

TOWN OF NEWBURGH PLANNING BOARD TECHNICAL REVIEW COMMENTS

PROJECT NAME: DAN LEGHORN FIRE ENGINE CO. – LOT LINE CHANGE

PROJECT NO.: 22-19

PROJECT LOCATION: LAKESIDE ROAD & GARDNERTOWN ROAD

SECTION 51, BLOCK 10, LOT 1, 10 & 11.2

REVIEW DATE: 29 JULY 2022 MEETING DATE: 4 AUGUST 2022

PROJECT REPRESENTATIVE: MECURIO-NORTON-TAROLLI-MARSHALL

- 1. The Orange Lake Fire District operates a Fire Training Facility located off of Lakeside Road adjacent to the Dan Leghorn Engine Company. The Fire Company intends on transferring ownership of the Fire Training Facility to the Fire District. Fire Districts are separate political subdivision in the State of New York. The balance of the project subject to the lot Line change, which is in common ownership with the Fire Company will be transferred to the Fire Company lot located at Lakeside Road creating a 9.88 total parcel area.
- 2. Under the lot line change the Dan Leghorn Fire Company is also transferring .19 acres of property to an adjoining residential lot in order to clean up a former encroachments of the driveway and provide some additional buffer between the proposed Fire District Lot.
- 3. The lot Line change with Tax Map Parcel 1 requires approval from the ZBA for pre-existing, non-conforming bulk requirements on that lot. The lot has two front yards, Lakeside Road 46 feet and Gardnertown Road 12 feet where 50 is required. In addition, the lot size in the R-1 Zone requires 40,000 square feet where 30,886 square feet is proposed.
- 4. No construction is proposed with the exception of a relocation of a shed on to the Fire District Lot.
- 5. Adjoiners Notices must be submitted.
- 6. Lot line changes are Type 2 Actions under SEQRA.
- 7. The Chart contained in the Narrative should be added to the plan depicting existing and proposed lot sizes.



45 Main Street · P.O. Box 166 Pine Bush, New York 12566

> Tel: (845) 744-3620 Fax: (845) 744-3805 Email: mntm@mntm.co

Lawrence J. Marshall, P.E. John Tarolli, L.S. Zachary A. Peters, P.E.

Project Narrative

For

Lot Line Change for Dan Leghorn Fire Engine Company and William D. Lynn, Jr. & Stacey Lynn

Lakeside Road & Gardnertown Road Town of Newburgh Orange County, New York PB #22-19

Prepared for:

Dan Leghorn Fire Company of Orange Lake, Inc. 426 South Plank Road Newburgh, NY 12550

Prepared by:

Mercurio-Norton-Tarolli-Marshall Engineering & Land Surveying P.C. 45 Main Street – PO Box 166 Pine Bush, NY 12566



Zachary A. Peters, P.E. PE 093918

Prepared: **July 18, 2022**





I. Site Characteristics

A. Site Location

The project site is located in the Town of Newburgh, Orange County, New York. The project site is located on the easterly side of Lakeside Road and the southerly side of Gardnertown Road. The project site consists of Town of Newburgh Tax Map Parcels: Section 51, Block 10, Lots 1, 10, & 11.2. The project involves approximately 11.6-acres of land located in the B and R-1 zoning districts.

B. Existing Development & Conditions

Tax Parcel 51-10-1 (Lands of Lynn) contains an existing single-family dwelling. Based on a review of the Orange County Property Description Report the parcel is served by private water and sewer service. The lot accesses Lakeside Road by an existing private driveway. The site is primarily lawn, with some overgrown brush and woods along the easterly property line. Based upon the current zoning map, the parcel is located within the R-1 zoning district.

Tax Parcel 51-10-10 (Lands of Dan Leghorn Fire Engine Company of Orange Lake, Inc.) contains existing fire training structures and associated improvements. The parcel accesses Lakeside Road by an existing gravel drive. There is existing lawn in the area of the existing fire training facility, but the majority of the parcel consists of overgrown brush and woods. The southerly property line is bound by the Bushfield Creek, a class C stream. Based on a review of the New York State Department of Environmental Conservation (NYSDEC) Environmental Resource Mapper, the southeasterly portion of the site is encumbered by a portion of NYSDEC Freshwater Wetland NB-22. Based upon a review of the current zoning map, the parcel is located within the B zoning district, except for the land within approximately 220-feet of Gardnertown Road, which is located within the R-1 zoning district.

