

# ZONING BOARD OF APPEALS

Thursday, February 23, 2023

6:00 pm

Council Board Room

One Batavia City Centre, Batavia, NY

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## AGENDA

- I. Roll Call
- II. Call to order
- III. Pledge of Allegiance
- IV. Approval of November 17, 2022 minutes
- V. Statement about the role of the Zoning Board of Appeals and the procedure it follows
- VI. Variance Requests

**A. Request #1**                      *255 Bank Street*  
Douglas Fronczak, contractor

Area Variance:                      Construct a front porch roof that will project into the front yard setback by 2'11"

- 1. Review application
- 2. Public hearing and discussion
- 3. Action by the board

**B. Request #2**                      *115 South Main Street.*  
Julian Matla, owner

Area Variance:                      Construct a 24' x 50' x 14'2" tall one-story wood frame pole building in the rear yard of this property. The owner is proposing to place the new building on a portion of land that is known to be located within the AE Special Flood Hazard Area

- 1. Review application
- 2. Public hearing and discussion
- 3. Action by the board

VII. Setting of Next Meeting: March 23, 2023

VIII. Adjournment

**ZONING BOARD OF APPEALS**  
***Draft Minutes***  
**Thursday, November 17, 2022**  
**6:00 pm**  
**Council Board Room**  
**One Batavia City Centre, Batavia, NY**

Members present: *Jeff Gillard, Nick Harris, Dave McCarthy, Leslie Moma, Jim Russell*

Members absent: none

Others present: Meg Chilano – Recording Secretary, Doug Randall – Code Enforcement Officer

**I. Roll Call**

Roll call of the members was conducted. Five members were present and Chair Dave McCarthy declared a quorum.

**II. Call to Order**

Mr. McCarthy called the meeting to order at 6:01 pm.

**III. Pledge of Allegiance**

**IV. Approval of Minutes**

There were no corrections to the minutes. Mr. McCarthy assumed the motion and the minutes were approved by unanimous consent.

**RESULT: Approval of October 27, 2022 minutes.**

**V. Zoning Board of Appeals statement**

Mr. McCarthy explained the role of the Zoning Board of Appeals and the procedures it follows.

**VI. Variance Requests**

Area Variance: place a 146 sq.' one-story addition on the east elevation of an attached garage now under construction. A portion of the addition will be located within the north and east side yard clear spaces

Address: *6 Grandview Terrace*

Applicant: Bruce Scofield, owner

Actions: 1. Review proposal  
2. Public hearing and discussion  
3. Action by the board

### **1. Review Application**

Acting Vice Chair, Leslie Moma, read the summary of the proposal.

### **2. Public Hearing and Discussion**

**MOTION:** Mr. McCarthy moved to open the public hearing; the motion was seconded by Mr. Harris, and on roll call, was approved 5-0.

**RESULT: Public hearing opened at 6:05 pm.**

Burt Earl, agent for the applicant, explained that the addition is being place on an existing shed. The walls will be raised to 8', while the footprint remains the same.

Mr. McCarthy had checked out the property and spoken with the owner. Mr. McCarthy told the board that the applicant intends to create a pool changing house that has a toilet.

Mr. Russell asked if there are any obstructions, and Mr. Earl responded that there are none; the yard is fenced in.

There were no calls, letters, or email concerning the proposal.

**MOTION:** Mr. McCarthy moved to close the public hearing; the motion was seconded by Mr. Russell, and on roll call, was approved 5-0.

**RESULT: Public hearing closed at 6:07 pm.**

### **3. Action by the Board**

Mr. McCarthy went through the list of supporting criteria for the variance:

- Undesirable change in neighborhood character: no
- Alternative cure sought: no
- Substantiality: not substantial
- Adverse effect or impact on neighborhood/community: no
- Self-created: no

**MOTION:** Mr. Gillard moved to approve the variance, with 60 days to obtain the permit. The motion was seconded by Mr. Russell, and on roll call, was approved 5-0.

**RESULT: Area Variance approved.**

## **VII. Setting of Next Meeting: December 22, 2022**

## **VIII. Adjournment**

Mr. McCarthy adjourned the meeting at 6:11 p.m.

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Meg Chilano  
Recording Secretary



*City of Batavia*  
*Department of Public Works*  
*Bureau of Inspections*

One Batavia City Center, Batavia, New York 14020 (585)-345-6345 (585)-345-1385 (fax)

To: ~~Genesee County Planning~~  
Zoning Board of Appeals

From: Doug Randall, Code Enforcement Officer

Date: 2/2/23

Re: 255 Bank St.  
Tax Parcel No. 71.082-1-26

Zoning Use District: R-1A

The applicant, Douglas Fronczak, contractor for the owner, has applied for a permit to construct a front porch roof that will project into the front yard setback by 2.11'.

**Note:** This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQR 6 NYCRR Part 617.5 (c) (17).

**Review and Approval Procedures:**

**County Planning Board-** Pursuant to General Municipal Law 239 m, referral to the County Planning Board is required since the property is within 500 feet of the right of way of a state road or highway.

**Zoning Board of Appeals-** Pursuant to BMC Sec. 190-49 of the zoning ordinance, the ZBA shall review and act on required variances.

1) Required variances- Area BMC Sec. 190-29 A. and Schedule I

	<u>Required</u>	<u>Proposed</u>	<u>Difference</u>
Front yard clear space	20'	17.89'	2.11'



CITY OF BATAVIA

APPLICATION TO THE ZONING BOARD OF APPEALS

PAID  
JAN 19 2023  
CITY OF BATAVIA  
CLERK-TREASURER

Application No. 2023-3  
Hearing Date/Time: \_\_\_\_\_

APPLICANT: Fronczak Carpentry  
Douglas C. Fronczak none  
Name E-Mail Address  
25 Walnut St. (585) 356-9284 na.  
Street Address Phone Fax  
Batavia N.Y. 14020  
City State Zip

STATUS:  Owner  Agent for Owner  Contractor

OWNER: Connie Grimsley  
Name E-Mail Address  
255 Bank St.  
Street Address  
Batavia N.Y. (585) 356-2730 14020  
City State Phone Fax Zip

LOCATION OF PROPERTY: 255 Bank St, Batavia, NY.

DETAILED DESCRIPTION OF REQUEST: Area Variance For Front Porch roof  
over Front Door to extend 2' over allowed Set Back from  
Front property line

Applicant must be present at the hearing date. Failure to do so will result in the application being discarded. It is the responsibility of the applicant to present evidence sufficient to satisfy the Zoning Board of Appeals that the benefit of the applicant does not outweigh the health, safety, morals, aesthetics and general welfare of the community or neighborhood.

