AGENDA PACKET

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TOWN OF LEWISBORO Westchester County, New York

Planning Board 79 Bouton Road South Salem, New York 10590

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AGENDA

Tuesday, February 28, 2023

Courtroom at 79 Bouton Road

Meeting will start at 7:30 p.m. and end at or before 11:00 p.m.

EXTENSION OF TIME REQUESTS T

Cal #08-14PB, Cal# 95-14WP, Cal# 20-14SW

Goldens Bridge Village Center, NYS Route 22, Goldens Bridge, NY 10526; Sheet 4, Block 11126, Lot 07 (Stephen Cipes, owner of record) – The Planning Board Resolution for Site Development Plan Approval, Wetland Activity Permit Approval and Town Stormwater Permit granted on January 21, 2020 for modifications to the existing shopping center expired January 21, 2022.

Cal #04-19PB, Cal #17-19WP, Cal #06-19SW

Pound Ridge Stone, 2 West Road, South Salem, NY 10590; Sheet 49B, Block 9831, Lot 1 (Two West Road LLC, owner of record) – The Planning Board Resolution for a Negative Declaration of Significance, Site Development Plan Approval, Special Use Permit Approval, Town Wetland Activity Permit Approval and Town Stormwater Permit Approval granted on August 17, 2021 for site upgrades including additional parking and storage areas expired February 17, 2023.

II. **PUBLIC HEARINGS**

Cal #06-22PB, Cal #05-22WP, Cal #03-22SW

Waccabuc Country Club Snack Bar, 18 Perch Bay Road, Waccabuc, NY 10597; Sheet 25A, Block 10813, Lot 1 & 0 Tarry-A-Bit Lane, Waccabuc, NY 10597; Sheet 25, Block 11155, Lot 148 (Waccabuc Country Club Co., owner of record for both lots) - Application for beachfront improvements including renovation of the boathouse, construction of a pavilion, replacement of the snack bar, and installation of accessible parking and walkways.

Cal #02-20PB

Mandia Residences, 65 Old Bedford Road, Goldens Bridge, NY 10526; Sheet 4A, Block 11112, Lot 2 (Town of Lewisboro, owner of record) - The Planning Board Resolution for Site Development Plan Approval, Special Use Permit Approval and Town Stormwater Permit Approval granted on June 19, 2020 included a construction performance bond for the four apartments and a request for a partial bond release has been submitted.

III. **DECISION**

Cal #10-17PB, Cal #19-22SW

Mercedes Benz of Goldens Bridge, 321 Main Street, Goldens Bridge, NY 10526; Sheet 4E, Block 11135, Lots 1, 2, 3, 4, 5, 6, 7 & 9 and Sheet 4E, Block 11137, Lot 42 (Celebrity Westchester Realty, LLC., owner of record for the nine lots) – Based on the applicant's January 17, 2023 request for an amendment of the Approving Site Development Plan Approval and Town Stormwater Permit Approval Resolution (dated March 17, 2020) and Amended Resolution (dated January 17, 2023) for installation of a water treatment system.

IV. **SUBDIVISION**

Cal #15-22PB

Vandervoort/Rising Starr Subdivision, 93 Silver Spring Rd, Wilton, CT 06897; Sheet 48, Block 10057, Lots 14, 19, 84 & 134 (SJK, LLC & PVK, LLC, owners of record) - Application for a subdivision.

SITE DEVELOPMENT PLAN REVIEW V.

Cal #18-22PB

Bichon LLC, 876 Route 35, Cross River, NY 10518; Sheet 20, Block 10801, Lot 2 (Bichon LLC – owner of record) - Application for a change of use from residential to commercial (professional office and outdoor storage of containers).

VI. WETLAND PERMIT REVIEW

Cal #34-22WP, Cal #01-21WV

Maple Tree Farm, 400 Smith Ridge Road, South Salem, NY 10590; Sheet 24, Block 9831, Lot 49B (Maple Tree Farm, LLC, owner of record) - Application for remediation of wetlands.

Cal #39-22WP

Morrissey Residence, 10 Hoyt Street, South Salem, NY 10590; Sheet 36C, Block 11172, Lot 5 (Susan Morrissey, owner of record) - Application for sunroom/porch, terrace and walkway.

Cal #42-22WP and Cal #21-22SW

Simpkins Residence, 120 Mill River Road, South Salem, NY 10590; Sheet 45, Block 10299, Lot 86 (Nancy Simpkins, owner of record) – Application for an addition.

Cal #01-23WP

Vitiello residence, 43 Conant Valley Road, Pound Ridge, NY 10576; Sheet 49, Block 9827, Lot 100 (Linda & Michael Vitiello – owners of record) – Application for driveway improvements.

Cal #02-23WP

Ritacco Pool, 37 Gideon Reynolds Road, Cross River, NY 10518; Sheet 16, Block 10533, Lot 423 (George & Eileen Ritacco, owners of record) – Application for a pool.

VII. WETLAND VIOLATION

Cal #01-23WV

VIII. DISCUSSION

Cal #06-17PB

Wolf Conservation Center, Buck Run, South Salem, NY 10590; Sheet 21, Block 10803, Lots 3, 65, 67, 81, 82, 83, 86 & 88 (Wolf Conservation Center, owner of record) - Application for a Subdivision and Special Use Permit associated with a private nature preserve.

IX. SCHEDULE A POST-CONSTRUCTION SITE VISIT

Cal #10-15 PB, Cal #20-17WP, Cal #5-17SW

Lewisboro Commons (Wilder Balter), 100 Beekman Lane, Goldens Bridge, NY 10526; Sheet 5, Block 10776, Lots 19, 20 & 21 (Lewisboro Commons Housing Development Fund Co., Inc., owner of record)

- X. MINUTES OF January 17, 2023.
- XI. NEXT MEETING DATE: March 21, 2023.
- XII. ADJOURN MEETING.

RESOLUTION LEWISBORO PLANNING BOARD

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AMENDED SITE DEVELOPMENT PLAN APPROVAL TOWN STORMWATER PERMIT

MERCEDES BENZ OF GOLDENS BRIDGE 321 MAIN STREET (NYS ROUTE 22)

Sheet 4E, Block 11135, Lot 1,2,3,4,5,6 and 7 Sheet 4E, Block 11137, Lots 9 and 42 Cal. #10-17 P.B.

March 17, 2020

WHEREAS, the Planning Board has received an application from Celebrity Motor Cars, LLC (hereafter referred to as "the applicant") for Amended Site Development Plan Approval and a Town Stormwater Permit in connection with property located at 321 Main Street (NYS Route 22) within the GB Zoning District (hereafter referred to as "the subject property"); and

WHEREAS, the subject property totals ±5.1 acres of land and consists of several tax parcels identified on the Town of Lewisboro Tax Maps as Sheet 4E, Blocks 11135 and 11137, Lots 1, 2, 3, 4, 5, 6, 7, 9 and 42; and

WHEREAS, the subject property is currently developed and is used as the principal place of business for the Mercedes Bens of Goldens Bridge automobile sales dealership (Lots 1, 2, 3, 4, 6, 7, and 9), a separate retail business (Lot 9), and as a private residence (Lot 42); and

WHEREAS, the Town Board has amended the underlying Zoning District of Lots 5 and 42 from Retail Business (RB) and Residential (R-1/2A), respectively, to General Business (GB); and

WHEREAS, "sales and service agencies for motor vehicles" is a permitted use within the GB Zoning District; and

WHEREAS, the subject site is currently developed, and the majority of the subject property consists of impervious or previously disturbed land; and

WHEREAS, the site plan of record consists of the following sheets, prepared by JMC Planning, Engineering, Landscape Architecture, & Land Surveying, P.C., dated (last revised) November 7, 2014:

- Existing Site Plan (SP-1)
- Demolition & Berm Plan (SP-2)
- Details (SP-3 and SP-4)

WHEREAS, the applicant is proposing to redevelop the subject property by expanding the showroom and service buildings utilized by the car dealership; constructing a parking garage to be attached to the showroom building; constructing a parking lot for vehicle storage; reconfiguring the existing curb cuts and parking lots; and installing new drainage, lighting, parking, exterior vehicle lifts, landscaping, and other ancillary improvements (hereby referred to as "the proposed action"); and

WHEREAS, more specifically, the proposed action includes the expansion of the showroom to $\pm 38,500$ s.f. ($\pm 50,900$ s.f. total), a $\pm 2,700$ s.f. addition to the existing $\pm 18,200$ s.f. service building, which is proposed to total $\pm 20,900$ s.f. and a 3-level ($\pm 38,460$ s.f.) parking garage, which is proposed to be attached to the proposed showroom building; and

WHEREAS, the applicant proposed a 50-vehicle inventory storage parking lot on a portion of the subject property, which is currently developed with a single-family residence; and

WHEREAS, the Planning Board had granted the prior owner Amended Site Development Plan Approval associated with correcting prior violations related to the Site Plan of Record, the demolition of two (2) abandoned structures, and the construction of a landscaping berm located along the northern property boundary (see Planning Board Resolution Cal. #8-09, dated October 11, 2011); and

WHEREAS, the subject property does not contain wetlands, watercourses or associated buffer areas that are jurisdictional to the Town of Lewisboro, the New York State Department of Environmental Conservation (NYSDEC), the New York City Department of Environmental Protection (NYCDEP), or the Army Corps of Engineers (ACOE); and

WHEREAS, the applicant has prepared a Stormwater Pollution Prevention Plan (SWPPP) as required by Chapter 189 of the Town of Lewisboro Town Code, the NYSDEC State Pollutant Discharge Elimination System (SPDES) General Permit for Stormwater Discharges from Construction Activity (GP-0-20-001) and the NYCDEP Rules and Regulations; and

WHEREAS, the project is considered a "redevelopment project" under the NYSDEC regulations and, therefore, the requirements of Chapter 9 of the NYS Stormwater Design Manual have been incorporated into the proposed drainage improvements; and

WHEREAS, under proposed conditions, stormwater runoff from the existing and new impervious surfaces, including parking areas, driveways, and building rooftops, will be collected and conveyed through underground pipes to the proposed subsurface stormwater management system; and

WHEREAS, the runoff generated by impervious surfaces located at the northern portion of the site will no longer flow off-site and onto the adjacent residential parcel, but will instead be collected and conveyed through the proposed stormwater system and discharged to the existing drainage system along NYS Route 22; and

WHEREAS, the proposed drainage improvements include a variety of stormwater practices, such as a green roof, porous pavement, tree planting areas, vegetated swales, underground infiltration units, underground detention and a hydrodynamic separator; and

WHEREAS, the proposed drainage improvements will result in significant reduction of peak rates of runoff for all storms and design points analyzed; and

WHEREAS, reference is made to the SWPPP, prepared by JMC and dated (last revised) November 26, 2019; and

WHEREAS, the proposed action will not require any new drilled water supply wells; it is anticipated to require additional water currently serving the dealership; an existing water system consisting of three (3) separate wells; and

WHEREAS, current/existing water usage has been monitored by the applicant and reported to the Westchester County Department of Health (WCDH); the existing facility has a long-term average demand of 493 gallons per day (gpd); and

WHEREAS, water demand is calculated as total domestic usage, divided by the number of employees, equaling usage per employee. Under the proposed condition, with a total of 54 "on-site" employees and a 10.72 gpd employee usage rate, the proposed facility is expected to demand 579 gpd, 86 gpd more than the existing condition; and

WHEREAS, based on the information supplied by the applicant to date, it is anticipated that the existing water system can accommodate this modest 86 gpd increase in demand; and

WHEREAS, the applicant is proposing to replace all existing plumbing fixtures and devices with new modern water saving fixtures, which is expected to reduce water consumption by approximately 20%; and

WHEREAS, the project does not involve any automated vehicle washing systems. Vehicles will be handwashed, indoors, as is the current practice, and the carwash shampoo will be a non-toxic biodegradable liquid; and

WHEREAS, the proposed improvements include a gray water reclamation system to assist in reusing water during vehicle washing; the gray water system is expected to reuse approximately 50% of the water expanded for vehicle washing; and

WHEREAS, reference is made to an "Engineering Report-Onsite Wastewater Treatment System", prepared by JMC, dated November 29, 2018; and

WHEREAS, the existing on-site septic system serving the showroom building is aged, and its condition and capacity are unknown; this existing system is proposed to be removed as part of the proposed action; and

WHEREAS, the existing septic system which serves the service building has an approved capacity of 810 gpd. This existing system is proposed to be protected during construction and will serve both the proposed service and showroom buildings; and

WHEREAS, the existing septic systems serving the existing retail and residential buildings (on Lots 9 and 42) are to be removed as part of the proposed action thereby reducing the total amount of effluent discharged to the ground and resulting in an overall environmental improvement; and

WHEREAS, reference is made to a letter submitted by the Goldens Bridge Fire District (GBFD), dated June 20, 2019, which comments have been addressed; and

WHEREAS, the applicant has demonstrated that fire apparatus can maneuver through the site and all improvements on the subject property with no obstructions; and

WHEREAS, the applicant is proposing a 10,000-gallon underground water tank with standpipe connections to be located in the vicinity of NYS Route 22. This tank will provide additional water for firefighting purposes; and

WHEREAS, the applicant has submitted a Traffic Study, prepared by JMC, dated (last revised) February 5, 2019; and

WHEREAS, the subject property currently contains a total of 10 existing curb cuts, including five (5) driveways along the east side of NYS Route 22. The northerly driveway is the primary driveway along NYS Route 22 and parked vehicles typically prevent the utilization of the two (2) middle driveways. The southern driveway is associated with a retail building, which has since been removed; and

WHEREAS, the proposed action will result in an overall reduction in the number of curb cuts, including a reduction from five (5) to two (2) driveways on NYS Route 22; and

WHEREAS, the projected traffic associated with the proposed action is based upon traffic counts that were conducted at the existing dealership driveway along NYS Route 22. The net additional traffic volumes generated by the proposed action compared to the existing dealership are 49, 77 and 58 vehicles trips during the peak weekday AM, weekday PM and Saturday midday hours, respectively; and

WHEREAS, intersection capacity analysis computed based upon 2021 build volumes demonstrate that the intersections analyzed will operate at the same (existing) levels of service, with the exception of one (1) turning movement. During the peak Saturday midday hour, the Connector Road (North Street) left turn movement onto NYS Route 22 is projected to increase in delay by 0.8 seconds from a Level of Service B (existing) to a Level of Service C (proposed); and

WHEREAS, the proposed action will result in the removal of 46 mature trees. Reference is made to a letter from the NYSDEC, dated February 20, 2018, which identifies that the subject property is located within or near known occurrences of the Northern long-eared bat, a NYS threatened species. As a result and as specified by the NYSDEC, all tree removal must be conducted between November 1st and March 31st to avoid impacts. If tree removal is planned outside of this time parameter, the applicant will be required to conduct a site assessment by a qualified biologist to be reviewed and approved by the NYSDEC prior to any tree removal; and

WHEREAS, the subject property is identified in the Town's 1985 Master Plan as being located within the "Hamlet Business" district. According to the Master Plan, Hamlet Business areas are intended to be the site of all types of locally-oriented business services including retail stores, personal services, offices, restaurants and trade services. The Planning Board finds that the proposed action is consistent with the Town's Master Plan; and

WHEREAS, the subject application and submission materials were referred to the Westchester County Planning Board in accordance with Section 239-m of the General Municipal Law. The Westchester County Planning Board responded on November 30, 2018 with no additional comments; and

WHEREAS, the Planning Board is familiar with the subject property and the general surrounding area; and

WHEREAS, the proposed action requires a number of area variances from the Zoning Board of Appeals including, but not limited to, rear yard setback, side yard setback, gross floor area, site coverage, maximum entrance/exit grade, maximum parking entrance grade, and signage variances. The Zoning Board of Appeals approved these variances by Resolution adopted on January 6, 2020; and

WHEREAS, potential aesthetic impacts will be mitigated by implementing several features such as extensive landscaping, fencing, green roof on a portion of the showroom building, formalized parking, new updated lighting and light fixtures with house side shields to reduce light spillover, and increased setback distances of parked vehicles from the roadway; and

WHEREAS, the existing showroom building located at the south end of the subject property will remain and will be expanded southward toward Anderson Lane. As a result, it will undergo an extensive retrofit with a new façade, windows, lighting fixtures, accent features and signage. The architecture of the building and parking garage is sophisticated and attractive; and

