



ORIGINAL

SITE ADDRESS: 455 Barclay Drive

Office Use Only:
 DATE SUBMITTED: 03 02 2021 HEARING DATE: 03.24.2021
 PLACARD: _____ FEE: \$ 250.00
 ZONING CLASSIFICATION: RR LOT SIZE: IRREGULAR 20,473

APPLICATION FOR APPEAL TO THE CITY OF BETHLEHEM ZONING HEARING BOARD,
10 EAST CHURCH STREET, BETHLEHEM, PA 18018

1. Return one (1) original and eight (8) copies of this application and all supporting documentation to the Zoning Officer, along with the filing fee. Include site plans and/or floor plans as necessary.
2. The application is due by 4PM on the 4th Wednesday of the month. The hearing will be held on the 4th Wednesday of the next month.
3. If you are submitting MORE THAN 10 exhibits at the hearing, you MUST place them in an indexed binder and submit at one time.

Appeal/Application to the City of Bethlehem Zoning Hearing Board is hereby made by the undersigned for: (check applicable item(s)):

- Appeal of the determination of the Zoning Officer
- Appeal from an Enforcement Notice dated _____
- Variance from the City of Bethlehem Zoning Ordinance
- Special Exception permitted under the City Zoning Ordinance
- Other: _____

SECTION 1

| | |
|-------------------|--|
| APPLICANT: | |
| Name | <u>Terry Capvano / Michael Domitrovits (Plaintive)</u> |
| Address | <u>455 Barclay Drive Bethlehem, PA 18017</u> |
| Phone: | <u>[REDACTED]</u> |
| Email: | <u>[REDACTED]</u> |

[REDACTED]

OWNER (if different from Applicant): Note. If Applicant is NOT the owner, attach written authorization from the owner of the property when this application is filed.

Name Terry & Matt Capvano

Address 455 Barclay Drive Bethlehem, PA 18017

Phone: [REDACTED]

Email: [REDACTED]

ATTORNEY (if applicable):

Name _____

Address _____

Phone: _____

Email: _____

SECTION 2. INFORMATION REGARDING THE REAL ESTATE

1. Attach a site plan, drawn to scale, of the real estate. Include existing and proposed natural and man-made features.
2. Attach architectural plans and elevations depicting proposed alterations or new construction.
3. Attach photographs.
4. If the real estate is presently under Agreement of Sale, attach a copy of the Agreement.
5. If the real estate is presently leased, attached a copy of the present lease.
6. If this real estate has been the object of a prior zoning hearing, attach a copy of the Decision.

SECTION 3.

THE RELIEF SOUGHT:

If the Applicant seeks a dimensional variance for any setback, lot coverage, distance between certain uses, etc., please state the following:

| Section of Code | Dimension Required by Code | Dimension Proposed by Applicant | Variance Sought |
|-----------------|------------------------------|---------------------------------|-------------------------|
| <u>1306.01</u> | <u>15% Building Coverage</u> | <u>17% Building Coverage</u> | <u>2% More Coverage</u> |
| _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ |

If the Applicant seeks a use or other variance, please state the **specific section(s)** of the Zoning Ordinance applicable and describe the variance sought.

If the Applicant seeks a Special Exception, please state the **specific section (s)** of Zoning Ordinance applicable:

If the Applicant seeks an appeal from an interpretation of the Zoning Officer, state the remedy sought in accordance with Sec. 1325.11 (b):

NARRATIVE

A brief statement reflecting why zoning relief is sought and should be granted must be submitted.

CERTIFICATION

I hereby certify that the information contained in and attached to this application is true and correct to the best of my knowledge and belief.
I also certify that I understand that any and all federal, state or local rules and regulations, licenses and approvals shall be obtained if the appeal is granted.

Mimi Domitiz (Plaintiff)
Applicant's Signature

2/26/21
Date

Terry A Caputo
Property owner's Signature

2-26-21
Date

Received by

Date

NOTICE: If the Decision of the Zoning Hearing Board is appealed, the appellant is responsible for the cost of the transcript.

February 28, 2021

Dear Zoning Board Members,

We would like to make additions to our property by adding a shed and a covered patio area for dining.

A covered patio will allow us to enjoy the outside of our home and backyard, shading us from the deleterious effects of the sun. We have two grandchildren under 13 months that we watch full time. Having a play area for them that is large enough to accommodate their play items will be helpful as they enjoy the fresh air of the spring and summer time and into the fall. Additionally, an eating and sitting area will allow for the family to be outdoors safely, including our more elderly members, and enjoy the beauty of our backyard. Gatherings this year will still require safe distancing to keep our children, ourselves, and our advanced aging relatives safe and provide a diversion from the confines of homes.

The addition of a shed was not one we ever contemplated. However, a recent serious and rare injury has left my husband paralyzed from the waist down. This has resulted in the addition of ramps to our garage which is a typical 2 car garage. Access to vehicles requires a wheelchair transfer and more space in the garage to accommodate his needs. As a result, items from the garage need to be stored in a manner that can be easily accessed when we need them for the yard work, patio or garden.

We are life time members of the Bethlehem community and appreciate your consideration of the needs of our family as we make improvements to our backyard.

Thank you,



Matthew and Terry Capuano