Douglas C. Fronczak 1/18/23  
Applicant's Signature Date  
Constance Grimsley 1/18/23  
Owner's Signature Date

To be Filled out by Zoning Officer

TAX PARCEL: 71.082-1-26 ZONING DISTRICT: R-1A FLOOD PLAIN: C  
TYPE OF APPEAL:  Area Variance FEE:  \$50 (One or Two Family Use)  
 Use Variance  \$100 (All other Uses)  
 Interpretation  
 Decision of Planning Committee

Provision(s) of the Zoning Ordinance Appealed: BMC 190-29 and Schedule 1  
Front yard clear space is 20'

## Criteria to Support Area Variance

In making its determination, the zoning Board of Appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety, moral, aesthetics and welfare of the neighborhood or community. The Zoning Board of Appeals shall consider the following test, as per §81-b of the General City Law when making its determination:

Explain how the proposal conforms to EACH of the following requirements:

1. Undesirable Change in neighborhood Character. The granting of the variance will not produce an undesirable change in the neighborhood or a detriment to nearby properties.

no

2. Alternative Cure Sought. There are no other means feasible for the applicant to pursue that would result in the difficulty being avoided or remedied, other than the granting of the area variance.

no

3. Substantiality. The requested area variance is not substantial.

no

4. Adverse Effect or Impact. The requested variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or community.

no

5. Not Self-Created. The alleged difficulty existed at the time of the enactment of the provision or was created by natural force or governmental action, and was not the result of any action by the owner or the predecessors in title.

yes not self created

Joseph C. Tronzo  
Applicant's Signature

1/18/23  
Date

Application Date: 1/17/23

APPLICANT NAME Douglas Fronczak/Fronczak Carpentry PHONE (585) 356-9284

APPLICANT MAILING ADDRESS 25 Walnut St., Batavia, N.Y. 14020

APPLICANT EMAIL none

Project Location and Information

Address of Project: 255 Bank St., Batavia, N.Y.

Owner: Connie Grimsley Phone: (585) 356-2730

Owners Mailing Address: 255 Bank St., Batavia, N.Y. 14020

Project Type/Describe Work

Estimated cost of work: \$3,500.00

Describe project: Extend Roof line over front Door from Existing Roof line 9'5 1/2" wide x 46 1/2" Deep, 2x6 Truss with 8" Center Joist supported by 4x4s, Trusses at 16" Center 1/2" plywood sheathin + architectural shingles

Contractor Information - Insurance certificates (liability & worker comp) required to be on file in our office before issuance of any permit.  Liability  Workers Comp

GENERAL

Name & Address: Douglas Fronczak, 25, Walnut St. Batavia N.Y. 14020

Phone: (585) 356-9284

PLUMBING (City of Batavia Licensed Plumber Required)

Name & Address: none

Phone: \_\_\_\_\_

HEATING

Name & Address: none

Phone: \_\_\_\_\_

ELECTRICAL (Third Party Electrical Inspection Required)

Name & Address: none

Phone: \_\_\_\_\_

FOR OFFICE USE ONLY

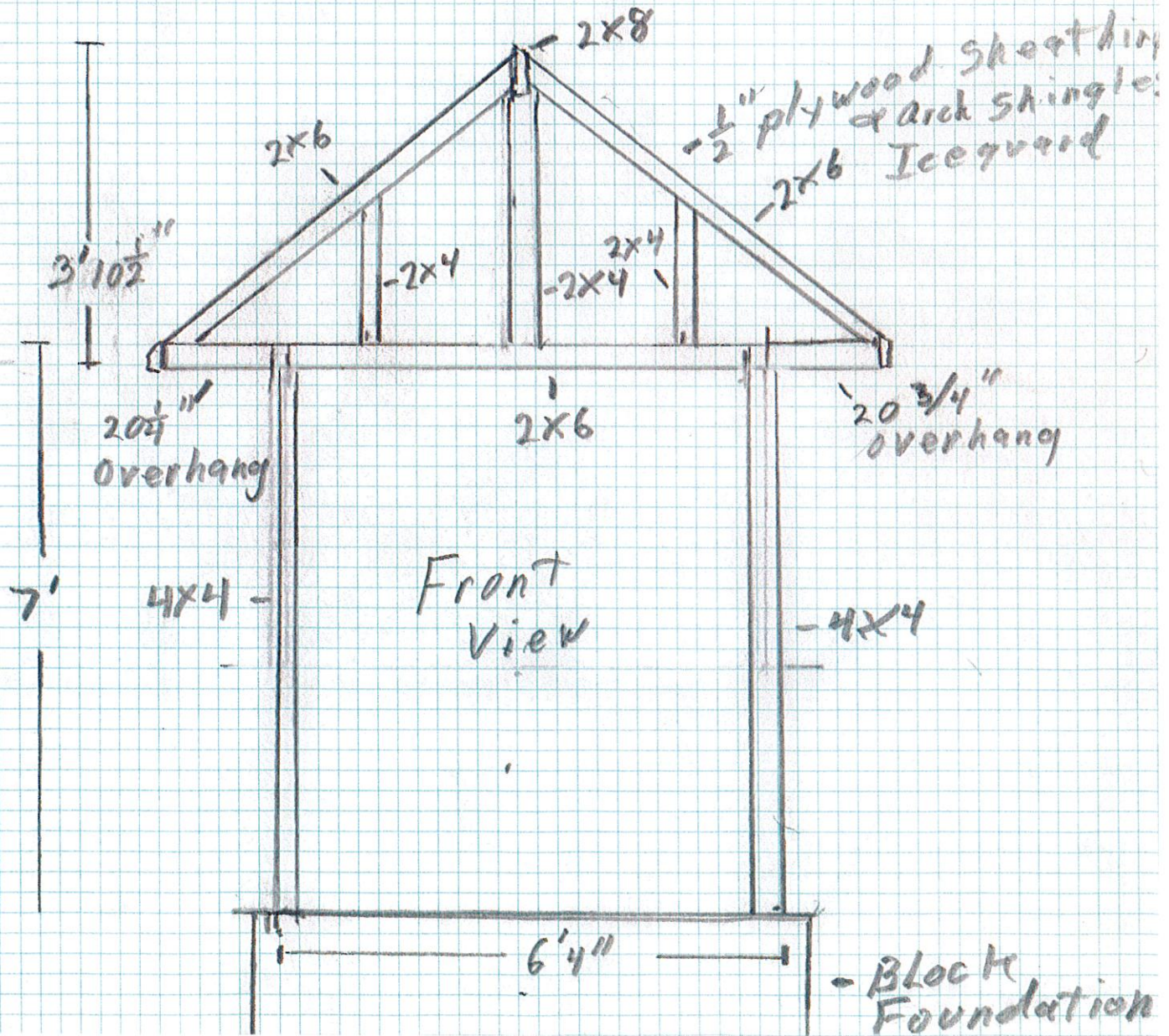
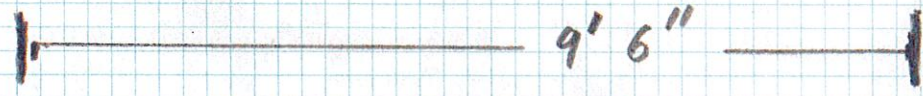
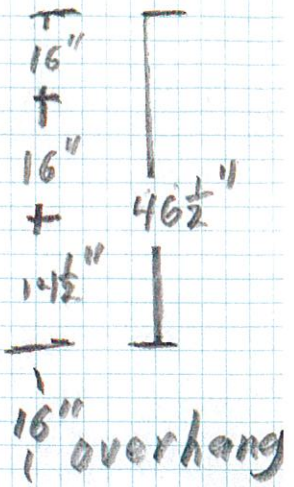
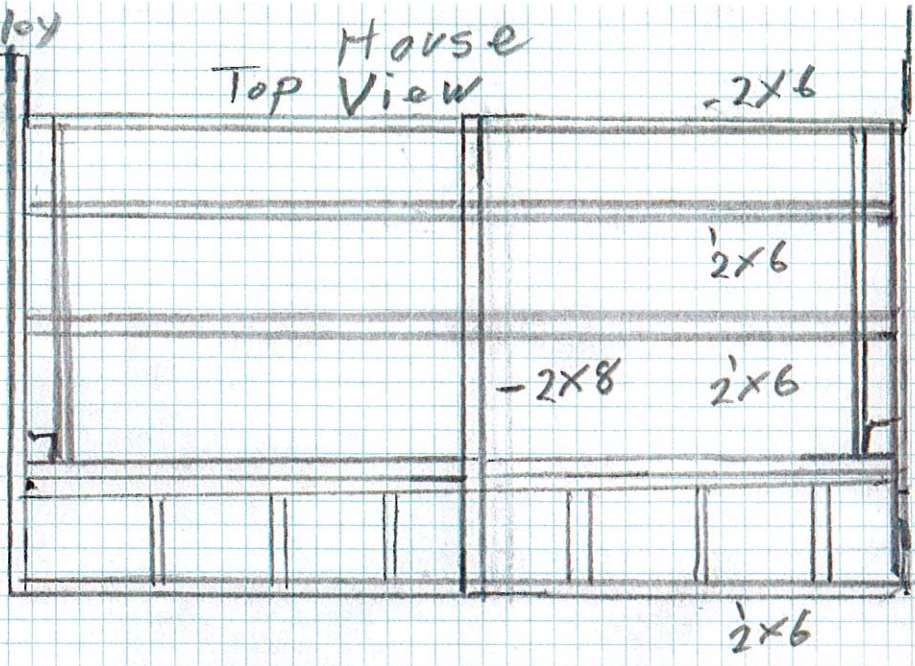
Zoning District: \_\_\_\_\_ Flood Zone: \_\_\_\_\_ Corner Lot: \_\_\_\_\_ Historic District/Landmark: \_\_\_\_\_

