HAROLD GARY Chairman

CRAIG PAEPRER Vice Chairman

BOARD MEMBERS
ANTHONY GIANNICO
DAVE FURFARO
CARL STONE
KIM KUGLER
RAYMOND COTE

TOWN OF CARMEL PLANNING BOARD



60 McAlpin Avenue Mahopac, New York 10541 Tel. (845) 628-1500 – Ext.190 www.ci.carmel.ny.us MICHAEL CARNAZZA

Director of Code

Enforcement

RICHARD FRANZETTI, P.E. Town Engineer

> PATRICK CLEARY, AICP,CEP, PP, LEED AP Town Planner

VINCENT FRANZE Architectural Consultant

PLANNING BOARD AGENDA NOVEMBER 8, 2017 – 7:00 P.M.

MEETING ROOM #2

TAX MAP # PUB. HEARING MAP DATE COMMENTS

PUBLIC HEARING

9. Minutes - 09/27/17

| 1. | Central Hudson Gas & Electric Corp – 340 Bullet Hole Road | 53.17-1-38 | 11/08/17 | 08/30/17 | SEQR NEG DEC Resolution | | |
|------------|--|--------------------------|----------|----------|--|--|--|
| RESOLUTION | | | | | | | |
| 2. | NY Fuel Distributors(Coco Farms) -1923 Route 6 | 55.11-1-40 | | 09/20/17 | Amended Site Plan | | |
| SITE PLAN | | | | | | | |
| 3. | Easter Seals New York – 97 Old Route 6 | 55.11-1-23,24 25 & 27 | | 09/13/17 | Amended Site Plan | | |
| MISC. | | | | | | | |
| 4. | Charry Subdivision – 85 Washington Road | 54.19-1-1 | | 10/2014 | Re-Approval of Final Subdivision Approval | | |
| 5. | The Hamlet at Carmel (Formerly Putnam Community Foundation) – Stoneleigh Ave | 662-58 | | | Re-Approval of Final Site Plan Approval | | |
| 6. | Hillcrest Commons – Lot E-2.2 – Route 52 | 44.10-2-4.2 | | | Extension of Final Amended Site Plan | | |
| 7. | McDonald's USA, LLC -1931 Route 6, Carmel | 55.11-1-41 | | | Bond Return | | |
| 8. | Ronin Property Group – Secor Road | 74.11-1-20 | | | Bond Reduction | | |
| | | | | | | | |



Site Planning
Civil Engineering
Landscape Architecture
Land Surveying
Transportation Engineering

Environmental Studies
Entitlements
Construction Services
3D Visualization
Laser Scanning

October 27, 2017

Chairman Harold Gary and Members of the Planning Board Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, New York 10541

RE:

JMC Project 17155
Easter Seals New York
97 Old Route 6
Town of Carmel, NY

Dear Chairman Gary and Members of the Board:

On behalf of Easter Seals New York c/o Fedcap Rehabilitation Services, Inc, we are pleased to submit the following revised documents and new documentation to address the Board and staff comments in support of their application for Amended Site Plan Approval for the addition of an outdoor play area and other site modifications:

I. JMC Drawings (5 copies):

| <u>Dwg. No</u> . | <u>Title</u> | Rev. | #/Date |
|------------------|---|------|------------|
| C-010 | "Layout Plan" | 2 | 10/27/2017 |
| C-020 | "Grading, Utilities and Erosion Control Plan" | 2 | 10/27/2017 |
| C-900 | "Construction Details" | 2 | 10/27/2017 |
| C-910 | "Construction Details" | 2 | 10/27/2017 |

- 2. JMC Letter to the Planning Board, dated 10/27/2017 (5 copies).
- 3. Stormwater Pollution Prevention Plan (SWPPP), dated 10/27/2017 (5 copies).
- 4. CD containing the electronic files of the submission

Since the last submission, we have received comments from the Town Engineer and Director of Code Enforcement to go with the previous comments from the Planning Consultant and Town Engineer. The project also appeared before the Zoning Board of Appeals on October 26th and received two variances for the outdoor play area.

The following are the responses to the comments issued by the Town Engineer, Director of Code Enforcement and Planning Consultant:

Memorandum from Richard J. Franzetti, P.E., dated October 6, 2017

Technical Comments

Comment I

The following referrals would appear to be warranted:

- a. Putnam County Department of Planning (GML 239n referral; proximity to County highway)
- b. Carmel Fire Department

The applicant has advised that they submitted information to the Putnam County Department of Planning and the Carmel Fire Department. Per the applicant Putnam County requested a referral from the Planning Board. This referral can be made at this time.

