang 10 Pine View Road Mount Kisco, NY 10549

Michael N. Barry 42 Manchester Drive Mount Kisco, NY 10549

Scott G. Malley 50 Hillside Avenue Mount Kisco, NY 10549

Aaron James Williams 311 Fernhill Court Joneboro, GA 30236 Dorian R. Delgado 49 Cunningham Lane Pawling, NY 12564

John A. Warren 11 Manchester Drive Mount Kisco, NY 10549

David Gorin 54 Hillside Avenue Mount Kisco, NY 10549

Kathryn E. O'Connor 36 Hillside Avenue Mount Kisco, NY 10549

PAL 36 Maple Avenue Mt. Kisco LLC P.O. Box 367 Mount Kisco, NY 10549

Daniel S. Henry Sr. Living Trust 25 Desert Willow Street Mount Kisco, NY 10549

Roberto Cabrera 46 Byram Ridge Road Armonk, NY 10504

People of the State of NY c/o Dir. Real Estate, West Co. 53, 148 Martine Ave, 9th floor White Plains, NY 10604

> Gilberto Molina 32 Maple Avenue Mount Kisco, NY 10549

Armindo Chousa LLC P.O. Box 85 Yorktown Heights, NY 10598

PAL 46 Maple Avenue Mt. Kisco LLC P.O. Box 367 Mount Kisco, NY 10549

Fortunato Cambareri 135 Crow Hill Path Mount Kisco, NY 10549

Michael Green 70 W. Main Street Mount Kisco, NY 10549

Bethel Baptist Church 37 Maple Avenue Mount Kisco, NY 10549

Michelle Henry 14 Hillside Avenue Mount Kisco, NY 10549

Suregreen Properties LLC 60 W. Main Street Mount Kisco, NY 10549

Jason Wein 31 Manchester Drive Mount Kisco, NY 10549

Armindo Chousa LLC P.O. Box 85 Yorktown Heights, NY 10598 Nicholas Pinnetti 27 Manchester Drive Mount Kisco, NY 10549

Bernadette E. Davis-Lorton 90 W. Main Street Mount Kisco, NY 10549

PAL 44 Maple Avenue Mt. Kisco LLC P.O. Box 367 Mount Kisco, NY 10549

Kathryn E. O'Connor 36 Hillside Avenue Mount Kisco, NY 10549

Sean J. McCarthy 34 Manchester Drive Mount Kisco, NY 10549

People of the State of NY c/o Dir. Real Estate, West Co. 53, 148 Martine Ave, 9th floor White Plains, NY 10604

Dhowgar Adaken 218 St. Marks Place Mount Kisco, NY 10549

Ellen L. Armenta 28 Manchester Drive Mount Kisco, NY 10549

Jose Alvarez 88 Forest Drive Mount Kisco, NY 10549

Dorian Delgado P.O. Box 133 Brewster, NY 10509

Guy D. Amdur 29 Manchester Drive Mount Kisco, NY 10549 Kathryn E. O'Connor 36 Hillside Avenue Mount Kisco, NY 10549

Michael Oliverio 81 W. Main Street Mount Kisco, NY 10549

Elaine M. Federico 48 W. Main Street Mount Kisco, NY 10549

30 West Main Street Corp. 27 Radio Circle Drive Mount Kisco, NY 10549

Dorian Delgado P.O. Box 133 Brewster, NY 10509

9484647, 1119324 RECEIVED
NOV 1 4 2023

## AFFIDAVIT OF PUBLICATION

State of Wisconsin County of Brown

of Wisconsin ty of Brown

William Board of Appeals

being duly sworn, deposes and says she is the Principal Clerk of The Journal News Mount Kisco

Newspaper Subsidiary, publishers of following newspaper published in Westchester and Rockland

Newspaper Subsidiary, publishers of following newspaper published in said Division of Gannett Newspaper Subsidiary, publishers of following newspaper published in Westchester and Rockland Counties, State of New York, of which annexed is a printed copy, out from said newspaper has been published in said newspaper editions dated:

11/06/2023

Subscribed and sworn to before me this 06 day of November, 2023

Notary Public State of Wisconsin, County of Brown Mothernaller

KATHLEEN ALLEN Notary Public State of Wisconsin

#### **PUBLIC NOTICE**

PLEASE TAKE NOTICE that the Zoning Board of Appeals offthe Village/Town of Mount Kisco, New York, will hold a Public Hearing on the 21 st day of November 2023, at the Municipal Building, Mount Kisco, New York, beginning at 7:00 PM, pursuant to the Zoning Ordinance on the Appeal of Applicant, IV1R. Fortunato Cambareri, with an address at 35 Crow Hill Path, Mount Kisco NY 10549, from the decision of Peter J. Miley, Building Inspector, dated July 8, 2023 as amended Sept. 8, 2022 finding that there was an Illegal third floor occupancy on the property known as 52 West Main Street, Mount Kisco, New York, as described on the Village Tax Map as Section 69.80, Block 4, Lot 2, which property is located on the North side of West Main Street In a RT-6 Zoning District.

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Wayne Spector, Chair Zoning Board of Appeals 9484647 Village/Town of Mount Kisco

RECEIVED

State of New York )			Alou.
) ss:		AFFIDAVIT OF POS	TINGUV 1 4 2023
County of Westchester)			Zoning Board of Appeals
Gilmar Palacios Chin, beinhe conspicuously fastened us Mount Kisco, County of Woopy, to Wit:	up and posted in seven po	on the <u>17</u> day of Nublic places, in the Vil	ovember 2023, lage/Town of
Municipal Building – 104 Main Street		X	<u></u>
Public Library 100 Main Street		<u>X</u>	
Fox Center		X	
Justice Court – Green Stree 40 Green Street	t	X	
Mt. Kisco Ambulance Corp 310 Lexington Ave		<u>X</u>	
Carpenter Avenue Commun 200 Carpenter Avenue	nity House	X	
Leonard Park Multi Purpos	e Bldg	X	
		Gilmar Palacios Chi	in 7
Sworn to before me this 1 MUMULK. K Notary Public	H day of Marmber	2023	

MICHELLE K. RUSSO
NOTARY PUBLIC-STATE OF NEW YORK
No. 01RU6313298
Qualified in Putnam County
My Commission Expires 10-20-2026

## BARGAIN AND SALE DEED (with covenants against Grantor's acts)

THIS INDENTURE is made as of the 20th day of February, 2018, between CARMELO CAMBARERI and VINCENZA CAMBARERI, HUSBAND AND WIFE, residing at 80 McLain Street, Mount Kisco, New York (hereinafter collectively called the "Grantor") and FORTUNATO CAMBARERI, an Individual residing at 135 Crow Hill Path, Mount Kisco, New York (hereinafter called the "Grantee").

WITNESSETH: that the Grantor, in consideration of Ten Dollars (\$10.00) lawful money of the United States and other good and valuable consideration paid by the Grantec, the receipt and sufficiency of which is hereby acknowledged by the Grantor, does hereby remise and release unto the Grantee, and its successors and assigns forever,

ALL that certain plot, piece or parcel of land, together with the buildings and improvements thereon erected, situate, lying and being in the Town and Village of Mount Kisco, County of Westchester and State of New York, as more fully described on Schedule "A" annexed hereto and made a part hereof,

This conveyance is not subject to a credit line mortgage.

THE PREMISES conveyed herein is the same premises as was conveyed to the Grantor by deed in Liber 7091 page 33.

TOGETHER with all right, title and interest, if any, of Grantor in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of Grantor in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto Grantee, the heirs or successors and assigns of Grantee forever.

AND the Grantor covenants that the Grantor has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND Grantor, in compliance with Section 13 of the Lien Law, covenants that Grantor will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement before using any part of the total of the same for any other purpose.

The words "Grantor" and "Grantee" shall be construed as if it read "Grantors" and "Grantees" whenever the sense of this indenture so requires.

THE JUDICIAL TITLE INSURANCE AGENCY LLC 800 WESTCHESTER AVENUE SUITE S-340 RYE BROOK, NY 10573 914-381-6700

129678

IN WITNESS WHEREOF, Grantor has duly executed this deed as of the date first above written.

CARMELO CAMBARERI

VINCENZA CAMBARERI

STATE OF NEW YORK ) ss.:
COUNTY OF WESTCHESTER )

On the 10 day of February in the year 2018 before me, the undersigned, personally appeared Carmelo Cambareri and Vincenza Cambareri personally known to me or proved 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.

Hotary Public - State of New York

Motory Public, State of New York Motory Public, State of New York Mo, 01MA8072441 Qualified in Westchester County Commission Expires May 27, 2018

Rif Ilan

THE JUDICIAL TITLE INSURANCE AGENCY LLC 800 WESTCHESTER AVENUE SUITE S-340 RYE BROOK, NY 10573 914-381-6700



BOO Westchester Avenue • Suite \$340 • Rive Brood, NY 10573 • T (214) 331-6700 • F (214) 351-3131 275 Madison Avenue • Suite \$026 • New York NY 10016 • T (212) 432-3272 • F (800) 329-9396 30 Wast Main Study • Suite 307 • Rivelhnad, NY 11901 • T (831) 395-0500 • F (631) 405-3155

Title Number: 129678FA-W

#### SCHEDULE A

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town and Village of Mount Kisco, County of Westchester and State of New York, known and designated as a portion of Lot No. 1 on a certain map entitled, "Map of Manchester Terrace", made by Frank G. Fowler, dated April, 1901 and filed in the Westchester County Clerk's Office, Division of Land Records, on June 28, 1901, as Map No. 1207, said parcel being more particularly bounded and described as follows:

BEGINNING at a point on the southerly side of West Main Street, on the division line between the premises herein described and lands now or formerly of Vincent Federico;

RUNNING THENCE along said division line, the following courses and distances:

South 17 degrees 38 minutes 20 seconds west, 53.69 feet;

South 16 degrees 50 minutes 20 seconds west, 50.16 feet;

South 14 degrees 34 minutes 40 seconds west, 14.90 feet;

South 21 degrees 22 minutes 40 seconds west, 14.00 feet and south 21 degrees 37 minutes 50 seconds west, 68.83 feet to a point on the division line between the premises herein and Lot No. 2 on the aforementioned map;

RUNNING THENCE along said division line, south 88 degrees 41 minutes 00 seconds west, 48.93 feet; and

RUNNING THENCE through Lot No. 1, as shown on the aforementioned map, north 07 degrees 27 minutes 10 seconds east, 95.32 feet, south 89 degrees 44 minutes 00 seconds west, 38.22 feet and north 16 degrees 31 minutes 50 seconds east, 100.00 feet to a point on the southerly side of West Main Street;

RUNNING THENCE along said street, north 89 degrees 12 minutes 20 seconds cast, 111.35 feet to the point and place of BEGINNING.