Zoning Review: \_\_\_\_\_ Variance Required: \_\_\_\_\_ Site Plan Review: \_\_\_\_\_ Other: \_\_\_\_\_

National Grid Sign Off (Pools): \_\_\_\_\_ Lot Size: \_\_\_\_\_

Connie Grimsley  
 255 Bank St.  
 Batavia N.Y.

Horse  
 Top View

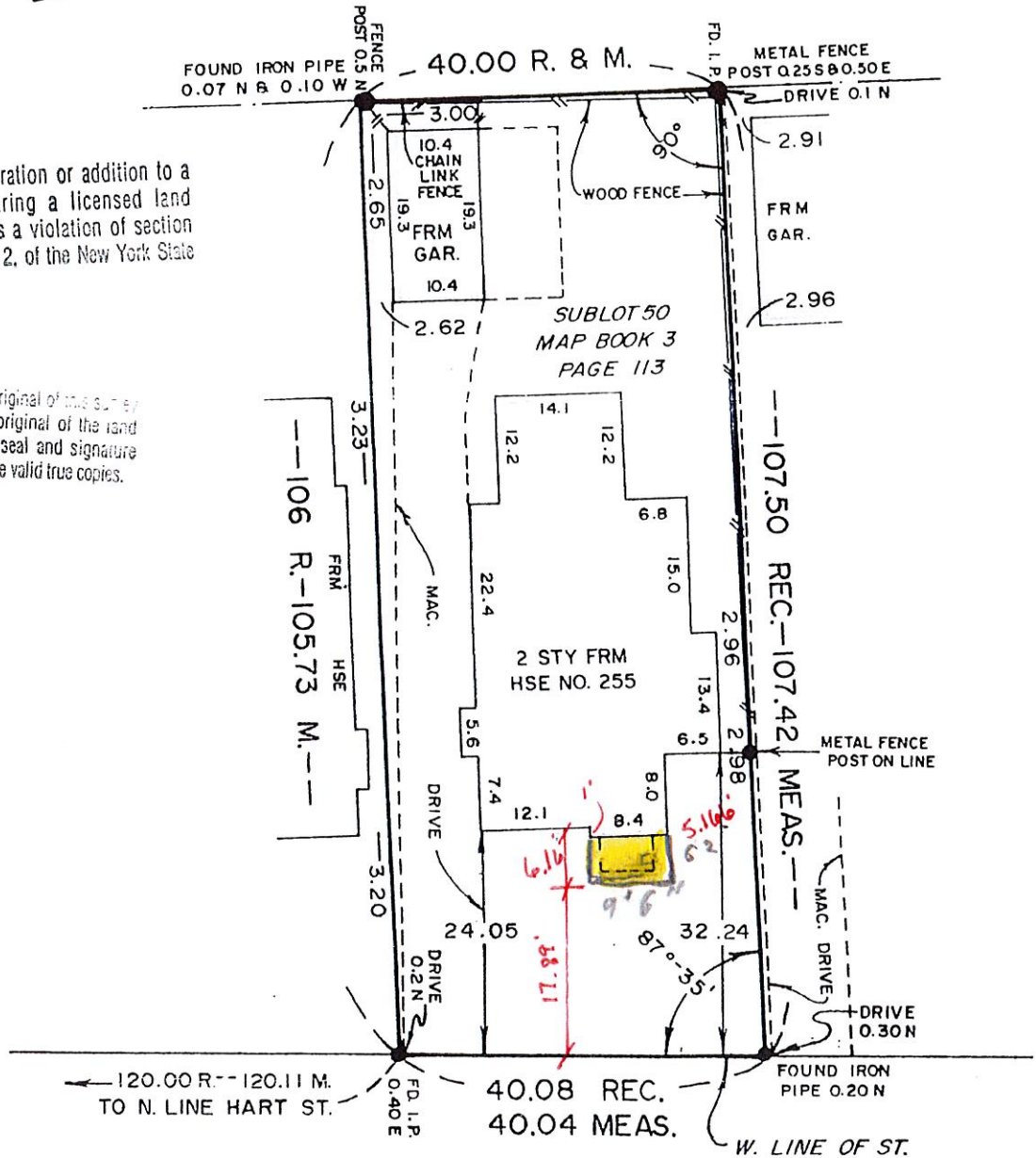




SCALE 1" = 20'

Unauthorized alteration or addition to a survey map bearing a licensed land surveyor's seal is a violation of section 7209, subdivision 2, of the New York State Education Law.