Response I

- a. The Planning Department has referred the project to the Putnam County Department of Planning, Development & Public Transportation. We have spoken with the County and they will issue a determination within 30 days of the submittal date.
- b. Each previous submission, including this submission have all been hand delivered to the Carmel Fire Department. No comments have been received.

Comment 2

Permits from the following would appear necessary:

a. New York State Department of Environmental Conservation - Coverage under General Permit GP-0-15-002

Response 2

The enclosed SWPPP has been prepared in accordance with the NYSDEC permit requirements. Once approved by the Town Engineer, we will submit the proper documents to NYSDEC for permit coverage.

Comment 3

Show details of ADA compliant ramps in the front of the building.

The applicant advised that the surfaces will be improved to meet ADA standards.

The drawing should be updated to show the detail of this ramp and any improvements being made.

Response 3

Upon inspection by JMC staff, the existing ADA ramps do not fully comply with the ADA regulations. The drawing shave been revised to note that improvements are required and a detail has been provided.

Comment 4

The overall disturbance for the project as proposed is 4,750 square feet which is below the 5,000 square foot threshold criteria of disturbance for New York State Department of Environmental Conservation (NYSDEC) stormwater regulations.

However the paved area on the on the property to the north of the principal property was paved without planning Board approval As this paved area is now being utilized as part of the present application, the applicant must provide details regarding this paving. Inclusion of this overall disturbance may necessitate the need for the preparation of a stormwater pollution prevention plan (SWPPP).

If this project is above the 5,000 sq ft threshold and below the 1-acre threshold coverage under the NYSEC SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-15-002) and the development of Stormwater Pollution Prevention Plan (SWPPP) that includes only erosion and sediment control and not permanent stormwater controls will be required.

The applicant has advised that they will develop a SWPPP and submit for review.

Response 4

The enclosed SWPPP has been prepared in accordance with the NYSDEC permit requirements. Once approved by the Town Engineer, we will submit the proper documents to NYSDEC for permit coverage.

Memorandum from Director of Code Enforcement, dated October 11, 2017

Comment 1

The applicant proposes to renovate the existing building to allow Easter Seals to operate a Day-Care Center. The property is in the C- Commercial zoning district.

Response I

So noted.

Comment 2

Town Code allows Day-Care Centers as a principal use.

Response 2

So noted.

Comment 3

Variance is required for the property line setback for an outdoor play area.

Response 3

The project received the two variances for the outdoor play area from the Zoning Board of Appeals on October 26th.

Comment 4

Provide the parking calculation for the entire site (How did you come up with 43 parking spaces required?).

Response 4

The required parking calculation is based on the approved Site Plan calculation. A separate calculation is provided for the proposed day care. As demonstrated from the Table of Land Use on the Site Plan, the site meets the requirements for parking.

Comment 5

This project needs to be referred to the ECB for comments.

Response 5

The site does not contain any wetlands or any disturbance to wetland buffers or wetlands. Therefore, the Environmental Conservation Board does not need to review and approve.

The following are the responses to the comments issued by the Planning Consultant and Engineer that were received after the September 27th meeting:

Cleary Consulting Memorandum, dated September 27, 2017

Comment A

The site on which a day-care center, as defined in this chapter, is operated shall be at least one acre in area.

The site is 2.8 acres in area. This condition is complied with.

Response A

So noted.

Comment B

There shall be not more than one pupil for each 1,500 square feet of lot area and a total of not more than 100 children.

The 2.8 acre site permits a maximum of 81 children. The applicant has limited the number of children to 20. **This condition is complied with.**

Response B

So noted.

Comment C

The site shall contain at least 200 square feet of outdoor play space per child with a minimum play space of 1,000 square feet. The play space shall be located in rear or side yards at least 50 feet from any lot line and at least 60 feet from residential structures on adjacent properties. The outdoor play area shall be screened with a fence not to exceed six feet in height to protect the children and to avoid any nuisance to adjoining properties. In addition to the fence, a landscaped buffer strip, a minimum of 15 feet in width shall surround all outdoor play areas.

