

Burden of Proof

1. Our home (by the solar installers) was legitimately issued a permit by DOB in 2021 for a permit for the solar trellis.
2. According to DOB, I need to apply for a zoning exception because the presence of the solar trellis changes the available clearances in the back yard, under the assumption the trellis is a structure with a foundation and roof. The solar trellis has no foundation or roof (pictures are attached in section “ Color Photograph”).
3. Given that our trellis was permitted in 2021, that it has no roof or foundation, we should be granted permission to build our addition.
4. In order to give even more clearance, we can also eliminate the bay window that is part of the addition.