WHEREAS, subject to approval by the Town Board and Highway Superintendent, the area within the Green Street right-of-way will be regraded to fill against the building to further reduce its height from the ground; and

WHEREAS, the applicant is proposing extensive landscaping, particularly along Green Street, as well as physical screens on the parking garage and vertical plantings on the façade of the garage to provide screening and aesthetic interest; and

WHEREAS, the applicant has advised that the service department will be open Monday through Saturday, 7:30 a.m. – 6:00 p.m.; the sales department will be open Monday through Thursday, 9:00 a.m. – 7:00 p.m., Friday 9:00 a.m. – 6:00 p.m. and Saturday from 9:00 a.m. – 5:00 p.m.; and 54 "on-site" employees are expected as part of the automobile dealership operation; and

WHEREAS, the loading and unloading of vehicles on car carriers will only take place within the subject property and not on or within any public right-of-way, including NYS Route 22; and

WHEREAS, reference is made to the following architectural drawings prepared by Sullivan Architecture, P.C., dated (last revised) November 26, 2019:

- "Service Building Proposed Lower Level" (Sheet A1.01)
- "Service Building Proposed Upper Level Plan" (Sheet A1.02)
- "Showroom Building Proposed Lower Level" (Sheet A2.03)
- "Showroom Building Roof Plan" (Sheet A2.05)
- "Showroom Building Roof Plan" (Sheet A2.07)
- "Showroom Building Proposed Exterior Elevations" (Sheet A3.00)
- "Service Building Proposed Exterior Elevations" (Sheet A3.01)
- "Showroom Building Exterior Elevations" (Sheet A3.03)

- "Showroom Building Exterior Elevations" (Sheet A3.04)
- "Exterior Signage" (Sheet A3.06)
- "Showroom Building Perspective Renderings" (Sheet A9.01)
- "Showroom Building Perspective Renderings" (Sheet A9.02)

WHEREAS, a duly noticed public hearing was opened on July 16, 2019 and was adjourned to and reopened at the August 20, 2019, September 17, 2019 and November 19, 2019 Planning Board meetings; the public hearing was closed for verbal public comment on November 19, 2019, however, the Board extended a written comment period to December 31, 2019; and

WHEREAS, during the public hearing process, all interested parties were granted the opportunity to be heard; and

WHEREAS, the proposed action is a Type I Action in accordance with the State Environmental Quality Review Act (SEQRA); the Planning Board issued a Negative Declaration of Significance on July 16, 2019, amended on August 20, 2019; and

WHEREAS, the Planning Board has considered the submitted Site Development Plan and Town Stormwater Permit Applications, materials submitted by the applicant in support of its proposal, the written and verbal comments from the Board's professional consultants, the written and verbal comments made by the public, the verbal commentary made during Planning Board meetings and the testimony of the applicant; and

WHEREAS, while final approvals have not been granted by the WCDH, NYCDEP, or NYSDOT, project related documents, reports, and plans have been forwarded to these agencies by both the applicant and their associated comment letters or Notices of Complete Application have been received by the Planning Board; and

WHEREAS, the application has been referred to and reviewed by the Conservation Advisory Council (CAC); and

WHEREAS, in addition to the Site Development Plan Approval and a Town Stormwater Permit from the Town Planning Board, the following outside agency approvals/permits have been identified by the applicant:

- a. Town of Lewisboro Town Board Zoning Map Amendment (previously granted) and License Agreement; and
- b. Town of Lewisboro Zoning Board of Appeals Area Variances (granted on January 6, 2020); and
- c. Architecture and Community Appearance Review Council (ACARC) Building and Signage (granted on December 11, 2019); and

- d. Town of Lewisboro Highway Department Driveway Work Permit; and
- e. WCDH Potable Water and Sewage Disposal; and
- f. NYCDEP Stormwater Pollution Prevention Plan (SWPPP); and
- g. NYSDOT Highway Work Permit/Occupancy and Use Permit; and
- h. NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity (GP-0-20-001); and
- i. If the sewage design flow from the site is greater than 1,000 gpd, coverage is required under NYSDEC GP-0-05-001 (anticipated sewage design flow is under 1,000 gpd); and

WHEREAS, the submitted SWPPP has been found to be consistent with Chapter 189, Stormwater Management and Erosion and Sediment Control, of the Town Code.

NOW THEREFORE BE IT RESOLVED THAT, the Planning Board hereby approves the following drawings prepared by JMC, dated (last revised) November 26, 2019, subject to the below enumerated conditions:

- "Cover Sheet" (Sheet C-000)
- "Existing Conditions" (Sheet C-010)
- "Demolition Plan" (Sheet C-020)
- "Tree Removal Plan" (Sheet C-030)
- "Layout Plan" (Sheet C-100)
- "Parking Plan" (Sheet C-101)
- "Grading & Drainage Plan" (Sheet C-200)
- "Site Sections" (Sheet C-212)
- "Utilities Plan" (Sheet C-300)
- "Road Profiles" (Sheet C-314)
- "Road Profiles" (Sheet C-315)
- "Phase 1 Plan" (Sheet C-401)
- "Phase 2 Plan" (Sheet C-402)
- "Phase 3 Plan" (Sheet C-403)
- "Lighting Plan" (Sheet C-600)
- "Vehicle Deliver Truck Plan" (Sheet C-700)
- "Fire Truck Plan" (Sheet C-701)
- "Fire Truck Plan" (Sheet C-702)
- "Fire Truck Plan" (Sheet C-703)
- "Construction Details" (Sheet C-900)
- "Construction Details" (Sheet C-901)
- "Construction Details" (Sheet C-902)
- "Construction Details" (Sheet C-903)

- "Construction Details" (Sheet C-904)
- "Construction Details" (Sheet C-905)
- "Construction Details" (Sheet C-906)
- "Construction Details" (Sheet C-907)
- "Construction Details" (Sheet C-908)
- "Landscaping Plan" (Sheet L-100); and

BE IT FURTHER RESOLVED THAT, Site Development Plan Approval, defined as the signing of the plans by the Planning Board Chair, shall expire pursuant to Town Code §220-50, unless a Building Permit (associated with the proposed building) is applied for within one (1) year of the date of the signing of the plans or if all required improvements are not completed within three (3) years of the signing of the plans or if, following issuance of a Building Permit or Certificate of Occupancy, construction or use shall cease for more than one (1) year; and

BE IT FURTHER RESOLVED THAT, pursuant to Section 220-15B(7) of the Zoning Code, the Planning Board hereby grants a waiver to permit permanent encroachments into the landscape buffer, as shown on the Site Development Plans referenced herein; and

BE IT FURTHER RESOLVED THAT, the granting of this waiver is based on the fact that proposed encroachments are the minimum necessary, that encroachments into the landscape buffer currently exists, and that a significant amount of landscaping and fencing is being proposed to properly screen site activities from neighboring properties and thoroughfares; and

BE IT FURTHER RESOLVED THAT, any subsequent alterations, modifications, additions or changes to the approved and/or constructed improvements shall require the prior review and written approval by the Planning Board as a new, modified and/or amended application for Site Development Plan Approval; and

BE IT FURTHER RESOLVED THAT, failure to comply with the approved drawings or any of the conditions set forth herein shall be deemed a violation of Site Development Plan Approval, which may lead to the revocation of said approval or the revocation by the Building Inspector of any issued Certificate of Occupancy; and

BE IT FURTHER RESOLVED THAT, in consideration of the above and in accordance with Chapter 189-7B of the Town Code, the Planning Board hereby issues a Town Stormwater Permit, subject to the below-listed conditions; and

BE IT FURTHER RESOLVED THAT, the Town Stormwater Permit shall expire upon completion of work and shall be valid for a period of two (2) years from the date of this Resolution (February 25, 2020), unless extended by the Planning Board in accordance with Section 189-7G of the Town Code; and

BE IT FURTHER RESOLVED THAT, Conditions #1 through #16 must be fulfilled within nine (9) months of the date of this Resolution (December 17, 2020). Should such conditions not be completed within the allotted time frame, this Resolution shall become null and void unless an extension is requested by the applicant (in writing) within said period and granted by the Planning Board. In the event a request for an extension of this period is made necessary by the existence of a public health emergency associated with COVID-19 or related causes, the Planning Board shall expeditiously act upon such request and shall not unreasonably withhold such an extension.

Conditions to be Satisfied Prior to the Signing of the Site Development Plans by the Planning Board Administrator and Chair:

- 1. The applicant shall satisfy all outstanding written comments provided by the Town's professional consultants.
- 2. The updated Layout Plan (C-100), Grading and Drainage Plan (C-200) and Landscaping Plan (L-100) shall be revised to address any outstanding Planning Board or consultant comments and incorporated into the plan set. Typical construction details associated with the proposed walls and fencing shall be revised to address comments of the Planning Board, to the satisfaction of the Town's Consulting Professionals.
- 3. Each and every sheet of the Site Development Plans shall contain a common revision date with notation stating "Planning Board Approval", shall contain the Town's standard signature blocks, shall be signed and sealed by the Design Professional and shall contain the original signature of the applicant(s) and owner(s).
- 4. All applicable Town, County, City, State and Federal permits/approvals shall be obtained by the owner/applicant and copies of same submitted to the Planning Board and Building Department. Should the plans approved herein differ from those previously approved by an agency having jurisdiction, the applicant shall be responsible for obtaining amended permits/approvals, as determined necessary. The applicant has identified the following outstanding outside agency approvals, which shall be obtained prior to the signing of the approved plans, unless otherwise noted:
 - Town of Lewisboro Town Board License Agreement made between the applicant and the Town of Lewisboro Town Board (associated with proposed landscaping and drainage improvements within the Town right-of-way)
 - b. Town of Lewisboro Highway Department Driveway Work Permit (associated with work proposed within with Town right-of-way)
 - c. WCHD Approval of the water and sewage systems.
 - d. NYCDEP Approval of the SWPPP
 - e. NYSDOT Use and Occupancy Permit and Highway Work Permit
 - f. NYSDEC SPDES General Permit for Groundwater Discharge of Treated Sanitary Sewage (GP-0-15-001), if determined to be required.

- g. NYSDEC SPDES General Permit for Stormwater Discharges to Construction Activity (GP-0-20-001). This Permit shall be issued prior to commencement of construction.
- 5. The applicant shall submit an engineering/inspection fee equal to 5% of the estimated cost of construction (site work only as determined by the Town Engineer). Said estimate shall be prepared by a Licensed Professional Engineer and shall include unit costs, total costs and quantities for proposed site improvements; said estimate shall be provided by the applicant, in writing, and approved by the Town Engineer.
- 6. In accordance with Section 220-46G of the Zoning Code, the applicant shall supply a performance bond, or other form of security , to guarantee completion of project infrastructure in a sum approved by the Town Engineer based on a cost estimate to be prepared by the applicant's design engineer. The form of the performance bond shall be acceptable to the Town Attorney and Planning Board Attorney. The delivery and acceptance of this security does not relieve the applicant of the obligation to complete the project infrastructure. Said bond shall provide for project infrastructure to be completed within twenty-four (24) months of commencement of work and for the retention by the Town of 10% of the originally fixed amount for a period of one (1) year after the Certificate of Occupancy has been issued.
- 7. The applicant shall submit a planting cost estimate for plantings proposed within the Town right-of-way, to be approved by the Town's Professional Consultants. Proposed plantings within the Town right-of-way shall be bonded in an amount equal to the approved planting cost estimate. Said bond shall be in a form acceptable to the Planning Board Attorney, submitted to the Planning Board and shall be released following a five (5) year monitoring period (see Condition #58).
- 8. The applicant shall submit the NYSDEC Notice of Intent (NOI) and the NYSDEC MS4 SWPPP Acceptance Form for review and approval by the Town Engineer and Town Stormwater Management Officer. Following review and approval of these documents, the applicant shall submit the completed MS4 Acceptance Form and NOI to the NYSDEC, Division of Water.
- 9. The applicant shall prepare and submit a stormwater maintenance easement and agreement, prepared in accordance with Sections 189-13A and B of the Town Code, for review and approval by the Town Engineer and Planning Board Attorney. Said easement and maintenance agreement shall be filed in the office of the Westchester County Clerk. The applicant shall pay all recording charges and shall provide proof of filing to the Planning Board Administrator.
- 10. The applicant shall prepare a written maintenance agreement for the perpetual inspection, maintenance and operation of the underground water storage tank by the Town of Lewisboro and/or the GBFD. The agreement shall be prepared to the satisfaction

- of the Planning Board Attorney and shall be filed with the GBFD and Westchester County Clerk's Office.
- 11. The applicant shall provide a written statement identifying the professional engineer or engineering firm responsible for oversight and inspection during construction, including required bi-weekly stormwater and erosion and sediment control inspections.
- 12. The applicant shall obtain a Town Stormwater Permit from the Town Engineer and Town Stormwater Management Officer.
- 13. The applicant shall submit a "check set" (2 copies) of the approved Site Development Plans, prepared in final form and in accordance with the conditions of this Resolution, for review by the Planning Board's consultants.
- 14. Following review and revision (if necessary) of the final plans, the applicant shall furnish the Planning Board with two (2) complete mylar sets of the approved Site Development Plans for final review by the Town's consultants and endorsement by the Town Engineer, Planning Board Chair and Administrator.
- 15. The applicant shall pay to the Town of Lewisboro, by certified or cashier's check, all outstanding professional review fees.
- 16. The applicant shall provide a written statement to the Planning Board Administrator acknowledging that they have read and will abide by all conditions of this Resolution.

Conditions to be Satisfied Prior to the Issuance of any Building Permit:

- 17. Following the endorsement of the final Site Development Plans by the Town Engineer, Planning Board Chair and Administrator, one (1) mylar set will be returned to the applicant for copying, and the second mylar set will be retained by the Planning Board as a record copy.
- 18. Within ten (10) days after endorsement of the final Site Development Plans by the Town Engineer, Planning Board Chair, and Planning Board Administrator, the applicant shall deliver to the Planning Board Administrator nine (9) printed sets of the final plans, collated and folded.
- 19. The applicant shall demonstrate that coverage has been obtained under the NYSDEC SPDES General Permit (GP-0-20-001).

Conditions to be Satisfied Prior to Commencement of Work:

- 20. No tree removal, demolition, or site related work shall commence prior to the issuance of a Building Permit. If deemed acceptable to the Building Inspector, a Building Permit relating to the site work (only) may be issued in advance of a Building Permit associated with proposed buildings and additions. Further, at the discretion of the Building Inspector and Town Engineer, certain limited landscape improvements (including limited tree removal) may commence without a Building Permit provided all other applicable conditions have been met and subject to any conditions the Building Inspector or Town Engineer may impose.
- 21. Prior to the commencement of any site work, a pre-condition assessment of Green Street shall be conducted by the applicant. The scope of this assessment and the manner in which it is undertaken shall be subject to the approval of the Town Engineer. A site walk shall be conducted with the applicant, contractor, Town Highway Superintendent and Town Engineer. The applicant shall document the condition Town-owned portions of Green Street, to the satisfaction of the Town Engineer.
- 22. Prior to the commencement of any site work (except for tree cutting), the applicant shall hold a "project staging" meeting with the contractor and surrounding property owners. All abutting property owners and any property owner that utilizes Green Street for access shall be notified of the meeting by mail at least two (2) weeks before it is held. The meeting may be conducted at the project site or may, in the event of public health concerns, be conducted via a video and audio-conferencing service allowing full participation by those property owners to be noticed pursuant to this provision. The purpose of this meeting shall be to inform surrounding property owners of construction related activities and timetables associated with construction and project related details that will affect these surrounding property owners and those who utilize Green Street.
- 23. Prior to commencement of any site work or construction activity, a site visit shall be conducted with the applicant, construction manager, Building Inspector, Town Engineer, and Town Planner. Prior to the site visit, all erosion and sedimentation controls shall be properly installed by the applicant and the limits of disturbance shall be staked by a NYS Licensed Land Surveyor and a construction fence installed along said limits.