## FOR CONVEYANCING ONLY

The policy to be issued under this report will insure the title to such buildings and improvements erected on the premises which by law constitute real property. TOGETHER with all the right, title and interest of the party in the first part, or, in and to the land lying in the street in front of and adjoining said premises.



()



Office of the Westchester County Clerk



## **Supporting Document Cover Page**

Judicial Tille Insurance- PICK UP

Name: Address 1:

Address 2: City/State/Zip

Package ID:

800 Westchester Avenue

Rye Brook NY 10573

Submitter Information

Phone: Fax:

914-381-6700

914-381-6785

Email:

JTrecording@judicialtitle.com

Reference for Submitter: 129678 A RF EF

**Parent Document Details** 

Control Number: 573423134

Document Type: Deed (DED)

2017120800091001001

**Supporting Document Information** 

Supporting Document Type:

RP-5217

Recording Information

Recording Date:

2/26/2018 11:13:00 AM

SWIS Code:

MTK 555600

Book:

57342

Page:

03143

Ty us or PHONE (518) 473-9791

New York State Department of FOR COUNTY USE ONLY C1, 8WIS Code 5 5 5 6 0 0 Taxation and Finance Office of Real Property Tax Services C2. Date Deed Recorded 02 / 26 / 2018 RP-5217 C3. Book 5 7 3 4 2 C4, Page 0 3 1 3 4 Raul Property Transfer Report (8/10) PROPERTY INFORMATION | PREP W MAIN ST B2 BEDFORD CAMBARERI FORTUNATO 2. Bayer 3. 7ak Indicate where furnits Tax Bills are to be eard.
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18B. Buyer received a disclosure sociole indicating that the property is as an Agricultural Clearict. I. Check are or more of these sunditions on applicable to transfer 18. Clavels one or show of these standstance as applicable to transfer.

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B Dated Type not Warrenty or Buryen and Sale (Spoody Belivier).

F Sale of Frecional or Lune Pres For her tent (Specify Belivier).

O Sophicael Charge in Presperty Settment Transfel Sales and Sale Orteo.

H Sale of Business is included in Sale Prop.

J Other Lensant Factors Affecting Sale Price (Specify Belivier).

J Hone

Tomospalish on Causaline. SALE INFORMATION 12/22/2017 11. Sale Contract Date 2/20/2018 12. Out of Estoff secular 550,000.00 ( Pot Sale Price in the total arround peed for the property including personal property. The payment may be in the form of cash, where preparty or goods, or the annumbra mong ages of other obliqueous.) Please resent is the meanest whole dotse princer. Comment(s) on Condition: ASSESSMEHT INFORMATION - Date should reflect the lefest Final Assessment Roll and Tex Dill 17, Total Assessed Votes St. Year of Assessment Rell trust which information telesc(YY) 47 114,000 00 411 19, School District Norm 69.80-4-2 emution entered on this force are free and sorrect (to the heat of my knowledge and build) and I understand that the making of any willful also making on in the proximizate of the penul law relates to the making and filting of lates instruments. BUYER CONTACT INFORMATION

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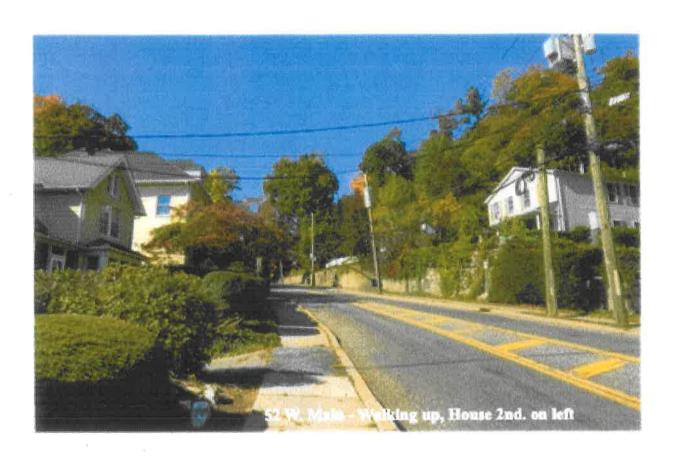
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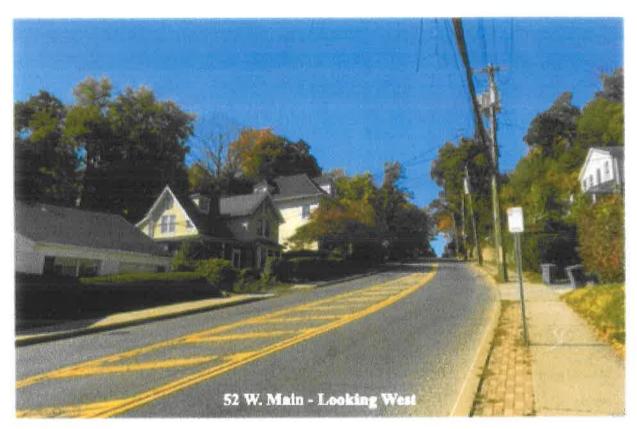
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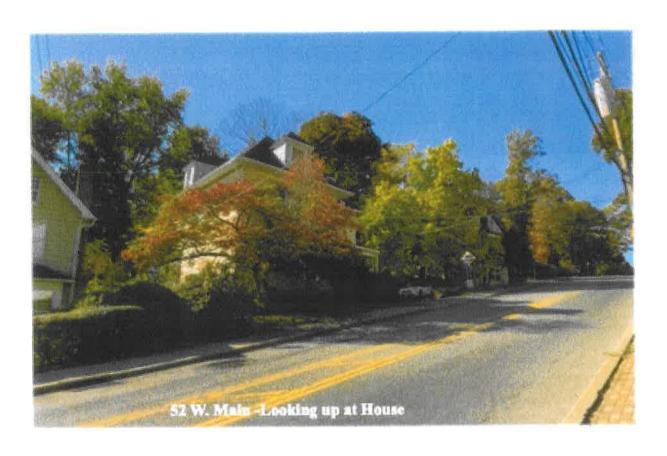
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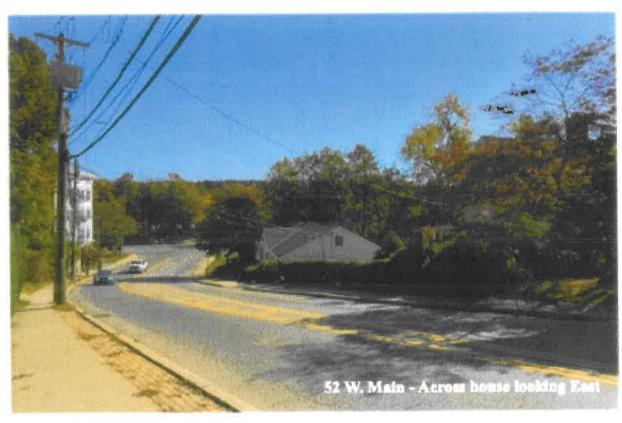


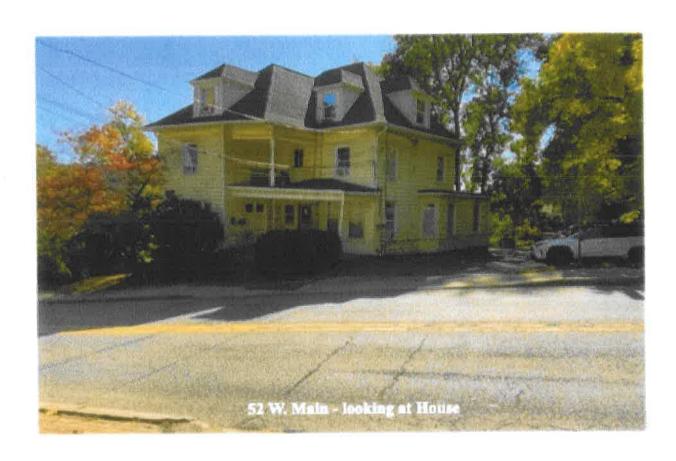
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Westchester County Recording & Endorsement Page				
Submitter Information				
Name: Judicial Title Insurance- PICK UP	Phone: 914-381-6700			
Address 1: 800 Westchester Avenue	Fax: 914-381-6785			
Address 2:	Email: JTrecording@judicialtifle.com			
City/State/Zip: Rye Brook NY 10573	Reference for Submitter: 129678 A RF EF			
Document Details				
	Type: Deed (DED)			
Package ID: 2017120800031001001 Document Page Count: 3 Total Page Count: 4				
Parti	es Additional Parties on Continuation page 2nd PARTY			
1st PARTY  1: CAMBARERI GARMELO - Individual	1: CAMBARERI FORTUNATO - Individual			
1: CAMBARERI CARMELO - Individual 2: CAMBARERI VINCENZA - Individual	2:			
Prop				
Street Address: 52 W MAIN ST	Tax Designation: 69.80-4-2			
City/Town: MOUNT KISCO	Village:			
Cross- Re				
1: 2;	3: 4:			
Supporting	Documents			
1: RP-5217 2: TP-584				
Recording Fees	Mortgage Taxes			
Statutory Recording Fee: \$40.00	Document Date:			
Page Fee: \$20.00	Mortgage Amount:			
Cross-Reference Fee: \$0.00	20.50			
Mortgage Affidavit Filing Fee: \$0.00	Basic: \$0.00			
RP-5217 Flling Fee: \$250.00	Westchester: \$0.00			
TP-584 Filing Foe: \$5.00	Additional: \$0.00			
	MTA: \$0.00 Special: \$0.00			
Total Hooding Cook and	- Control of the cont			
Transfer Taxes	10/110/01			
Consideration: \$550,000.00	Total Mortgage Tax: \$0.00			
Transfer Tax: \$2,200.00	Dwelling Type: Exempt:			
Mansion Tax: \$0.00 Transfer Tax Number: 9788	Sedal #:			
Transfer Tax Number: 9788 Senai #:  Record and Return To				
RECORDED IN THE OFFICE OF THE WESTCHESTER COUNTY CLERK	Pick-up at County Clerk's office			
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Control Number: 573423134				
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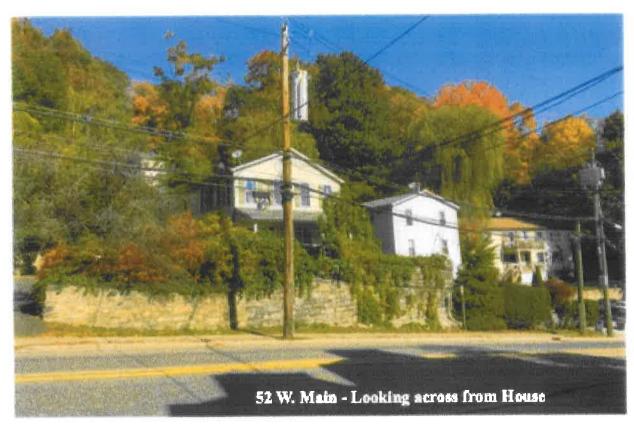




