Talcott Engineering

DESIGN, PLLC

1 GARDNERTOWN ROAD ~ NEWBURGH, NY 12550 (845) 569-8400* ~ (fax) (845) 569-4583

Town of Newburgh Planning Board 308 Gardnertown Road Newburgh, NY 12550

Attn: John Ewasutyn, Chairman

Re: Project Narrative
Town Project No. 2014-05
Jordan Lot Line Change
507 Rock Cut Road
SBL: 11-1-65.21 & 139
Job No. 13136-JDN

February 25, 2014



PROJECT NARRATIVE

The proposed project is a lot line change that will transfer 0.21 acres of land from lot 139, which is owned by James DeMattei, to lot 65.21, which is owned by Dan Jordan, the applicant. The two subject parcels total approximately 88 acres and are in the R-1 Zone.

The land to be transferred contains a pole barn/garage, which Jordan built, based on his belief that it was on his land. Due to the size of the structure, it must meet the same setbacks as primary structures, per zoning. The land to be transferred is such Side and Rear Yard setbacks are met, however, due to the existing building location, a Front Yard setback variance is needed for this project. This project is a result of Town of Newburgh Code Compliance violation.

TE has attached 12 Planning Board Applications (including the proxy by DeMattei), 12 sets of plans, and 12 copies of a EAF short form, along with this narrative and checks for the application fees and escrow.

Respectfully yours,

Charles T. Brown, P.E. - President

Talcott Engineering

TOWN OF NEWBURGH APPLICATION FOR SUBDIVISION/SITE PLAN REVIEW

RETURN TO: Town of Newburgh Planning Board 308 Gardnertown Road Newburgh, New York 12550

DA	ATE RECEIVED: TOWN FILE NO: 2014 - 05		
	(Ap	plication fee returnable with this application)	
1.		ision/Site Plan (Project name):	
2.		s to be reviewed:	
	Name	Daniel P Jordan James DeMattei	
	Address	507 Rock Cut Rd 459 Rock Cut Rd	
	Di .	Walden, NY 12586/ Walden, NY 12586	
	Phone	845-590-9903	
3.	Applicant Infor	mation (If different than owner):	
	Name	Daniel P Jordan	
	Address	Daniel P Jordan SO7 Rock Cot Rd	
		Walden, NY 12586	
	_		
		WE CHARCES T. BROWN, PE	
	Phone	(845) 569-8400	
	Fax	B45/ 569 -4583	
	Email	TAL COTT DESIGNIZ @ GMAIL. COM	
4.	Subdivision/Site	e Plan prepared by:	
••	Name	Talcott Engineering Design, PLLC	
	Address	Gardner town Rd	
	11441055	Newby(4), NY 12550	
		7.30	
	Phone/Fax	815-569-8400 845-569-4583	
_		<i>'</i>	
5.		ds to be reviewed: 59 Rock Cut Rd	
6	Zone R-1	Fire District Orange Lake	
U.	Acreage 2 and	School District WALLKILL	
	Acteage ZANO	Delitori District	
7.	Tax Map: Secti	ion 11 Block 1 Lot 65.21 and 139	

8.	Project Description and Purpose of Review:
	Number of existing lots 2 Number of proposed lots 2
	Lot line change
	Site plan review
	Clearing and grading
	Other
TH	EOVIDE A WRITTEN SINGLE PAGE DESCRIPTION OR NARRATIVE OF IE PROJECT Easements or other restrictions on property: (Describe generally)
10.	The undersigned hereby requests approval by the Planning Board of the above identified application and scheduling for an appearance on an agenda:
	Signature Ditle Our

<u>NOTE:</u> If property abuts and has its access to a County or State Highway or road, the following information must be placed on the subdivision map or site plan: entrance location, entrance profile, sizing of pipe (minimum length of pipe to be 24 feet).