Only Copies from the original of this survey map marked with an original of the land surveyor's embossed seal and signature shall be considered to be valid true copies.



BANK

(49.5' WIDE)

STREET

RESURVEYED 8-2-99

OTTNEY & MILLER L.S. PC.

25 BUFFALO STREET

AKRON, N.Y. 14001

716-542-5764

DATE 5-17-89

FB # 78-33 JOB # 7346

PART OF LOT \_\_\_\_\_ SEC \_\_\_\_\_

TWP. \_\_\_\_\_ RGE. \_\_\_\_\_

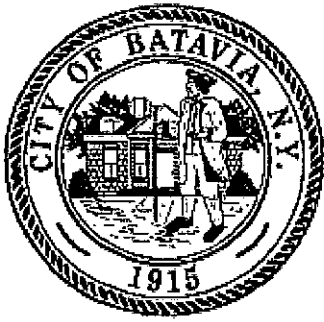
VILLAGE OF \_\_\_\_\_

CITY OF BATAVIA

COUNTY OF GENESEE N.Y.

*George Z. Miller*





*City of Batavia*  
*Department of Public Works*  
*Bureau of Inspections*

One Batavia City Center, Batavia, New York 14020 (585)-345-6345 (585)-345-1385 (fax)

To: Zoning Board of Appeals  
From: Doug Randall, Code Enforcement Officer  
Date: 2/2/23  
Re: 115 South Main St.  
Tax Parcel No. 84.010-1-1.1

Zoning Use District: R-1A

The applicant, Julian Matla (owner), has filed an application to place a 24' x 50' x 14'-2" tall, one story wood frame pole building in the rear yard of this property. The owner is proposing to place the new building on a portion of land that is known to be located within the AE special flood hazard area.

The portion of the property located within the AE special flood hazard area is subject to additional requirements of the Batavia Municipal Code that includes elevating the floor level to a point at least 2' above the base flood elevation. Code compliant alternatives have been proposed and are indicated below.

The granting of a variance from the flood damage prevention requirements must be the result of a determination that failure to grant the variance would create an exceptional hardship, and not result in additional flood threats or nuisances. The availability of alternative locations that are not subject to flooding shall be considered. A copy of the municipal code regulating the variance procedure for floodplain development has been attached for reference.

**Note:** This is a type II action as defined by Environmental Conservation Law and is not subject to review under SEQ 6 NYCRR Part 617.5 (c) (12).

**Review and Approval Procedures:**

**Zoning Board of Appeals-** Pursuant to BMC 87-19 A of the Flood Damage Prevention requirements, the ZBA shall review and act on required variances.

Required variances-

1) BMC 87-17 A (1) and/or BMC 87-17 A (2) The lowest floor level of buildings located within a special flood hazard area are required to be elevated to a point 2 or more feet above the base flood elevation; or be flood proofed so that the structure is water tight to a point 3 feet above the base flood elevation.

The applicant is proposing a code compliant alternative flood proofing method that will provide for the equalization of hydrostatic flood forces by allowing automatic entry and exit of floodwaters. A minimum of two openings having a total area of not less than 1 square inch per 1 square foot of enclosed floor area will be placed in the exterior walls. Placement will be made so that each opening is on a separate wall and the bottom of the openings will be no higher than 1 foot above the lowest adjacent finished grade. The openings will permit the automatic entry and exit of floodwaters.

2) BMC 87-13 D (1) In special flood hazard areas, an as-built elevation certificate is required upon placement of the lowest floor. This verifies the requirement that the floor is located a minimum of 2 feet above the base flood elevation as is required by BMC 87-17 A (1). An elevation certificate would not be needed if a variance from BMC 87-17 A (1) is granted.



CITY OF BATAVIA  
APPLICATION TO THE ZONING BOARD OF APPEALS

**PAID**  
JAN 18 2023  
CITY OF BATAVIA  
CLERK-TREASURER

Application No.: 2023-1  
Hearing Date/Time: \_\_\_\_\_

APPLICANT: Julian and Carol Matla cbartucca@3@gmail.com  
Name E-Mail Address  
115 S Main St 585-298-1220  
Street Address, Phone Fax  
Batavia NY 14020  
City State Zip

STATUS:  Owner  Agent for Owner  Contractor

OWNER: Julian and Carol Matla cbartucca@3@gmail.com  
Name E-Mail Address  
115 S Main St 585-298-1220  
Street Address, Phone Fax  
Batavia NY 14020  
City State Zip

LOCATION OF PROPERTY: 115 S Main St Batavia

DETAILED DESCRIPTION OF REQUEST: Installation of 24' x 50'  
Single story A-frame style roof 4/12 pitch pole barn.  
6x6 posts, 2x4 per lions and girts.

Applicant must be present at the hearing date. Failure to do so will result in the application being discarded. It is the responsibility of the applicant to present evidence sufficient to satisfy the Zoning Board of Appeals that the benefit of the applicant does not outweigh the health, safety, morals, aesthetics and general welfare of the community or neighborhood.