Conditions to be Satisfied During Construction:

- 24. The sequence of construction shall be consistent with that specified on the Site Development Plans, unless due to unforeseen circumstances not currently anticipated, in which event the Town Engineer and Building Inspector shall be empowered to grant modifications to the sequence of construction.
- 25. All proposed retaining walls more than four (4) feet in height shall be fully designed by a New York State Licensed Professional Engineer and to the satisfaction of the Building

- Inspector. Design drawings, details, and calculations shall be submitted to the Town Engineer and Building Inspector for review.
- 26. Prior to the issuance of a Building Permit for the showroom building, the applicant shall provide construction details, including specified plant material, associated with the "green wall" proposed in connection with the parking structure. Said detail shall be approved by the Building Inspector and the Town's Professional Consultants.
- 27. All development activities shall be completed in accordance with the approved Site Development Plans, subject to potential, non-substantive "field changes". For any reason, should modification to these plans be deemed necessary, the applicant shall immediately contact the Town's Professional Consultants and Building Inspector to review same and to determine if Amended Site Plan Approval is required. Any change to the construction details approved as part of the Site Development Plan shall be reviewed and approved by the Town's Professional Consultants and/or the Building Inspector, as applicable.
- 28. As required by the NYSDEC, all tree removal must be conducted between November 1st and March 31st (unless otherwise approved by the NYSDEC).
- 29. The applicant shall employ the services of a qualified inspector, as defined by the SPDES General Permit for Stormwater Discharges (GP-0-20-001), to inspect all erosion and sediment control practices to ensure integrity and effectiveness, all post-construction stormwater management practices to ensure that they are constructed in conformance with the SWPPP, all areas of disturbance that have not achieved final stabilization and all points of discharge from the subject property. Reports, which shall be prepared in conformance with GP-0-20-001, shall be submitted on a weekly basis to the Planning Board Administrator and Town Engineer.
- 30. The applicant shall coordinate directly with the GBFD throughout construction to ensure that any fire safety and/or fire protections concerns are addressed. The GBFD shall be contacted and shall review/approve the final location of the underground fire storage tank, hydrants, and any Fire Department connections to either the tank, building or sprinkler system.
- 31. The applicant shall abide by the requirements of Chapter 160, Noise, of the Town Code. Construction-related activities shall be conducted between the hours of 7:00 a.m. and 7:00 p.m., Monday through Saturday. The applicant shall take measures to limit the use of pile drivers, pneumatic hammers, gasoline- or electric-powered saws and/or heavy mechanical apparatus or equipment between the hours of 7 a.m. to 9 a.m. and 5 p.m. to 7 p.m. on Saturdays.

- 32. Construction access shall be from NYS Route 22, unless otherwise authorized by the Town Engineer (see Conditions #39 #42).
- 33. Construction-related exterior lighting and generators shall be turned off during non-working hours.
- 34. During construction, the Town's Professional Consultants may conduct site inspections, as necessary, to determine compliance with the provisions of this Resolution and the approved Site Development Plans.
- 35. The Town Engineer shall be notified prior to the commencement of work, prior to the backfilling of any underground stormwater management practices, and prior to the installation of pavement.
- 36. Construction activities shall be supervised by a NYS Licensed Professional Engineer.
- 37. If blasting is determined to be required, the applicant shall obtain a Blasting Permit from the Building Inspector pursuant to Section 92-18 of the Town Code. In addition, before blasting is undertaken, a blasting protocol shall be submitted by the applicant for review and approval by the Building Inspector and Town Engineer. The protocol shall, at a minimum, provide for a pre-blast survey of the site and of structures within a five hundred (500) foot radius of the site. The protocol shall identify the on-site representative who will be present during blasting operations, set forth details as to the scope and timing of blasting, and describe a monitoring plan to be utilized during all blasting operations.
- 38. A copy of this Resolution and approved Site Development Plans shall be kept on site at all times.

Conditions Relative to the Use of Green Street and Anderson Lane During Construction:

- 39. The use of Green Street and Anderson Lane during construction and for construction equipment access shall be minimized to the maximum extent practicable.
- 40. Two-way traffic on all public roads shall be maintained throughout the duration of construction, unless partial road closures are necessary and are previously approved by the Town Highway Superintendent with all appropriate flaggers and signage provided.
- 41. No machinery, equipment, or vehicles shall be parked or stored within any Town right-of-way outside the hours of operation.
- 42. Signs reading "No Construction Vehicles Beyond This Point" shall be installed at points where private driveways intersect the Town right-of-way.

Conditions to be Satisfied Prior to the Issuance of a Certificate of Occupancy:

- 43. No Certificate of Occupancy shall issue until all proposed improvements, both site and building-related, are complete to the satisfaction of the Building Inspector and the Town's consultants.
- 44. The applicant shall obtain and submit all applicable certificates of compliance from the NYSDOT, WCHD, NYCDEP or any other regulatory agency having jurisdiction (to the extent said agencies require issuance of same).
- 45. Any damage to Green Street caused by construction-related activities shall be repaired by the applicant at its sole expense, to the satisfaction of the Town Highway Superintendent and Town Engineer.
- 46. Prior to the issuance of a Certificate of Occupancy, the underground water storage tank shall be filled with water and tested by the GBFD. All standpipe, water level gauges, and connections/fittings shall be to the satisfaction of the GBFD. The applicant shall work directly with the GBFD to ensure that the tank's installation is completed to its satisfaction. The applicant shall submit correspondence from the Goldens Bridge Fire Department identifying that the tank has been installed and is working to its satisfaction.
- 47. The applicant shall demonstrate that it has installed a gray water reclamation system, as proposed, and that this system is capturing gray water from vehicle washing and sinks.
- 48. Prior to the issuance of a Certificate of Occupancy, an as-built map depicting the planted material (within the subject property and within the Green Street right-of-way) shall be submitted to the Planning Board and Building Inspector.
- 49. Following the installation of all proposed plant material, the applicant agrees to install additional trees and shrubs on the subject property or within the Town right-of-way, to further screen the facility from adjacent and nearby residential uses. The location, quantity, specie type and size of additional plantings shall be to the satisfaction of the Town's Consulting Professionals and shall be reasonable and justified and shall cost no more than \$10,000.00 (materials and labor).
- 50. Prior to the issuance of a Certificate of Occupancy, the applicant shall submit an as-built survey, signed and sealed by a NYS Licensed Land Surveyor and Professional Engineer, demonstrating compliance with the approved Site Development Plan. This survey shall be prepared to the satisfaction of the Town Engineer and Building Inspector.
- 51. Prior to the issuance of a Certificate of Occupancy, the applicant shall submit written certification by a NYS Professional Engineer that all stormwater management practices and associated improvements have been installed in conformance with the approved Site Development Plans and are functioning properly.

- 52. The Building Inspector and Town's consultants shall conduct a final site visit to determine conformance with the approved Site Development Plans and this Resolution. A final inspection report shall be prepared by the Town Consulting Engineer.
- 53. The applicant is responsible for completing all required landscaping prior to the issuance of the final Certificate of Occupancy related to the project. In the event that the request for a Certificate of Occupancy is made outside of the growing season and this condition cannot be satisfied due to weather conditions, the applicant may elect to establish a landscaping bond (8-month maximum expiration date), or other form of security found acceptable to the Planning Board Attorney, for the full plant and installation costs (plus 10% contingency), all to the satisfaction of the Town Engineer and Planning Board Attorney. Prior to the issuance of a certificate of occupancy or the release of the bond, an as-built planting plan shall be prepared to the satisfaction of the Town's consultants and submitted to the Planning Board.
- 54. Following completion and stabilization of all land construction activities, the owner/operator shall submit a completed Notice of Termination (NOT) to the NYSDEC, Division of Water and the Planning Board Administrator.
- 55. The applicant shall pay to the Town of Lewisboro, by certified check, all outstanding professional review fees.

Other Conditions:

- 56. The applicant is responsible for the implementation of all plans and documents referenced herein.
- 57. All on-site infrastructure, utilities, facilities and systems shall be privately owned and maintained by the applicant.
- 58. Yearly inspections of the landscaping installed within the Green Street right-of-way shall be conducted by the applicant and yearly written reports shall be submitted to the Planning Board. Monitoring reports shall be submitted to the Planning Board no later than December 1st of each year and shall be based upon site reconnaissance conducted by a Landscape Architect or Certified Arborist prior to October 15th. The first year of monitoring shall be the first year that the landscaping has completed a full growing season. For monitoring purposes, a growing season starts no later than May 31st. Yearly reports shall itemize the specie type and quantity of all originally planted material and shall identify whether the tree or shrub is currently healthy/living or dead/diseased/missing. Each year, for a total of three (3) years, the applicant shall be responsible for replacing, in kind, any tree, shrub or other planting that does not survive, at his/her sole expense. Should the applicant fail to replace dead, diseased, or missing landscaping, the Town shall utilize the performance bond to carry out same (see

Condition #7). This condition shall be in addition to any maintenance responsibilities of the applicant as specified in the License Agreement made between the applicant and the Town of Lewisboro Town Board.

- 59. Landscaping shall be maintained for the life of the facility and in accordance with the approved landscaping plan. The applicant shall be responsible for any re-grading, replanting, or irrigation necessary to ensure that the landscaping is installed and maintained in accordance with the approved plan.
- 60. The applicant shall be responsible for proper irrigation of trees, shrubs and herbaceous plantings shown on the landscaping and mitigations plans. The applicant shall initiate an irrigation program immediately following plant installation through the month of November and shall resume watering throughout an additional full growing season.
- 61. The installation or use of vehicle stackers beyond that illustrated on the Site Development Plan is prohibited. The motor used to power the vehicle stackers shall be installed within the service building.
- 62. The underground water storage tank and associated connections, to be used as a water source for fire suppression, shall be owned and maintained by the applicant. The applicant shall ensure that the tank is filled with water and is in good operating condition at all times. The applicant is responsible for conducting annual flow tests/inspections of the tank and its connections and annual flow test/inspection reports shall be provided to the GBFD and Building Department within 30 days of said test/inspection. The GBFD shall have the right, but not the obligation, to inspect the tank and utilize the tank for training purposes with a minimum of 48 hours' notice given to the applicant.
- 63. The applicant shall be responsible for ensuring that parking spaces are utilized in a manner consistent with the approved Site Development Plan and the requirements of this resolution.
- 64. The applicant shall comply with Section 220-60 of the Zoning Code which regulates noise levels as taken from the property line.
- 65. All signage, if any, shall be fully compliant with Chapter 185, Signs, of the Town Code of the Town of Lewisboro, except to the extent signage variances are granted by the Zoning Board of Appeals. No signs, lights or other materials or devices, except as approved and detailed on the approved plans, shall be permitted to be supported, hung, flown, or otherwise attached to site buildings, structures or the site grounds. The applicant shall obtain any and all approvals from the ACARC relating to signage.
- 66. No outdoor vehicle washing is permitted. Car wash shampoo to be utilized shall be non-toxic and biodegradable. An automated vehicle washing system is not permitted unless approved by the Planning Board.

- 67. Vehicle delivery trucks shall unload in front of the showroom building; vehicle delivery trucks shall not enter the upper parking areas. The parking of a delivery truck/car carrier and/or the load and unloading of same is prohibited within any public right-of-way.
- 68. The storage and display of vehicles shall only be conducted on the subject property and in locations identified on the Site Development Plan.
- 69. The applicant is responsible for operating and maintaining exterior lighting in compliance with the approved Lighting Plan (Sheet C-600). No modifications to this plan, and no additional exterior light fixtures shall be installed, without prior approval of the Planning Board.
- 70. Interior lighting, utilized overnight and during non-operating hours, shall be limited to interior vehicle display areas, as represented by the applicant; said interior vehicles display lighting shall be dimmed by 25% of its normal output. All other interior lighting which is visible from off-site shall be turned off during non-operating hours. Exterior brand signage may remain lighted overnight and during non-operating hours.
- 71. All proposed stormwater infrastructure shall be maintained by the applicant in accordance with the maintenance procedures specified on the Site Development Plans and within the SWPPP.
- 72. The continued validity of a Certificate of Occupancy shall be subject to continued conformance with the approved Site Development Plans and the conditions of this Resolution.
- 73. All commitments, conditions and requirements set forth in this Resolution shall be binding upon the applicant, its agents, affiliates, transferees, successors and assigns.

ADOPTION OF RESOLUTION

WHEREUPON, the Resolution herein was declared adopted by the Planning Board of the Town of Lewisboro as follows:

The motion was moved by: **Jerome Kerner**

The motion was seconded by: Richard Sklarin

The vote was as follows:

JANET ANDERSEN	<u>AYE</u>
JEROME KERNER	AYE
GREG LASORSA	AYE
RICHARD SKLARIN	AYE
MAUREEN MAGUIRE	AYE

Janet Andersen, Chair

March 17, 2020

JAN 1 8 2023

Town of Lewisboro

AMENDMENT TO RESOLUTION LEWISBORO PLANNING BOARD

AMENDED SITE DEVELOPMENT PLAN APPROVAL TOWN STORMWATER PERMIT

MERCEDES BENZ OF GOLDENS BRIDGE 321 MAIN STREET (NYS ROUTE 22)

Sheet 4E, Block 11135, Lot 1,2,3,4,5,6 and 7 Sheet 4E, Block 11137, Lots 9 and 42 Cal. #10-17 P.B.

January 17, 2023

WHEREAS, the Planning Board conditionally approved an application from Celebrity Motor Cars, LLC (hereafter referred to as "the applicant") for Amended Site Development Plan Approval and a Town Stormwater Permit in connection with property located at 321 Main Street (NYS Route 22) within the GB Zoning District (hereafter referred to as "the subject property"); and

WHEREAS, the subject property totals ± 5.1 acres of land and consists of several Tax Parcels identified on the Town of Lewisboro Tax Maps as Sheet 4E, Blocks 11135 and 11137, Lots 1, 2, 3, 4, 5, 6, 7, 9 and 42; and

WHEREAS, reference is made to a Planning Board Resolution, dated March 17, 2020, for Cal. #10-17 P.B., which was extended on December 20, 2022 to December 19, 2023; and

WHEREAS, the conditions to be fulfilled prior to the signing of the Site Development Plans by the Planning Board Administrator and Chair have not yet been fully satisfied and the Site Development Plans have not been endorsed; and

WHEREAS, Condition #4 of the March 17, 2020 Resolution requires the applicant to obtain all Town, County, City, State and Federal permits/approvals, prior to the signing of the Site Development Plans; and

WHEREAS, while applications have been filed with the Westchester County Department of Health (WCDH), as required, and review of said applications is underway, approval from the WCDH remains pending; and

WHEREAS, through conservations had with the applicant, its representatives, and the WCDH, it's the Planning Board's understanding that the delay in obtaining the WCDH approvals is not due to project design or the ability of the water systems to be approved, but rather with the time required to complete the technical review, and addressing technical comments which will likely

have no significant impact or change to the Site Development Plans or to aspects of the project not under the Planning Board's purview; and

WHEREAS, the applicant has requested that the Planning Board amend its Resolution to allow for the signing of the Site Development Plan and the commencement of site work prior to the issuance of WCDH approvals; and

WHEREAS, the Negative Declaration of Significance for the project, issued by the Planning Board on August 20, 2019, makes reference to gray water reclamation systems for both vehicle washing and to recycle water from sinks to be reused within toilet tanks; and

WHEREAS, the WCDH has opined that it would not permit either system due to the potential for cross contamination with potable water and; therefore, both systems have been removed from the project by the applicant; and

WHEREAS, the applicant has stated that the reclamation systems were not required by any agency and were not used for mitigation, deductions, or credits when evaluating septic design flow. These systems were proposed by the applicant as a "green practice" to further the project's sustainability efforts; and

WHEREAS, while the reclamation systems were viewed as a positive by the Planning Board, they were not a major contributor in the Planning Board's decision-making process under SEQRA and the Town Code.

NOW THEREFORE BE IT RESOLVED THAT, the Planning Board hereby reconfirms its Negative Declaration of Significance, dated August 20, 2019, with the absence of the previously proposed gray water reclamation systems described herein; and

BE IT FURTHER RESOLVED THAT, the Planning Board hereby amends its March 17, 2020 Resolution to allow for the signing of the Site Development Plans prior to issuance of WCDH approval; and

BE IT FURTHER RESOLVED THAT, Building Permits shall be issued for site work only (demolition, grading, clearing, drainage, pavements, etc.), as determined by the Building Inspector in consultation with the Town Consulting Engineer, and no building construction shall be authorized or commenced prior to the issuance of all WCDH approvals; and

BE IT FURTHER RESOLVED THAT, with the exception allowing for the signing of the Site Development Plans and the commencement of site work prior to obtaining WCDH approval, all other recitals, conditions, plans, and procedures set forth in the March 17, 2020 shall remain in force as originally approved; and

BE IT FURTHER RESOLVED THAT, the sequence of construction and project phasing, as provided on the Site Development Plans, shall remain as originally approved.

