

**Tax Map ID #057.-01-38.0**

**NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that pursuant to Section 148-10 of the Zoning Law of the Town of Skaneateles of 2020 and Section 267-b Town Law of the State of New York, the Zoning Board of Appeals of the Town of Skaneateles will hold a Public Hearing on the Application of Joseph & Mary Coco.

The proposal is for the demolition of the existing cottage and construction of a new two bedroom, two story dwelling with a deck, new septic, new shoreline stairs, bridge and landing with a shed underneath.

The involved Sections of the Skaneateles Town Code are Section 148-8-9-A.1.a Existing Nonconforming Lots- Lot Size; Section 148-8-9-A.1.f Nonconforming Lake Yard Setback; and Section 148-8-9-A.1.b Nonconforming Lake Frontage.

The minimum lot area required for development of a nonconforming lot located in the LWOD is 20,000 square feet, whereas the site plan reflects proposed modifications to the existing dwelling, shed, and steps on a lot that is less than 20,000 square feet.

The minimum lake yard setback is 100 feet for the construction of any new structures after December 7, 2005, whereas the site plan reflects a proposed lake yard setback of less than 100 feet to the proposed deck attached to the proposed dwelling.

The minimum lake frontage for a nonconforming lot is 75 feet, whereas the applicant's lot has less than 75 feet of lake frontage.

The property in question is located at **1387 Thornton Heights** in the Town of Skaneateles, New York, and bears Tax Map ID #057.-01-38.0.

A Copy of the application is available for inspection at the Town Hall, 24 Jordan Street, Skaneateles, New York.

**Said Hearing** will be held on **Tuesday, October 8, 2024, at 7:10 pm** at the Town Hall, 24 Jordan Street, or electronically as required by local and/or Executive Orders applicable to COVID-19. At that time, or for a period of time thereafter, all persons will be heard or have an opportunity to provide written comment on this application.

Denise Rhoads, Chair  
Zoning Board of Appeals  
Town of Skaneateles

Dated: September 12, 2024

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EGGLESTON & KRENZER ARCHITECTS, PC

The Trolley Bldg

1391 East Genesee Street

Skaneateles, New York 13152

June 4, 2024

**Revised August 23, 2024**

Town of Skaneateles Planning Board and ZBA

24 Jordan Street

Skaneateles, NY 13152

Re: Joseph and Mary Coco – Site Plan Review and Variance

1387 Thornton Heights

Tax ID# 057.-01-38.0

### NARRATIVE

The property at 1387 Thornton Heights is 13,414 SF, 52 ft wide with 69.0 Lin ft of shoreline. It has a 2 bedroom cottage, deck and a small shed with 4.3% of the lot area as potential living space and 4.5 % building footprint. The dwelling is non-conforming in that it is 4.1 feet from the south side property line whereas 11.6 ft is required. In that the cottage was built in the 1940s, the lake yard setback is conforming at 61.3 ft. The shoreline steps are 2.8 ft off the north property line and shoreline deck extends over the south line whereas 20 ft is required. The on-shore structures total 644 SF whereas 400 SF are allowed. The driveway is mostly in the Thornton Heights roadway. The ISC is 6.57% and TSC is 11.5%. The property is in the RF zoning district and Skaneateles Lake Watershed.

This application is to replace the cottage with a two bedroom, two story dwelling with deck. A sidewalk will connect the driveway to the house. The new dwelling will **set further back from the lake than** the cottage with the **north and south side yard setback made conforming, greater than 11.6 ft (20% of the lot width). The deck and stairs are allowed to encroach 4 ft on the required side yard setback.** The lake yard setback will increase to **83.0 ft and 89.4 ft for the house and 75 ft** for the attached deck. The total building footprint will increase to 805 SF; 6.0% of the lot area, which is allowed and the potential living space to 1,332 SF which is just under the allowed 10 %. **The driveway in the common private road ROW will be reduced and parking for two cars added on site.** A new septic system is being designed for the lot that pumps to a septic field 150 ft from the lake. A new set of shoreline stairs, bridge and landing will be 25.4 ft from the north property line and have a 44 SF shed under the landing that is 8 ft high. The total on-shore structures remain at 644 SF. The ISC will be **10.0%** and the total surface coverage will be **19.8%**

(315) 685-8144

*Member of the American Institute of Architects*

An area variance is required for developing on a lot with less than 75 ft of lake front, less than 20,000 SF of lot area and for the house to be **83 ft to 89 ft** and deck **75.0 ft** off the lake whereas 100 ft is required for new structures. Site plan review is required for disturbance within 200 ft of the lake.