Julian Matla 1/16/2023  
Applicant's Signature Date  
Julia Matla 1/16/2023  
Owner's Signature Date

To be Filled out by Zoning Officer

TAX PARCEL: 84.010-1-11 ZONING DISTRICT: R-1A FLOOD PLAIN: AE

TYPE OF APPEAL:  Area Variance  Use Variance  Interpretation  Decision of Planning Committee  
FEE:  \$50 (One or Two Family Use)  \$100 (All other Uses)

Provision(s) of the Zoning Ordinance Appealed: BMC 87-17 A(1) and(2), BMC 87-13 D(1)

## Criteria to Support Area Variance

In making its determination, the zoning Board of Appeals shall take into consideration the benefit to the applicant if the variance is granted, as weighed against the detriment to the health, safety, moral, aesthetics and welfare of the neighborhood or community. The Zoning Board of Appeals shall consider the following test, as per §81-b of the General City Law when making its determination:

Explain how the proposal conforms to EACH of the following requirements:

- 1. Undesirable Change in neighborhood Character.** The granting of the variance will not produce an undesirable change in the neighborhood or a detriment to nearby properties.  
Proposed site area is near the rear of our primary property. There are tree lines on the east and west sides. The nearby building faces commercial property- ABC school which has a 6 foot high canvased chain link fence. View of north side of building is obstructed by our house.
- 2. Alternative Cure Sought.** There are no other means feasible for the applicant to pursue that would result in the difficulty being avoided or remedied, other than the granting of the area variance.  
Placing the building where marked is the least visible part of our property because of the commercial building and the tree lines on both sides.
- 3. Substantiality.** The requested area variance is not substantial.  
At the proposed location there is no impact to our neighbors.
- 4. Adverse Effect or Impact.** The requested variance will not have an adverse effect or impact on the physical or environmental condition in the neighborhood or community.  
There is no adverse impact or effect on the neighborhood.
- 5. Not Self-Created.** The alleged difficulty existed at the time of the enactment of the provision or was created by natural force or governmental action, and was not the result of any action by the owner or the predecessors in title.  
True

Justin Math  
Applicant's Signature

1/16/2023  
Date



Application Date: \_\_\_\_\_

APPLICANT NAME Julian and Carol Matla PHONE 305-8758

APPLICANT MAILING ADDRESS 115 S Main St Batavia 14020

APPLICANT EMAIL Charlucca03@gmail.com

**Project Location and Information**

Address of Project: 115 S main St Batavia

Owner: Julian & Carol Matla Phone: 305-8758

Owners Mailing Address: 115 S Main St Batavia

**Project Type/Describe Work**

Estimated cost of work: 9,000<sup>00</sup>

Describe project: Installation of a 24'x50' Pole BARN with Metal Roof and Sides

**Contractor Information** – Insurance certificates (liability & worker comp) required to be on file in our office before issuance of any permit. \_\_\_\_\_ Liability \_\_\_\_\_ Workers Comp

**GENERAL**

Name & Address: \_\_\_\_\_

Phone: \_\_\_\_\_

**PLUMBING** (City of Batavia Licensed Plumber Required)

Name & Address: \_\_\_\_\_

Phone: \_\_\_\_\_

**HEATING**

Name & Address: \_\_\_\_\_

Phone: \_\_\_\_\_

**ELECTRICAL** (Third Party Electrical Inspection Required)

Name & Address: \_\_\_\_\_

Phone: \_\_\_\_\_

**FOR OFFICE USE ONLY**

Zoning District: \_\_\_\_\_ Flood Zone: \_\_\_\_\_ Corner Lot: \_\_\_\_\_ Historic District/Landmark: \_\_\_\_\_

Zoning Review: \_\_\_\_\_ Variance Required: \_\_\_\_\_ Site Plan Review: \_\_\_\_\_ Other: \_\_\_\_\_

National Grid Sign Off (Pools): \_\_\_\_\_ Lot Size: \_\_\_\_\_



School Fence

Pin 12" off Fence

This corner 8' off pin  
8'9" off fence

34' + -3"

