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TOWN OF LEWISBORO Westchester County, New York



Tel: (914) 763-5592 Fax: (914) 875-9148 Email: planning@lewisborogov.com

Planning Board 79 Bouton Road South Salem, New York 10590

AGENDA

Tuesday, February 28, 2023

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

I. EXTENSION OF TIME REQUESTS

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.

V. SITE DEVELOPMENT PLAN REVIEW

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).

Courtroom at 79 Bouton Road

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

<u>Cal #06-17PB</u>

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

<u>Cal #10-15 PB, Cal #20-17WP, Cal #5-17SW</u> 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.



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit Susan Morrissey 10 Hoyt Street Sheet 036C, Block 11172, Lot 005

PROJECT DESCRIPTION

The subject property consists of ±0.27 acre of land and is located at 10 Hoyt Street within the R-1/4A Zoning District. The subject property is developed with a single-family residence, asphalt driveway, walkways and other ancillary improvements. The residence is served by a community water system and on-site wastewater treatment system. The applicant is proposing to construct a sunroom/porch and stone terrace at the rear of the house, as well as retaining walls, steps, generator, trash enclosure, drainage facilities, wetland mitigation and other ancillary improvements. The property has frontage on Truesdale Lake, which coincides with the wetland boundary, and the wetlands buffer covers most of the property.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 3

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit and a Town Stormwater Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

COMMENTS

- 1. As previously discussed, the applicant has acknowledged the need to confirm the ownership of the right-of-way depicted on the plan, particularly regarding the existing stone wall and gate at the front of the entry to the property.
- 2. As previously noted, this office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.
- 3. The stormwater calculations should be modified to use a curve number of 89 for all areas with gravel cover.
- 4. The plan shall indicate all trees to be removed or protected within and 15 feet beyond the limit of disturbance. The plan shall also include a temporary stabilized construction entrance and a soil stockpile area. We note that an additional silt fence is needed along the west property line and downgrade of all proposed planting areas.
- 5. The limit of disturbance in the area of the proposed six (6) inch pipe from CB #2 to the SWMP requires adjustment. It appears the eight (8) inch tree adjacent to the pipe will require removal.
- 6. The plan proposes 4,785 s.f. of total disturbance. As previously noted, the limits of disturbance depicted on the plan appears limited and unlikely to maintain during construction. The limits shall be adjusted, as needed, and shall include all areas of tree protection and removal, temporary erosion and sediment controls and all proposed improvements, grading, planting areas, etc. As such, it appears that land disturbance will exceed 5,000 s.f. and will therefore require conformance with New York State Department of Environmental Conservation (NYSDEC) SPDES General Permit (GP-0-20-001) and filing of a Notice of Intent (NOI) and MS4 Acceptance Form with the NYSDEC. Submit draft copies to this office for review.
- 7. The applicant has indicated that the proposed outdoor shower will tie into the existing septic system. As previously requested, the plans shall illustrate the proposed connection to the existing septic system.

Chairperson Janet Andersen February 24, 2023 Page 3 of 3

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY ALP ENGINEERING, DATED FEBRUARY 3, 2023:

- Site Plan (C-101)
- Erosion and Sediment Control Plan (C-102)
- Demolition and Removals Plan (C-103)
- Mitigation Planting Plan (C-104)
- Construction Details (C-111)
- Construction Details (C-112)

DOCUMENTS REVIEWED:

- Letter, prepared by ALP Engineering, dated February 6, 2023
- Architecturals, prepared by Darren P. Mercer, Architect, PLLC, dated January 20, 2023

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Morrissey - 10 Hoyt Street_Review Memo.docx

February 6, 2023

Hon. Janet Andersen, Chairwoman and Members of the Planning Board Town of Lewisboro 79 Bouton Road South Salem, NY 10590

Re: 10 Hoyt Street Sheet 036C, Block 11172, Lot 005 Application for Wetland Activity Permit and Stormwater Management Permit

Dear Chairwoman Andersen and Members of the Planning Board:

We are pleased to submit four (4) copies of the following revised drawings in support of this application by Susan Morrissey, owner of the property located at 10 Hoyt Street for Wetlands and Stormwater Management Permits:

rawing Title:	Date:	
te Plan	02/03/2023	
rosion and Sediment Control Plan	02/03/2023	
emolition and Removals Plan	02/03/2023	
litigation Planting Plan	02/03/2023	
rosion and Sediment Control Plan Details	12/28/2022	
onstruction Details	12/28/2022	
	te Plan osion and Sediment Control Plan emolition and Removals Plan itigation Planting Plan osion and Sediment Control Plan Details	at mig_ rise02/03/2023te Plan02/03/2023osion and Sediment Control Plan02/03/2023emolition and Removals Plan02/03/2023itigation Planting Plan02/03/2023osion and Sediment Control Plan Details12/28/2022

Architectural Plans prepared by Darren P. Mercer, Architect, PLLC:

- Dwg. A.1, Basement & First Floor Plans Existing Conditions and Proposed, dated 01/20/2023.
- Dwg. A.2, Second Floor Plans Existing Conditions and Proposed, dated 01/20/2023

1. The applicant has acknowledged the need to confirm the ownership of the right-of-way depicted on the plan, particularly regarding the existing stone wall and gate at the front of the entry to the property.

<u>Response</u>: We are endeavoring to confirm the ownership of the right-of-way of Hoyt Street. We also note that other homes in the vicinity also have such similar improvements within the street right-of-way. Town of Lewisboro Planning Board February 6, 2023 Page 2

2. As previously noted, this office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.

<u>Response</u>: The Town Building Inspector has provided a review, without any comment regarding the right-of-way noted in 1 above.

3. The Bulk Zoning Table is inaccurate and should be adjusted, the values for the front setback (required) have been reversed. We note that the egress window well is proposed within the side yard setback. The applicant shall obtain a determination from the Building Inspector as to whether this will require an area variance.

<u>Response</u>: The Bulk Zoning Table has been corrected. We note that the letter from the Town Building Inspector dated 01/18/2023 did not address the question regarding the proposed on-grade egress window from the basement.

4. The wetland mitigation, as proposed, appears appropriate. The applicant has extended the mitigation area along the lake frontage, as suggested.

Response: So noted.

5. The plan shall illustrate the location of the existing and proposed electric service.

<u>Response</u>: The plan shows that the existing electric service to the house is obtained from the existing utility pole on the north side of Hoyt Street. The service line is attached to the façade of the house closest to the street. It is not proposed to modify the electric service from the utility to the house.

6. The plan shall illustrate that the minimum required Westchester County Department of Health (WCDH) separation distances from the septic tank to the piers of the proposed sunroom, as well as the from the absorption fields to the piers of the proposed sunroom, the proposed terrace, and the 6-inch outlet pipe from OCS to the emitter. The applicant will need a determination from the WCDH as to whether the proposed setbacks are acceptable. The Planning Board had requested a "no objection" review of the project by the WCDH.

<u>Response</u>: The applicant has contacted the Westchester County Department of Health and obtained an initial response. The applicant's architect is presently following up with the Health Department.

Town of Lewisboro Planning Board February 6, 2023 Page 3

7. The plan has been revised to include a proposed planter for a portion of the roof (RDL-8), which is located up gradient to the septic field. The applicant will need a determination from the WCDH as to whether this is acceptable.

<u>Response</u>: The plan has been revised to eliminate roof drain leader RDL-8 which was only shown to direct runoff to the planter. Instead, the runoff from the eastern half of the roof of the sunroom/porch addition will be directed to a pop-up emitter which will discharge to the proposed wetland buffer mitigation area.

8. As previously noted, the names of the adjacent property owners shall be illustrated on a plan.

<u>Response</u>: The amended plan provides the names of the adjacent property owners to the all sides of the property, including across the street.

9. As previously requested, the plan shall note the proposed building floor elevation, patio elevation and illustrate proposed contours and spot elevations as needed.

<u>Response</u>: The building finished floor elevation has been added to the plan (see Sheet C-101). The grade of the proposed patio has also been added with spot elevations shown.

We look forward to your review of the revised plans. If you have any questions regarding this submission, please feel free to call me on my direct line at (475) 215-5343 or my cell at (203) 710-0587, or by email at alan@eaec-inc.com.

Sincerely,

ALP ENGINEERING & LANDSCAPE ARCHITECTURE, PLLC

Alan L. Pilch, P.E./

Principal

cc: Susan Morrissey (via email) Darren Mercer, Architect (via email)

> ALP Engineering & Landscape Architecture, PLLC P.O. Box 843 Ridgefield, CT 06877 Direct Tel: (475) 215-5343 Mobile: (203) 710-0587 Email: alan@eaec-inc.com

ALP Engineering & Landscape Architecture, PLLC

LETTER OF TRANSMITTAL

Date: February 20, 2023

- To: Hon. Janet Andersen and Members of the Planning Board Town of Lewisboro 79 Bouton Road South Salem, NY 10590
- Re: Morrissey Property 10 Hoyt Street South Salem, N.Y.

We are sending you via <u>Email</u> the following documents:

No. of Copies	Date	Description
1	01/20/2023	Dwg. A.1, Basement & First Floor Plans – Existing
		Conditions and Proposed
1 01/20/2023	01/00/0000	Dwg. A.2, Second Floor Plans – Existing Conditions and
	01/20/2023	Proposed
1	01/22/2023	Dwg. C-101, Site Plan

THESE ARE TRANSMITTED:

[] For Approval

[X] For Your Use

[] As Requested

[] For Review and Comment

COMMENTS:

As was noted in our 2/06/2023 letter to the Planning Board, the applicant's engineer and architect had contacted the Westchester County Department of Health regarding the separation distance of the piers (which are to support the proposed addition) from the existing septic tank.

Enclosed please find the architectural plans and the site plan which have been stamped "NO OBJECTION" by the Health Department. Based on the determination of the Health Department, we conclude that the construction of the addition on the piers is acceptable, as is the storm drainage pipe along the western edge of the property line, and that the relocation of the septic tank would not be necessary.

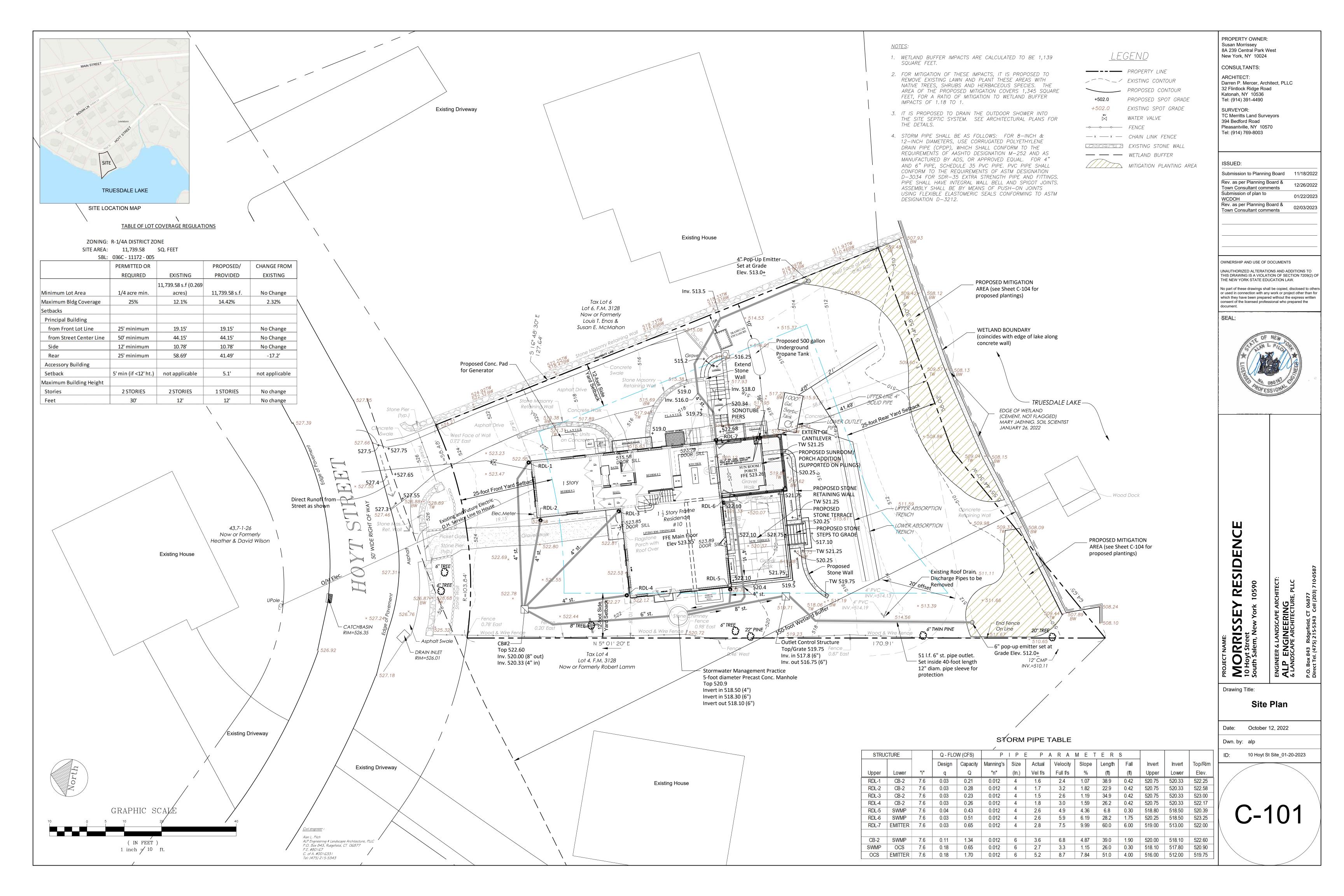
If you have any questions about the enclosed plans or would like to have the original hard copy of the "No Objection" stamped plans, please let us know.

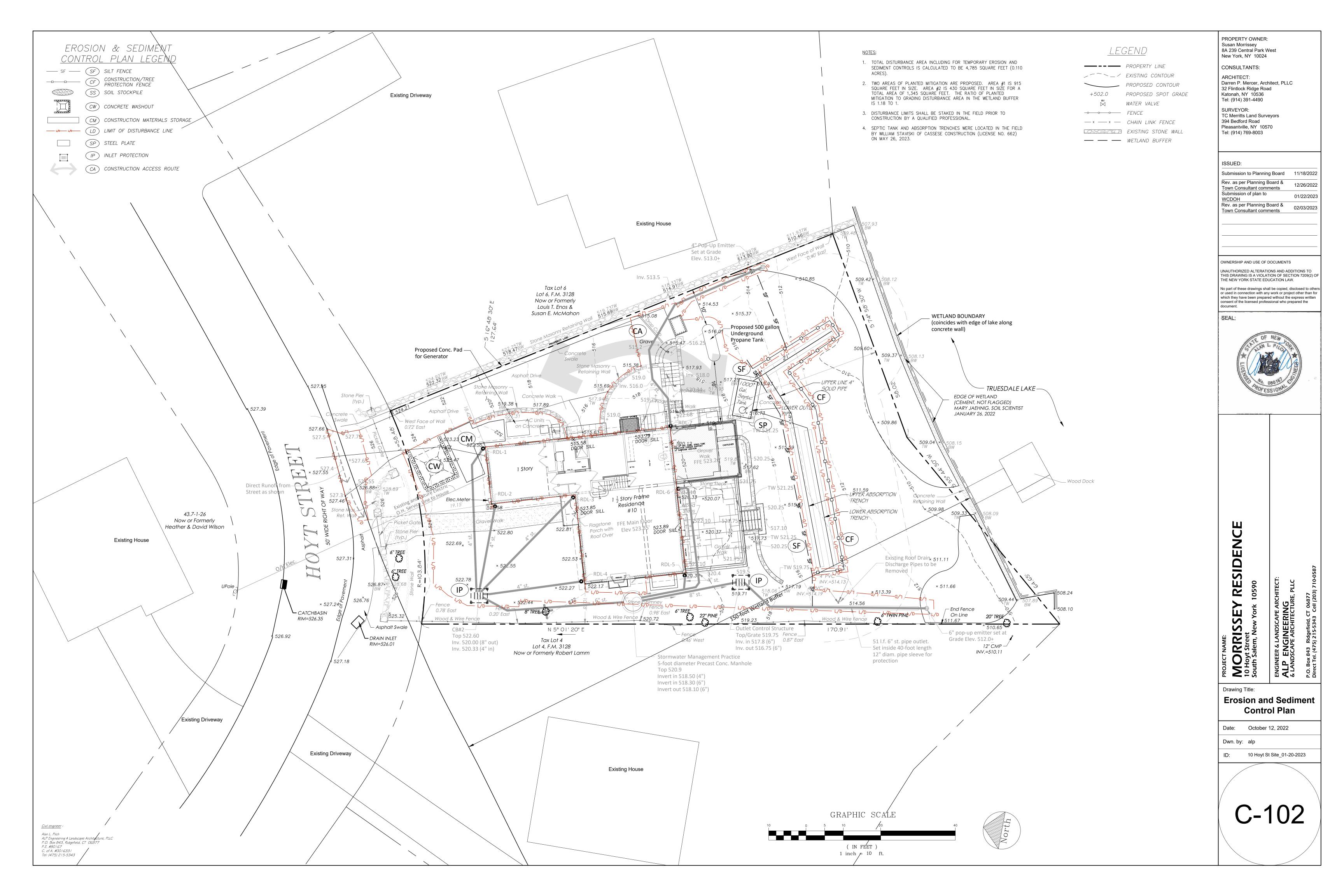
ALP Engineering & Landscape Architecture, PLLC

Signed:

Alan L. Pilch, P.E., R.L.A. Principal

cc: Edward P. Larkin, PE (via email) Darren Mercer, Architect (via email) Susan Morrissey (via email)





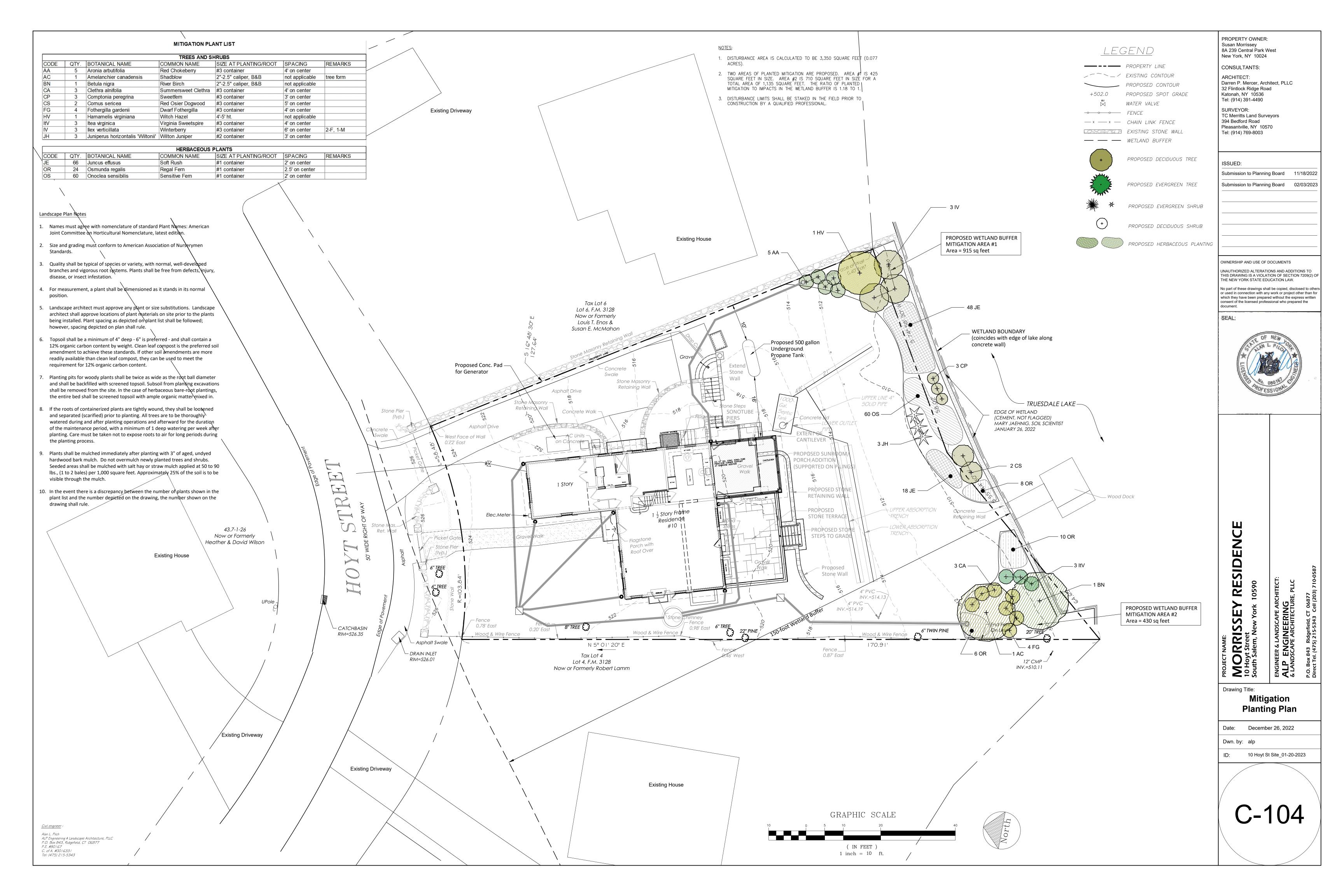


PROPERTY OWNER: Susan W. Morrissey 8A 239 Central Park West

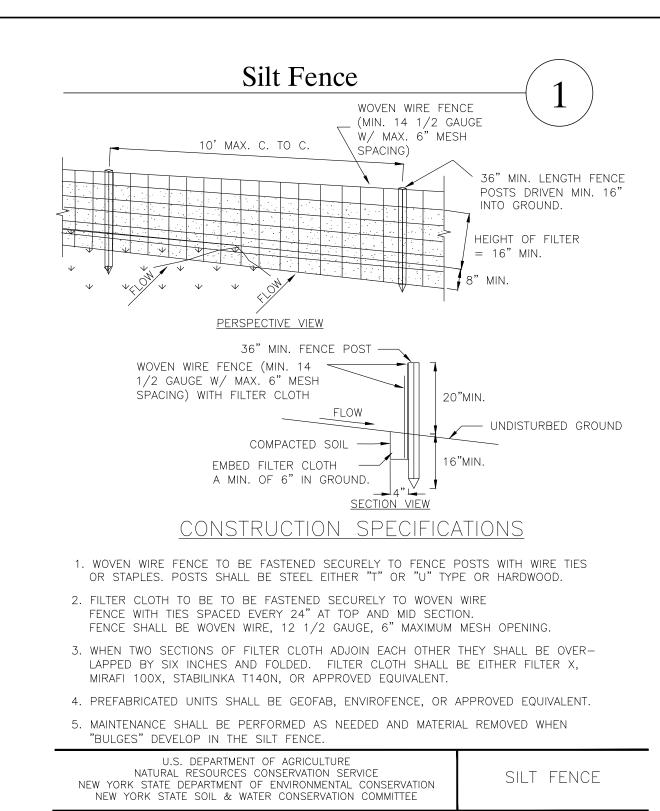


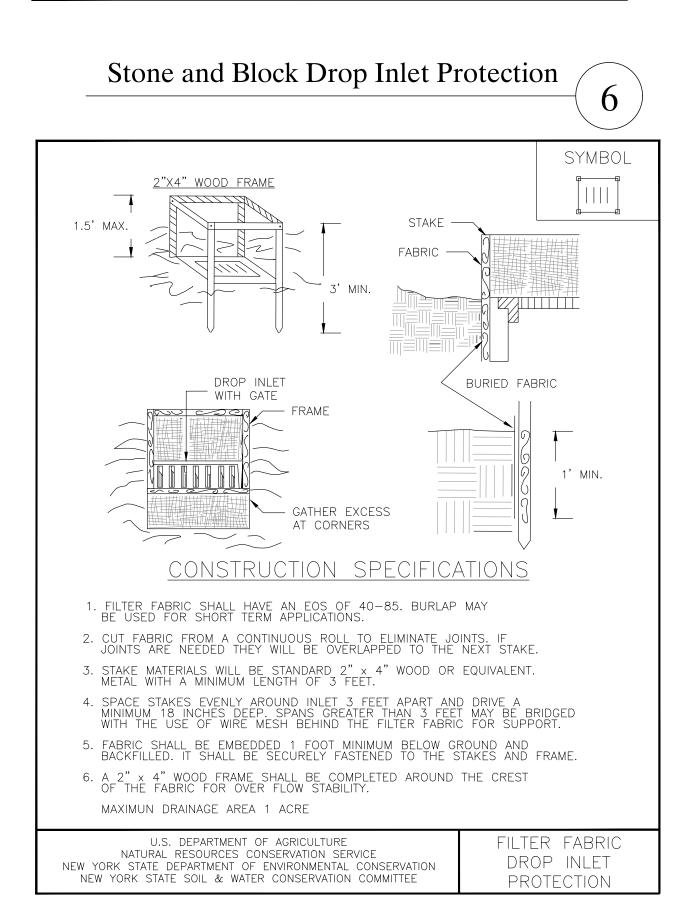
— Wood Dock

NCE RESIDE PLLC 8 P.O. Box 843 Ridgefield, CT 06877 Direct Tel. (475) 215-5343 Cell (203) 10 engineer & Landscape arci ALP ENGINEERING & Landscape architecture MORRISSEY 10 Hoyt Street South Sale Drawing Title: **Demolition and Removals Plan** Date: October 12, 2022 Dwn. by: alp ID: 10 Hoyt St Site_01-20-2023 C-103



Concrete Washout Area





NOTES:

 Concrete washout areas shall be installed prior to concrete placement of on-site. The concrete washout area shall be entirely self-contained.
 The contractor shall submit the design, location and sizing of

the concrete washout area(s) with the project's erosion and sedimentation control plan and shall be approved by the engineer. Location: Washout area(s) are to be located at least 50 feet from any stream, wetland, storm drains, or other sensitive resource. The flood contingency plan must address the concrete washout if the washout is to be located within the floodplain. Size: the washout must have sufficient volume to contain all liquid and concrete waste generated by washout operations including, but not limited to, operations associated with grout and

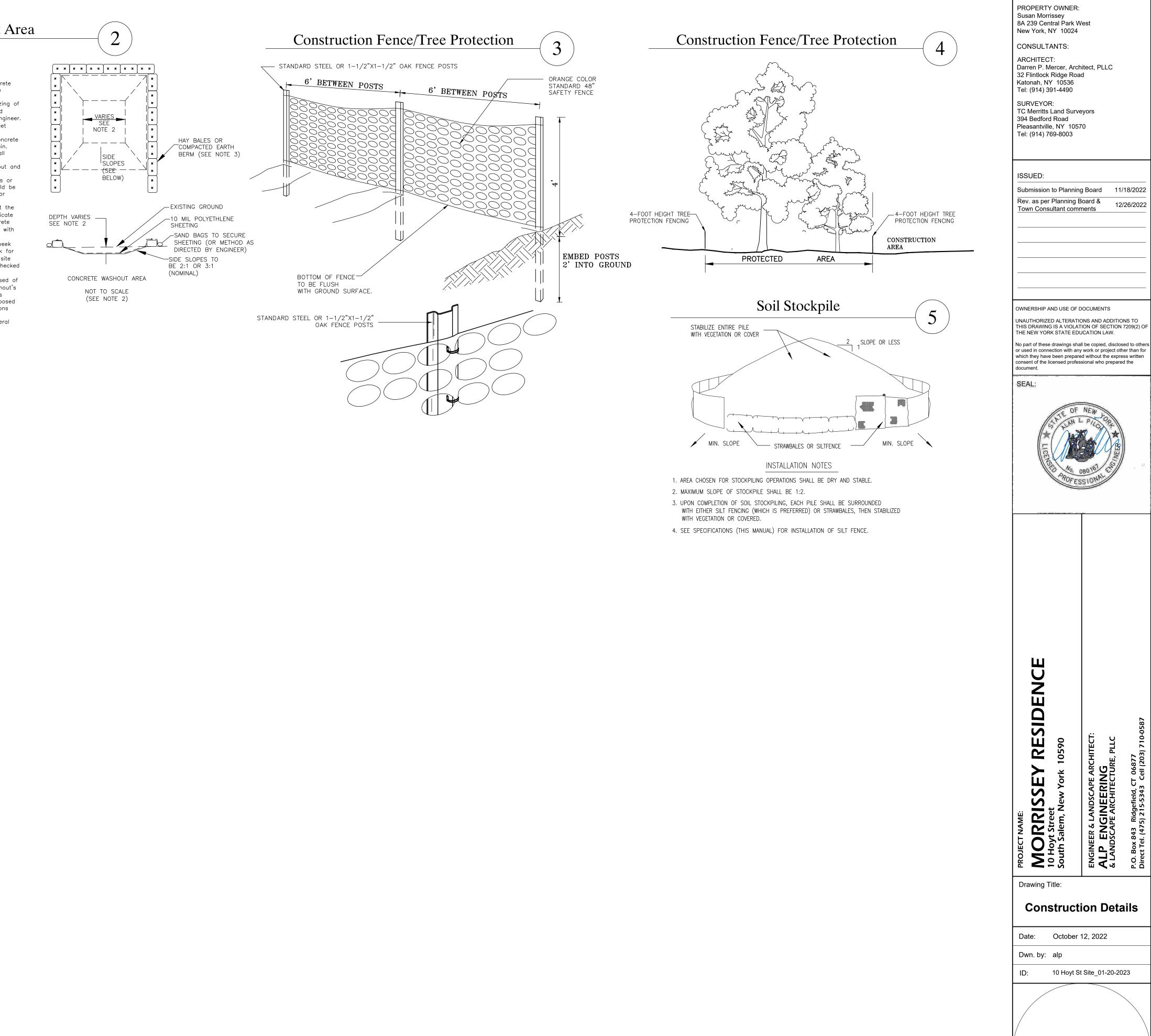
mortar. 3. Surface discharge is unacceptable. Therefore, hay bales or other control measures, as approved by the engineer, should be used around the perimeter of the concrete washout area for containment.

4. Signs should be placed at the construction entrance, at the concrete area(s) and elsewhere as necessary to clearly indicate the location of the concrete washout to operators of concrete trucks and pump rigs. Washout area(s) should be flagged with safety fencing or other approved method.

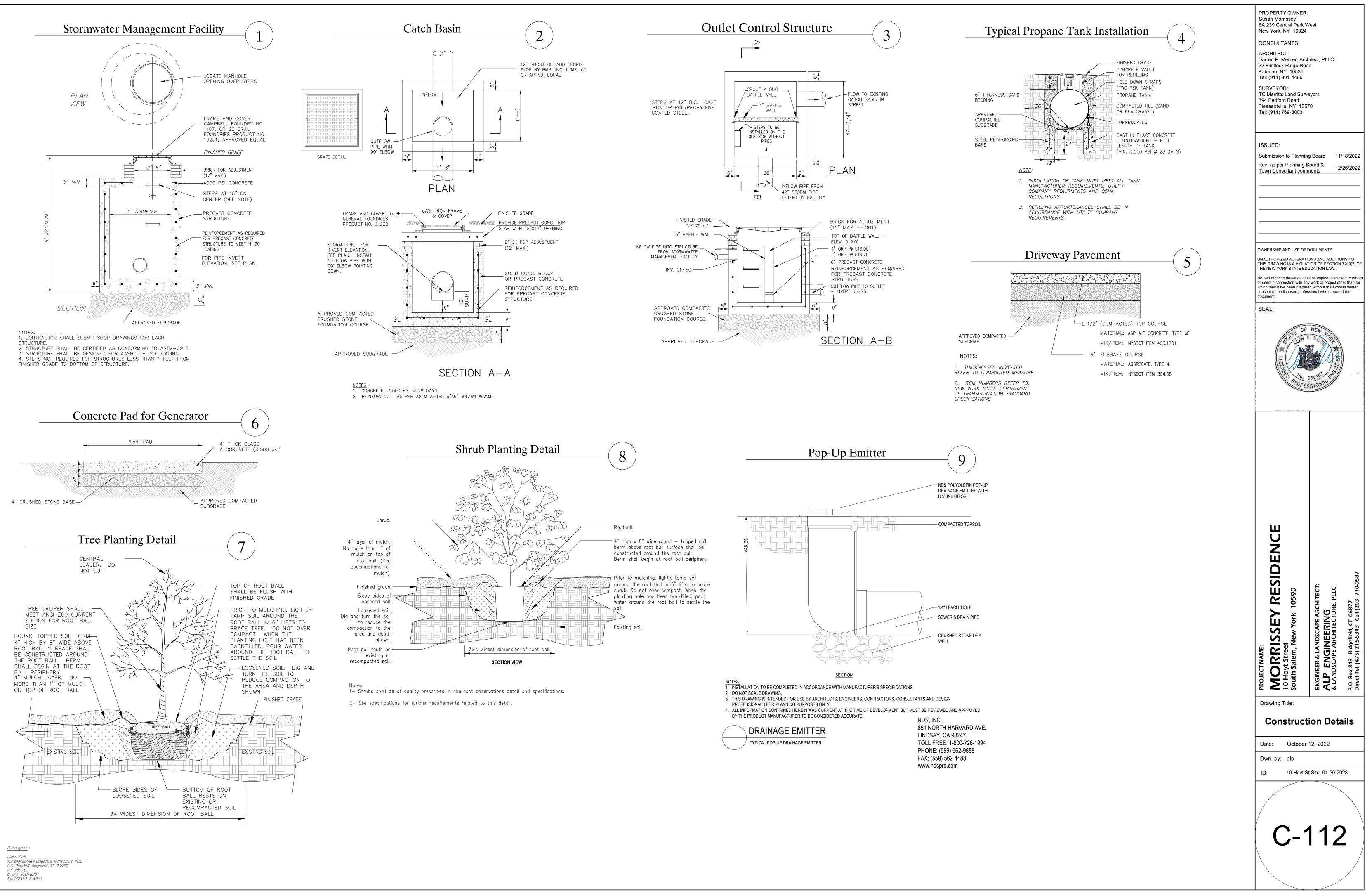
5. Washout area(s) are to be inspected at least once a week for structural integrity, adequate holding capacity and check for leaks, tears or overflow. (As required by the construction site environmental inspection report, washout areas should be checked after heavy rains.)

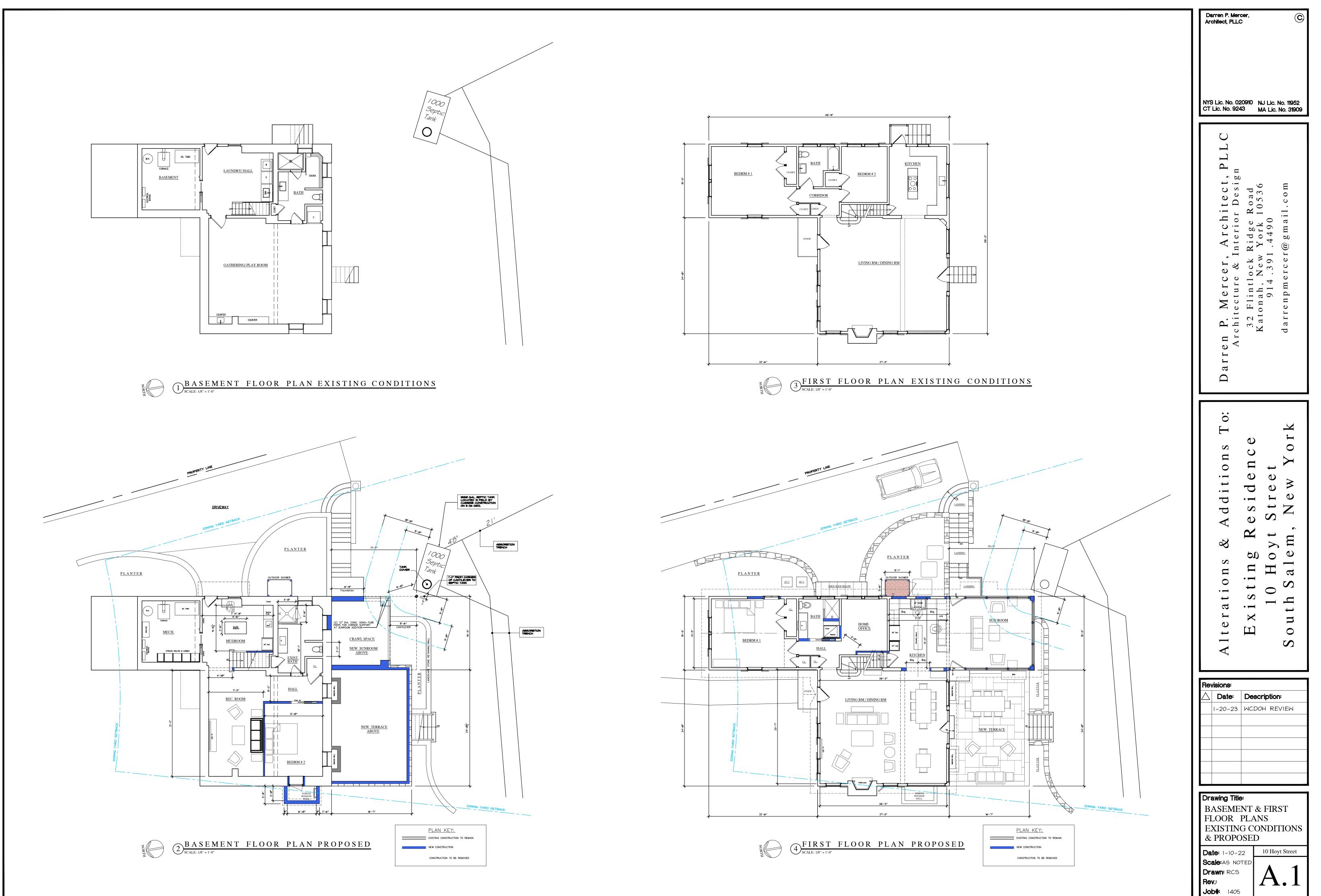
6. Hardened concrete waste should be removed and disposed of when the waste has accumulated to half the concrete washout's height. The waste can be stored at an upland location, as approved by the engineer. All concrete waste shall be disposed of in a manner consistent with all applicable laws, regulations

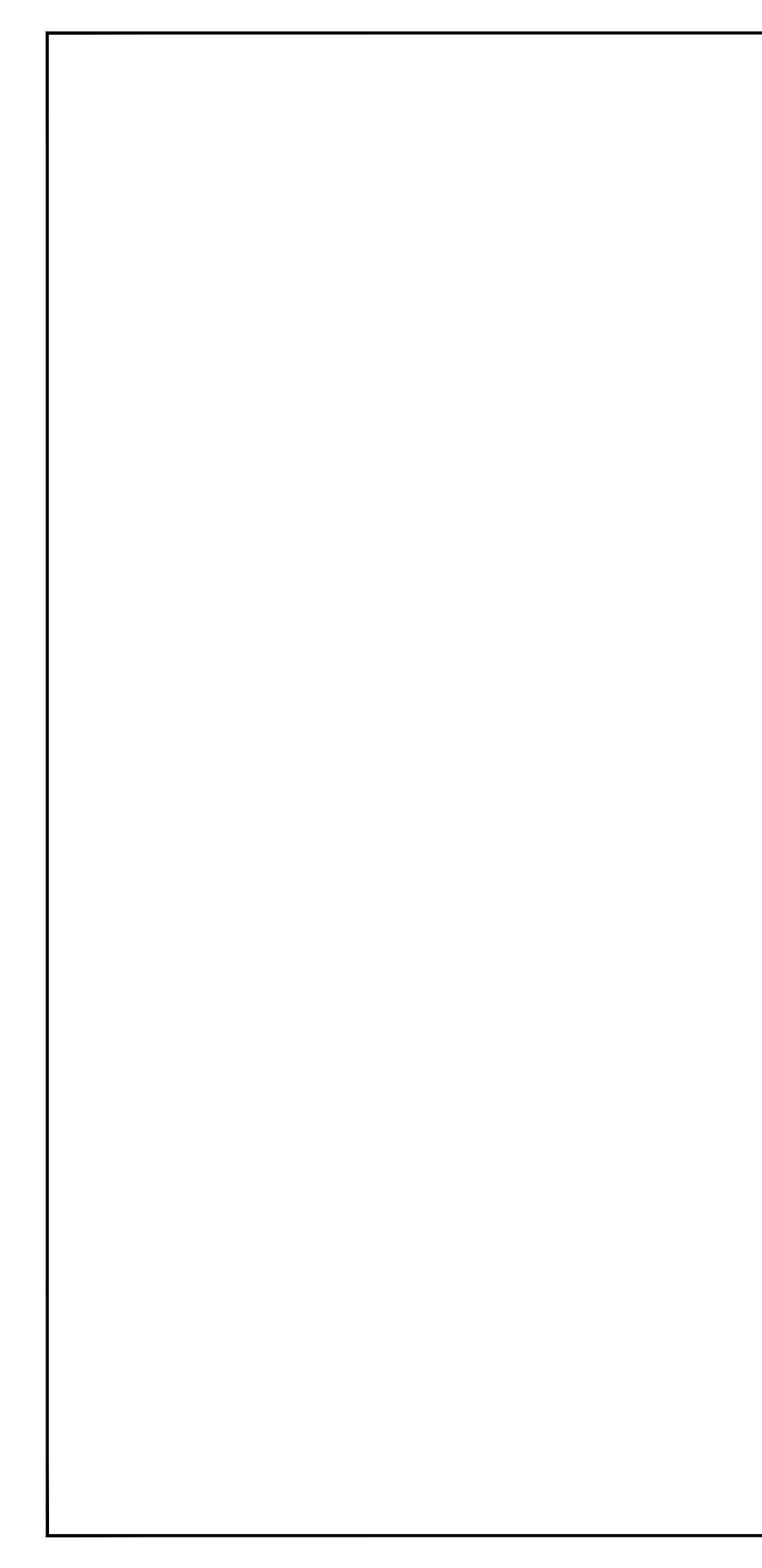
and guidelines. 7. Payment for this item is to be included under the general cost of the work for the project, including site restoration.