TOWN OF NEWBURGH PLANNING BOARD

Jordan lot line PROJECT NAME

CHECKLIST FOR MAJOR/MINOR SUBDIVISION AND/OR SITE PLAN

I. The following items shall be submitted with a COMPLETED Planning Board Application Form.
1 Environmental Assessment Form As Required
2. V Proxy Statement
3 Application Fees
4. Completed Checklist (Automatic rejection of application without checklist)
II. The following checklist items shall be incorporated on the Subdivision Plat or Site Plan prior to consideration of being placed on the Planning Board Agenda. Non-submittal of the checklist will result in application rejection.
1. V Name and address of applicant
2 Name and address of owner (if different from applicant)
3. \(\sqrt{Subdivision or Site Plan and Location} \)
4. V Tax Map Data (Section-Block-Lot)
5. $\sqrt{}$ Location map at a scale of 1" = 2,000 ft. or less on a tax map or USCGS map base only with property outlined
6. V Zoning table showing what is required in the particular zone and what applicant is proposing. A table is to be provided for each proposed lot
Show zoning boundary if any portion of proposed site is within or adjacent to a different zone
8. V Date of plan preparation and/or plan revisions
9. $\sqrt{}$ Scale the plan is drawn to (Max 1" = 100')
10. V North Arrow pointing generally up

11	Surveyor,s Certification
	Surveyor's seal and signature
13. <u>√</u>	Name of adjoining owners
14 <i>N</i> /A	Wetlands and 100 ft. buffer zone with an appropriate note regarding D.E.C. or A.C.O.E. requirements
15. <u>NA</u>	Flood plain boundaries
16. _N A	Certified sewerage system design and placement by a Licensed Professiona Engineer must be shown on plans in accordance with Local Law #1 1989
17	Metes and bounds of all lots
18 _M /A	Name and width of adjacent streets; the road boundary is to be a minimum of 25 ft. from the physical center line of the street
19. <u>//</u> /	Show existing or proposed easements (note restrictions)
20. <u>N/A</u>	Right-of-way width and Rights of Access and Utility Placement
21. <u>N/A</u>	Road profile and typical section (minimum traveled surface, excluding shoulders, is to be 18 ft. wide)
22/_	Lot area (in sq. ft. for each lot less than 2 acres)
23	Number of lots including residual lot
24. <u>M</u> A	Show any existing waterways
25. <u>µ/</u> A	A note stating a road maintenance agreement is to be filed in the County Clerk's Office where applicable
26/_	Applicable note pertaining to owners review and concurrence with plat together with owner's signature
27. <u>MA</u>	Show any improvements, i.e. drainage systems, water lines, sewer lines, etc
28. <u>//</u> /	Show all existing houses, accessory structures, wells and septic systems on and within 200 ft. of the parcel to be subdivided
	Show topographical data with 2 or 5 ft. contours on initial submission

30. V Indicate any reference to a previous subdivision, i.e. filed map number, date and previous lot number
31. 1/A If a private road, Town Board approval of name is required, and notes on the plan that no town services will be provided and a street sign (per town specs) is to be furnished and installed
32. N/A Number of acres to be cleared or timber harvested
33. N/A Estimated or known cubic yards of material to be excavated and removed from the site
34. N/A Estimated or known cubic yards of fill required
35. NA The amount of grading expected or known to be required to bring the site to readiness
36. <u>N/A</u> Type and amount of site preparation which falls within the 100 ft. buffer strip of wetlands or within the Critical Environmental Area. Please explain in sq. ft. or cubic yards.
37. NAME Any amount of site preparation within a 100 year floodplain or any water course on the site. Please explain in sq. ft. or cubic yards.
The plan for the proposed subdivision or site has been prepared in accordance with this checklist. By: Canacas T, Blown, S Licensed Professional
Date: 2/20/14

This list is designed to be a guide ONLY. The Town of Newburgh Planning Board may require additional notes or revisions prior to granting approval.