Pin 6" off fence

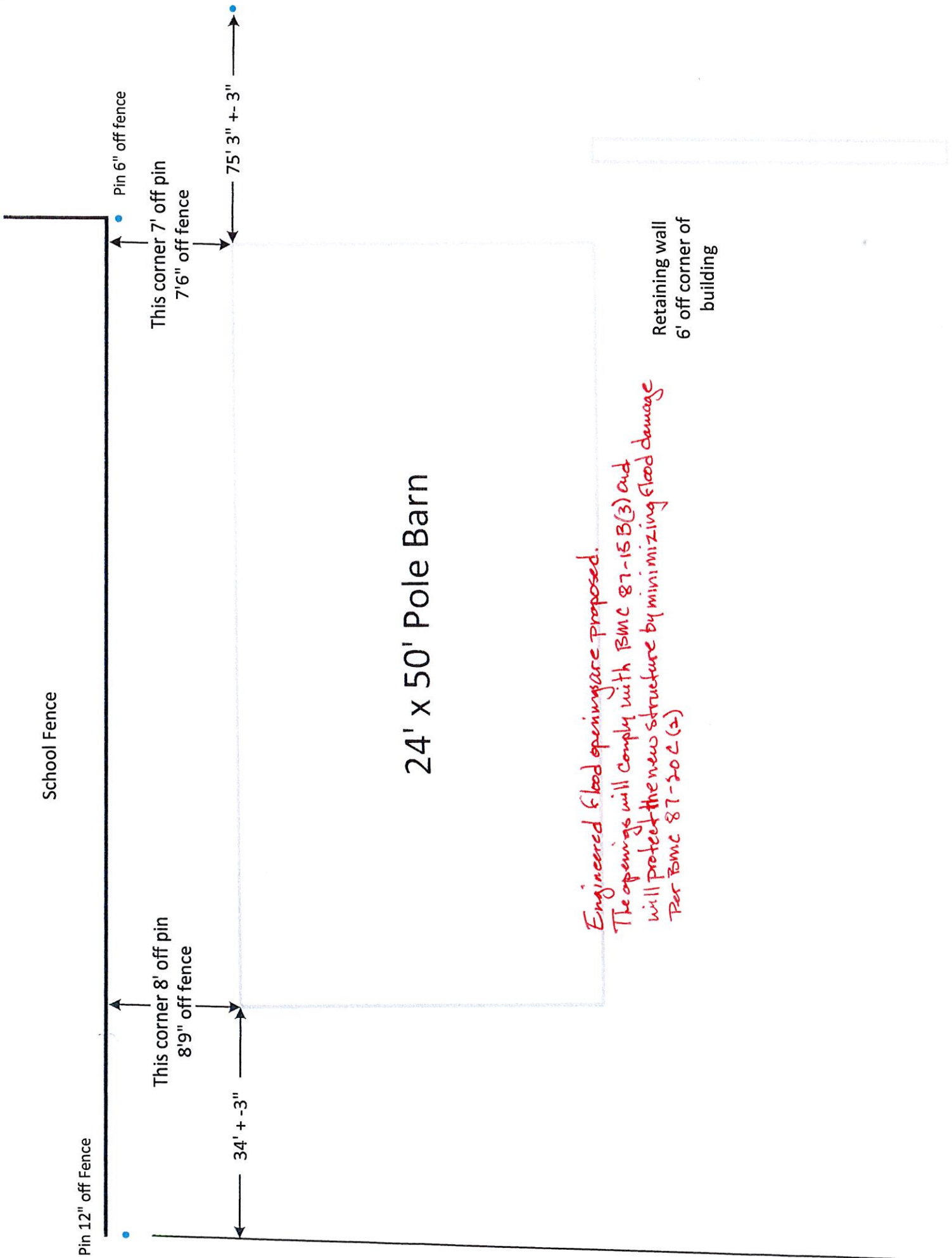
This corner 7' off pin  
7'6" off fence

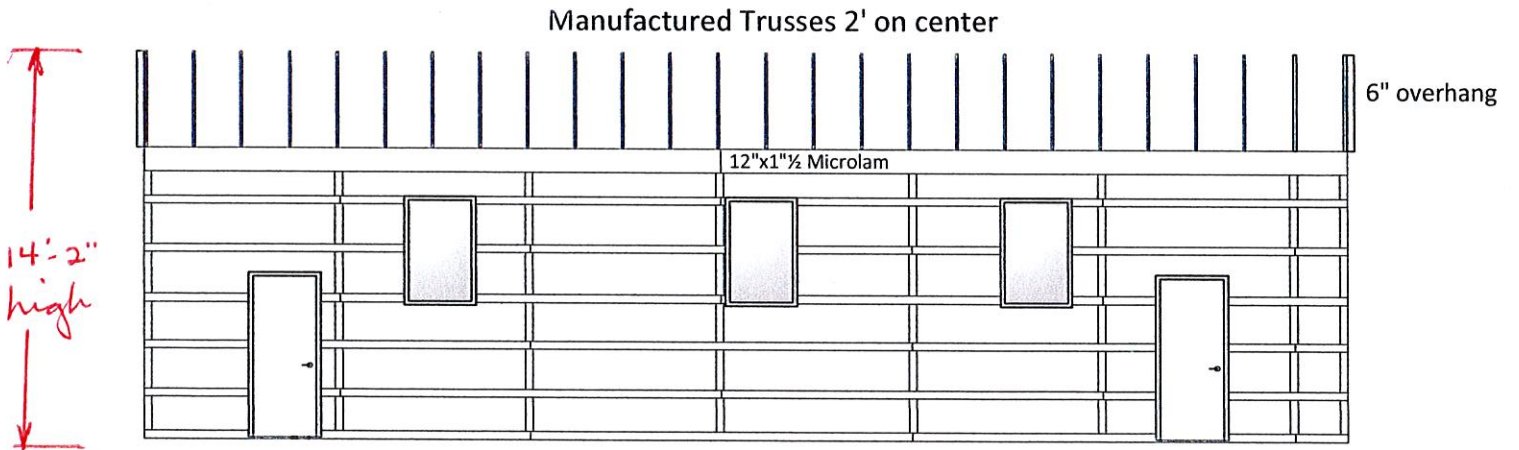
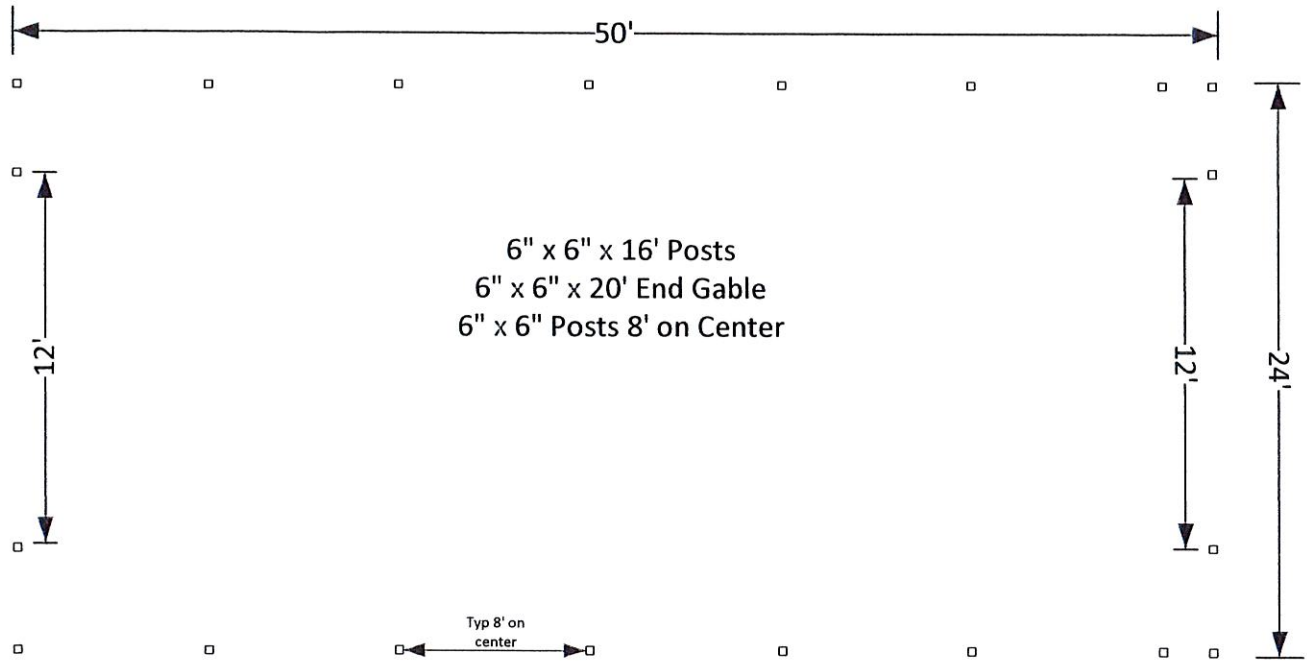
75' 3" + -3"

24' x 50' Pole Barn

*Engineered flood openings are proposed.  
The openings will comply with BMC 87-15 B(3) and  
will protect the new structure by minimizing flood damage  
Per BMC 87-20 C(2)*

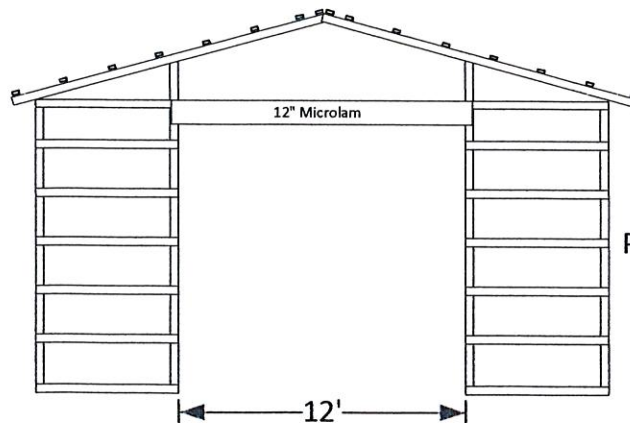
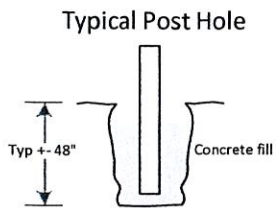
Retaining wall  
6' off corner of  
building