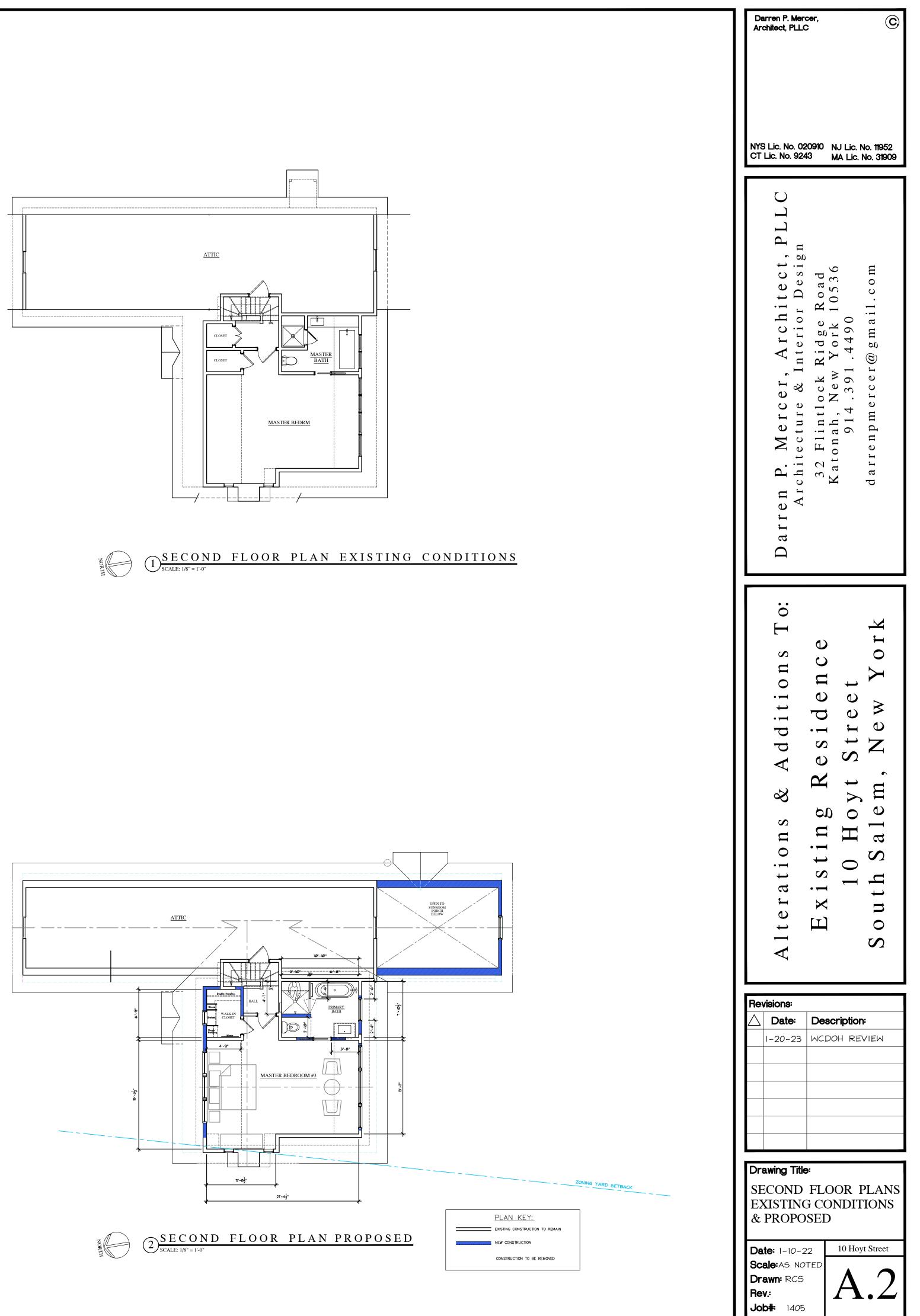


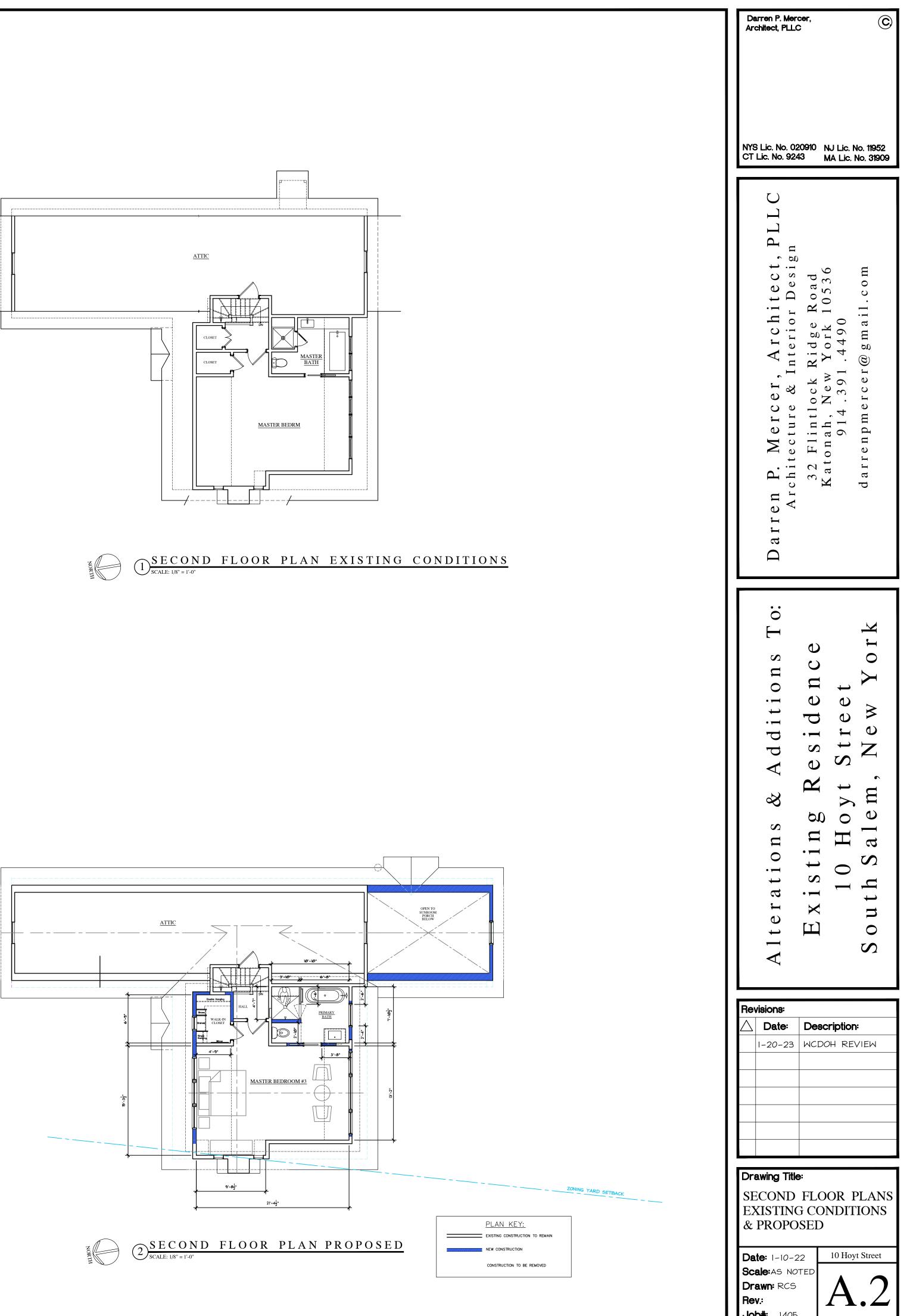
C-11

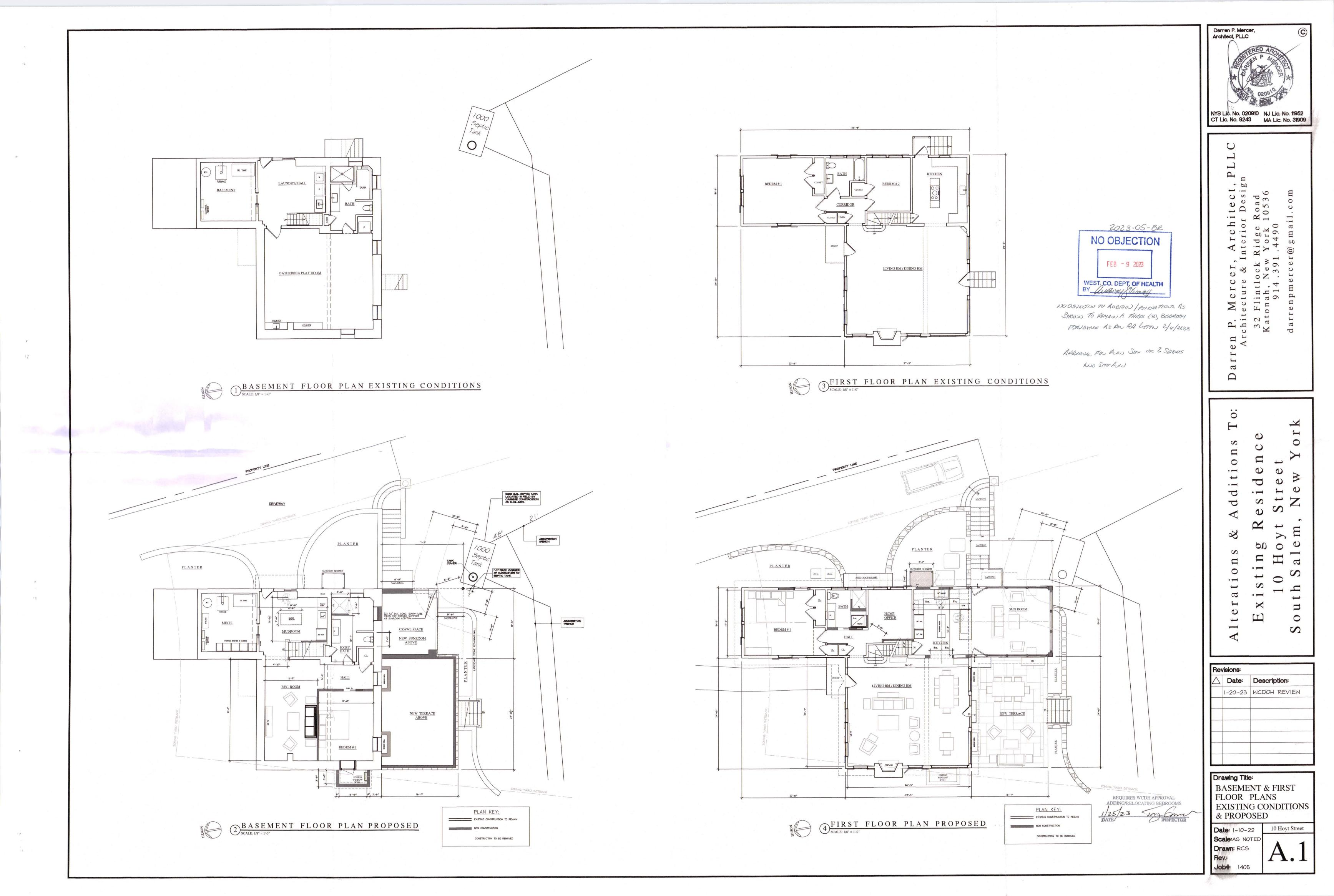


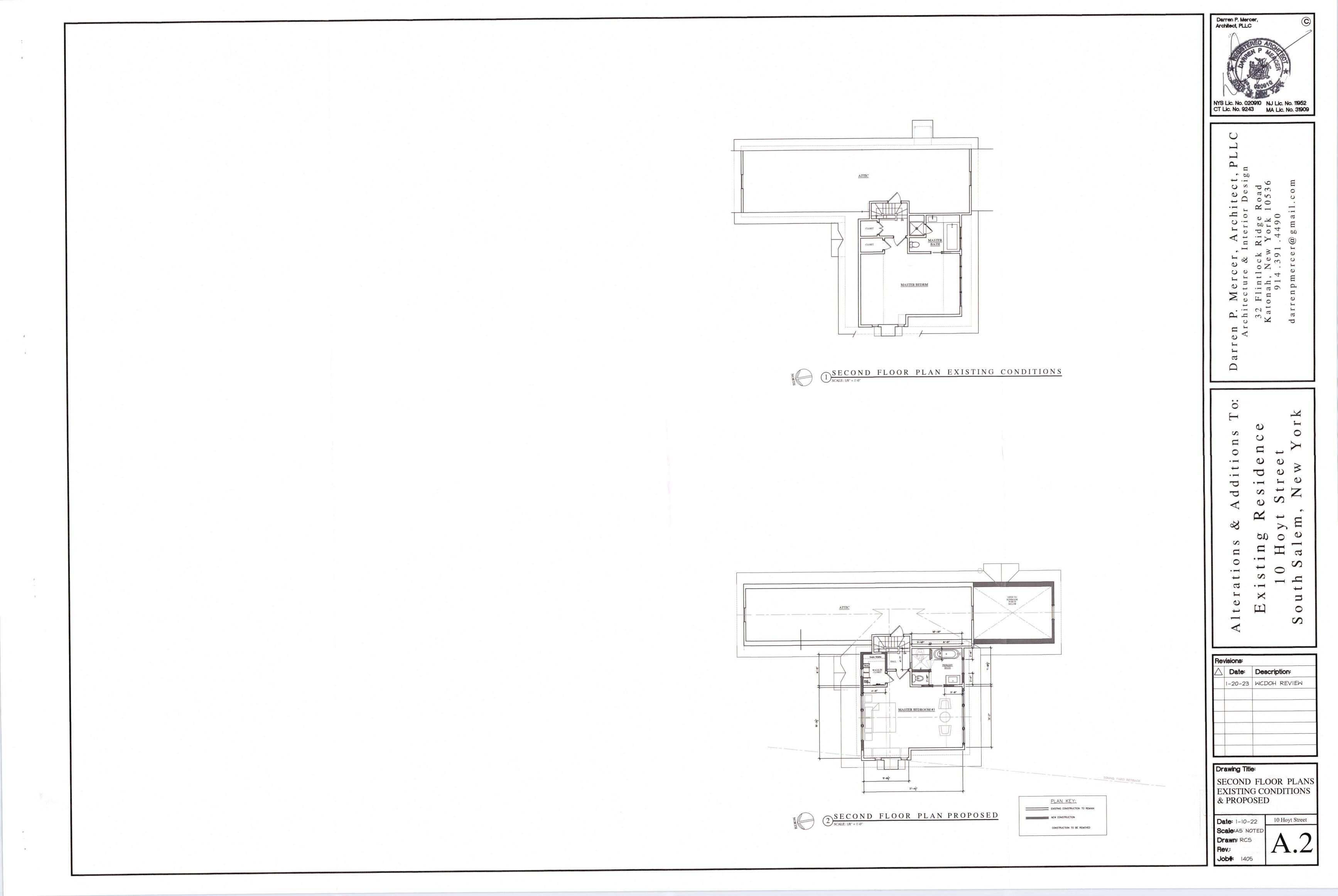


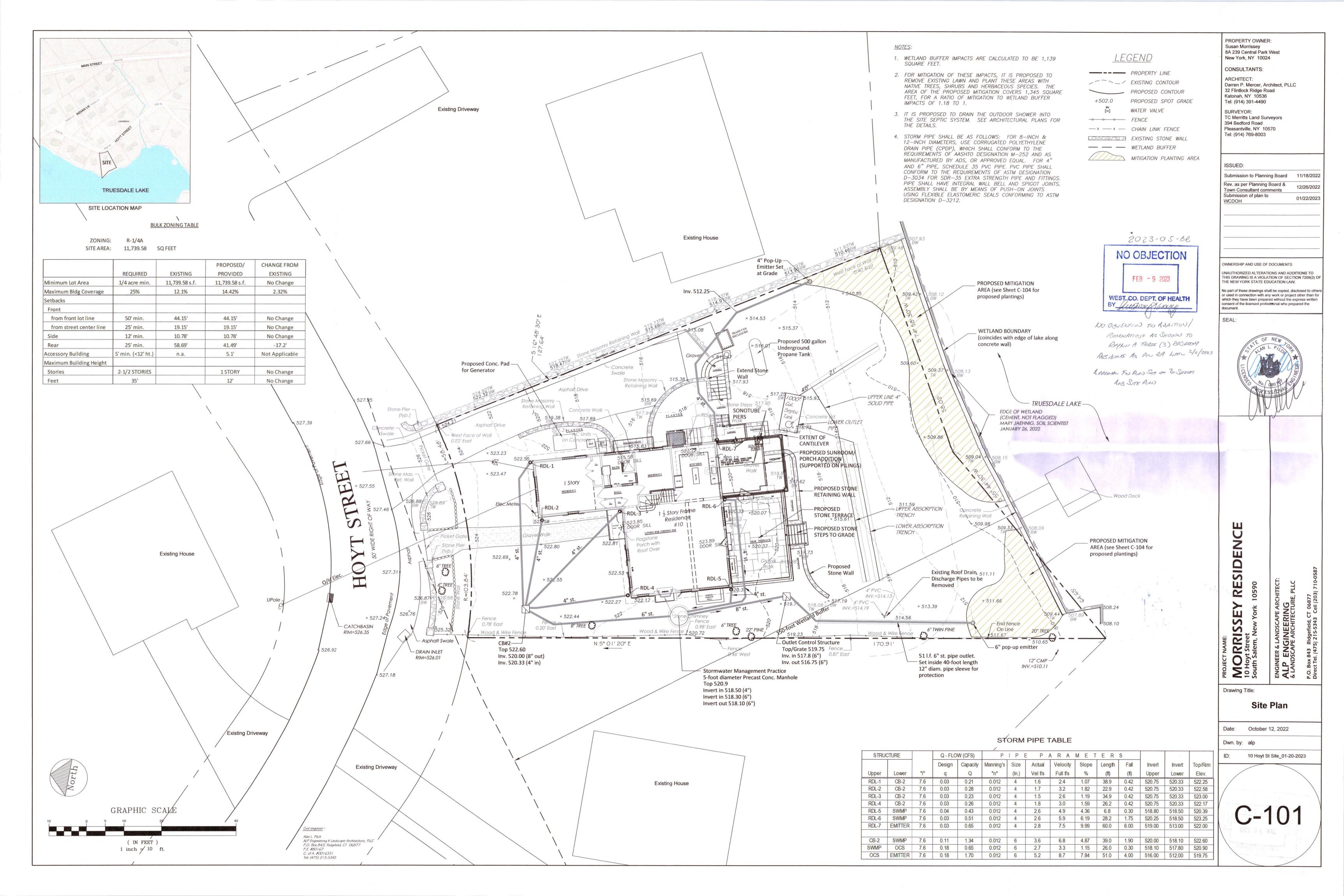


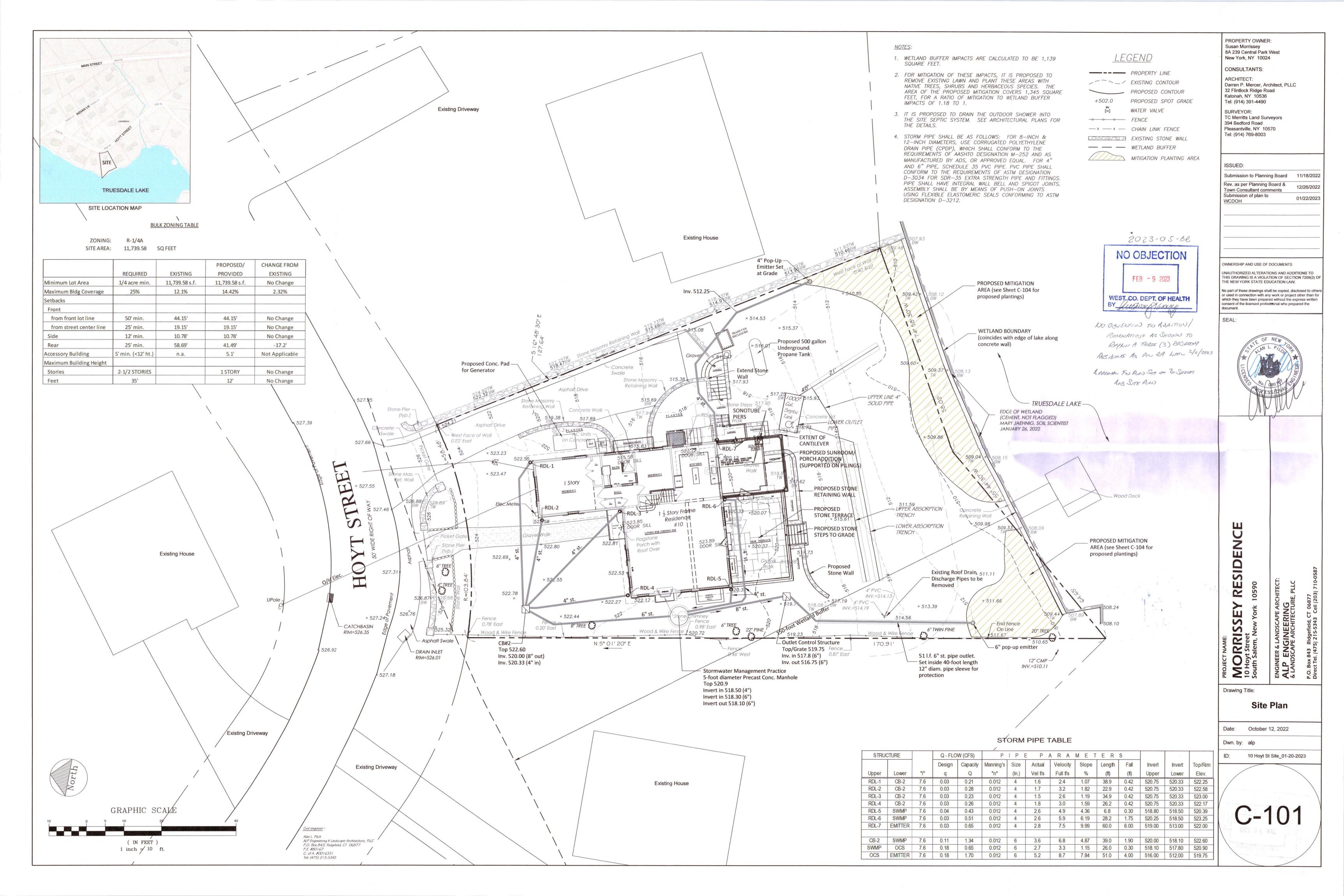












The Office of the Westchester County Clerk: This page is part of the instrument; the County Clerk will rely on the information provided on this page for purposes of indexing this instrument. To the best of submitter's knowledge, the information contained on this Recording and Endorsement Cover Page is consistent with the information contained in the attached document.



Westchester County Recording & Endorsement Page **Submitter Information** Thoroughbred Title Services, LLC 914-644-6100 Phone: Name: 914-644-6159 Address 1: 800 Westchester Avenue Fax: Suite S514 recording@thoroughbredtitleservices.co Address 2: Email: City/State/Zip: Reference for Submitter: 47442 McCaughey Rye Brook NY 10573 **Document Details** Control Number: 620323540 Document Type: Deed (DED) 2022020100238001002 Document Page Count: 2 Total Page Count: 3 Package ID: Parties Additional Parties on Continuation page 1st PARTY 2nd PARTY - Individual 1: MCCAUGHEY PATRICK E - Individual 1: MORRISSEY SUSAN 2: 2: Property Additional Properties on Continuation page Street Address: 10 HOYT STREET Tax Designation: 36C-11172-5 City/Town: **LEWISBORO** Village: Additional Cross-Refs on Continuation page **Cross-References** 2: 1: 3. 4: **Supporting Documents** 2: TP-584 1: RP-5217 3: IT-2663 **Recording Fees** Mortgage Taxes Document Date: \$40.00 Statutory Recording Fee: Page Fee: \$15.00 Mortgage Amount: \$0.00 Cross-Reference Fee: Mortgage Affidavit Filing Fee: \$0.00 Basic: \$0.00 RP-5217 Filing Fee: \$125.00 Westchester: \$0.00 \$5.00 TP-584 Filing Fee: Additional: \$0.00 \$10.00 RPL 291 Notice Fee: MTA: \$0.00 Total Recording Fees Paid: \$195.00 Special: \$0.00 Transfer Taxes Yonkers: \$0.00 Consideration: \$1,300,000.00 Total Mortgage Tax: \$0.00 Transfer Tax: \$5,200.00 Exempt: Mansion Tax: **Dwelling Type:** \$13,000.00 Transfer Tax Number: Serial #: 9913 **Record and Return To** RECORDED IN THE OFFICE OF THE WESTCHESTER COUNTY CLERK Pick-up at County Clerk's office 02/08/2022 at 09:46 AM Recorded: Control Number: 620323540 Witness my hand and official seal **Thoroughbred Title Services** 800 Westchester Avenue SUITE S514 Timothy C.Idoni Westchester County Clerk Rye Brook, NY 10573

ムフムイタ

- Bargain and Sale Deed, with Covenant against Grantor's Acts - Individual or Corporation (Single Sheet)

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made the 2nd day of February, in the year 2022

BETWEEN PATRICK EDWARD McCAUGHEY residing at 10 Hoyt Street, South Salem, NY 10590

party of the first part, and

SUSAN MORRISSEY residing at 239 Central Park West, Apt 8A, New York, NY 10024

party of the second part,

WITNESSETH, that the party of the first part, in consideration of

TEN (10.00) dollars

paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

SEE SCHEDULE A ANNEXED HERETO

Being and intended to be the same premises conveyed to the party of the first part by deed dated June 4, 2003 and recorded on July 28, 2003 in the Westchester County Clerk's Office in Control No. 431990220

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

Slow

PATRICK EDWARD McCAUGHEY

THOROUGHBRED TITLE SERVICES, LLC as Agent for Investors Title Insurance Company

SCHEDULE A (Legal Description)

Title No.: TTS47442

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Lewisboro, County of Westchester, and State of New York, designated by the Lot Number 5 on a certain, map entitled, "Map of Section No. 4 of Truesdale Lake Property South Salem, Town of Lewisboro, Westchester County, New York" made by J. Albert Schaefer, Surveyor, dated December 28, 1926 and filed in the County Clerk's Office, Division of Land Records, formerly Register's Office, Westchester County, New York, on April 18, 1927, as Map Number 3128 and bounded and described as follows:

BEGINNING at a point on the southerly side of Hoyt Street at the dividing line between Lots 5 and 6 on said map and distant as measured along said southerly side of Hoyt Street 465.44 feet westerly from the westerly end of a curve having a radius of 28.25 feet and a length of arc of 46.08 feet connecting said southerly side of Hoyt Street with the westerly side of Hoyt Street, thence running along the dividing line between Lots 5 and 6 on said map. South 16° 48' 30" East 127.64 feet to the northerly shore of Truesdale Lake; thence running along said northerly shore of Truesdale Lake, South 74° 58' 30" West 58.02 feet and South 55° 44' 30" West 64.65 feet to the dividing line between Lots 4 and 5; thence running along said dividing line, North 5° 01' 20" East 170.91 feet to the southerly side of Hoyt Street; thence running easterly along said southerly side of Hoyt Street, on a curve to the left having a radius of 103.84 feet, a distance of 58.48 feet to the point of BEGINNING.

FOR CONVEYANCING ONLY

The policy to be issued under this report will insure the title to such buildings and improvements erected on the premises which by law constitute real property.

TOGETHER with all the right, title and interest of the party of the first part, of, in and to the land lying in the street in front of and adjoining said premises.

TTS47442

Schedule A - Legal Description 1 of 1

Minutes of Meeting of November 10, 1970, Continued File with maps of lalie roads tale on motion of Mr. Thibdeau, seconded by Mr. Cronk, the following resolution was adopted: The Vote: Yes, Jordan, Naukirch, Cronk and Thibdeau No, None Absent, Boissy RESOLVED, that the following transfers be made from the Surplus -1 Account To: Town Property. Improvements Health Insurance \$2,376.97 Disability Health. 3.83 Assessor Office Expense 95.40 HIGHWAYS - Goldens Bridge Colony, Lake Waccabuc, Lake Kitchawan, Lower Salen Road, Stewart Road, Briscoe Road, Dake Katonah, Truesdale Lake and Twin Lakes Road Ext. On motion of Mr. Thibdeau, seconded by Mr. Neukirch, the following The Vote: Yes, Jordan, Neukirch, Cronk and Thibdeau No, Absent; -4 Boissy -0 -1 In the Matter of the Ascertaining, Describing and Recording as Town Highways in the Town of Lewisboro, County of Westchester and State of New York, Roads Used by the Public for Upwards of Ten Years. WHEREAS, those portions of roads as shown in bold outline on the maps now before this Board have been used by the public for a period in excess of ten years as public highways, WHEREAS, in accordance with the provisions of Section 189 of the Highway Law, it is in all respects proper that such portions of roads shall be duly ascertained, described and entered on record, as town highways of the Town of Lewisboro and worked NOW THEREFORE, consent is hereby granted to the Town Superintendent of Highways of the Town of Lewisboro to lay out and record as town highways of the Town of Lewisboro, those portions of roads shown in beld cutline on the maps now before this Board and hereby filed with the Town Clerk to become attached to and a part of the minutes of this meeting, and identified as sheets 1-1 to 1-8, 2-1 to 2-4, 3-1 to 3-9, 4-1 to 4-4, 5-1, 6-1 to 6-6, 7-1 to

Minutes of Meeting of November 10, 1970, Continued

HIGHWAYS - Continued

7-9, 8-1 and 8-2, all in accordance with the provisions of Section 189 of the Highway Law; it being understood and conditioned that such laying out and recording shall apply only to the existing traveled portions and existing drainage provisions and facilities, and not to the full width of the rightof-way shown on any filed maps or elsewhere; and it being further understood and conditioned that such laying out and recording shall convey to the Town of Lewisboro no rights to any water lines, mains, hydrants, curb cocks, standpipes, house connections and pump feed lines in said portions of roads, but that the owners of such water lines or equipment may maintain, repair or replace the same, provided they comply with the provisions of Article IV of the Street Ordinance of the Town of Lewisboro, and other applicable laws and ordinances.

LEWISBORO TOWN PARK - Traffic

The following letter was presented:

October 30, 1970

297

Alvin Jordan, Supervisor Town of Lewisboro S. Salem, N. Y.

Dear Al,

At the last meeting of the Recreation Commission, concern was again expressed about the passing lane at the entrance/exit of the Recreation Area on Route #35. We unanimously passed a resolution requesting the Town of Lewisboro Town Board to request the N. Y. State Traffic Commission to review this dangerous dntrance and exit and change the dotted line to a solid line at that point.

Very truly yours,

Der Waynel Yapourseell

On motion of Mr. Cronk, seconded by Mr. Thibdeau, the following resolution was unanimously adopted:

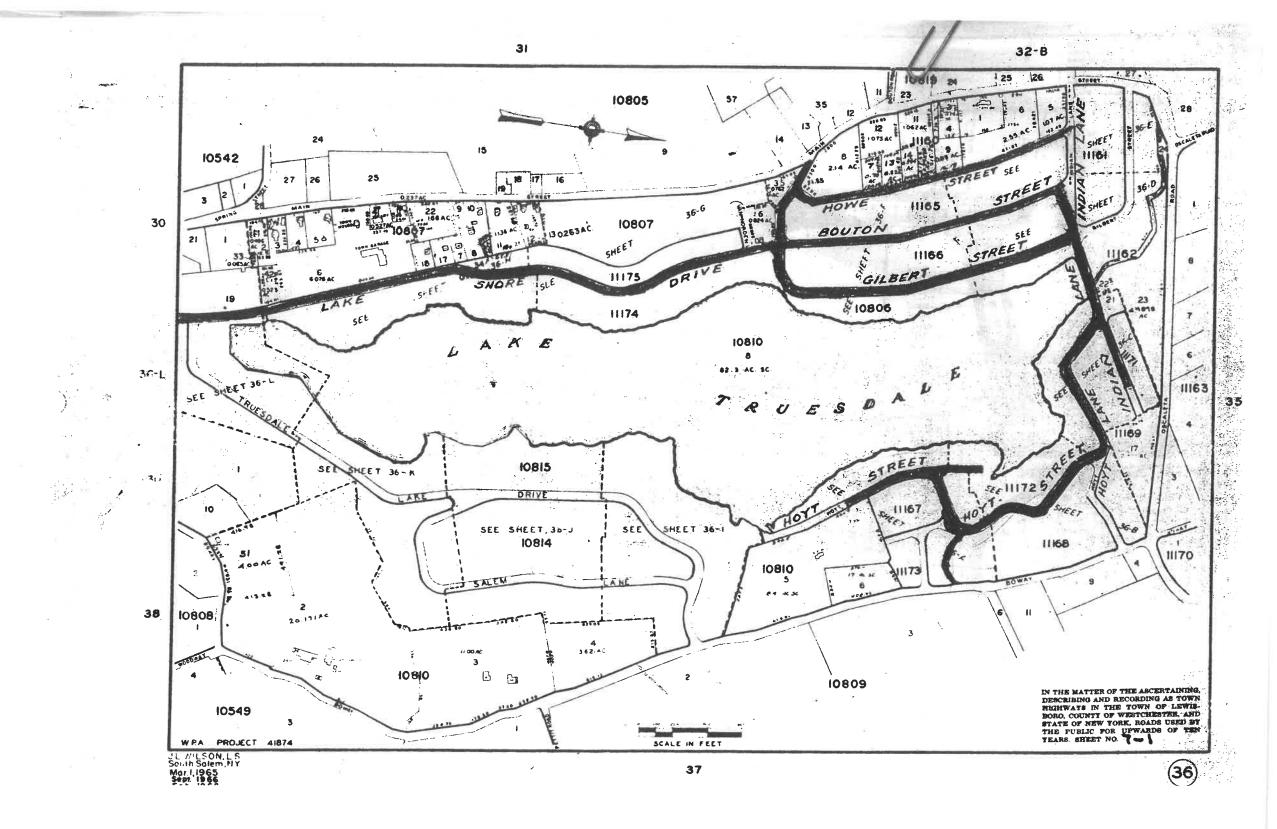
RESOLVED, that the Town Clerk be directed to contact the N.Y.S. Department of Transportation and ask that they made a study of the Lewisboro Town Park, Route 35 area and request they change the dotted line in front of the park to a solid line because of the dangerous traffic situation at this location.

LEWISBORO CONSERVATION ADVISORY COUNCIL

and the Constant wat for a set of the set of

The following letter was presented and referred to Town Attorney Stanley E. Anderson, Jr. for study and report:

Charles and the fight





MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit Nancy Simpkins 120 Mill River Road, South Salem Sheet 45, Block 10299, Lot 86

PROJECT DESCRIPTION

The subject property consists of ±5 acres of land and is located at 120 Mill River Road within the R-2A Zoning District. The subject property is developed with a single-family residence, detached barn/cottage, driveway, potable well and two (2) individual septic systems. The applicant is proposing an addition to the residence, stormwater infiltration system and wetland mitigation area. On-site wetlands are jurisdictional to the New York State Department of Environmental Conservation (NYSDEC) and the Town of Lewisboro and the majority of the proposed addition is located within the Town's 150-foot regulated buffer.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 4

COMMENTS

- 1. This office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.
- 2. The area of the addition on Sheet A-1, and associated narratives, does not match the calculations for the proposed building coverage of Sheet A-2. Please coordinate as needed.
- 3. On-site wetlands are jurisdictional to the New York State Department of Environmental Conservation (NYSDEC) and the wetland boundary must be verified and validated by same. Please submit a Wetland Boundary Map, including a fully executed copy of the NYSDEC Wetland Validation Block.
- 4. The person responsible for the wetland delineation and date of the delineation should be noted on the plan.
- 5. The applicant shall submit a Wetland Report which shall contain the information required under Sections 217-5 and 6 of the Town's wetland ordinance.
- 6. While a wetland mitigation area has been depicted on the plan, a planting plan shall be provided.
- 7. The property is partially encumbered by the FEMA 100-year Floodplain (Zone A) and appears to extend close to the proposed area of improvements. The floodplain boundary shall be depicted on the plan. A Flood Development Permit will be required in accordance with Chapter 126 of the Town Code. Should any development be proposed within the floodplain, additional floodplain mitigation may be required to provide adequate compensatory storage to offset and potential loss in floodplain storage as a result of the project.
- 8. The area of disturbance shall be adjusted to include the oil tank removal. All proposed erosion controls must be located within the limits of disturbance.
- 9. The site plan shall include topography; grading; top and bottom elevations of walls; first floor elevations; elevations at door sills, stairs, walkways, etc.
- 10. All applicable Westchester County Department of Health (WCHD) separation distance requirements shall be illustrated and denoted on the plan to demonstrate compliance.
- 11. How was the location of the existing septic system derived? Provide any available information on the size and condition of the system, including recent inspections, if any.

Chairperson Janet Andersen February 24, 2023 Page 3 of 4

- 12. The plan shall illustrate the location of the existing septic service line to the SSTS treatment areas. Additionally, please show the existing well and service line. The plan points to a patio for the well location but no symbol is shown. Please clarify.
- 13. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and result shall be shown on the plan. Contact this office to schedule the testing.
- 14. The drainage plan shall specify slope of pipe, invert elevations, top of system, bottom of system, etc. Provide outlet protection details.
- 15. The plan shall include the proposed stormwater piping within the limits of disturbance (s.f.). In addition, the proposed soil stockpile area shall be relocated from above the proposed stormwater infiltration area.
- 16. The plan shall illustrate the location and connection between all proposed roof drains. It appears the southwest corner gutter downspout is not shown for the addition.
- 17. The plan shall illustrate the footing drain location on the site plan. Include the size, slope, and material of drainage pipe and provide outlet protection details.
- 18. Include erosion control measures on the plan, including, but not limited to, temporary construction access, silt fence, tree protection, erosion control blankets, construction sequence, etc. Details shall be provided and shall be in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control.
- 19. Proposed erosion controls must be shown for the disturbance associated to the stormwater treatment area work.
- 20. The plan shall note that disturbance limits shall be staked in the field prior to construction.
- 21. Provide existing/proposed floor plans for the 2nd floor of the residence and detached barn/cottage.
- 22. Clearly identify the number of existing and proposed bedrooms. The Building Department shall determine the need to refer the application to the WCHD for review of the proposed bedroom count and whether modifications or upgrades to the existing septic system are required.
- 23. All walls equal to or greater than four (4) feet in height shall be designed by a NYS Licensed Professional Engineer. Provide construction details and specifications on the plan. The plan

Chairperson Janet Andersen February 24, 2023 Page 4 of 4

shall note that the construction of all walls equal to or greater than four (4) feet in height shall be certified by the Design Professional prior to issuance of a Certificate of Completion.

- 24. Provide construction details for all proposed improvements, including but not limited to, stone walls, stairs, stormwater pipe trench, bluestone walkways, Belgium block curb etc.
- 25. The applicant shall submit an updated existing condition survey (boundary and 2-foot contours), signed and sealed by a NYS Licensed Land Surveyor.
- 26. The plan shall illustrate and identify the location, specie type and diameter at breast height (dbh) of all trees with a dbh of 8 inches or greater and located within the limits of disturbance and 25 feet beyond. Indicate trees to be removed and/or protected. If no trees are proposed to be removed, a note on this effect shall be added to the plan.
- 27. The names of the adjacent property owners and the location of any neighboring driveways, structures, buildings, wells and septic areas shall appear on the plan.

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY PATRICK M. CROKE, ARCHITECT, DATED FEBRUARY 3, 2023:

- Site Plan and General Notes (A-1)
- Stormwater System (A-2)
- Demolition Floor Plans (A-3)
- Basement Plan (A-4)
- First Floor Plan (A-5)
- Elevations (A-6)
- Elevations and Section (A-7)

DOCUMENTS REVIEWED:

- Letter, prepared by Patrick M. Croke, dated December 8, 2022
- Letter, prepared by Stephen W. Coleman, dated December 19, 2022
- Wetland Permit Application
- Stormwater Permit Application
- Short EAF, dated December8, 2022

JKJ/dc https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Simpkins - 120 Mill River Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Simpkins Residence, 120 Mill River Road, South Salem, NY 10590
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for the construction of a bedroom addition.

The CAC would like to see a wetland mitigation plan with a planting list, a one-to-one calculation and a stormwater plan if necessary.

Patrick M. Croke

<u>Architect</u>

8 December 2022

Lewisboro Planning Board 79 Bouton Road South Salem, New York 10590

RE: 120 Mill River Road Zoning district R-2A, Sheet 45, block 10299, lot 86

Dear Chairperson Andersen and members of the Lewisboro Planning Board,

I represent the owner of the above referenced property and, on behalf of my client, enclosed for submission is an application and accompanying plans and documents in support of a request for a wetland's activity permit for the addition to the existing residence.

The project consists of the addition of a 729 SF space to be used as a master bedroom suite. A bedroom in the existing home is being renovated to no longer be considered a bedroom to maintain the current bedroom count and eliminate the need for any changes to the existing septic system. The addition consists of the bedroom suite at the first floor and storage and mechanical space in the basement below. The associated exterior work consists of the construction of a new stair from the upper driveway level to the basement and rear yard. The construction of the stair and basement will require the removal of a portion of a rock outcropping at the new stair location. Other exterior construction includes the relocation of HVAC condensers, the removal of an oil tank and the installation of new walkways and curbing. The total site disturbance is expected to be approximately 2213 SF at the construction area and 841 SF at the soil stockpile area for a total of 3054+/- SF. Approximately 1400 SF of disturbance will be between the 100' and 15' wetlands buffer lines. No disturbance is planned to be closer than the 100' buffer line. Material and vehicle storage will be on the existing driveway beyond the 150' buffer line.

We look forward to the opportunity to discuss this project further at the next available meeting of the Planning Board. In the meantime, please do not hesitate to contact me if you have any questions about the application or if you require additional information.

Sincerely

Patrick M. Croke LEED AP, BD+C

914 - 234 - 6093

www.pmcarchitect.com

20 Woodsbridge Road Katonah, New York 10536

Patrick M. Croke

13 February 2023

Town of Lewisboro Planning Board 79 Bouton Road South Salem, New York 10590

RE: Simpkins Residence, 120 Mill River Road, South Salem, NY 10590

Dear Chair Andersen and members of the Lewisboro Planning Board,

I represent, as architect, the owner of the above referenced property, and on behalf of my client, I present the following in response to the Conservation Advisory Council memo dated 2/8/23 for this project.

- 1. A wetland mitigation plan and a planting list were included with our submission.
- 2. The proposed mitigation planting area is approximately 1,000 SF. The proposed addition totals 729 SF. The mitigation planting area is 1.37 times the area of the addition.
- 3. A stormwater plan was included with our submission.

I look forward to the opportunity to discuss this further, if needed, at the next available meetings of the Planning Board. In the meantime, please do not hesitate to contact me if you have any questions about the application or require additional information.

Sincerely,

Patrick M. Croke LEED AP, BD+C

914 - 234 - 6093

www.pmcarchitect.com

20 Woodsbridge Road Katonah, New York 10536

Application I	No.:	••••••••••••••••••••••••••••••••••••••
Fee		Date:

TOWN OF LEWISBORO WETLAND PERMIT APPLICATION

79 Bouton Road, South Salem, NY 1	L0590
Phone: (914) 763-5592	
Fax: (914) 875-9148	

Project Address:	20 Mill River Road				
-	Block: 10299				

Project Description (Identify the improvements proposed within the wetland/wetland buffer and the approximate amount of wetland/wetland buffer disturbance): Addition to house in 100-150' buffer, 2000+/- SF disturbance

Owner's Name: Nancy Simpkins	Phone: (914) 533-6739
Owner's Address: 120 Mill River Road, South Salem	
Applicant's Name (if different): Patrick Croke, Architect	
Applicant's Address:	
Agent's Name (if applicable):	Phone:
Agent's Address:	_Email:
TO BE COMPLETED BY OWNER/A	APPLICANT
What type of Wetland Permit is required? (see §217-5C and §21	17-5D of the Town Code)

🗆 Administrative 🛛 况 Planning Board

Is the project located within the NYCDEP Watershed? • Yes • No

Total area of proposed disturbance: ¥ < 5,000 s.f. □ 5,000 s.f. - < 1 acre □ ≥1 acre

Does the proposed action require any other permits/approvals from other agencies/departments? (Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required: <u>Building permit</u>

Note: Initially, all applications shall be submitted with a plan that illustrates the existing conditions and proposed improvements. Said plan must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). The Planning Board and/or Town Wetland Inspector may require additional materials, information, reports and plans, as determined necessary, to review and evaluate the proposed action. If the proposed action requires a Planning Board Wetland Permit, the application materials outlined under §217-7 of the Town Code must be submitted, unless waived by the Planning Board. The Planning Board may establish an initial escrow deposit to cover the cost of application/plan review and inspections conducted by the Town's consultants.

For administrative wetland permits, see attached Administrative Wetland Permit Fee Schedule.

Owner Signature: Nana K. Simpking

Date: 12/8/22

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Affidavit of Ownership

State of: New Y Jme	
State of: <u>New Y</u> sme County of: <u>New Y</u> smc	
Nancy Simpkins, being duly s	sworn, deposes and says that he/she
resides at120 Mill River Road, South Salem, NY 10590	
in the County ofWestchester	, State ofNY
and that he/she is (check one) <u>X</u> the owner, or <u></u> the <u></u>	
of	Title
Name of corporation, partnership, or other legal entit	У
which is the owner, in fee of all that certain log, piece or parcel of	f land situated, lying and being in the
Town of Lewisboro, New York, aforesaid and know and designate	ed on the Tax Map in the Town of
Lewisboro as:	
Block <u>10299</u> , Lot <u>86</u> , on S	Sheet45
Ware K. Simp Owner's Signature	Kins
Sworn to before me this	
12 ⁿ day of plecember , 2 DZZ	
Notary Put NO Qualified	ELICITA SURIEL blic - State of New York 0. 01SU6355859 d in New York County ion Expires Mar 20, 2025

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and hotarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

	To Be Completed by Applicant (Please type or print)				
PATRICK CROKE Name of Applicant	SIMPKINS ADDITION Project Name				
Property Description	Property Assessed to:				
Tax Block(s):	NANCY K. SIMPKINS				
Tax Lot(s): 86	Name 20 MILL RIVER ROAD				
Tax Sheet(s): <u>45</u>	Address SO. SALEM NY 10590				
	City State Zip				
The undersigned, being duly sworn deposes and says that a search of the tax records in the office of the Receiver of Taxes, Town of Lewisboro, reveals that all amounts due to the Town of Lewisboro as real estate taxes and special assessments, together with all penalties and interest thereon, affecting the premises described below, have been paid.					
Signature - Receiver of Taxes:					
	Date				
Sworn to before me this	Date				
Sworn to before me this day of September	Date				

Signature - Notary Public (affix stamp)

JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01DO6259627 Qualified in Westchester County Commission Expires April 16, 2029

	Fee: Date:
TOWN OF LEWISBORD	
STORMWATER PERMIT APPLI	CATION
79 Bouton Road, South Salem, I Phone: (914) 763-5592 Fax: (914) 875-9148	
Project Address: 120 Mill River Road	
Sheet: 45 10299 Lot(s): 86	
Project Description (describe overall project including all propos Addition to house of 729 SF within the 100-150' wetlands buffer, 3000+	sed land development activities): /- SF disturbance
Owner's Name: Nancy Simpkins	Phone: (914) 533-6739
Owner's Address:	NancyKSimpkins@gmail.com
Applicant's Name (if different):	Phone: 914-234-6093
Applicant's Address:	Email:
Agent's Name (if applicable):	Phone:
Agent's Address:	_Email:
TO BE COMPLETED BY OWNER/A	APPLICANT

The approval authority is? (see §189-5 of the Town Code)

□ Town Engineer and Stormwater Management Officer ■ Planning Board

Is the project located within the NYCDEP Watershed?

Total area of proposed disturbance: ■ 5,000 s.f. - < 1 acre □ ≥1 acre

Will the project require coverage under the NYSDEC General Permit for Stormwater Discharges from Construction Activity?
☐ Yes
☐ No
☐ Requires post-construction stormwater practice

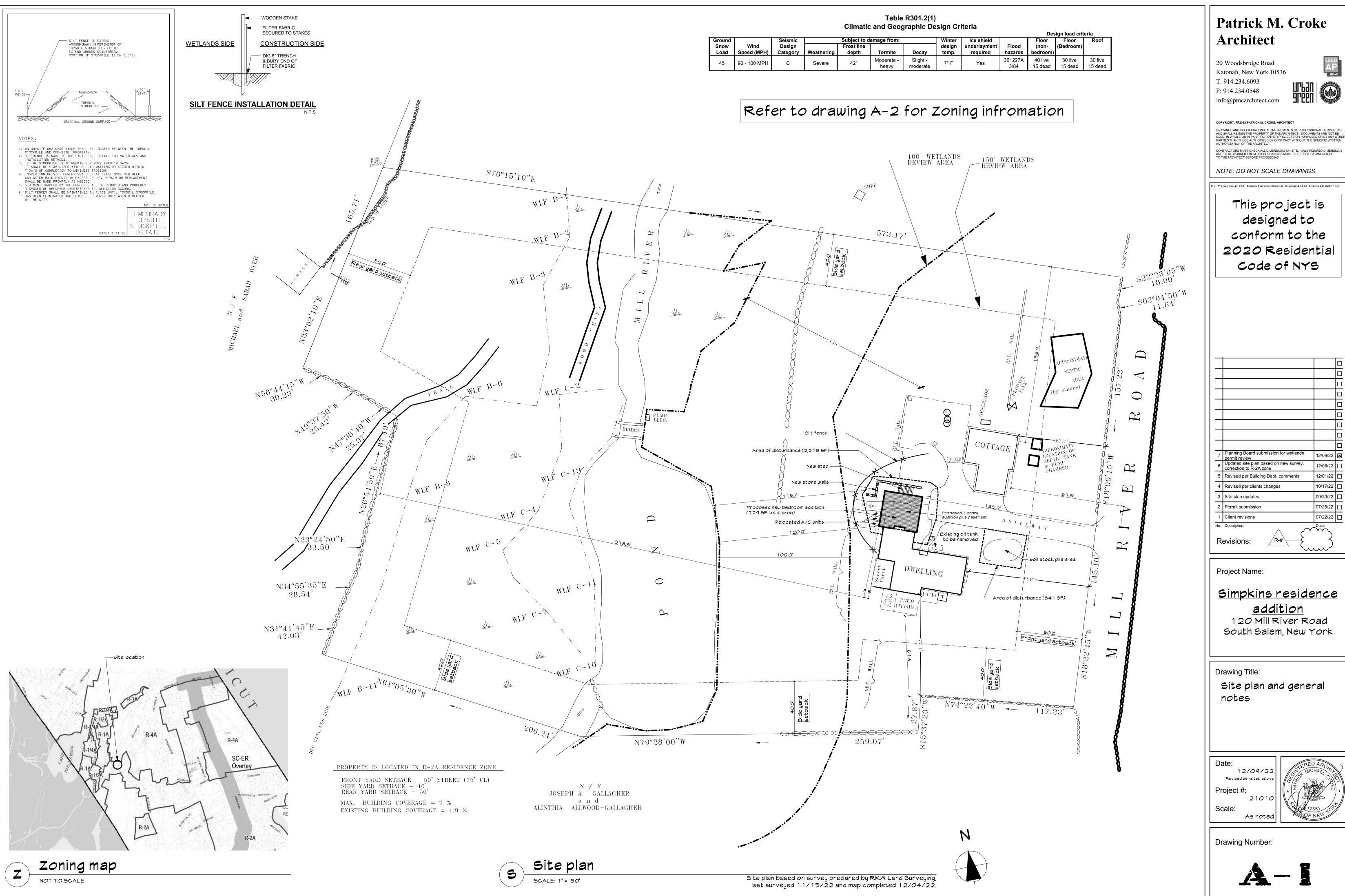
Does the proposed action require any other permits/approvals from other agencies/departments? (Wetland Inspector, Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required: Building permit

Note: The applicant, owner and/or agent is responsible for reviewing and complying with Chapter 189, "Stormwater Management and Erosion and Sediment Control," of the Town Code. This application must be submitted with all applicable plans, reports and documentation specified under §189-8, "SWPPP requirements," of the Town Code; all SWPPP's shall be prepared in conformance with Chapter 189 and shall be prepared by a qualified professional, as defined therein. The provision for obtaining a Town Stormwater Permit is in addition to the requirement of obtaining coverage under the SPDES General Permit for Stormwater Discharges from Construction Activity, if applicable.