- Based upon a maximum of 20 children, 4,000 square feet of outdoor play area is required. 4,000 square feet is provided. **This condition is complied with.**
- The outdoor play area does not meet the 50' setback (5' is provided). This condition is not complied with, a variance is required.
- The outdoor play area is at least 60 feet from a residential structure. **This condition is complied with.**
- The play area is surrounded by a 4' tall chain link fence. This condition is complied with.
- The required 15' wide landscape buffer strip is not provided along the north side of the play area.

 This condition is not complied with, a variance is required.

Response C

The above required variances were approved by the Zoning Board of Appeals on October 26th.

Comment D

Play or instructional space within a building shall be located on the first floor only and contain at least 35 square feet of area for each child, exclusive of cloakrooms, lavatories, storage rooms and hallways. No play or instructional areas shall be below grade. There shall be at least one toilet and one washbasin for each 15 children, with separate facilities for boys and girls.

Floor plans were not submitted in support of this site plan application, so compliance with this provision cannot be established.

Response D

The applicant does not have any floor plan drawings at this time. The applicant did not engage an architect or contractor since they were not sure if the project would be approved by the Town. The applicant is just proposing some minor interior modifications. A sketch of the tenant spaces with access doors and proposed improvements was submitted to the Planning Board on October 5th. The applicant will have appropriate floor plan drawings prepared for the Building Permit process.

Comment E

There shall be provided one off-street parking space for each teacher and staff member and one space for every 10 pupils. Parking areas shall be located at least 15 feet from side and rear lot lines and at least 50 feet from the street line. The parking area shall be permanently improved and, if located adjacent to any play area, shall be screened by a fence or hedge at least four feet in height. Pickup and dropoff areas for pupils shall be separate from off-street parking areas.

- The facility will employ 10 teachers and support 20 children. 12 off-street parking spaces are required. The applicant has indicated that this parking will be accommodated within the existing parking lot. **This condition is complied with.**
- The existing parking layout does not comply with the setback standard. No change to this preexisting non-conforming condition is proposed.
- The parking area is currently permanently improved and a fence is proposed around the play area.
 This condition is complied with.
- A separate pick-up and drop off area is provided. This condition is complied with.

Response E

The Site Plans show modifications to the existing parking layout to comply with the code requirements.

Comment F

One identification sign, not to exceed two square feet in area, shall be permitted in accordance with the provisions of § 156-41 of this chapter pertaining to signs.

Sign details are required to document compliance with this standard.

Response F

The applicant will submit a sign drawing shortly. We anticipate that the applicant's sign will be very consistent with the existing signs on the building.

Comment G

The day-care center shall be licensed by New York State Department of Social Services, if a license for its operation is required by law, and shall be subject to all requirements of all federal, state, county or local regulatory agencies.

Proof of licensure is required.

Response G

A letter from Easter Seals New York was submitted to the Planning Board on October 5th discussing the requirements which we feel are all achievable as part of the proposed facility modifications.

Comment H

The Building Inspector shall inspect the day-care center and issue a permit on an annual basis.

This should be established as a condition of site plan approval

Response H

So noted.

Comment I

All accessory structures and features shall be adequately accommodated on the site. Dumpsters shall be indicated on the site plan and shall be enclosed and screened. Storage buildings shall be directly accessible and shall not interfere with circulation patterns or open space areas. All play apparatus shall be installed in accordance with the manufacturer's specifications.

Details are required, if applicable.

Response I

We observed two small 3 yard dumpsters sitting on the pavement in the parking area behind the building. The drawings have been revised to show a proposed trash enclosure in the rear parking area and a detail of the enclosure.

Comment |

The facility shall be supported by utility infrastructure that is adequate to accommodate the anticipated use of the facility. The applicant shall submit a utility infrastructure analysis that documents the adequacy of water, sewerage, electric, telephone, cable TV and any other utility service necessary to support the facility. Documentation from the utility service providers shall support this analysis.

This material was not provided by the applicant.

Response J

The space was previously occupied by an adult learning center and is proposed to be replaced with a child day care center of similar use. We have discussed this with the property owner and have been told the building and site have the utility infrastructure in place that is adequate. The property owner shall make minor adjustments within the building as needed to accommodate the proposed tenant. It is our professional opinion that the utility infrastructure is adequate to support the demands of the proposed day care center. Accordingly, enclosed is a letter from JMC to the Planning Board addressing this comment.