Doors and windows  
Not to scale and  
Location not specific at this point

Metal Roof and 3 sides  
North wall Board and Batten



Purlins and girts 2' on center  
For walls and roof



Carol Bartucca <cbartucca03@gmail.com>

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## Matla pole barn

1 message

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Carol Matla <cbartucca03@gmail.com>

Thu, Feb 2, 2023 at 1:37 PM

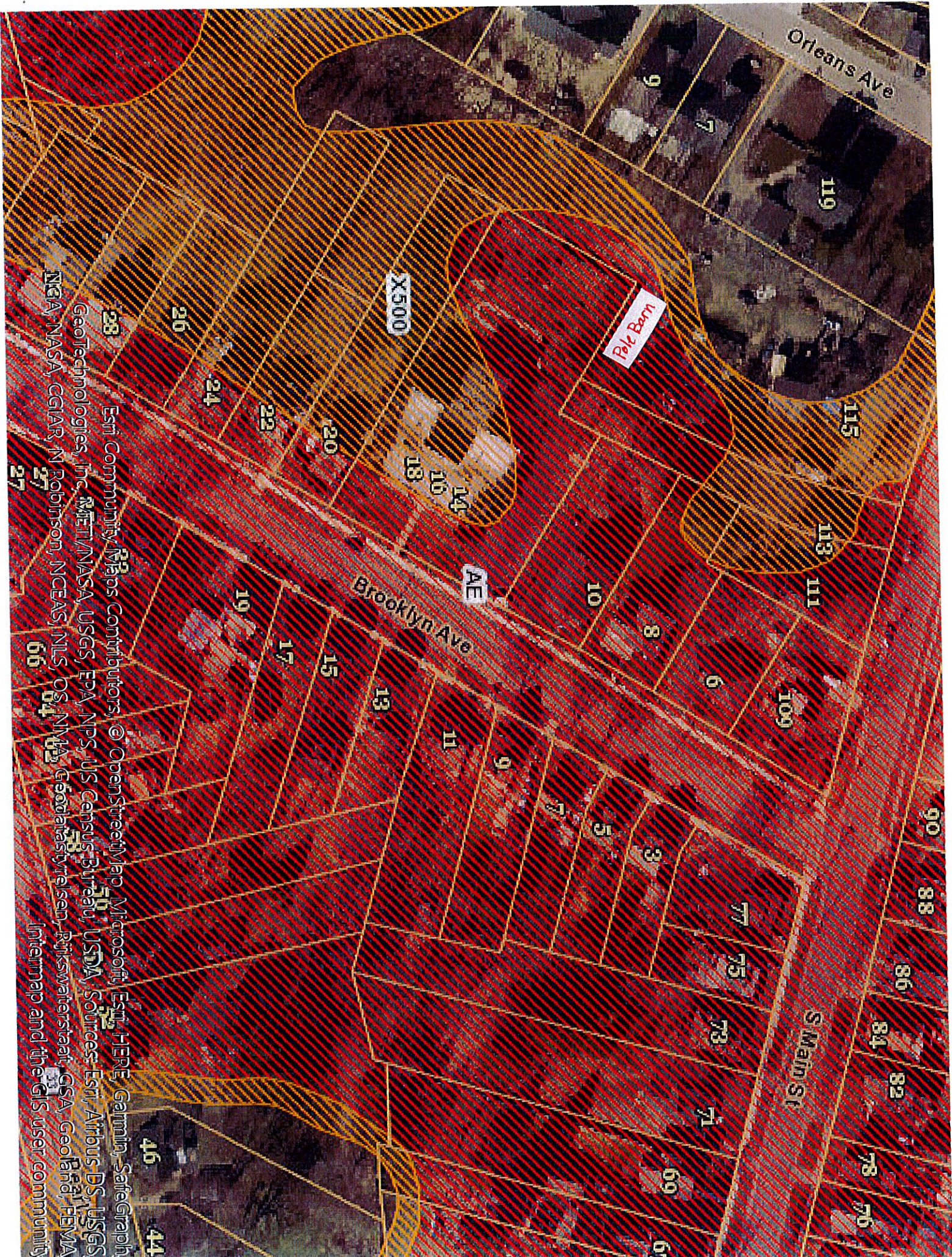
To: drandall@batavianewyork.com, Carol Bartucca <cbartucca03@gmail.com>

Doug,

We plan on using the company - Flood Solutions model #FS-1616 flood vents. There will be 7 of them.

- All Flood Solutions flood vents are **ICC-ES Certified, engineered, FEMA compliant** and proudly made in the U.S.A from heavy duty aluminum.