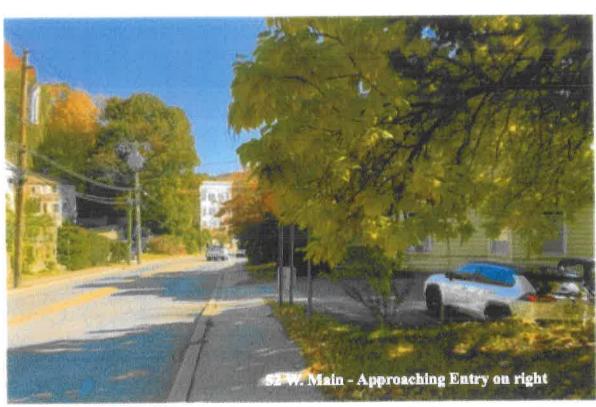


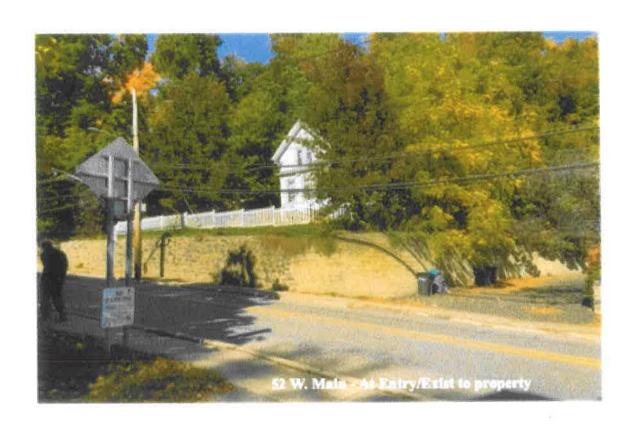


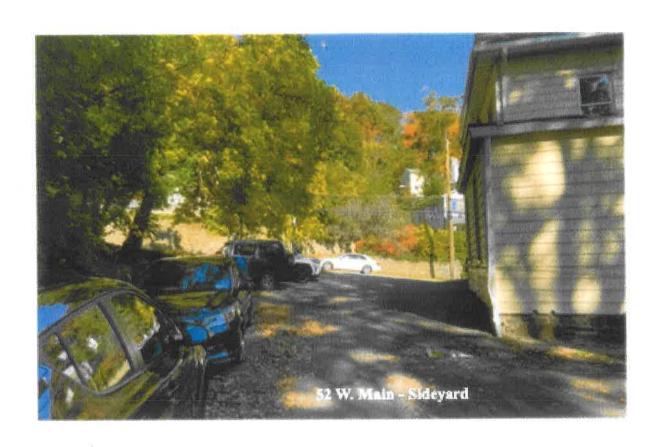


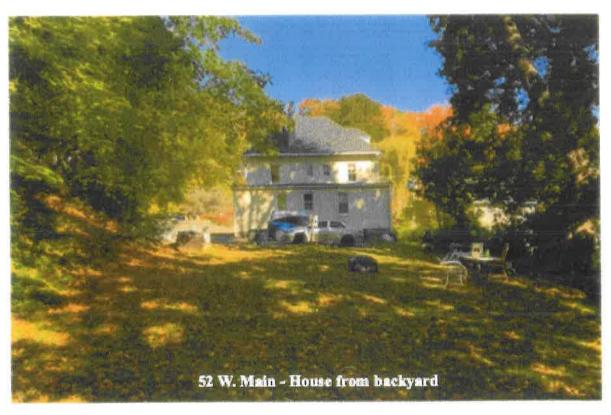












Area = 16,337 S.F. or 0.375 Acres.

Deed Reference: Control No. 573523226

Tax Identification: Sheet 69.80 Block 4 Lot 2.

In accordance with the existing Code of Practice for Land Surveys as adopted by The New York State Association of Professional Land Surveyors, Inc.

Unauthorized alteration or addition to a survey map bearing a Licensed Land Surveyor's seal is a violation of Section 7209, Subdivision 2 of the New York State Education Law.

All certifications are valid for this map and copies thereof only if said map or copies bear the impressed seal of the surveyor whose signature appears hereon.

The location of underground improvements or encroachments hereon, if any exist, are not certified or shown.

Elevations shown hereon are generally in accordance with Westchester County G.I.S.

#### Notes:

- 1) Elevations shown hereon are generally in accordance with Westchester Topographic Datum.
- 2) Additional underground easements, utilities or structures, etc. other than those shown hereon may be encountered.
- 3) The subsurface information shown hereon, if any, is not guaranteed as to accuracy or completeness and should be verified by the contractor before any excavation.

SURVEYED: APRIL 8, 2021 MAP PREPARED: MAY 21, 2021

MAP PHEPARED. MAT 21, 202

NEW YORK STATE LICENSED LAND SURVEYOR NO. 5003 ROBERT S. JOHNSON, P.L.S.

# TOPOGRAPHIC SURVEY PREPARED FOR FORTUNATO CAMBARERI

Being Part of Lot 1 as shown on a certain map entitled "Map of Manchester Terrace" said map filed in the Westchester County Clerk's Office, Division of Land Records: June 28, 1901 as Map No.1207

SITUATE IN THE
VILLAGE AND TOWN OF MOUNT KISCO
WESTCHESTER COUNTY, NEW YORK

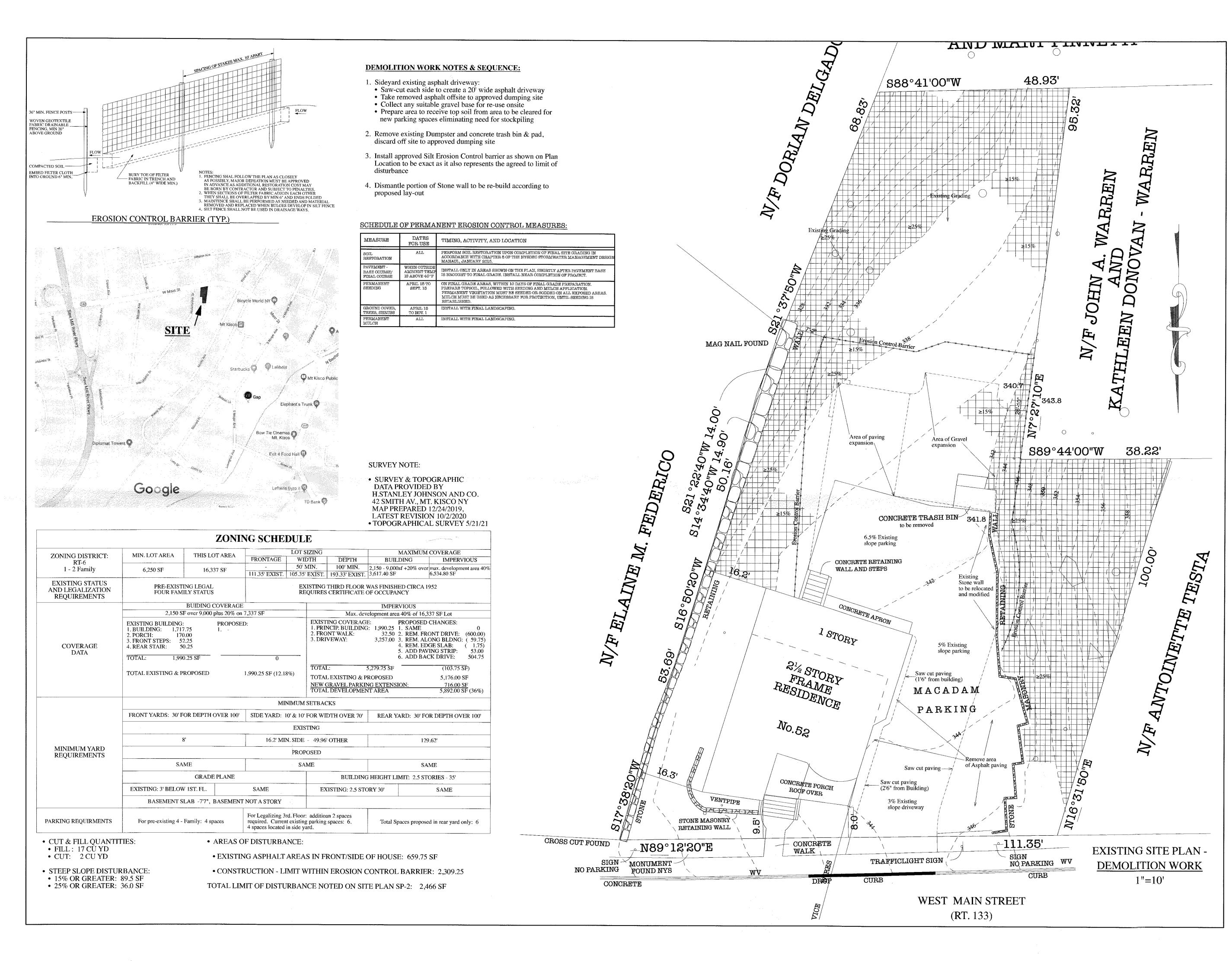
SCALE: 1" = 20'