We trust the enclosed and above are sufficient for your review and look forward to our discussion at the meeting on November 8th. If you have any questions or require any additional information, please contact our office. Thank you for your consideration.

Sincerely,

Stephen Spina, PE Project Manager

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cc: Chief of Carmel Fire Department, w/enc.

Mr. Pat Cleary, AICP, PP

Ms. Marianne Gribbon

Mr. Jay Feiertag

Darius Chafizadeh, Esq.

Mr. Ray Durkin

Mr. Kevin Dwyer

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Site Planning
Civil Engineering
Landscape Architecture
Land Surveying
Transportation Engineering

Environmental Studies Entitlements Construction Services 3D Visualization Laser Scanning

October 27, 2017

Chairman Harold Gary and Members of the Planning Board Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, New York 10541

RE:

JMC Project 17155
Easter Seals New York
97 Old Route 6
Town of Carmel, NY

Dear Chairman Gary and Members of the Board:

This letter is written in response to Comment J of the memorandum prepared by the Town Planning Consultant, dated September 27, 2017, to verify the site has the necessary utility infrastructure to support the proposed day-care use. The vacant space that is proposed to be reoccupied was previously an adult rehabilitation service center which is a very similar use to a day-care use. Therefore, the site infrastructure, which includes public water, public sewer, drainage, electric, cable/data etc., is anticipated to be adequate to serve the proposed use.

We trust the above is sufficient for your review and file. If you have any questions or require any additional information, please contact our office. Thank you for your consideration.

Sincerely,

Stephen Spina, PE Project Manager

CC:

Chief of Carmel Fire Department

Mr. Pat Cleary, AICP, PP Ms. Marianne Gribbon

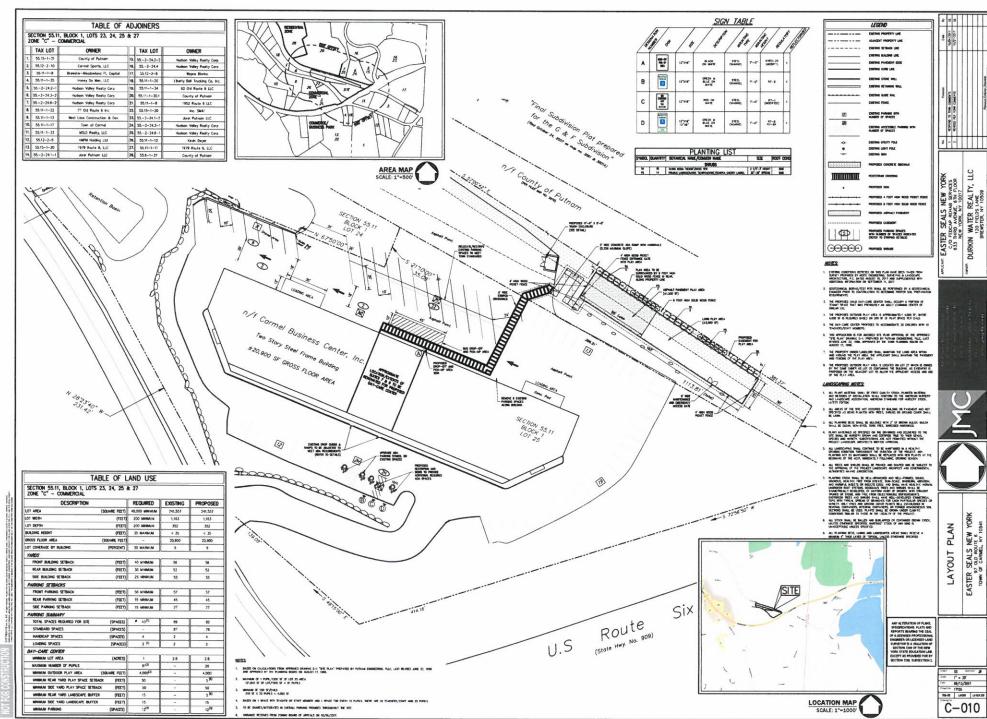
Mr. Jay Feiertag

Darius Chafizadeh, Esq.