Owner Signature: Nasur K. Simpkins

Date: 2/8/22

Application No.: _____



LEED **AP**

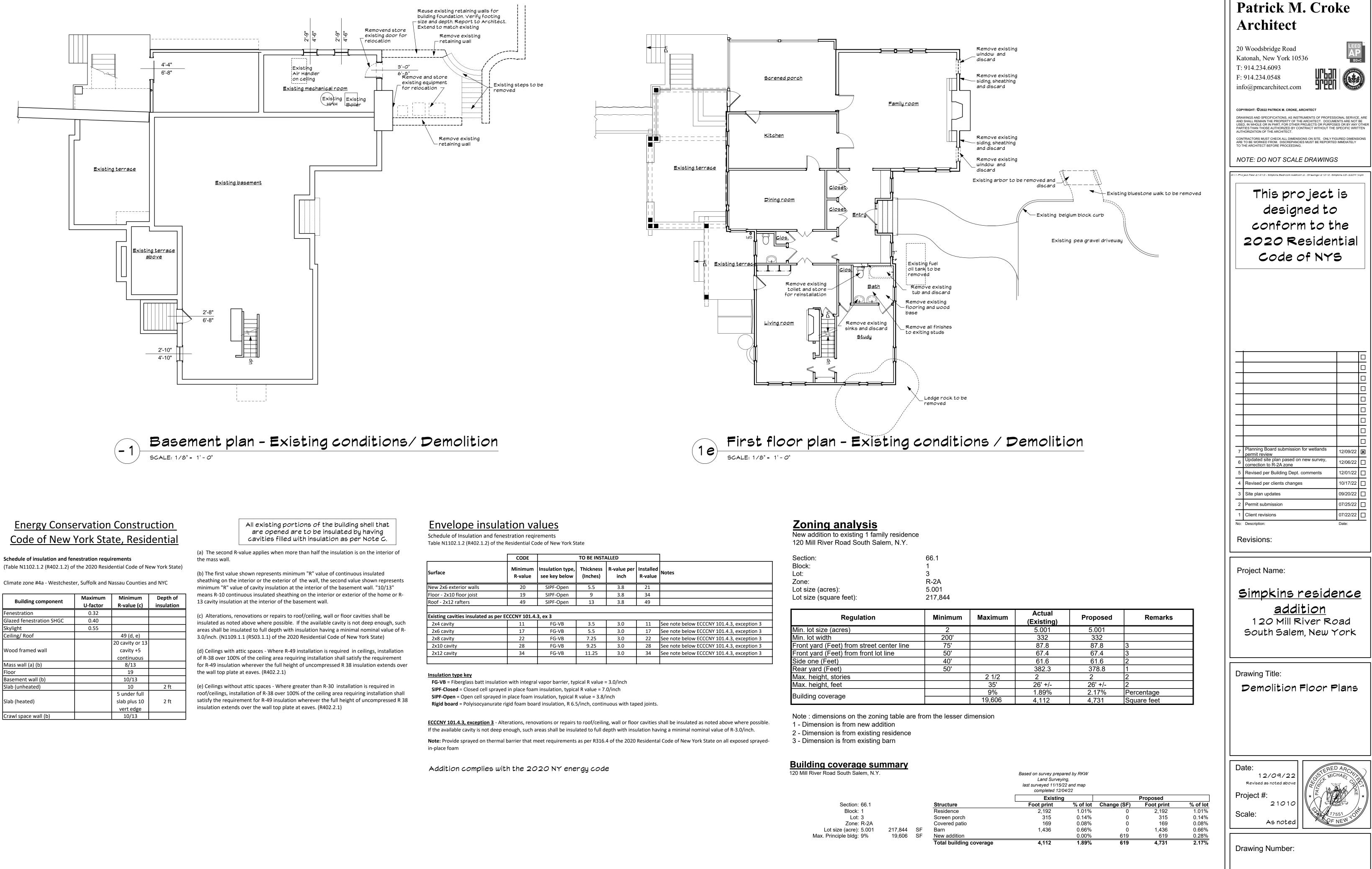
BD+C

06/22

0/17/22

9/20/22

Ground		Seismic	Subject to damage from:			
Snow Load	Wind Speed (MPH)	Design Category	Weathering	Frost line depth	Termite	Decay
45	90 - 100 MPH	С	Severe	42"	Moderate - heavy	Slight - moderate



(Table N1102.1.2 (R402.1.2) of the 2020 Residential Code of New York State)

Climate zone #4a - Westchester, Suffolk and Nassau Counties and NYC

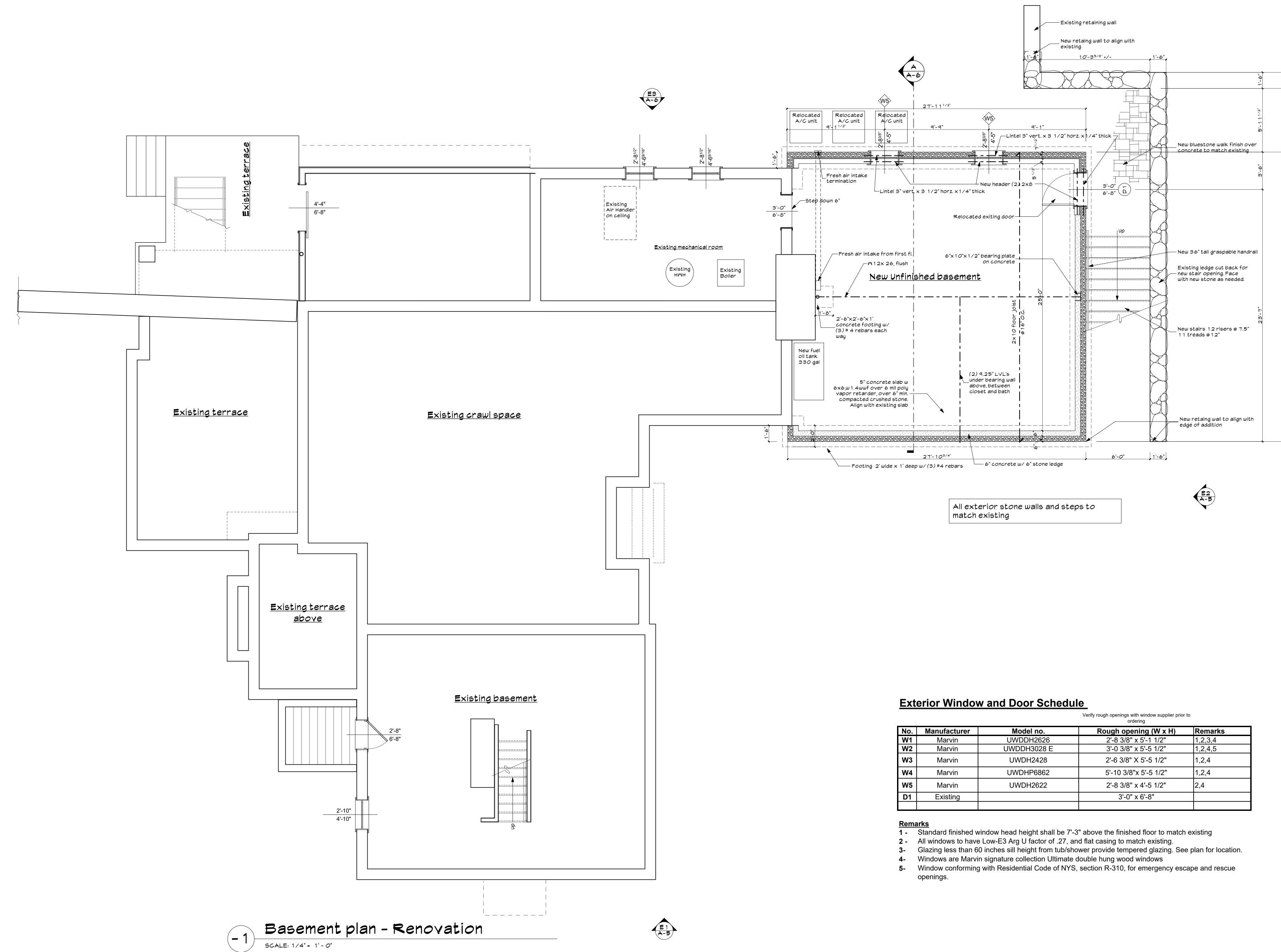
Building component	Maximum U-factor	Minimum R-value (c)	Depth of insulation
Fenestration	0.32		modiation
Glazed fenestration SHGC	0.40		
Skylight	0.55		
Ceiling/ Roof		49 (d, e)	
		20 cavity or 13	
Wood framed wall		cavity +5	
		continuous	
Mass wall (a) (b)		8/13	
Floor		19	
Basement wall (b)		10/13	
Slab (unheated)		10	2 ft
		5 under full	
Slab (heated)		slab plus 10	2 ft
		vert edge	
Crawl space wall (b)		10/13	

	CODE		TO BE INST/	ALLED		
Surface	Minimum R-value	Insulation type, see key below	Thickness (Inches)	R-value per inch	Installed R-value	Notes
New 2x6 exterior walls	20	SIPF-Open	5.5	3.8	21	
Floor - 2x10 floor joist	19	SIPF-Open	9	3.8	34	
Roof - 2x12 rafters	49	SIPF-Open	13	3.8	49	
Existing cavities insulated as	· ·	3, ex 3 FG-VB	3.5	3.0	11	See note below ECCONV 101.4.2 execution 2
2x4 cavity 2x6 cavity	11	FG-VB	3.5 5.5	3.0	11 17	See note below ECCCNY 101.4.3, exception 3 See note below ECCCNY 101.4.3, exception 3
2x8 cavity	22	FG-VB FG-VB	7.25	3.0	22	See note below ECCCNY 101.4.3, exception 3
2x10 cavity	28	FG-VB	9.25	3.0	28	See note below ECCCNY 101.4.3, exception 3
2x12 cavity	34	FG-VB	11.25	3.0	34	See note below ECCCNY 101.4.3, exception 3

Section:	66.1
Block:	1
Lot:	3
Zone:	R-2A
Lot size (acres):	5.001
Lot size (square feet):	217,844

Regulation	Minim
Min. lot size (acres)	2
Min. lot width	200
Front yard (Feet) from street center line	75'
Front yard (Feet) from front lot line	50'
Side one (Feet)	40'
Rear yard (Feet)	50'
Max. height, stories	
Max. height, feet	
Building coverage	

Section: 66.1			Str
Block: 1			Re
Lot: 3			Sci
Zone: R-2A			Co
Lot size (acre): 5.001	217,844	SF	Bai
Max. Principle bldg: 9%	19,606	SF	Ne



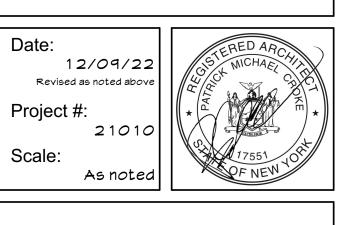
	Verity rough openings with window supplier prior ordering	to
Model no.	Rough opening (W x H)	Remarks
WDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4
VDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5
JWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4
WDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4
JWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4
	3'-0" x 6'-8"	

	Patrick M. Cro Architect	ke	
Ka T: F:	Woodsbridge Road ttonah, New York 10536 914.234.6093 914.234.0548 To@pmcarchitect.com	LEED BD+C	
DRA' AND USEI PAR AUTH CON ARE TO T	YRIGHT: ©2022 PATRICK M. CROKE, ARCHITECT WINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFESS SHALL REMAIN THE PROPERTY OF THE ARCHITECT. DOCUM 0, IN WHOLE OR IN PART, FOR OTHER PROJECTS OR PURPO TIES THAN THOSE AUTHORIZED BY CONTRACT WITHOUT THE 40RIZATION OF THE ARCHITECT. TRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FI TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTE HE ARCHITECT BEFORE PROCEEDING.	IENTS ARE NOT BE SES OR BY ANY OTHE SPECIFIC WRITTEN GURED DIMENSIONS D IMMDIATELY	
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7	Planning Board submission for wetlands permit review	12/09/22 🗴	
6	Updated site plan pased on new survey, correction to R-2A zone	12/06/22	
5	Revised per Building Dept. comments	12/01/22	
4	Revised per clients changes	10/17/22 09/20/22	
3	Site plan updates Permit submission	09/20/22	
2 1	Client revisions	07/23/22	
No:	Description:	Date:	
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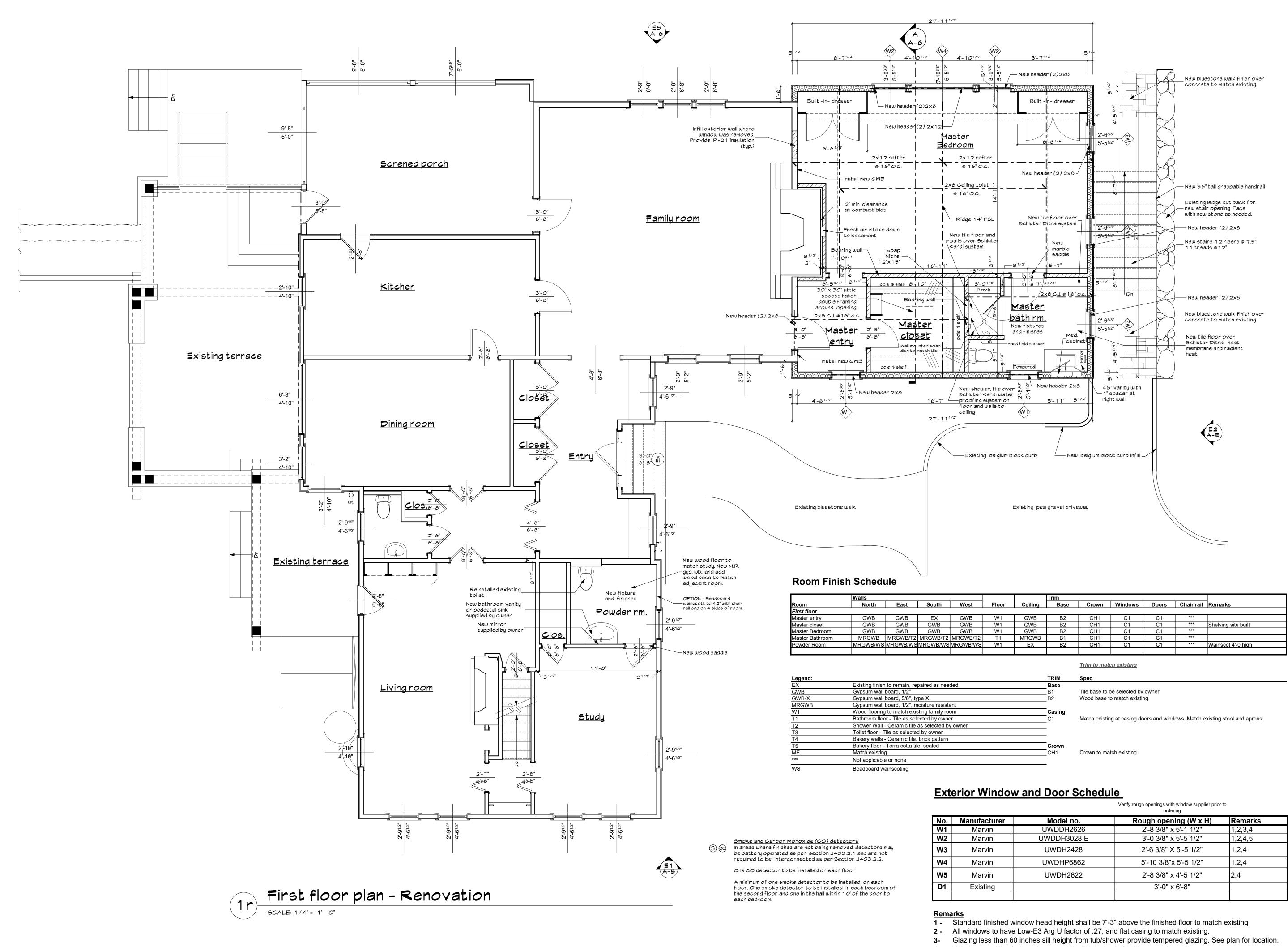
Project Name:

<u>Simpkins residence</u> <u>addition</u> 120 Mill River Road South Salem, New York

Drawing Title: Basement Plan







- openings.

GWB	B2	CH1	C1	C1	***	Shelving site built
GWB	B2	CH1	C1	C1	***	
MRGWB	B1	CH1	C1	C1	***	
EX	B2	CH1	C1	C1	***	Wainscot 4'-0 high
	TRIM	<u>Trim to mate</u> Spec	<u>ch existing</u>			
	Base	Spec				
	B1	Tile base to h	e selected by	owner		
			o match existi			
	Casing					
	C1	Match existin	g at casing do	oors and wind	lows. Match	existing stool and aprons

	ordering					
•	Model no.	Rough opening (W x H)	Remarks			
	UWDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4			
	UWDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5			
	UWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4			
	UWDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4			
	UWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4			
		3'-0" x 6'-8"				

4- Windows are Marvin signature collection Ultimate double hung wood windows

5- Window conforming with Residential Code of NYS, section R-310, for emergency escape and rescue

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6	Updated site plan pased on new survey, correction to R-2A zone	12/06/22	
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4	Revised per clients changes	10/17/22	
3	Site plan updates	09/20/22	
2	Permit submission	07/25/22	
1	Client revisions	07/22/22	
No:	Description:	Date:	

Revisions:

Project Name:

<u>Simpkins residence</u> <u>addition</u> 120 Mill River Road South Salem, New York

Drawing Title: First Floor plan









Elevation and section key notes

- 11 INTERIOR TRIM
- Match existing 12 - INSULATION
- Sprayed in place foam of a minimum R-value as notes in Energy Conservation code of
- New York State, residential 13 PITCHED ROOF ASSEMBLY
- Shingles to match existing
- Ice & water shield at all eaves, valleys and roof to wall joints, typical15lb. felt paper
- 5/8" CDX plywood sheathing
 Roof rafters- Simpson H2.5A (or similar)
- connection to wall plate • Ceiling joists- as per plan
- Insulation as per #12
- Plastic vent channels at cathedral ceilings
- and at eaves Continuous ridge vent by COR-A-VENT
- 14 EAVE ASSEMBLY
- Match existing 15 - RAKE ASSMEBLY
- Match existing
- 16 ROOF WATER DRAINAGE
 Copper gutters and leaders to match existing (not shown on plans and
- elevations) Drain into boot and solid PVC pipe separate from footing drains, run to
- daylight All joints to be mitered, screwed, glued and sealed with caulk and primer upon
- completion of fabrication
- 5 ¼" neck base around bottom
- Flashing with copper • Provide ventilation at top and bottom
- 17 TERRACE PLATFORM
- 1 ½" New York bluestone to match existing set in 1 ½" mortar bed • 4" concrete slab with 6x6W1.4xW1.4
- M.M.F. • 6" min. compacted crush stone base

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 Updated site plan pased on new survey,
 correction to R-2A zone ≠/06/22 I Revised per Building Dept. comments 4 Revised per clients changes 10/17/22

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Revisions:

1Client revisionsNo:Description:

3 Site plan updates

2 Permit submission

Project Name:

Simpkins residence addition 120 Mill River Road South Salem, New York

09/20/22

07/25/22

07/22/22

Date:

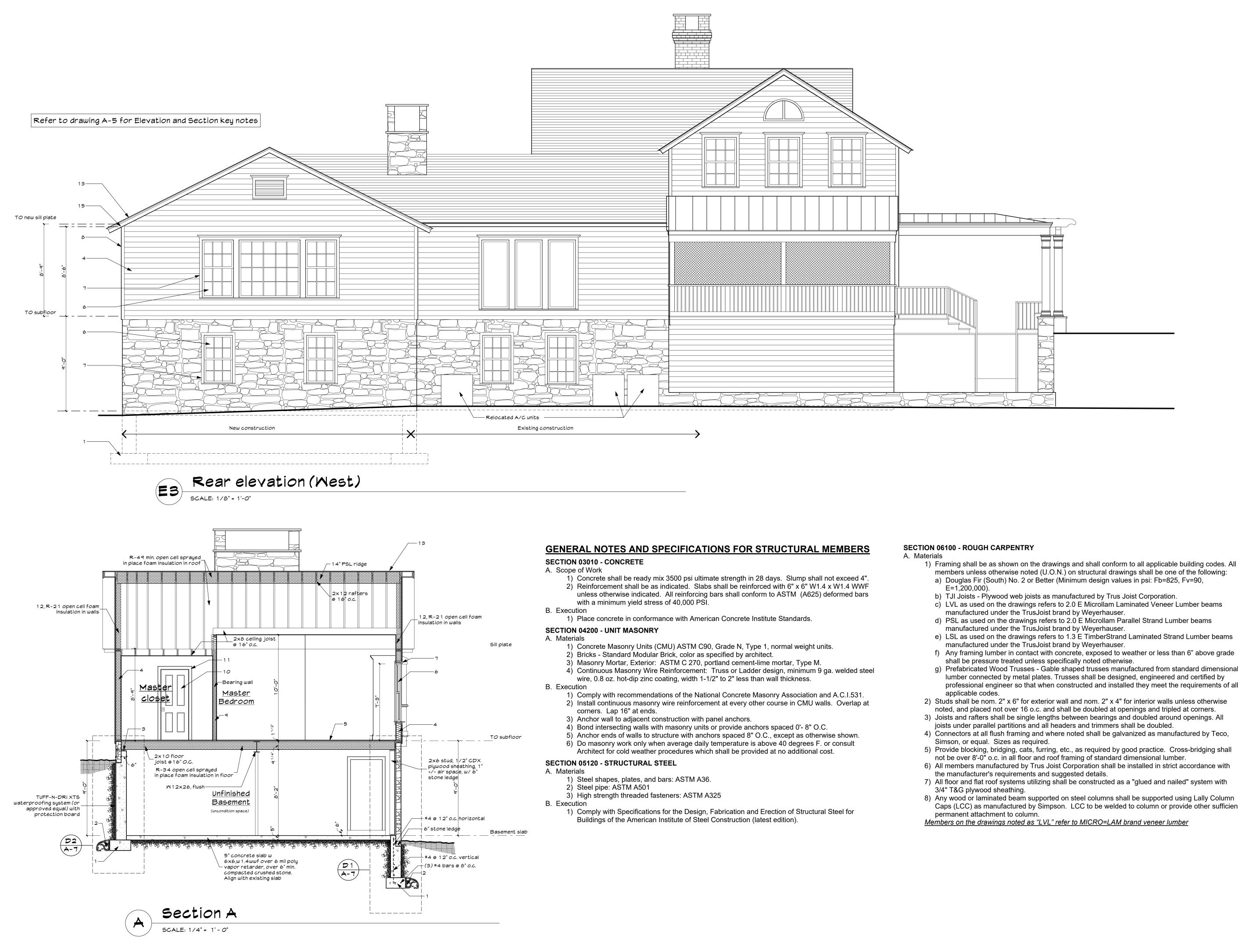
Drawing Title: Elevations

Date: 12/09/22 Revised as noted above Project # 2101 Scale:

As noted







1) Framing shall be as shown on the drawings and shall conform to all applicable building codes. All members unless otherwise noted (U.O.N.) on structural drawings shall be one of the following: a) Douglas Fir (South) No. 2 or Better (Minimum design values in psi: Fb=825, Fv=90,

e) LSL as used on the drawings refers to 1.3 E TimberStrand Laminated Strand Lumber beams

f) Any framing lumber in contact with concrete, exposed to weather or less than 6" above grade

g) Prefabricated Wood Trusses - Gable shaped trusses manufactured from standard dimensional lumber connected by metal plates. Trusses shall be designed, engineered and certified by professional engineer so that when constructed and installed they meet the requirements of all

Caps (LCC) as manufactured by Simpson. LCC to be welded to column or provide other sufficient

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NOTE: DO NOT SCALE DRAWINGS

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2 P	Permit submission	07/25/22					
1 C No: D	Client revisions	07/22/22					

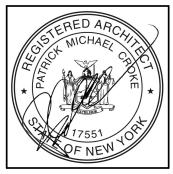
Revisions:

Project Name:

<u>Simpkins residence</u> addition 120 Mill River Road South Salem, New York

Drawing Title: Elevations and section

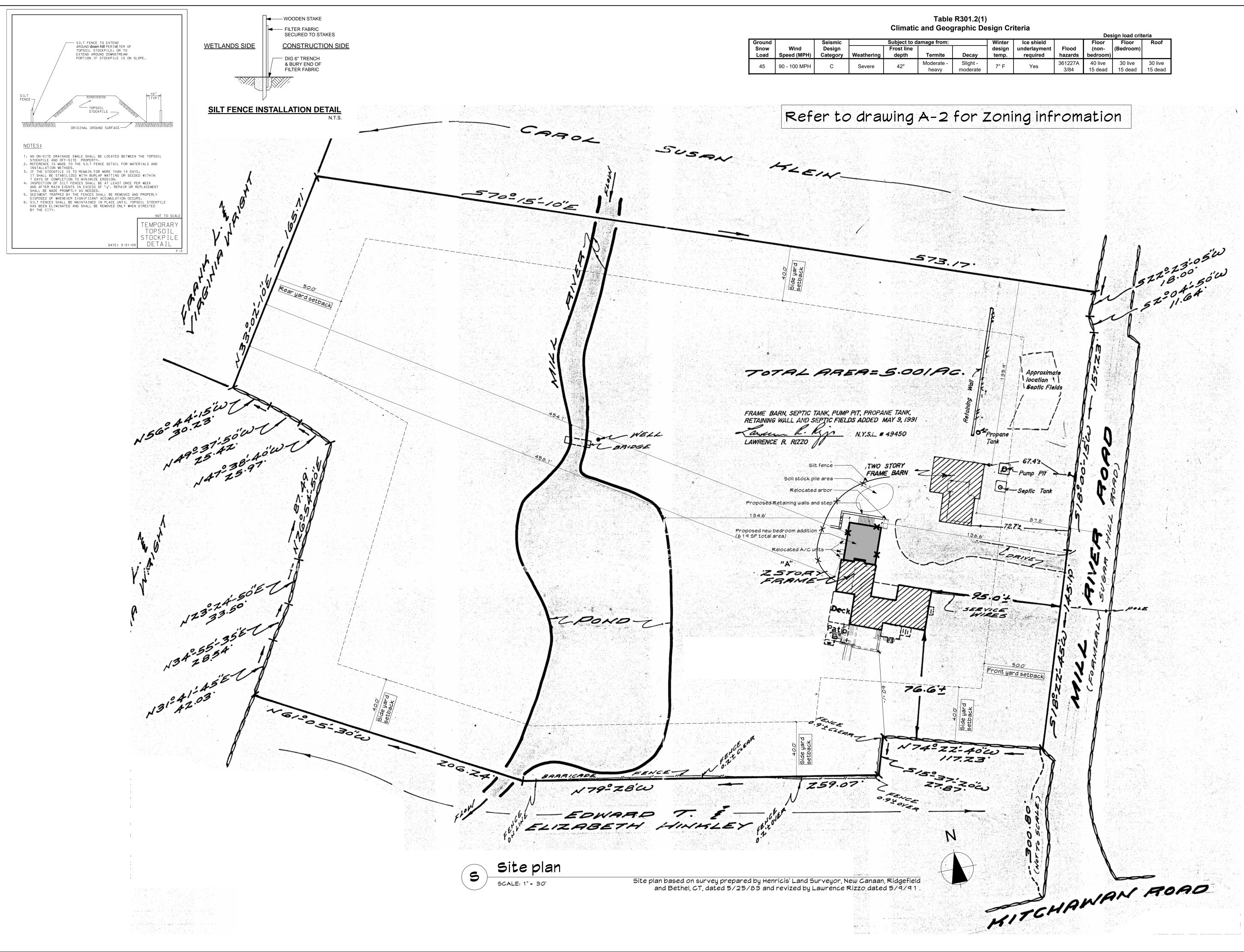
Date: 12/09/22 Revised as noted above Project # 210^{-1} Scale:



Drawing Number:

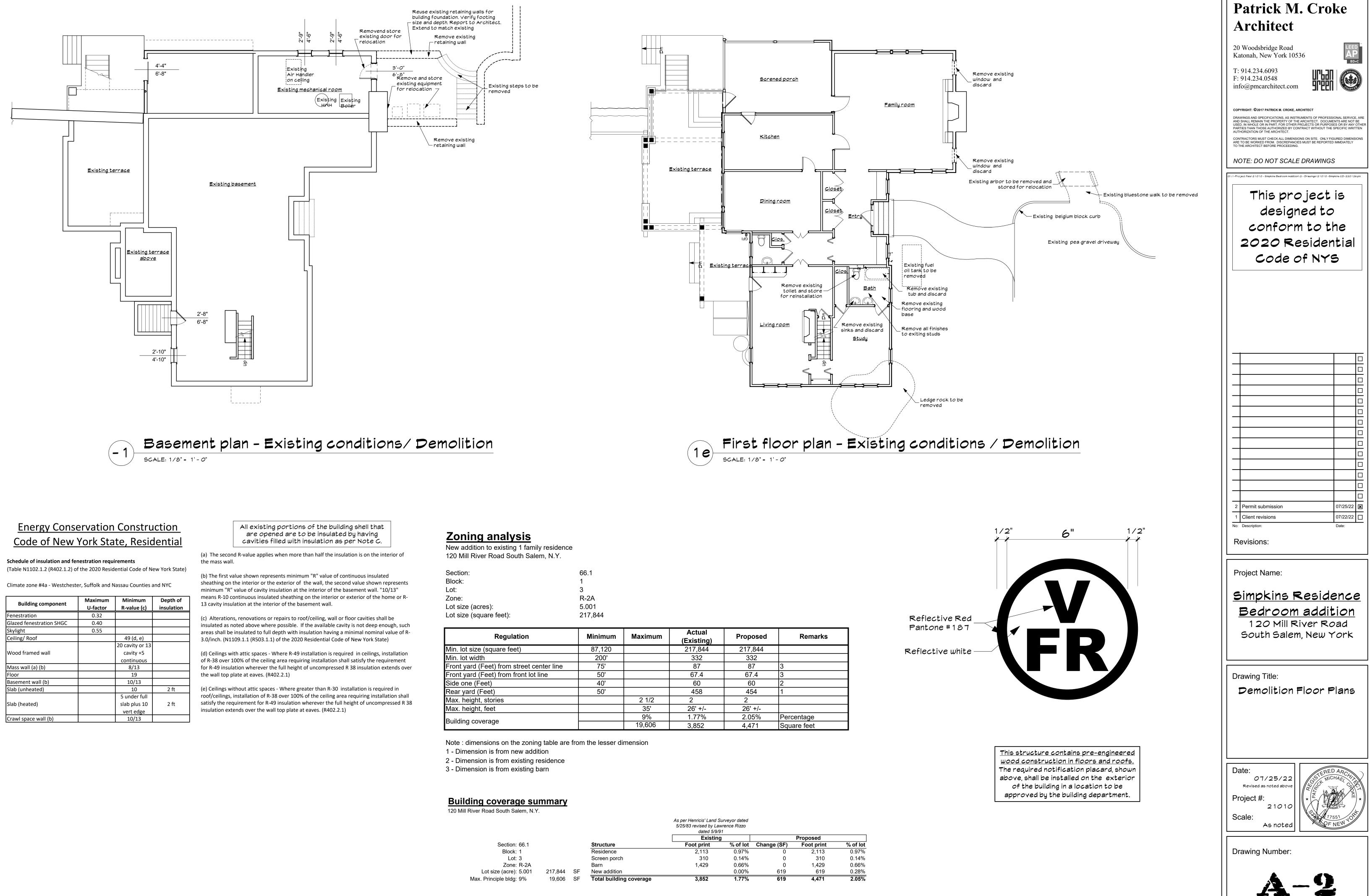
As note





Grou	nd		Seismic		Subject to d	amage from:	
Snov	N	Wind	Design		Frost line		
Load	k	Speed (MPH)	Category	Weathering	depth	Termite	Decay
45		90 - 100 MPH	С	Severe	42"	Moderate - heavy	Slight - moderate

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AUTHORIZATION OF THE ARCHITECT. CONTRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FIGURED DIMENSIONS ARE TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTED IMMDIATELY TO THE ARCHITECT BEFORE PROCEEDING. NOTE: DO NOT SCALE DRAWINGS CI(1-Project Files\21010-5impkins Bedroom Addition\2 - Drawings\21010-5impkins CD-220126.pin This project is designed to
conform to the 2020 Residential Code of NYS
Image: second system Image: second system Image: second
Project Name: <u>Simpkins Residence</u> <u>Bedroom addition</u> 120 Mill River Road South Salem, New York
Drawing Title: Site plan and general notes
Date: 07/25/22 Revised as noted above Project #: 21010 Scale: As noted
Drawing Number:

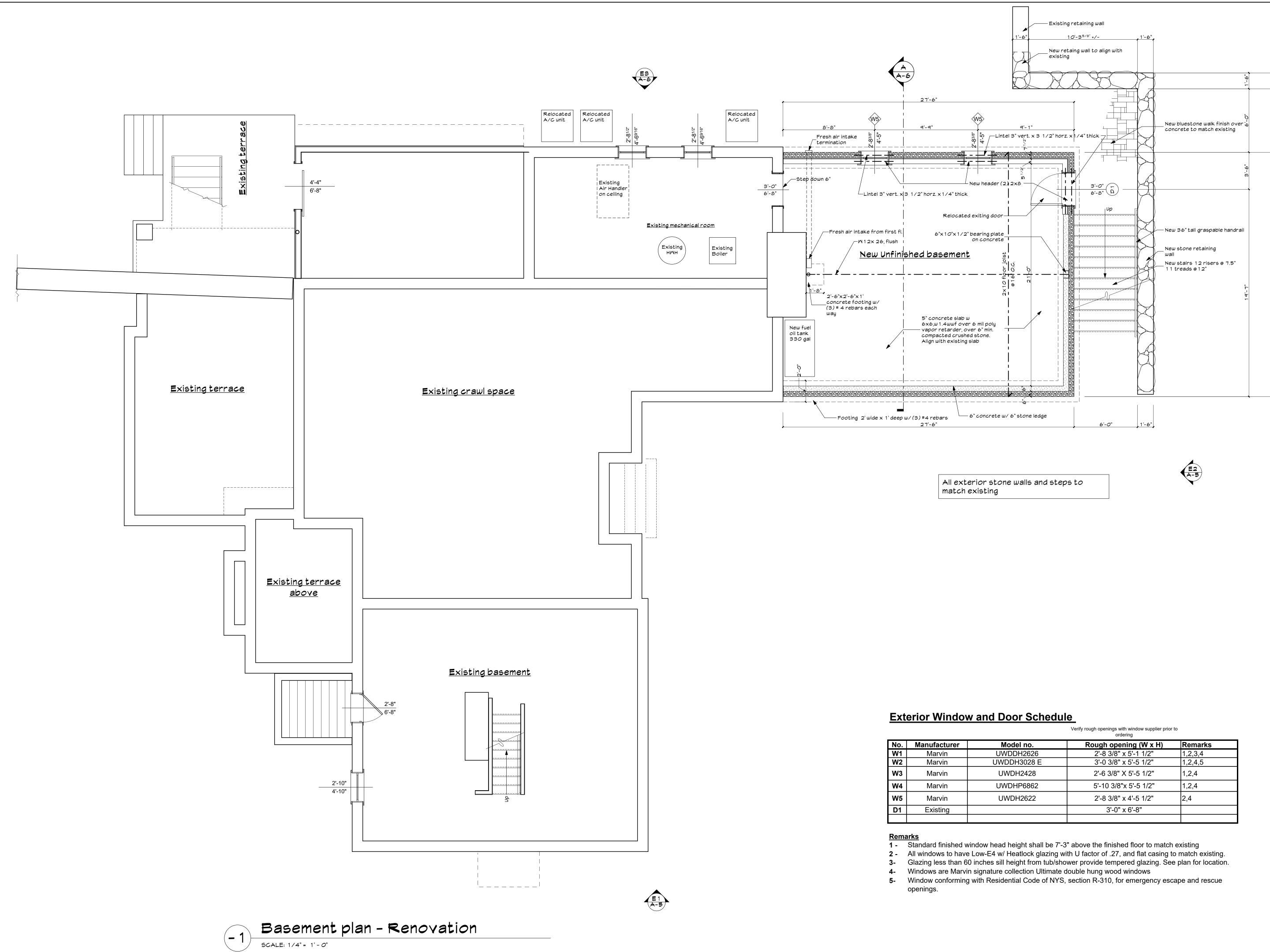


Building component	Maximum U-factor	Minimum R-value (c)	Depth of insulation
Fenestration	0.32		
Glazed fenestration SHGC	0.40		
Skylight	0.55		
Ceiling/ Roof		49 (d, e)	
		20 cavity or 13	
Wood framed wall		cavity +5	
		continuous	
Mass wall (a) (b)		8/13	
Floor		19	
Basement wall (b)		10/13	
Slab (unheated)		10	2 ft
		5 under full	
Slab (heated)		slab plus 10	2 ft
		vert edge	
Crawl space wall (b)		10/13	

44

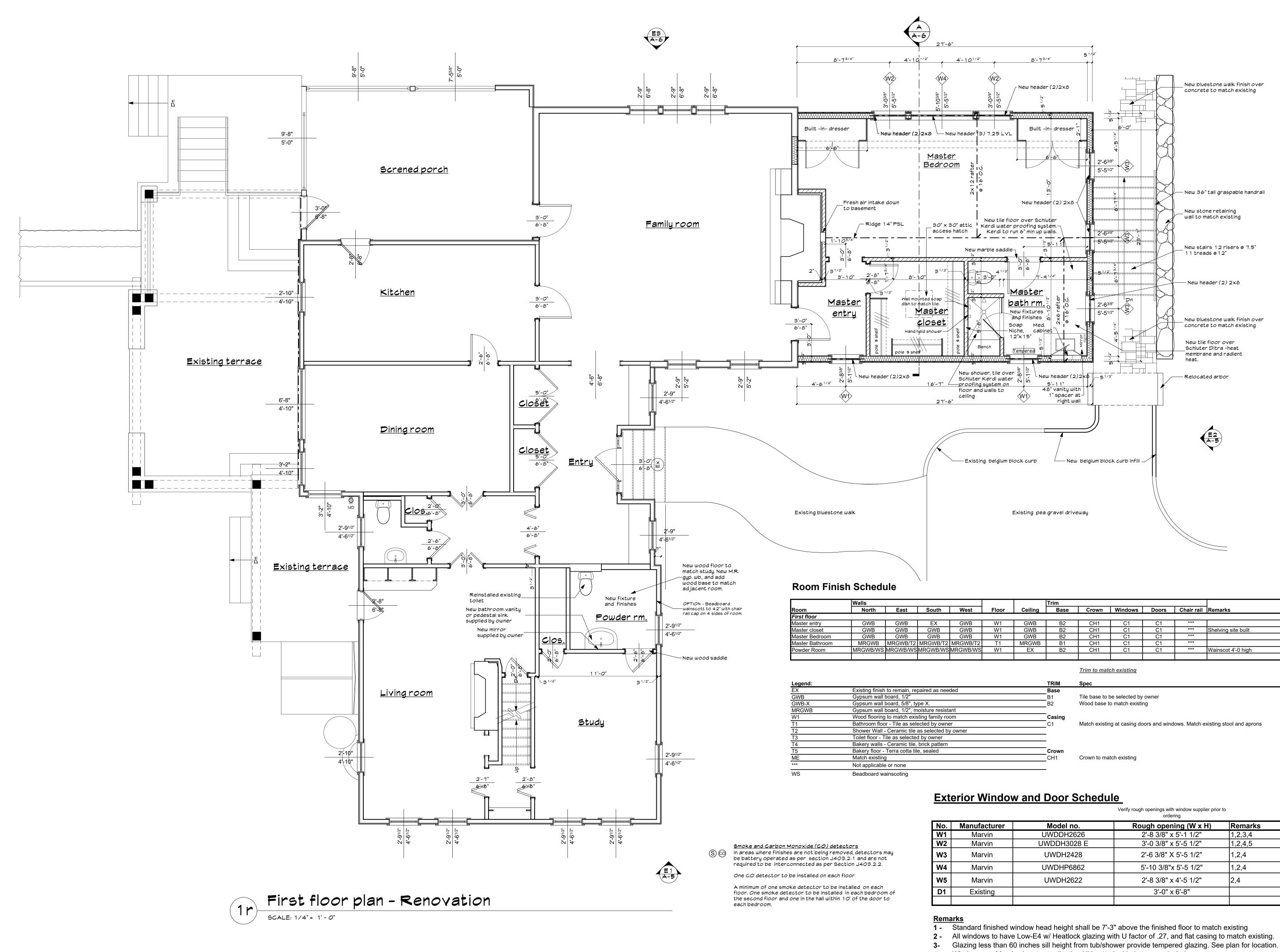
Regulation	Minimum	Maximum	Actual (Existing)	Proposed	Remarks
Min. lot size (square feet)	87,120		217,844	217,844	
Min. lot width	200'		332	332	
Front yard (Feet) from street center line	75'		87	87	3
Front yard (Feet) from front lot line	50'		67.4	67.4	3
Side one (Feet)	40'		60	60	2
Rear yard (Feet)	50'		458	454	1
Max. height, stories		2 1/2	2	2	
Max. height, feet		35'	26' +/-	26' +/-	
Puilding coverage		9%	1.77%	2.05%	Percentage
Building coverage		19,606	3,852	4,471	Square feet

				dated 5/9/9	91			
				Existing	g		Proposed	
Section: 66.1			Structure	Foot print	% of lot	Change (SF)	Foot print	% of lot
Block: 1			Residence	2,113	0.97%	0	2,113	0.97%
Lot: 3			Screen porch	310	0.14%	0	310	0.14%
Zone: R-2A			Barn	1,429	0.66%	0	1,429	0.66%
Lot size (acre): 5.001	217,844	SF	New addition		0.00%	619	619	0.28%
Max. Principle bldg: 9%	19,606	SF	Total building coverage	3,852	1.77%	619	4,471	2.05%



ad height shall be 7'-3" above the finished floor to match existing
v/ Heatlock glazing with U factor of .27, and flat casing to match existing.
ill height from tub/shower provide tempered glazing. See plan for location.
e collection Ultimate double hung wood windows

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This project is designed to
conform to the 2020 Residential Code of NYS
2 Permit submission 07/25/22 Image: Comparison 1 Client revisions 07/22/22 Image: Comparison No: Description: Date:
Project Name:
Simpkins Residence Bedroom addition 120 Mill River Road South Salem, New York
Drawing Title: Basement Plan
Date:
OT/25/22 Revised as noted above Project #: 21010 Scale: As noted
Drawing Number:
<u>A-3</u>



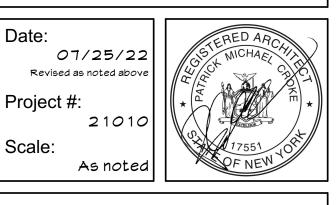
- openings.

	ordering				
•	Model no.	Rough opening (W x H)	Remarks		
	UWDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4		
	UWDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5		
	UWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4		
	UWDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4		
	UWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4		
		3'-0" x 6'-8"			

4- Windows are Marvin signature collection Ultimate double hung wood windows 5- Window conforming with Residential Code of NYS, section R-310, for emergency escape and rescue

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 1
 Client revisions

 No:
 Description:
 07/22/22 **Revisions:** Project Name: Simpkins Residence Bedroom addition 120 Mill River Road South Salem, New York Drawing Title: First Floor plan









Elevation and section key notes

- 11 INTERIOR TRIM Match existing
- 12 INSULATION
- Sprayed in place foam of a minimum R-value as notes in Energy Conservation code of
- New York State, residential 13 PITCHED ROOF ASSEMBLY
- Shingles to match existing
- Ice & water shield at all eaves, valleys and
- roof to wall joints, typical15lb. felt paper
- 5/8" CDX plywood sheathing
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- Provide ventilation at top and bottom
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- 1 ½" New York bluestone to match existing set in 1 ½" mortar bed • 4" concrete slab with 6x6W1.4xW1.4
- 6" min. compacted crush stone base

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07/25/22

2101

As noted

Revised as noted above

1 Client revisions No: Description:

Project Name:

Drawing Title:

Date:

Project #

Scale:

Elevations

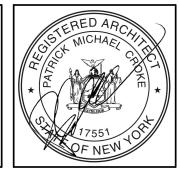
Simpkins Residence

Bedroom addition

120 Mill River Road

South Salem, New York

Revisions:

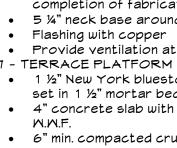


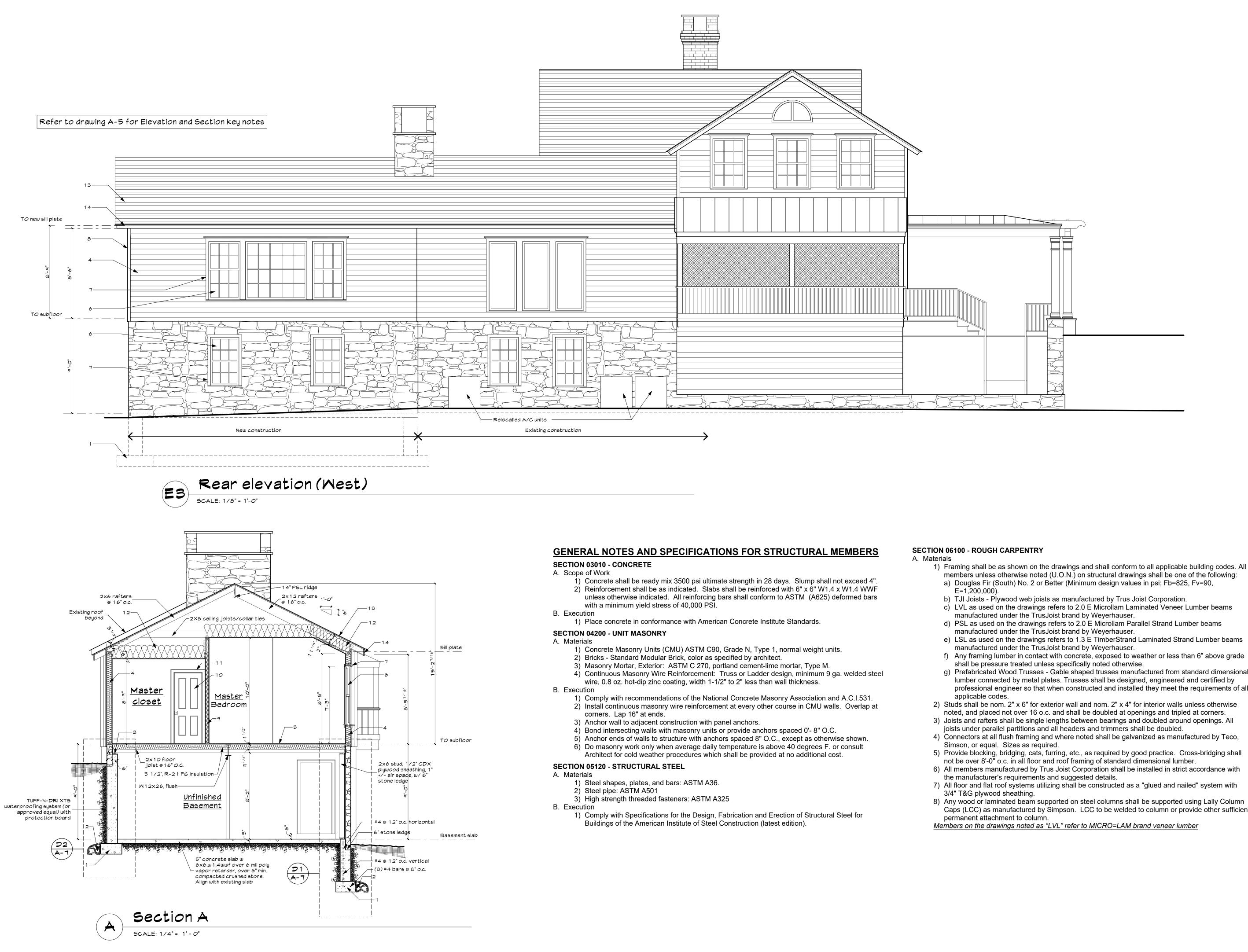
07/22/22

Date:









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g) Prefabricated Wood Trusses - Gable shaped trusses manufactured from standard dimensional lumber connected by metal plates. Trusses shall be designed, engineered and certified by professional engineer so that when constructed and installed they meet the requirements of all

Caps (LCC) as manufactured by Simpson. LCC to be welded to column or provide other sufficient

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Bedroom Addition\2 - Drawinas\21010 -Sim

DRAWINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFESSIONAL SERVICE, AI

NOTE: DO NOT SCALE DRAWINGS

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	2	Permit submission 07/25/22	×
No: Description: Date:	1		

Revisions:

Project Name:

Simpkins Residence Bedroom addition 120 Mill River Road South Salem, New York

Drawing Title: Elevations and section

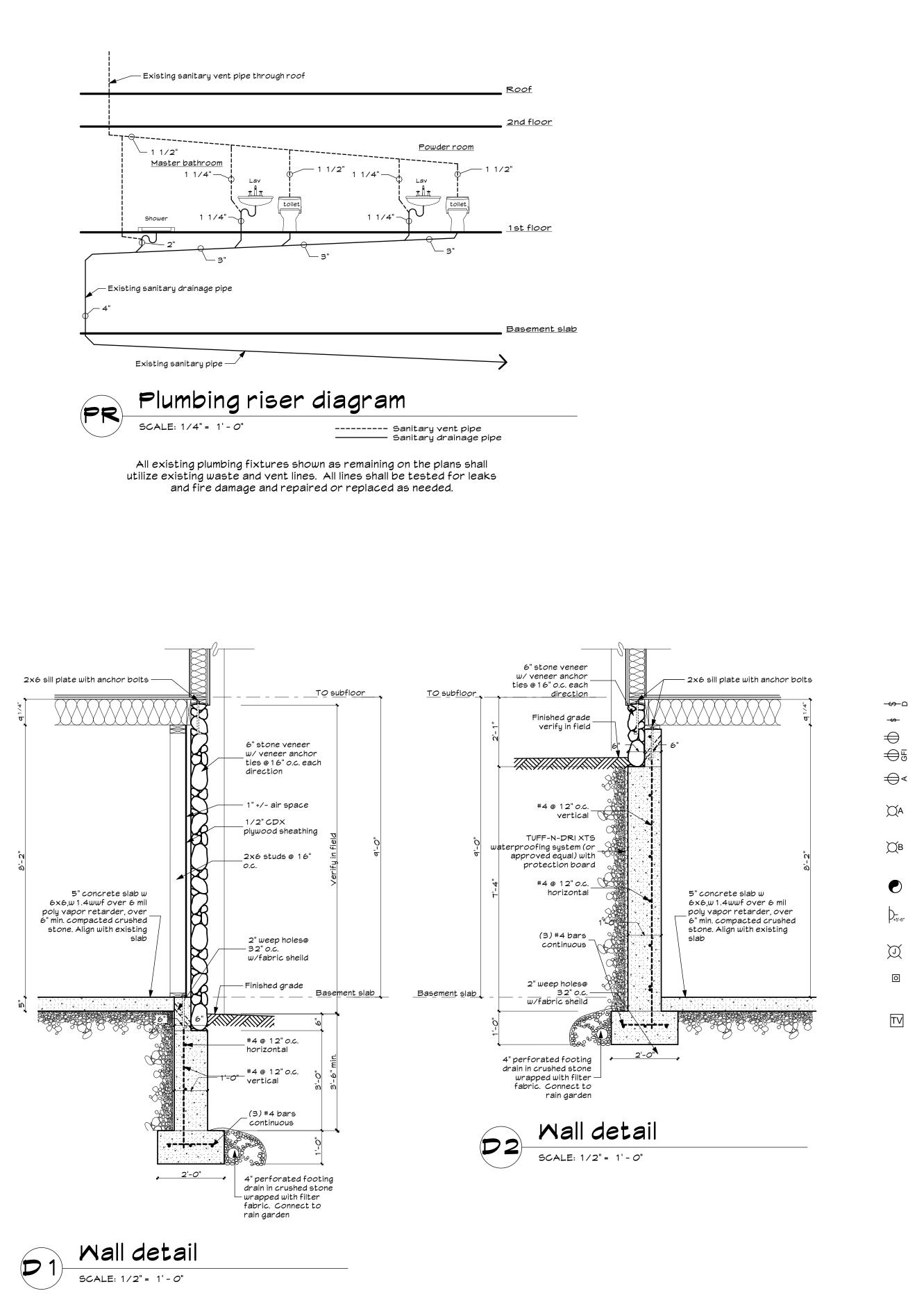
Date: 07/25/22 Revised as noted above Project # 2101 Scale:

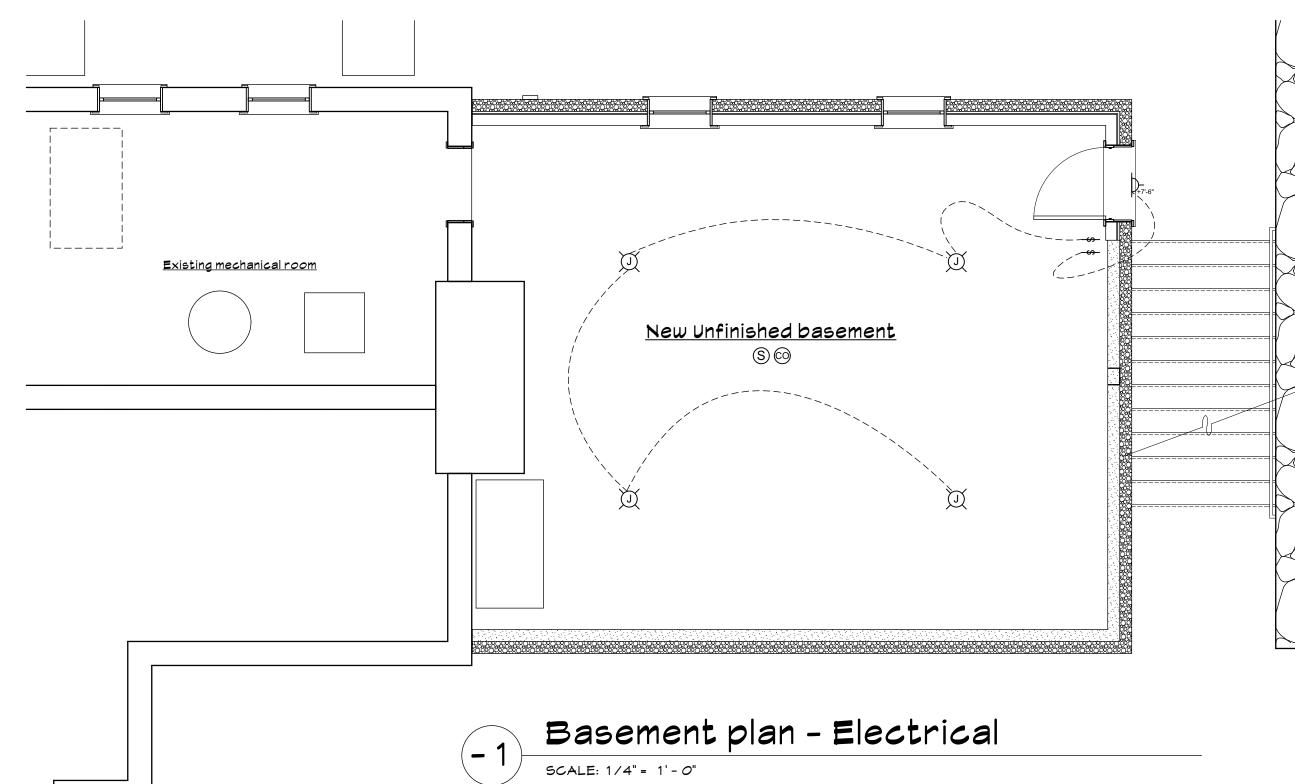


Drawing Number:

As note







Electrical fixture schedule

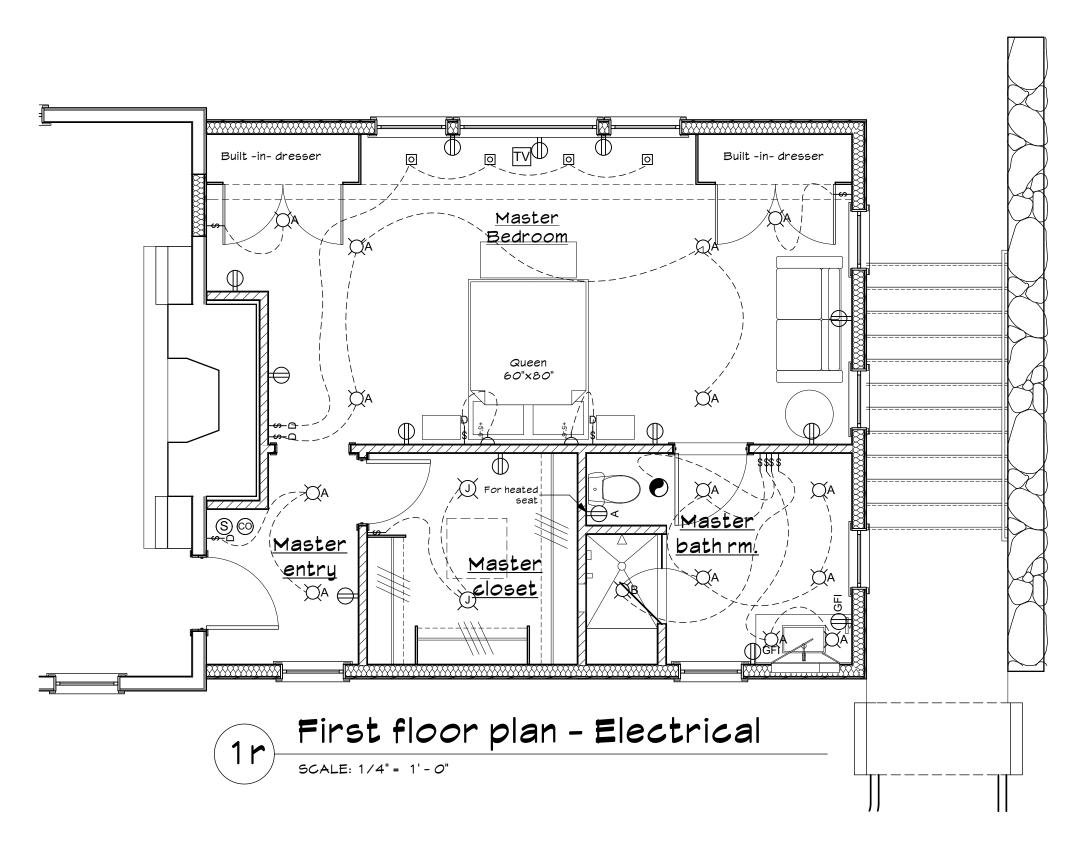
- Dimmer switch Lutron Skylark (see dimmer note) - Single pole switch - Levition Decora quiet rocker switch
- Duplex receptical Style to match existing or as selected by Owner $\oplus \overline{\mathbb{G}}$ GFCI duplex receptical - Style to match existing or as selected by Owner
- Appliance Outlet Size circuit and connection as required by appliance
- Recessed light 5" aperture, LED recessed fixture. Halo LED, IC and air-tight where needed , confirm light color (likely to be 2700K or 3000K), white trim
- \sum_{B} Recessed light with Lens 4" aperture, LED recessed fixture. Lightolier, Halo, WAC or approved equal, confirm light color (likely to be 3000K), white surface mounted trim with lens, shower rated
- Exhaust fan. Nutone Fan (80 CFM)
- Wall mounted junction box. Fixture will be supplied by owner and installed by electrician. ∨erify noted height.
- Ceiling mounted junction box. Fixture will be supplied by owner and installed by electrician.
- "Hockey puck" style low voltage halogen light, under cabinet instalations to be recessed or surface mounted as coordinated with cabinet design, ceiling locations to be recessed installation. Remote transformer. (WAC Lighting HR-88 or equal)
- TV Cable T∨ jack 1 line at each location, home runs.