Silt fence will be placed below the disturbed area to control erosion during construction. In that the dwelling is only **40 ft** off a steep bank, the roof gutters will drain into a 4-inch pipe that spills onto rocks at the bottom of the bank. A bio-swale is not practical for this site.

### CONSTRUCTION SEQUENCE

- 1) Mark septic leach field to prevent construction traffic or staging over this area.
- 2) Install silt fence, maintain during construction.
- 3) **Install new driveway base of run of crusher over geo textile fabric.**
- 4) Remove the existing cottage.
- 5) Excavate for the new foundation, construct new foundation walls and deck footings
- 6) Construct first floor deck to stabilize the foundation walls.
- 7) Back fill around foundation, spread straw for erosion control during winter.
- 8) After roof, walls and siding are complete, install roof gutters and tie down spouts into drainage system to the bottom of the bank.
- 9) Install the new septic system during a dry period. Spread top soil, seed and mulch.
- 10) After siding, trim and decks are complete, finish grading, install permeable walks, shoreline steps and shed, spread top soil, seed or landscape and mulch. Water during dry periods.
- 11) Enhance the landscape vegetation on the steep slope bank. Use jute mesh and mulch as necessary.
- 11) After lawn is established, remove silt fence, patch disturbed areas of lawn.

### AREA VARIANCE CRITERIA

The following criteria should be considered in granting an area variance:

- 1) *Whether an undesirable change will be produced in the character of the neighborhood or a detriment to nearby properties will be created by the granting of the area variance.*

Granting the requested variances will not change the character of the neighborhood or be a detriment to nearby properties. The neighborhood is made up of year-round and seasonal dwellings on various size lots. The rebuilt dwelling is **set behind the original cottage yet generally** align with the adjacent dwellings. The lake yard setback will increase from 61.3 ft to **75 ft** for the deck and **83 ft to 89.4 ft** for the dwelling. The on-shore stairs will now conform with the required side yard setback. **The adjacent residential neighbors have had no objection to this project.**

- 2) *Whether the benefit sought by the applicant can be achieved by some method, feasible for the applicant to pursue, other than an area variance.*

The benefit sought by the applicant cannot be achieved by any method other than an area variance. Because the lot has less than 75 ft of shoreline and is less than 20,000 SF of lot area, an area variance is required for most improvements. The lake yard setback will improve over the existing cottage setback **from 61.3 ft to 83 and 89.3 ft** and became non-conforming only because it is new construction. **The attached decks will be 75 ft from the lake.** The non-conformity of the shoreline stairs is eliminated and house side yard setback **will become conforming.**

- 3) *Whether the requested area variance is substantial.*

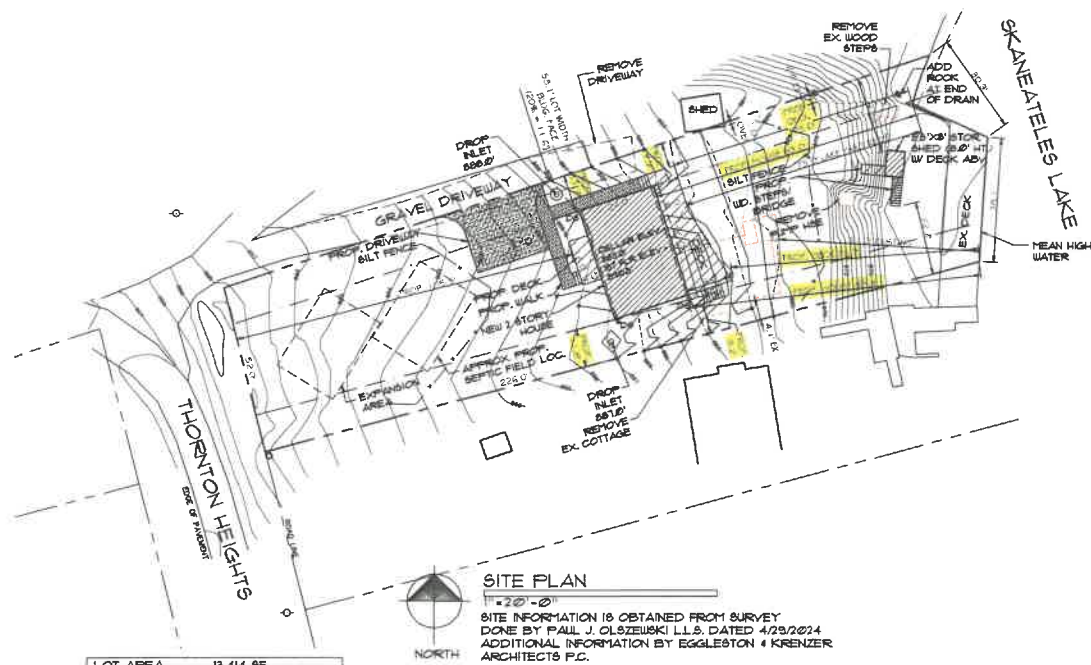
The requested variance is not substantial. While the lot is 6,586 SF under 20,000 SF and the shoreline is 6 ft under the 75 ft minimum, the proposed dwelling conforms to the building footprint and potential living space allowed for lots under 40,000 SF. **The ISC will be 10% even after adding parking spaces on the lot** and TSC is only **19.8%**. The lake yard setback for the house itself is less non-conforming by **22 ft** and the decks **14 ft less non-conforming.** **The proposed house is otherwise conforming for the lot size. Two non-conforming side yard setbacks are eliminated.**