LAND SURVEYORS, P.C. 42 SMITH AVENUE P.O. BOX 93 MT. KISCO, N.Y. 10549

H. STANLEY JOHNSON AND COMPANY

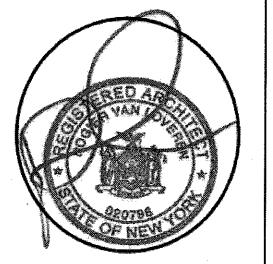
MT. KISCO, N.Y. 10549 TEL. 914-241-3872 FAX. 914-241-0438

PREPARED FOR BUILDING DEPARTMENT PROPOSES ONLY





Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

Alterations to the Residence of: F (Nat) Cambareri 52 W. Main Str. (Route 133) Mt. Kisco NY

Existing Site Plan & Notes

Drawing Title
Notes:

TAX ID: SHEET 69.80 BLOCK 4 LOT 2

OWNER:
Nat Cambareri
135 Crow Hill
Path

Mt.Kisco NY 10549

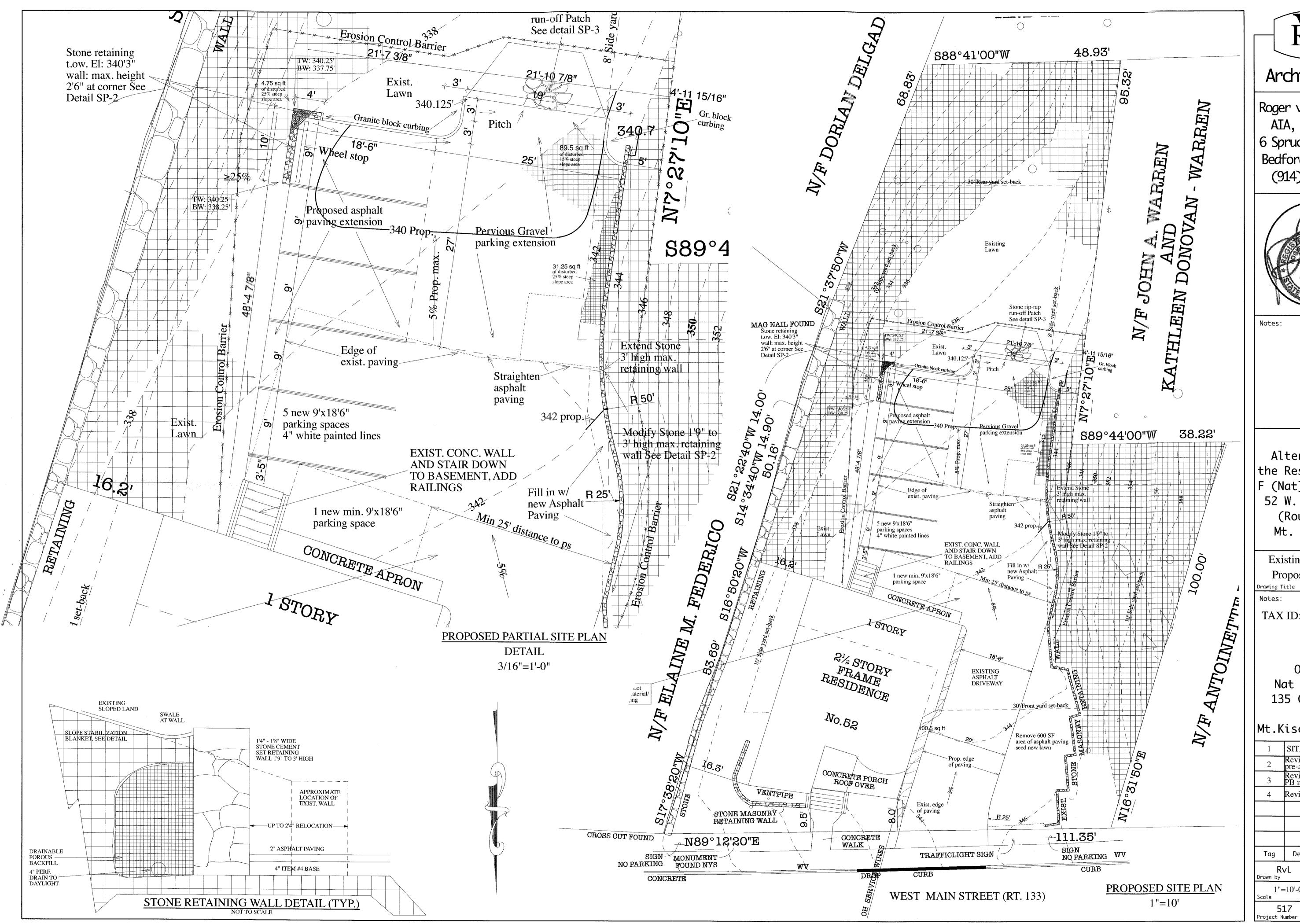
1		/27/2020
2	Revised per pre-appl. meeting	10/19/20
3	Revised per PB meeting	12/22/20
4	Revised	6/21/22
Tag	Description	Date

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1"=10'-0"
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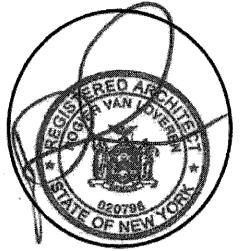
517
Project Number

Prowing Number





Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

Alterations to the Residence of: | F (Nat) Cambareri 52 W. Main Str. (Route 133) Mt. Kisco NY

Existing Site Plan & Proposed Site Plan

Notes:

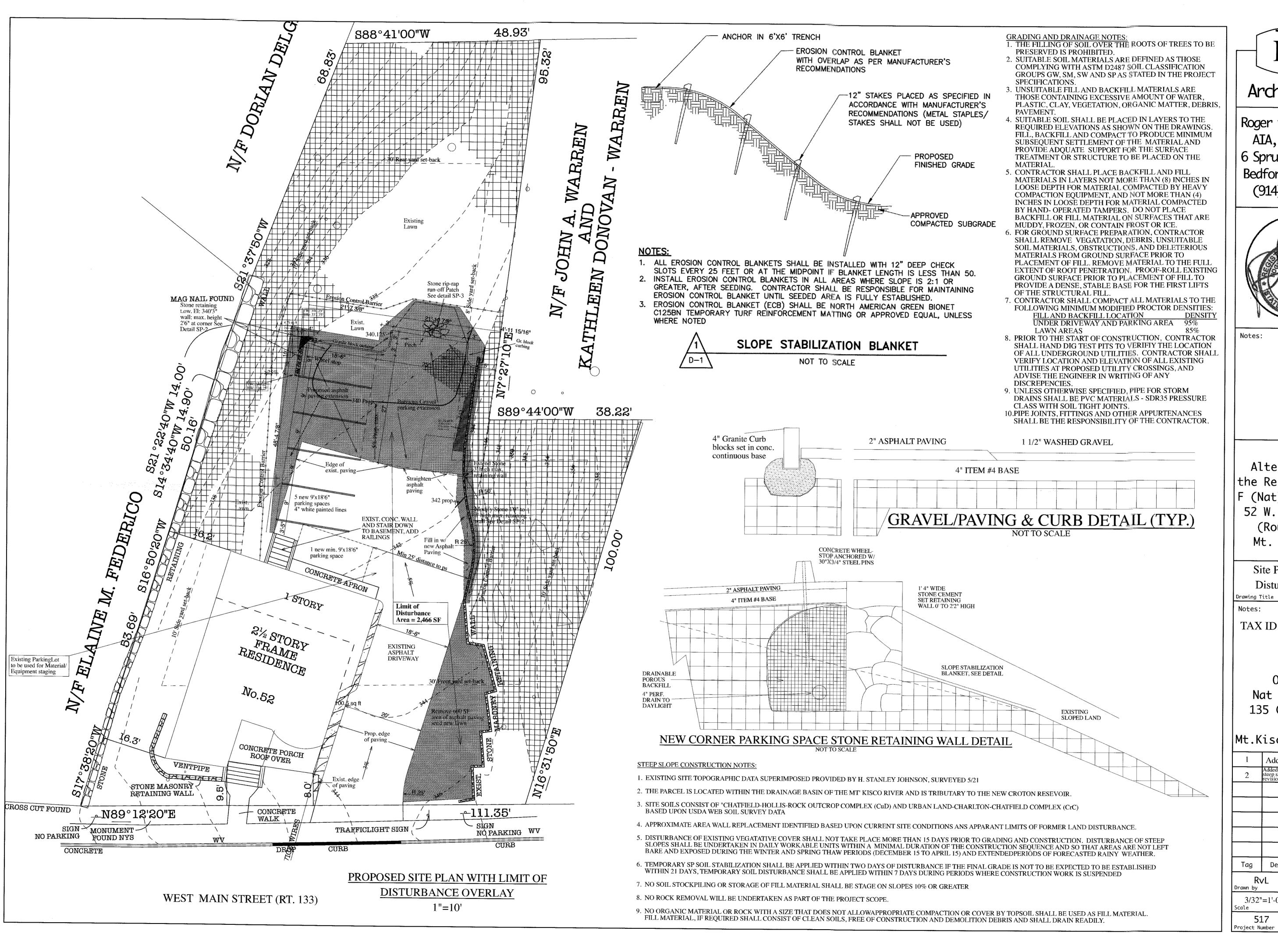
TAX ID: SHEET 69.80 BLOCK 4 LOT 2

OWNER: Nat Cambareri 135 Crow Hill Path

Mt.Kisco NY 10549

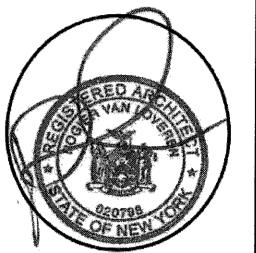
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2	Revised per pre-appl. meeting		10/19/20
3	Revised PB meet	Revised per PB meeting	
4	Revised		6/21/22
Tag	Descri	iption	Date
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1"=10'-0" Scale		SF	<b>P-2</b>

Drawing Number





Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

Alterations to the Residence of: F (Nat) Cambareri 52 W. Main Str. (Route 133) Mt. Kisco NY

Site Plan Details & Disturbance Limit

Notes:

**TAX ID: SHEET 69.80** BLOCK 4 LOT 2

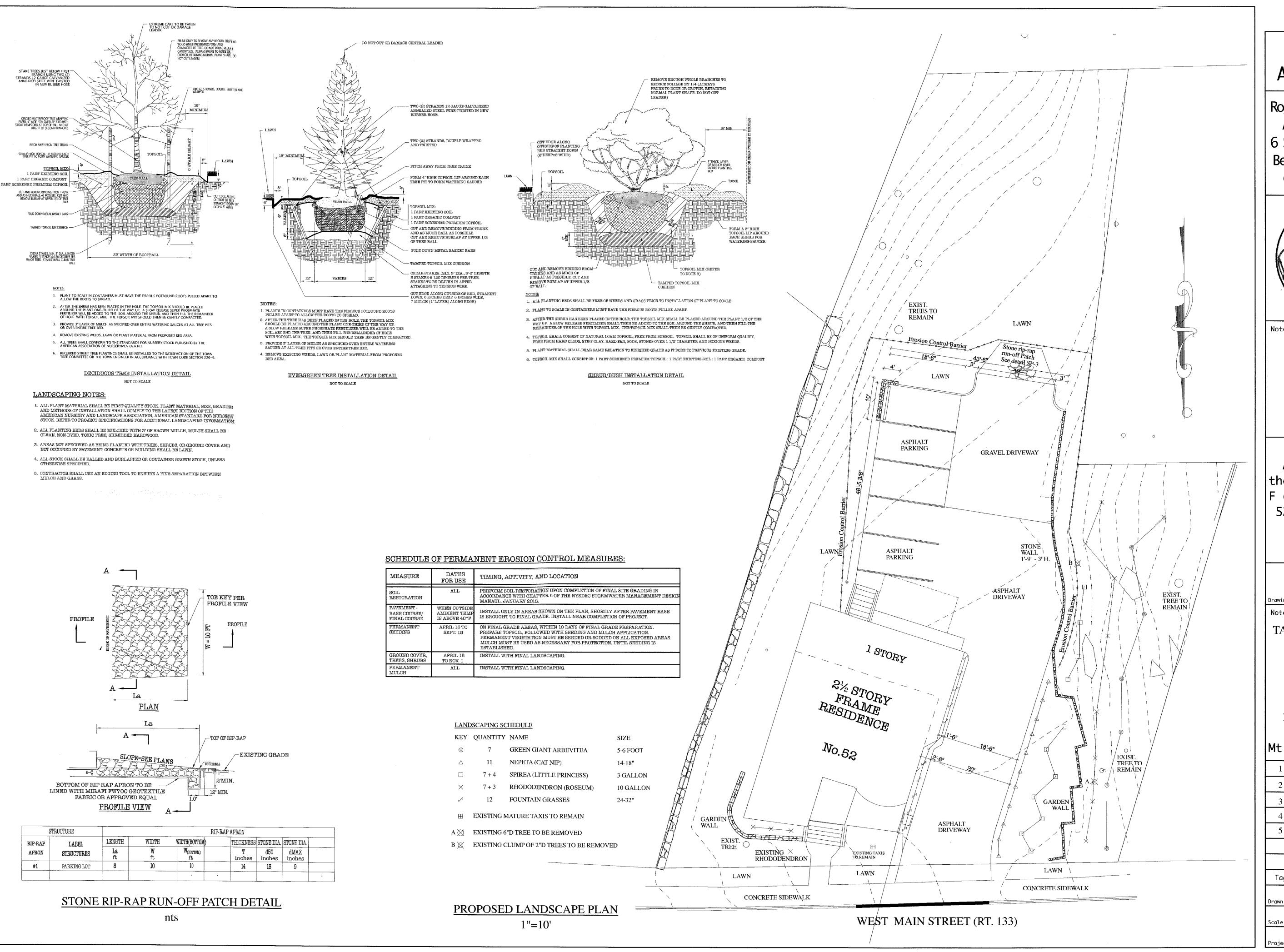
OWNER:

Nat Cambareri 135 Crow Hill Path

Mt.Kisco NY 10549

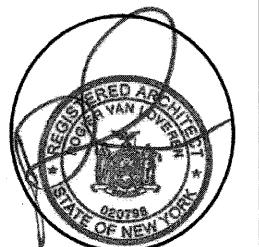
1	4	Orawing	6/21/22
2	Added Drain steep slope n revisions	age notes & otes	8/8/22
		<u>,</u>	
<u></u>			
Tag	Descri	ption	Date
R Drawn by	RVL		
2/22		CD	$\gamma$

3/32"=1'-0" | **SP-Z.**2





Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

Alterations to the Residence of: F (Nat) Cambareri 52 W. Main Str. (Route 133) Mt. Kisco NY

Landscape & Lighting Plan Drawing Title

Notes:

TAX ID: SHEET 69.80 BLOCK 4 LOT 2

OWNER: Nat Cambareri 135 Crow Hill

Path Mt.Kisco NY 10549

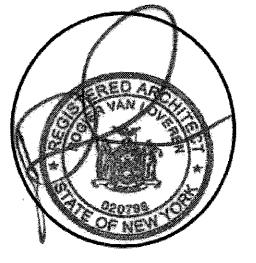
1	i		/27/2020
2	Revised per pre-appl. meeting		10/19/20
3	Revised per PB meeting		12/22/20
4	Updated + Topo		6/21/22
5	Planting Schedule revised		10/15/22
Tag	Description		Date
R\ Drawn by	/L	OT.	

**SP-3** roject Number Drawing Number





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Notes:

Alterations to the Residence of: F (Nat) Cambareri 52 W. Main Str. (Route 133) Mt. Kisco NY

Parking Diagram & Lighting Plan
Drawing Title

Notes

TAX ID: SHEET 69.80 BLOCK 4 LOT 2

OWNER:

Nat Cambareri 135 Crow Hill Path

Mt.Kisco NY 10549

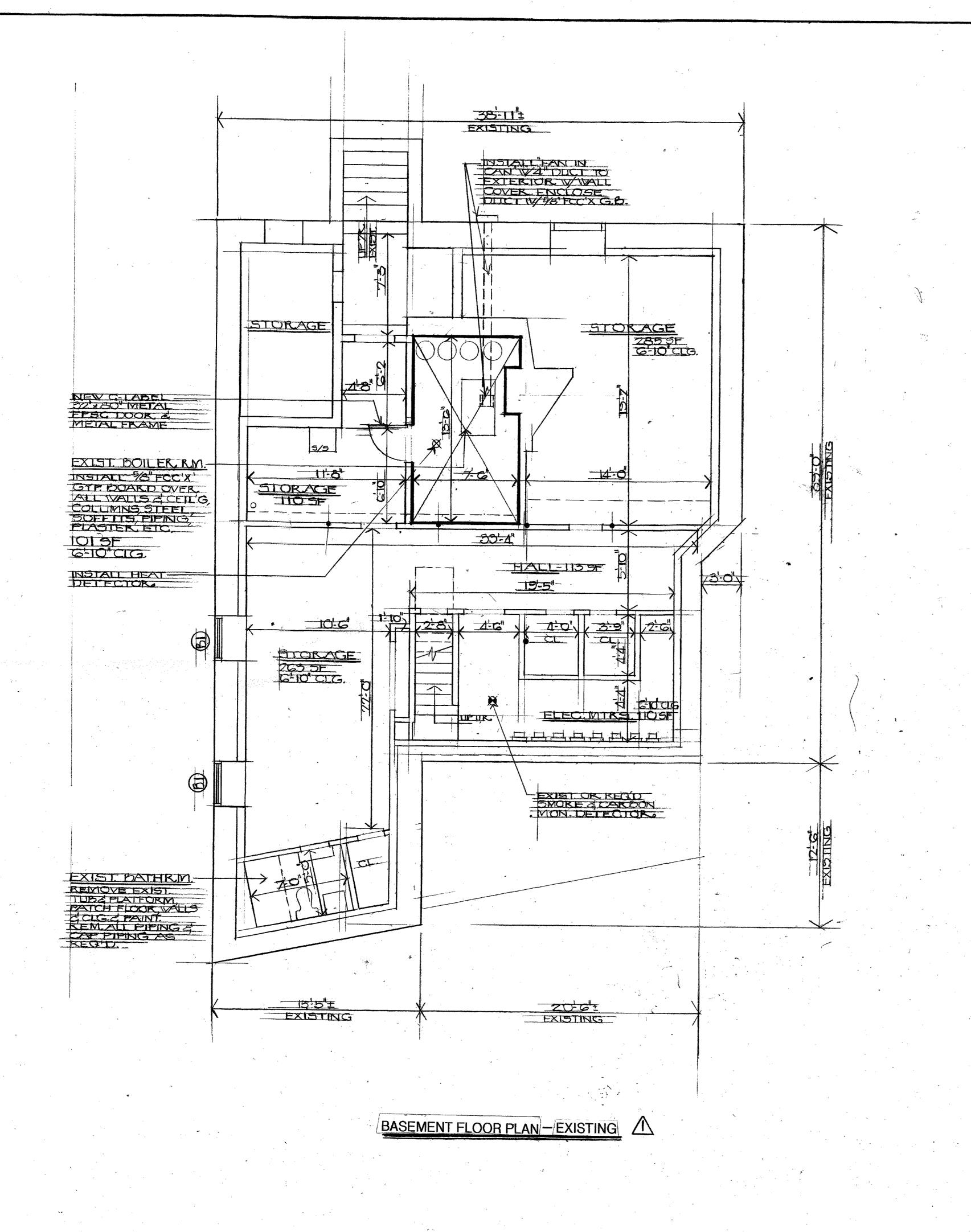
1				
	1	Added pe pre-appl.	r meeting	10/19/20
	2	Revised p PB meetii	er ng	12/22/20
	3	Updated		6/21/22
	4	Rev. Ligh	t fixt.	8/8/22
	Tag	Descri	ption	Date
	D.			