Prepared 8/11/05 STATEMENT TO APPLICANTS

RE: TOWN OF NEWBURGH CLEARING AND GRADING LAW

The Town of Newburgh Clearing and Grading Control Law requires a separate permit for most site preparation activities, including clearing, grading, tree cutting, excavating and filling. Site preparation activities performed following site plan or subdivision approval by the Planning Board may by exempt from the permit application, public hearing, fee and bonding requirements of the law provided the subdivision or site plan application has been reviewed for conformance with the clearing and grading law and the approval conditioned on compliance with the standards set forth in the law. Completion of the attached form will enable the Planning Board to review your application for conformance with the law's requirements. In the event it is not completed you many be required to apply for a separated permit for your site preparation activities. A sediment and erosion control plan and a plan showing the areas to be cleared, filled, graded or subjected to tree cutting, the types of vegetation affected and the proposed disposition of the destroyed vegetation must accompany the form. A SEQRA long form or full EAF should be utilized to discuss any environmental impacts and must accompany the application.

FEE ACKNOWLEDGEMENT

The town of Newburgh Municipal Code sets forth the schedule of fees for applications to the Planning Board. The signing of this application indicates your acknowledgement of responsibility for payment of these fees to the Planning Board for review of this application, including, but not limited to escrow fees for professional services (planner/consultant, engineering, legal), public hearing and site inspection. Applicant's submissions and resubmissions are not complete and will not be considered by the planning board or placed upon its agenda unless all outstanding fees have been paid. Fees incurred after the stamping of plans will remain the responsibility of the applicant prior to approval of a building permit or certificate of occupancy. Fee schedules are available from the Planning Board Secretary and are on the Town's website.

Daniel P. Sorda

APPLICANT'S NAME (printed)

APPLICANTS & GNATURE

DATE

Note: if the property abuts and has access to a County or State Highway or road, the following information must be place on the subdivision map: entrance location, entrance profile, sizing of drainage pipe (minimum length of pipe to be twenty-four (24) feet).

PROXY

(OWNER) JAMES DEMATTET, DE	POSES AND SAYS THAT HE/SHE
RESIDES AT 459 ROCK CUT RO	ONO, NEWBURGH
IN THE COUNTY OF ORANGE	··· <u>·</u>
AND STATE OF NEW YORK	
AND THAT HE/SHE IS THE OWNER IN E	FEE OF 459 ROCK CLA KORO,
Town of NENBULGY,	5/8/4 11-1-139.2
APPLICATION AS DESCRIBED THEREIS	N TO THE TOWN OF NEWBURGH
PLANNING BOARD AND DAW JORD	HE/SHE IS THE OWNER IN FEE OF 459 ROCK COT RORD, SO NEWBORK, 5/8/2 11-1-139.2 THE PREMISES DESCRIBED IN THE FOREGOING ON AS DESCRIBED THEREIN TO THE TOWN OF NEWBURGH BOARD AND DROBAN IS AUTHORIZED ENT THEM AT MEETINGS OF SAID BOARD. 22 13
TO REPRESENT THEM AT MEETINGS O	OF SAID BOARD.
DATED: 9/22/13	Jame De matter OWNERS SIGNATURE
CHARLES TI BROWN 95 TRICOTT ENGINEERUNG	JAMES DEMATTER OWNERS NAME (printed)
NAMES OF ADDITIONAL REPRESENTATIVES	Patty Wed-DeMater WITNESS' SIGNATURE Patty Wild-DeMatter WITNESS' NAME (printed)

PLANNING BOARD DISCLAIMER STATEMENT TO APPLICANTS

The applicant is advised that the Town of Newburgh Municipal Code, which contains the Town's Zoning Law, is subject to amendment. Submission of an application to this Board does not grant the applicant any right to continued review under the Code's current standards and requirements. It is possible that the applicant will be required to meet changed standards or new Code requirements made while the application is pending.