Tax Parcel 51-10-11.2 (Lands of Dan Leghorn Fire Engine Company of Orange Lake, Inc.) contains the Dan Leghorn Engine Co. No. 1 fire station for the Orange Lake Fire District and associated improvements. Based upon the current zoning map, the parcel is located within the B zoning district.

II. Proposed Development

A. Lot Line Changes

The proposed project involves two (2) lot line changes between the three (3) existing tax parcels. Lot Line Change Parcel A consists of 8,433 square feet (0.19 acres) of land to be conveyed from Tax Parcel 51-10-10 (Lands of Dan Leghorn Fire) to Tax Parcel 51-10-1 (Lands of Lynn). Lot Line Change Parcel B consists of 278,004 square feet (6.38 acres) of land to be conveyed from Tax Parcel 51-10-10 (Lands of Dan Leghorn Fire) to Tax Parcel 51-10-11.2 (Lands of Dan Leghorn Fire).

A summary of the proposed development is included in the table below:





Dan Leghorn Fire Engine Company of Orange Lake, Inc. Project Narrative

Lot	Existing Area		Proposed Area	
Lot	Sq. Ft.	Acres	Sq .Ft.	Acres
51-10-1	22,458	0.516	30,886	0.706
51-10-10	328,525	7.542	42,087	0.96
51-10-11.2	-	±3.50	-	±9.88

No new tax lots will be created. Excepting the relocation of an existing shed near the fire training facility, no proposed physical disturbance or improvements are associated with this project.

The primary purpose of the project is to convey the portion of proposed Tax Parcel 51-10-10 containing the existing fire training facility to the Orange Lake Fire District.





TOWN OF NEWBURGH APPLICATION FOR SUBDIVISION/SITE PLAN REVIEW

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

DA	TE RECEIVED	: TOWN FILE NO:
	(Ap	plication fee returnable with this application)
1.	LOT LINE	Sion/Site Plan (Project name): CHANGE FOR DAN LEGHTLA FIRE ENGINE COMPANY AND D. LYNN, JR. & STACOY LYNN
2.		s to be reviewed: Applicant:
	Name	DAN LEGHORN FIRE ENGINE COMPANY OF ORANGE LAKE, INK.
	Address	426 SOUTH PLANK KOAD
		Nowalest, NY 12550
	Phone	Nouspeat, NY 12550 (B45) 541-8742 (C/O VINCENT SPAMPINATO
3.	Applicant Infor Name Address	mation (If different than owner): [SAME AS ABOUE, AND] WILLIAM D. LYNN'S STACEY LYNN 312 LAKESIDE ROAD NOWBURGH, NY 12550
	Representati	ve Melwero-Dolton-Talour-MalsHAGE (MUTM)
	Phone	(845) 744.3620
	Fax	
	Email	MUTM @ MUTM. CO (* DOT. COM)
4.	Subdivision/Site Name Address	Plan prepared by: MERCURIO - NORTON - TARON - MARSHAU (MNTM) PO BOX 166 - 45 MAIN STREET PINE BUSH, NY 12566
	Phone/Fax	(845) 744-3620
5.		ls to be reviewed: ROAD 7 GARDNERTOWN ROAD
6.	Zone $\beta \neq R$ Acreage ± 11.1	
7.	Tax Map: Secti	on 51 Block 10 Lot 1, 10, 211.2

8.	Project Description and Purpose of Review:
	Number of existing lots3 Number of proposed lots3
	Lot line change
	Site plan review
	Clearing and grading
	Other
PR	OVIDE A WRITTEN SINGLE PAGE DESCRIPTION OR NARRATIVE OF
TH	IE PROJECT
9.	Easements or other restrictions on property:
	(Describe generally) Nove Known
101 2	
10.	The undersigned hereby requests approval by the Planning Board of the above
	identified application and scheduling for an appearance on an agenda:
	Signature CHRIK
	Signature Title Committee CHAIK
	7/10/22
	Date:

<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).

The applicant will also be required to submit an additional set of plans, narrative letter and EAF if referral to the Orange County Planning Department is required under General Municipal Law Section 239.

$\frac{\textbf{DISCLOSURE ADDENDUM STATEMENT TO APPLICATION,}}{\textbf{PETITION AND REQUEST}}$

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:

applicant as d	efined in said Statute, except the following person or persons who is or are
	have only the following type of interest, in the nature and to the extent
hereinafter inc	dicated:
	_ 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
	OTHER
7/18/2	.2
DATE	ED INDIVIDUAL APPLICANT
	(24)
	CORPORATE OR PARTNERSHIP APPLICANT
	BY:
	Part (Pres.) (Partner) (Vice-Pres.)
	Pres: (Partner) (Vice-Pres.) Committee Chaire (Sec.) (Treas.)