Electrical plan notes:

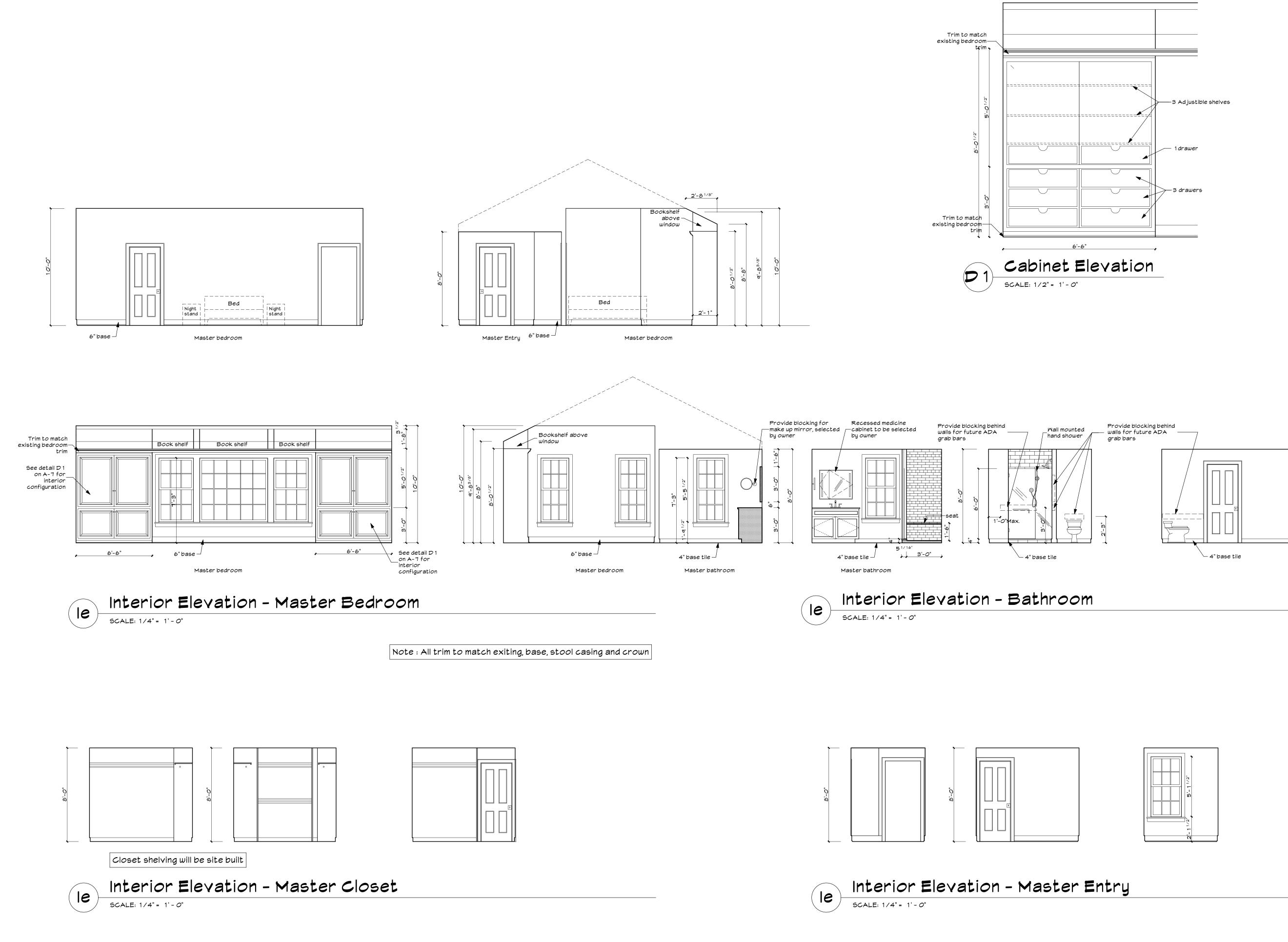
- 1. All fixtures shall be installed to be centered in rooms or aligned with center or edge of adjacent objects as is appropriate.
- 2. All fixture locations to be verified with Owner prior to start of installation.
- 3. All recessed fixtures shall be" IC" type where required.
- 4. Duplex outlets noted as "Switched" are to have one outlet switched and one unswitched. Bottom outlet to be switched at vertiaal installations right outlet if horizontal..
- 5. Colors for switches, outlets, plates, etc. to be selected from four standard colors -White, Brown, Ivory or Almond.

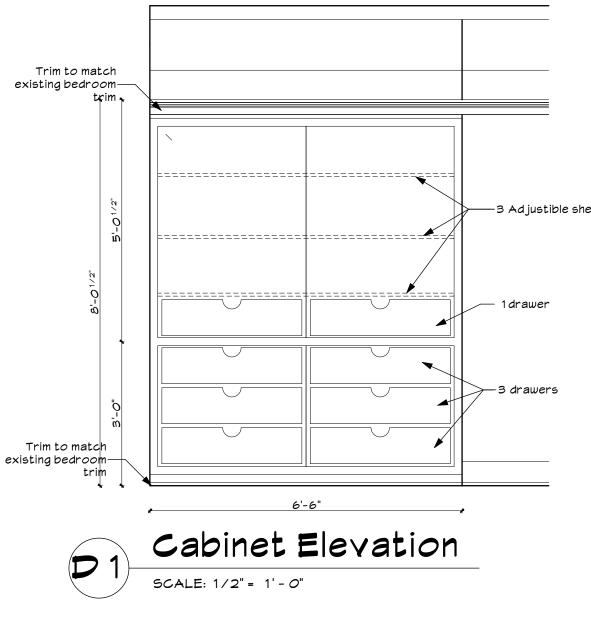
Dimmer note:

All new recessed, sconce and ceiling mounted fixtures are to be controlled by dimmers.



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NOTE: DO NOT SCALE DRAWINGS
This project is designed to conform to the 2020 Residential Code of NYS
2 Permit submission 07/25/22 ☑ 1 Client revisions 07/22/22 □
No: Description: Date:
Project Name: <u>Simpkins Residence</u> <u>Bedroom addition</u> 120 Mill River Road South Salem, New York
Drawing Title: Plumbing Riser diagram, electrical plan and wall details
Date: 07/25/22 Revised as noted above Project #: 21010 Scale: As noted
Drawing Number:
$A - \overline{I}$





Architect	
20 Woodsbridge Road Katonah, New York 10536 T: 914.234.6093	LEED AP BD+C
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COPYRIGHT: ©2017 PATRICK M. CROKE, ARCHITECT DRAWINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFES AND SHALL REMAIN THE PROPERTY OF THE ARCHITECT. DOCUM USED, IN WHOLE OR IN PART, FOR OTHER PROJECTS OR PURPO PARTIES THAN THOSE AUTHORIZED BY CONTRACT WITHOUT THE AUTHORIZATION OF THE ARCHITECT. CONTRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FI ARE TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTE TO THE ARCHITECT BEFORE PROCEEDING.	IENTS ARE NOT BE SES OR BY ANY OT E SPECIFIC WRITTE
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conform to t 2020 Resider	
Code of NY	
2 Permit submission 1 Client revisions	07/25/22 3 07/22/22 5
No: Description: Revisions:	Date:
Project Name: <u>Simpkins Reside</u> <u>Bedroom addit</u> 120 Mill River Ro South Salem, New Y	tion Dad
<u>Simpkins Reside</u> <u>Bedroom addi</u> 120 Mill River Ro	<u>tion</u> bad rork
Simpkins Reside Bedroom addi 120 Mill River Ro South Salem, New Drawing Title: Interior elevations	tion bad rork
Simpkins Reside Bedroom addi 120 Mill River Ro South Salem, New Drawing Title: Interior elevations	bad rork

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

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

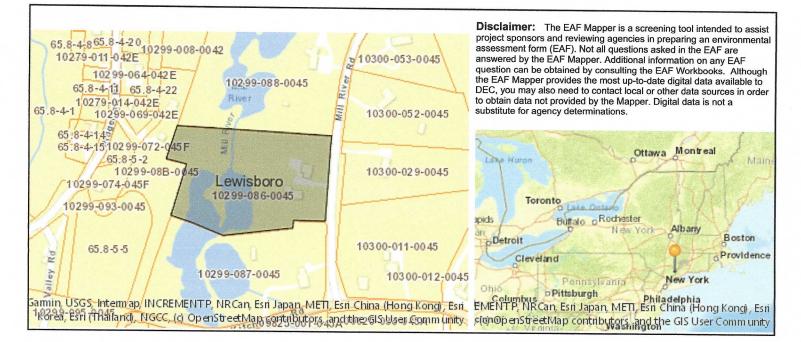
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information		
ratt 1 – rioject and Sponsor Information		
Name of Action or Project:		
Simpkins residence addition		
Project Location (describe, and attach a location map):		
120 Mill River Road, South Salem, NY 10590		
Brief Description of Proposed Action:		
Addition to house of 729 SF within the 100-150' wetlands buffer, 3000+/- SF disturbance		
Name of Applicant or Sponsor:	Talanhana	
	Telephone: 914-234-609	3
Patrick M. Croke, Architect	E-Mail: patrick@pmcarch	hitect.com
Address:		······································
20 Woodsbridge Road		
City/PO:	State:	Zip Code:
Katonah	NY	10536
1. Does the proposed action only involve the legislative adoption of a plan, loca administrative rule, or regulation?	ll law, ordinance,	NO YES
If Yes, attach a narrative description of the intent of the proposed action and the e	environmental resources th	
may be affected in the municipality and proceed to Part 2. If no, continue to ques	tion 2.	
2. Does the proposed action require a permit, approval or funding from any other list according to a permit an arrival of the second se	er government Agency?	NO YES
If Yes, list agency(s) name and permit or approval: Building permit		
3. a. Total acreage of the site of the proposed action?	5.001 acres	
b. Total acreage to be physically disturbed?	.07 acres	그는 그 요구한 가슴
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?	E 001	전 등 감독 가지 않는 것을 했다.
or controlled by the appreant of project sponsor?	5.001 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:		
5. Urban Rural (non-agriculture) Industrial Commercia	al 🔽 Residential (subur	(ban)
Forest Agriculture Aquatic Other(Spec		
	ury).	
		1월 27일 등 27일

5	•	Is the proposed action,	NO	YES	N/A
		a. A permitted use under the zoning regulations?			
		b. Consistent with the adopted comprehensive plan?			
6		Is the proposed action consistent with the predominant character of the existing built or natural landsc		NO	YES
					\checkmark
7		Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Are Name:Watershed Properties, Reason:Exceptional or unique character, Agency:Westchester County,	a? Date:1-31-	NO	YES
	Y	es, identify: 90			\checkmark
8.		a. Will the proposed action result in a substantial increase in traffic above present levels?	/	NO	YES
		b. Are public transportation services available at or near the site of the proposed action?			
		c. Are any pedestrian accommodations or bicycle routes available on or near the site of the propose	d		
9.	. 1	action? Does the proposed action meet or exceed the state energy code requirements?		NO	YES
lIf		e proposed action will exceed requirements, describe design features and technologies:			125
-					
10).	Will the proposed action connect to an existing public/private water supply?		NO	YES
		If No, describe method for providing potable water:			
11	1. 1	Will the proposed action connect to existing wastewater utilities?		NO	YES
		If No, describe method for providing wastewater treatment:			
12 wl	2. a hicl	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or di th is listed on the National or State Register of Historic Places, or that has been determined by the	strict	NO	YES
	omi	missioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing or Register of Historic Places?	1 the	\checkmark	
	cha	b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for aeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			\checkmark
13	. a v	a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	1	NO	YES
	b	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			
If	Ye	es, identify the wetland or waterbody and extent of alterations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
Wetland Urban 🗸 Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	\checkmark	
16. Is the project site located in the 100-year flood plan?	NO	YES
		\checkmark
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	\checkmark	
a. Will storm water discharges flow to adjacent properties?	\checkmark	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	$\mathbf{\overline{\mathbf{A}}}$	
18 Desethermond of the later of		
 Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: 	NO	YES
If Yes, explain the purpose and size of the impoundment:	\checkmark	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:		
	\checkmark	
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE	ST OF	
MY KNOWLEDGE		
Applicant/sponsor/name: Patrick Croke Date: 12/8/22		
Signature: Title: Architect		
		-

EAF Mapper Summary Report



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Watershed Properties, Reason:Exceptional or unique character, Agency:Westchester County, Date:1-31-90
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No



Environmental Planning & Site Analysis Wetland Mitigation & Restoration Plans Wetland Delineation & Assessment Natural Resource Management Pond & Lake Management Wildlife & Plant Surveys Breeding Bird Surveys Landscape Design

December 19, 2022

Mr. Patrick M. Croke, Architect 20 Woodsbridge Road Katonah, NY 10536 Via email: patrick@pmcarchitect.com

Re: 120 Mill River Road, South Salem, NY, tax map # 66.1-1-3 - Wetlands Delineation Report

Dear Patrick:

This report is submitted in support of an addition to an existing residence located at 120 Mill River Road, South Salem, NY.

Existing Conditions:

The wetland resources located on the subject parcel are part of a NYSDEC jurisdictional wetland # D-5, a Class II wetland. The wetland consists of the Mill River and associated riparian wetlands located on both sides of the Mill River, along with a series of man-made ponds. The wetland complex is in the rear of the subject parcel and extends from the north to the south along most of the rear of the property. The wetlands were previously flagged in 2003 in support of a pond dredging application. The 100 ft. adjacent area consists of a dense planting of native plants along the pond edge and scattered native and ornamental plantings throughout the adjacent area. Most of the adjacent area has been converted to lawn grasses and maintained as lawn. A prominent stone wall extends parallel to the approximate wetland boundary across two-thirds of the rear property and serves as an effective separation of the wetland from residential uses. The existing residence appears to be located outside of the 100 ft. adjacent area. The wetland is also regulated locally by the Town of Lewisboro. The Town of Lewisboro regulates a 150 ft. wetland buffer to the wetland.

The banks on both sides of the inlet channel from a pond on the adjacent parcel to the south have been planted with a combination of native and ornamental shrubs and ground covers. The existing pond on the property consists primarily of earthen banks around the entire perimeter with a wellestablished riparian edge of native and ornamental plantings. The outlet to the pond includes a concrete containment and spillway, which is part of the Mill River. On the eastern side of the Mill River, the wetland extends close to the existing stone wall that runs parallel to the Mill River. The Mill River enters another pond located on the adjacent parcel to the North.

A review of existing digital map resources (Westchester County GIS resources, and the NYSDEC Environmental Resource Mapper shows wetlands extending along both sides of the Mill River with a series of existing man-made ponds. The National Wetlands Inventory layer shows the existing ponds, the outlet stream (Mill River), and the adjacent off-site wetlands as a forested/shrub wetland.

Wetland Delineation:

A wetland/watercourse investigation of the subject property was completed on October 12, 2022. The purpose of the environmental review included investigation and determination of wetland and watercourse resources that are present on the property. The respective wetland/watercourse features

were flagged in accordance with the criteria outlined within the codes of the NYSDEC and the Town of Lewisboro. The wetlands determination was based upon criteria outlined in the 1987 Federal Manual, which included the following parameters - vegetation, hydric soils, and hydrology to determine the outer wetland boundary limits. Pink surveyors flagging labeled "Wetland Delineation/Wetland Boundary" were hung on the respective boundaries of each wetland/watercourse area.

Wetland Methodology:

Vegetation was sampled along each of the wetland areas. Dominant vegetation was noted at each point, and hydrophytic (wetland) vegetation, was present when 50 % or more of the vegetation, throughout the strata of each plant community, was classified as either facultative, facultative wet, or obligate. Hydrophytic vegetation was also positively identified based on the presence of secondary characteristics including morphological adaptations for occurrence in wetlands.

Soils were then sampled where facultative or facultative wet vegetation was dominant. Soils samples were taken with a dutch auger to a depth of 16 inches of the soil profile where possible. Hydric soil indicators noted include presence of a seasonal high-water table, inundation, presence of hydrogen sulfide odor, soil chroma of 1 (without mottles) or 2 (with mottles) as per the Munsell Soil Color Chart, gleying, iron and manganese concretions, and oxidized rhizospheres. Hydric soils were determined to be present when any one of these indicators was observed.

Each area along the wetland/upland interface was also examined to determine if wetland hydrology was present at some time during the growing season. Indicators of wetland hydrology noted within the wetland areas included soil saturation within the test hole or at the soil surface, inundation, positive drainage patterns, and watermarks on the tree trunks or water-stained leaves on the ground.

When an observation points along the wetland/upland interface contained all three wetland parameters: dominant hydrophytic vegetation, hydric soils, and evidence of hydrology, the point was determined to be wetland. The area surrounding the observation point was then investigated to determine the upland boundary via the same methodology. The delineation was then confirmed by placing sequentially numbered flags at the edge of the wetland/upland boundary. Areas identified as watercourses may not meet all three parameters.

The respective wetland boundary was marked with sequential flags A-01-A-18. Please refer to field sketch that shows the approximate boundaries. The size of the wetland (including neighboring properties) may meet the criteria to be regulated by the USACOE, however, no direct disturbance is planned within the wetland areas. The USACOE does not regulate a buffer area.

Vegetation:

Dominant wetland vegetation is present along the pond edge and within the designated wetlands on both sides of the pond and the Mill River. The vegetative community is dominated by red maple and American elm trees and native shrubs including spicebush, winterberry, summersweet, arrowwood viburnum, and silky dogwood. The ground layer is dominated by lawn grasses with patches of sedges, iris, ferns and ornamental grasses. A moderate amount of invasive plant species (approximately 15%) were observed including multiflora rose, garlic mustard, oriental bittersweet, and Japanese stilt grass.

Hydric Soils:

Due to the prior land use and the construction of a man-made pond, the soils along the watercourse channel and around the edge of the pond show udorthent fill materials and do not show typical hydric soil characteristics. It appears that some of the original dredge spoils from the pond excavation were

stockpiled along the edge of the pond. Soil samples taken revealed a mixed soil profile with the addition of a topsoil layer, and mixed mineral soils. Testing of the soils within these areas revealed typical hydric soil characteristics, including low chroma colors, and mottles within the first 16 inches of the soil profile.

Hydrology:

Primary hydrological characteristics are readily apparent due to the open water pond and flowing watercourse channel. Other typical primary or secondary hydrological features were readily observed including soil saturation within the test holes, positive drift marks and buttressed tree roots.

Wetland Delineation Summary:

Based upon field investigation, the respective wetland boundary is very similar to the wetland boundary established in 2003. The proposed addition appears to be located outside of the 100 ft. adjacent area. As per the Town of Lewisboro, the proposed addition would be located within a portion of the 150 ft. wetland buffer.

This completes the wetlands investigation of the property. Please let me know if you have any questions or require any additional information.

Sincerely,

Stephen W. Coleman Stephen W. Coleman Principal



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit Michael & Linda Vitiello 43 Conant Valley Road Sheet 49, Block 9827, Lot 100

PROJECT DESCRIPTION

The subject property consists of ± 4.38 acres of land and is located at 43 Conant Valley Road within the R-2A Zoning District. The applicant is proposing to pave a portion of the existing gravel driveway ($\pm 3,300$ s.f.).

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 3

COMMENTS

- 1. The plan shall illustrate more clearly the existing topography (2-foot contours) and any proposed grading, including spot grades, as appropriate, within the vicinity of the improvements.
- 2. Include a proposed pavement section detail for review.
- 3. The plan shall illustrate any existing trees with a dbh of 8" or greater within the disturbance limits, as well as 25' beyond the limits of disturbance to the plans. Trees in the vicinity of the work should be protected. If no trees are proposed to be removed, a note to that effect should be added to the plan.
- 4. The plan shall illustrate and quantify the limits of disturbance (s.f.). The plan shall note that disturbance limits shall be staked in the field prior to construction. The limits of disturbance should include the storm water treatment area and associated piping, as well as any stockpiles.
- 5. Proposed erosion controls must be shown to be located within the proposed limits of disturbance line.
- 6. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and results shall be shown on the plan. Contact this office to schedule the testing.
- 7. The applicant shall provide stormwater mitigation and design calculations for the runoff generated by the net increase in impervious surface for the 25-year, 24-hour storm event. Provide details of the stormwater mitigation system.
- 8. Per the NYS Stormwater Management Design Manual, infiltration chambers shall be installed in virgin soils and cannot be installed on slopes with grades steeper than 15% or in fill sections greater than the top quarter of the drywell system. It is unclear on the plans due to the existing contour not being legible. It appears when reviewing the location on the available Westchester County GIS Database, that the system is located on steep slopes.
- 9. The names of the adjacent property owners shall appear on the plan.

Chairperson Janet Andersen February 24, 2023 Page 3 of 3

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY DTS PROVIDENT, DATED JANUARY 23, 2023:

- Site Plan (C-101)
- Detail Sheet (C-102)

DOCUMENTS REVIEWED:

Wetland Permit Application

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Vitiello - 43 Conant Valley Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Vitiello residence, 43 Conant Valley Road, Pound Ridge, NY 10576
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for driveway improvements.

The CAC would like to understand if the new paved driveway is the same footprint as the previous driveway. The CAC would like to have additional details on the stormwater management plan. Finally the CAC would like to know if any of the trees whose roots are close to the new paved areas are going to be removed. The paving could damage the roots.

Application	No.:	
F		-

Fee: _____ Date:

TOWN OF LEWISBORO WETLAND PERMIT APPLICATION

79 Bouton Road, South Salem, NY 10590 Phone: (914) 763-5592 Fax: (914) 875-9148

Project Address:	43 Conar	nt Valley Road, Pound Ridge, NY 10576	
49 Sheet:	Block:	Lot(s):	

Project Description (Identify the improvements proposed within the wetland/wetland buffer and the approximate amount of wetland/wetland buffer disturbance): _____

Owner's Name: _	ner's Name: Michael & Linda Vitello		
Owner's Address:	43 Conant Valley Road		linda.vitiello@outlook.com
Applicant's Name (if different):Same as Owner		Phone: _	
Applicant's Address:			
Agent's Name (if	applicable):Peter J. Gregory, P.E.	Phone: _	914-559-6745
Agent's Address:	One North Broadway, White Plains, NY 10601	Email:	pgregory@dtsprovident.com

TO BE COMPLETED BY OWNER/APPLICANT

What type of Wetland Permit is required? (see §217-5C and §217-5D of the Town Code)

□ Administrative Planning Board

Is the project located within the NYCDEP Watershed?

Yes No

Total area of proposed disturbance: $\Box < 5,000 \text{ s.f.}$ ■ 5,000 s.f. - < 1 acre □ ≥1 acre

Does the proposed action require any other permits/approvals from other agencies/departments? (Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required:

Note: Initially, all applications shall be submitted with a plan that illustrates the existing conditions and proposed improvements. Said plan must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). The Planning Board and/or Town Wetland Inspector may require additional materials, information, reports and plans, as determined necessary, to review and evaluate the proposed action. If the proposed action requires a Planning Board Wetland Permit, the application materials outlined under §217-7 of the Town Code must be submitted, unless waived by the Planning Board. The Planning Board may establish an initial escrow deposit to cover the cost of application/plan review and inspections conducted by the Town's consultants.

For administrative wetland permits, see attached Administrative Wetland Permit Fee Schedule.

Owner Signature: In Oc Vitielo

Date:

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Affidavit of Ownership

State of :	New York				
County of:	Westchester				
resides at	Linda Vitello 43 Conant Valley		0	vorn, deposes a	and says that he/she
	v of Westcl			_, State of	New York
and that he/s	she is (check one) <u> </u>				
l l	Name of corporation, partners	ship, or other	legal entity		
which is the	owner, in fee of all that certai	n log, piece o	or parcel of l	and situated, l	ying and being in the
Town of Lew	isboro, New York, aforesaid a	and know an	d designated	l on the Tax M	ap in the Town of
Lewisboro as	5:				
Block	9827, Lot	100	, on Sh	leet 49	
		S Owner's Si	<u>m0a</u>	Vita	elle
Swam to be	fore me this	0	9		
	V of JANUARY	, 2_(023	NOTARY PUBLI No. 0 Qualified in	SA GIANNONE C-STATE OF NEW YORK 1GI4888784 n Dutchess County on Expires 04-06-2923
	na Mannal				

Notary Public – affix stamp

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

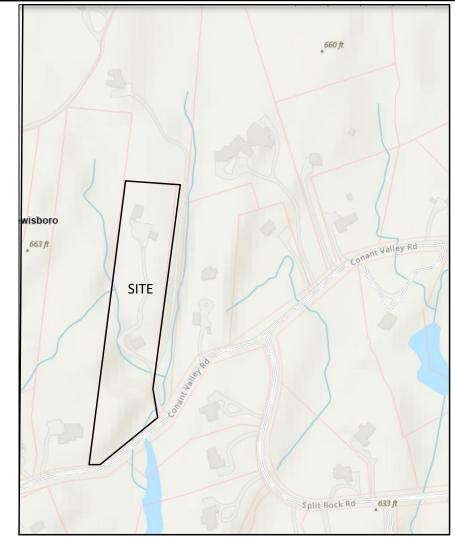
Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and notarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

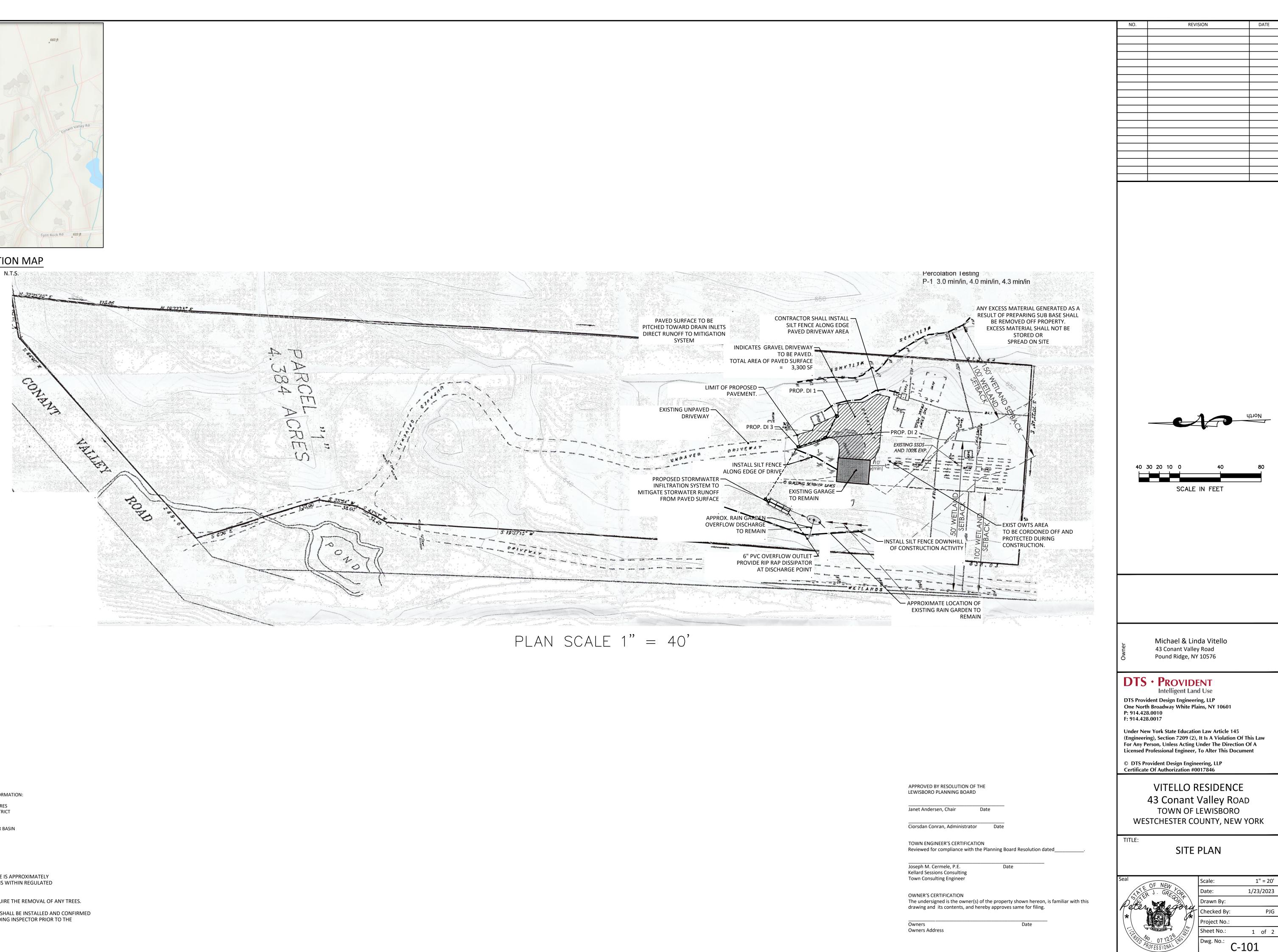
To Be Completed by Applicant (Please type or print)					
Michael	l & Linda Vitello	43 Conant Valley Road - D	riveway Impro	vements	
Name of Applica	ınt	Project Name			
Property Desci	ription	Property Assessed to:			
Tax Block(s):	9827	Michael & Linda Vitell	lo		
Tax Lot(s):	100	^{Name} 43 Conant Valley Roa	ad		
Tax Sheet(s):	49	Address Pound Ridge	NY	10576	
		City	State	Zip	

The undersigned, being duly sworn deposes and says that a search of the tax records in the office of the Receiver of Taxes, Town of Lewisboro, reveals that all amounts due to the Town of Lewisboro as real estate taxes and special assessments, together with all penalties and interest thereon, affecting the premises described below, have been paid.

Signature Receiver of Taxes: Ann MBand	11/3/22
Sworn to before me this	Date "
3_ day of November	2022
Jaw R Donohue	JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01D06259627 Qualified in Westchester County Commission Expires April 16, 2029
Signature - Notary Public (affix stamp)	



LOCATION MAP

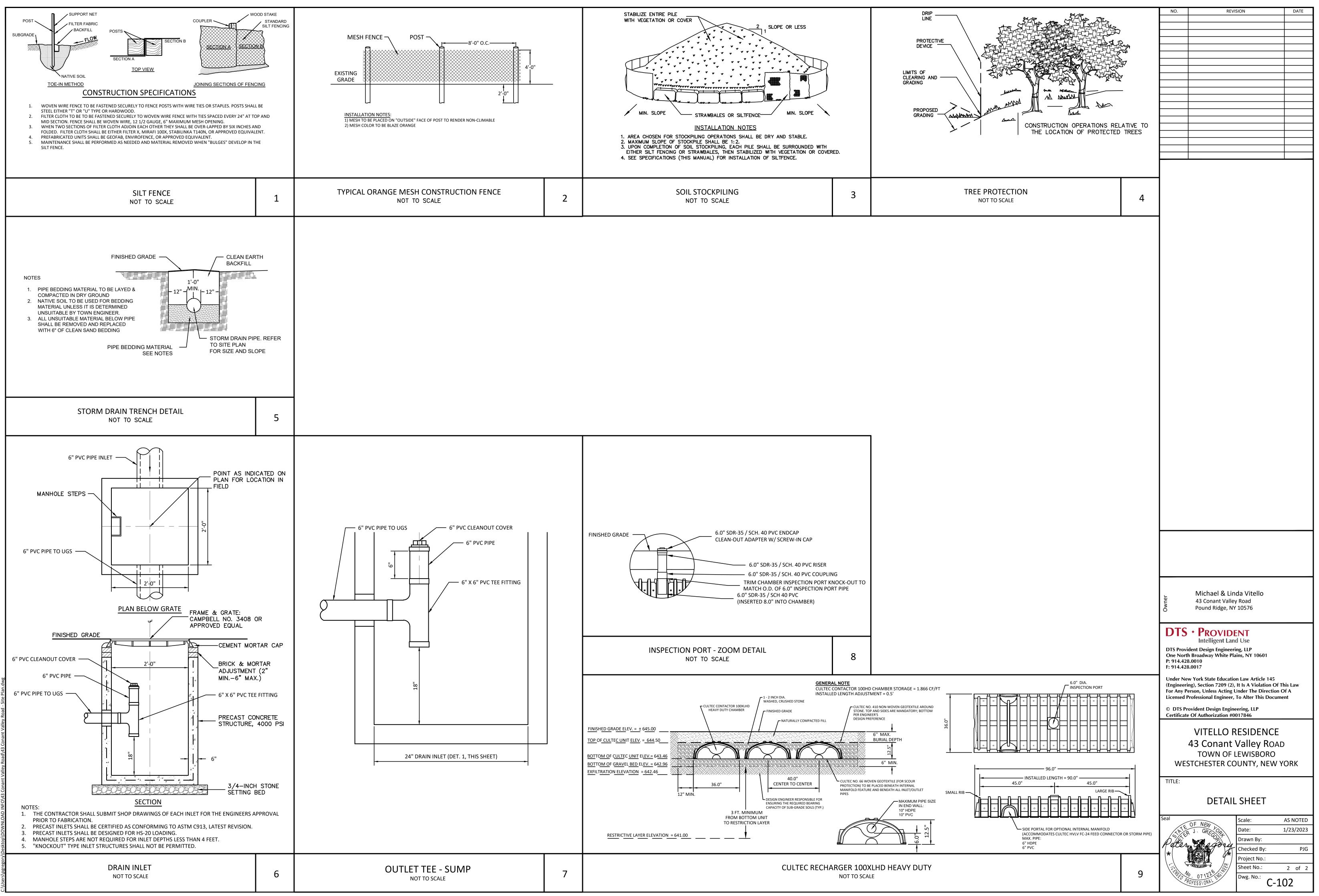


PROJECT NOTES:

- 1. OWNER / APPLICANT: MICHAEL & LINDA VITELLO 43 CONANT VALLEY ROAD POUND RIDGE, NEW YORK 10576 (T) LEWISBORO
- 2. TOWN OF LEWISBORO TAX MAP INFORMATION: SHEET: 49 BLOCK: 9827, LOT: 100 TOTAL AREA OF PARCEL = 4.38 ACRES R-2A ONE-FAMILY RESIDENCE DISTRICT
- 3. WATERSHED: LONG ISLAND SOUND - MILL RIVER BASIN

CONSTRUCTION NOTES

- 1. THE TOTAL AREA OF PAVED SURFACE IS APPROXIMATELY 3,300 S.F. OF WHICH ENTIRE AREA IS WITHIN REGULATED WETLAND BUFFER AREA.
- 2. THE CONSTRUCTION WILL NOT REQUIRE THE REMOVAL OF ANY TREES.
- 3. ALL EROSION CONTROL MEASURES SHALL BE INSTALLED AND CONFIRMED BY THE TOWN OF LEWISBORO BUILDING INSPECTOR PRIOR TO THE COMMENCEMENT OF ANY WORK.



	i		i	
		STABILIZE ENTIRE PILE WITH VEGETATION OR COVER		DRIP _ LINE
RENDER NON-CLIMABLE				PROTECT DEVICE
				LIMITS OF CLEARING AND GRADING
		MIN. SLOPE STRAWBALES OR SILTFENCE MIN. SLOPE		PROPOSED GRADING
		INSTALLATION NOTES 1. AREA CHOSEN FOR STOCKPILING OPERATIONS SHALL BE DRY AND STABLE. 2. MAXIMUM SLOPE OF STOCKPILE SHALL BE 1: 2. 3. UPON COMPLETION OF SOIL STOCKPILING, EACH PILE SHALL BE SURROUNDED WITH EITHER SILT FENCING OR STRAWBALES, THEN STABILIZED WITH VEGETATION OR COVER 4. SEE SPECIFICATIONS (THIS MANUAL) FOR INSTALLATION OF SILTFENCE.	ED.	
UCTION FENCE	2	SOIL STOCKPILING NOT TO SCALE	3	



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspect <u>o</u> r
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit George & Eileen Ritacco 37 Gideon Reynolds Road Sheet 16, Block 10533, Lot 423

PROJECT DESCRIPTION

The subject property consists of ±1.13 acres of land and is located at 37 Gideon Reynolds Road within the R-1A Zoning District. The applicant is proposing an in-ground pool and associated equipment.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

- 1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.
- 2. The applicant has obtained an Article 24 Freshwater Wetland Permit from the New York State Department of Environmental Conservation (NYSDEC).

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 4

COMMENTS

- 1. We defer review of the plan for zoning compliance to the Building Inspector; the Planning Board should refer the application to the Building Inspector for review.
- 2. The zoning setbacks appearing in the zoning table and setback lines appearing on the plan are not correct.
- 3. The wetland boundary line as it appears on the site plan, requires clarification. Wetland Flags A-9 through A-19 appear on the plan, but have no boundary line.
- 4. The applicant shall submit a Wetland Report, which shall contain the information required under Sections 217-5 and 6 of the Town's Wetland Ordinance.
- 5. The proposed retaining wall appears to be set on or very close to the wetland boundary. It will be difficult to construct this wall without disturbing the wetland. It is recommended that the pool be reduced in size and perhaps slid to the south to reduce impacts and allow room for construction.
- 6. The applicant shall develop a Wetland Mitigation Plan which provides, at a minimum, mitigation at a ratio of 1:1 (for every s.f. of wetland or wetland buffer disturbance proposed, an equal or greater amount of mitigation shall be provided). Reference is made to the Town's mitigation guidelines provided in Chapter 217, Appendix B.
- 7. Provide 2-foot contour lines throughout the entire property; topography is only shown to the rear of the house. How does the existing driveway drain?
- 8. The plan shall illustrate the location of the existing water service.
- 9. We suggest moving the proposed sewer service at least five (5) feet from the edge of the pool. This will allow for future repairs, if required without compromising the pool.
- 10. Please include size, type, inverts, and slopes of the proposed sewer service to be re-located.
- 11. There appears to be two (2) 104' existing contours shown on the plans. Please revise the label accordingly.
- 12. The plan shall note that the construction of all walls greater than or equal to four (4) feet in height shall be certified by the Design Professional prior to issuance of a Certificate of Occupancy/Completion.

Chairperson Janet Andersen February 24, 2023 Page 3 of 4

- 13. All walls greater than or equal to four (4) feet in height shall be designed by a NYS Licensed Professional Engineer. Provide construction details and specifications on the plan.
- 14. If no trees are proposed to be removed, a note to this effect shall be added to the plan.
- 15. It appears the disturbance line provides no room to install the temporary silt fence and the proposed boulder retaining wall. Please clarify how these listed items are to be constructed without encroaching beyond the limit of disturbance, as well as into the wetland.
- 16. Please include a silt fence detail to the plan in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control.
- 17. It shall be noted on the plans that the owner is responsible for providing temporary pool barriers, as required by NYS Building Code, to be in place for the duration of the pool construction.
- 18. Provide a temporary construction access to the site plan, along with a detail in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control. The construction access should be included within the disturbance limit line; the area of disturbance calculation shall be updated.
- 19. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and results shall be shown on the plan. Contact this office to schedule the testing.
- 20. The applicant shall provide stormwater mitigation and design calculations for the runoff generated by the net increase in impervious surface for the 25-year, 24-hour storm event or the full pool 6" drawdown, whichever is greater. Provide details of the stormwater mitigation system.
- 21. Provide rim and invert elevations along with the size and materials of all drainage facilities. Provide details.
- 22. The plan shall note the means to accomplish seasonal pool drawdown and the connection to the infiltration practice.
- 23. The proposed stormwater practice shall include an emergency overflow to a stabilized outfall. Provide details.
- 24. The proposed pool equipment should be properly landscaped to screen the view from Gideon Reynolds Road or moved to the rear of the dwelling. Please include landscaping on the landscape plan.

Chairperson Janet Andersen February 24, 2023 Page 4 of 4

- 25. The pdf plans shall be signed/sealed by the Design Professional.
- 26. The names of the adjacent property owners shall appear on the plan.
- 27. It is recommended that the Planning Board conduct a site visit.

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY DTS PROVIDENT, DATED JANUARY 23, 2023:

- Site Plan (C-101)
- Construction Plan and Detail Sheet (C-102)

DOCUMENTS REVIEWED:

- Letter, prepared by Peter Gregory, P.E., dated January 23, 2023
- Wetland Permit Application
- Stormwater Permit Application
- NYSDEC Freshwater Wetlands Permit, dated July 20, 2022

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Ritacco - 37 Gideon Reynolds Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Ritacco Pool, 37 Gideon Reynolds Road, Cross River, NY 10518
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for the construction of a pool and stone wall.

The CAC would like to see the plans updated with 100ft and 150 wetland buffers. The CAC would also like the complete mitigation plan including a listing of plantings and a calculation to show comliance with the one-to-one requirement. The CAC would also like to understand how the disturbance figure of 3,385 Sq Ft was calculated and whether it included the disturbance of the construction of the stone wall and any temporary disturbance associated with constructing the pool.

DTS Provident Design Engineering, LLP One North Broadway White Plains, NY 10601

> P: 914.428.0010 F: 914.428.0017 www.dtsprovident.com

Andrew V. Tung, ASLA, Esq., LEED AP Gerhard M. Schwalbe, P.E. Charles 'Carlito' Holt, P.E., PTOE Brian Dempsey, P.E., PTOE, RSP1

January 23, 2023

Hon. Janet Andersen Chairman of the Town of Lewisboro Planning Board and Members of the Board 79 Bouton Road South Salem, New York 10590

Regarding: Ritacco Residence Swimming Pool 37 Gideon Reynolds Road, Cross River Wetland Permit Application

Dear Chairman Andersen and Members of the Board:

Our firm represents George and Eileen Ritacco, owners of the property at 37 Gideon Reynolds Road in the Town of Lewisboro. The Ritaccos are proposing to construct a swimming pool, in the rear yard of their home. All of the improvements and disturbance associated with the construction are located within a 100-foot State and locally regulated wetland buffer. It has been determined that the application will require a Wetland Permit review from the Planning Board. A permit from New York State DEC authorizing disturbance to the adjacent area of NYS Regulated Freshwater Wetland L-17 to construct the pool was issued July 20, 2022, copy attached

Siting the pool in the desired location, the existing sanitary waste line will need to be relocated in the rear yard to avoid the pool.

The project will result in the creation of approximately 800 square feet of new impervious surface, all of which will be within the regulated buffer area. A stormwater mitigation system is proposed to serve the dual purpose of mitigating stormwater runoff generated from the new impervious surface and to provide a system to accept pool water drawdown.

Construction of the proposed pool, equipment and mitigation area will create 3,385 square feet of overall disturbance on the property. The total amount of disturbance occurring with the regulated buffer area is 3,385 square feet. No trees will be removed as a result of the proposed activity.

Wetland buffer mitigation is proposed to offset the impact created by the disturbance associated with the project. The strategy for the buffer mitigation is to remove maintained lawn along existing wetland and supplement existing landscape with enhanced plantings of additional native flowers, ferns, and grasses.

In addition to the landscape mitigation, a landscape boulder wall will be placed adjacent to the proposed pool to limit yard area and disturbance within the wetlands itself. All disturbed areas will be restored by placement of topsoil and restoring vegetation.

In support of this application, we are submitting the following material:

- 4 Copies of Signed Environmental Questionnaire
 4 Copies of Wetland Permit Application
 4 Copies of Affidavit of Ownership
 4 Copies of Tax Payment Affadavit
 Plan set including; Site Plan, Construction Plan and Details
 Application fee of \$255.0
 Escrow fee of \$2000.0

The owners respectfully request to be placed on the Planning Board February agenda to be considered for review of a Wetland Permit application. If you have any questions or require additional information, please do not hesitate to contact me at (914) 559-6745 or via email me at pgregory@dtsprovident.com. We look forward to meeting with you and discussing the project next month.

Very truly yours,

DTS Provident Design Engineering, LLP

Pite Jugany

Peter J. Gregory, P.E. Senior Associate

TOWN OF LEWISBORO ENVIRONMENTAL QUESTIONNAIRE

The purpose of this Questionnaire is to determine whether a Town Wetland Permit, a Town Stormwater Permit and/or coverage under the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity is required. This form does not provide authorization to commence work.

Project Address: 37 GIDEON REYNOLDS RD

S/B/L: <u>10533-423-0016</u>

Project Description: <u>INSTALL 18x36 inground pool, 3-7' deep, with spa, propane gas heater, no diving</u> board AS PER THE 2020 RESIDENTIAL CODE OF NYS

This questionnaire must be accompanied with a Site Plan or, at a minimum, a Plot Plan which clearly illustrates the location and dimensions of the proposed activity. Said plans must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). Failure to submit these items will delay review.

Owner's Name: GEORGE & EILEEN RITACCO Phone:

Owner's Address: 37 GIDEON REYNOLDS RD CROSS RIVER, NY Email: _____

Agent's Name (if applicable): Carol De Leonardis Phone: (609)923-8628

Agent's Address: <u>30 Chapin Road, Unit 1206, Pine Brook NJ</u>Email: <u>Cdeleogriffith@gmail.com</u>

I hereby grant permission to the Town's professional consultants to enter onto my property to conduct a site inspection.

Owner (Signature): GEORGE & EILEEN RITACCO Date: 08/24/2022

FOR TOWN USE – PLEASE DO NOT WRITE BELOW THIS LINE

- 1. The use of the property is?
- Is a Town Wetland Permit required? Yes
 If Yes, what type of Wetland Permit is required? Planning Board
- 3. Is the project located within the NYCDEP Watershed? Yes
- 4. Area of proposed disturbance: **TBD**
- 5. Is a Town Stormwater Permit required? **TBD** If Yes, the approval authority will be?
- 6. Will the project require coverage under the NYSDEC General Permit for Stormwater Discharges from Construction Activity?

Notes: <u>Requires Planning Board approval; applicant to set up a pre-application meeting with the Town</u> <u>Planner</u>

Signature: <u>Oan K. Johannessen</u> Wetland inspector/Consultant

	Application No.:
	Fee: Date:
TOWN OF LEWISBOR WETLAND PERMIT APPLIC	-
79 Bouton Road, South Salem Phone: (914) 763-559 Fax: (914) 875-9148	92
Project Address: 37 Gideon Reynolds Road,	Cross River, NY 10518
Sheet: 16 10533 423 Sheet: Block: Lot(s):	
Project Description (Identify the improvements proposed w approximate amount of wetland/wetland buffer disturbance)	ithin the wetland/wetland buffer and the Construction of 18'x36' inground pool. (Dist = 3,385 sf)
Owner's Name:	Phone:
Owner's Address: 37 Gideon Reynolds Road	eileenr1955@yahoo.com
Applicant's Name (if different):Same as Owner	Phone:
Applicant's Address:	Email:
Agent's Name (if applicable):Peter J. Gregory, P.E.	Phone:914-559-6745
One North Broadway, White Plains, NY 106 Agent's Address:	01 pgregory@dtsprovident.com Email:
	R/APPLICANT
What type of Wetland Permit is required? (see §217-5C and	§217-5D of the Town Code)
Administrative	Planning Board
Is the project located within the NYCDEP Watershed? \blacksquare Yes	
Total area of proposed disturbance: \Box < 5,000 s.f. \blacksquare 5,00	00 s.f < 1 acre □ ≥1 acre
Does the proposed action require any other permits/ap (Planning Board, Town Board, Zoning Board of Appeals, Bu NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other p Town of Lewisboro Building Permit, Planning Board Wetland Permit, NYSDEC	uilding Department, Town Highway, ACARC, permits/approvals required:
Note: Initially, all applications shall be submitted with a plan that illustrates the must include a line which encircles the total area of proposed land disturbance (square feet). The Planning Board and/or Town Wetland Inspector may requidetermined necessary, to review and evaluate the proposed action. If the propapplication materials cutlined under §217-7 of the Town Code must be submitted may establish an initial escrow deposit to cover the cost of application/plan review	and the approximate area of disturbance must be calculated ire additional materials, information, reports and plans, as posed action requires a Planning Board Wetland Permit, the ed, unless waived by the Planning Board. The Planning Board
For administrative wetland permits, see attached Adminis	trative Wetland Permit Fee Schedule.