An approval by this Board does not constitute permission, nor grant any right to connect to or use municipal services such as sewer, water or roads. It is the applicant's responsibility to apply for and obtain the Town of Newburgh and other agency approvals not within this Board's authority to grant.

The applicant hereby acknowledges, consents, and agrees to the above.

2/18/14

Dail P Jord

APPLICANT'S NAME (printed)

APPLICANT'S SIGNATURE

DISCLOSURE ADDENDUM STATEMENT TO APPLICATION, PETITION AND REQUEST

Mindful of the provisions of Section 809 of the General Municipal Law of the State of New York, and of the Penal provisions thereof as well, the undersigned applicant states that no State Officer, Officer or Employee of the Town of Newburgh, or Orange County, has any interest, financial or otherwise, in this application or with, or in the applicant as defined in said Statute, except the following person or persons who is or are represented to have only the following type of interest, in the nature and to the extent hereinafter indicated:

	NONE
	NAME, ADDRESS, RELATIONSHIP OR INTEREST (financial or otherwise)
application an	isclosure addendum statement is annexed to and made a part of the petition, d request made by the undersigned applicant to the following Board or Town of Newburgh.
	TOWN BOARD PLANNING BOARD ZONING BOARD OF APPEALS ZONING ENFORCEMENT OFFICER BUILDING INSPECTOR OTHER
2/18/14 DATI	ED INDIVIDUAL APPLICANT
	CORPORATE OR PARTNERSHIP APPLICANT
	BY:(Pres.) (Partner) (Vice-Pres.) (Sec.) (Treas.)

617.20 Appendix B Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information		- +-			
Tare 1 - 1 roject and Sponsor Information					
Name of Action or Project:					
JORDAN LOT LINE CHANGE					
Project Location (describe, and attach a location map):					•
507 ROCK CUT ROAD AND 459 ROCK CUT ROAD					
Brief Description of Proposed Action:					
TRANSFER APPROXIMATELY 0.21 ACRES OF LAND FROM 459 ROCK CUT ROAD TO 507 ROCK CUT ROAD (S/B/L 11-1-65.21). LAND TO BE TRANSFERED CONTAIN	(S/B/L 1 NS AN E)	1-1-139) KISTING POLE BARN/GA	ARAGE	Ē.	
-					
Name of Applicant or Sponsor:	Telepl	none: 845-590-9903			
DANIEL P. JORDAN	E-Mai	1:			
Address:	<u> </u>	,			
507 ROCK CUT ROAD					
City/PO:		State:	-	Code:	
WALLKILL		NY	1258	6	
1. Does the proposed action only involve the legislative adoption of a plan, leadministrative rule, or regulation?	ocal law	, ordinance,		NO	YES
If Yes, attach a narrative description of the intent of the proposed action and	the env	ironmental resources t	hat	V	
may be affected in the municipality and proceed to Part 2. If no, continue to	•				
2. Does the proposed action require a permit, approval or funding from any If Yes, list agency(s) name and permit or approval:	other go	overnmental Agency?	-	NO	YES
22 200, not agained (a) maile and permit of approvair				\checkmark	
3.a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	0.0	1 acres 0 acres 1 acres			J.
4. Check all land uses that occur on, adjoining and near the proposed action. ☐ Urban	ercial	•	oan)		
within					

