# EAST COCALICO TOWNSHIP 

100 Hill Road, Denver, PA 17517
717-336-1720 • www.eastcocalicotownship.com

## ZONING HEARING BOARD APPLICATION

1. APPLICANT:

Name:

t Karen Piascinski Address: 120 Ashwood Lane, Denver PA 17517
Phone: $\qquad$ Cell: 717-405-9467Email:

Karen Piascinskio
2. OWNER (if other than applicant):

Name: $\qquad$
Address: $\qquad$
Phone: $\qquad$ Cell: $\qquad$ Email: $\qquad$
3. APPLICANT'S ATTORNEY/REPRESENTATIVE, IF APPLICABLE:

Name:
Address: $\qquad$
Phone: Cell: Email: $\qquad$
4. PROPERTY INFORMATION:

Address/Location: 120 Ashwood Lane, Denver pA 17517 Lot Size: 3,024 sq feet Width: Zoning District: $\quad \mathrm{R}-6$ Tax ID No. 080-90927-0Present Use: Residential Townhouse

## 5. APPLICATION IS MADE FOR:

A. Variance from Requirements) of the Zoning Ordinance - see page 2
B. Special Exception under the Zoning Ordinance - see page 3
__C. Appeal Zoning Officer Determination or Enforcement Notice - see page 3
__ D. Other Type of Appeal, as provided for by the PA Municipalities Planning Code - see page 3

## FOR TOWNSHIP USE

ZHB Case No. 770-23 Date Complete Application Received: 3/23/23
Zoning Hearing Board Hearing Dates): $\qquad$
Date of Zoning Hearing Board Decision: $\qquad$
Date of Written Decision:
Date Decision Mailed to Applicants): $\qquad$
A. VARIANCES - The following information shall be provided for variance applications:

1. Include:
(a) The Zoning Ordinance sections) from which relief is sought:
(b) A written description of the requested variance, along with a description of the hardship that is being alleged, and reasons why the variance should be granted, and
(c) A site plan with sufficient detail and accuracy so as to present the nature of the request and the unique site conditions that create hardship to strict compliance with the Zoning Ordinance.
(d) Names and addresses of adjoining property owners, including properties directly across a public right-of-way.
2. Describe the unique physical circumstances or conditions of the property, including irregularity, narrowness, or shallowness of lot size or shape, or exceptional topographical or other physical conditions, that create an unnecessary hardship that prevents it from being used in a manner that is consistent with the Ordinance: $\qquad$
$\qquad$
$\qquad$
$\qquad$
3. Describe how because of such unique physical circumstances or conditions, there is no possibility that the property can be developed in strict conformity with the Ordinance, and therefore the granting of a variance is necessary to enable the reasonable use of the property:

$\qquad$
$\qquad$
4. Explain why the unnecessary hardship has not been created by the applicant: $\qquad$ see attached
$\qquad$
$\qquad$
$\qquad$
5. Explain why the variance, if granted, will not alter the character of the neighborhood or district in which the property is located, nor substantially or permanently impair the appropriate use or development of the adjacent property, nor be detrimental to the public welfare: $\qquad$
See attacheot
$\qquad$
$\qquad$
$\qquad$
6. Describe how the variance, if granted, will represent the minimum variance that will afford relief, and will represent the least modification possible of the relevant Ordinance provisions): $\qquad$ See attached
B. SPECIAL EXCEPTIONS - An application for a special exception must demonstrate compliance with the general requirements of Section 220-142.C(2) below, as well as any use-specific requirements.
7. Include:
(a) Ground floor plans and elevations of proposed structures,
(b) Names and addresses of adjoining property owners, including properties directly across a public right-of-way,
(c) A site plan with sufficient detail and accuracy to demonstrate compliance with all applicable provisions of the Zoning Ordinance, and
(d) A written description of the proposed use in sufficient detail to demonstrate compliance with all applicable provisions of the Zoning Ordinance.
8. The proposed use shall be consistent with the purpose and intent of this chapter;
9. The proposed use shall not detract from the use and enjoyment of adjoining or nearby properties;
10. The proposed use will not substantially change the character of the subject property's neighborhood;
11. Adequate public facilities are available to serve the proposed use (e.g., schools, fire, police and ambulance protection, sewer, water and other utilities, parks, solid waste disposal, vehicular access, etc.)
12. The proposed use shall comply with those criteria specifically attached to it. In addition, the proposed use must comply with all other applicable regulations contained in this chapter;
13. The traffic generated by the proposed use shall be safely and adequately accommodated during peak and nonpeak periods, or improvements made by the applicant shall be made in order to effect the same;
14. The proposed use shall be in and of itself properly designed with regard to internal circulation, parking, buffering, screening, and all other elements of proper design, as required by this chapter and any other federal, state or local ordinance, law or regulation;
15. The proposed use will not have deleterious impact on adjoining properties or the neighborhood, due to impacts and/or by-products of the proposed use, such as noise, dust, odor, smoke, litter, glare, heat, radiation, electromagnetic interference, etc.;
16. The proposed use will not substantially impair the integrity of the Comprehensive Plan; and
17. For development within the Floodplain Zone, the application shall comply with those requirements listed in $\$ 220-19$ of this chapter.
C. APPEAL OF ZONING OFFICER DETERMINATION OR ENFORCEMENT NOTICE - These include, but are not limited to, the granting or denial of any permit, or failure to act on the application therefor, the issuance of any cease and desist order, or the registration or refusal to register any nonconforming use, structure or lot. Attach copies of enforcement notices or other relevant documentation.
D. OTHER TYPE OF APPEAL - The PA Municipalities Code gives municipal Zoning Hearing Boards the jurisdiction to hear appeals and render decisions on the following matters:
18. Substantive challenges to the validity of any land use ordinance, except those brought before the governing body pursuant to sections 609.1 (landowner curative amendments) and 916.1(a)(2) (validity of ordinance).
19. Appeals from a determination by a Township Engineer or the Zoning Officer with reference to the administration of any flood plain or flood hazard ordinance or such provisions within a land use ordinance.
20. Appeals from the determination or any officer or agency charged with the administration of any transfers of development rights (TDRs) or performance density provisions of the Zoning Ordinance.
21. Appeals from the Zoning Officer's preliminary determination (MPC Section 916.2).
22. Appeals from the determination of the Zoning Officer or the Township Engineer in the administration of any land use ordinance or provision thereof with reference to sedimentation and erosion control and storm water management not relating to land development or planned residential development.

Please submit seven (7) copies of the application, plans, list of adjoining property owners, photographs, all other supporting documentation, and the correct application fee to the East Cocalico Township Office. Note the Township must receive a complete application package and correct fee to be scheduled for a hearing.

Zoning hearings are generally conducted the $2^{\text {nd }}$ Wednesday of the month; the Zoning Hearing Board schedule can be confirmed on the Township calendar, available at the Township office or on the website. Return complete application and fee four (4) weeks in advance of the hearing.

## THIS IS A LEGAL PROCEEDING; YOU MAY WANT TO CONSIDER HAVING AN ATTORNEY REPRESENT YOU AT THE HEARING.

To the best of my/our knowledge and belief, all information submitted herein is true and complete. NOTE: The application MAY NOT be signed by an agent, but MUST be signed by the applicants) and/or owner (s).