PROXY

DAN LEGHORN FIRE ENGINE COMPANY OF ORANGE LAKE, INC. (OWNER) (C/O VINCENT SPAMPINATO), DEPOSES AND SAYS THAT HE/SHE
RESIDES AT 426 SOUTH PLANK ROAD
IN THE COUNTY OF OPANGE
AND STATE OF NEW YORK
AND THAT HE/SHE IS THE OWNER IN FEE OF
TAX PARCOS 51-10-10 : 11.2
WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING
APPLICATION AS DESCRIBED THEREIN TO THE TOWN OF NEWBURGH
PLANNING BOARD AND FUGINEERING & LAND SURVEYING IS AUTHORIZED
TO REPRESENT THEM AT MEETINGS OF SAID BOARD.
DATED: 7/18/22 OWNERS SIGNATURE
OWNERS NAME (printed)
WITNESS' SIGNATURE
NAMES OF ADDITIONAL REPRESENTATIVES
ZACHAR, A. PETERS WITNESS' NAME (printed)

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.

APPLICANT'S NAME (printed)

APPLICANTS SIGNATURE

7/18/22

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).

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.

7/18/22

DATED

APPLICANT'S NAME (printed)

APPLICANT'S SIGNATURE

AGRICULTURAL DATA STATEMENT

(Required pursuant to Agricultural and Markets Law §305-a for applications for site plan approvals, use variances and subdivision approvals that will occur on property within a County Agricultural District containing an active farm operation or on property with boundaries within five hundred feet of an active farm operation located in a County Agricultural District)

Name and address of the applicant:	DAW LEGH	ORN FIRE	ENGINE	COMPANY
OF DRANGE LAKE, INC.				
Description of the proposed projects	: Two (2)	LOT LINE	CHANGE	5
Location of the proposed project: _	LAKESIDE A	load ? Gar	DNERTOUN	J ROAD
Name(s) and address(es) of any own	er(s) of land w	ithin a Count	y Agricultui	ral
District containing active farming of	perations and	located within	five hundre	ed feet of
the boundary of the project property	y: <u>N/A</u>			
			,	
A tax map or other map showing the	e site of the pro	oposed project	relative to	the
location of the identified farm opera	tions must be	attached to thi	s form.	
APPLICANT'S SIGNATURE				
7/18/22				
DATE				

Short Environmental Assessment Form Part 1 - Project Information

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			
Name of Action or Project:			
Lot Line Change for Dan Leghorn Fire Engine Company of Orange Lake, Inc. and William D. I	Lynn & Stacey Lynn		
Project Location (describe, and attach a location map):			
Lakeside Road & Gardnertown Road, Town of Newburgh, Orange County			
Brief Description of Proposed Action:			
The project involves two (2) lot line changes between three (3) existing tax parcels. The prima proposed Tax Parcel 51-10-10, containing the existing fire training facility, to the Orange Lake	ry purpose of the project is to Fire District.	convey the portio	n of
No additional development or disturbance is proposed.			
	processing a second		
Name of Applicant or Sponsor:	Telephone: (845) 541-874	42	
Dan Leghorn Fire Engine Company of Orange Lake, Inc. (c/o Vincent Spampinato)	E-Mail:	.,	
Address:			
426 South Plank Road			
City/PO: State: Zip C			
Newburgh	NY	12550	
1. Does the proposed action only involve the legislative adoption of a plan, loca administrative rule, or regulation?	l law, ordinance,	NO	YES
If Yes, attach a narrative description of the intent of the proposed action and the en		at 🗸	
may be affected in the municipality and proceed to Part 2. If no, continue to quest			
2. Does the proposed action require a permit, approval or funding from any other government Agency? NO Y			YES
If Yes, list agency(s) name and permit or approval: County GML Review (if applicable)			✓
3. a. Total acreage of the site of the proposed action? ±11.6 acres			
b. Total acreage to be physically disturbed?	0 acres		
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? ±11.6 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. Urban Rural (non-agriculture) Industrial 🗸 Commercial 🗸 Residential (suburban)			
☐ Forest ☐ Agriculture ☐ Aquatic ☑ Other(Specify): Fire House			
Parkland	<i>27</i> :		
L I arriand			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:	·	
☐Shoreline ☐ Forest ☐ Agricultural/grasslands ☑ Early mid-successional		
✓ Wetland ☐ Urban ☐ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
Indiana Bat		\checkmark
16. Is the project site located in the 100-year flood plan?	NO	YES
		V
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?		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:		
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		·
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility? If Yes, describe:	110	125
II Tes, describe.	$ \checkmark $	
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	ST OF	
Applicant/sponsor/name: Dan Leghorn Fire Engine Company of Orange Lake, Inc. Date: July 25, 2022		
Signature:Title: Project Engineer	***************************************	******