ADOPTION OF RESOLUTION

WHEREUPON, the Resolution herein was declared adopted by the Planning Board of the Town of Lewisboro as follows:

The motion was moved by: <u>Charlene</u> Indelicato

The motion was seconded by: <u>Bruce</u> Thompson

The vote was as follows:

JANET ANDERSEN JEROME KERNER

CHARLENE INDELICATO BRUCE THOMPSON

Janet Andersen, Chair

Ciorsdan Conran

From:

Stephen Spina, PE <SSpina@imcpllc.com>

Sent:

Monday, February 20, 2023 7:44 AM

To:

Bruce Thompson

Cc:

Janet Andersen; Ciorsdan Conran; Shortell, Michael; Michael Ghabrial; Anthony P.

Nester, RLA; Drew Korn; Rick Bohlander, PE

Subject:

Mercedes-Benz of Goldens Bridge, 321 Route 22, Lewisboro, NY [JMC Project 16124] -

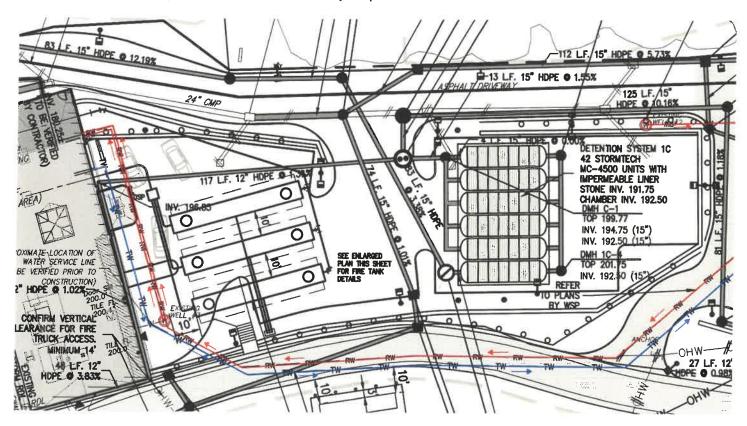
Water system questions

Attachments:

16124-C-300 (UTIL)-Water Sketch.pdf

Hi Bruce,

I added my responses in blue in the email below. Attached is Drawing C-300 "Utilities Plan" last revised 07/25/2022. The attached drawing was marked up with the red "RW" (Raw Water) and blue "TW" (Treated Water) lines with arrows to help explain. Below is screen shot.



Sincerely,

STEPHEN SPINA, PE

Project Manager



SITE DEVELOPMENT CONSULTANTS

Applicant:

CELEBRITY AUTO OF WESTCHESTER, LLC

130 ROUTE 10 WHIPPANY, NJ 07981 (973) 727-7016



Site Planner, Civil & Traffic Engineer, c-600 **Surveyor and Landscape Architect:** (914) 273-5225

Architect:

SULLIVAN ARCHITECTURE, P.C. **31 MAMARONECK AVENUE** WHITE PLAINS, NY 10601 (914) 761-4919

Attorney:

MICHAEL SIRIGNANO, ESQ. OLD POST PROFESSIONAL/ ROUTE 35 P.O. BOX 784 **CROSS RIVER, NY 10518** (914) 763-5500

Surveyor:

INSITE ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C. **3 GARRETT PLACE** (845) 225-9690

Geotechnical Engineer: CARLIN-SIMPSON & ASSOCIATES 61 MAIN STREET

SAYREVILLE, NJ 08872 (732) 432-5757

Structural Engineer: CONLON ENGINEERING, LLC. 246 FEDERAL ROAD B23 BROOKFIELD, CT 06804

(203) 740-0990

(570) 421-2025

STRUNK-ALBERT ENGINEERING 804 SEVEN BRIDGE ROAD, ROUTE 209 EAST STROUDSBURG, PA. 18301

SITE PLAN APPROVAL DRAWINGS

MERCEDES BENZ OF GOLDENS BRIDGE

WESTCHESTER COUNTY

JMC Drawing List:

COVER SHEET EXISTING CONDITIONS DEMOLITION PLAN TREE REMOVAL PLAN LAYOUT PLAN PARKING PLAN **GRADING & DRAINAGE PLAN** SITE SECTIONS SITE SECTIONS **UTILITIES PLAN** SANITARY FORCE MAIN PROFILE ROAD PROFILES

PHASE 1 PLAN PHASE 2 PLAN PHASE 3 PLAN VEHICLE DELIVERY TRUCK PLAN

FIRE TRUCK PLAN

OSFAP-1 ON-SITE FIRE ACCESS PLAN CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS

CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS CONSTRUCTION DETAILS

LANDSCAPING PLAN

Roadway Improvement Drawing List:

COVER SHEET

SIGNING, STRIPING & LANDSCAPE PLAN **GRADING AND UTILITIES PLAN**

EROSION & SEDIMENT CONTROL PLAN (PHASE 1) EROSION & SEDIMENT CONTROL PLAN (PHASE 2) WORK ZONE TRAFFIC CONTROL PLAN (PHASE 1)

WORK ZONE TRAFFIC CONTROL PLAN (PHASE 2) NYSDOT DETAILS NYSDOT DETAILS

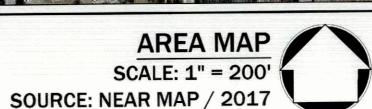
NYSDOT DETAILS HP-12 NYSDOT DETAILS

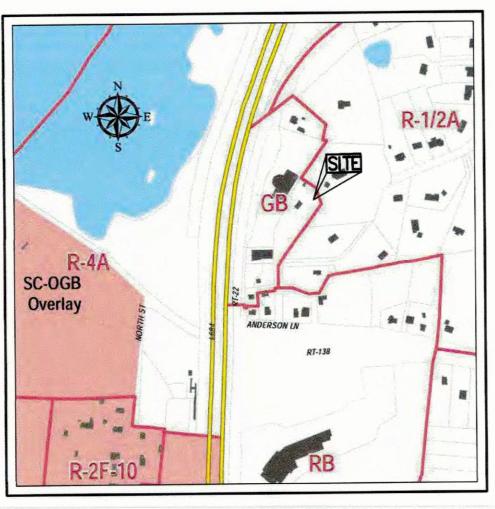
Conlon Engineering Drawing List:

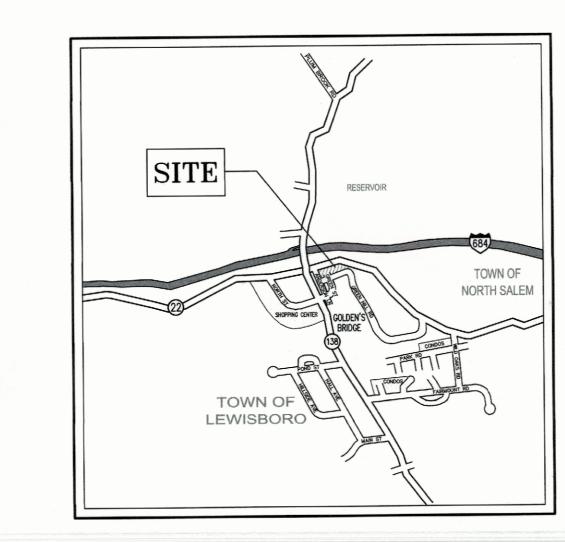
CAR LIFT PART PLAN, DETAILS & GENERAL NOTES FIRE TANK FOUNDATION PLAN, SECTION & GEN. NOTES

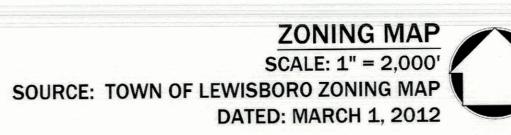
NYS ROUTE 22 TOWN OF LEWISBORO, NY

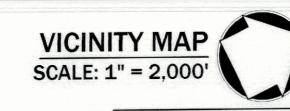
















 (4) Modified entrances onto NYS Route 22 with a landscape island. (5) Includes existing Mezzanine. (6) Existing buildings to be demolished. (7) Includes Showroom Building Covered Display. (8) Per Section 220-2B of the Zoning Code, Building Height equals grade adjacent to exterior walls of the building to the level of the and the highest point of the roof if the roof is of any other type. according to definition. (9) Includes new and pre-owned storage and display, service depart inside and outside. Does not include additional 246 storage space. (10) Existing site coverage does not include gravel driveways and grade and storage and display. 	s the mean vertical distance mean highest point of the roof if the Mean building height includes ment, service customer, showners. See Proposed Parking Dist	the Showroom Covered Display	and is 36.29 feet
016\16124\cad\acad\mercedes benz zoning conformance table.docx			
DESCRIPTION	REQUIRED	PROVIDED	DIFFERENCE
INCREASE IN NON-CONFORMITY OTHER THAN USE	_	_	-
REAR YARD SETBACK	MINIMUM 30'	2' PROPOSED	28'
GROSS FLOOR AREA OF A SINGLE STRUCTURE	MAXIMUM 10,000 S.F.	50,900 S.F. PROPOSED	40,900 S.F.
MAXIMUM BUILDING COVERAGE	MAXIMUM 20%	24.7% PROPOSED	4.7%
MAXIMUM SITE COVERAGE	MAXIMUM 60%	64.4% PROPOSED	4.4%
MAXIMUM BUILDING HEIGHT	MAXIMUM 30'	36'-3 1/2" PROPOSED	6'-3 1/2"
MINIMUM AISLE WIDTH	MINIMUM 25'	19' PROPOSED	6'
MAXIMUM ENTRANCE/EXIT GRADE WITHIN 30' OF STREET LINE	MAXIMUM 3%	9.5% AND 7.4% PROPOSED	6.5% AND 4.4%
MAXIMUM DRIVEWAY GRADE	MAXIMUM 12%	14.5% PROPOSED	2.5%
HEIGHT OF WALLS WITHIN REQUIRED YARD SETBACKS	MAXIMUM 6'	11' PROPOSED	5'
HEIGHT OF WALLS WITHIN REQUIRED YARD SETBACKS	MAXIMUM 6'	8'-8" PROPOSED	2'-8"
LENGTH OF WALL SIGNS	MAXIMUM 20'	46'-0"	26'-0"
HEIGHT OF WALL SIGNS	MAXIMUM 2'	3'-3½"	1'-3½"
ALLOWS FOR NO MORE THAN TWO (2) WALL SIGNS SO LONG AS THE SECOND WALL SIGN MEETS THE STANDARDS PROVIDED IN § 185-5F(4)	2	8	6
PROVIDES STANDARDS FOR SECONDARY WALL SIGNS	6 S.F. IN AREA	(5) SIGNS: 16.5 S.F. (2) SIGNS: 7.8 S.F.	(5) SIGNS: 10.5 S.F. (2) SIGNS: 1.8 S.F.
PROHIBITS WALL SIGNS FROM EXTENDING BEYOND THE SECOND STORY	0	33'-12"	33'-1½"
PROHIBITS LETTERS ON WALL SIGNS IN EXCESS OF 12"	MAX. LETTER HEIGHT 12"	24 ½"	12 ½"
TO ALLOW PROPOSED OFF-STREET LOADING AREAS TO TEMPORARILY BLOCK PARKING STALLS	_	_	-
AUTO LIFTS ARE WITHIN THE REQUIRED SETBACKS.	30'	17'	13'
ACCESS TO UPPER PARKING MUST BE A MINIMUM OF 20' WIDE	20'	16'	4'
ACCESS TO UPPER PARKING SHALL NOT EXCEED A GRADE OF 3% WITHIN 30' OF THE STREET LINE OR 12% AT ANY OTHER POINT	12%	16%	4%
IN ALL OFF-STREET PARKING AREAS CONTAINING 25 OR MORE PARKING SPACES, AT LEAST 10% OF THE SURFACE WITHIN THE PARKING PERIMETER SHALL CONSIST OF PLANTING ISLANDS.	10%	< 10%	-

Mercedes Benz of Goldens Bridge

General Business (GB) Zoning Districts

Zoning Conformance Table

(SHOWROOM BLDG)

(SERVICE BLDG)

(SERVICE BLDG)

(SHOWROOM BLDG)

(SHOWROOM BLDG)

SHOWROOM BLDG) (SERVICE BLDG)

(SHOWROOM BLDG)

(SHOWROOM BLDG) (SERVICE BLDG)

SHOWROOM BUILDING

2 STORY BUILDING ON PARCEL VI

2 STORY BUILDING & 1 STORY GARAGE ON PARCEL IV

1 SP./EMPLOYEE +1SP./500 S.F. OF GROSS FLOOR AREA

(65 EMPLOYEES + 71,800 S.F./500 S.F.)

Existing non-conformance to be removed.

Modified entrances onto NYS Route 22 with a landscape island.

SERVICE BUILDING

STORIES

Zoning Bulk Regulation

MINIMUM STREET FRONTAGE (I

GROSS FLOOR AREA (SE

MAXIMUM BUILDING COVERAGE (% OF LO

(TOTAL GROSS FLOOR AREA/TOTAL LOT AREA)

OADING SPACES (1/4,000 SF GFA + 1/10,000 SF GFA FOR

MAXIMUM FLOOR AREA RATIO

Total

5.106/222,448

2(2)

0(2)(4)

20,900 (5)

50,900 (2)(7)

36'-3.5" (2)(8)

210 (9)

No Change

No Change

No Change

No Change

No Change

2(2)

No Change

0(2)(4)

2 (1) (2) 20 (1) (2)

2,700

-3,091 (6)

-1,806 (6)

-1,350 (6)

36'-3.5" (2)(8)

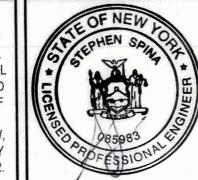
±209

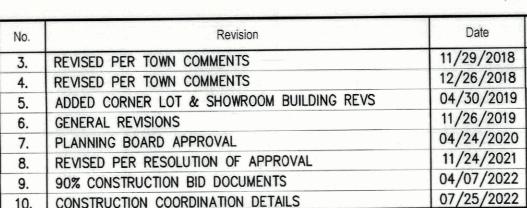
18,200 (5)

1,806

1,350

ANY ALTERATION OF PLANS SPECIFICATIONS, PLATS AND REPORTS BEARING THE SEAL OF A LICENSED PROFESSIONA ENGINEER OR LICENSED LAND SURVEYOR IS A VIOLATION OF SECTION 7209 OF THE NEW YORK STATE EDUCATION LAW, EXCEPT AS PROVIDED FOR BY SECTION 7209, SUBSECTION 2





CONSTRUCTION COORDINATION DETAILS

ZONING CODE SECTION

220-9D(1)&(2)

§ 220-24E(A)

§ 220-24E

220-24E

220-24E

220-24E

§ 220-55C(3)

§ 220-55D(2)

220-55D(2) § 220-12E(1)

§ 220-12E(1)

185-5F(3)(A) 185-5F(3)(A)

§ 185-5F(3)(A)

§ 185-5F(4)

§ 185-6C(4)

§ 185-6C(6)

§ 220-57B § 220-24E § 220-55D(1)

§ 220-55D(2)

§ 220-55E(3)

§ 220-57C(1)



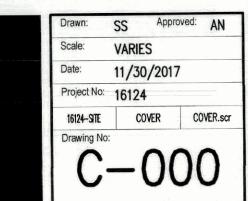
REQUIRES 1 LOADING SPACE FOR THE FIRST 4,000 S.F. OF GROSS FLOOR AREA OR MAJOR PORTION THEREOF AND 1 ADDITIONAL

