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**BOARD OF ZONING APPEALS
AGENDA
Monday, November 23, 2009
5:30 PM
Common Council Chambers
Second Floor, City Hall**

1. Case # 11-09, 1780

The case of Nicholas M. Borden regarding the premises located at 10 Orlando Avenue requesting a Use Variance pursuant to Sections 375-26 and 375-63A of the City of Albany Zoning Ordinance to allow for the change of use from a single-family dwelling to a two (2)-family dwelling, which is not a permitted use in the district. The property is located in an R-1B Single-Family Medium-Density Residential zoning district. **RESCHEDULED TO 1/13/09**

2. Case # 11-09, 1781

The case of Tony D'Adamo on behalf of Nagi Nasr regarding the premises located at 471 Clinton Avenue requesting a Use Variance pursuant to Sections 375-26 and 375-65A of the City of Albany Zoning Ordinance to allow for the establishment of a retail beauty supply store in a vacant structure. The property is located in an R-2B One- and Two-Family Medium-Density Residential zoning district.

3. Case # 11-09, 1782

The case of Stanley Adelman regarding the premises located at 48 Eileen Street requesting an Area Variance pursuant to Sections 375-26 and 375-63D of the City of Albany Zoning Ordinance to allow for the addition of a carport that does not meet the minimum side yard setback of eight (8) feet for the district. The property is located in an R-1B Single-Family Medium-Density Residential zoning district.

4. Case # 11-09, 1783

The case of Mina Agaibi regarding the premises located at 136 North Allen Street requesting a Special Use Permit pursuant to Sections 375-27 and 375-71C of the City of Albany Zoning Ordinance to allow for the addition of take-out food service to an existing grocery store d/b/a Ralph Deli Grocery. The property is located in a C-1 Neighborhood Commercial zoning district.

5. Case # 11-09, 1784

The case of Marcus F. Buckley on behalf of the College of Saint Rose regarding the premises located at 334 Ontario Street requesting an Interpretation and Use Variance or Special Use Permit pursuant to Sections 375-7, 375-25, 375-27, 375-64A and 375-64C of the City of Albany Zoning Ordinance to determine if the proposed records and furniture storage facility for a college requires a Use Variance or a Special Use Permit, and to permit the use accordingly. The property is located in an R-2A One- and Two-Family Residential zoning district.

6. Case # 11-09, 1785

The case of Marcus F. Buckley on behalf of the College of Saint Rose regarding the premises located at 556 Yates Street AKA Rear 571 Morris Street requesting an Interpretation and Use Variance or Special Use Permit pursuant to Sections 375-7, 375-25, 375-27 375-64A and 375-64C of the City of Albany Zoning Ordinance to determine if the proposed facilities shop and storage space for a college requires a Use Variance or a Special Use Permit, and to permit the use accordingly. The property is located in an R-2A One- and Two-Family Residential zoning district.

7. Case # 11-09, 1786

The case of Albany Housing Authority regarding the premises located at 42 North Swan Street requesting a Special Use Permit pursuant to Sections 375-27 and 375-71C of the City of Albany Zoning Ordinance to allow for the establishment of an office in a commercial storefront. The property is located in a C-1 Neighborhood Commercial zoning district.

8. Case # 11-09, 1787

The case of Columbia 16 NS, LLC regarding the premises located at 96 Dana Avenue and 123 Morris Street requesting a Use Variance, Area Variance and Parking Lot Permit pursuant to Sections 375-26, 375-64A, 375-174 and 375-176 of the City of Albany Zoning Ordinance to allow for the expansion of a proposed temporary parking lot approved in Case #7-08, 1587 onto contiguous, adjacent properties, that does not meet the required ten (10)-foot setback from adjacent residential properties. The properties are located in an R-2A One- and Two-Family Residential zoning district.

9. Case # 11-09, 1788

The case of Pashko, Inc. d/b/a Pasquale's regarding the premises located at 261 New Scotland Avenue requesting a Special Use Permit pursuant to Sections 375-27 and 375-71C of the City of Albany Zoning Ordinance to allow for the change of use from a restaurant to a restaurant serving alcohol. The property is located in a C-1 Neighborhood Commercial zoning district.

10. Case # 11-09, 1789

The case of Rehabilitation Support Services, Inc. regarding the premises located at 306 AKA 308 Central Avenue requesting an Interpretation pursuant to Sections 375-7, 375-25 and 375-73B of the City of Albany Zoning Ordinance that a proposed day-care facility be permitted as an accessory use. The property is located in a C-3 Central Business zoning district.