Owner Signature: Cleen Ritaco

Date: 1-10-2023

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

<u>Affidavit of Ownership</u>

State of :	New York			
County of:	Westchester			
	Eileen Ritacco	, bei	ng dulv sworn, depose	es and says that he/she
resides at	37 Gideon Reyn			so and says that he she
in the County	ofWest	tchester	, State of	New York
and that he/s	he is (check one) 🗹 the	owner, or t	he	
			m•, 1	
Ν	lame of corporation, partne	rship, or other leg	gal entity	
	wner, in fee of all that certa			, lying and being in the
	sboro, New York, aforesaid			
Lewisboro as:				
Block _	10533, Lot	423	_, on Sheet 10	6
		Cileen	Ritaco	
		Owner's Signa	ture	
Sworn to befo	ore me this			
20 th day of	of Dacombar	,2_02	2	
\bigcap	7			
m		ANGJELO HARA Notary Public - State or NO. 01HA63765 Qualified in Westchest My Commission Expires J	f New York 519 er Coupty	

Notary Public – affix stamp

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and notarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

		To Be Completed by Applicant (Please type or print)		
Eileen Rita	cco	37 Gideon Reynolds Road - Construction of Swimming Pool		
Name of Applicant		Project Name		
Property Description		Property Assessed to:		
Tax Block(s):	10533	George & Eileen Rita	acco	
Tax Lot(s):	423	Name 37 Gideon Reynolds		
Tax Sheet(s):	16	Address Cross River	NY	10518
		City	State	Zip

The undersigned, being duly sworn deposes and says that a search of the tax records in the office of the Receiver of Taxes, Town of Lewisboro, reveals that all amounts due to the Town of Lewisboro as real estate taxes and special assessments, together with all penalties and interest thereon, affecting the premises described below, have been paid.

Signature - Receiver of Taxes: 2.20. Date Sworn to before me this JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01D06259627 Qualified in Westchester County V Commission Expires April 16, 2020

Signature - Notary Public (affix stamp)

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3 21 South Putt Corners Road, New Paltz, NY 12561-1620 P: (845) 256-3054 | F: (845) 255-4659 www.dec.ny.gov



Department of Environmental Conservation

IMPORTANT NOTICE TO ALL PERMITTEES

The permit you requested is enclosed. Please read it carefully and note the conditions that are included in it. The permit is valid for only that activity expressly authorized therein; work beyond the scope of the permit may be considered a violation of law and be subject to appropriate enforcement action. Granting of this permit does not relieve the permittee of the responsibility of obtaining any other permission, consent or approval from any other federal, state, or local government which may be required.

Please note the expiration date of the permit. Applications for permit renewal should be made well in advance of the expiration date (minimum of 30 days) and submitted to the Regional Permit Administrator at the above address. For SPDES, Solid Waste and Hazardous Waste Permits, renewals must be made at least 180 days prior to the expiration date.

The DEC permit number & program ID number noted on page 1 under "Permit Authorization" of the permit are important and should be retained for your records. These numbers should be referenced on all correspondence related to the permit, and on any future applications for permits associated with this facility/project area.

If a permit notice sign is enclosed, you must post it at the work site with appropriate weather protection, as well as a copy of the permit per General Condition 1.

If you have any questions on the extent of work authorized or your obligations under the permit, please contact the staff person indicated below or the Division of Environmental Permits at the above address.

Frank Benedetto

Frank Benedetto

Division of Environmental Permits, Region 3 Telephone (845) 256-0208 Frank.benedetto@dec.ny.gov



NEW YORK Department of STATE OF OPPORTUNITY Conservation NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246

PERMIT

Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To: GEORGE RITACCO 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518 (914) 763-2239

Facility: RITACCO PROPERTY 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518

EILEEN RITACCO 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518 (914) 763-2239

Facility Application Contact: PAUL J JAEHNIG PO BOX 1071 RIDGEFIELD, CT 06877 (203) 241-3515

Facility Location: in LEWISBORO in WESTCHESTER COUNTY **Facility Principal Reference Point:** NYTM-E: 615.4109853538721 4569.89667041207

NYTM-N:

Latitude: 41°16'20.1" Longitude: 73°37'19.4"

Authorized Activity: This permit authorizes disturbance to the adjacent area of NYS Regulated Freshwater Wetland L-17, a Class 1 wetland, in association with the construction of a 18' x 36' in ground swimming pool.

Permit Authorizations

Freshwater Wetlands - Under Article 24

Permit ID 3-5530-00246/00001 New Permit

it Effective Date: <u>7/20/2022</u>

Expiration Date: 12/31/2027



NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

Permit Administrator: (CHRISTOPHER LANG, Deputy Regional Permit Ac	lministrator
Address: 1	NYSDEC Region 3 Headquarters	
	21 S Putt Corners Rd	
1	New Paltz, NY 12561	
Authorized Signature:	Digitally signed by Chris Lang Date: 2022.07.20 15:16:47 -04'00'	Date 07 / 20 / 2022
	Distribution List	

PAUL J JAEHNIG Sarah Pawliczak; NYSDEC Town of Lewisboro Maria Tupper-Goebel; NYCDEP

Permit Components

NATURAL RESOURCE PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO <u>ALL</u> AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Permit Attachments

Permit Sign

NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: FRESHWATER WETLANDS

1. Conformance With Plans All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by the applicant and consists of "Proposed Pool Site Plan Ritacco Residence" and was received by DEC on February 9, 2022..



2. Notice of Intent to Commence Work The permittee or their representative must notify Sarah Pawliczak of the DEC Bureau of Ecosystem Health via email (sarah.pawliczak@dec.ny.gov) no less than 48 hours prior to the commencement of work.

3. Prior Approval of Changes If the permittee desires to make any minor changes to the scope of work shown in the approved plans referenced in Natural Resource Permit Condition 1, the permittee shall submit a request via email to Sarah Pawliczak of the DEC Burea of Ecosystem Health (sarah.pawliczak@dec.ny.gov) to make such proposed changes. The proposed changes shall not be implemented unless authorized in writing by the Department. Issuance of such approval without modification of the permit is at the Department's discretion.

4. Install Controls as Shown on Plans Prior to commencement of the activities authorized herein, the permittee shall install securely anchored silt fencing and/or continuous staked straw bales as shown on the plans or drawings referenced in this permit.

5. Maintain Erosion Controls These erosion control devices shall be maintained until all disturbed land is fully vegetated to prevent any silt or sediment from entering the freshwater wetland or its adjacent area. Silt fencing, hay bales and any accumulated silt or sediment shall be completely removed for disposal at an appropriate upland site.

6. Bog Turtle Take-Avoidance Measures For site work that occurs during the warm season between April 1st and September 30th; bog turtle barrier fencing, education and encounter plan, and trap hazard protection measures shall be employed as shown on the approved plans.

7. No Wetland Disturbance No disturbance to the wetland is authorized.

8. Clean Fill Only All fill shall consist of clean soil, sand and/or gravel that is free of the following substances: asphalt, slag, flyash, broken concrete, demolition debris, garbage, household refuse, tires, woody materials including tree or landscape debris, and metal objects. The introduction of materials toxic to aquatic life is expressly prohibited.

9. Seed, Mulch Disturbed Areas All areas of soil disturbance resulting from this project shall be seeded with an appropriate perennial grass, and mulched with straw immediately upon completion of the project, within two days of final grading, or by the expiration of the permit, whichever is first.

10. Invasive Species (Non-native Vegetation) To prevent the unintentional introduction or spread of invasive species, the permittee must ensure that all construction equipment be cleaned of mud, seeds, vegetation and other debris before entering any approved construction areas within the state regulated freshwater wetland or its 100 foot adjacent area.

11. No Pool Discharges to Wetland There shall be no draining of swimming pool water directly or indirectly into wetlands or protected buffer areas.

12. Disposal of Material Any demolition debris, excess construction materials, and/or excess excavated materials shall be immediately and completely disposed of on an approved upland site more than 100 feet from any regulated waterbody or wetland. These materials shall be suitably stabilized so as not to re-enter any water body, wetland, or wetland adjacent area; and must be disposed of in accordance with all local, state, and federal statutes, regulations, or ordinances.



13. State Not Liable for Damage The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.

14. State May Order Removal or Alteration of Work If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.

15. State May Require Site Restoration If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may lawfully require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.

16. Precautions Against Contamination of Waters All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246



2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator NYSDEC Region 3 Headquarters 21 S Putt Corners Rd New Paltz, NY12561

4. Submission of Renewal Application The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Freshwater Wetlands.

5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;
- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. **Permit Transfer** Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246



NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-ofway that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

New York State

Department of Environmental Conservation

NOTICE





The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of work approved and any Department condition on it, contact the DEC at 845-256-3054 or dep.r3@dec.ny.gov. Please refer to the permit number shown when contacting the DEC.

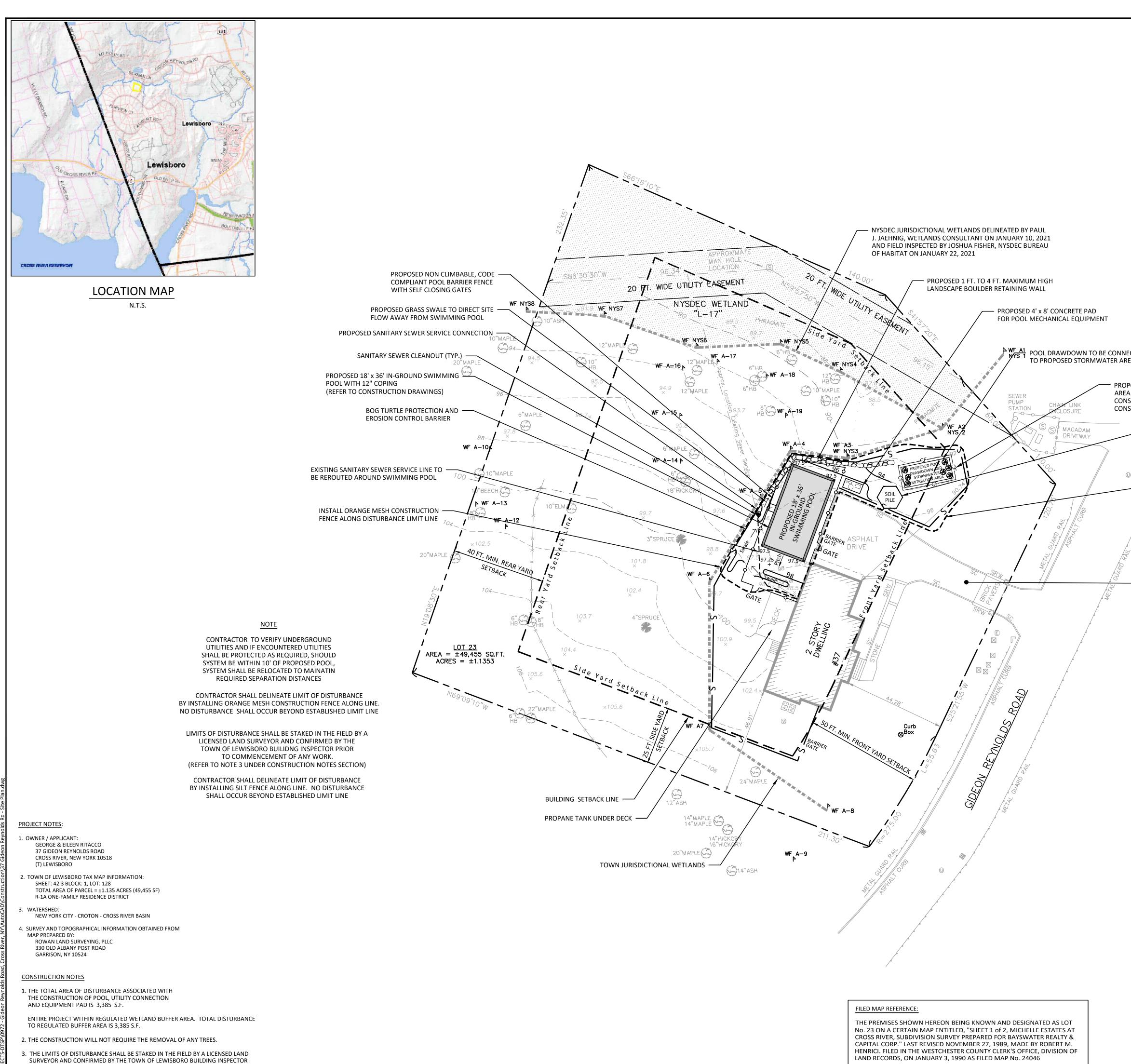
Permittee:	George	Ritacco
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Effective Date: July 20, 2022

Permit No. 3-5530-00246/00001 Expiration Date: December 31, 2027

Applicable if checked. No instream work allowed between October 1 & April 30

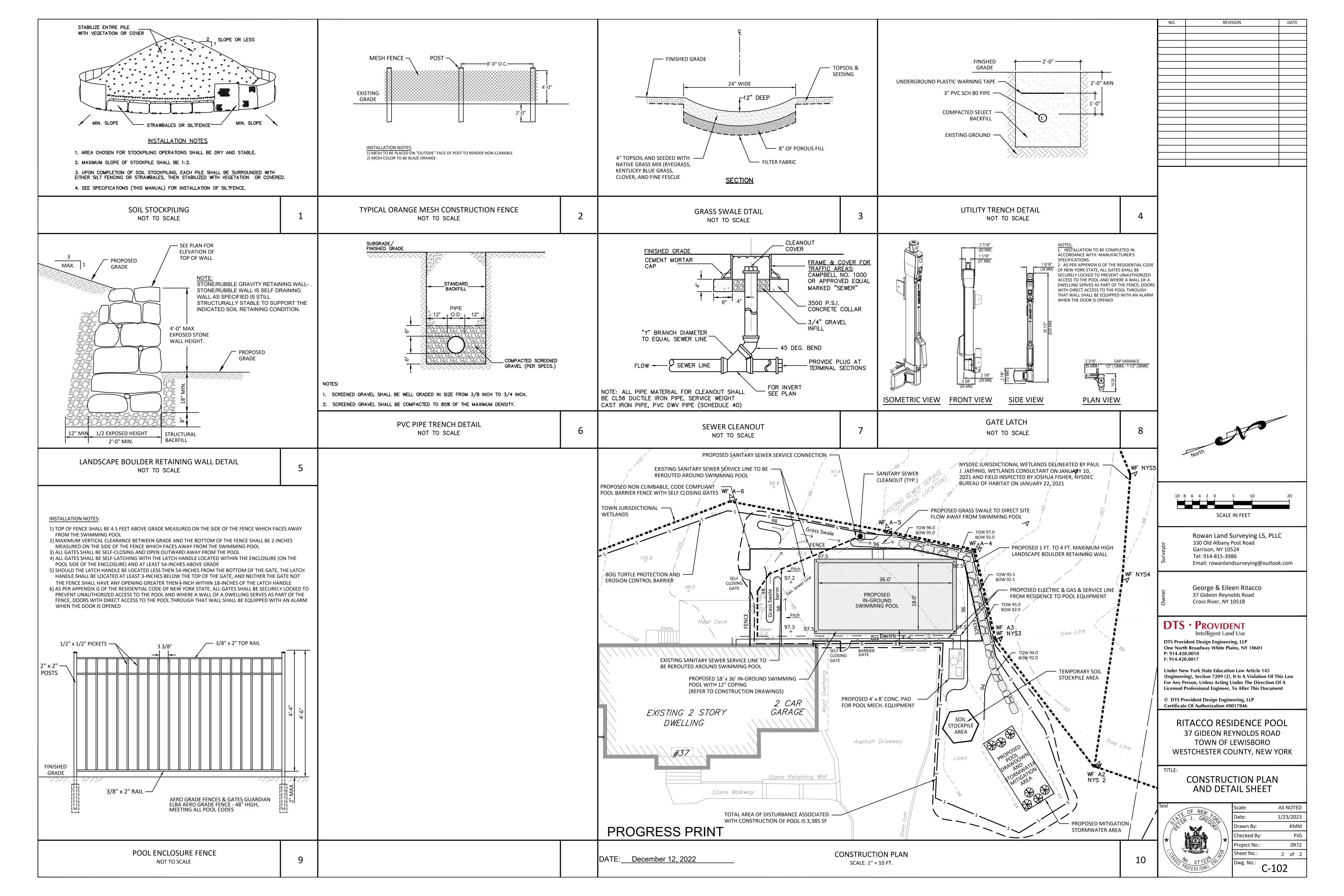
NOTE: This notice is **NOT** a permit.



PRIOR TO THE COMMENCEMENT OF ANY WORK.

LAND RECORDS, ON JANUARY 3, 1990 AS FILED MAP No. 24046

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AGENDA PACKET

FEBUARY 28, 2023 MEETING Part 2B of 3

	CAL#	PAGE
AGENDA		
<u>MORRISSEY RESIDENCE, 10 HOYT STREET, SOUTH</u> <u>SALEM</u>	Cal #39-22WP	Cal #01-23SW
Kellard Sessions review memo, dated February 24, 2023		
Cover letter; Alan Pilch, P.E.; dated February 6, 2023		
Letter of Transmittal, Alan Pilch, P.E.; dated February 20, 2023		
Engineering drawings; Alan Pilch, P.E.; dated February 3, 2023		
Architectural drawings; Darren Mercer, AIA; dated January 20, 2023		
Deed, dated February 2, 2022		
Town Board minutes November 10, 1970		
Assessor map, Sheet 36, undated		
SIMPKINS RESIDENCE, 120 MILL RIVER ROAD, SOUTH SALEM	Cal #42-22WP	Cal #21-22SW
Kellard Sessions review memo, dated February 24, 2023		
CAC Memo, dated February 8, 2023		
Cover letters; Patrick Croke, AIA; dated December 8, 2022 and February 13, 2023		
Wetland and stormwater applications, dated December 8, 2022		
Site plan and architectural drawings; Patrick Croke, AIA; dated December 9, 2022		
SEAF, dated December 8, 2022		
Stormwater Management Report, Stephen Coleman, dated December 19, 2022		
VITIELLO RESIDENCE, 43 CONANT VALLEY ROAD, POUND RIDGE	Cal #01-23WP	
Kellard Sessions review memo, dated February 24, 2023		
CAC Memo, dated February 8, 2023		
Wetland application, dated January 21, 2023		

Site plan and detail sheet, DTS Provident Design Engineering, dated January 23, 2023		
RITACCO POOL, 37 GIDEON REYNOLDS ROAD, CROSS RIVER	Cal #02-23WP	
Kellard Sessions review memo, dated February 24, 2023		
CAC Memo, dated February 8, 2023		
Wetland application, dated January 10, 2023		
DEC permit, dated July 20, 2022		
Site plan and detail sheet, DTS Provident Design Engineering, dated January 23, 2023		

TOWN OF LEWISBORO Westchester County, New York



Tel: (914) 763-5592 Fax: (914) 875-9148 Email: planning@lewisborogov.com

Planning Board 79 Bouton Road South Salem, New York 10590

AGENDA

Tuesday, February 28, 2023

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

I. EXTENSION OF TIME REQUESTS

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.

V. SITE DEVELOPMENT PLAN REVIEW

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).

Courtroom at 79 Bouton Road

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

<u>Cal #06-17PB</u>

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

<u>Cal #10-15 PB, Cal #20-17WP, Cal #5-17SW</u> 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.



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit Susan Morrissey 10 Hoyt Street Sheet 036C, Block 11172, Lot 005

PROJECT DESCRIPTION

The subject property consists of ±0.27 acre of land and is located at 10 Hoyt Street within the R-1/4A Zoning District. The subject property is developed with a single-family residence, asphalt driveway, walkways and other ancillary improvements. The residence is served by a community water system and on-site wastewater treatment system. The applicant is proposing to construct a sunroom/porch and stone terrace at the rear of the house, as well as retaining walls, steps, generator, trash enclosure, drainage facilities, wetland mitigation and other ancillary improvements. The property has frontage on Truesdale Lake, which coincides with the wetland boundary, and the wetlands buffer covers most of the property.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 3

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit and a Town Stormwater Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

COMMENTS

- 1. As previously discussed, the applicant has acknowledged the need to confirm the ownership of the right-of-way depicted on the plan, particularly regarding the existing stone wall and gate at the front of the entry to the property.
- 2. As previously noted, this office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.
- 3. The stormwater calculations should be modified to use a curve number of 89 for all areas with gravel cover.
- 4. The plan shall indicate all trees to be removed or protected within and 15 feet beyond the limit of disturbance. The plan shall also include a temporary stabilized construction entrance and a soil stockpile area. We note that an additional silt fence is needed along the west property line and downgrade of all proposed planting areas.
- 5. The limit of disturbance in the area of the proposed six (6) inch pipe from CB #2 to the SWMP requires adjustment. It appears the eight (8) inch tree adjacent to the pipe will require removal.
- 6. The plan proposes 4,785 s.f. of total disturbance. As previously noted, the limits of disturbance depicted on the plan appears limited and unlikely to maintain during construction. The limits shall be adjusted, as needed, and shall include all areas of tree protection and removal, temporary erosion and sediment controls and all proposed improvements, grading, planting areas, etc. As such, it appears that land disturbance will exceed 5,000 s.f. and will therefore require conformance with New York State Department of Environmental Conservation (NYSDEC) SPDES General Permit (GP-0-20-001) and filing of a Notice of Intent (NOI) and MS4 Acceptance Form with the NYSDEC. Submit draft copies to this office for review.
- 7. The applicant has indicated that the proposed outdoor shower will tie into the existing septic system. As previously requested, the plans shall illustrate the proposed connection to the existing septic system.

Chairperson Janet Andersen February 24, 2023 Page 3 of 3

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY ALP ENGINEERING, DATED FEBRUARY 3, 2023:

- Site Plan (C-101)
- Erosion and Sediment Control Plan (C-102)
- Demolition and Removals Plan (C-103)
- Mitigation Planting Plan (C-104)
- Construction Details (C-111)
- Construction Details (C-112)

DOCUMENTS REVIEWED:

- Letter, prepared by ALP Engineering, dated February 6, 2023
- Architecturals, prepared by Darren P. Mercer, Architect, PLLC, dated January 20, 2023

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Morrissey - 10 Hoyt Street_Review Memo.docx

February 6, 2023

Hon. Janet Andersen, Chairwoman and Members of the Planning Board Town of Lewisboro 79 Bouton Road South Salem, NY 10590

Re: 10 Hoyt Street Sheet 036C, Block 11172, Lot 005 Application for Wetland Activity Permit and Stormwater Management Permit

Dear Chairwoman Andersen and Members of the Planning Board:

We are pleased to submit four (4) copies of the following revised drawings in support of this application by Susan Morrissey, owner of the property located at 10 Hoyt Street for Wetlands and Stormwater Management Permits:

Drawing Title:	Date:	
Site Plan	02/03/2023	
Erosion and Sediment Control Plan	02/03/2023	
Demolition and Removals Plan	02/03/2023	
Mitigation Planting Plan	02/03/2023	
Erosion and Sediment Control Plan Details	12/28/2022	
Construction Details	12/28/2022	
	Tite Plan Erosion and Sediment Control Plan Demolition and Removals Plan Aitigation Planting Plan Erosion and Sediment Control Plan Details	ActivitingInterpretationSite Plan02/03/2023Crosion and Sediment Control Plan02/03/2023Demolition and Removals Plan02/03/2023Aitigation Planting Plan02/03/2023Erosion and Sediment Control Plan Details12/28/2022

Architectural Plans prepared by Darren P. Mercer, Architect, PLLC:

- Dwg. A.1, Basement & First Floor Plans Existing Conditions and Proposed, dated 01/20/2023.
- Dwg. A.2, Second Floor Plans Existing Conditions and Proposed, dated 01/20/2023

1. The applicant has acknowledged the need to confirm the ownership of the right-of-way depicted on the plan, particularly regarding the existing stone wall and gate at the front of the entry to the property.

<u>Response</u>: We are endeavoring to confirm the ownership of the right-of-way of Hoyt Street. We also note that other homes in the vicinity also have such similar improvements within the street right-of-way. Town of Lewisboro Planning Board February 6, 2023 Page 2

2. As previously noted, this office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.

<u>Response</u>: The Town Building Inspector has provided a review, without any comment regarding the right-of-way noted in 1 above.

3. The Bulk Zoning Table is inaccurate and should be adjusted, the values for the front setback (required) have been reversed. We note that the egress window well is proposed within the side yard setback. The applicant shall obtain a determination from the Building Inspector as to whether this will require an area variance.

<u>Response</u>: The Bulk Zoning Table has been corrected. We note that the letter from the Town Building Inspector dated 01/18/2023 did not address the question regarding the proposed on-grade egress window from the basement.

4. The wetland mitigation, as proposed, appears appropriate. The applicant has extended the mitigation area along the lake frontage, as suggested.

Response: So noted.

5. The plan shall illustrate the location of the existing and proposed electric service.

<u>Response</u>: The plan shows that the existing electric service to the house is obtained from the existing utility pole on the north side of Hoyt Street. The service line is attached to the façade of the house closest to the street. It is not proposed to modify the electric service from the utility to the house.

6. The plan shall illustrate that the minimum required Westchester County Department of Health (WCDH) separation distances from the septic tank to the piers of the proposed sunroom, as well as the from the absorption fields to the piers of the proposed sunroom, the proposed terrace, and the 6-inch outlet pipe from OCS to the emitter. The applicant will need a determination from the WCDH as to whether the proposed setbacks are acceptable. The Planning Board had requested a "no objection" review of the project by the WCDH.

<u>Response</u>: The applicant has contacted the Westchester County Department of Health and obtained an initial response. The applicant's architect is presently following up with the Health Department.

Town of Lewisboro Planning Board February 6, 2023 Page 3

7. The plan has been revised to include a proposed planter for a portion of the roof (RDL-8), which is located up gradient to the septic field. The applicant will need a determination from the WCDH as to whether this is acceptable.

<u>Response</u>: The plan has been revised to eliminate roof drain leader RDL-8 which was only shown to direct runoff to the planter. Instead, the runoff from the eastern half of the roof of the sunroom/porch addition will be directed to a pop-up emitter which will discharge to the proposed wetland buffer mitigation area.

8. As previously noted, the names of the adjacent property owners shall be illustrated on a plan.

<u>Response</u>: The amended plan provides the names of the adjacent property owners to the all sides of the property, including across the street.

9. As previously requested, the plan shall note the proposed building floor elevation, patio elevation and illustrate proposed contours and spot elevations as needed.

<u>Response</u>: The building finished floor elevation has been added to the plan (see Sheet C-101). The grade of the proposed patio has also been added with spot elevations shown.

We look forward to your review of the revised plans. If you have any questions regarding this submission, please feel free to call me on my direct line at (475) 215-5343 or my cell at (203) 710-0587, or by email at alan@eaec-inc.com.

Sincerely,

ALP ENGINEERING & LANDSCAPE ARCHITECTURE, PLLC

Alan L. Pilch, P.E./

Principal

cc: Susan Morrissey (via email) Darren Mercer, Architect (via email)

> ALP Engineering & Landscape Architecture, PLLC P.O. Box 843 Ridgefield, CT 06877 Direct Tel: (475) 215-5343 Mobile: (203) 710-0587 Email: alan@eaec-inc.com

ALP Engineering & Landscape Architecture, PLLC

LETTER OF TRANSMITTAL

Date: February 20, 2023

- To: Hon. Janet Andersen and Members of the Planning Board Town of Lewisboro 79 Bouton Road South Salem, NY 10590
- Re: Morrissey Property 10 Hoyt Street South Salem, N.Y.

We are sending you via <u>Email</u> the following documents:

No. of Copies	Date	Description	
1 01/20/2023		Dwg. A.1, Basement & First Floor Plans – Existing	
		Conditions and Proposed	
1	01/00/2022	Dwg. A.2, Second Floor Plans – Existing Conditions and	
1	01/20/2023	Proposed	
1	01/22/2023	Dwg. C-101, Site Plan	

THESE ARE TRANSMITTED:

[] For Approval

[X] For Your Use

[] As Requested

[] For Review and Comment

COMMENTS:

As was noted in our 2/06/2023 letter to the Planning Board, the applicant's engineer and architect had contacted the Westchester County Department of Health regarding the separation distance of the piers (which are to support the proposed addition) from the existing septic tank.

Enclosed please find the architectural plans and the site plan which have been stamped "NO OBJECTION" by the Health Department. Based on the determination of the Health Department, we conclude that the construction of the addition on the piers is acceptable, as is the storm drainage pipe along the western edge of the property line, and that the relocation of the septic tank would not be necessary.

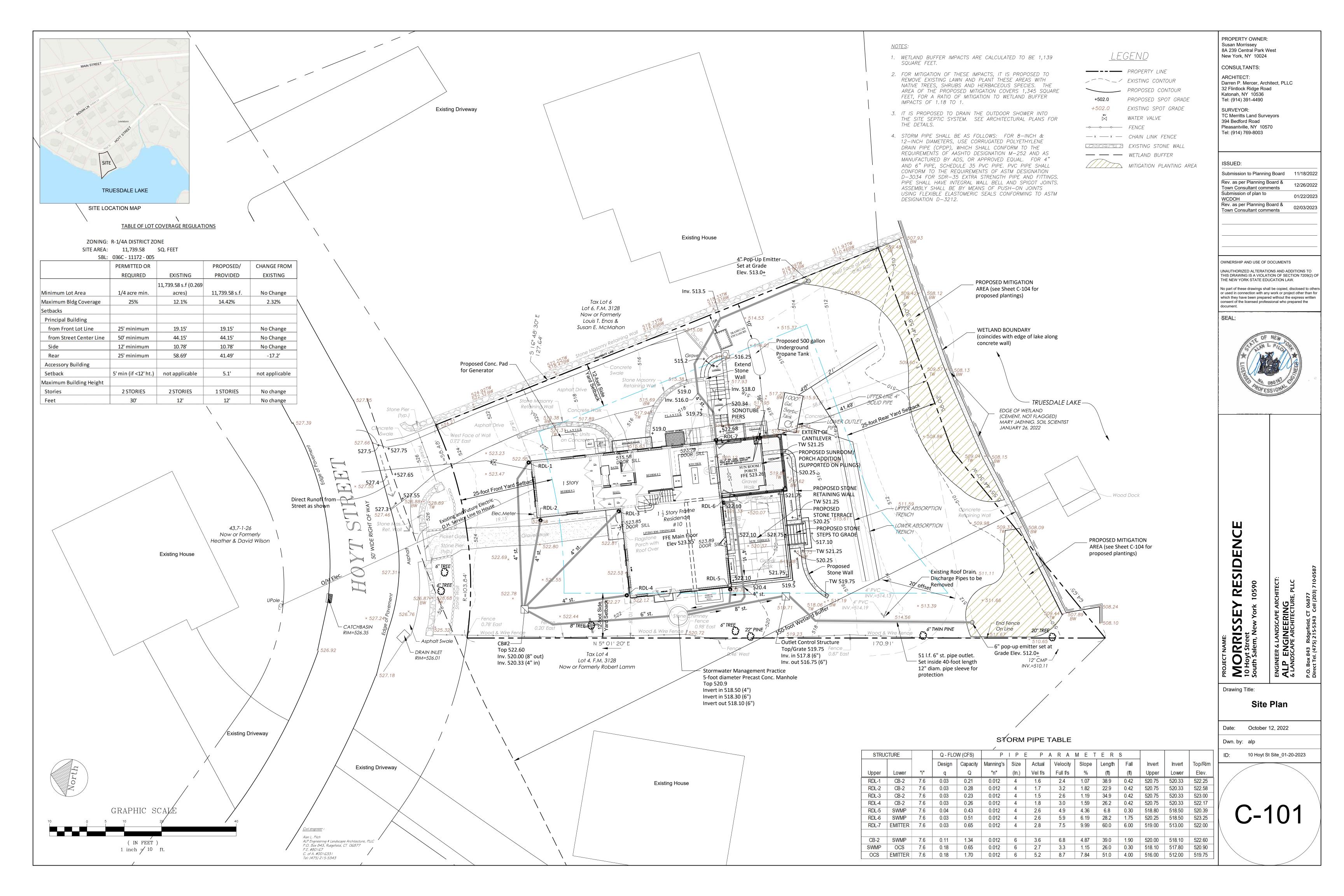
If you have any questions about the enclosed plans or would like to have the original hard copy of the "No Objection" stamped plans, please let us know.

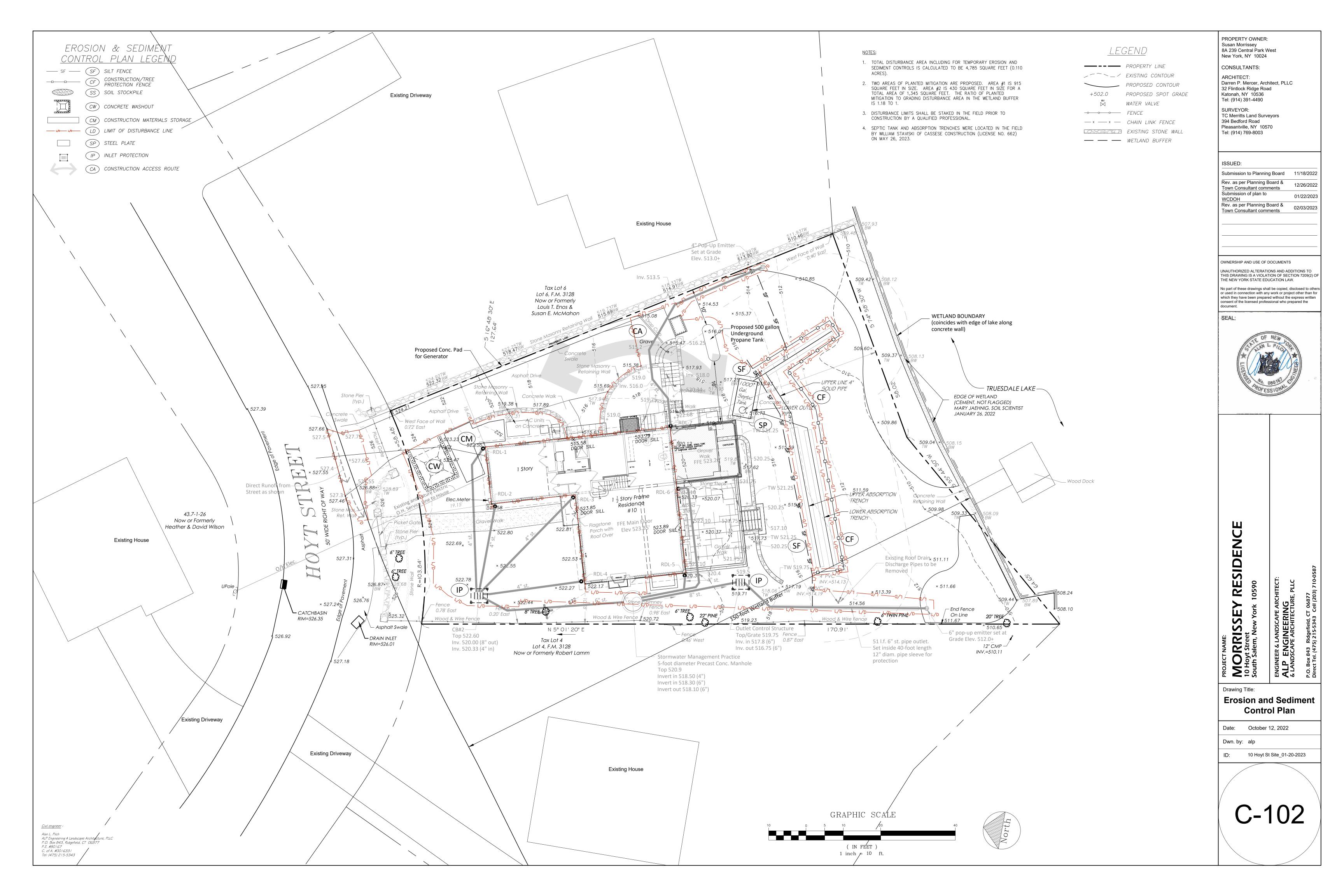
ALP Engineering & Landscape Architecture, PLLC

Signed:

Alan L. Pilch, P.E., R.L.A. Principal

cc: Edward P. Larkin, PE (via email) Darren Mercer, Architect (via email) Susan Morrissey (via email)





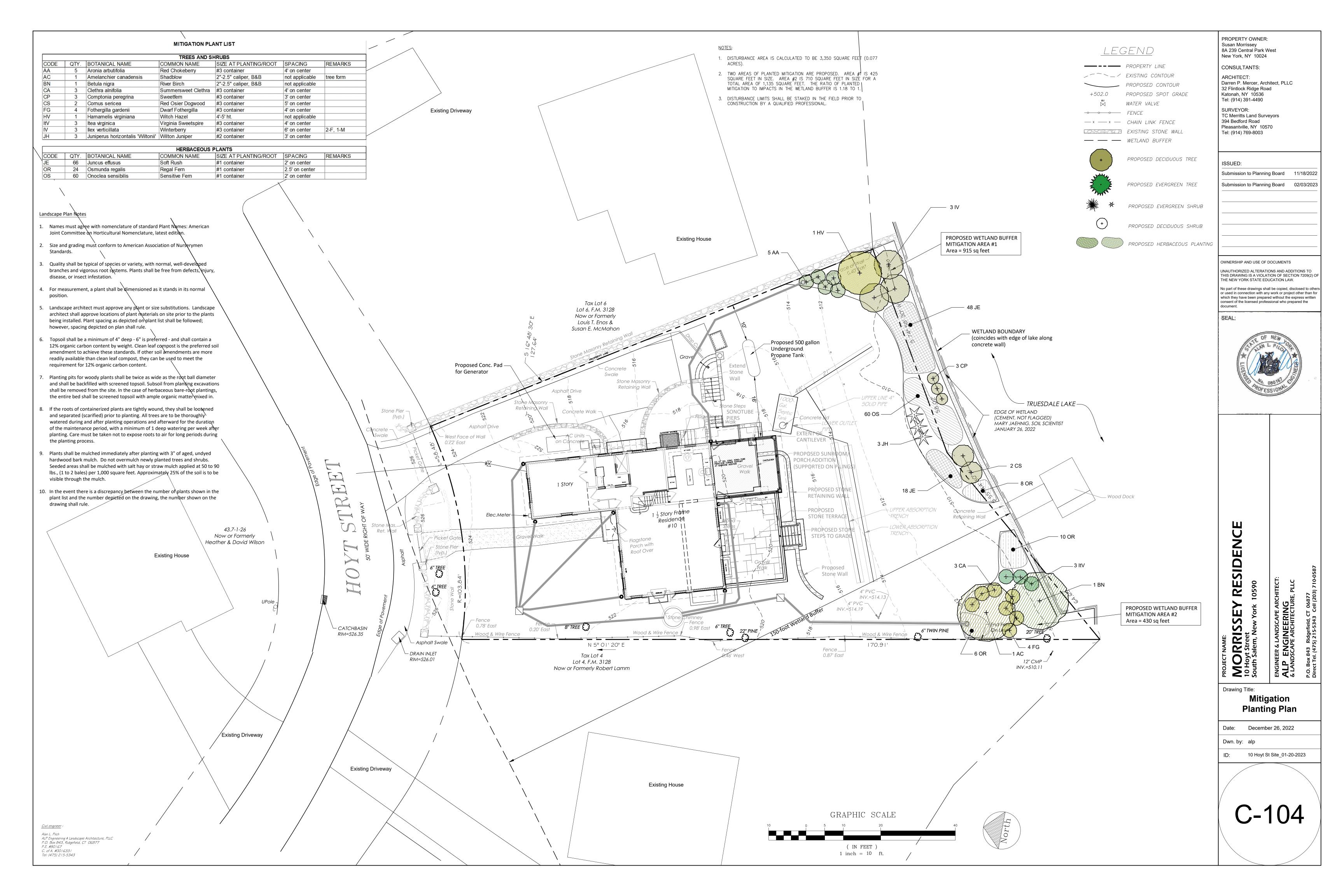


PROPERTY OWNER: Susan W. Morrissey 8A 239 Central Park West

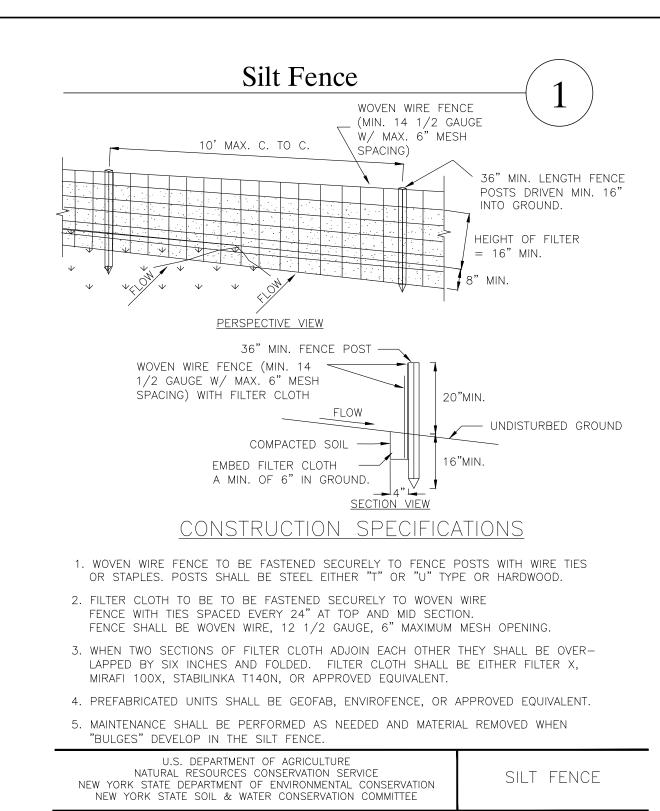


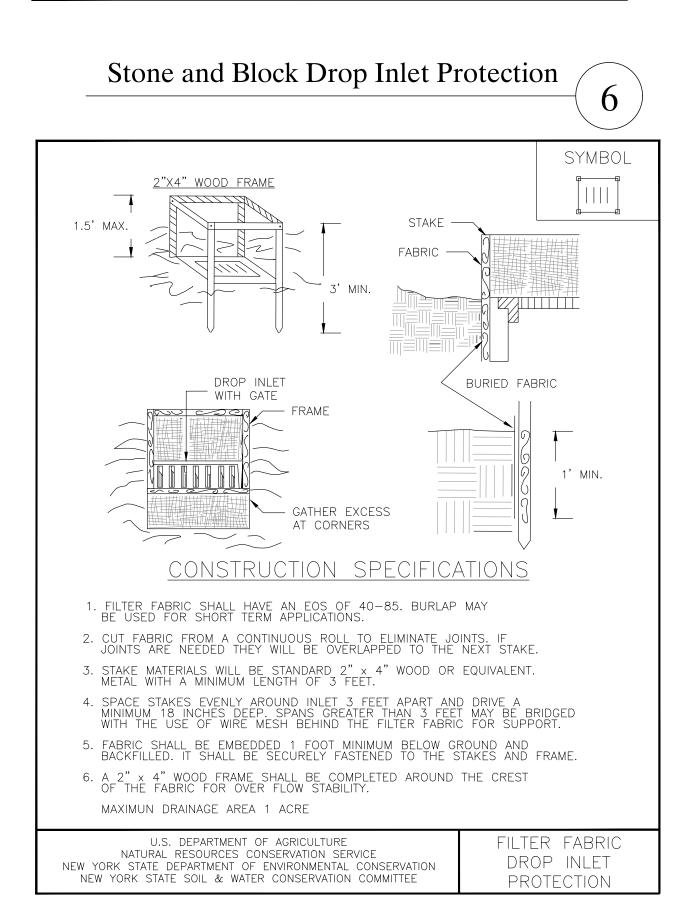
— Wood Dock

NCE RESIDE PLLC 8 P.O. Box 843 Ridgefield, CT 06877 Direct Tel. (475) 215-5343 Cell (203) 10 engineer & Landscape Arci ALP ENGINEERING & Landscape Architecture MORRISSEY 10 Hoyt Street South Sale Drawing Title: **Demolition and Removals Plan** Date: October 12, 2022 Dwn. by: alp ID: 10 Hoyt St Site_01-20-2023 C-103



Concrete Washout Area





NOTES:

 Concrete washout areas shall be installed prior to concrete placement of on-site. The concrete washout area shall be entirely self-contained.
 The contractor shall submit the design, location and sizing of

the concrete washout area(s) with the project's erosion and sedimentation control plan and shall be approved by the engineer. Location: Washout area(s) are to be located at least 50 feet from any stream, wetland, storm drains, or other sensitive resource. The flood contingency plan must address the concrete washout if the washout is to be located within the floodplain. Size: the washout must have sufficient volume to contain all liquid and concrete waste generated by washout operations including, but not limited to, operations associated with grout and

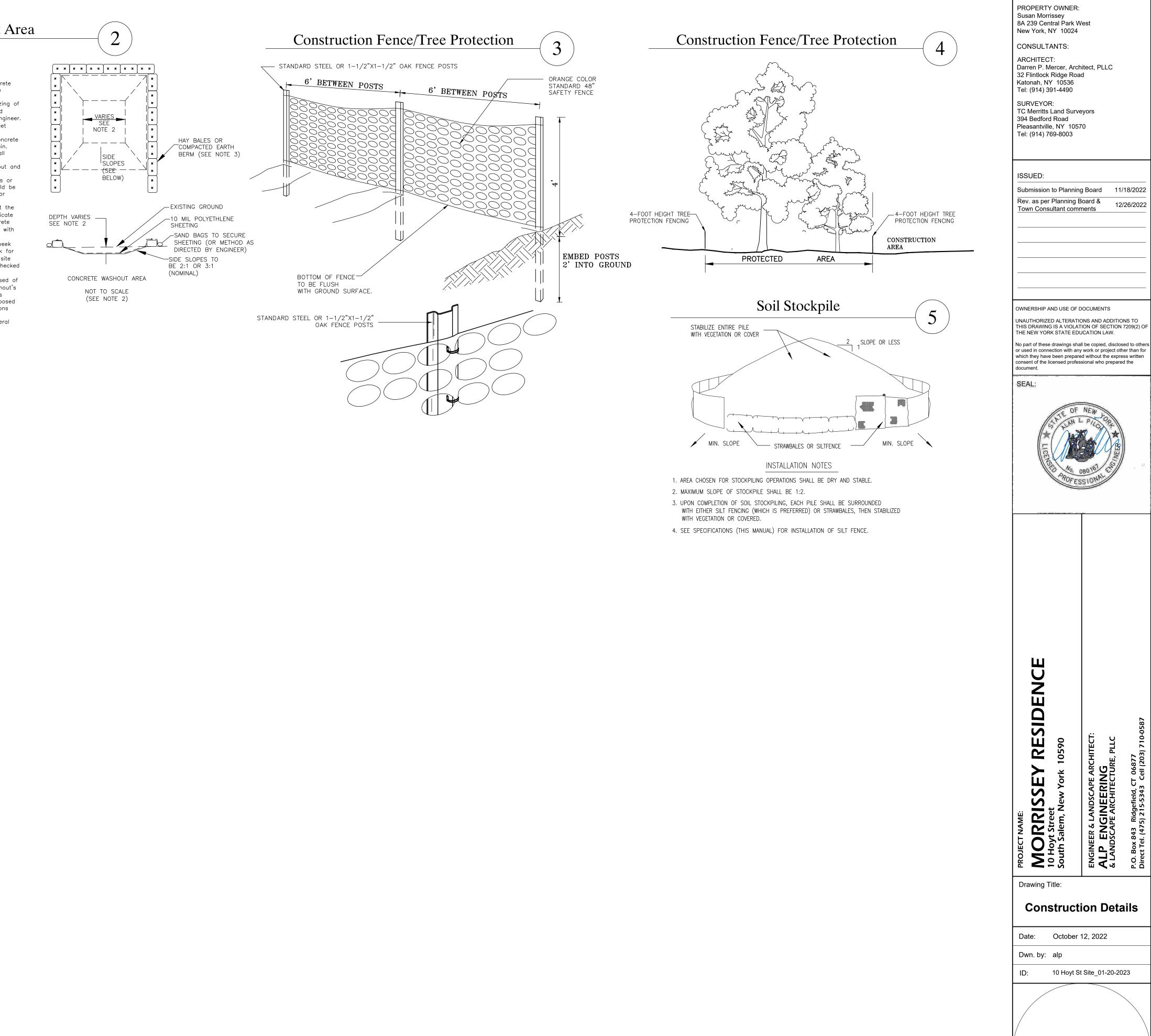
mortar. 3. Surface discharge is unacceptable. Therefore, hay bales or other control measures, as approved by the engineer, should be used around the perimeter of the concrete washout area for containment.

4. Signs should be placed at the construction entrance, at the concrete area(s) and elsewhere as necessary to clearly indicate the location of the concrete washout to operators of concrete trucks and pump rigs. Washout area(s) should be flagged with safety fencing or other approved method.

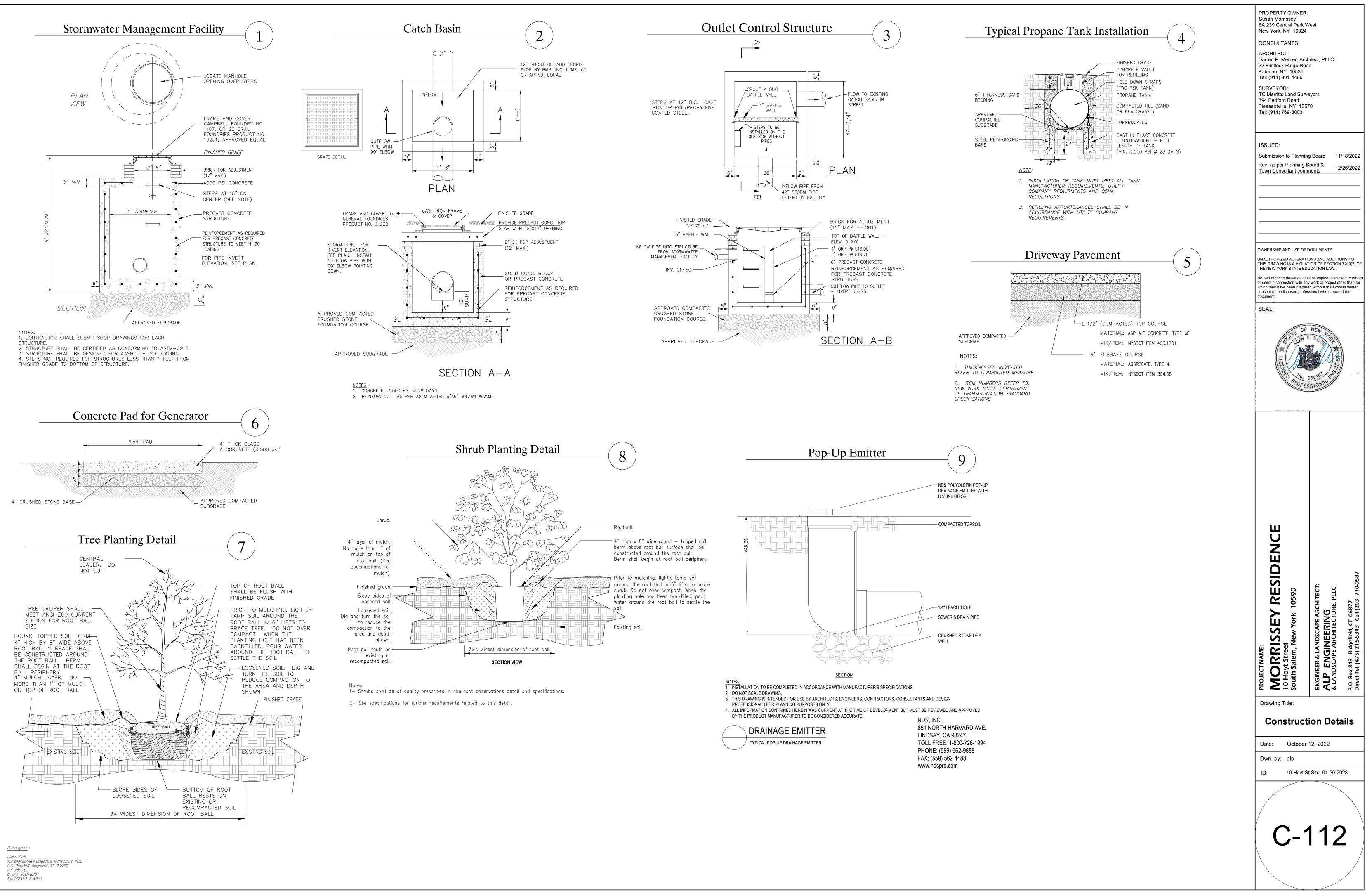
5. Washout area(s) are to be inspected at least once a week for structural integrity, adequate holding capacity and check for leaks, tears or overflow. (As required by the construction site environmental inspection report, washout areas should be checked after heavy rains.)