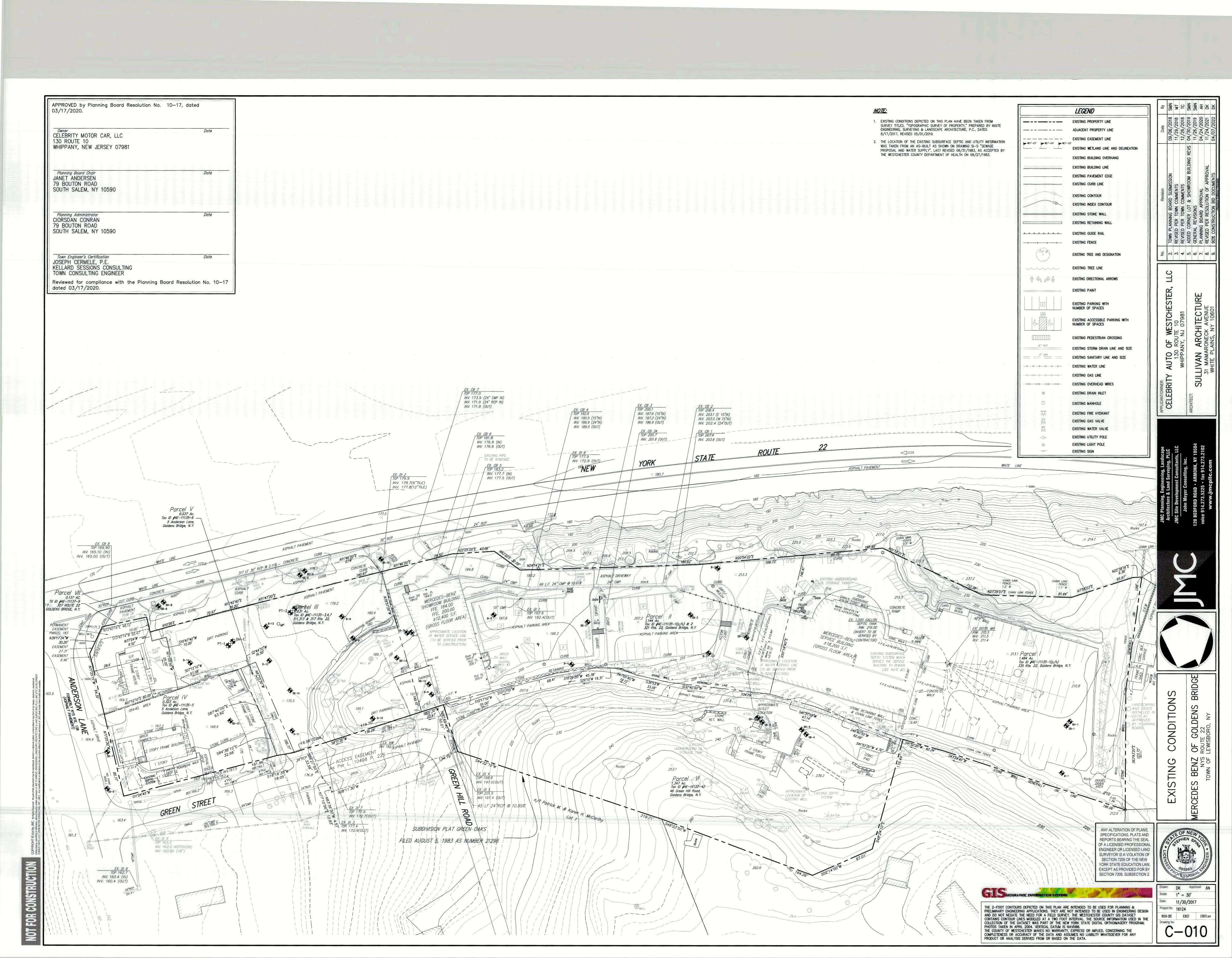
PORTIONTHEREOF IN EXCESS OF 4,000 S.F. SHALL BE PROVIDED.

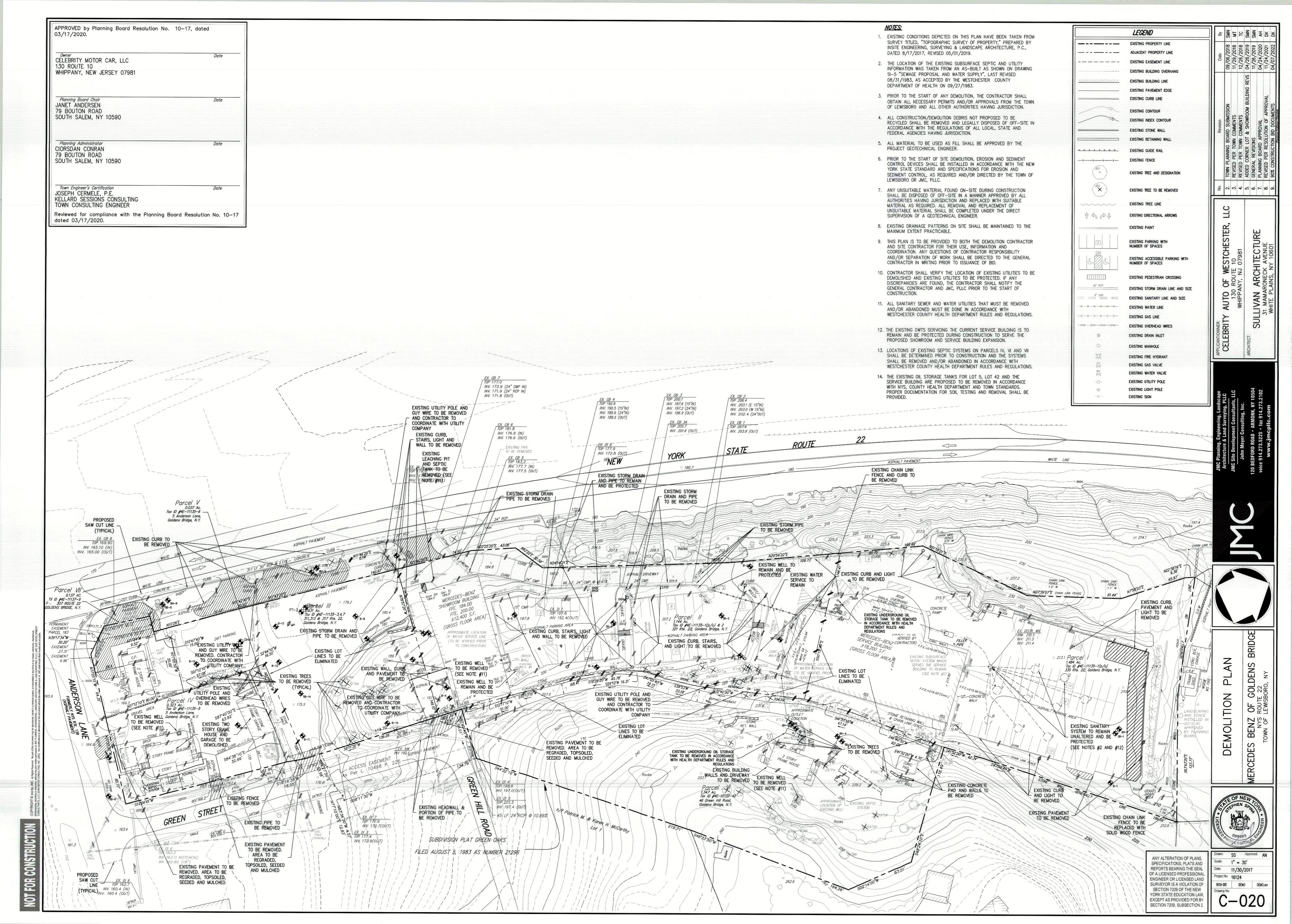
2 SPACES ARE INDICATED, A TOTAL OF 6 ARE REQUIRED

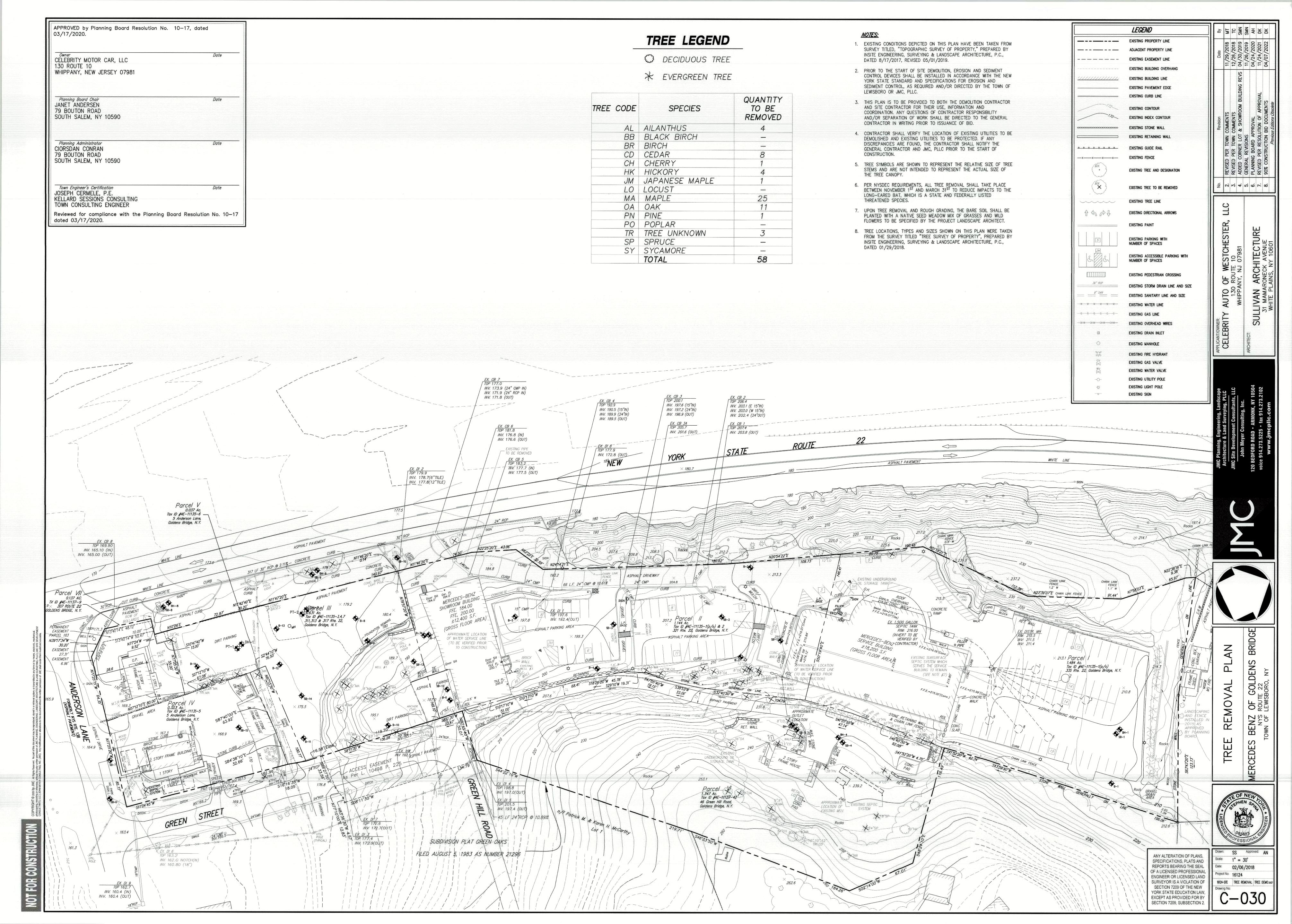
Architecture & Land Surveying, PLLC JMC Site Development Consultants, LLC John Meyer Consulting, Inc. 120 BEDFORD ROAD • ARMONK, NY 10504 voice 914.273.5225 • fax 914.273.2102

