



United States Department of the Interior

NATIONAL PARK SERVICE
Fire Island National Seashore
120 Laurel Street
Patchogue, NY 11772

Review and Comments on Building/Zoning Permit Application

Applicant(s):

Owner: Istvan Boksay

Agent: Shlimbaum Law Office

Tax Map #:

492-2.49

Application No.:

#200-13 Hearing on April 9, 2013

Zoning Authority:

Islip

Community:

Fair Harbor

Object (Yes/No): Yes

If Objection status is "Yes", property will be subject to the condemnation authority of the Secretary of the Interior, if built as proposed, or previously built with or without permits beyond allowable standards.

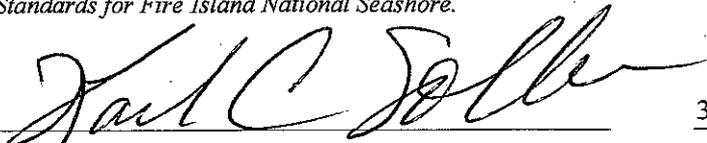
Reason for Objection: 36 CFR Part 28.12(d)

Objection Type: Exceeds 35% maximum lot occupancy

Comments:

The Seashore objects to any development on this property, including decking and shower replacement, and any variances allowing for such development unless lot occupancy can be restored to federal requirements. When this property received a Certificate of Suspension of Authority for Acquisition by Condemnation, dated July 27, 1993, the existing lot occupancy was 61%, considered to be a legal nonconforming development. However, since that time, development has expanded to what is now 67.2% lot occupancy. The property is no longer eligible for exemption from the condemnation authority of the Secretary of the interior, resulting in revocation of that certificate.

Review of this application for construction or variance request within the Fire Island National Seashore is made in accordance with 36 C.F.R. Part 28, Federal Zoning Standards for Fire Island National Seashore.



Superintendent

3/28/2013

Date