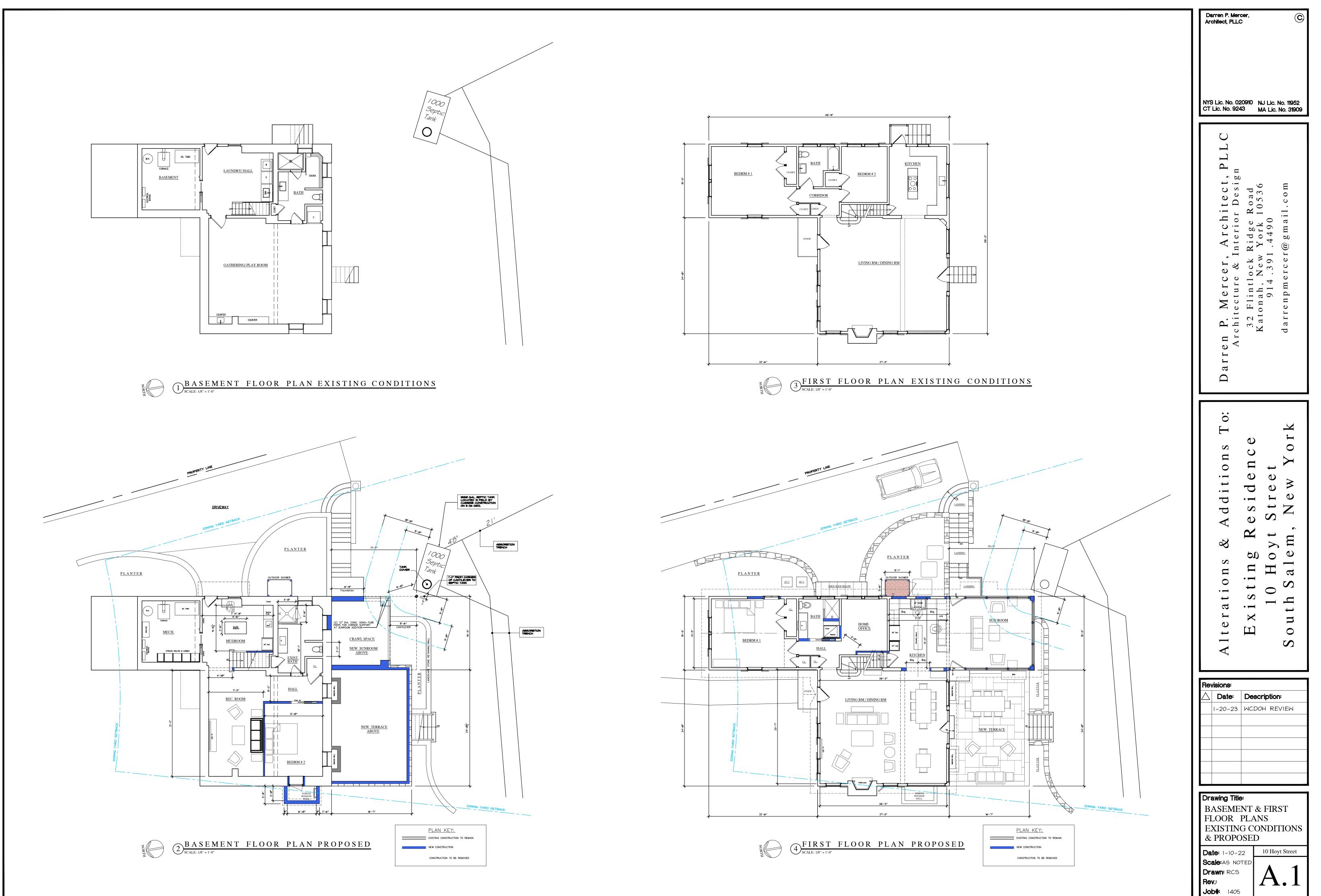
6. Hardened concrete waste should be removed and disposed of when the waste has accumulated to half the concrete washout's height. The waste can be stored at an upland location, as approved by the engineer. All concrete waste shall be disposed of in a manner consistent with all applicable laws, regulations

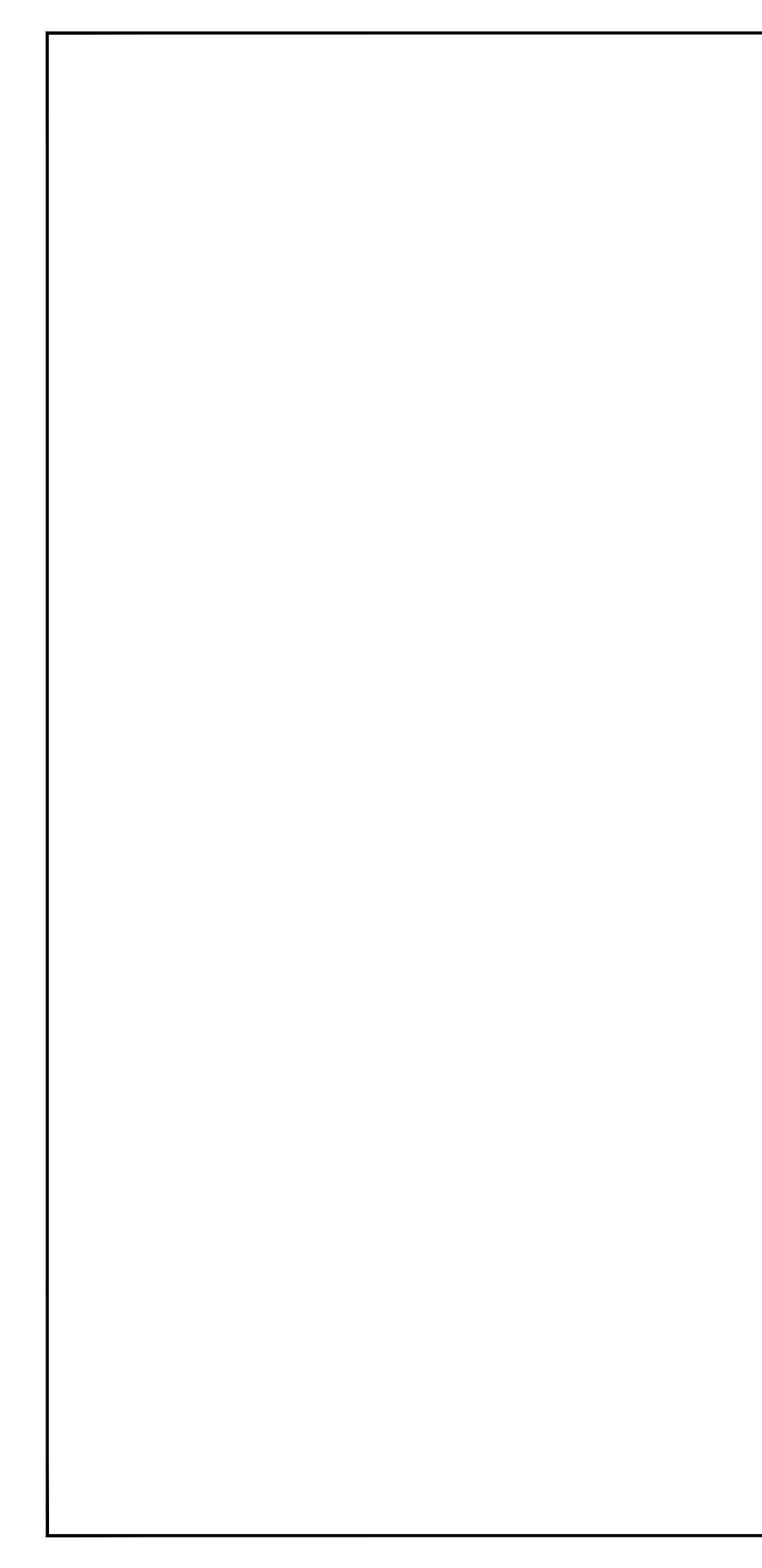
and guidelines. 7. Payment for this item is to be included under the general cost of the work for the project, including site restoration.

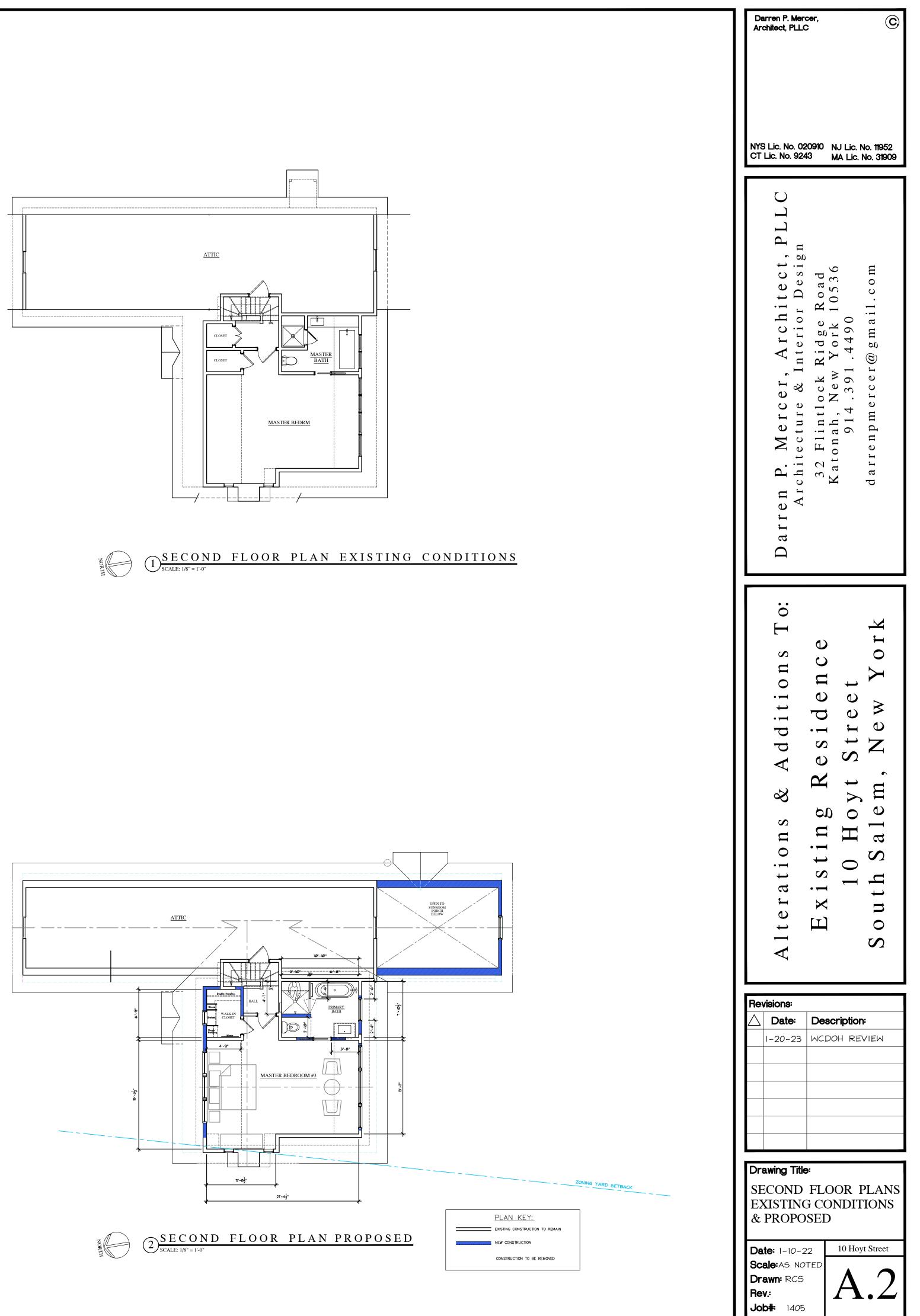


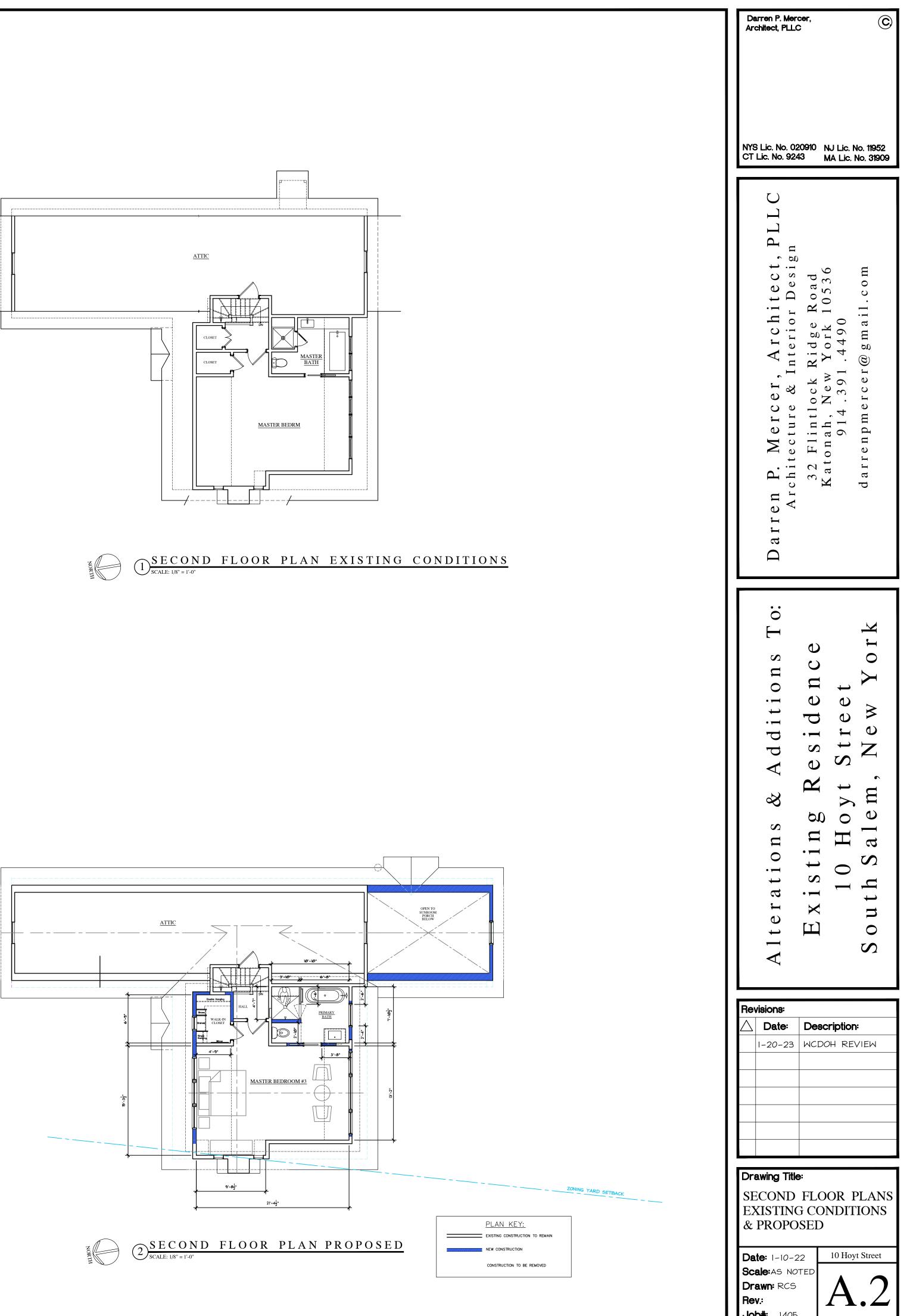
C-11

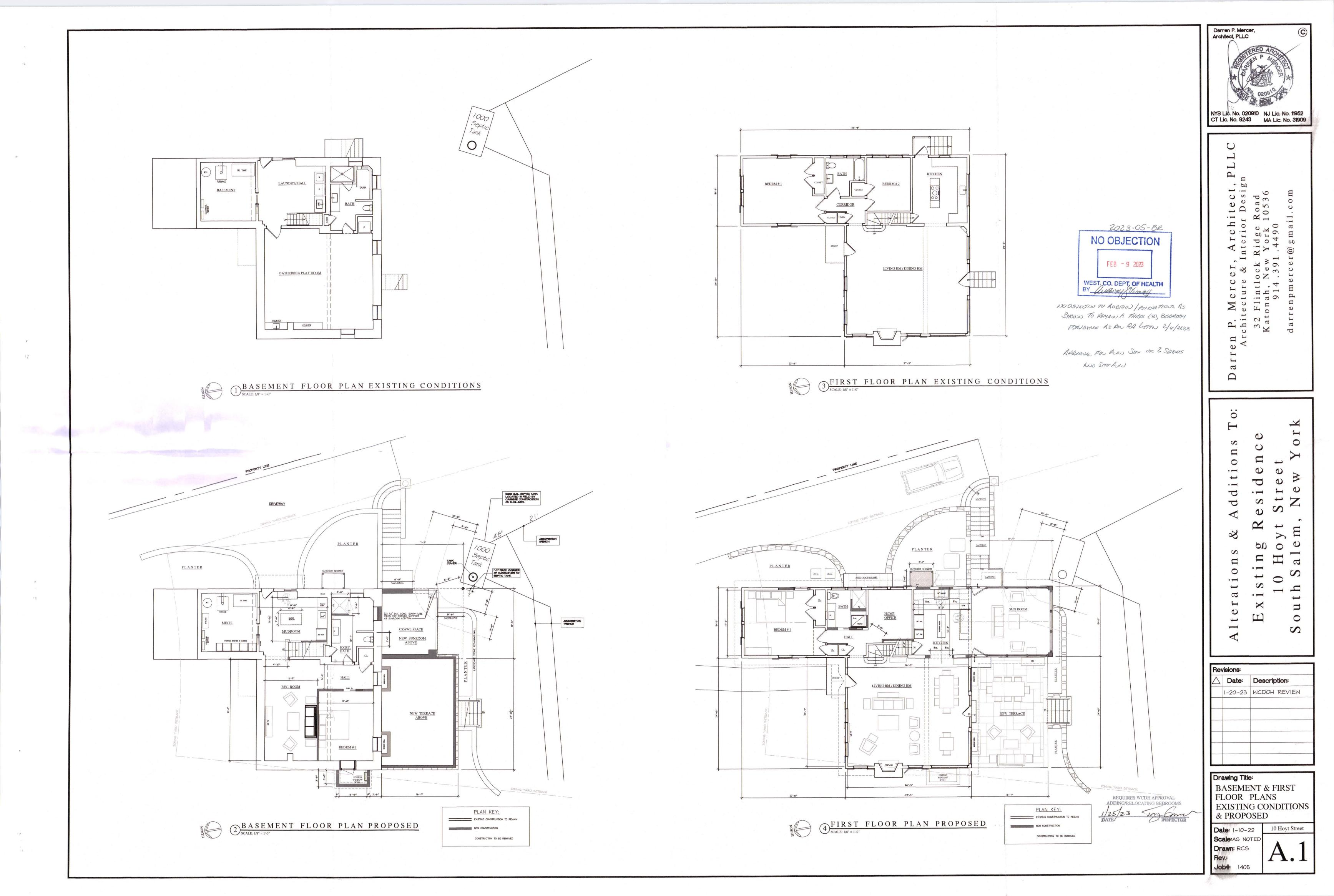


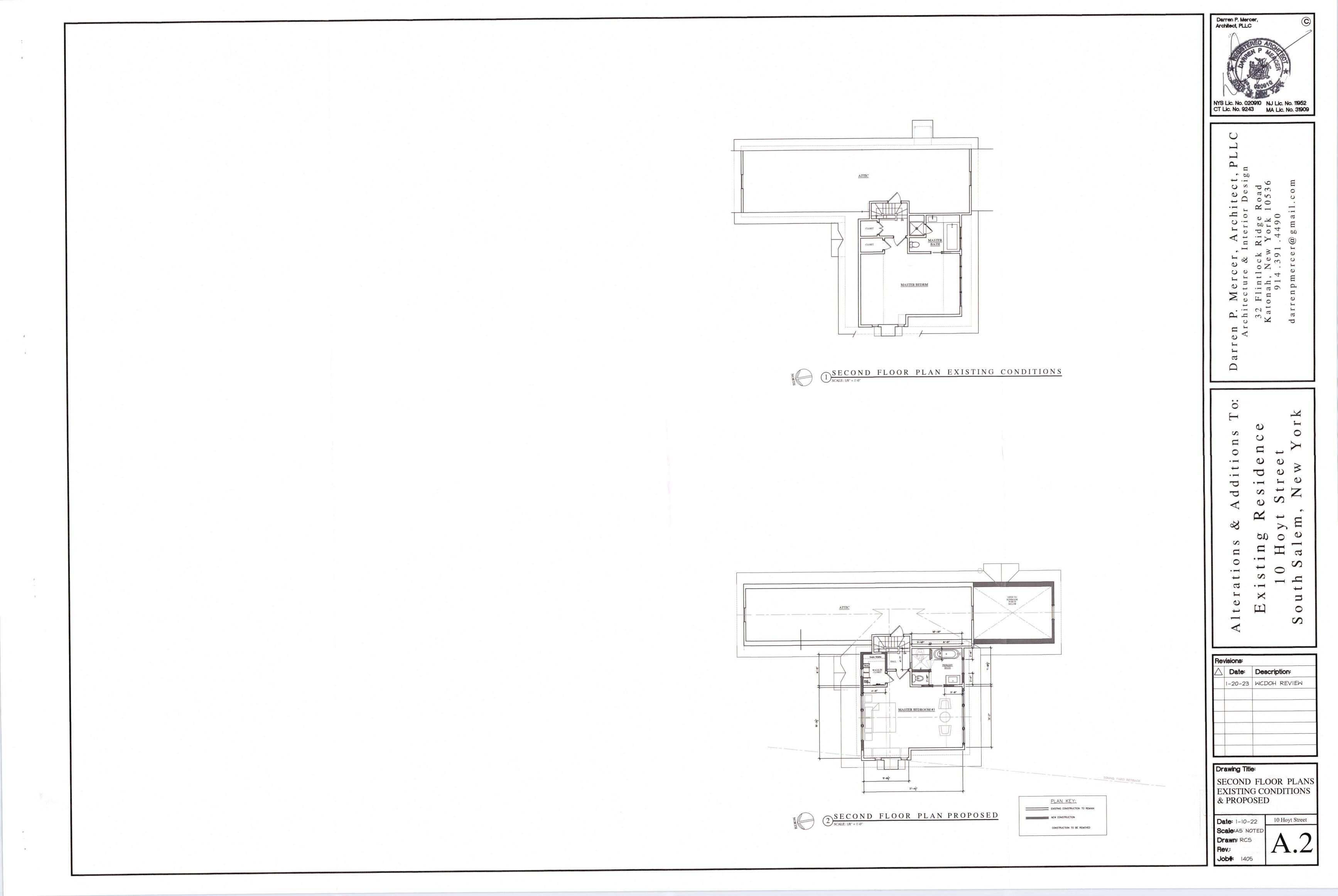


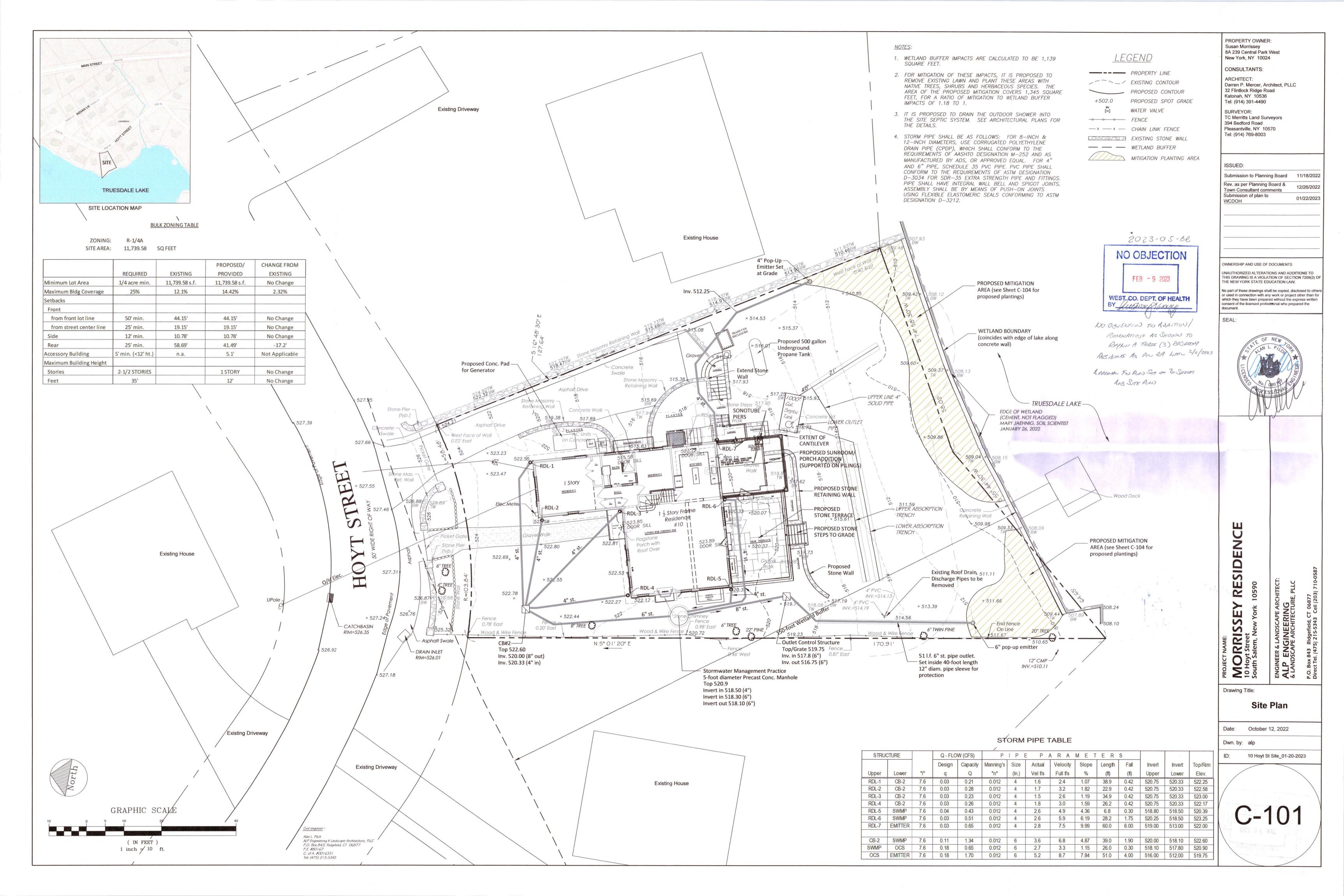


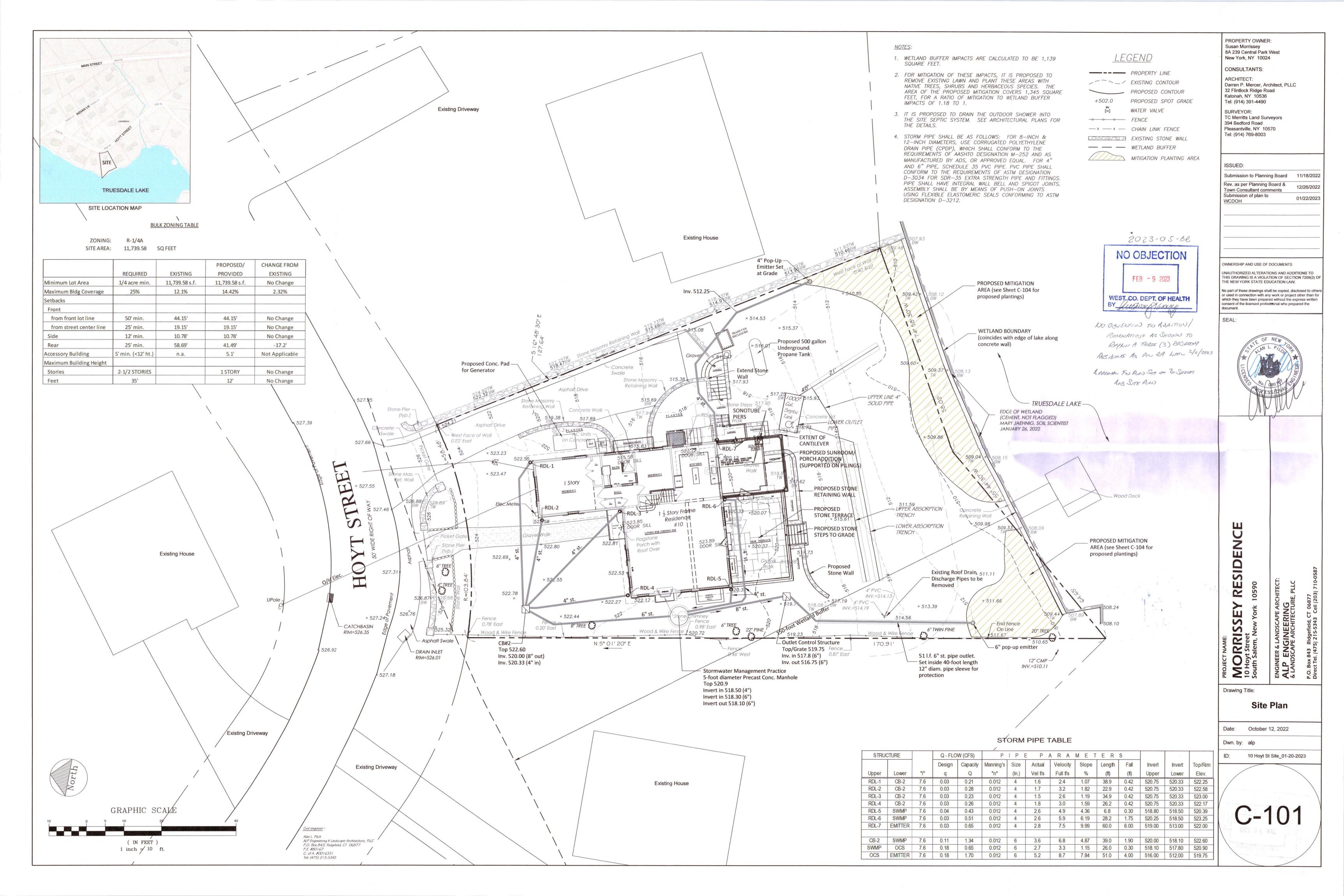












The Office of the Westchester County Clerk: This page is part of the instrument; the County Clerk will rely on the information provided on this page for purposes of indexing this instrument. To the best of submitter's knowledge, the information contained on this Recording and Endorsement Cover Page is consistent with the information contained in the attached document.



Westchester County Recording & Endorsement Page **Submitter Information** Thoroughbred Title Services, LLC 914-644-6100 Phone: Name: 914-644-6159 Address 1: 800 Westchester Avenue Fax: Suite S514 recording@thoroughbredtitleservices.co Address 2: Email: City/State/Zip: Reference for Submitter: 47442 McCaughey Rye Brook NY 10573 **Document Details** Control Number: 620323540 Document Type: Deed (DED) 2022020100238001002 Document Page Count: 2 Total Page Count: 3 Package ID: Parties Additional Parties on Continuation page 1st PARTY 2nd PARTY - Individual 1: MCCAUGHEY PATRICK E - Individual 1: MORRISSEY SUSAN 2: 2: Property Additional Properties on Continuation page Street Address: 10 HOYT STREET Tax Designation: 36C-11172-5 City/Town: **LEWISBORO** Village: Additional Cross-Refs on Continuation page **Cross-References** 2: 1: 3. 4: **Supporting Documents** 2: TP-584 1: RP-5217 3: IT-2663 **Recording Fees** Mortgage Taxes Document Date: \$40.00 Statutory Recording Fee: Page Fee: \$15.00 Mortgage Amount: \$0.00 Cross-Reference Fee: Mortgage Affidavit Filing Fee: \$0.00 Basic: \$0.00 RP-5217 Filing Fee: \$125.00 Westchester: \$0.00 \$5.00 TP-584 Filing Fee: Additional: \$0.00 \$10.00 RPL 291 Notice Fee: MTA: \$0.00 Total Recording Fees Paid: \$195.00 Special: \$0.00 Transfer Taxes Yonkers: \$0.00 Consideration: \$1,300,000.00 Total Mortgage Tax: \$0.00 Transfer Tax: \$5,200.00 Exempt: Mansion Tax: **Dwelling Type:** \$13,000.00 Transfer Tax Number: Serial #: 9913 **Record and Return To** RECORDED IN THE OFFICE OF THE WESTCHESTER COUNTY CLERK Pick-up at County Clerk's office 02/08/2022 at 09:46 AM Recorded: Control Number: 620323540 Witness my hand and official seal **Thoroughbred Title Services** 800 Westchester Avenue SUITE S514 Timothy C.Idoni Westchester County Clerk Rye Brook, NY 10573

ムフムイタ

- Bargain and Sale Deed, with Covenant against Grantor's Acts - Individual or Corporation (Single Sheet)

CONSULT YOUR LAWYER BEFORE SIGNING THIS INSTRUMENT—THIS INSTRUMENT SHOULD BE USED BY LAWYERS ONLY.

THIS INDENTURE, made the 2nd day of February, in the year 2022

BETWEEN PATRICK EDWARD McCAUGHEY residing at 10 Hoyt Street, South Salem, NY 10590

party of the first part, and

SUSAN MORRISSEY residing at 239 Central Park West, Apt 8A, New York, NY 10024

party of the second part,

WITNESSETH, that the party of the first part, in consideration of

TEN (10.00) dollars

paid by the party of the second part, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the

SEE SCHEDULE A ANNEXED HERETO

Being and intended to be the same premises conveyed to the party of the first part by deed dated June 4, 2003 and recorded on July 28, 2003 in the Westchester County Clerk's Office in Control No. 431990220

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof; TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises; TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part covenants that the party of the first part has not done or suffered anything whereby the said premises have been encumbered in any way whatever, except as aforesaid.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose. The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written.

IN PRESENCE OF:

Slow

PATRICK EDWARD McCAUGHEY

THOROUGHBRED TITLE SERVICES, LLC as Agent for Investors Title Insurance Company

SCHEDULE A (Legal Description)

Title No.: TTS47442

ALL that certain plot, piece or parcel of land, situate, lying and being in the Town of Lewisboro, County of Westchester, and State of New York, designated by the Lot Number 5 on a certain, map entitled, "Map of Section No. 4 of Truesdale Lake Property South Salem, Town of Lewisboro, Westchester County, New York" made by J. Albert Schaefer, Surveyor, dated December 28, 1926 and filed in the County Clerk's Office, Division of Land Records, formerly Register's Office, Westchester County, New York, on April 18, 1927, as Map Number 3128 and bounded and described as follows:

BEGINNING at a point on the southerly side of Hoyt Street at the dividing line between Lots 5 and 6 on said map and distant as measured along said southerly side of Hoyt Street 465.44 feet westerly from the westerly end of a curve having a radius of 28.25 feet and a length of arc of 46.08 feet connecting said southerly side of Hoyt Street with the westerly side of Hoyt Street, thence running along the dividing line between Lots 5 and 6 on said map. South 16° 48' 30" East 127.64 feet to the northerly shore of Truesdale Lake; thence running along said northerly shore of Truesdale Lake, South 74° 58' 30" West 58.02 feet and South 55° 44' 30" West 64.65 feet to the dividing line between Lots 4 and 5; thence running along said dividing line, North 5° 01' 20" East 170.91 feet to the southerly side of Hoyt Street; thence running easterly along said southerly side of Hoyt Street, on a curve to the left having a radius of 103.84 feet, a distance of 58.48 feet to the point of BEGINNING.

FOR CONVEYANCING ONLY

The policy to be issued under this report will insure the title to such buildings and improvements erected on the premises which by law constitute real property.

TOGETHER with all the right, title and interest of the party of the first part, of, in and to the land lying in the street in front of and adjoining said premises.

TTS47442

Schedule A - Legal Description 1 of 1

Minutes of Meeting of November 10, 1970, Continued File with maps of lalie roads tale on motion of Mr. Thibdeau, seconded by Mr. Cronk, the following resolution was adopted: The Vote: Yes, Jordan, Naukirch, Cronk and Thibdeau No, None Absent, Boissy RESOLVED, that the following transfers be made from the Surplus -1 Account To: Town Property. Improvements Health Insurance \$2,376.97 Disability Health. 3.83 Assessor Office Expense 95.40 HIGHWAYS - Goldens Bridge Colony, Lake Waccabuc, Lake Kitchawan, Lower Salen Road, Stewart Road, Briscoe Road, Dake Katonah, Truesdale Lake and Twin Lakes Road Ext. On motion of Mr. Thibdeau, seconded by Mr. Neukirch, the following The Vote: Yes, Jordan, Neukirch, Cronk and Thibdeau No, Absent; -4 Boissy -0 -1 In the Matter of the Ascertaining, Describing and Recording as Town Highways in the Town of Lewisboro, County of Westchester and State of New York, Roads Used by the Public for Upwards of Ten Years. WHEREAS, those portions of roads as shown in bold outline on the maps now before this Board have been used by the public for a period in excess of ten years as public highways, WHEREAS, in accordance with the provisions of Section 189 of the Highway Law, it is in all respects proper that such portions of roads shall be duly ascertained, described and entered on record, as town highways of the Town of Lewisboro and worked NOW THEREFORE, consent is hereby granted to the Town Superintendent of Highways of the Town of Lewisboro to lay out and record as town highways of the Town of Lewisboro, those portions of roads shown in beld cutline on the maps now before this Board and hereby filed with the Town Clerk to become attached to and a part of the minutes of this meeting, and identified as sheets 1-1 to 1-8, 2-1 to 2-4, 3-1 to 3-9, 4-1 to 4-4, 5-1, 6-1 to 6-6, 7-1 to

Minutes of Meeting of November 10, 1970, Continued

HIGHWAYS - Continued

7-9, 8-1 and 8-2, all in accordance with the provisions of Section 189 of the Highway Law; it being understood and conditioned that such laying out and recording shall apply only to the existing traveled portions and existing drainage provisions and facilities, and not to the full width of the rightof-way shown on any filed maps or elsewhere; and it being further understood and conditioned that such laying out and recording shall convey to the Town of Lewisboro no rights to any water lines, mains, hydrants, curb cocks, standpipes, house connections and pump feed lines in said portions of roads, but that the owners of such water lines or equipment may maintain, repair or replace the same, provided they comply with the provisions of Article IV of the Street Ordinance of the Town of Lewisboro, and other applicable laws and ordinances.

LEWISBORO TOWN PARK - Traffic

The following letter was presented:

October 30, 1970

297

Alvin Jordan, Supervisor Town of Lewisboro S. Salem, N. Y.

Dear Al,

At the last meeting of the Recreation Commission, concern was again expressed about the passing lane at the entrance/exit of the Recreation Area on Route #35. We unanimously passed a resolution requesting the Town of Lewisboro Town Board to request the N. Y. State Traffic Commission to review this dangerous dntrance and exit and change the dotted line to a solid line at that point.

Very truly yours,

Der Waynel Yapourseell

On motion of Mr. Cronk, seconded by Mr. Thibdeau, the following resolution was unanimously adopted:

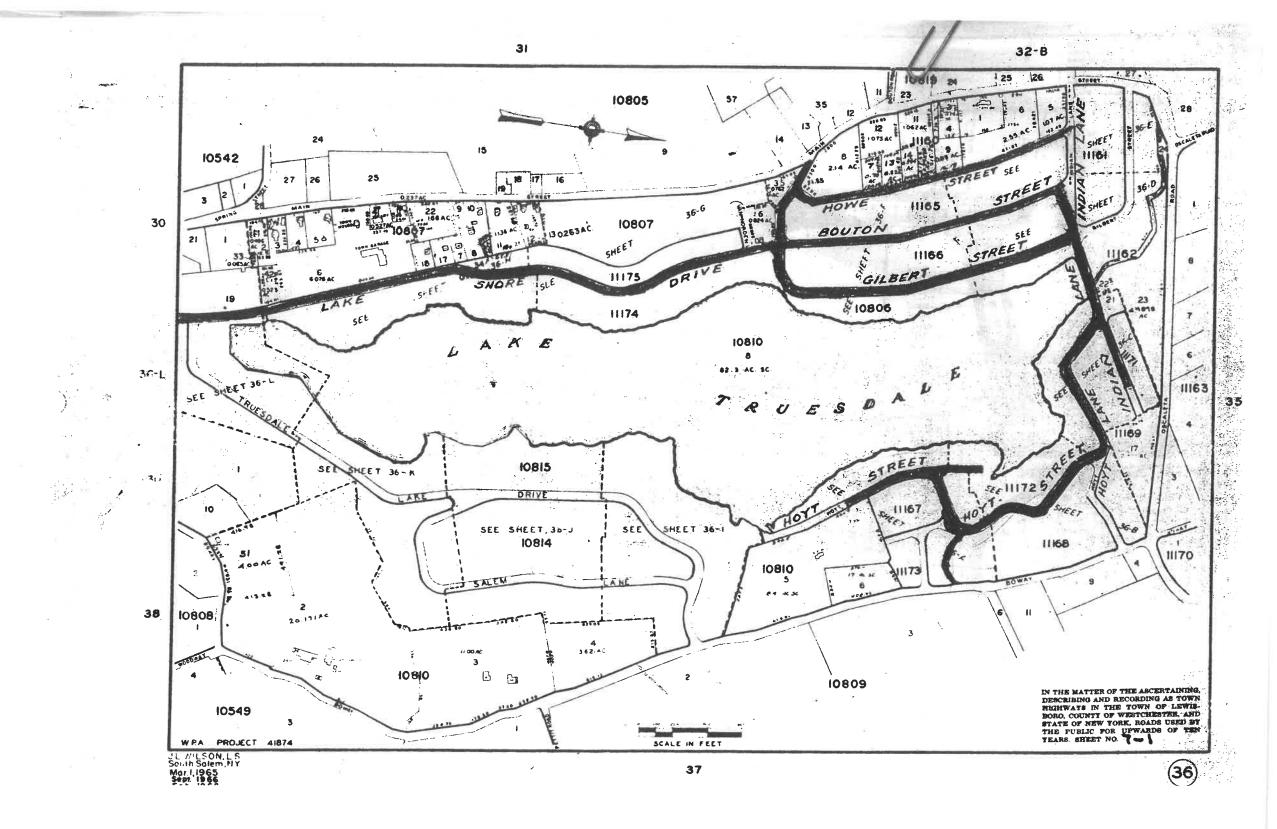
RESOLVED, that the Town Clerk be directed to contact the N.Y.S. Department of Transportation and ask that they made a study of the Lewisboro Town Park, Route 35 area and request they change the dotted line in front of the park to a solid line because of the dangerous traffic situation at this location.

LEWISBORO CONSERVATION ADVISORY COUNCIL

and the Constant wat for a set of the set of

The following letter was presented and referred to Town Attorney Stanley E. Anderson, Jr. for study and report:

Charles and the fight





MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit Nancy Simpkins 120 Mill River Road, South Salem Sheet 45, Block 10299, Lot 86

PROJECT DESCRIPTION

The subject property consists of ±5 acres of land and is located at 120 Mill River Road within the R-2A Zoning District. The subject property is developed with a single-family residence, detached barn/cottage, driveway, potable well and two (2) individual septic systems. The applicant is proposing an addition to the residence, stormwater infiltration system and wetland mitigation area. On-site wetlands are jurisdictional to the New York State Department of Environmental Conservation (NYSDEC) and the Town of Lewisboro and the majority of the proposed addition is located within the Town's 150-foot regulated buffer.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 4

COMMENTS

- 1. This office defers review of the plan for zoning compliance to the Building Inspector. It is recommended that the application be referred to the Building Inspector for review.
- 2. The area of the addition on Sheet A-1, and associated narratives, does not match the calculations for the proposed building coverage of Sheet A-2. Please coordinate as needed.
- 3. On-site wetlands are jurisdictional to the New York State Department of Environmental Conservation (NYSDEC) and the wetland boundary must be verified and validated by same. Please submit a Wetland Boundary Map, including a fully executed copy of the NYSDEC Wetland Validation Block.
- 4. The person responsible for the wetland delineation and date of the delineation should be noted on the plan.
- 5. The applicant shall submit a Wetland Report which shall contain the information required under Sections 217-5 and 6 of the Town's wetland ordinance.
- 6. While a wetland mitigation area has been depicted on the plan, a planting plan shall be provided.
- 7. The property is partially encumbered by the FEMA 100-year Floodplain (Zone A) and appears to extend close to the proposed area of improvements. The floodplain boundary shall be depicted on the plan. A Flood Development Permit will be required in accordance with Chapter 126 of the Town Code. Should any development be proposed within the floodplain, additional floodplain mitigation may be required to provide adequate compensatory storage to offset and potential loss in floodplain storage as a result of the project.
- 8. The area of disturbance shall be adjusted to include the oil tank removal. All proposed erosion controls must be located within the limits of disturbance.
- 9. The site plan shall include topography; grading; top and bottom elevations of walls; first floor elevations; elevations at door sills, stairs, walkways, etc.
- 10. All applicable Westchester County Department of Health (WCHD) separation distance requirements shall be illustrated and denoted on the plan to demonstrate compliance.
- 11. How was the location of the existing septic system derived? Provide any available information on the size and condition of the system, including recent inspections, if any.

Chairperson Janet Andersen February 24, 2023 Page 3 of 4

- 12. The plan shall illustrate the location of the existing septic service line to the SSTS treatment areas. Additionally, please show the existing well and service line. The plan points to a patio for the well location but no symbol is shown. Please clarify.
- 13. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and result shall be shown on the plan. Contact this office to schedule the testing.
- 14. The drainage plan shall specify slope of pipe, invert elevations, top of system, bottom of system, etc. Provide outlet protection details.
- 15. The plan shall include the proposed stormwater piping within the limits of disturbance (s.f.). In addition, the proposed soil stockpile area shall be relocated from above the proposed stormwater infiltration area.
- 16. The plan shall illustrate the location and connection between all proposed roof drains. It appears the southwest corner gutter downspout is not shown for the addition.
- 17. The plan shall illustrate the footing drain location on the site plan. Include the size, slope, and material of drainage pipe and provide outlet protection details.
- 18. Include erosion control measures on the plan, including, but not limited to, temporary construction access, silt fence, tree protection, erosion control blankets, construction sequence, etc. Details shall be provided and shall be in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control.
- 19. Proposed erosion controls must be shown for the disturbance associated to the stormwater treatment area work.
- 20. The plan shall note that disturbance limits shall be staked in the field prior to construction.
- 21. Provide existing/proposed floor plans for the 2nd floor of the residence and detached barn/cottage.
- 22. Clearly identify the number of existing and proposed bedrooms. The Building Department shall determine the need to refer the application to the WCHD for review of the proposed bedroom count and whether modifications or upgrades to the existing septic system are required.
- 23. All walls equal to or greater than four (4) feet in height shall be designed by a NYS Licensed Professional Engineer. Provide construction details and specifications on the plan. The plan

Chairperson Janet Andersen February 24, 2023 Page 4 of 4

shall note that the construction of all walls equal to or greater than four (4) feet in height shall be certified by the Design Professional prior to issuance of a Certificate of Completion.

- 24. Provide construction details for all proposed improvements, including but not limited to, stone walls, stairs, stormwater pipe trench, bluestone walkways, Belgium block curb etc.
- 25. The applicant shall submit an updated existing condition survey (boundary and 2-foot contours), signed and sealed by a NYS Licensed Land Surveyor.
- 26. The plan shall illustrate and identify the location, specie type and diameter at breast height (dbh) of all trees with a dbh of 8 inches or greater and located within the limits of disturbance and 25 feet beyond. Indicate trees to be removed and/or protected. If no trees are proposed to be removed, a note on this effect shall be added to the plan.
- 27. The names of the adjacent property owners and the location of any neighboring driveways, structures, buildings, wells and septic areas shall appear on the plan.

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY PATRICK M. CROKE, ARCHITECT, DATED FEBRUARY 3, 2023:

- Site Plan and General Notes (A-1)
- Stormwater System (A-2)
- Demolition Floor Plans (A-3)
- Basement Plan (A-4)
- First Floor Plan (A-5)
- Elevations (A-6)
- Elevations and Section (A-7)

DOCUMENTS REVIEWED:

- Letter, prepared by Patrick M. Croke, dated December 8, 2022
- Letter, prepared by Stephen W. Coleman, dated December 19, 2022
- Wetland Permit Application
- Stormwater Permit Application
- Short EAF, dated December8, 2022

JKJ/dc https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Simpkins - 120 Mill River Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Simpkins Residence, 120 Mill River Road, South Salem, NY 10590
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for the construction of a bedroom addition.

The CAC would like to see a wetland mitigation plan with a planting list, a one-to-one calculation and a stormwater plan if necessary.