## 120 ASHWOOD LANE

1. (a). The maximum percentage of impervious coverage allowed in the zoning district/ development of $40 \%$. Per recorded plan Doc \#2018-0201J
(b). The variance request is to go over the $40 \%$ maximum percentage of impervious coverage by increasing the current deck from $10 \times 10$ to $10 \times 23.5$; add steps from the deck to a $15 \times 20$ stamped concrete patio. The size of the current deck is very small and does not allow us to use the deck how we would like to use it. Under the deck and against the house is uneven and not useable for us to enjoy as is.
(c). See attached site plan.
(d) Max and Marlene Ray, 122 Ashwood Lane, Denver PA; and John and Linda Bell 118 Ashwood Lane, Denver PA. There are no neighbors behind our house.
2. The property backs up to the retention basin. It is a shallow lot that slopes downward on the left side and towards the retention basin. (See attached picture) The walk out basement sliding door opens directly onto grass and is uneven. Therefore, it is difficult to set up chairs or a table. Currently we have to move chairs or a table in and out of the basement due to development grass mowing. The current $10 \times 10$ deck is small. What chairs we currently have on the deck need to be moved to use our grill, to prevent any fire hazard. Since there are currently no exterior stairs, if we want to go from the deck to the yard, we have to go inside, thru the basement and out into the yard.
3. We want to be able to enjoy our property with improvements. Because of the shallow back yard, the current deck is all that zoning allows under the ordinance. We are asking for a variance that appears to have been granted to other properties with builder/developer installed patios and decks. See attached picture of similar size property Lot 95.
4. We have not created any hardship. We are looking to improve the appearance and enjoyment of our property.
5. The variance, if granted will actually improve the appearance of the property. The back of the house currently looks unfinished, without even a step out from the basement door. As we are using similar colors and style as the current deck, we feel it would fit the character of the neighborhood. The improvements requested would only enhance the property and neighborhood and increase the properties value.
6. If granted, we will be putting in a patio and deck that is of similar size as neighboring properties. We are asking for a variance to improve our property to enjoy our outdoor living space. We are asking for a variance that has already been granted to other lots.


Ashwood Lane



Lawns \& More
533 Lincoln Rd
Litit, PA 17543
jblawnsandmore@gmail.com Estimate 1216 LaWMS \& More

ADDRESS
Karen Piascinski
120 Ashwood Drive

DATE
02/02/2023


EXPIRATION
DATE
03/02/2023

| ACtivity | QTY | RATE | AMOUNT |
| :---: | :---: | :---: | :---: |
| construction:Supplies | 1 | 15,770.00 | 15,770.00 |
| Treated wood deck frame with edge tape |  |  |  |
| Composite Decking with hidden fasteners |  |  |  |
| Vinyl post sleeves |  |  |  |
| Vinyl 6 ft privacy wall |  |  |  |
| ABM panel metal ceiling with gutter pipe for piping downspouts into lower part of the yard |  |  |  |
| Services | 1 | 10,560.00 | 10,560.00 |
| 15X22' Stamped Concrete patio |  |  |  |
| Includes Excavation and clean stone base |  |  |  |
| Auger holes for deck piers |  |  |  |
| fill deck piers with concrete |  |  |  |
| 4" thick pad |  |  |  |
| rebar reinforcement 2-3' on center both ways |  |  |  |
| 1 stamp pattern |  |  |  |
| 1 Integral concrete color |  |  |  |
| 1 release color |  |  |  |
| color enhancing sealer |  |  |  |
| construction:Supplies | 1 | 878.00 | 878.00 |
| Dumpster and equipment |  |  |  |
| Labor | 1 | 9,000.00 | 9,000.00 |
| Includes Demo old deck and building new deck with stairs, vinyl raling and composite decking. ABM metal panel ceiling with wire for ceiling fan. 6 ' privacy walls under deck and on top right side of deck. Remove all trash and construction supplies. |  |  |  |
| Services <br> Install Delaware river stone around the edge of the patio | 1 | 425.00 | 425.00 |
| Services Building Permit | 1 | 350.00 | 350.00 |

After all the work is completed any lawns that we disturbed will be fixed and re-seeded and returned to how the were.

We do ask for material cost up front. I did our material cost and $1 / 2$ the concrete that comes to

## \$21050.00

TOTAL

THANK YOU.
And the remainder at completion and your satisfaction of the project. \$15583.00.

## Accepted By

Accepted Date

Back of house


## $=$ 8 $\square$ $\square$ $\square$ $\square$

 $\square \square$


View behind house



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