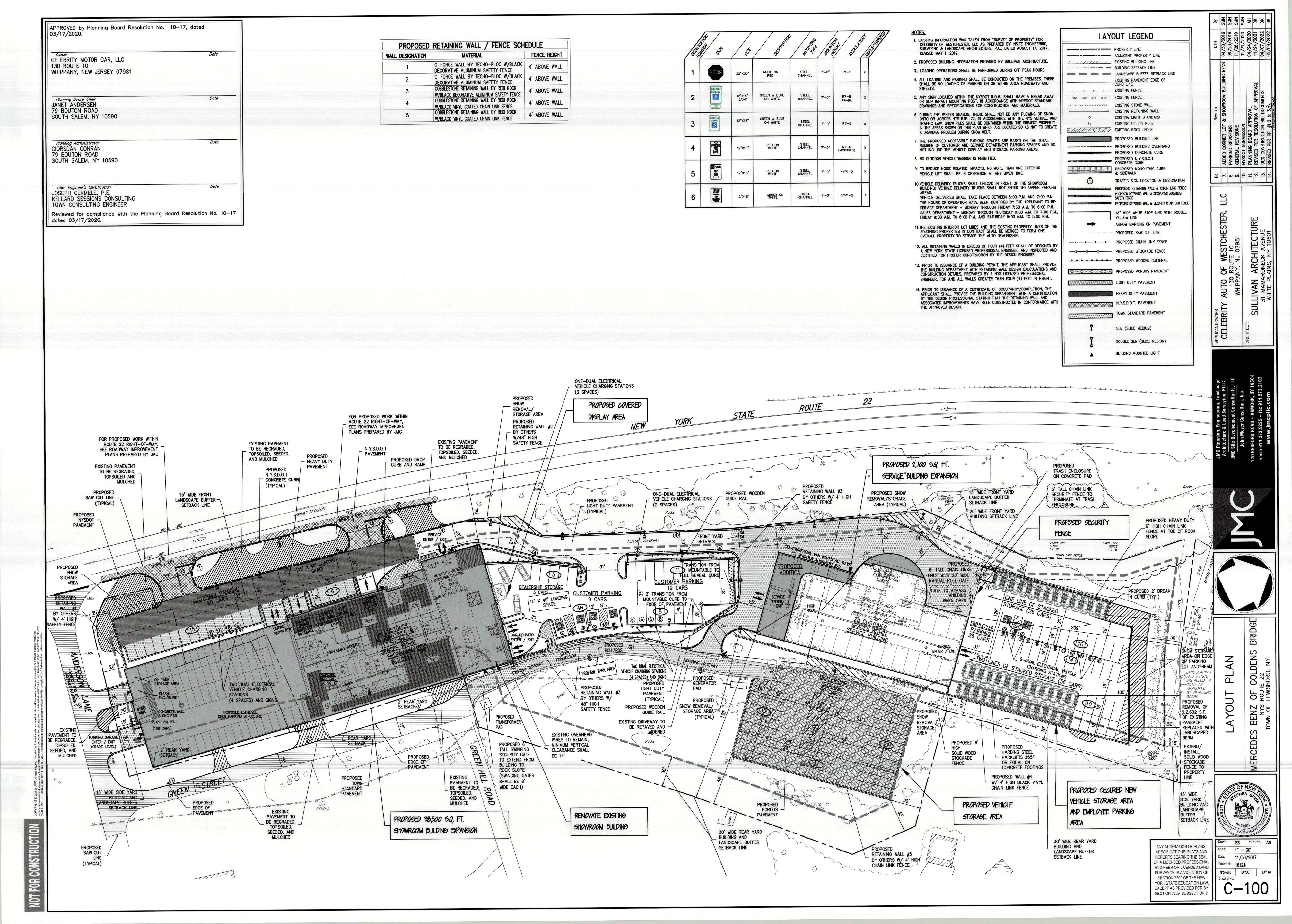
www.jmcpllc.com

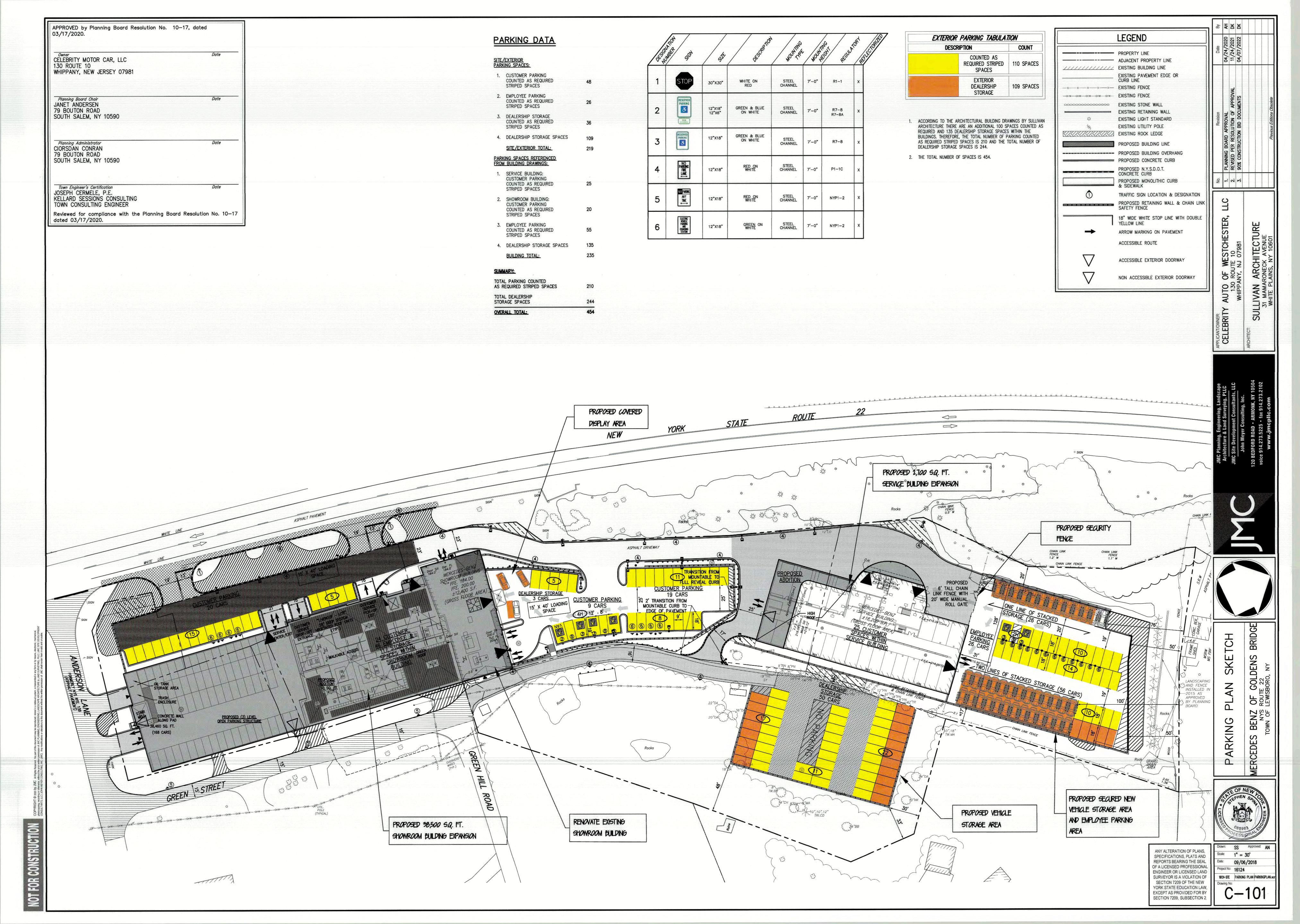


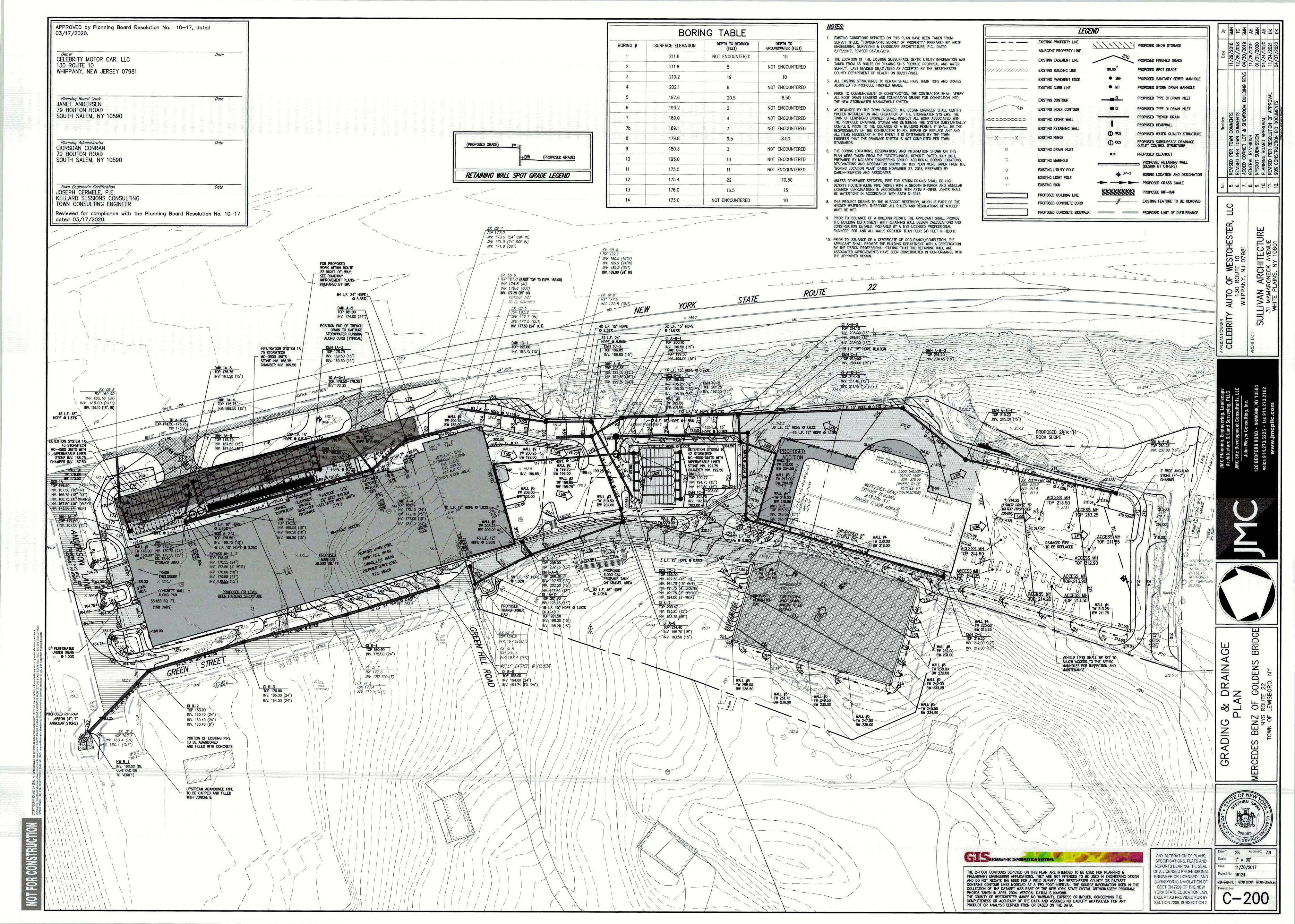


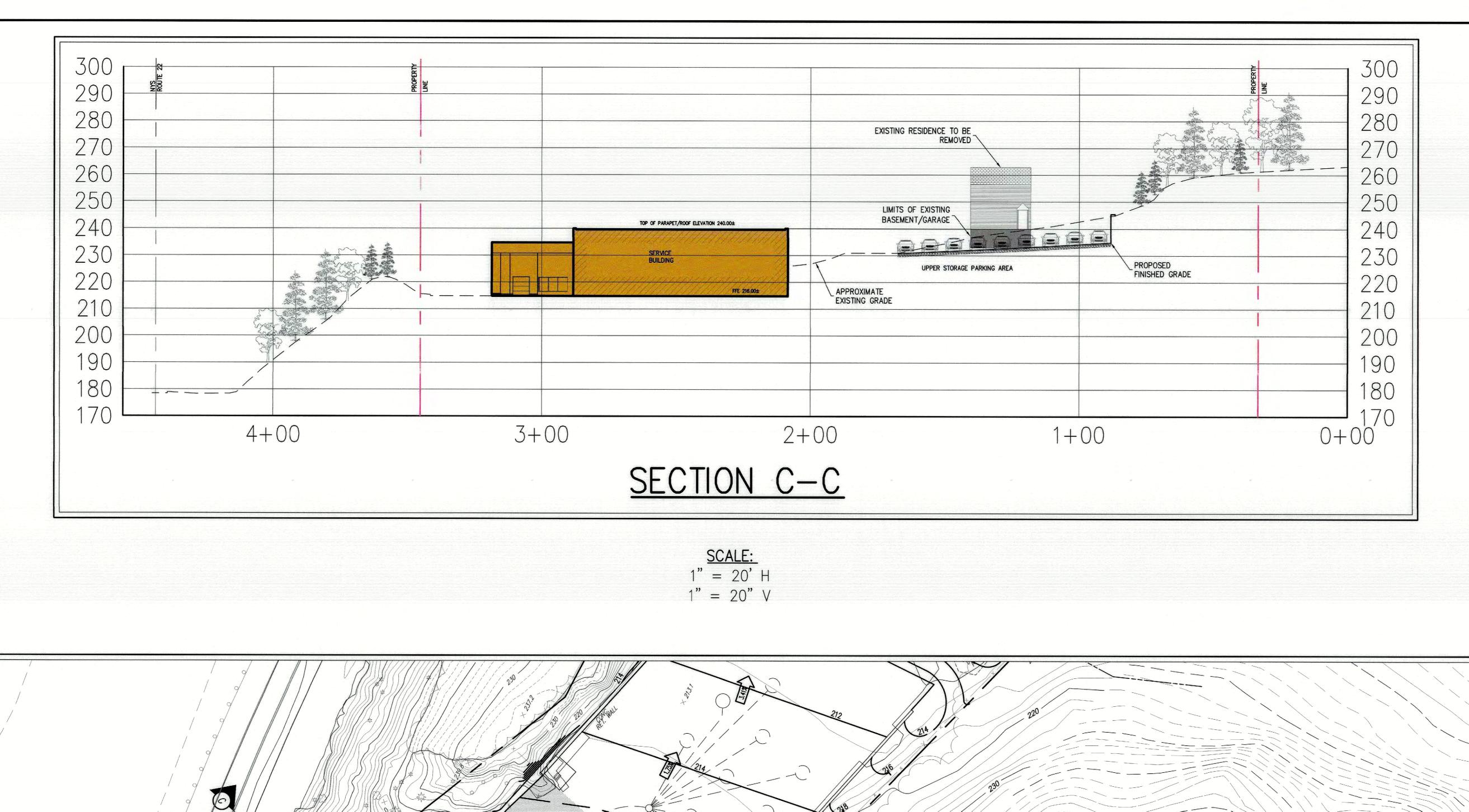


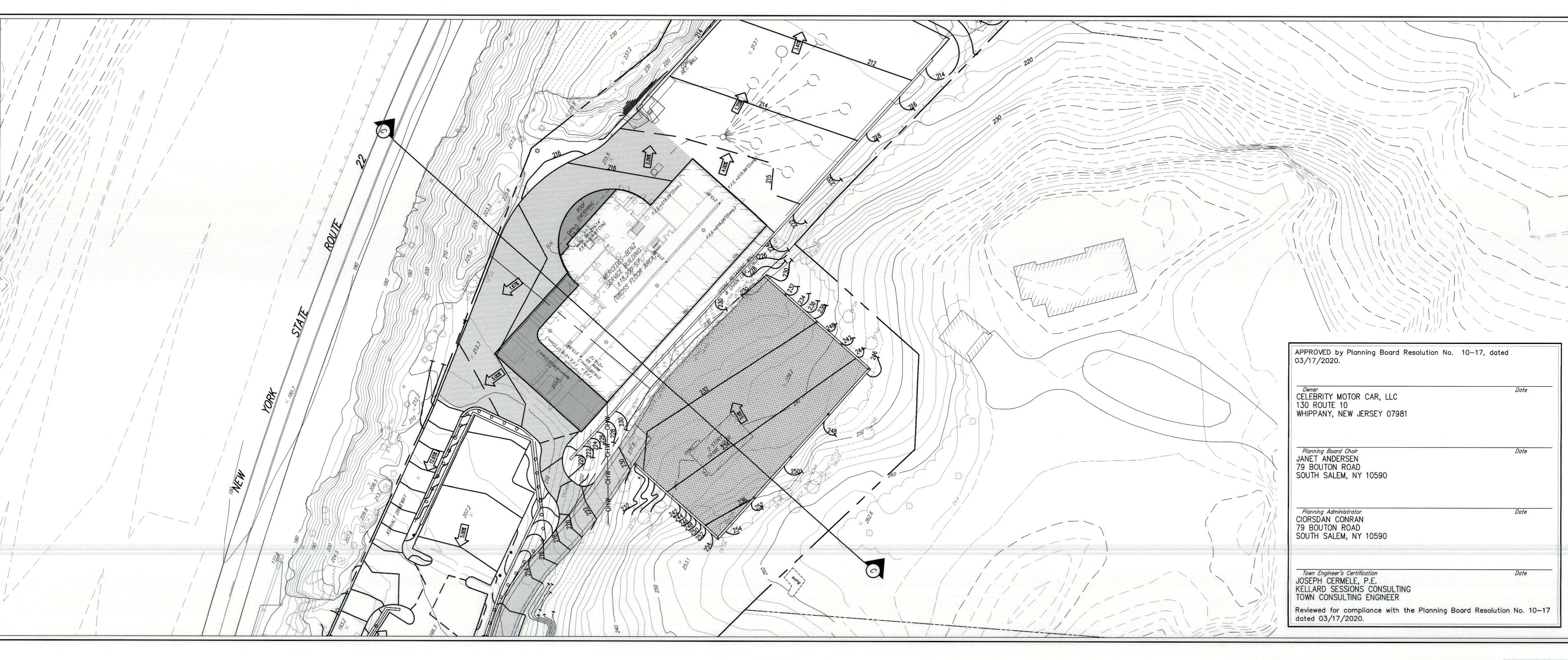






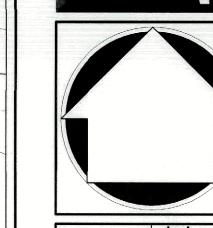


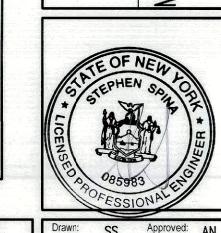


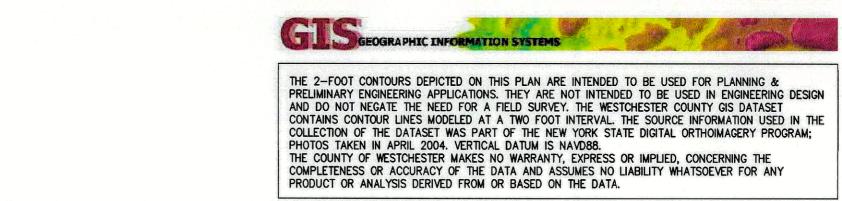


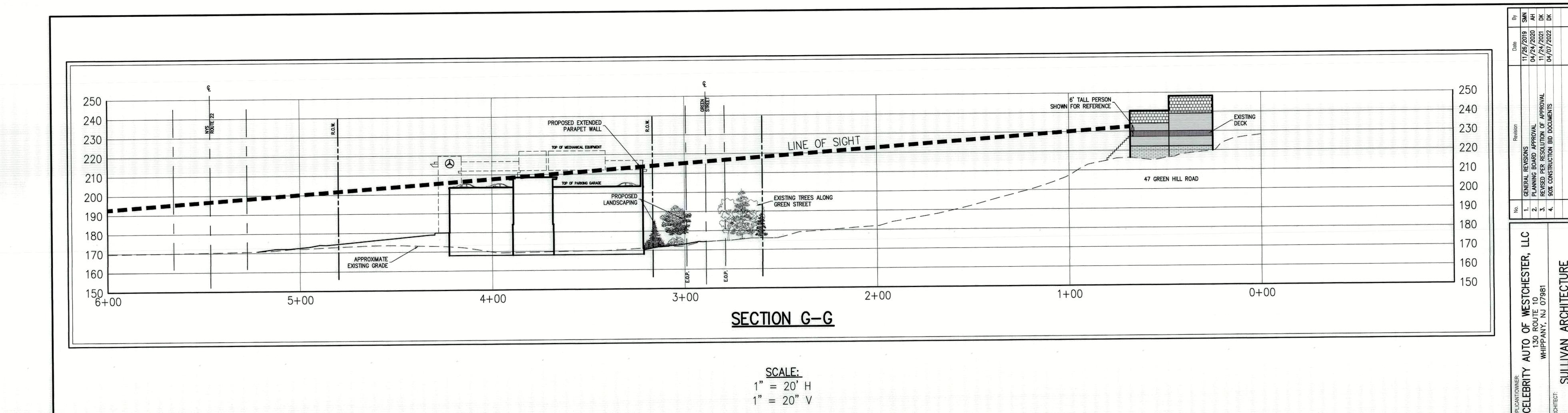
- EXISTING CONDITIONS DEPICTED ON THIS PLAN HAVE BEEN TAKEN FROM SURVEY TITLED, "TOPOGRAPHIC SURVEY OF PROPERTY," PREPARED BY INSITE ENGINEERING, SURVEYING & LANDSCAPE ARCHITECTURE, P.C., DATED 8/17/2017, REVISED 04/26/2018.
- THIS PLAN IS PROVIDED FOR CROSS SECTION REFERENCE. REFER TO SITE SECTIONS DRAWINGS PREPARED BY SULLIVAN ARCHITECTURE.