Julian and Carol Matla  
585-298-1220



Orleans Ave

Pelt Barn

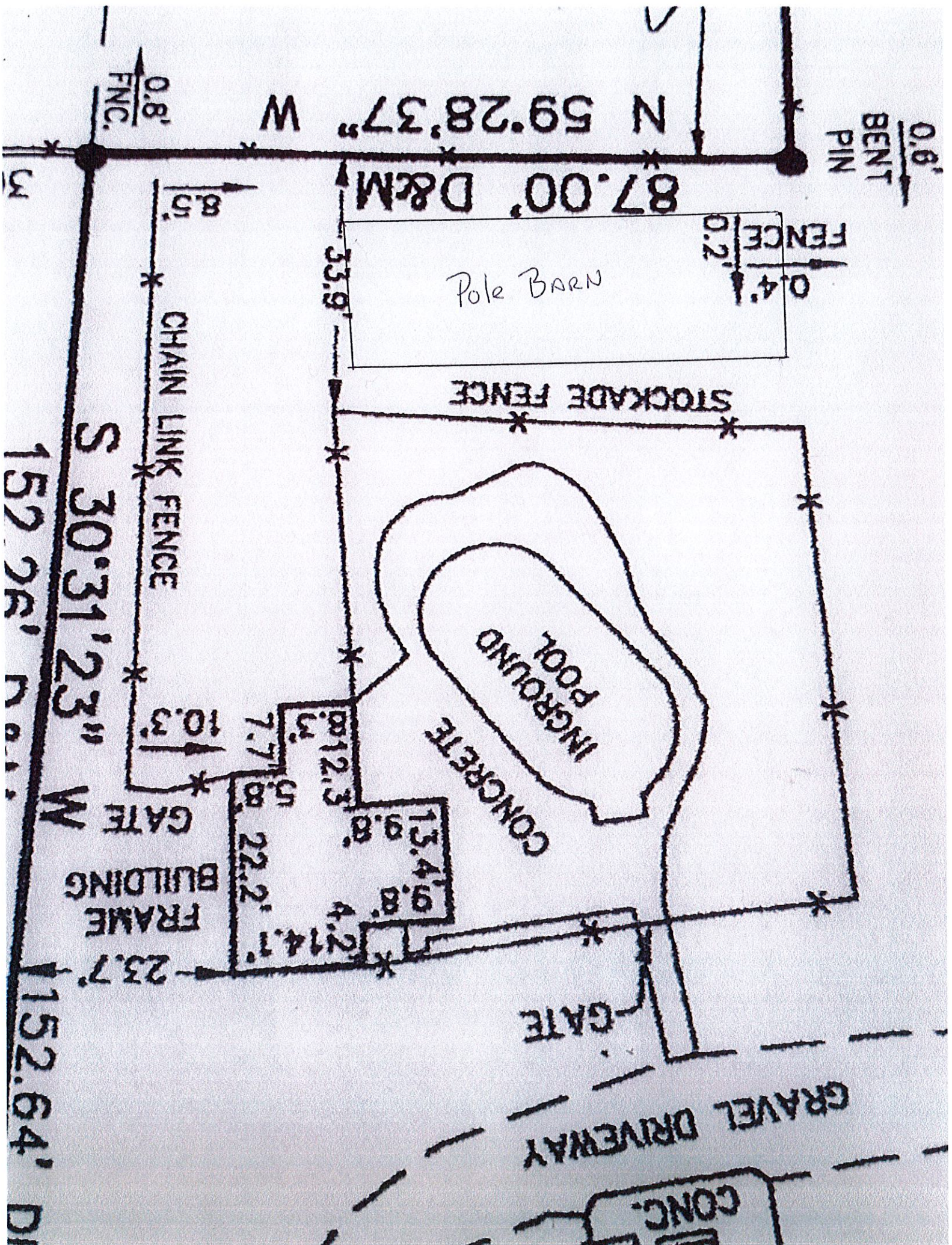
X 5000

AE

Brooklyn Ave

S Main St

28 Edit Community Maps Contributors, © OpenStreetMap, Microsoft, Esri, HERE, Garmin, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, EPA, NPS, US Census Bureau, USDA, Sources: Esri, Airbus DS, USGS, NGA, NASA, CGIAR, N Robinson, NCEAS, NLS, OS, NVA, Geodatasrvlsen, Rijkswaterstaat, GSA, GeolBnd, FEMA, 27 27 66 64 62 60 46 44 27



## § 87-19. Appeals Board.

- A. The Zoning Board of Appeals as established by the City of Batavia shall hear and decide appeals and requests for variances from the requirements of this chapter.
- B. The Zoning Board of Appeals shall hear and decide appeals when it is alleged that there is an error in any requirement, decision or determination made by the local administrator in the enforcement or administration of this chapter.
- C. Those aggrieved by the decision of the Zoning Board of Appeals may appeal such decision to the Supreme Court pursuant to Article 78 of the Civil Practice Law and Rules.
- D. In passing upon such applications, the Zoning Board of Appeals, shall consider all technical evaluations, all relevant factors, standards specified in other sections of this chapter and:
  - (1) The danger that materials may be swept onto other lands to the injury of others.
  - (2) The danger to life and property due to flooding or erosion damage.
  - (3) The susceptibility of the proposed facility and its contents to flood damage and the effect of such damage on the individual owner.
  - (4) The importance of the services provided by the proposed facility to the community.
  - (5) The necessity to the facility of a waterfront location, where applicable.
  - (6) The availability of alternative locations for the proposed use which are not subject to flooding or erosion damage.
  - (7) The compatibility of the proposed use with existing and anticipated development.
  - (8) The relationship of the proposed use to the Comprehensive Plan and floodplain management program of that area.
  - (9) The safety of access to the property in times of flood for ordinary and emergency vehicles.
  - (10) The costs to local governments and the dangers associated with conducting search-and-rescue operations during periods of flooding.
  - (11) The expected heights, velocity, duration, rate of rise and sediment transport of the floodwaters and the effects of wave action, if applicable, expected at the site.
  - (12) The costs of providing governmental services during and after flood conditions, including search-and-rescue operations and maintenance and repair of public utilities and facilities such as sewer, gas, electrical and water systems and streets and bridges.
- E. Upon consideration of the factors of Subsection D and the purposes of this chapter, the Zoning Board of Appeals may attach such conditions to the granting of variances as it deems necessary to further the purpose of this chapter.
- F. The local administrator shall maintain the records of all appeal actions, including technical information, and report any variances to the Federal Emergency Management Agency upon request.

## § 87-20. Conditions for variances.

- A. Generally, variances may be issued for new construction and substantial improvements to be erected on a lot of 1/2 acre or less in size contiguous to and surrounded by lots with existing structures constructed below the base flood level, provided that the items in § 87-19D(1) through

(12) have been fully considered. As the lot size increases beyond the 1/2 acre, the technical justification required for issuing the variance increases.

- B. Variances may be issued for the repair or rehabilitation of historic structures upon determination that:
  - (1) The proposed repair or rehabilitation will not preclude the structure's continued designation as an historic structure.
  - (2) The variance is the minimum necessary to preserve the historic character and design of the structure.
- C. Variances may be issued by a community for new construction and substantial improvements and for other development necessary for the conduct of a functionally dependent use, provided that:
  - (1) The criteria of Subsections A, D, E and F of this section are met.
  - (2) The structure or other development is protected by methods that minimize flood damages during the base flood and create no additional threat to public safety.
- D. Variances shall not be issued within any designated floodway if any increase in flood levels during the base flood discharge would result.
- E. Variances shall only be issued upon a determination that the variance is the minimum necessary, considering the flood hazard, to afford relief.
- F. Variances shall only be issued upon receiving written justification of:
  - (1) A showing of good and sufficient cause;
  - (2) A determination that failure to grant the variance would result in exceptional hardship to the applicant; and
  - (3) A determination that the granting of a variance will not result in increased flood heights, additional threats to public safety or extraordinary public expense; create nuisances; cause fraud on or victimization of the public; or conflict with existing chapters or ordinances.
- G. Any applicant to whom a variance is granted for a building with the lowest floor below the base flood elevation shall be given written notice over the signature of a community official that: the issuance of a variance to construct a structure below the base flood level will result in increased premium rates for flood insurance up to amounts as high as \$25 for \$100 of insurance coverage; and such construction below the base flood level increases risks to life and to property. Such notification shall be maintained with a record of all variance actions and provided to the Federal Emergency Management Agency and to the NYSDEC upon request.