- 4) *Whether the proposed variance will have an adverse effect or impact on the physical or environmental conditions in the neighborhood or district.*

Granting the requested variances will not have an adverse effect on the physical or environmental conditions of the neighborhood. The ISC is **conforming at 10% even after adding the required parking on site** and the TSC is under the allowed 20%. The dwelling has a conforming building footprint and living space. A new septic leach field is being designed to be 150 ft from the lake with room for expansion. The stormwater drainage will be managed by directing the roof drains to spill over rocks at the bottom of the steep slope bank. Silt fences will provide erosion control during construction.

- 5) *Whether the alleged difficulty was self-created, which shall be relevant to the decision of the Board but which shall not necessarily preclude the granting of the area variance.*

By virtue of making application, one can state that this is self-created. The Cocos have owned the property since the mid 1980s. The lot and dwelling have become non-conforming with changes in the zoning law over the years. The redevelopment of this property will conform with the building footprint, potential living space, ISC and TSC. The lake yard setback will improve for the deck and dwelling while remaining in line with the adjacent dwellings. Storm water management and erosion control will improve as a result of this work. A new, conforming septic system will be installed on the lot. **With direction from the ZBA, the applicant has pushed the dwelling back to make it less non-conformity, eliminate two nonconformities and reduced the visual height of the dwelling from the lake.** Granting the area variance will allow reasonable use of the property.



**SITE PLAN**

1" = 20' - 0"  
 SITE INFORMATION IS OBTAINED FROM SURVEY  
 DONE BY PAUL J. OLSEWUSKI L.L.S. DATED 4/29/2024  
 ADDITIONAL INFORMATION BY EGGLESTON & KRENZER  
 ARCHITECTS P.C.

LOT AREA	13,414 SF
SHORELINE	6,342 LF
<b>PERMEABLE COVERAGE</b>	
EXIST.	PROPOSED
COTTAGE	563 SF
SHEDS/PUMP HSE	22 SF
DRIVEWAY	252 SF
CONC.	29 SF
TOTAL	866 SF
% IMPERMEABLE	6.6 %
<b>TOTAL SURFACE COVERAGE</b>	
EXIST.	PROPOSED
DECKS	61 SF
SHORELINE DECK	507 SF
WOOD STEPS	52 SF
SIDEWALK	5 SF
PERMEABLE	659 SF
IMPERMEABLE	882 SF
TOTAL	1,531 SF
% TOTAL COV.	11.5 %

<b>FOOTPRINT %S ALLOWED 60% SF</b>		
EXISTING	PROPOSED	
HOUSE	383 SF	758 SF
SHED	22 SF	41 SF
TOTAL	405 SF	805 SF
% FOOTPRINT	4.5 %	6.0 %
<b>POTENTIAL LIVING SPACE 90% ALLOWED 1341 SF</b>		
EXISTING	PROPOSED	
HOUSE	583 SF	846 SF
1ST FLR	583 SF	846 SF
2ND FLR	0 SF	415 SF
TOTAL	583 SF	1,337 SF
% LIVING SPACE	4.3 %	9.9 %