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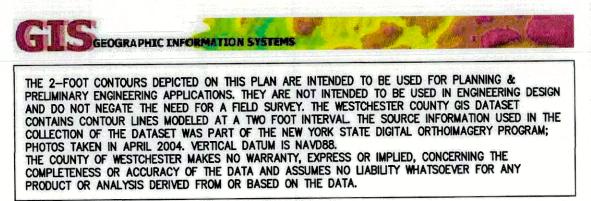




GREEN HILL ROAD 47 GREEN ALL ROAF APPROVED by Planning Board Resolution No. 10-17, dated 03/17/2020. Owner
CELEBRITY MOTOR CAR, LLC
130 ROUTE 10
WHIPPANY, NEW JERSEY 07981 Planning Board Chair
JANET ANDERSEN
79 BOUTON ROAD
SOUTH SALEM, NY 10590 Planning Administrator
CIORSDAN CONRAN
79 BOUTON ROAD
SOUTH SALEM, NY 10590 Town Engineer's Certification
JOSEPH CERMELE, P.E.
KELLARD SESSIONS CONSULTING
TOWN CONSULTING ENGINEER Reviewed for compliance with the Planning Board Resolution No. 10-17 dated 03/17/2020.

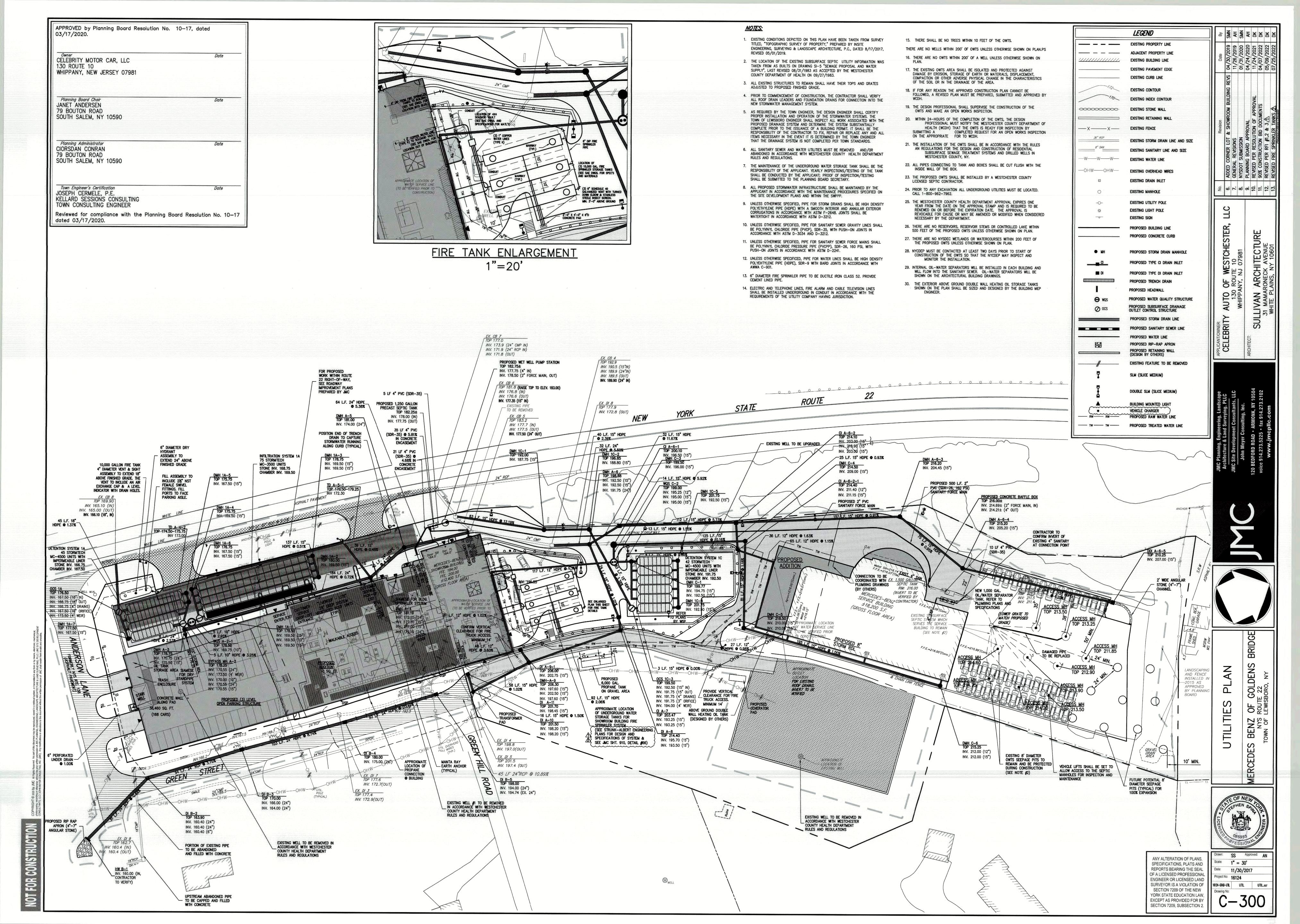
NOT FOR CONSTRUCTION

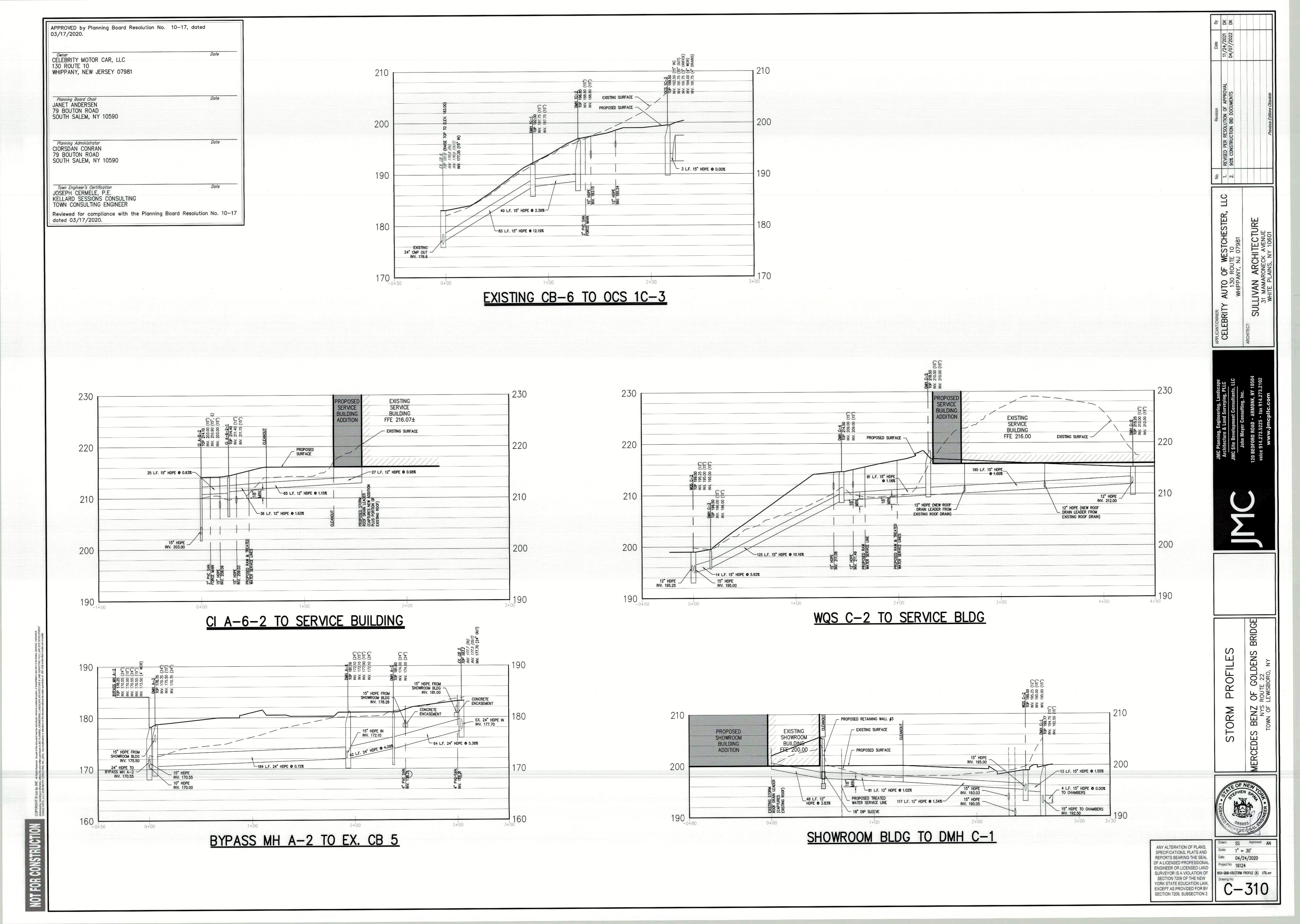
 $\frac{\text{SCALE:}}{1" = 20'}$

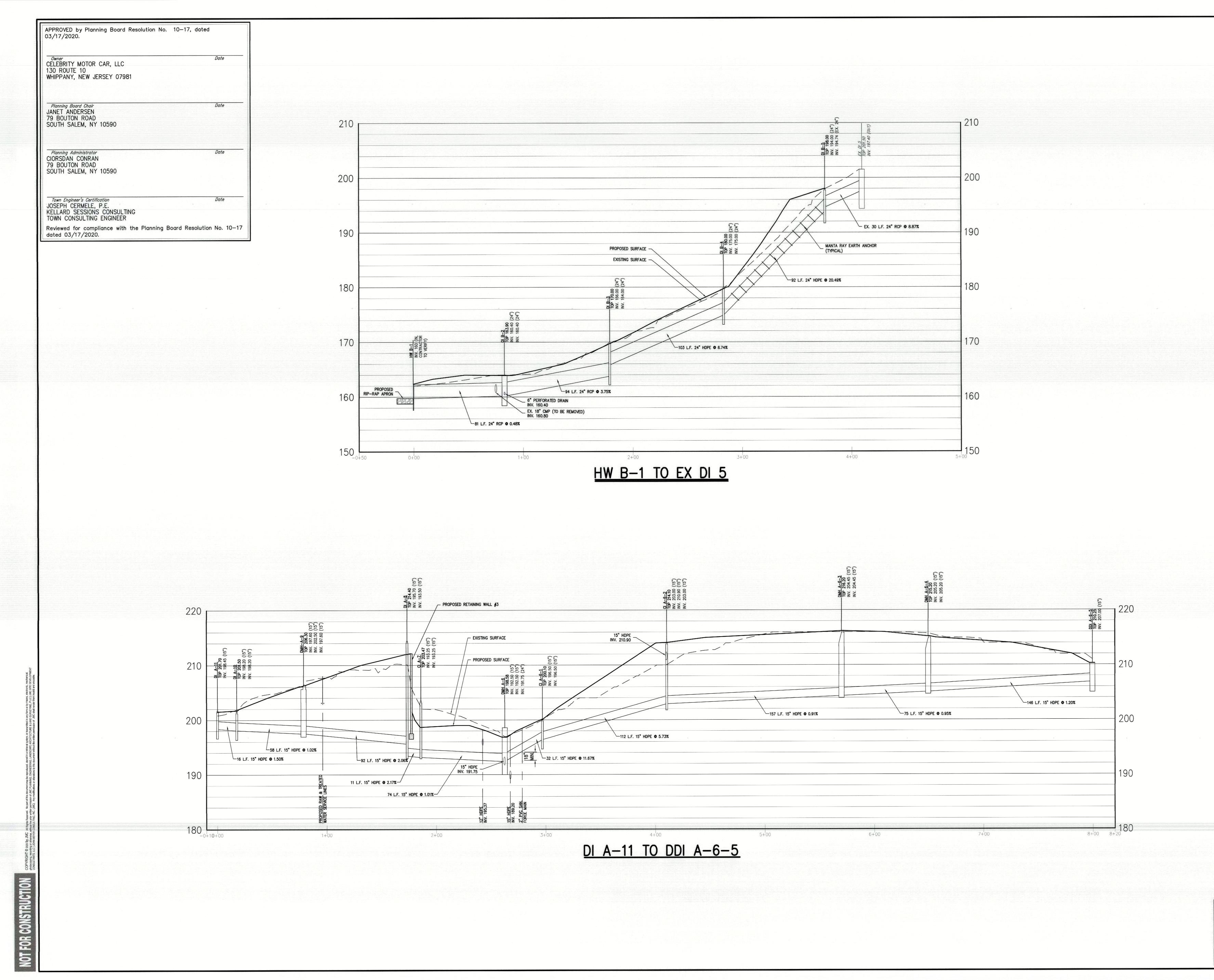


ANY ALTERATION OF PLANS, SPECIFICATIONS, PLATS AND REPORTS BEARING THE SEAL ENGINEER OR LICENSED LAND SECTION 7209 OF THE NEW YORK STATE EDUCATION LAW, EXCEPT AS PROVIDED FOR BY SECTION 7209, SUBSECTION 2.

AS SHOWN 09/25/2019 OF A LICENSED PROFESSIONAL Project No: 16124 SURVEYOR IS A VIOLATION OF 16124-GRAD-UTL C-211 SECTION G-G.IS

