

RESOLUTION

NOTICE IS HEREBY GIVEN THAT, **Croton Yacht Club, tenant**, has applied to the Zoning Board of Appeals of the Village of Croton-on-Hudson for a rear yard variance from Section 230-38 for the alteration of an existing rear deck and a proposed open-air awning on 3 sides of the building.

6 Elliott Way, is located in the WC Waterfront Commercial District and designated on the Tax Maps of the Village of Croton-on-Hudson as Section 78.8 Block 1 Lot 3.

This proposed action is considered a Type II Action under the State Environmental Quality Review Act (SEQRA) therefore, no Negative Declaration is required.

A public hearing having been held after due notice, this Board, after reviewing the application and viewing the premises and neighborhood concerned, finds:

1. No undesirable change in the character of the neighborhood nor detriment to nearby properties will be produced by the granting of the variance.
2. The benefit sought by the applicant cannot be achieved by a method other than the requested variance;
3. The requested variance is substantial, but is mitigated by the river's location on that side of the property.
4. The proposed variance will not have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district;
5. The difficulty alleged by the applicant was self-created.

NOW, THEREFORE, BE IT RESOLVED, that a rear yard variance of 13.5'ft be **GRANTED** subject to the following conditions, and further finds the variance granted herein is the minimum variance necessary and adequate.

Motion: Chairperson Wagner

Second: Mr. Tuman

Vote: AYES 3 NAYS 0 (Mr. Olcott, absent; Mr. Weber, absent)

Condition(s):

1. That, according to Section 230-164(E), "Unless work is commenced and diligently prosecuted within one (1) year of the date of the granting of a variance or special permit, such variance or special permit shall become null and void".
2. That, the variance is granted based on the plans and other documents submitted in support of the application.

4/13/2022

FINAL