Respectfully submitted,

MHE Engineering, D.P.C.

Patrit & Offener

Patrick J. Hines

Principal

PJH/em



Lawrence J. Marshall, P.E.

John Tarolli, P.E., L.S.

45 Main Street · P.O. Box 166 Pine Bush, New York 12566 Tel: (845) 744-3620

Fax: (845) 744-3805 Email: <u>mntm@mntm.co</u>

Zachary A. Peters, P.E. Kenneth W. Vriesema, L.S.

Owner's Endorsement

I, William	Lynn	here	by certify that I a	m the owner in fee,
or	(officia	l title) of		
and reside at 2	72 Lake	side RD	Newburgh	N.Y.
which is the owner is	n fee of the premises	s herein described	:	
Town of Newburgl	h Tax Parcel: 51-10-	1		
I hereby authorize	Dan Leghorn Fire (c/o Vincent Spam			Inc.
<u> </u>				
Mercurio-Norton-Ta				•
the foregoing projec	t for the premises de	scribed above at t	he meetings of sa	id board.
7/18/22		/ //////		
/ Dated [/]	U		10	Owner's Signature





TOWN OF NEWBURGH PLANNING BOARD

FIRE EXEMPT COMPANY AND WILLIAM D. LYNN, JR.

PROJECT NAME ? STACEY LYNN

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. \ \ \ \ Proxy Statement
- 3. × Application Fees
- 4. _ X 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. X Name and address of applicant
- 2. X Name and address of owner (if different from applicant)
- 3. X Subdivision or Site Plan and Location
- 4. X Tax Map Data (Section-Block-Lot)
- 5.__X 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. X 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
- 7. X Show zoning boundary if any portion of proposed site is within or adjacent to a different zone
- 8. X Date of plan preparation and/or plan revisions
- 9. \times Scale the plan is drawn to (Max 1" = 100')
- 10. X North Arrow pointing generally up

11. X Surveyor, Sertification 12.____ Surveyor's seal and signature 13._____ Name of adjoining owners 14._____ Wetlands and 100 ft. buffer zone with an appropriate note regarding D.E.C. or A.C.O.E. requirements 15. K Flood plain boundaries 16.____ Certified sewerage system design and placement by a Licensed Professional Engineer must be shown on plans in accordance with Local Law #1 1989 17. X Metes and bounds of all lots 18.____ 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.____ Show existing or proposed easements (note restrictions) 20.____ Right-of-way width and Rights of Access and Utility Placement 21.____ Road profile and typical section (minimum traveled surface, excluding shoulders, is to be 18 ft. wide) 22. X Lot area (in sq. ft. for each lot less than 2 acres) 23. X Number of lots including residual lot 24. _ Show any existing waterways 25.____ A note stating a road maintenance agreement is to be filed in the County Clerk's Office where applicable 26. X Applicable note pertaining to owners review and concurrence with plat together with owner's signature 27.____ Show any improvements, i.e. drainage systems, water lines, sewer lines, etc. 28. \times Show all existing houses, accessory structures, wells and septic systems on and within 200 ft. of the parcel to be subdivided 29. Know topographical data with 2 or 5 ft. contours on initial submission

30 Indicate any reference to a previous subdivision, i.e. filed map number, date and previous lot number
31 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 Number of acres to be cleared or timber harvested
23 Estimated or known cubic yards of material to be excavated and removed from the site
34 Estimated or known cubic yards of fill required
35 The amount of grading expected or known to be required to bring the site to readiness
36 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. _ ► /A
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. NA
38List of property owners within 500 feet of all parcels to be developed (see attached statement).
The plan for the proposed subdivision or site has been prepared in accordance with this checklist. By: Zackar, A. Peres, R.E. Licensed Professional
Date: 7 18 22
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 (insert date):