<b>ONSHORE STRUCTURES</b>		
EXIST.	PROPOSED	
DECK	552 SF	552 SF
STAIRS BRIDGE	92 SF	48 SF
SHED	0 SF	44 SF
TOTAL	644 SF	644 SF

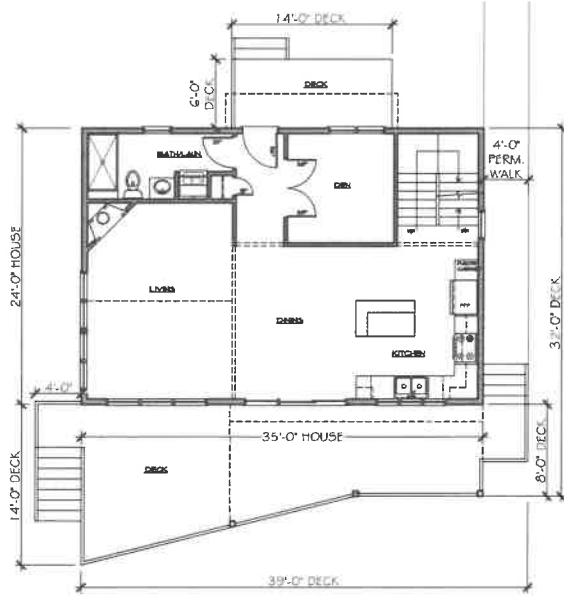
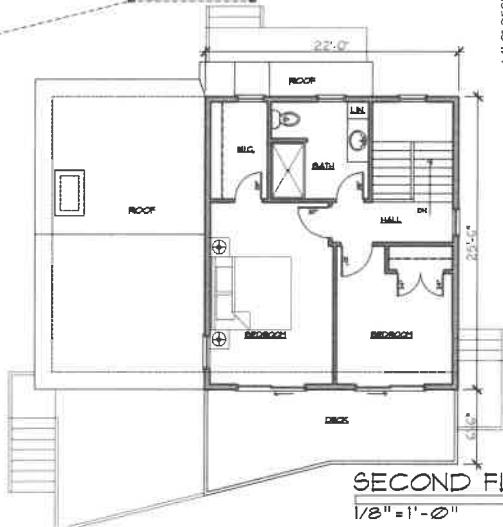
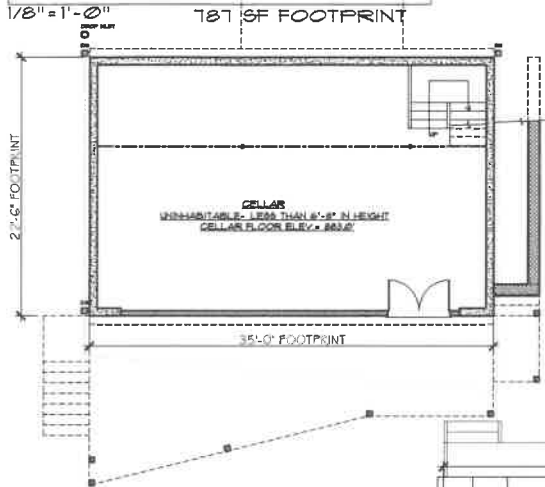
**SITE PLAN:**  
 JOSEPH & MARY COCO  
 1367 THORNTON HEIGHTS  
 SKANATELES, NY

**architect**  
 EGGLESTON & KRENZER ARCHITECTS P.C.  
 105 W. WASHINGTON STREET  
 SKANATELES, NY 13152  
 (315) 695-9144

PROJ. 24107

DATE  
 4 JUNE 2024  
 22 AUG 2024

**CELLAR PLAN**



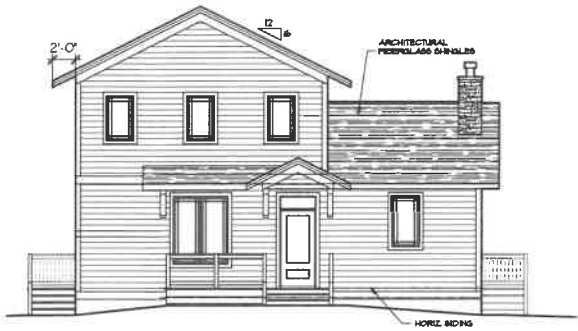
**NEW COTTAGE:**  
JOSEPH & MARY COCO  
1387 THORNTON HEIGHTS  
TN OF SKANEATELES, NY