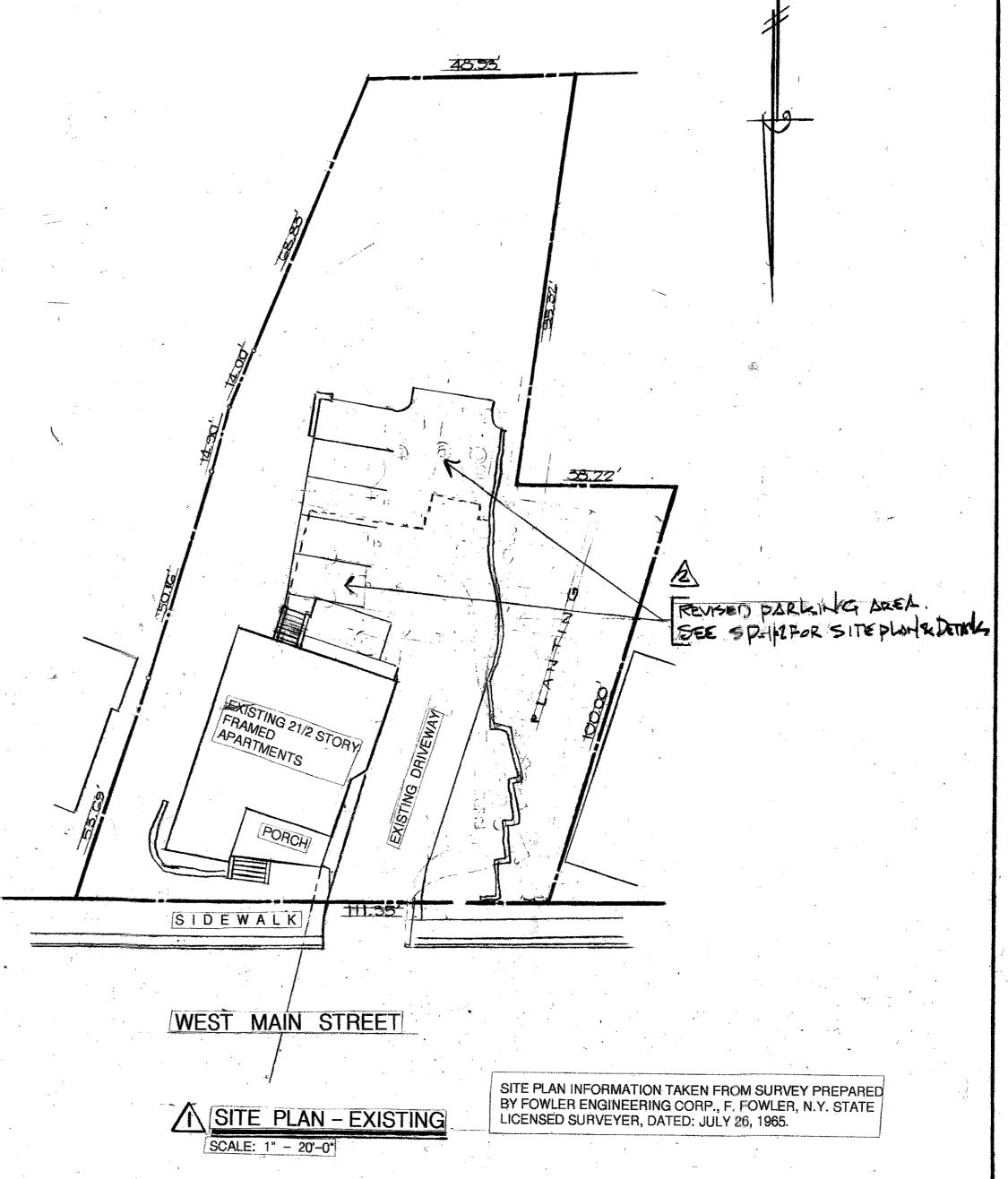
RVL
Drawn by

3/32"=1'-0"
Scale

517
Project Number

Drawing Number





Symbol indicates revisions to Plans A1—A6 for items of information requested by the City of Mt. Kisco, Department of Buildings:

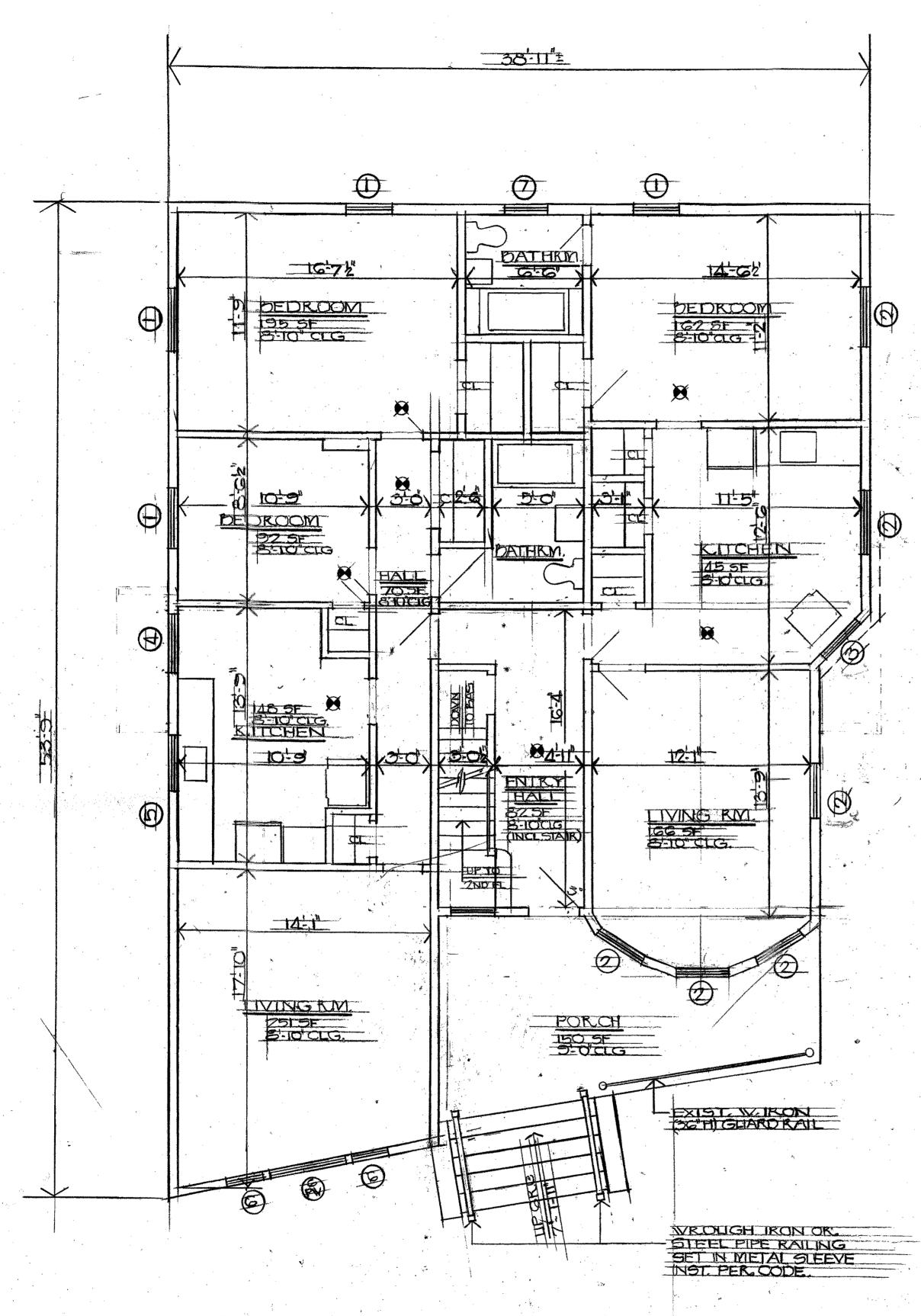
Architecture Roger van Loveren, 'AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823 Notes: ALTERATIONS TO RESIDENCE OF: F. (NAT) CAMBARERI 52 W. MAIN STR. MT. KISCO (RT 133), NY (914) 774 – 4003 BASEMENT FL. PLAN Drawing Title Notes: MAY 10, 19' JAN-31-2020 Description RVL

 Stair detail (code compliance)
 Guards / railings (code compliance)
 Egress window schedule
 Dimensions & square footage 5. Ceiling heights6. Light & ventilation calculations

7. Parking spaces
8. Code Compliance Note

SCALE: 1/4" - 1'-0"

A1



Branch !

WINDOW SCHEDULE 1

Bi 31w x 35h AW 5.8 1.2 **Basement Window** 1 31w x 62h DH 9.70 5.37 2 37w x 72h DH 13.75 7.46 3 30w x 72h DH 10.70 5.70 4 30w x 68h DH 12.89 6.99 5 36w x 36h DH 5.62 3.03. KITCHEN WINDOW 6 24w x 65h DH 7.37 4.21 PW6 60w x 65h PW 21.64 -0- PICTURE WINDOW

7 30w x 61h DH 8.28 4.62

8 38w x 60h DH 11.17 6.05

9 24w x 36h DH 4.21 2.39 Bathroom

10 36w x 48h CXIV 4 8.1 7.7 3rd floor-new casement-

WINDOW OPENING @ SILL OF FIRST, SECOND AND THIRD FLOOR BEDROOMS SHALL NOT EXCEED 42" IN HEIGHT FROM FINISH FLOOR. WINDOW SILL OPG.

FUNCTION AND OPERATION, CORRECT, REPAIR AND/OR REPLACE PARTS AS REQUIRED AND NECESSARY FOR SMOOTH OPERATION.

SHOWN THUS EXISTING AND OR NEW SMOKE AND CARBON MONOXIDE DETECTORS, VERIFY QUANTITY, LOCATION AND FUNCTION, REPLACE UNSUITABLES PER CODE.

**OWNER & OWNER'S CONTRACTOR GENERAL NOTES & REQUIREMENTS:** 

**BUILDING CODE:** 

CODE COMPLIANCE: EXISTING BULDING LODE OF NEW YORK BUILDING CODE OF 2010.

STATE - 2010

B. INSPECTIONS & APPROVALS: All inspections & approvals from all agencies shall be obtained.

C. PLAN. DETAILS & SPECIFICATION NOTES: Plan notes & outline specification notes are complementary.

CHANGES TO CONSTRUCTION DOCUMENTS: No changes are permitted under law to plans for this project. Any field changes of whatever type of scope by the Owner & Contractor are at the sole risk & responsibility of the Owner & Contractors

#### WOOD CONSTRUCTION:

- 1. All wood framing shall comply with the requirements of the State and Local Building Codes and with the "National Design Specification for Wood Construction" including supplements of the National Forest Forest Products Association.
- 2. Lumber for joists, studs and built-up members shall be Douglas Fir South No. 1 or equal.
- 3. All headers & trimmers shall be double members unless otherwise noted.

Provide at least double studs at each side of opening in stud wall. Provide triple studs at wall intersections.

#### DEMOLITION REQUIREMENTS:

Remove existing walls, finish flooring, underlayment, cabin drywall, plaster, etc.