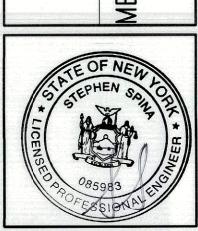


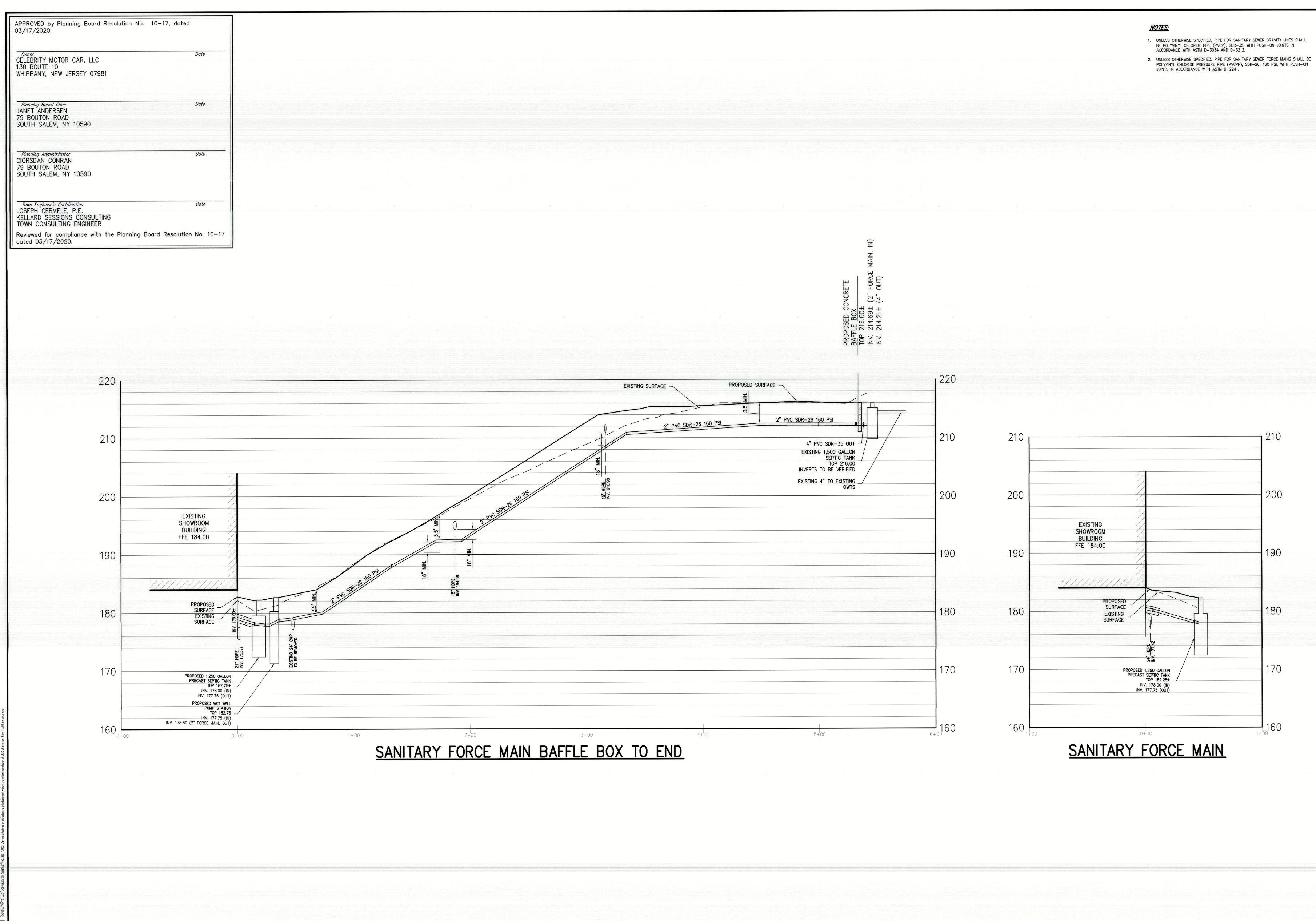




OF WESTCHESTER, D ROUTE 10 ANY, NJ 07981 AUTO (

BRIDGE OF GOLDENS
ROUTE 22
LEWISBORO, NY PROFILES BENZ NYS OWN OF STORM





IERCEDES

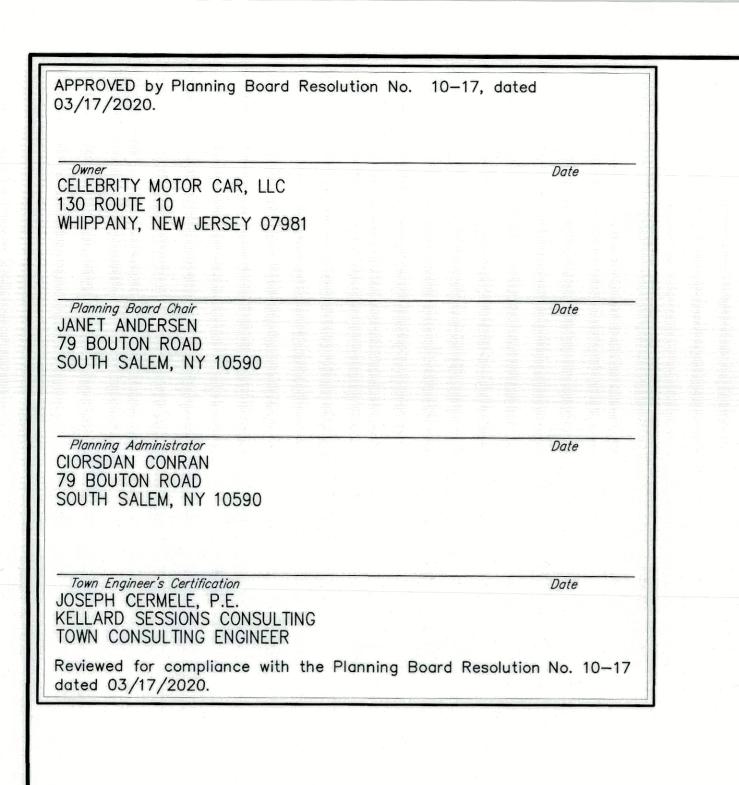
OF GOLDENS BRIDGE ROUTE 22 LEWISBORO, NY

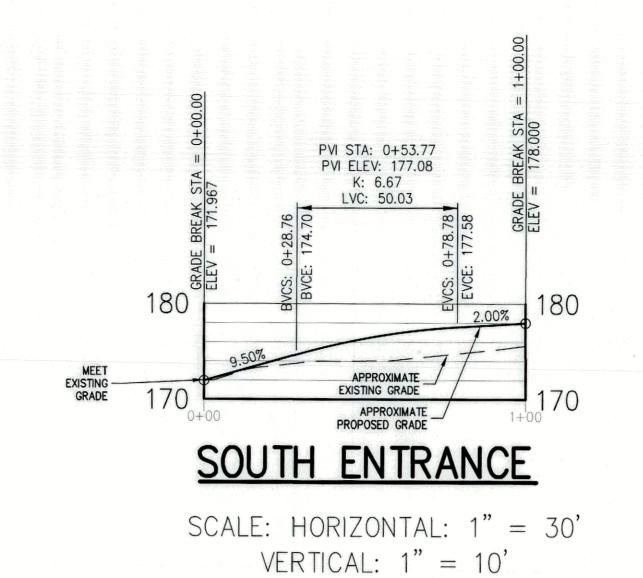
SMN SMN BY TC AH TC AH DK

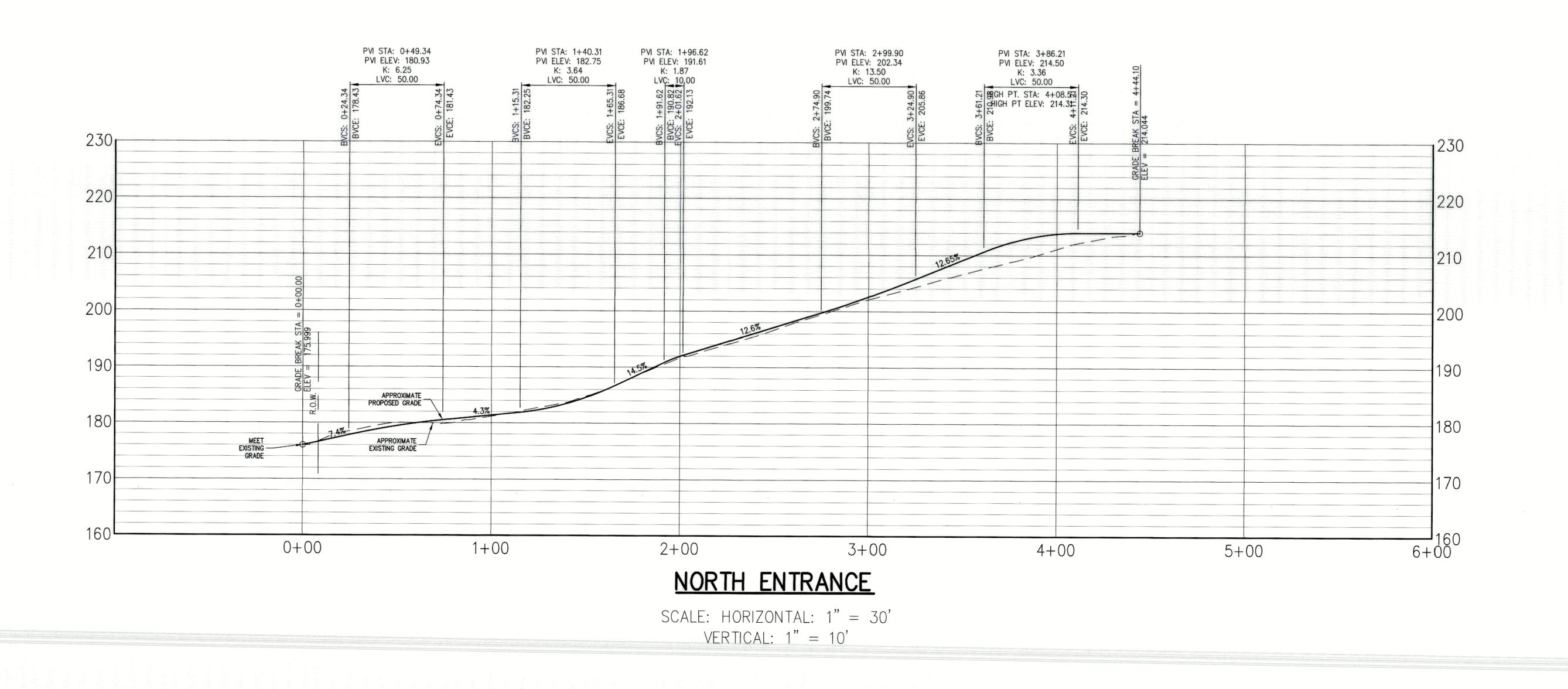
N 6 5 4 2 2 7

OF WESTCHESTER, D ROUTE 10 ANY, NJ 07981

AUTO 130 WHIPPAN

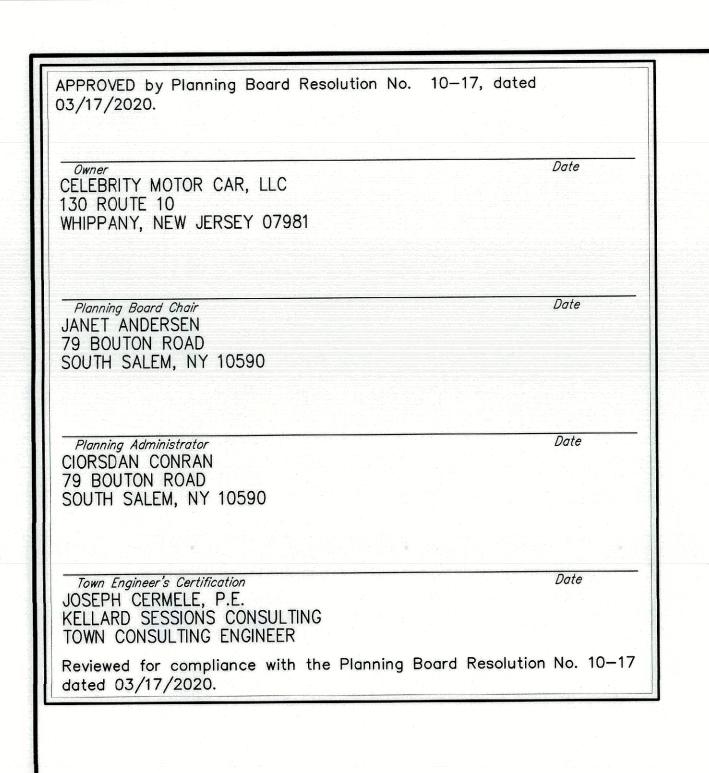


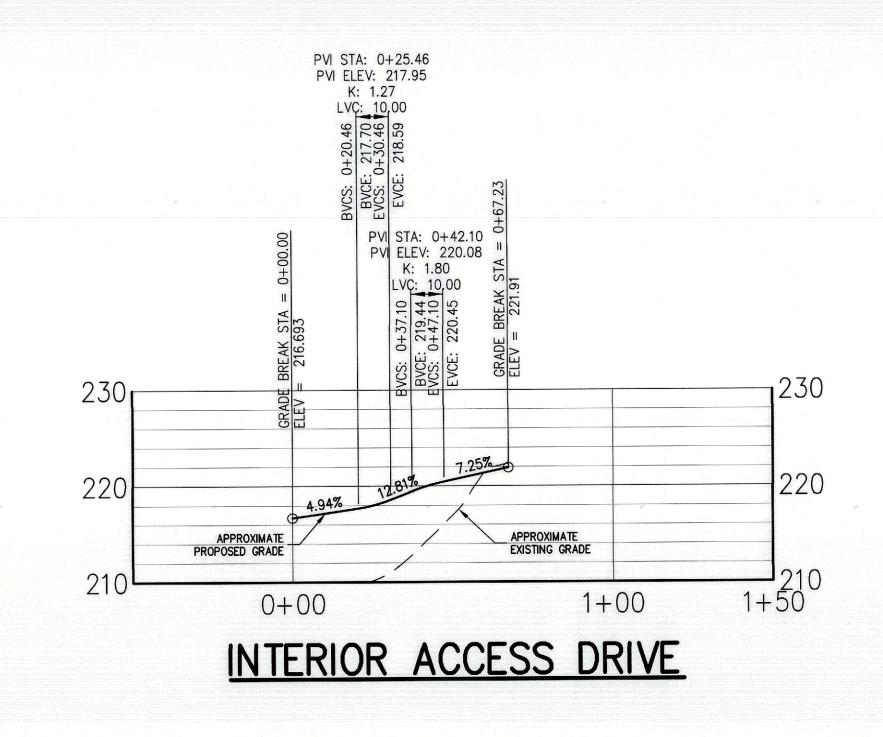


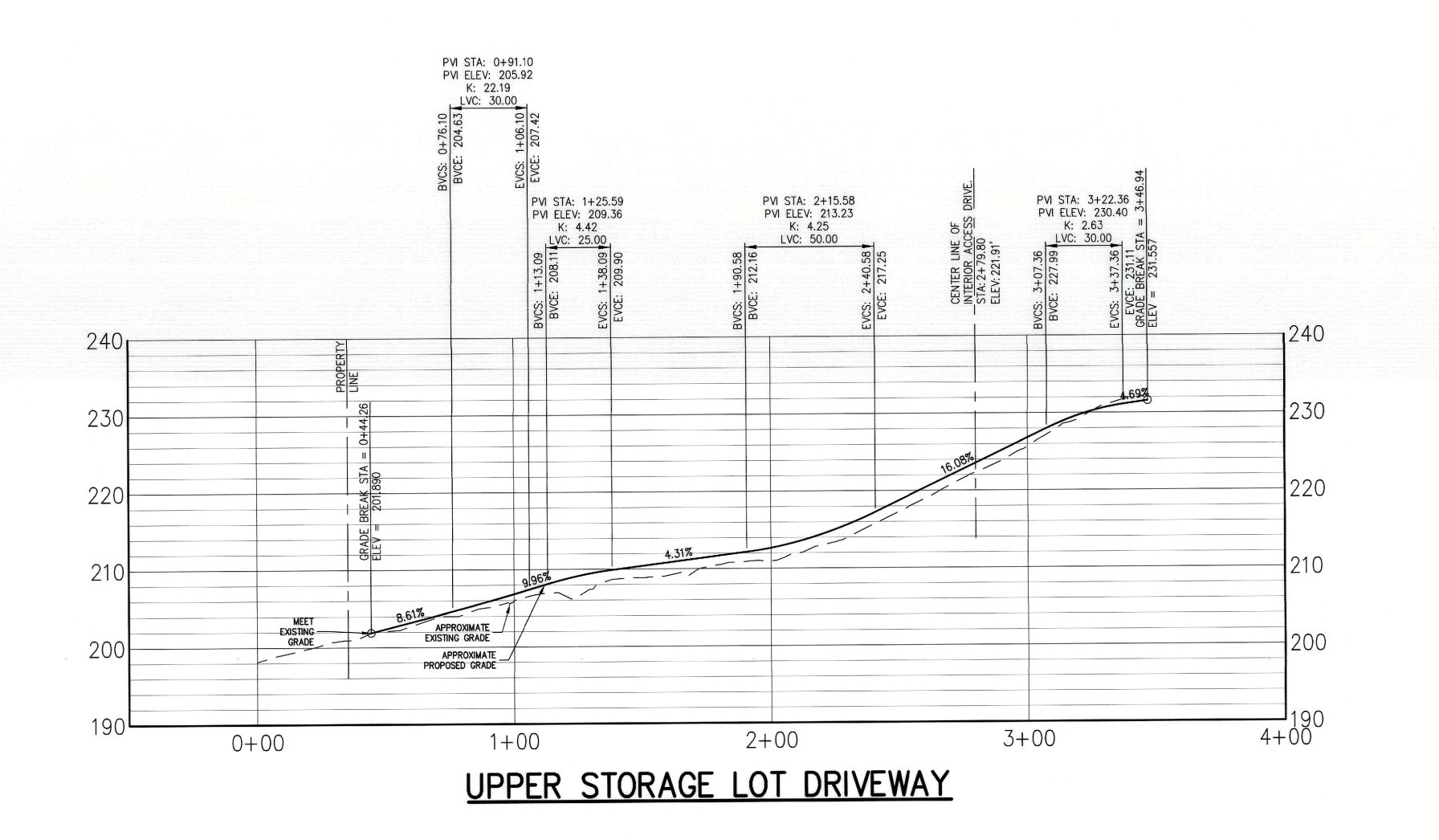


PROFILES

CELEBRITY AUTO OF WESTCHESTER,
130 ROUTE 10
WHIPPANY, NJ 07981







DK AH AH DK DK AH AH AH

OF WESTCHESTER,
D ROUTE 10
ANY, NJ 07981 AUTO (

BRIDGE GOLDENS TE 22 PROFILES ROAD