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?		Y	
b. Consistent with the adopted comprehensive plan?		V	
6. Is the proposed action consistent with the predominant character of the existing built or natural		NO	YES
landscape?			V
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Ar	ea?	NO	YES
If Yes, identify:	 	\checkmark	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
b. Are public transportation service(s) available at or near the site of the proposed action?		<u> </u>	
		✓	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed act	ion?	✓	
9. Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			\checkmark
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			
NOT APPLICABLE	_	\checkmark	Ш
11. Will the proposed action connect to existing wastewater utilities?		NO	YES
If No, describe method for providing wastewater treatment:			
NOT APPLICABLE		LV.i	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?		NO	YES
b. Is the proposed action located in an archeological sensitive area?	-	V	
		✓	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	1	NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	}	븕	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:	}	V	<u>Ш</u>
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check a	 that a	nnls:	
Shoreline Forest Agricultural/grasslands Early mid-succession		ppry.	
☐ Wetland ☐ Urban ☐ Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed		NO	YES
by the State or Federal government as threatened or endangered?		7	
16. Is the project site located in the 100 year flood plain?	$\overline{}$	NO	YES
		7	
17. Will the proposed action create storm water discharge, either from point or non-point sources?		NO	YES
If Yes, a. Will storm water discharges flow to adjacent properties? NO YES		✓	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains If Yes, briefly describe:	s)?		,
	—		

18. Does the proposed action include construction or other activities that result in the impoundment water or other liquids (e.g. retention pond, waste lagoon, dam)?	ıt of	NO	YES
If Yes, explain purpose and size:		✓	
19. Has the site of the proposed action or an adjoining property been the location of an active or cl	osed	NO	YES
solid waste management facility? If Yes, describe:		✓	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (or	ngoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		✓	
I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE KNOWLEDGE	TO THE B	EST O	F MY
Applicant/sponsor name: CHARLES T. BROWN,PE Date: 2-12-20 Signature:	14		
questions in Part 2 using the information contained in Part 1 and other materials submitted by the potherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?"		pt "Hav	e my lerate large
otherwise available to the reviewer. When answering the questions the reviewer should be guided	No, or	Mod to im	lerate
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?"	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? 2. Will the proposed action result in a change in the use or intensity of use of land?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? 2. Will the proposed action result in a change in the use or intensity of use of land? 3. Will the proposed action impair the character or quality of the existing community?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? Will the proposed action result in a change in the use or intensity of use of land? Will the proposed action impair the character or quality of the existing community? Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? 2. Will the proposed action result in a change in the use or intensity of use of land? 3. Will the proposed action impair the character or quality of the existing community? 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? 2. Will the proposed action result in a change in the use or intensity of use of land? 3. Will the proposed action impair the character or quality of the existing community? 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" I. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? I. Will the proposed action result in a change in the use or intensity of use of land? I. Will the proposed action impair the character or quality of the existing community? I. Will the proposed action impair the character or quality of the existing community? I. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? I. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? I. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? I. Will the proposed action impact existing:	No, or small impact may	Mod to im	lerate large pact nay
otherwise available to the reviewer. When answering the questions the reviewer should be guided responses been reasonable considering the scale and context of the proposed action?" 1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations? 2. Will the proposed action result in a change in the use or intensity of use of land? 3. Will the proposed action impair the character or quality of the existing community? 4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)? 5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway? 6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities? 7. Will the proposed action impact existing: a. public / private water supplies?	No, or small impact may	Mod to im	lerate large pact nay

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		
Part 3 - Determination of significance. The Lead Agency is responsible for the completion of P question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explement of the proposed action may or will not result in a significant adverse environmental impact, part 3 should, in sufficient detail, identify the impact, including any measures or design elements that the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determay or will not be significant. Each potential impact should be assessed considering its setting, probaduration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term cumulative impacts.	oplain why a please compl t have been i mined that that bility of occ	particular lete Part 3. neluded by ne impact surring,
Check this box if you have determined, based on the information and analysis above, and any su that the proposed action may result in one or more potentially large or significant adverse impenvironmental impact statement is required.		cumentation,
Check this box if you have determined, based on the information and analysis above, and any su that the proposed action will not result in any significant adverse environmental impacts.	apporting do	cumentation,
Name of Lead Agency Date		
Print or Type Name of Responsible Officer in Lead Agency Title of Responsible O	fficar	

Signature of Responsible Officer in Lead Agency

Signature of Preparer (if different from Responsible Officer)