**architect**  
EGGLESTON & KRENZER ARCHITECTS P.C.  
1391 EAST GENESEE STREET  
SKANEATELES, NY 13152  
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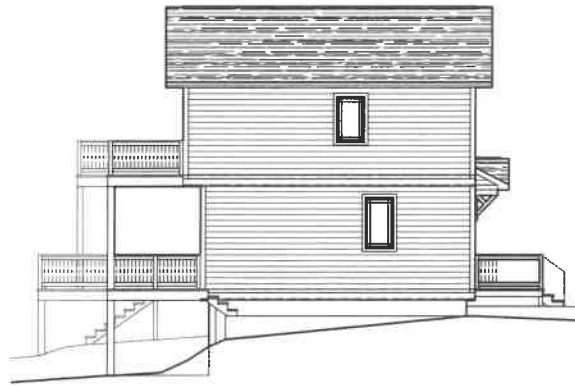
PROJ: 24107

DATE:  
5 JUNE 2024  
23 AUG 2024

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WEST ELEVATION  
1/8" = 1'-0"



NORTH ELEVATION  
1/8" = 1'-0"



EAST ELEVATION  
1/8" = 1'-0"



SOUTH ELEVATION  
1/8" = 1'-0"

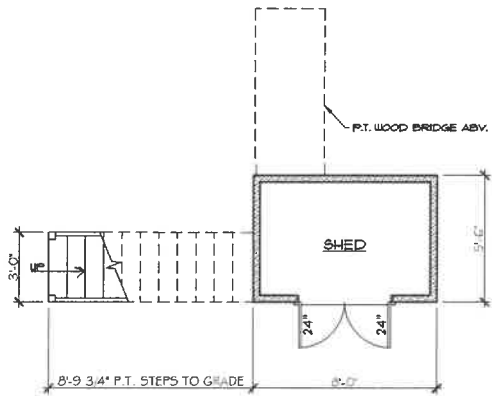
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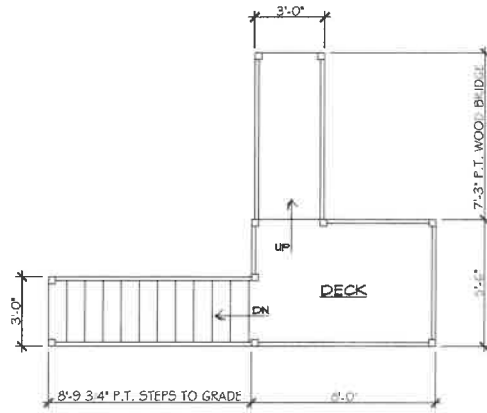
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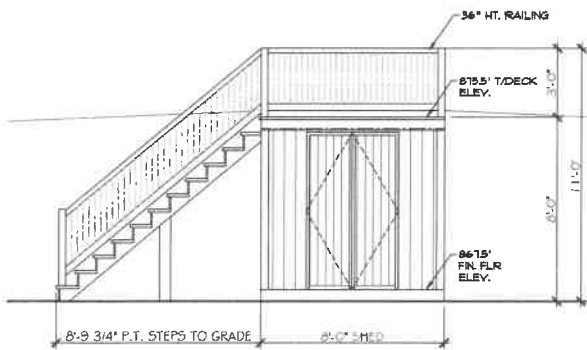
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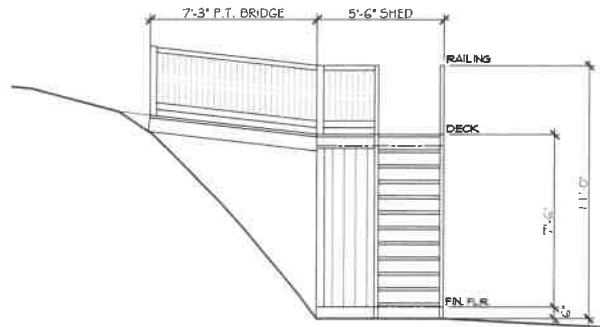
LOWER LEVEL PLAN  
1/4" = 1'-0"



UPPER LEVEL PLAN  
1/4" = 1'-0"



EAST ELEVATION  
1/4" = 1'-0"



SOUTH ELEVATION  
1/4" = 1'-0"

**ON SHORE STAIRS:**  
JOSEPH & MARY COCO  
1387 THORNTON HEIGHTS  
TN OF SKANEATELES, NY

**architect**  
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PROJ: 24107

DATE:  
21 MAY 2024  
23 AUG 2024

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