Patrick M. Croke

<u>Architect</u>

8 December 2022

Lewisboro Planning Board 79 Bouton Road South Salem, New York 10590

RE: 120 Mill River Road Zoning district R-2A, Sheet 45, block 10299, lot 86

Dear Chairperson Andersen and members of the Lewisboro Planning Board,

I represent the owner of the above referenced property and, on behalf of my client, enclosed for submission is an application and accompanying plans and documents in support of a request for a wetland's activity permit for the addition to the existing residence.

The project consists of the addition of a 729 SF space to be used as a master bedroom suite. A bedroom in the existing home is being renovated to no longer be considered a bedroom to maintain the current bedroom count and eliminate the need for any changes to the existing septic system. The addition consists of the bedroom suite at the first floor and storage and mechanical space in the basement below. The associated exterior work consists of the construction of a new stair from the upper driveway level to the basement and rear yard. The construction of the stair and basement will require the removal of a portion of a rock outcropping at the new stair location. Other exterior construction includes the relocation of HVAC condensers, the removal of an oil tank and the installation of new walkways and curbing. The total site disturbance is expected to be approximately 2213 SF at the construction area and 841 SF at the soil stockpile area for a total of 3054+/- SF. Approximately 1400 SF of disturbance will be between the 100' and 15' wetlands buffer lines. No disturbance is planned to be closer than the 100' buffer line. Material and vehicle storage will be on the existing driveway beyond the 150' buffer line.

We look forward to the opportunity to discuss this project further at the next available meeting of the Planning Board. In the meantime, please do not hesitate to contact me if you have any questions about the application or if you require additional information.

Sincerely

Patrick M. Croke LEED AP, BD+C

914 - 234 - 6093

www.pmcarchitect.com

20 Woodsbridge Road Katonah, New York 10536

Patrick M. Croke

13 February 2023

Town of Lewisboro Planning Board 79 Bouton Road South Salem, New York 10590

RE: Simpkins Residence, 120 Mill River Road, South Salem, NY 10590

Dear Chair Andersen and members of the Lewisboro Planning Board,

I represent, as architect, the owner of the above referenced property, and on behalf of my client, I present the following in response to the Conservation Advisory Council memo dated 2/8/23 for this project.

- 1. A wetland mitigation plan and a planting list were included with our submission.
- 2. The proposed mitigation planting area is approximately 1,000 SF. The proposed addition totals 729 SF. The mitigation planting area is 1.37 times the area of the addition.
- 3. A stormwater plan was included with our submission.

I look forward to the opportunity to discuss this further, if needed, at the next available meetings of the Planning Board. In the meantime, please do not hesitate to contact me if you have any questions about the application or require additional information.

Sincerely,

Patrick M. Croke LEED AP, BD+C

914 - 234 - 6093

www.pmcarchitect.com

20 Woodsbridge Road Katonah, New York 10536

Application I	No.:	••••••••••••••••••••••••••••••••••••••
Fee		Date:

TOWN OF LEWISBORO WETLAND PERMIT APPLICATION

79 Bouton Road, South Salem, NY 1	L0590
Phone: (914) 763-5592	
Fax: (914) 875-9148	

Project Address:	120 Mill Riv	er Road	
-	Block: 10299		

Project Description (Identify the improvements proposed within the wetland/wetland buffer and the approximate amount of wetland/wetland buffer disturbance): Addition to house in 100-150' buffer, 2000+/- SF disturbance

Owner's Name: Nancy Simpkins	Phone: (914) 533-6739
Owner's Address: 120 Mill River Road, South Salem	
Applicant's Name (if different): Patrick Croke, Architect	
Applicant's Address:	
Agent's Name (if applicable):	Phone:
Agent's Address:	_Email:
TO BE COMPLETED BY OWNER/A	APPLICANT
What type of Wetland Permit is required? (see §217-5C and §21	17-5D of the Town Code)

🗆 Administrative 🛛 况 Planning Board

Is the project located within the NYCDEP Watershed?

Total area of proposed disturbance: ¥ < 5,000 s.f. □ 5,000 s.f. - < 1 acre □ ≥1 acre

Does the proposed action require any other permits/approvals from other agencies/departments? (Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required: <u>Building permit</u>

Note: Initially, all applications shall be submitted with a plan that illustrates the existing conditions and proposed improvements. Said plan must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). The Planning Board and/or Town Wetland Inspector may require additional materials, information, reports and plans, as determined necessary, to review and evaluate the proposed action. If the proposed action requires a Planning Board Wetland Permit, the application materials outlined under §217-7 of the Town Code must be submitted, unless waived by the Planning Board. The Planning Board may establish an initial escrow deposit to cover the cost of application/plan review and inspections conducted by the Town's consultants.

For administrative wetland permits, see attached Administrative Wetland Permit Fee Schedule.

Owner Signature: Nana K. Simpking

Date: 12/8/22

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Affidavit of Ownership

State of: New Y Jme	
State of: <u>New Y</u> sme County of: <u>New Y</u> smc	
Nancy Simpkins, being duly s	sworn, deposes and says that he/she
resides at120 Mill River Road, South Salem, NY 10590	
in the County ofWestchester	, State ofNY
and that he/she is (check one) <u>X</u> the owner, or <u> </u> the	
of	Title
Name of corporation, partnership, or other legal entit	У
which is the owner, in fee of all that certain log, piece or parcel of	f land situated, lying and being in the
Town of Lewisboro, New York, aforesaid and know and designate	ed on the Tax Map in the Town of
Lewisboro as:	
Block <u>10299</u> , Lot <u>86</u> , on S	Sheet45
Ware K. Simp Owner's Signature	Kins
Sworn to before me this	
12 ⁿ day of plecember , 2 DZZ	
Notary Put NO Qualified	ELICITA SURIEL blic - State of New York 0. 01SU6355859 d in New York County ion Expires Mar 20, 2025

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and hotarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

	To Be Completed by Applicant (Please type or print)				
PATRICK CROKE Name of Applicant	SIMPKINS ADDITION Project Name				
Property Description	Property Assessed to:				
Tax Block(s):	NANCY K. SIMPKINS				
Tax Lot(s): 86	Name 20 MILL RIVER ROAD				
Tax Sheet(s): <u>45</u>	Address SO. SALEM NY 10590				
	City State Zip				
Town of Lewisboro, reveals that all amounts du	d says that a search of the tax records in the office of the Receiver of Taxes, ie to the Town of Lewisboro as real estate taxes and special assessments, , affecting the premises described below, have been paid.				
Signature - Receiver of Taxes: Devan Market 9/9/22 Date					
	Date				
Sworn to before me this	Date				
Sworn to before me this day of September	Date				

Signature - Notary Public (affix stamp)

JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01DO6259627 Qualified in Westchester County Commission Expires April 16, 2029

	Fee: Date:
TOWN OF LEWISBORD	
STORMWATER PERMIT APPLI	CATION
79 Bouton Road, South Salem, I Phone: (914) 763-5592 Fax: (914) 875-9148	
Project Address: 120 Mill River Road	
Sheet: 45 10299 Lot(s): 86	
Project Description (describe overall project including all propos Addition to house of 729 SF within the 100-150' wetlands buffer, 3000+	sed land development activities): /- SF disturbance
Owner's Name: Nancy Simpkins	Phone: (914) 533-6739
Owner's Address:	NancyKSimpkins@gmail.com
Applicant's Name (if different):	Phone: 914-234-6093
Applicant's Address:	Email:
Agent's Name (if applicable):	Phone:
Agent's Address:	_Email:
TO BE COMPLETED BY OWNER/A	APPLICANT

The approval authority is? (see §189-5 of the Town Code)

□ Town Engineer and Stormwater Management Officer ■ Planning Board

Is the project located within the NYCDEP Watershed?

Total area of proposed disturbance: ■ 5,000 s.f. - < 1 acre □ ≥1 acre

Will the project require coverage under the NYSDEC General Permit for Stormwater Discharges from Construction Activity?
☐ Yes
☐ No
☐ Requires post-construction stormwater practice

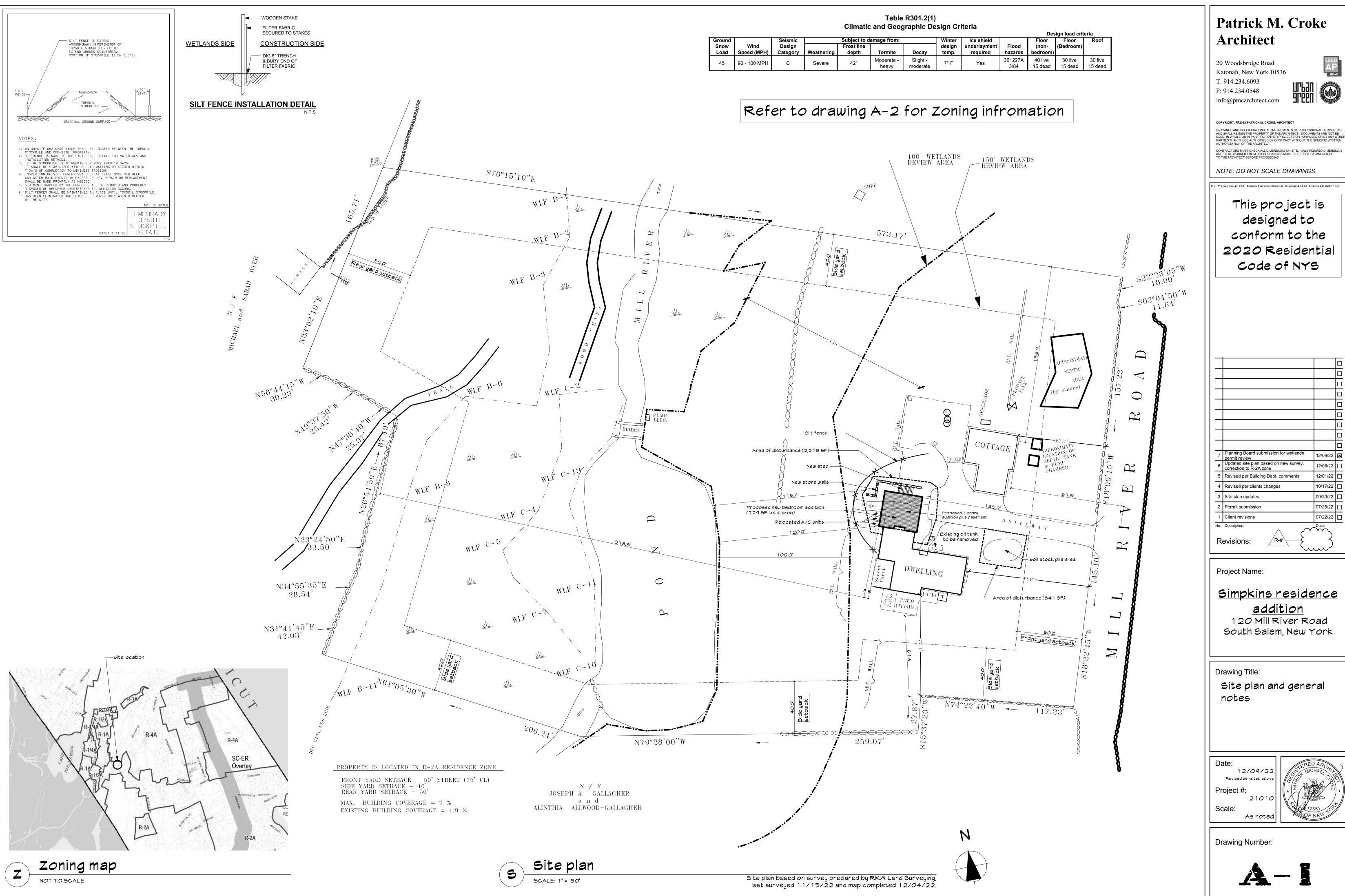
Does the proposed action require any other permits/approvals from other agencies/departments? (Wetland Inspector, Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required: Building permit

Note: The applicant, owner and/or agent is responsible for reviewing and complying with Chapter 189, "Stormwater Management and Erosion and Sediment Control," of the Town Code. This application must be submitted with all applicable plans, reports and documentation specified under §189-8, "SWPPP requirements," of the Town Code; all SWPPP's shall be prepared in conformance with Chapter 189 and shall be prepared by a qualified professional, as defined therein. The provision for obtaining a Town Stormwater Permit is in addition to the requirement of obtaining coverage under the SPDES General Permit for Stormwater Discharges from Construction Activity, if applicable.

Owner Signature: Nasur K. Simpkins

Date: 2/8/22

Application No.: _____



LEED **AP**

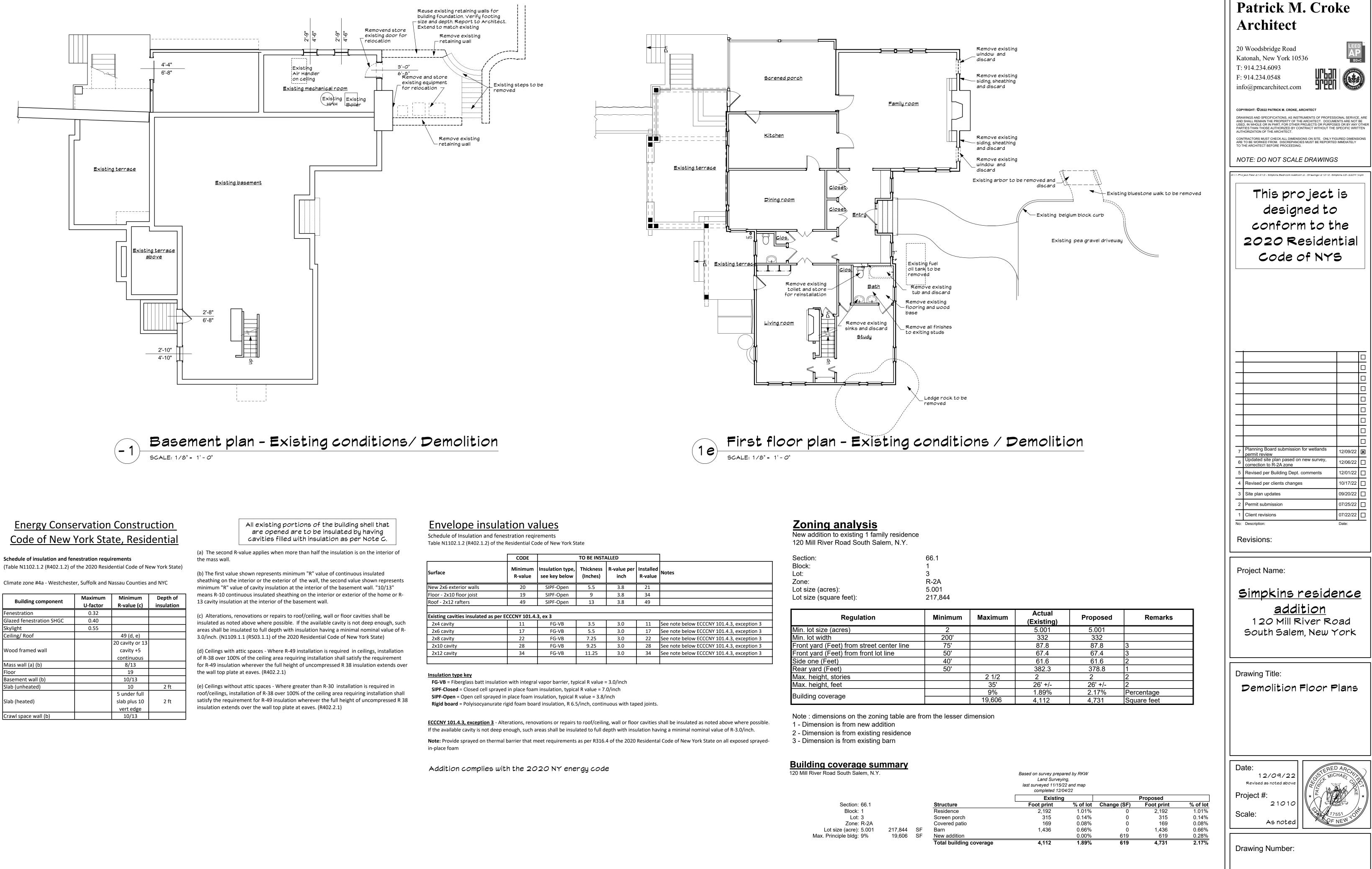
BD+C

06/22

0/17/22

9/20/22

Ground		Seismic	Subject to damage from:			
Snow Load	Wind Speed (MPH)	Design Category	Weathering	Frost line depth	Termite	Decay
45	90 - 100 MPH	С	Severe	42"	Moderate - heavy	Slight - moderate



(Table N1102.1.2 (R402.1.2) of the 2020 Residential Code of New York State)

Climate zone #4a - Westchester, Suffolk and Nassau Counties and NYC

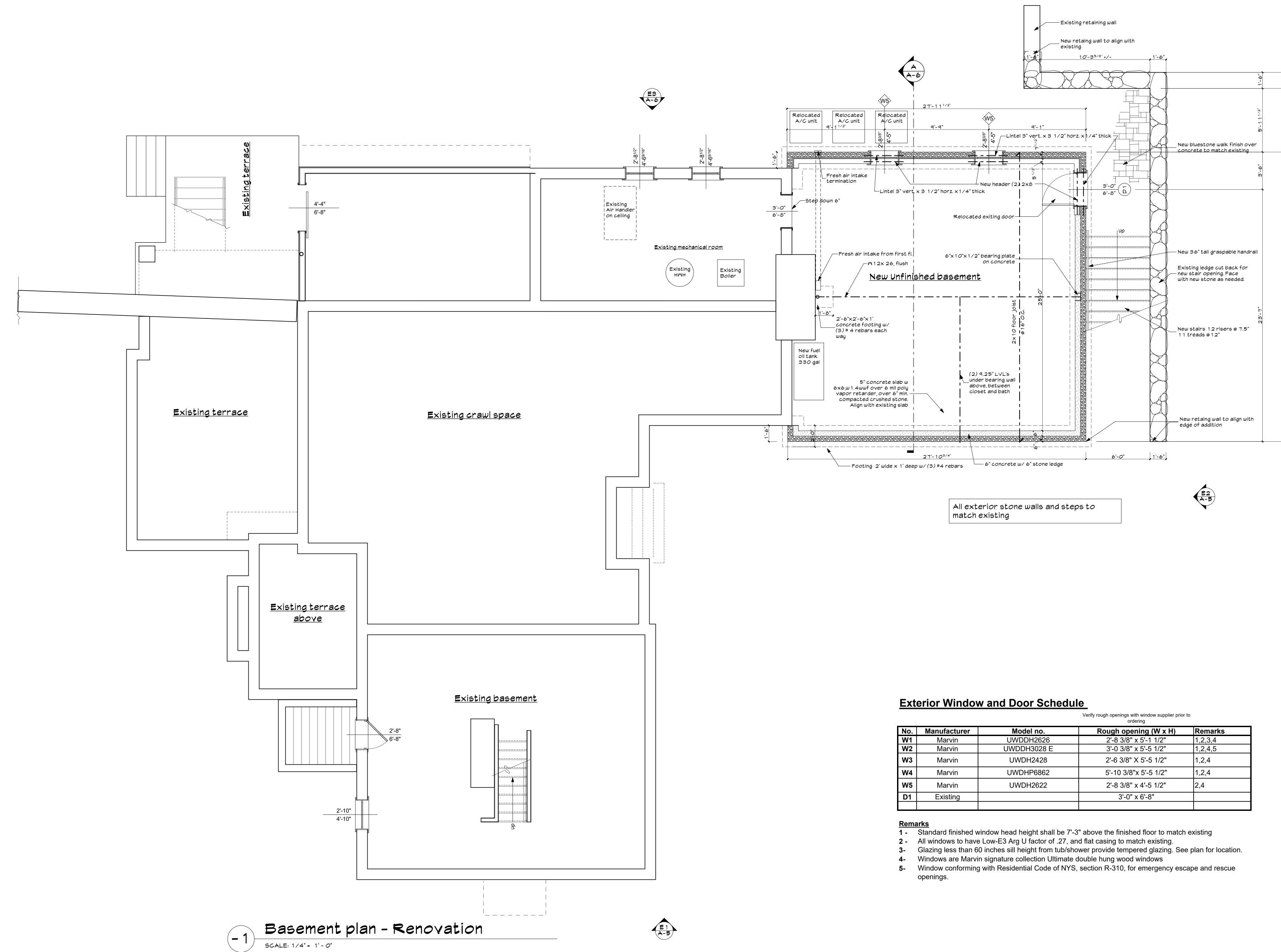
Building component	Maximum U-factor	Minimum R-value (c)	Depth of insulation	
Fenestration	0.32		modiation	
Glazed fenestration SHGC	0.40			
Skylight	0.55			
Ceiling/ Roof		49 (d, e)		
		20 cavity or 13		
Wood framed wall		cavity +5		
		continuous		
Mass wall (a) (b)		8/13		
Floor		19		
Basement wall (b)		10/13		
Slab (unheated)		10	2 ft	
		5 under full		
Slab (heated)		slab plus 10	2 ft	
		vert edge		
Crawl space wall (b)		10/13		

	CODE	TO BE INSTALLED				
Surface	Minimum R-value	Insulation type, see key below	Thickness (Inches)	R-value per inch	Installed R-value	Notes
New 2x6 exterior walls	20	SIPF-Open	5.5	3.8	21	
Floor - 2x10 floor joist	19	SIPF-Open	9	3.8	34	
Roof - 2x12 rafters	49	SIPF-Open	13	3.8	49	
Existing cavities insulated as	· ·	3, ex 3 FG-VB	3.5	3.0	11	See note below ECCONV 101.4.2 execution 2
2x4 cavity 2x6 cavity	11	FG-VB	3.5 5.5	3.0	11 17	See note below ECCCNY 101.4.3, exception 3 See note below ECCCNY 101.4.3, exception 3
2x8 cavity	22	FG-VB FG-VB	7.25	3.0	22	See note below ECCCNY 101.4.3, exception 3
2x10 cavity	28	FG-VB	9.25	3.0	28	See note below ECCCNY 101.4.3, exception 3
2x12 cavity	34	FG-VB	11.25	3.0	34	See note below ECCCNY 101.4.3, exception 3

Section:	66.1
Block:	1
Lot:	3
Zone:	R-2A
Lot size (acres):	5.001
Lot size (square feet):	217,844

Regulation	Minim
Min. lot size (acres)	2
Min. lot width	200
Front yard (Feet) from street center line	75'
Front yard (Feet) from front lot line	50'
Side one (Feet)	40'
Rear yard (Feet)	50'
Max. height, stories	
Max. height, feet	
Building coverage	

Sec	tion: 66.1			Str
В	lock: 1			Re
	Lot: 3			Sci
Z	one: R-2A			Co
Lot size (a	cre): 5.001	217,844	SF	Bai
Max. Principle	oldg: 9%	19,606	SF	Ne



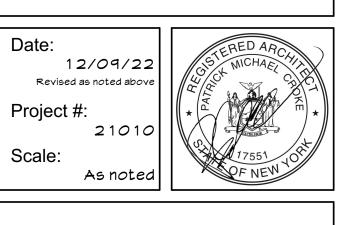
	Verity rough openings with window supplier prior ordering	TO
Model no.	Rough opening (W x H)	Remarks
WDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4
VDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5
JWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4
WDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4
JWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4
	3'-0" x 6'-8"	

	Patrick M. Cro Architect	ke	
Ka T: F:	Woodsbridge Road ttonah, New York 10536 914.234.6093 914.234.0548 To@pmcarchitect.com	LEED BD+C	
DRA' AND USEI PAR AUTH CON ARE TO T	YRIGHT: ©2022 PATRICK M. CROKE, ARCHITECT WINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFESS SHALL REMAIN THE PROPERTY OF THE ARCHITECT. DOCUM 0, IN WHOLE OR IN PART, FOR OTHER PROJECTS OR PURPO TIES THAN THOSE AUTHORIZED BY CONTRACT WITHOUT THE 40RIZATION OF THE ARCHITECT. TRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FI TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTE HE ARCHITECT BEFORE PROCEEDING.	IENTS ARE NOT BE SES OR BY ANY OTHE SPECIFIC WRITTEN GURED DIMENSIONS D IMMDIATELY	
0:\1-Pro	ject files\21010 - Simpkins Bedroom Addition\2 - Drawings\21010 -Si	npkins CD-2209 14.pln	
	This project designed to conform to t 2020 Resider Code of NYS	he ntial	
7	Planning Board submission for wetlands permit review	12/09/22 🗴	
6	Updated site plan pased on new survey, correction to R-2A zone	12/06/22	
5	Revised per Building Dept. comments	12/01/22	
4	Revised per clients changes	10/17/22	
3	Site plan updates Permit submission	09/20/22	
2 1	Client revisions	07/23/22	
No:	Description:	Date:	
R	evisions:		
			-

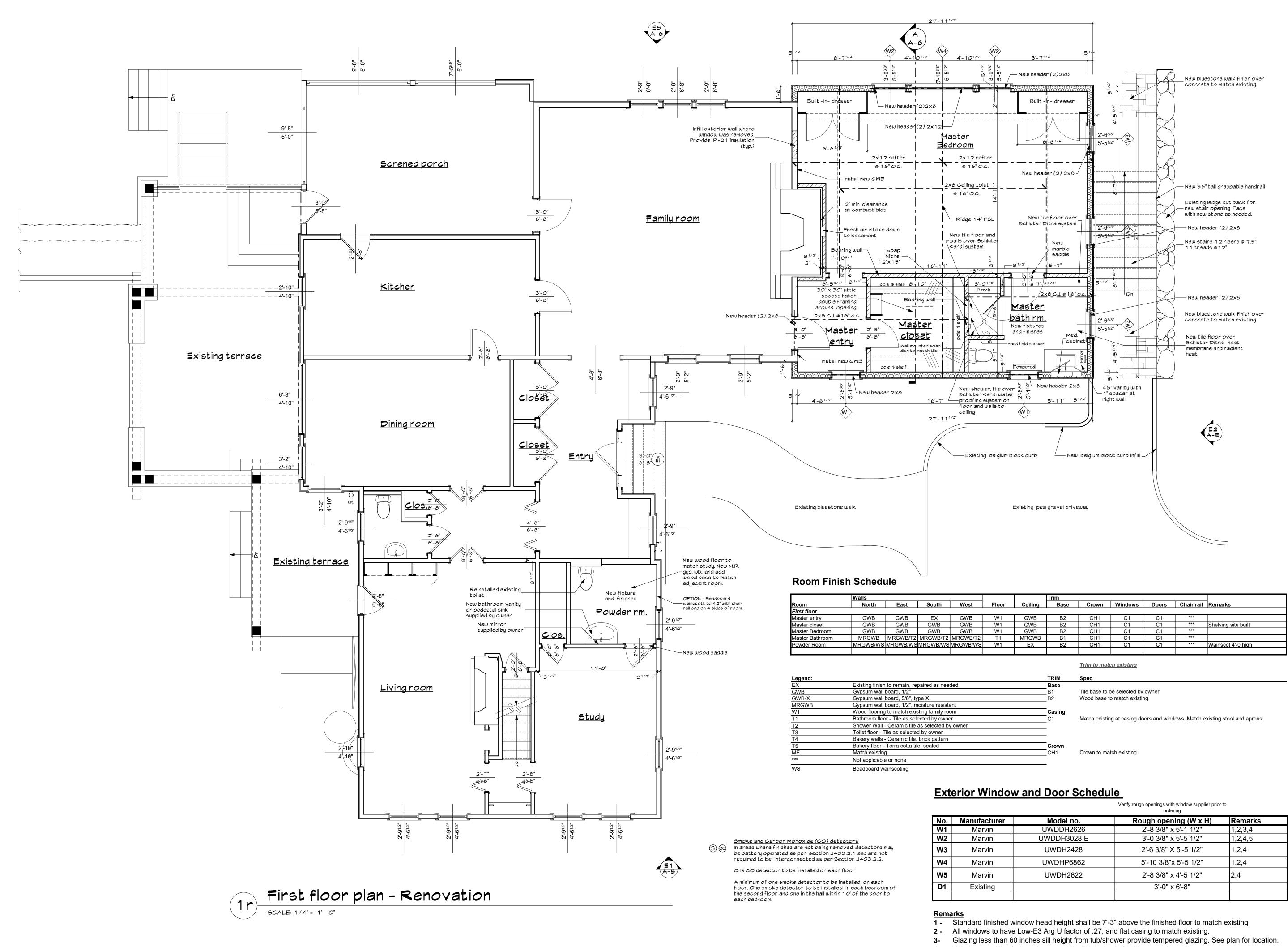
Project Name:

<u>Simpkins residence</u> <u>addition</u> 120 Mill River Road South Salem, New York

Drawing Title: Basement Plan







- openings.

GWB	B2	CH1	C1	C1	***	Shelving site built
GWB	B2	CH1	C1	C1	***	
MRGWB	B1	CH1	C1	C1	***	
EX	B2	CH1	C1	C1	***	Wainscot 4'-0 high
	TRIM	<u>Trim to mate</u> Spec	<u>ch existing</u>			
	Base	Spec				
	B1	Tile base to h	e selected by	owner		
			o match existi			
	Casing					
	C1	Match existin	g at casing do	oors and wind	lows. Match	existing stool and aprons

		ordering		
•	Model no.	Rough opening (W x H)	Remarks	
	UWDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4	
	UWDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5	
	UWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4	
	UWDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4	
	UWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4	
		3'-0" x 6'-8"		

4- Windows are Marvin signature collection Ultimate double hung wood windows

5- Window conforming with Residential Code of NYS, section R-310, for emergency escape and rescue

Patrick M. Cro	oke	
Architect		
20 Woodsbridge Road Katonah, New York 10536 T: 914.234.6093 F: 914.234.0548 info@pmcarchitect.com		Connext a
COPYRIGHT: ©2022 PATRICK M. CROKE, ARCHITECT DRAWINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFI AND SHALL REMAIN THE PROPERTY OF THE ARCHITECT. DOC USED, IN WHOLE OR IN PART, FOR OTHER PROJECTS OF PURI PARTIES THAN THOSE AUTHORIZED BY CONTRACT WITHOUT T AUTHORIZATION OF THE ARCHITECT. CONTRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY ARE TO BE WORKED FROM. DISCREPANCIES MUST BE REPOR TO THE ARCHITECT BEFORE PROCEEDING.	JMENTS ARE NOT YOSES OR BY ANY HE SPECIFIC WRIT FIGURED DIMENS FED IMMDIATELY	BE OTHER TEN
9:\1-Project files\21010 - Simpkins Bedroom Addition\2 - Drawings\21010	Simpkins CD-2209 1	4.pin
	is	
This project designed to conform to f 2020 Reside Code of NY	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to 2020 Reside	:he ntial	
designed to conform to f 2020 Reside Code of NY	:he ntial	
designed to conform to 2020 Reside	:he ntial	

_			
7	Planning Board submission for wetlands permit review	12/09/22	×
6	Updated site plan pased on new survey, correction to R-2A zone	12/06/22	
5	Revised per Building Dept. comments	12/01/22	
4	Revised per clients changes	10/17/22	
3	Site plan updates	09/20/22	
2	Permit submission	07/25/22	
1	Client revisions	07/22/22	
No:	Description:	Date:	

Revisions:

Project Name:

<u>Simpkins residence</u> <u>addition</u> 120 Mill River Road South Salem, New York

Drawing Title: First Floor plan









Elevation and section key notes

- 11 INTERIOR TRIM
- Match existing 12 - INSULATION
- Sprayed in place foam of a minimum R-value as notes in Energy Conservation code of
- New York State, residential 13 PITCHED ROOF ASSEMBLY
- Shingles to match existing
- Ice & water shield at all eaves, valleys and roof to wall joints, typical15lb. felt paper
- 5/8" CDX plywood sheathing
 Roof rafters- Simpson H2.5A (or similar)
- connection to wall plate • Ceiling joists- as per plan
- Insulation as per #12
- Plastic vent channels at cathedral ceilings
- and at eaves Continuous ridge vent by COR-A-VENT
- 14 EAVE ASSEMBLY
- Match existing 15 - RAKE ASSMEBLY
- Match existing
- 16 ROOF WATER DRAINAGE
 Copper gutters and leaders to match existing (not shown on plans and
- elevations) Drain into boot and solid PVC pipe separate from footing drains, run to
- daylight All joints to be mitered, screwed, glued and sealed with caulk and primer upon
- completion of fabrication
- 5 ¼" neck base around bottom
- Flashing with copper • Provide ventilation at top and bottom
- 17 TERRACE PLATFORM
- 1 ½" New York bluestone to match existing set in 1 ½" mortar bed • 4" concrete slab with 6x6W1.4xW1.4
- M.M.F. • 6" min. compacted crush stone base

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 Updated site plan pased on new survey,
 correction to R-2A zone ≠/06/22 I Revised per Building Dept. comments 4 Revised per clients changes 10/17/22

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Revisions:

1Client revisionsNo:Description:

3 Site plan updates

2 Permit submission

Project Name:

Simpkins residence addition 120 Mill River Road South Salem, New York

09/20/22

07/25/22

07/22/22

Date:

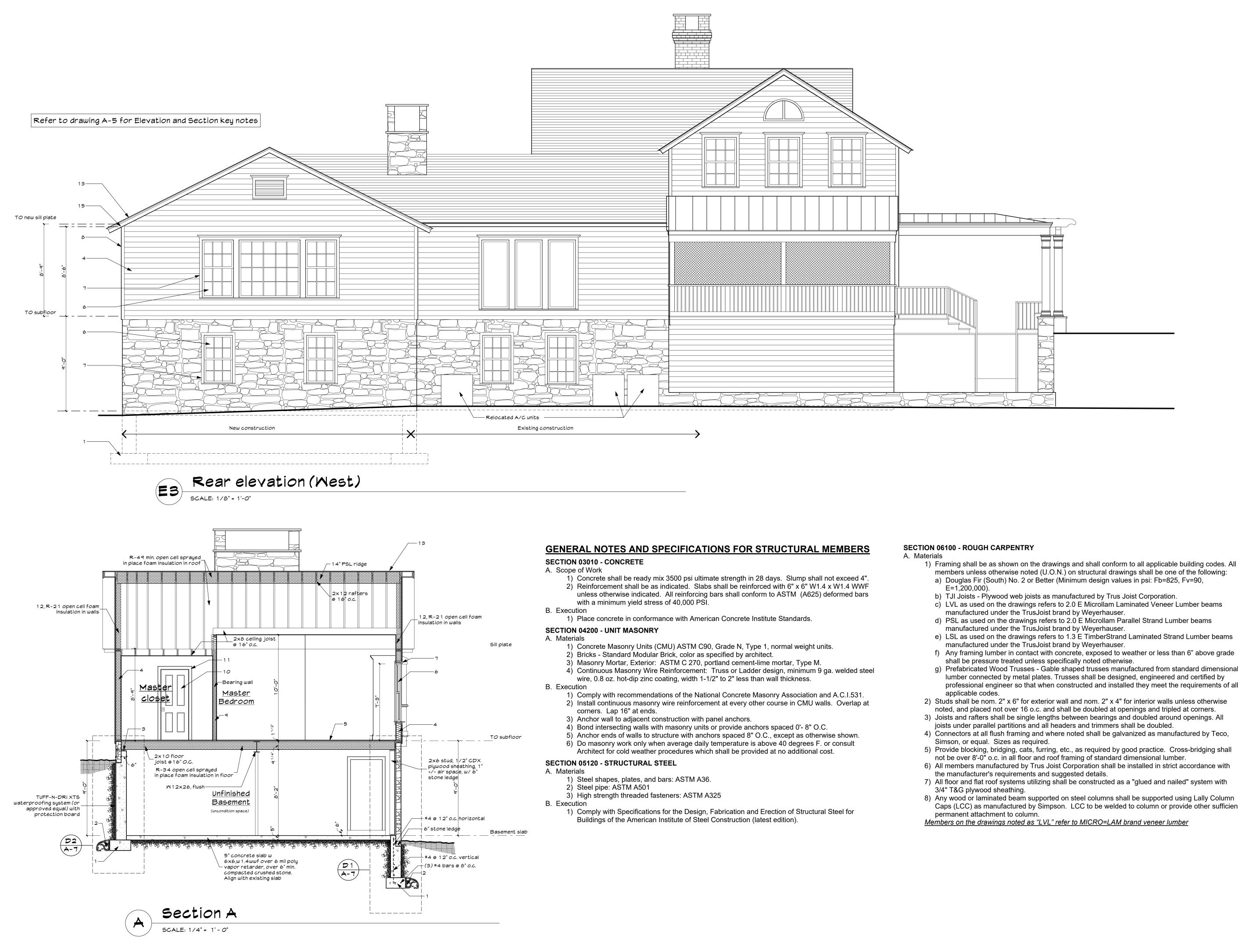
Drawing Title: Elevations

Date: 12/09/22 Revised as noted above Project # 2101 Scale:

As noted







1) Framing shall be as shown on the drawings and shall conform to all applicable building codes. All members unless otherwise noted (U.O.N.) on structural drawings shall be one of the following: a) Douglas Fir (South) No. 2 or Better (Minimum design values in psi: Fb=825, Fv=90,

e) LSL as used on the drawings refers to 1.3 E TimberStrand Laminated Strand Lumber beams

f) Any framing lumber in contact with concrete, exposed to weather or less than 6" above grade

g) Prefabricated Wood Trusses - Gable shaped trusses manufactured from standard dimensional lumber connected by metal plates. Trusses shall be designed, engineered and certified by professional engineer so that when constructed and installed they meet the requirements of all

Caps (LCC) as manufactured by Simpson. LCC to be welded to column or provide other sufficient

Architect 20 Woodsbridge Road Katonah, New York 10536 T: 914.234.6093 F: 914.234.0548 **ğreer** info@pmcarchitect.com COPYRIGHT: ©2022 PATRICK M. CROKE, ARCHITECT DRAWINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFESSIONAL SERVICE, AR AND SHALL REMAIN THE PROPERTY OF THE ARCHITECT. DOCUMENTS ARE NOT BE USED, IN WHOLE OR IN PART, FOR OTHER PROJECTS OR PURPOSES OR BY ANY OTH PARTIES THAN THOSE AUTHORIZED BY CONTRACT WITHOUT THE SPECIFIC WRITTEN AUTHORIZATION OF THE ARCHITECT. CONTRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FIGURED DIMENSIONS ARE TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTED IMMDIATELY TO THE ARCHITECT BEFORE PROCEEDING.

Patrick M. Croke

NOTE: DO NOT SCALE DRAWINGS

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+			
(p	Planning Board submission for wetlands permit review	12/09/22	×
	Jpdated site plan pased on new survey, correction to R-2A zone	12/06/22	
5 R	Revised per Building Dept. comments	12/01/22	
4 R	Revised per clients changes	10/17/22	
3 S	Site plan updates	09/20/22	
2 P	Permit submission	07/25/22	
1 C No: D	Client revisions	07/22/22	

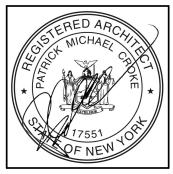
Revisions:

Project Name:

<u>Simpkins residence</u> addition 120 Mill River Road South Salem, New York

Drawing Title: Elevations and section

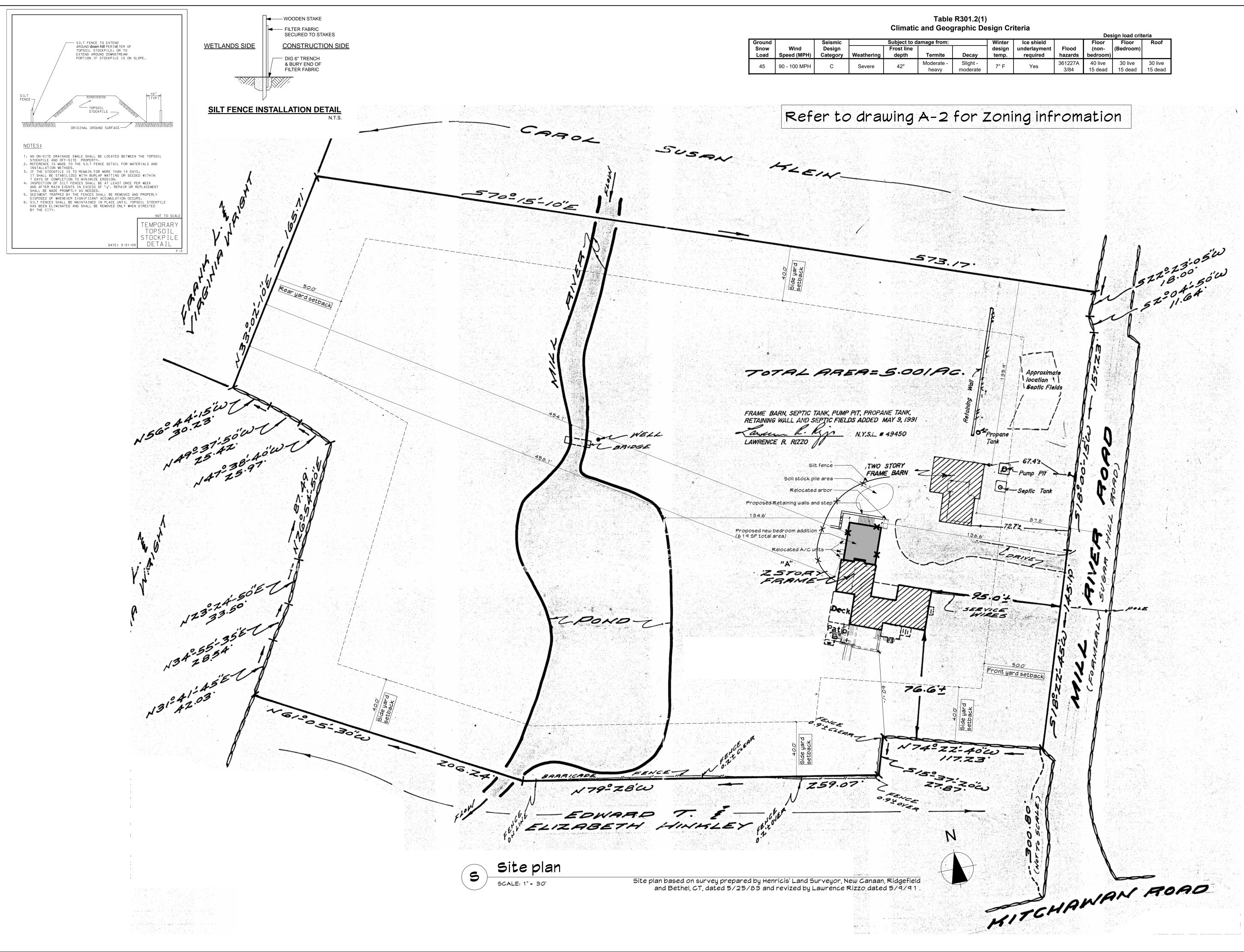
Date: 12/09/22 Revised as noted above Project # 210^{-1} Scale:



Drawing Number:

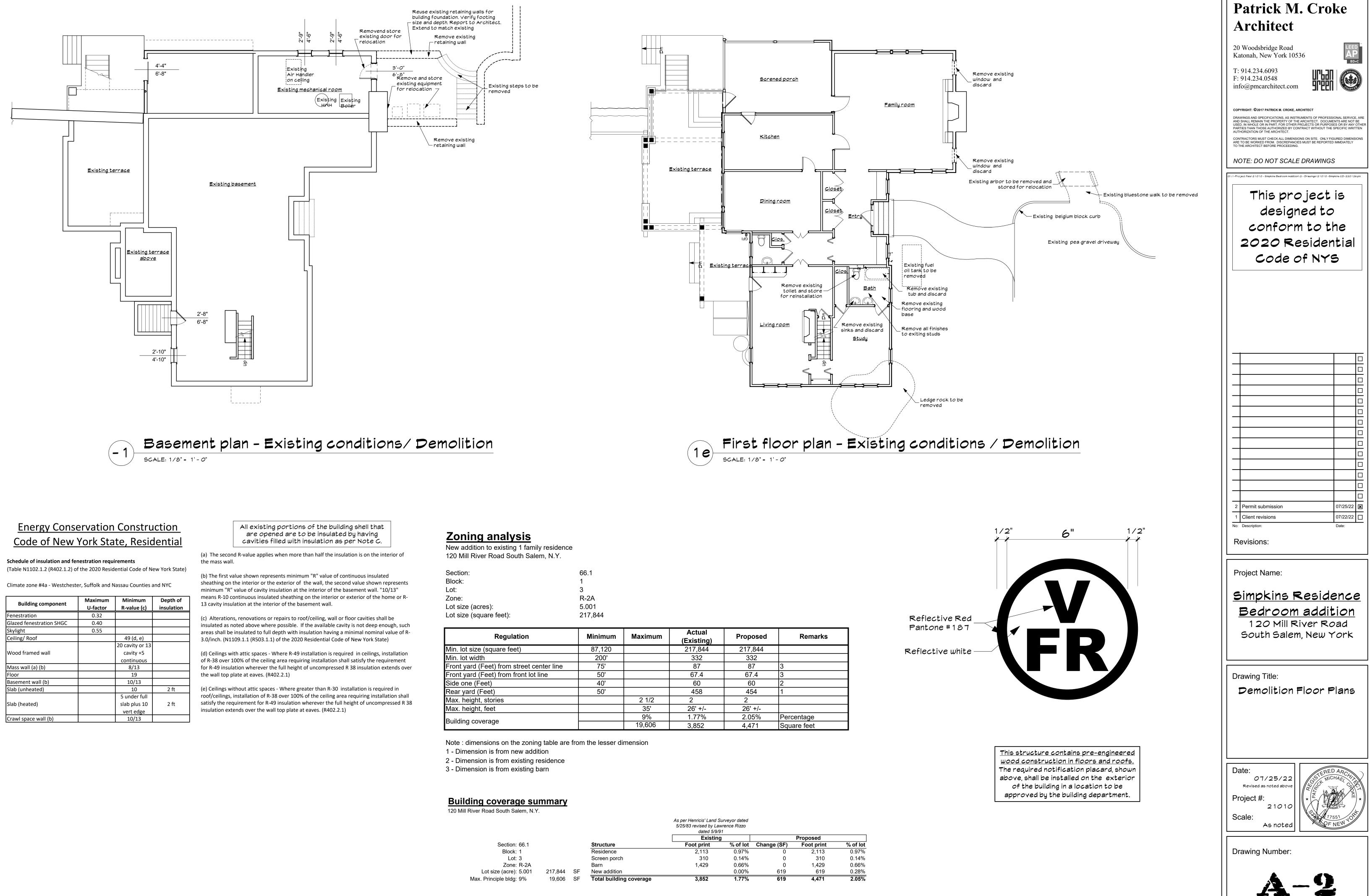
As note





Grou	nd		Seismic		Subject to d	amage from:	
Snov	N	Wind	Design	Frost line			
Load	k	Speed (MPH)	Category	Weathering	depth	Termite	Decay
45		90 - 100 MPH	С	Severe	42"	Moderate - heavy	Slight - moderate

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AUTHORIZATION OF THE ARCHITECT. CONTRACTORS MUST CHECK ALL DIMENSIONS ON SITE. ONLY FIGURED DIMENSIONS ARE TO BE WORKED FROM. DISCREPANCIES MUST BE REPORTED IMMDIATELY TO THE ARCHITECT BEFORE PROCEEDING. NOTE: DO NOT SCALE DRAWINGS CI(1-Project Files\21010-5impkins Bedroom Addition\2 - Drawings\21010-5impkins CD-220126.pin This project is designed to
conform to the 2020 Residential Code of NYS
Image: second system Image: second system Image: second
Project Name: <u>Simpkins Residence</u> <u>Bedroom addition</u> 120 Mill River Road South Salem, New York
Drawing Title: Site plan and general notes
Date: 07/25/22 Revised as noted above Project #: 21010 Scale: As noted
Drawing Number:

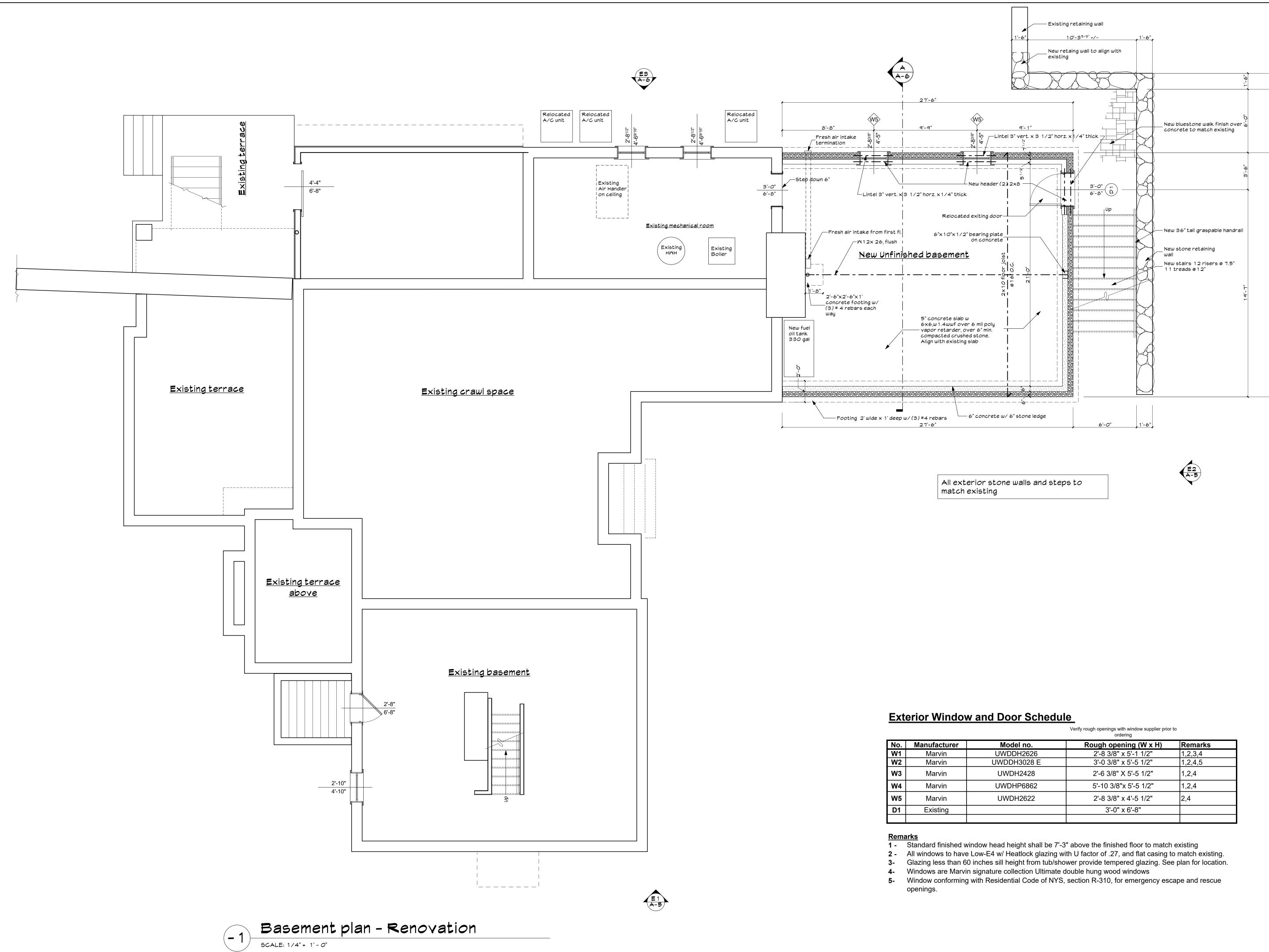


Building component	Maximum U-factor	Minimum R-value (c)	Depth of insulation
Fenestration	0.32		
Glazed fenestration SHGC	0.40		
Skylight	0.55		
Ceiling/ Roof		49 (d, e)	
		20 cavity or 13	
Wood framed wall		cavity +5	
		continuous	
Mass wall (a) (b)		8/13	
Floor		19	
Basement wall (b)		10/13	
Slab (unheated)		10	2 ft
		5 under full	
Slab (heated)		slab plus 10	2 ft
		vert edge	
Crawl space wall (b)		10/13	