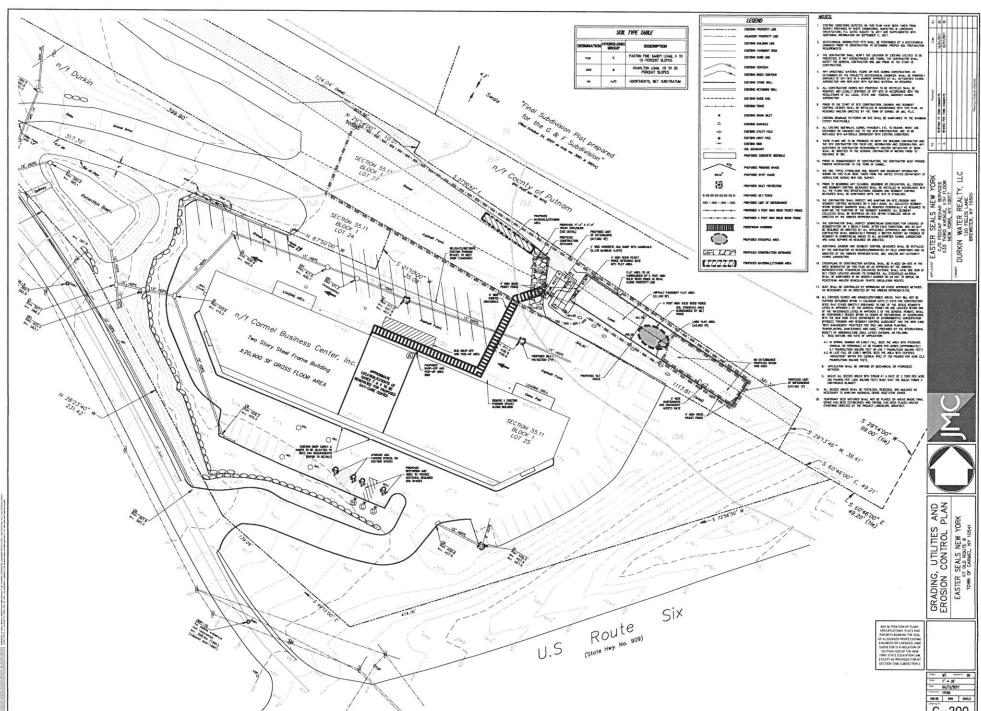
Mr. Ray Durkin

Mr. Kevin Dwyer

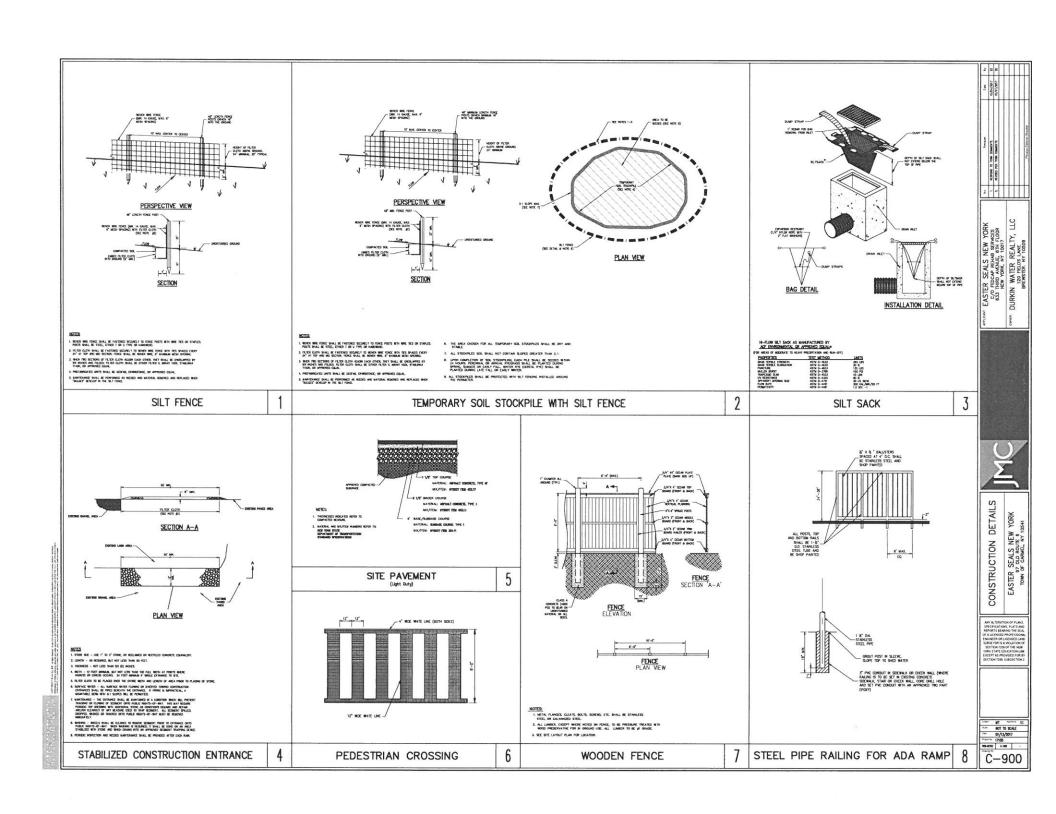
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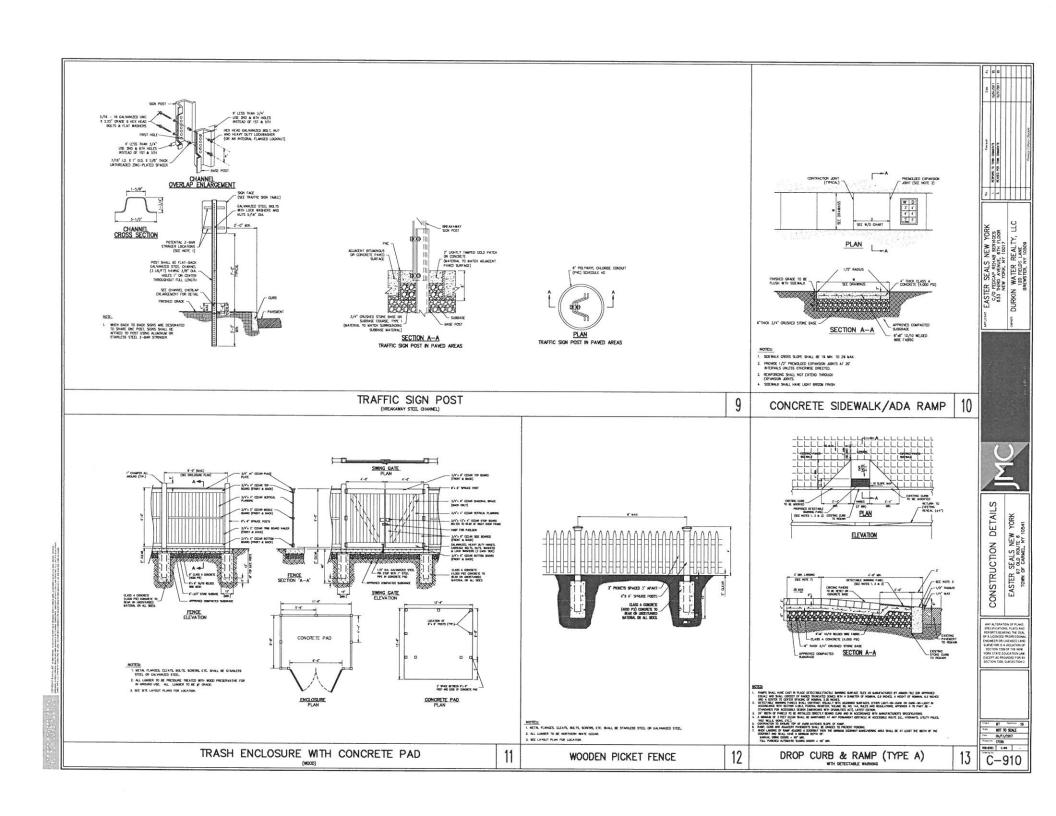


10/27/2017 4:58:26 PM, 1:1



C-200





Trombetta, Rose

From:

Jonathan Charry < jcharry@newenergygl.com>

Sent:

Monday, October 16, 2017 2:39 PM

To:

Trombetta, Rose

Subject:

Sub-division re-approval -

Rose:

I am writing to request that you please put me on the Agenda for the next available Town Planning Board meeting, October 25th, for a re-approval of the subdivision at 85 Washington Road in Carmel for sale to the NYC DEP. Thank you for your assistance in this matter.

