

Town and Village of Clayton LWRP Policies	Section III, Policies 1-13 (note: explanatory text included in Section III is not applicable as enforceable policies for CZMA federal consistency review purposes)	02/04/2013	02/04/2013
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DELETED:

Village of Clayton LWRP (1986)	Village of Clayton LWRP (1986)	07/07/1986	07/07/1986
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Changes marked with an asterisk (*) are incorporated into the NEW YORK COASTAL MANAGEMENT PROGRAM, but do not contain enforceable policies that can be used for Federal Consistency.

The Town and Village of Clayton Local Waterfront Revitalization Program is available at http://www.dos.ny.gov/communitieswaterfronts/WFRevitalization/LWRP__status.html, the website of the New York State Department of State. If you have any questions, please contact Kevin Millington, Department of State, One Commerce Plaza, Suite 1010, Albany, NY 12231, (518) 473-2479.

PUBLIC NOTICE

Department of State
Routine Program Change

STATEWIDE — Pursuant to 15 CFR 923.84(b)(4), the New York State Department of State (DOS) hereby gives notice that the federal Office of Ocean and Coastal Resource Management (OCRM) concurred on July 18, 2013 on the incorporation of the amendment to the Town of Evans Local Waterfront Revitalization Program (LWRP) into the State’s Coastal Management Program (CMP) as a Routine Program Change. DOS requested OCRM’s concurrence on this action on April 24, 2013, in a previous notice in the New York State Register, which further described the content of the action.

The amendment to the Town of Evans LWRP was prepared in partnership with DOS and in accordance with the New York State Waterfront Revitalization of Coastal Areas and Inland Waterways Act and the New York State Coastal Management Program. The Town of Evans LWRP is a long term comprehensive coastal management program for the Town’s Lake Erie waterfront resources and is based on the policies of the New York State Coastal Management Program. The Evans LWRP was originally approved by the New York State Secretary of State on February 18, 1987, and incorporated into the New York State Coastal Management Program on March 26, 1987.

The Town amended its LWRP to better reflect proposed land and water uses to be accommodated within the Waterfront Revitalization Area in accordance with the Town’s 2010 Comprehensive Plan and zoning amendments adopted after 1987, such as: R-1L Residential Lakefront; R-1 Single-Family Residential; R-2 Single and Two-Family Residential; MFR-3 Multi-Family Residential; the AOS-Agricultural and Open Space District; RR-Rural Residential District; RF-Recreational Facility; PF – Public Facility; and NB-Neighborhood Business districts. These zoning changes serve to strengthen the ability of the Town to implement the policies and uses set forth in the LWRP. To more effectively manage and protect land uses and environmental resources in the waterfront area, the LWRP amendment expands the Waterfront Revitalization Area and the coastal boundary 100 feet to the east of the centerline of Lake Shore Road, to better enable development of public trail facilities, as well as along the boundaries of the Eighteen Mile Creek and Big Sister Creek Significant Coastal Fish and Wildlife Habitats, which were designated and incorporated into the State’s CMP after the approval of the original Evans LWRP.

Pursuant to the New York State Coastal Management Program and Article 42 of the New York State Executive Law, the Evans Town Board adopted the amended LWRP on October 19, 2011, which was subsequently approved by the New York State Secretary of State on February 22, 2013. Federal consistency with the Town of Evans amended LWRP applies as of the date of this notice.

OCRM’s concurrence includes the following approved changes to the Town of Evans LWRP:

Name/Description of State or Local Law Regulation/Policy/Program Authority or Change	State/Local Legal Citation	Date Adopted by State	Date Effective in State
ADDED:			
*Town of Evans LWRP	*Sections I, II, IV, V, VI, VII, and Appendices A-F	02/22/2013	02/22/2013
Town and Village of Clayton LWRP Policies	Section III, Policies 1-44 (note: explanatory text included in Section III is not applicable as enforceable policies for CZMA federal consistency review purposes)	02/22/2013	02/22/2013

DELETED:

Village of Evans LWRP (1987)	Village of Evans LWRP (1987)	02/18/1987	02/18/1987
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Changes marked with an asterisk (*) are incorporated into the NEW YORK COASTAL MANAGEMENT PROGRAM, but do not contain enforceable policies that can be used for Federal Consistency.

The Town of Evans LWRP is available on the website of the New York State Department of State, at http://www.dos.ny.gov/communitieswaterfronts/WFRevitalization/LWRP__status.html. If you have any questions, please contact Kevin Millington, Department of State, One Commerce Plaza, Suite 1010, Albany, NY 12231, (518) 473-2479.

PUBLIC NOTICE

Uniform Code Regional Boards of Review

Pursuant to 19 NYCRR 1205, the petitions below have been received by the Department of State for action by the Uniform Code Regional Boards of Review. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Brian Tollisen, Codes Division, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2013-0335 Matter of Derek Ostrom, 1725 Grand Island Boulevard, Grand Island, NY 14072 for a variance concerning the requirements for minimum clear living space and handicap accessibility.

Involved is the alterations and change of occupancy in a two-story building of non-combustible construction for use as permanent multiple dwellings, located at 1725 Grand Island Boulevard, Town of Grand Island, County of Erie, State of New York.

2013-0337 Matter of Jon Wegman, 710 Latta Road, Rochester, NY 14612 for a variance concerning the requirements for foundation systems with footings and foundation walls.

Involved is the construction of one-family dwellings of one or two stories in height, located at 19 County Line Road, Town of Kendall, County of Orleans, State of New York.

2013-0338 Matter of Spielberg Enterprises, 6577 Woleben, Portland, New York 14479. The Petitioner requests a variance to not install sprinkler system in a R-1 residential – transient occupancy. The Building Code and Fire Code section 903.2.7 requires a sprinkler system. The petitioner also requests a variance to not install Fire Apparatus Access Roads. The Fire Code D102.1 requires access Roads. The property is located at 6577 Woleben, Town of Portland, County of Chautauque, State of New York.