Coordinate all demolition and alteration required and necessary for removal of electric, HVAC, plumbing, gas, etc.

Verify all load bearing conditions prior to removal of walls and instal necessary shoring and temporary walls.

Remove portions of existing sheetrock to expose and accommodate all load bearing partitions, posts and new framing (verify all load bearing conditions prior to demolition)

Provide plastic barriers between existing area and areas of new construction. Protect all adjacent areas to remain undisturbed.

In areas to be demolished, proved adequate structural support for adjacent

#### REQUIREMENTS FOR ALL CONTRACTORS & SUB-CONTRACTORS:

- 1. Certificate of Contractor's Liability Insurance shall be filed with Owner.
- 2. Certificate of Subcontractor's Liability Insurance shall be filed with
- 3. All Contractor's shall carry insurance as follows:
- a) Workmen's Compensation as required by law
   b) Public Liability including automotive in the amount of not less than \$1,000,000. for one occurrence
- Property damage including automotive in the amount of not less than \$1,000,000.
- Umbrella coverage of not less than \$1,000,000.

Any listing of items of operations to be performed shall not be construed to be complete in itself and shall not limit the general requirement to furnish and install all necessary work required to complete the Contract.

All work related to materials shall consist of complete systems, furnished and installed in strict accordance with the printed recommendation of the manufacturer. All materials in the systems shall be provided by a single manufacturer.

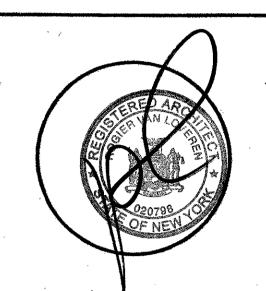
Contractor to provide portable toilet, maintain in clean condition. Location to be reviewed on site with Owner.

Dumpster location to be reviewed on site with Owner and is to comply with

Architecture

Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506

(914) 234-7823



Notes:

\*ALTERATIONS TO RESIDENCE OF:

F. (NAT) CAMBARERI

52 W. MAIN STR. MT. KISCO (RT 133), NY

(914) 774 - 4003

FIRST FLOOR PLAN

Drawing Title Notes:

> MAY 10, 19 NOV: 26,19

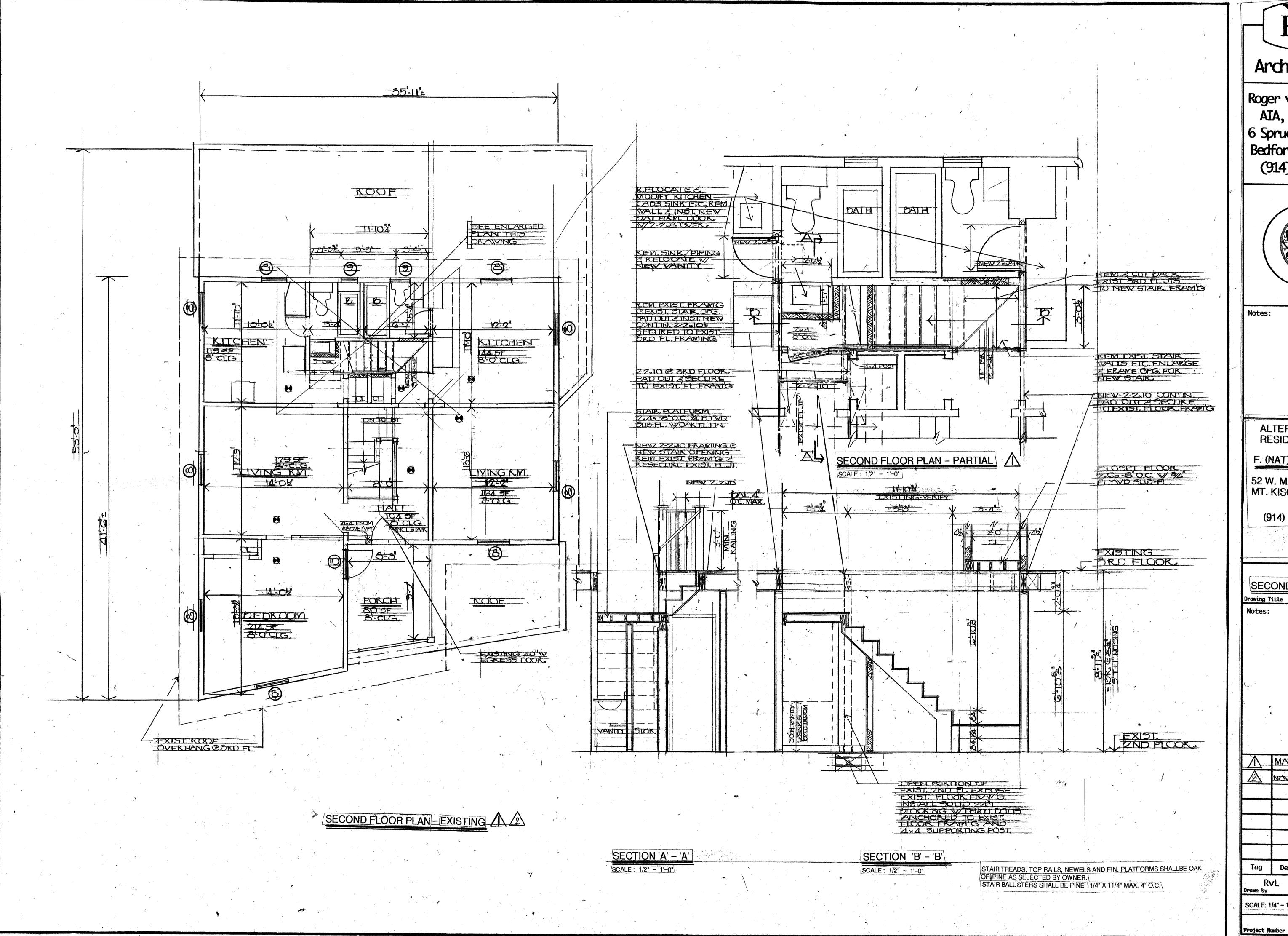
> > Description

Date

RVL

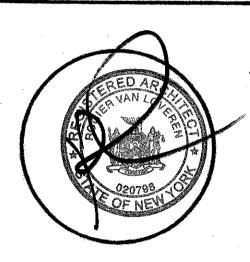
SCALE: 1/4" - 1'-0

FIRST FLOOR PLAN - EXISTING





Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

**ALTERATIONS TO** RESIDENCE OF:

F. (NAT) CAMBARERI 52 W. MAIN STR. MT. KISCO (RT 133), NY

(914) 774 - 4003

SECOND FLOOR PLAN

Drawing Title Notes:

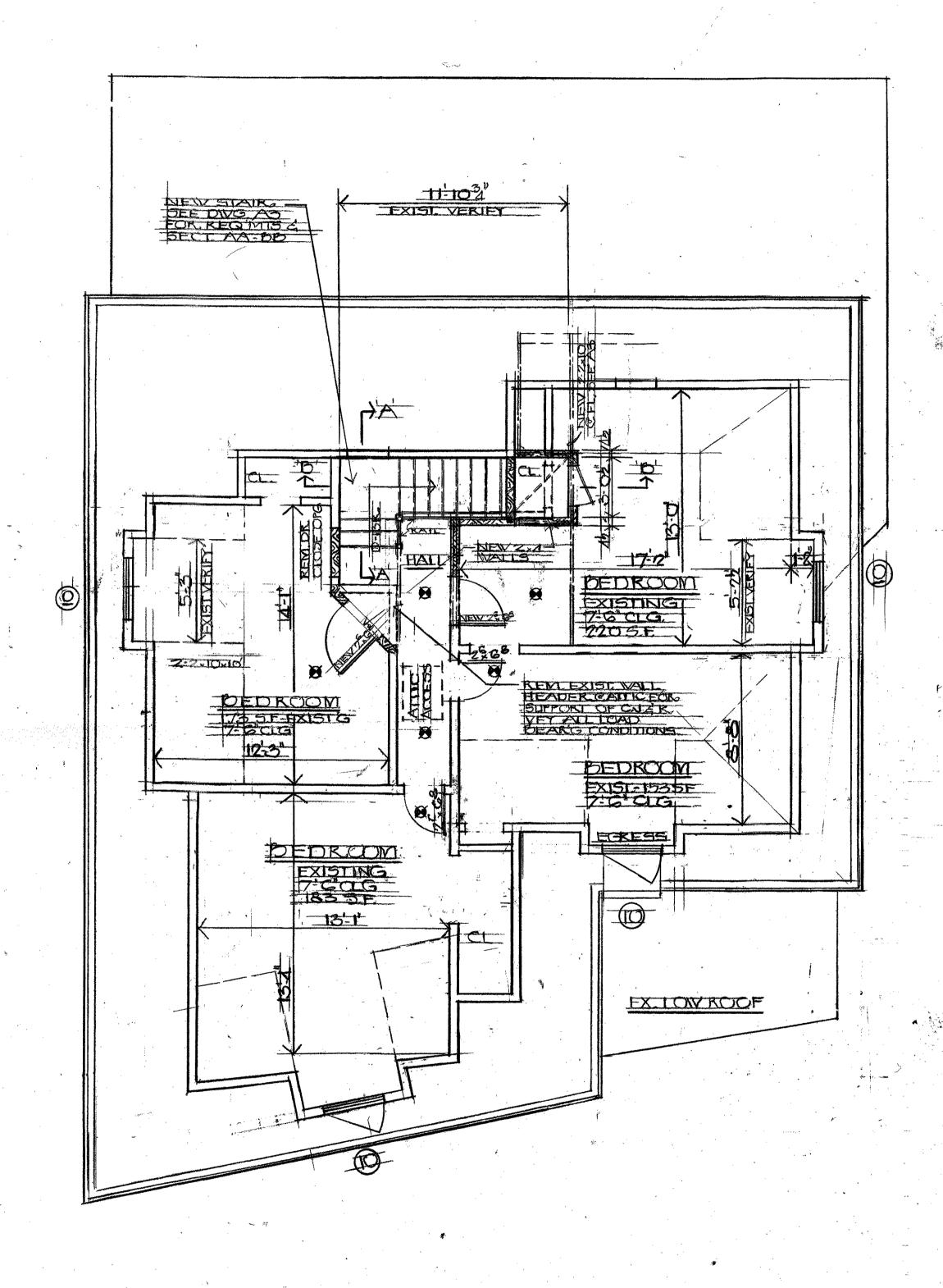
> MAY 10, 19 NOV 26, 19

Tag Description RVL

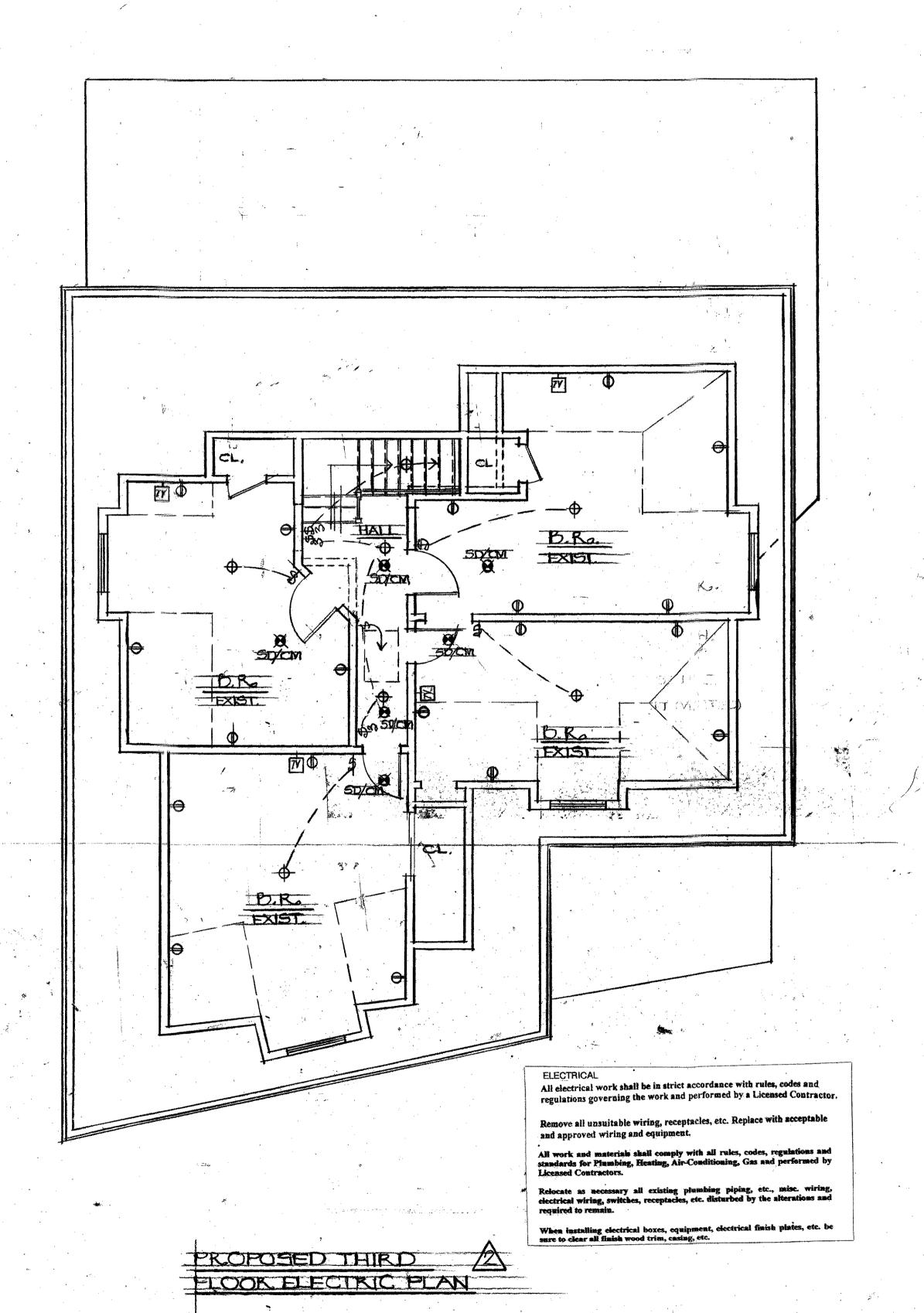
SCALE: 1/4" - 1'-0'

A3

Date



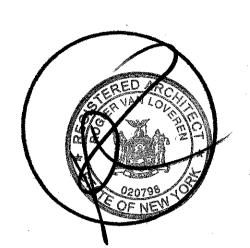
EXISTING THIRD FLOOR PLAN ALTERATIONS FOR.
NEW STAIR ONLY





Roger van Loveren, AIA, Architect

6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

ALTERATIONS TO RESIDENCE OF:

F. (NAT) CAMBARERI

52 W. MAIN STR. MT. KISCO (RT 133), NY

(914) 774 – 4003

THIRD FLOOR PLAN

Drawing Title

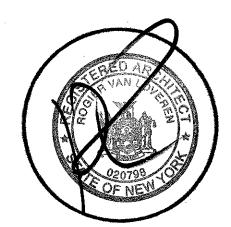
Notes:

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Δ-	MAY 10,19'	
<u>A</u> _	MOX 26,19	
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Tag	Description	Date
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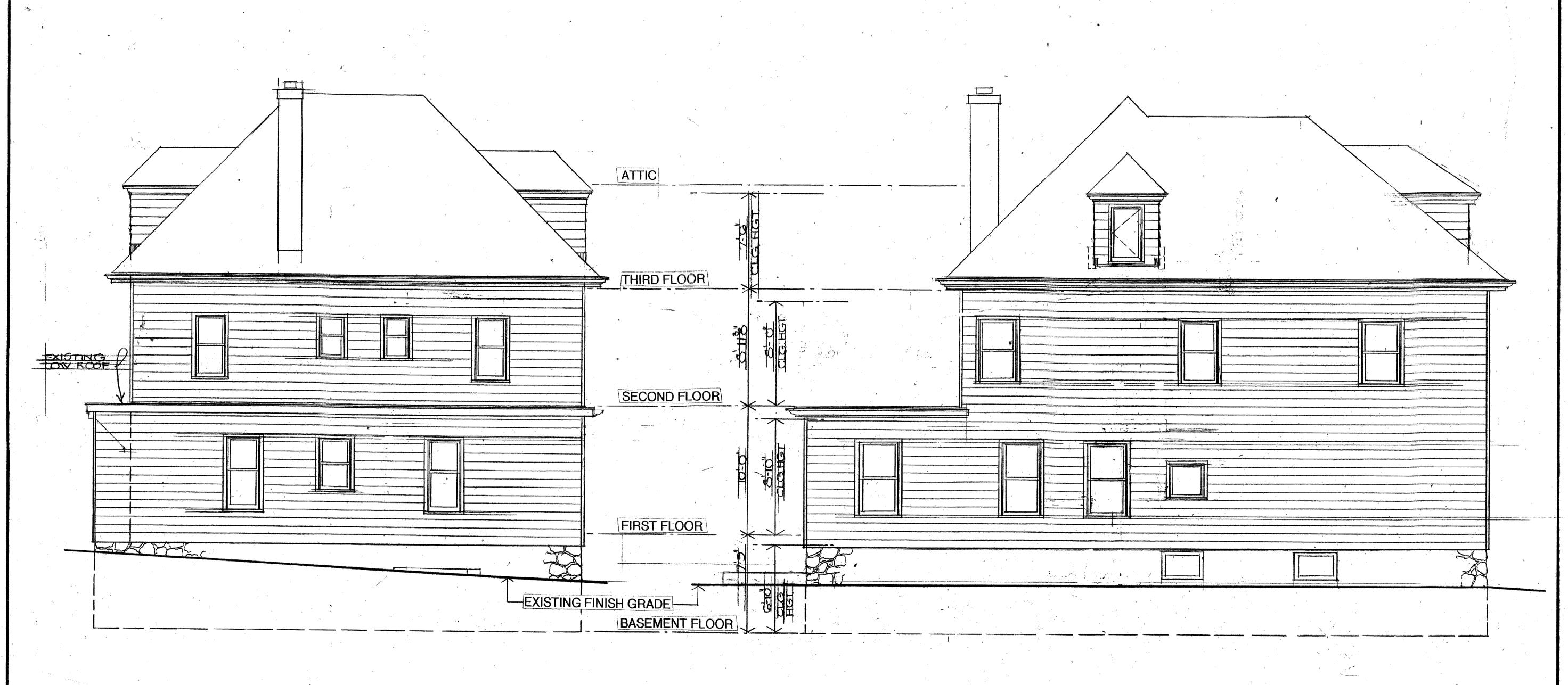
Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



ALTERATIONS TO RESIDENCE OF:

NORTH ELEVATION & WEST ELEVATION

WAY 10, 19'



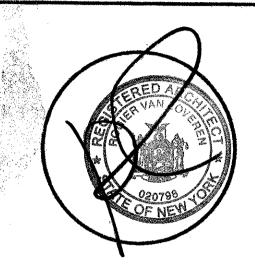
EAST ELEVATION A

SOUTH ELEVATION A



# Architecture

Roger van Loveren, AIA, Architect 6 Spruce Pond Lane Bedford, NY 10506 (914) 234-7823



Notes:

ALTERATIONS TO RESIDENCE OF:

F. (NAT) CAMBARERI 52 W. MAIN STR. MT. KISCO (RT 133), NY

(914) 774 – 4003

SOUTH ELEVATION & EAST ELEVATION

Drawing Title
Notes:

MAY 10, 19' NOV.26,19

Tag Description RVL. Drawn by SCALE: 1/4" - 1'-0"

A6

Project Number

# Zoning Board of Appeals 2024 Schedule

### Meetings are held the 3<sup>rd</sup> Tuesday of Each Month, as Needed 7:00 pm

Submission deadline is 21 days prior to Meeting Date Schedule is subject to change without notice

Submission Deadline	Meeting Date
December 26, 2023	January 16, 2024
January 30, 2024	February 20, 2024
February 27, 2024	March 19, 2024
March 26, 2024	April 16, 2024
April 30, 2024	May 21, 2024
May 28, 2024	June 18, 2024
June 25, 2024	July 16, 2024
August - No Meeting	August - No Meeting
August 27, 2024	September 17, 2024
September 24, 2024	October 15, 2024
October 29, 2024	November 19, 2024
November 26, 2024	December 17, 2024
December 30, 2024	January 21, 2025

<sup>\*</sup>December 30, 2024 Deadline is a Monday due to New Year's Eve