harry Suldension

Regards, Jonathan

Jonathan M. Charry, Ph.D. Senior Managing Director

NewEnergy Global LLC 275 Madison Avenue 14th Floor New York, NY 10016

O: 212-878-8890 | M: 917-359-5066 | E: jcharry@newenergygl.com

"Clean Energy and Sustainable Growth for the 21st Century"



October 25, 2017

Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, New York 10541

RE: The Hamlet at Carmel

Stoneleigh Avenue Tax Map No. 66.-2-58

Dear Chairman Gary and Members of the Board:

The subject project is located on the site adjacent to the Putnam Hospital Center on Stoneleigh Avenue. The Board voted to grant a 1year extension of the Final Site Plan approval for the project effective January 27, 2017, which will expire on January 27, 2018. There has been no substantial change in the condition of the site and/or its environs. There has been no change to the site plans or the proposed project. All outside agency approvals for the project are current.

The applicant requests a re-grant of the Final Site Plan approval. Please place this item on the Board's upcoming November 8th, 2017 meeting agenda for consideration of a re-grant of approval.

A check is enclosed for the \$1,500.00 fee.

Should you have any questions or comments regarding this information, please feel free to contact our office.

Very truly yours,

INSITE ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.

Jeffrey J. Contelmo, PE Senior Principal Engineer

JJC/dlm

Enclosures

cc: Ken Kearney

Insite File No. 14211.100



October 25, 2017

Town of Carmel Planning Board 60 McAlpin Avenue Mahopac, New York 10541

RE: Hillcrest Commons (Lot E-2.2)

Request for Re-Approval of Amended Site Plan

Tax Map No. 44.10-2-4.2

Dear Chairman Gary and Members of the Board:

On behalf of the applicant, Wilder Balter Partners, we request a 1-year extension of the Amended Site Plan approval previously granted by your Board for construction of a 74-apartment multi-family community with pool and club room on the above referenced property. The Board voted to grant reapproval of the Amended Site Plan approval for the project effective January 10, 2017, which will expire on January 10, 2018. There has been no substantial change in the condition of the site and/or its environs. There has been no change to the site plans or the proposed project. All outside agency approvals for the project are current.

The applicant requests that your Board grant a 1-year extension of the Amended Site Plan approval at your next meeting on November 8th, 2017.

A check is enclosed for the \$1,000.00 fee.

Should you have any questions or comments regarding this information, please feel free to contact our office.

Very truly yours,

INSITE ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C.

Ву

Jeffrey J. Contelmo, PE Senior Principal Engineer

JJC/dlm

Enclosures

CC:

John Bainlardi

Insite File No. 12175.100



McDonald's USA, LLC

New York Metro Region 111 Wood Avenue South, Suite 400 Iselin, NJ 08830

Phone: 732-623-8500, Fax: 732-623-8504

August 2, 2017

Town of Carmel 60 McAlpin Avenue Mahopac, New York 10541 Attention: Harold Gary

RE: McDonald's Bond Release

Bond# 404008034

US Route 6, Carmel, New York

* mealier

Dear Mr. Gary,

Please accept this letter as a formal request for the release of Bond# 404008034 in the amount of \$320,000...

Should you have any questions or require additional information, please do not hesitate to contact me at 908-265-9197 or gabriela.goncalves@us.mcd.com.

Sincerely,

Gabriela Goncalves

JOHN KARELL, JR., P.E. 121 CUSHMAN ROAD PATTERSON, NEW YORK, 12563

845-878-7894 FAX 845 878 4939 jack4911@yahoo.com

October 13, 2017

Harold Gary, Chairman Town of Carmel Planning Board Town Hall Mahopac, New York, 10541

Re: Bond Return

Ronin, Secor Road TM # 74.11-1-20

It is hereby requested that the Board return a portion of the performance bond previously posted for the above captioned project. Attached is a copy of the bond spreadsheet. My inspection on October 10, 2017 indicated that the all the items have been satisfactorily installed except for the following:

| 1. | Wheel stops | \$350.00 |
|----|---------------------------|----------|
| 2. | Traffic Control signs | 250.00 |
| 3. | Handicapped parking signs | 300.00 |
| 4. | Business sign | 1,000.00 |
| 5. | Bollards | 300.00 |
| 6. | Refuse enclosure | 500.00 |
| 7. | Landscaping | 3,000.00 |

Total amount of items to be installed. \$5,700.00

Therefore, it is requested that the bond be reduced from \$189,000.00 to \$183,300.00

John Karell, Jr., P.E.