

**AGENDA  
PUBLIC HEARINGS**

**PLEASE TAKE NOTICE** that the Zoning Board of Appeals of the Town of New Hartford, Oneida County, New York, will hold a Public Hearing at the Town of New Hartford Municipal Offices, 8635 Clinton Street (at The Orchards), New Hartford, New York, on Monday, May 22, 2023 to commence at 6:00 P.M., or as soon thereafter as reached in the regular course of business, to address the following:

The application of Mr. Tauroney for Acme Pool & Spa, 4502 Commercial Drive, New Hartford, New York, to renovate the front of the building with new windows, doors, siding and covered front entry. The required front setback distance is 30 feet. The proposed covered front entry is approximately 12' +/- from the front property line. Applicant is seeking a quantity Area Variance of approximately 19' +/- . Tax Map #328.008-1-9; Zoning: C1 General Commercial.

Mr. Michael Ambrose, 13 Benton Circle, Utica, New York (Town of New Hartford). The application of Mr. Michael Ambrose, 13 Benton Circle, Utica, New York (Town of New Hartford). Mr. Ambrose is proposing to replace the existing garage with an attached 24' x 32'± garage. The proposed new structure will end up being 3' 6"± off the left property line. This will encroach into the side yard setback on each side by 11'6"± into the side. The applicant is seeking an Area Variance of 11'6"± into the side yard setback. Tax Map #339.008-4-29; Zoning: Low Density Residential.

The new area variance application of Mr. Harold Martin, 1 Claridge Court, New Hartford, New York. Mr. Martin is requesting a new variance and has proposed to extend a 4 foot tall chain link fence from the end of the privacy along the southern edge of the property up to 17± feet to the edge of the street. This will be 1± foot off the front property line and the proposed fence will extend along the street and return 5± feet off the driveway to the front of the home. He is proposing additional fencing along the back property line which does not require a variance. Therefore, the applicant is seeking a 28± foot area variance for a fence into the front yard area setback.

The new area variance application for Ms. Judy DeFina, 201 Gilbert Road, New Hartford, New York. The new application of Ms. Judy DeFina, 201 Gilbert Road, New Hartford, New York. Ms. DeFina is seeking Area Variances for an inground pool and fence on her property on the corner of Gilbert Road and Woodstream Court. Corner lots have two front yards and, thus, she will need the following Area Variances. Tax Map #339.001-1-6; Zoning: Low Density Residential.

- 1) Pursuant to Section 118-23C (1) No accessory structures shall be located in the front yard. The applicant is seeking Area Variances to construct a swimming pool and fence in the front yard on Woodstream Court. The pool will extend approximately 45' to 55'± in front of the residence, thus, requiring a 45'- 55'± front yard variance.
- 2) Pursuant to Section 118-80D Residential fences shall not extend forward beyond the frontmost point of a residential building. Pursuant to Section 118-23(C)(2), a swimming pool shall be set back a minimum of 10' from all side and rear lot lines. The applicant is seeking Area Variances to construct the fence around her pool extending approximately 60' to 70'± into her front yard and extending to and connecting with a neighbor's fence located on the property line. Applicant will need a front yard variance of 60' to 70'± to place the fence in her front yard and a 10' side yard variance to allow the fence to connect to the neighbor's fence.

**Randy Bogar, Chairman**  
**Zoning Board of Appeals**  
**May 12, 2023**