44

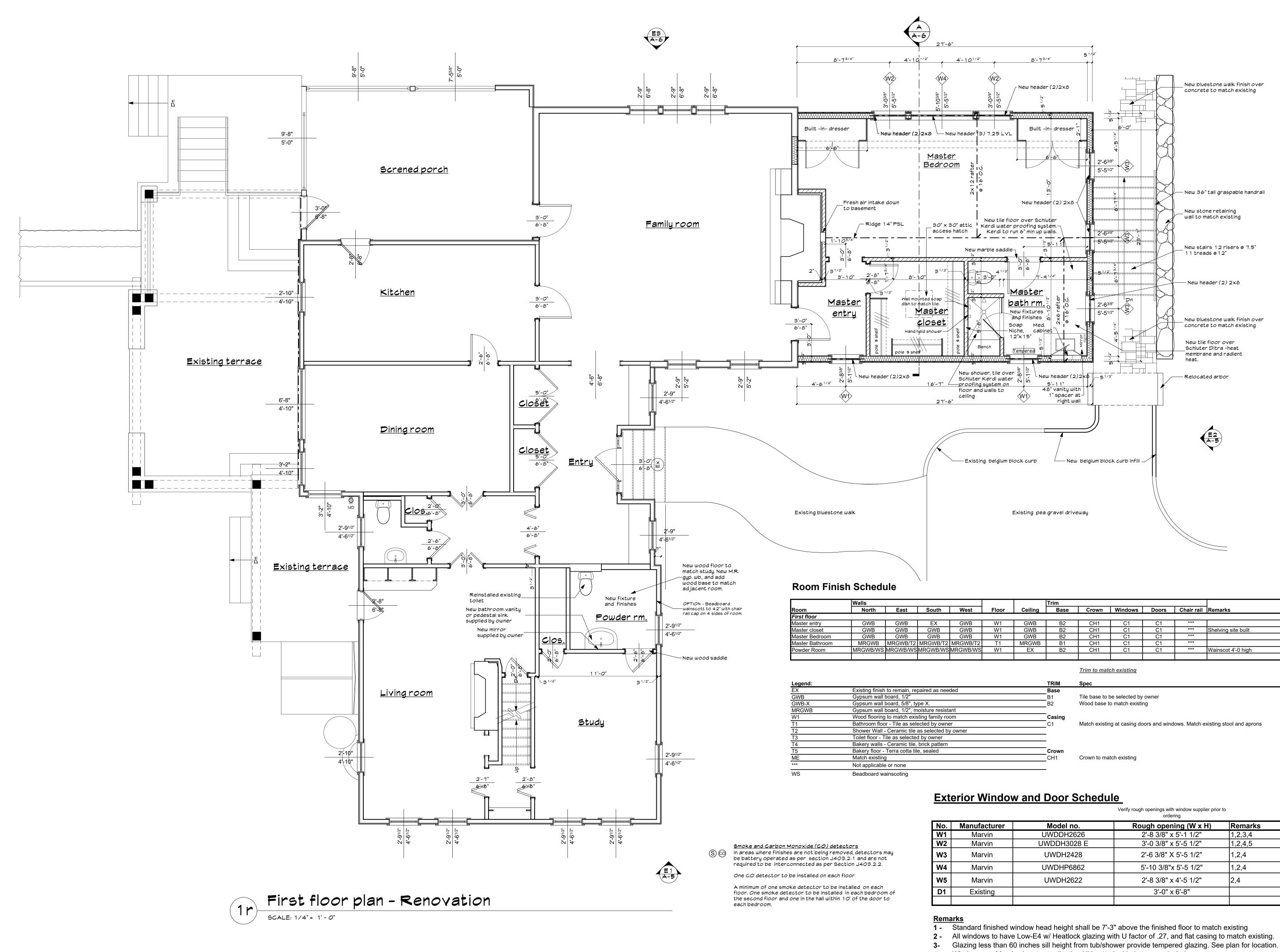
Regulation	Minimum	Maximum	Actual (Existing)	Proposed	Remarks
Min. lot size (square feet)	87,120		217,844	217,844	
Min. lot width	200'		332	332	
Front yard (Feet) from street center line	75'		87	87	3
Front yard (Feet) from front lot line	50'		67.4	67.4	3
Side one (Feet)	40'		60	60	2
Rear yard (Feet)	50'		458	454	1
Max. height, stories		2 1/2	2	2	
Max. height, feet		35'	26' +/-	26' +/-	
		9%	1.77%	2.05%	Percentage
Building coverage		19,606	3,852	4,471	Square feet

				dated 5/9/9	91			
				Existing	9		Proposed	
Section: 66.1			Structure	Foot print	% of lot	Change (SF)	Foot print	% of lot
Block: 1			Residence	2,113	0.97%	0	2,113	0.97%
Lot: 3			Screen porch	310	0.14%	0	310	0.14%
Zone: R-2A			Barn	1,429	0.66%	0	1,429	0.66%
Lot size (acre): 5.001	217,844	SF	New addition		0.00%	619	619	0.28%
Max. Principle bldg: 9%	19,606	SF	Total building coverage	3,852	1.77%	619	4,471	2.05%



ad height shall be 7'-3" above the finished floor to match existing
v/ Heatlock glazing with U factor of .27, and flat casing to match existing.
ill height from tub/shower provide tempered glazing. See plan for location.
e collection Ultimate double hung wood windows

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9:\1-Project files\21010 - Simpkins Bedroom Addition\2 - Drawings\21010 - Simpkins CD-220126.pln						
This project is designed to conform to the 2020 Residential Code of NYS						
2 Permit submission 07/25/22 Image: Comparison 1 Client revisions 07/22/22 Image: Comparison No: Description: Date:						
Revisions:						
Project Name:						
Project Name:						
<u>Simpkins Residence</u> <u>Bedroom addition</u> 120 Mill River Road South Salem, New York						
Drawing Title: Basement Plan						
Date: 07/25/22 Revised as noted above Project #:						
OT/25/22 Revised as noted above Project #: 21010 Scale: As noted						
Drawing Number:						
<u>A-3</u>						



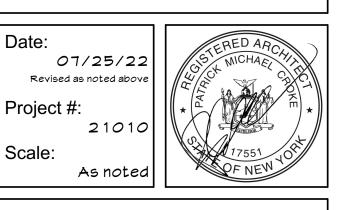
- openings.

	ordering						
•	Model no.	Rough opening (W x H)	Remarks				
	UWDDH2626	2'-8 3/8" x 5'-1 1/2"	1,2,3,4				
	UWDDH3028 E	3'-0 3/8" x 5'-5 1/2"	1,2,4,5				
	UWDH2428	2'-6 3/8" X 5'-5 1/2"	1,2,4				
	UWDHP6862	5'-10 3/8"x 5'-5 1/2"	1,2,4				
	UWDH2622	2'-8 3/8" x 4'-5 1/2"	2,4				
		3'-0" x 6'-8"					

4- Windows are Marvin signature collection Ultimate double hung wood windows 5- Window conforming with Residential Code of NYS, section R-310, for emergency escape and rescue

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 1
 Client revisions

 No:
 Description:
 07/22/22 **Revisions:** Project Name: Simpkins Residence Bedroom addition 120 Mill River Road South Salem, New York Drawing Title: First Floor plan









Elevation and section key notes

- 11 INTERIOR TRIM Match existing
- 12 INSULATION
- Sprayed in place foam of a minimum R-value as notes in Energy Conservation code of
- New York State, residential 13 PITCHED ROOF ASSEMBLY
- Shingles to match existing
- Ice & water shield at all eaves, valleys and
- roof to wall joints, typical15lb. felt paper
- 5/8" CDX plywood sheathing
 Roof rafters- Simpson H2.5A (or similar) connection to wall plate
- Ceiling joists- as per plan
- Insulation as per #12
- Plastic vent channels at cathedral ceilings and at eaves
- Continuous ridge vent by COR-A-VENT
- 14 EAVE ASSEMBLY Match existing
- 15 RAKE ASSMEBLY
- Match existing
- 16 ROOF WATER DRAINAGE
 Copper gutters and leaders to match existing (not shown on plans and
- elevations) Drain into boot and solid PVC pipe separate from footing drains, run to
- daylight All joints to be mitered, screwed, glued and sealed with caulk and primer upon
- completion of fabrication
- 5 ¼" neck base around bottom
- Provide ventilation at top and bottom
- 17 TERRACE PLATFORM
- 1 ½" New York bluestone to match existing set in 1 ½" mortar bed • 4" concrete slab with 6x6W1.4xW1.4
- 6" min. compacted crush stone base

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Katonah, New York 10536

07/25/22

2101

As noted

Revised as noted above

 1
 Client revisions

 No:
 Description:

Project Name:

Drawing Title:

Date:

Project #

Scale:

Elevations

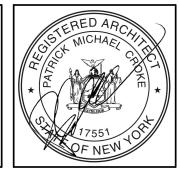
Simpkins Residence

Bedroom addition

120 Mill River Road

South Salem, New York

Revisions:

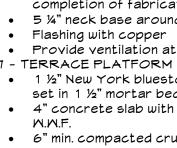


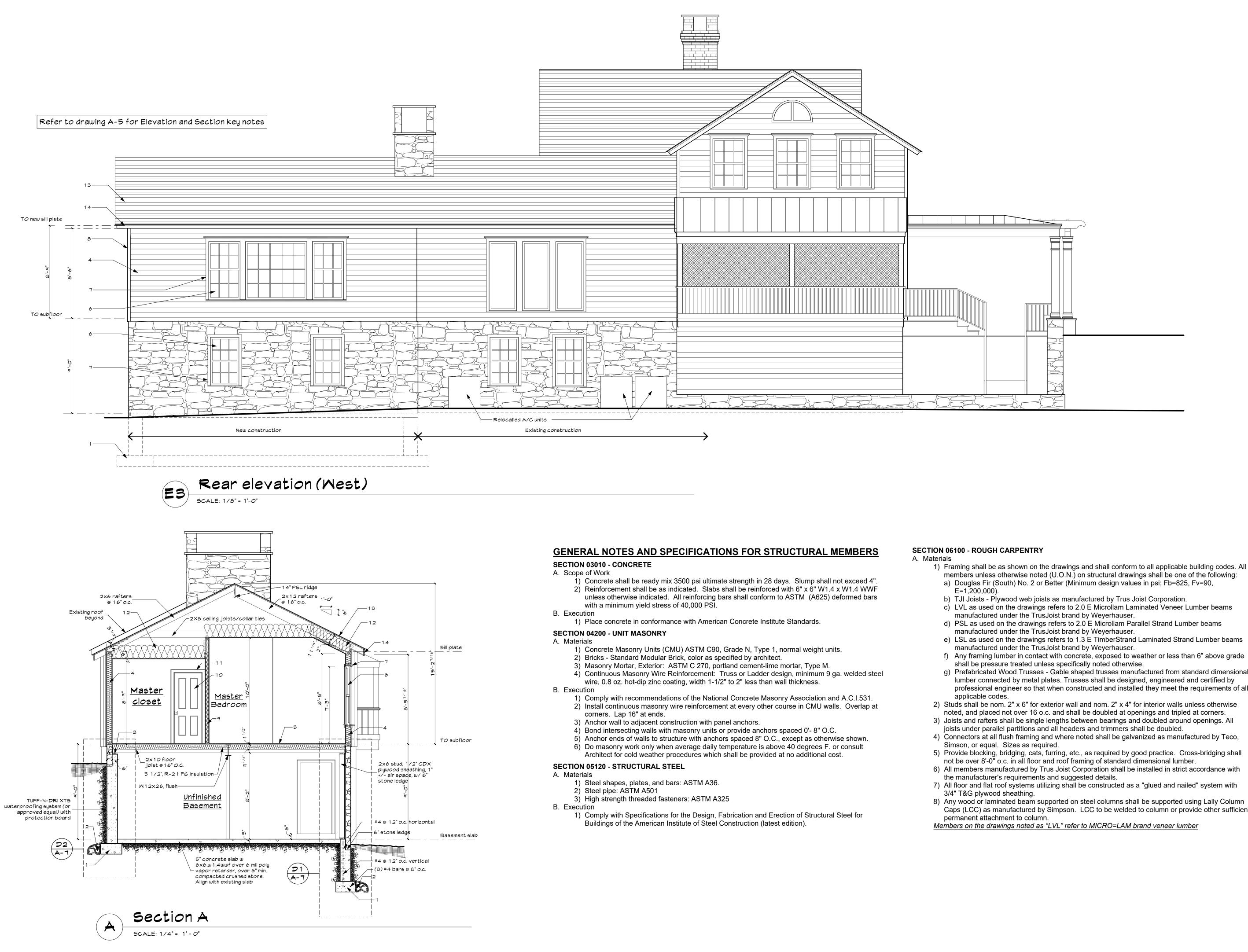
07/22/22

Date:









1) Framing shall be as shown on the drawings and shall conform to all applicable building codes. All members unless otherwise noted (U.O.N.) on structural drawings shall be one of the following: a) Douglas Fir (South) No. 2 or Better (Minimum design values in psi: Fb=825, Fv=90,

e) LSL as used on the drawings refers to 1.3 E TimberStrand Laminated Strand Lumber beams

g) Prefabricated Wood Trusses - Gable shaped trusses manufactured from standard dimensional lumber connected by metal plates. Trusses shall be designed, engineered and certified by professional engineer so that when constructed and installed they meet the requirements of all

Caps (LCC) as manufactured by Simpson. LCC to be welded to column or provide other sufficient

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Bedroom Addition\2 - Drawinas\21010 -Sim

DRAWINGS AND SPECIFICATIONS, AS INSTRUMENTS OF PROFESSIONAL SERVICE, AI

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	2	Permit submission 07/25/22	×
No: Description: Date:	1		

Revisions:

Project Name:

Simpkins Residence Bedroom addition 120 Mill River Road South Salem, New York

Drawing Title: Elevations and section

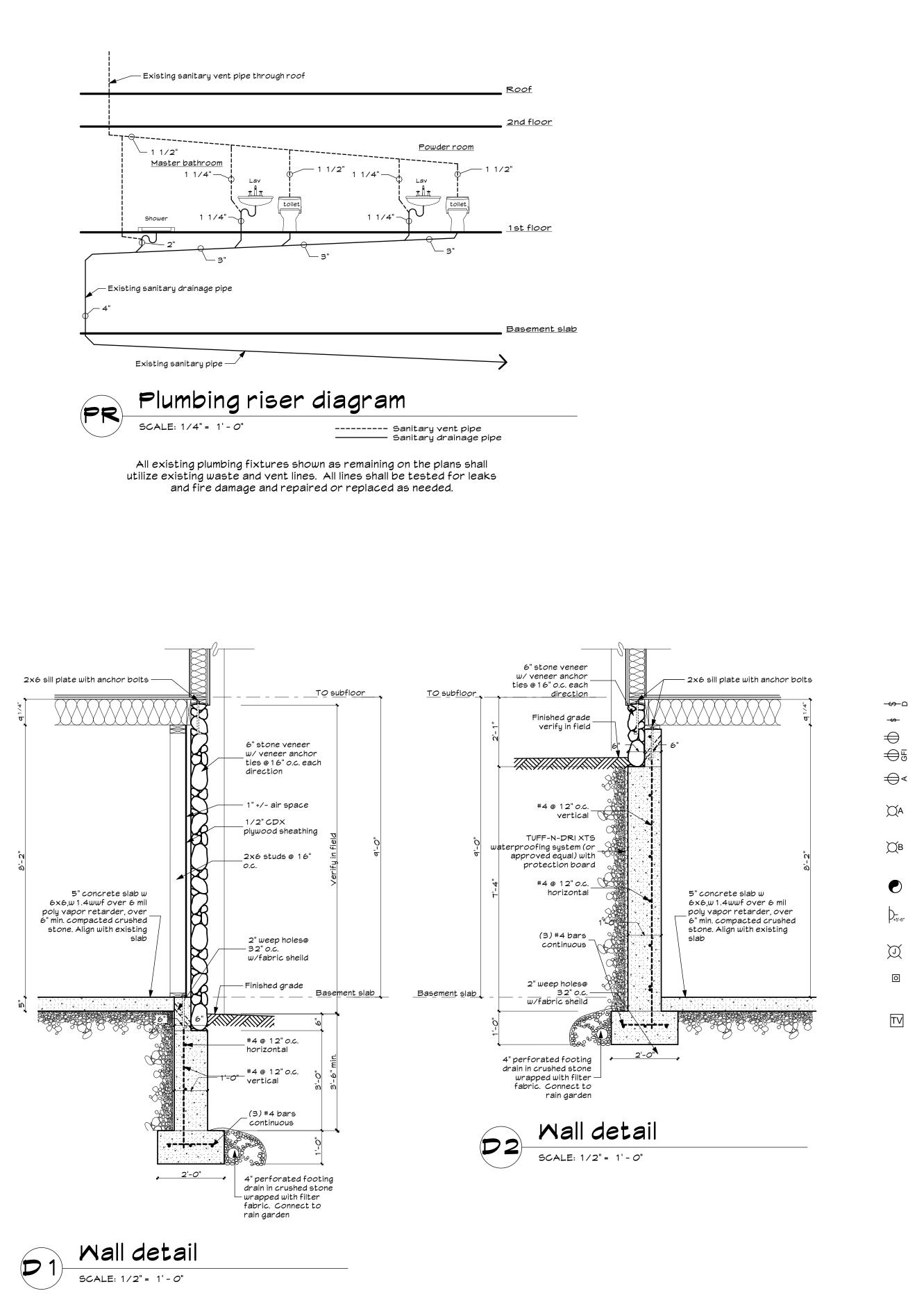
Date: 07/25/22 Revised as noted above Project # 2101 Scale:

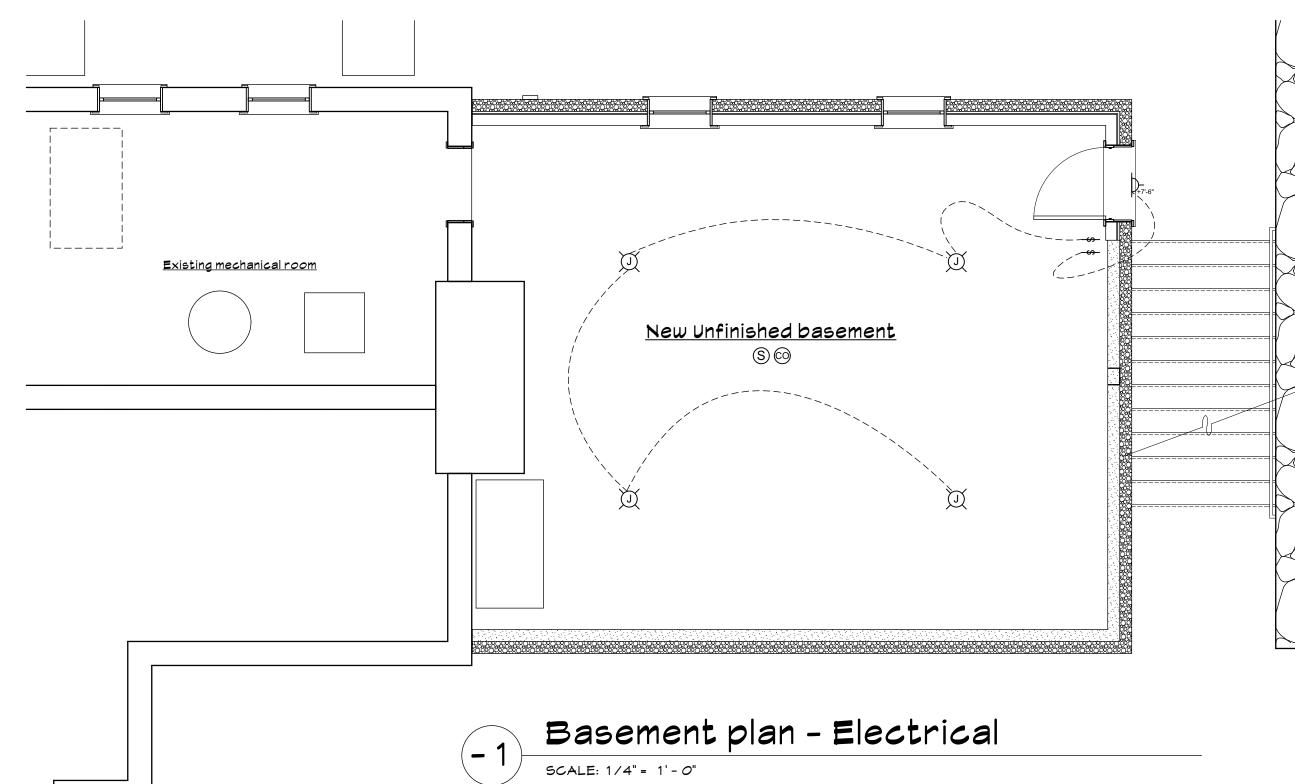


Drawing Number:

As note







Electrical fixture schedule

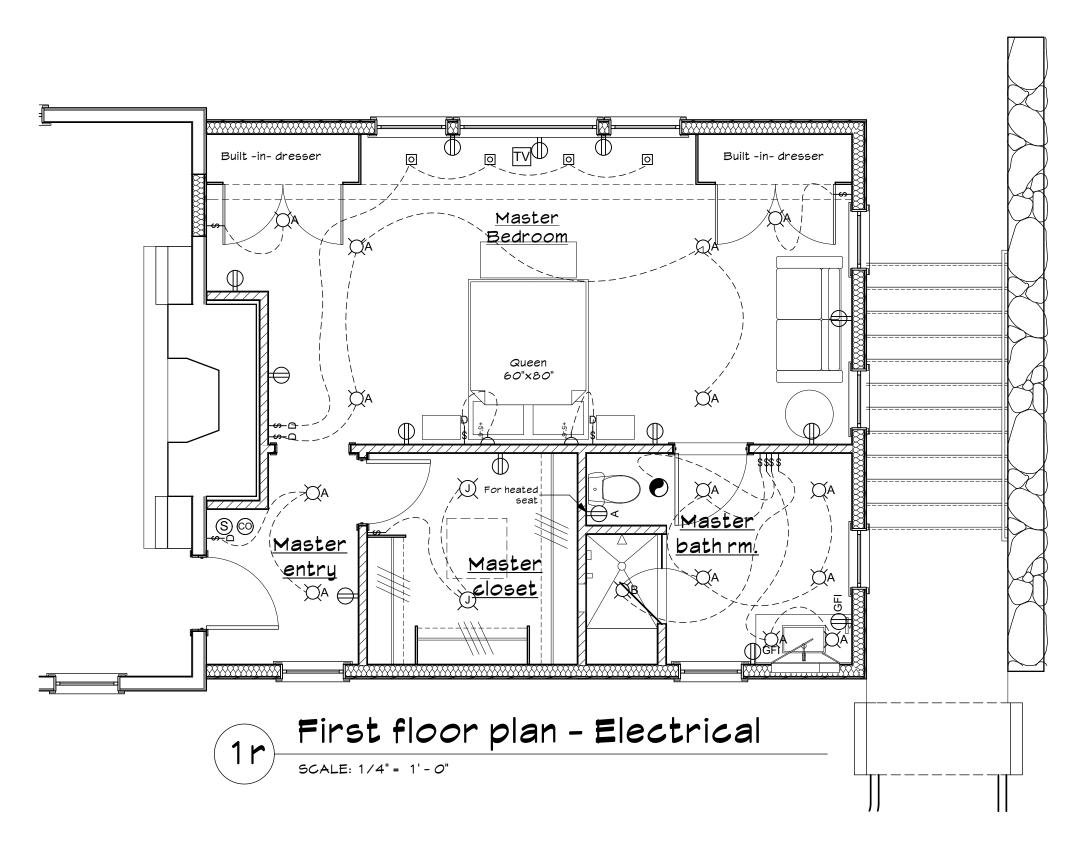
- Dimmer switch Lutron Skylark (see dimmer note) - Single pole switch - Levition Decora quiet rocker switch
- Duplex receptical Style to match existing or as selected by Owner $\oplus \overline{\mathbb{G}}$ GFCI duplex receptical - Style to match existing or as selected by Owner
- Appliance Outlet Size circuit and connection as required by appliance
- Recessed light 5" aperture, LED recessed fixture. Halo LED, IC and air-tight where needed , confirm light color (likely to be 2700K or 3000K), white trim
- \sum_{B} Recessed light with Lens 4" aperture, LED recessed fixture. Lightolier, Halo, WAC or approved equal, confirm light color (likely to be 3000K), white surface mounted trim with lens, shower rated
- Exhaust fan. Nutone Fan (80 CFM)
- Wall mounted junction box. Fixture will be supplied by owner and installed by electrician. ∨erify noted height.
- Ceiling mounted junction box. Fixture will be supplied by owner and installed by electrician.
- "Hockey puck" style low voltage halogen light, under cabinet instalations to be recessed or surface mounted as coordinated with cabinet design, ceiling locations to be recessed installation. Remote transformer. (WAC Lighting HR-88 or equal)
- TV Cable T∨ jack 1 line at each location, home runs.

Electrical plan notes:

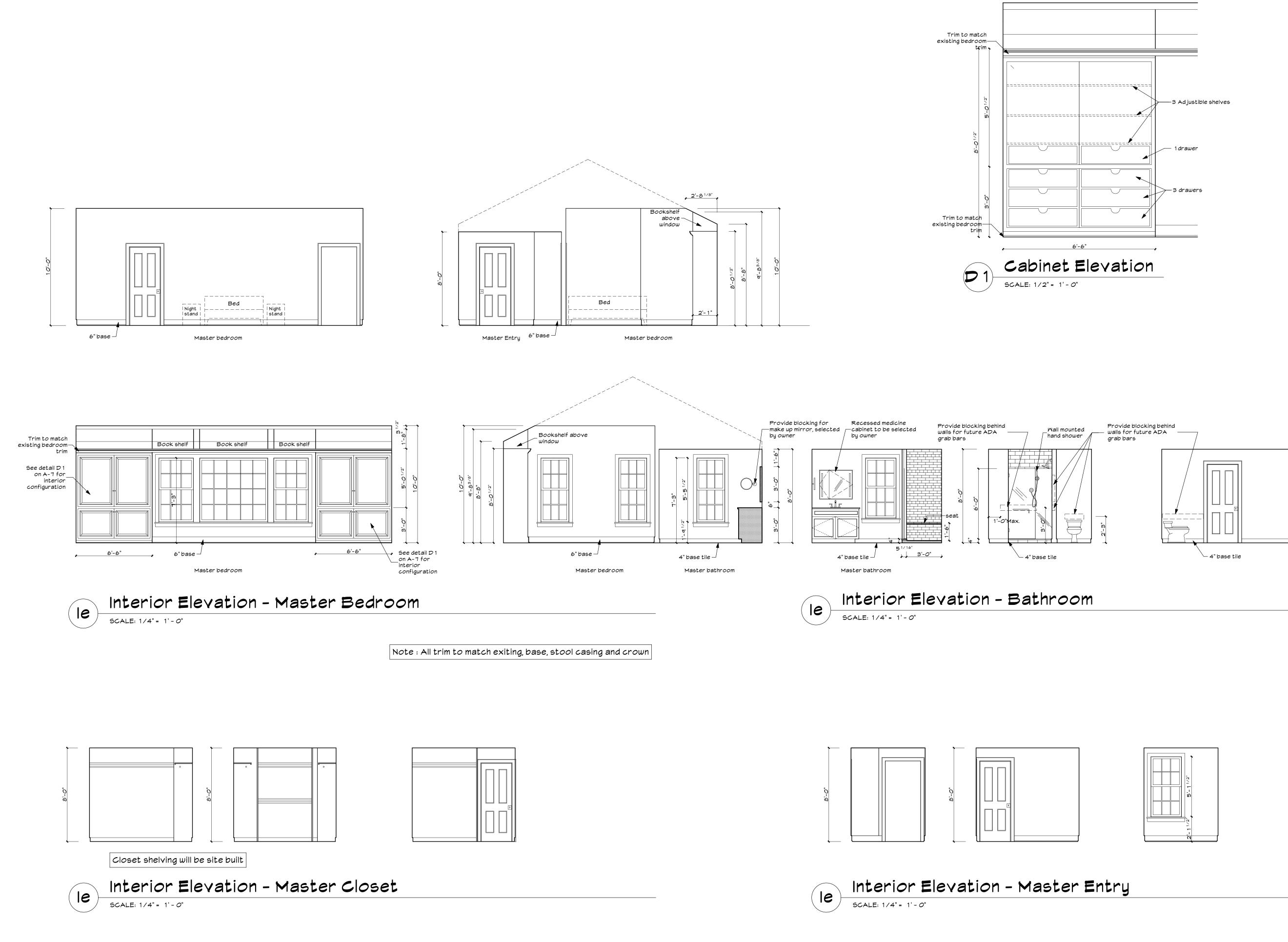
- 1. All fixtures shall be installed to be centered in rooms or aligned with center or edge of adjacent objects as is appropriate.
- 2. All fixture locations to be verified with Owner prior to start of installation.
- 3. All recessed fixtures shall be" IC" type where required.
- 4. Duplex outlets noted as "Switched" are to have one outlet switched and one unswitched. Bottom outlet to be switched at vertiaal installations right outlet if horizontal..
- 5. Colors for switches, outlets, plates, etc. to be selected from four standard colors -White, Brown, Ivory or Almond.

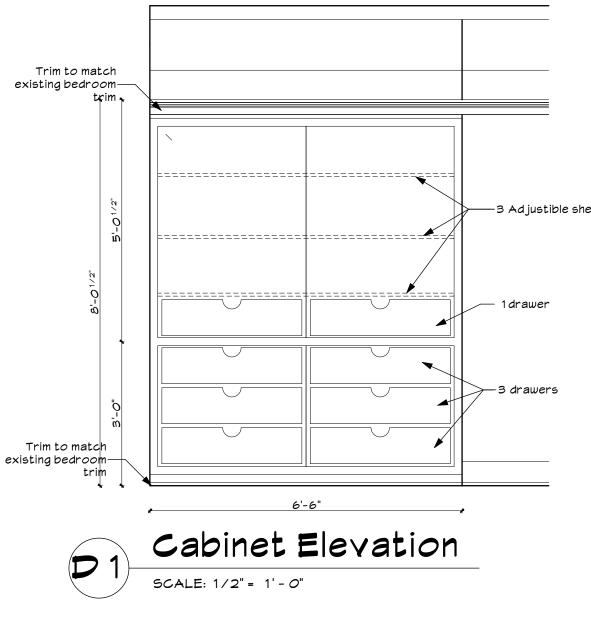
Dimmer note:

All new recessed, sconce and ceiling mounted fixtures are to be controlled by dimmers.



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NOTE: DO NOT SCALE DRAWINGS
This project is designed to conform to the 2020 Residential Code of NYS
2 Permit submission 07/25/22 ☑ 1 Client revisions 07/22/22 □
No: Description: Date:
Project Name: <u>Simpkins Residence</u> <u>Bedroom addition</u> 120 Mill River Road South Salem, New York
Drawing Title: Plumbing Riser diagram, electrical plan and wall details
Date: 07/25/22 Revised as noted above Project #: 21010 Scale: As noted
Drawing Number:
$A - \overline{I}$





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NOTE: DO NOT SCALE DRAWING	
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conform to t 2020 Resider	
Code of NY	
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No: Description: Revisions:	Date:
Project Name: <u>Simpkins Reside</u> <u>Bedroom addit</u> 120 Mill River Ro South Salem, New Y	tion Dad
<u>Simpkins Reside</u> <u>Bedroom addi</u> 120 Mill River Ro	<u>tion</u> bad rork
Simpkins Reside Bedroom addi 120 Mill River Ro South Salem, New Drawing Title: Interior elevations	tion bad rork
Simpkins Reside Bedroom addi 120 Mill River Ro South Salem, New Drawing Title: Interior elevations	bad rork

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

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

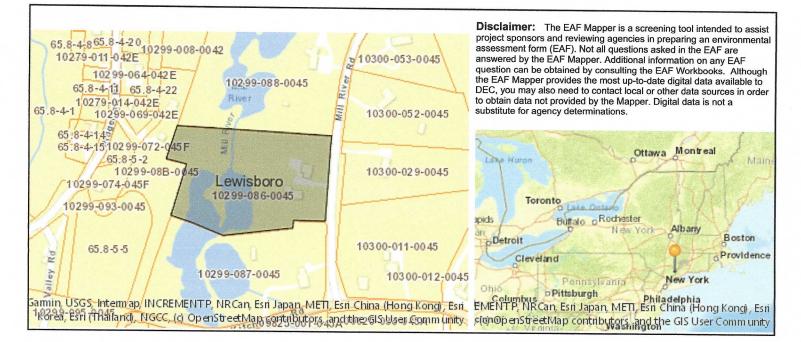
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 – Project and Sponsor Information				
ratt 1 – rioject and Sponsor Information				
Name of Action or Project:				
Simpkins residence addition				
Project Location (describe, and attach a location map):				
120 Mill River Road, South Salem, NY 10590				
Brief Description of Proposed Action:				
Addition to house of 729 SF within the 100-150' wetlands buffer, 3000+/- SF disturbance				
Name of Applicant or Sponsor:	Talanhana			
	Telephone: 914-234-609	3		
Patrick M. Croke, Architect	E-Mail: patrick@pmcarch	hitect.com		
Address:		······································		
20 Woodsbridge Road				
City/PO:	State:	Zip Code:		
Katonah	NY	10536		
1. Does the proposed action only involve the legislative adoption of a plan, loca administrative rule, or regulation?	ll law, ordinance,	NO YES		
If Yes, attach a narrative description of the intent of the proposed action and the e	environmental resources th			
may be affected in the municipality and proceed to Part 2. If no, continue to ques	tion 2.			
2. Does the proposed action require a permit, approval or funding from any other list according to a series of a series of the s	er government Agency?	NO YES		
If Yes, list agency(s) name and permit or approval: Building permit				
3. a. Total acreage of the site of the proposed action?	5.001 acres			
b. Total acreage to be physically disturbed?	.07 acres	그는 그 요구한 가슴		
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 5.001 acres				
or controlled by the appreant of project sponsor?	5.001 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:				
5. Urban Rural (non-agriculture) Industrial Commercia	al 🔽 Residential (subur	(ban)		
Forest Agriculture Aquatic Other(Spec				
	ury).			
		1월 27일 등 27일		

5	•	Is the proposed action,	NO	YES	N/A
		a. A permitted use under the zoning regulations?			
		b. Consistent with the adopted comprehensive plan?			
6		Is the proposed action consistent with the predominant character of the existing built or natural landsc		NO	YES
					\checkmark
7		Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Are Name:Watershed Properties, Reason:Exceptional or unique character, Agency:Westchester County,	a? Date:1-31-	NO	YES
	Y	es, identify: 90			\checkmark
8.		a. Will the proposed action result in a substantial increase in traffic above present levels?	/	NO	YES
		b. Are public transportation services available at or near the site of the proposed action?			
		c. Are any pedestrian accommodations or bicycle routes available on or near the site of the propose	d		
9.	. 1	action? Does the proposed action meet or exceed the state energy code requirements?		NO	YES
lIf		e proposed action will exceed requirements, describe design features and technologies:			125
-					
10).	Will the proposed action connect to an existing public/private water supply?		NO	YES
		If No, describe method for providing potable water:			
11	1. 1	Will the proposed action connect to existing wastewater utilities?		NO	YES
		If No, describe method for providing wastewater treatment:			
12 wl	2. a hicl	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or di th is listed on the National or State Register of Historic Places, or that has been determined by the	strict	NO	YES
	omi	missioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing or Register of Historic Places?	1 the	\checkmark	
	cha	b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for aeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			\checkmark
13	. a v	a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	1	NO	YES
	b	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			
If	Ye	es, identify the wetland or waterbody and extent of alterations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
Wetland Urban 🗸 Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	\checkmark	
16. Is the project site located in the 100-year flood plan?	NO	YES
		\checkmark
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	\checkmark	
a. Will storm water discharges flow to adjacent properties?	\checkmark	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	$\mathbf{\overline{\mathbf{A}}}$	
18 Desethermond of the later of		
 Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment: 	NO	YES
If Yes, explain the purpose and size of the impoundment:	\checkmark	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:		
	\checkmark	
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE	ST OF	
MY KNOWLEDGE		
Applicant/sponsor/name: Patrick Croke Date: 12/8/22		
Signature: Title: Architect		
		-

EAF Mapper Summary Report



Part 1 / Question 7 [Critical Environmental Area]	Yes
Part 1 / Question 7 [Critical Environmental Area - Identify]	Name:Watershed Properties, Reason:Exceptional or unique character, Agency:Westchester County, Date:1-31-90
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	No



Environmental Planning & Site Analysis Wetland Mitigation & Restoration Plans Wetland Delineation & Assessment Natural Resource Management Pond & Lake Management Wildlife & Plant Surveys Breeding Bird Surveys Landscape Design

December 19, 2022

Mr. Patrick M. Croke, Architect 20 Woodsbridge Road Katonah, NY 10536 Via email: patrick@pmcarchitect.com

Re: 120 Mill River Road, South Salem, NY, tax map # 66.1-1-3 - Wetlands Delineation Report

Dear Patrick:

This report is submitted in support of an addition to an existing residence located at 120 Mill River Road, South Salem, NY.

Existing Conditions:

The wetland resources located on the subject parcel are part of a NYSDEC jurisdictional wetland # D-5, a Class II wetland. The wetland consists of the Mill River and associated riparian wetlands located on both sides of the Mill River, along with a series of man-made ponds. The wetland complex is in the rear of the subject parcel and extends from the north to the south along most of the rear of the property. The wetlands were previously flagged in 2003 in support of a pond dredging application. The 100 ft. adjacent area consists of a dense planting of native plants along the pond edge and scattered native and ornamental plantings throughout the adjacent area. Most of the adjacent area has been converted to lawn grasses and maintained as lawn. A prominent stone wall extends parallel to the approximate wetland boundary across two-thirds of the rear property and serves as an effective separation of the wetland from residential uses. The existing residence appears to be located outside of the 100 ft. adjacent area. The wetland is also regulated locally by the Town of Lewisboro. The Town of Lewisboro regulates a 150 ft. wetland buffer to the wetland.

The banks on both sides of the inlet channel from a pond on the adjacent parcel to the south have been planted with a combination of native and ornamental shrubs and ground covers. The existing pond on the property consists primarily of earthen banks around the entire perimeter with a wellestablished riparian edge of native and ornamental plantings. The outlet to the pond includes a concrete containment and spillway, which is part of the Mill River. On the eastern side of the Mill River, the wetland extends close to the existing stone wall that runs parallel to the Mill River. The Mill River enters another pond located on the adjacent parcel to the North.

A review of existing digital map resources (Westchester County GIS resources, and the NYSDEC Environmental Resource Mapper shows wetlands extending along both sides of the Mill River with a series of existing man-made ponds. The National Wetlands Inventory layer shows the existing ponds, the outlet stream (Mill River), and the adjacent off-site wetlands as a forested/shrub wetland.

Wetland Delineation:

A wetland/watercourse investigation of the subject property was completed on October 12, 2022. The purpose of the environmental review included investigation and determination of wetland and watercourse resources that are present on the property. The respective wetland/watercourse features

were flagged in accordance with the criteria outlined within the codes of the NYSDEC and the Town of Lewisboro. The wetlands determination was based upon criteria outlined in the 1987 Federal Manual, which included the following parameters - vegetation, hydric soils, and hydrology to determine the outer wetland boundary limits. Pink surveyors flagging labeled "Wetland Delineation/Wetland Boundary" were hung on the respective boundaries of each wetland/watercourse area.

Wetland Methodology:

Vegetation was sampled along each of the wetland areas. Dominant vegetation was noted at each point, and hydrophytic (wetland) vegetation, was present when 50 % or more of the vegetation, throughout the strata of each plant community, was classified as either facultative, facultative wet, or obligate. Hydrophytic vegetation was also positively identified based on the presence of secondary characteristics including morphological adaptations for occurrence in wetlands.

Soils were then sampled where facultative or facultative wet vegetation was dominant. Soils samples were taken with a dutch auger to a depth of 16 inches of the soil profile where possible. Hydric soil indicators noted include presence of a seasonal high-water table, inundation, presence of hydrogen sulfide odor, soil chroma of 1 (without mottles) or 2 (with mottles) as per the Munsell Soil Color Chart, gleying, iron and manganese concretions, and oxidized rhizospheres. Hydric soils were determined to be present when any one of these indicators was observed.

Each area along the wetland/upland interface was also examined to determine if wetland hydrology was present at some time during the growing season. Indicators of wetland hydrology noted within the wetland areas included soil saturation within the test hole or at the soil surface, inundation, positive drainage patterns, and watermarks on the tree trunks or water-stained leaves on the ground.

When an observation points along the wetland/upland interface contained all three wetland parameters: dominant hydrophytic vegetation, hydric soils, and evidence of hydrology, the point was determined to be wetland. The area surrounding the observation point was then investigated to determine the upland boundary via the same methodology. The delineation was then confirmed by placing sequentially numbered flags at the edge of the wetland/upland boundary. Areas identified as watercourses may not meet all three parameters.

The respective wetland boundary was marked with sequential flags A-01-A-18. Please refer to field sketch that shows the approximate boundaries. The size of the wetland (including neighboring properties) may meet the criteria to be regulated by the USACOE, however, no direct disturbance is planned within the wetland areas. The USACOE does not regulate a buffer area.

Vegetation:

Dominant wetland vegetation is present along the pond edge and within the designated wetlands on both sides of the pond and the Mill River. The vegetative community is dominated by red maple and American elm trees and native shrubs including spicebush, winterberry, summersweet, arrowwood viburnum, and silky dogwood. The ground layer is dominated by lawn grasses with patches of sedges, iris, ferns and ornamental grasses. A moderate amount of invasive plant species (approximately 15%) were observed including multiflora rose, garlic mustard, oriental bittersweet, and Japanese stilt grass.

Hydric Soils:

Due to the prior land use and the construction of a man-made pond, the soils along the watercourse channel and around the edge of the pond show udorthent fill materials and do not show typical hydric soil characteristics. It appears that some of the original dredge spoils from the pond excavation were

stockpiled along the edge of the pond. Soil samples taken revealed a mixed soil profile with the addition of a topsoil layer, and mixed mineral soils. Testing of the soils within these areas revealed typical hydric soil characteristics, including low chroma colors, and mottles within the first 16 inches of the soil profile.

Hydrology:

Primary hydrological characteristics are readily apparent due to the open water pond and flowing watercourse channel. Other typical primary or secondary hydrological features were readily observed including soil saturation within the test holes, positive drift marks and buttressed tree roots.

Wetland Delineation Summary:

Based upon field investigation, the respective wetland boundary is very similar to the wetland boundary established in 2003. The proposed addition appears to be located outside of the 100 ft. adjacent area. As per the Town of Lewisboro, the proposed addition would be located within a portion of the 150 ft. wetland buffer.

This completes the wetlands investigation of the property. Please let me know if you have any questions or require any additional information.

Sincerely,

Stephen W. Coleman Stephen W. Coleman Principal



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspector
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit Michael & Linda Vitiello 43 Conant Valley Road Sheet 49, Block 9827, Lot 100

PROJECT DESCRIPTION

The subject property consists of ± 4.38 acres of land and is located at 43 Conant Valley Road within the R-2A Zoning District. The applicant is proposing to pave a portion of the existing gravel driveway ($\pm 3,300$ s.f.).

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 3

COMMENTS

- 1. The plan shall illustrate more clearly the existing topography (2-foot contours) and any proposed grading, including spot grades, as appropriate, within the vicinity of the improvements.
- 2. Include a proposed pavement section detail for review.
- 3. The plan shall illustrate any existing trees with a dbh of 8" or greater within the disturbance limits, as well as 25' beyond the limits of disturbance to the plans. Trees in the vicinity of the work should be protected. If no trees are proposed to be removed, a note to that effect should be added to the plan.
- 4. The plan shall illustrate and quantify the limits of disturbance (s.f.). The plan shall note that disturbance limits shall be staked in the field prior to construction. The limits of disturbance should include the storm water treatment area and associated piping, as well as any stockpiles.
- 5. Proposed erosion controls must be shown to be located within the proposed limits of disturbance line.
- 6. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and results shall be shown on the plan. Contact this office to schedule the testing.
- 7. The applicant shall provide stormwater mitigation and design calculations for the runoff generated by the net increase in impervious surface for the 25-year, 24-hour storm event. Provide details of the stormwater mitigation system.
- 8. Per the NYS Stormwater Management Design Manual, infiltration chambers shall be installed in virgin soils and cannot be installed on slopes with grades steeper than 15% or in fill sections greater than the top quarter of the drywell system. It is unclear on the plans due to the existing contour not being legible. It appears when reviewing the location on the available Westchester County GIS Database, that the system is located on steep slopes.
- 9. The names of the adjacent property owners shall appear on the plan.

Chairperson Janet Andersen February 24, 2023 Page 3 of 3

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY DTS PROVIDENT, DATED JANUARY 23, 2023:

- Site Plan (C-101)
- Detail Sheet (C-102)

DOCUMENTS REVIEWED:

Wetland Permit Application

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Vitiello - 43 Conant Valley Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Vitiello residence, 43 Conant Valley Road, Pound Ridge, NY 10576
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for driveway improvements.

The CAC would like to understand if the new paved driveway is the same footprint as the previous driveway. The CAC would like to have additional details on the stormwater management plan. Finally the CAC would like to know if any of the trees whose roots are close to the new paved areas are going to be removed. The paving could damage the roots.

Application	No.:	
F		-

Fee: _____ Date:

TOWN OF LEWISBORO WETLAND PERMIT APPLICATION

79 Bouton Road, South Salem, NY 10590 Phone: (914) 763-5592 Fax: (914) 875-9148

Project Address:	43 Conant Valley Road, Pound Ridge, NY 10576		
49 Sheet:	Block:	Lot(s):	

Project Description (Identify the improvements proposed within the wetland/wetland buffer and the approximate amount of wetland/wetland buffer disturbance): _____

Owner's Name: _	Michael & Linda Vitello	Phone: _	
Owner's Address: 43 Conant Valley Road		Email:	linda.vitiello@outlook.com
Applicant's Name (if different):Same as Owner			
Applicant's Address:			
Agent's Name (if	applicable):Peter J. Gregory, P.E.	Phone: _	914-559-6745
Agent's Address:	One North Broadway, White Plains, NY 10601	Email:	pgregory@dtsprovident.com

TO BE COMPLETED BY OWNER/APPLICANT

What type of Wetland Permit is required? (see §217-5C and §217-5D of the Town Code)

□ Administrative Planning Board

Is the project located within the NYCDEP Watershed?

Yes No

Total area of proposed disturbance: $\Box < 5,000 \text{ s.f.}$ ■ 5,000 s.f. - < 1 acre □ ≥1 acre

Does the proposed action require any other permits/approvals from other agencies/departments? (Planning Board, Town Board, Zoning Board of Appeals, Building Department, Town Highway, ACARC, NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other permits/approvals required:

Note: Initially, all applications shall be submitted with a plan that illustrates the existing conditions and proposed improvements. Said plan must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). The Planning Board and/or Town Wetland Inspector may require additional materials, information, reports and plans, as determined necessary, to review and evaluate the proposed action. If the proposed action requires a Planning Board Wetland Permit, the application materials outlined under §217-7 of the Town Code must be submitted, unless waived by the Planning Board. The Planning Board may establish an initial escrow deposit to cover the cost of application/plan review and inspections conducted by the Town's consultants.

For administrative wetland permits, see attached Administrative Wetland Permit Fee Schedule.

Owner Signature: In Oc Vitielo

Date:

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Affidavit of Ownership

State of :	New York				
County of:	Westchester				
resides at	Linda Vitello 43 Conant Valley		0	orn, deposes a	and says that he/she
	v of Westch			_, State of	New York
and that he/s	she is (check one) <u> </u>				
l l	Name of corporation, partners	ship, or othe	r legal entity		
which is the	owner, in fee of all that certai	n log, piece	or parcel of l	and situated, l	ying and being in the
Town of Lew	isboro, New York, aforesaid a	and know an	d designated	l on the Tax M	ap in the Town of
Lewisboro as	5:				
Block	9827, Lot	100	, on Sh	leet 49	
		S Owner's S	<u>m) a</u> ianature	Vita	elle
Swam to be	fore me this	0	.g		
	V of JANUARY	, 2	023	NOTARY PUBLIC No. 0 Qualified in	SA GIANNONE C-STATE OF NEW YORK 1GI4888784 n Dutchess County on Expires 04-06-2023
	na Mannal				

Notary Public – affix stamp

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

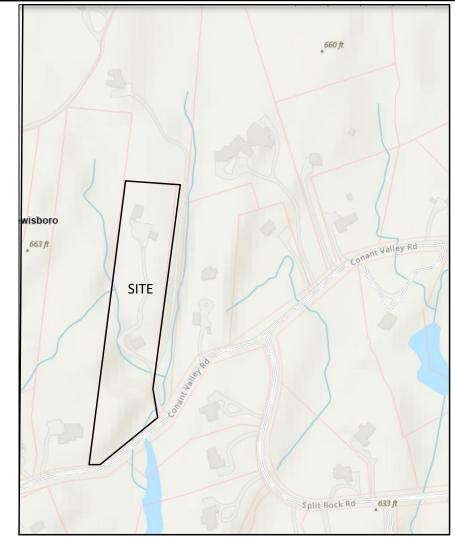
Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and notarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

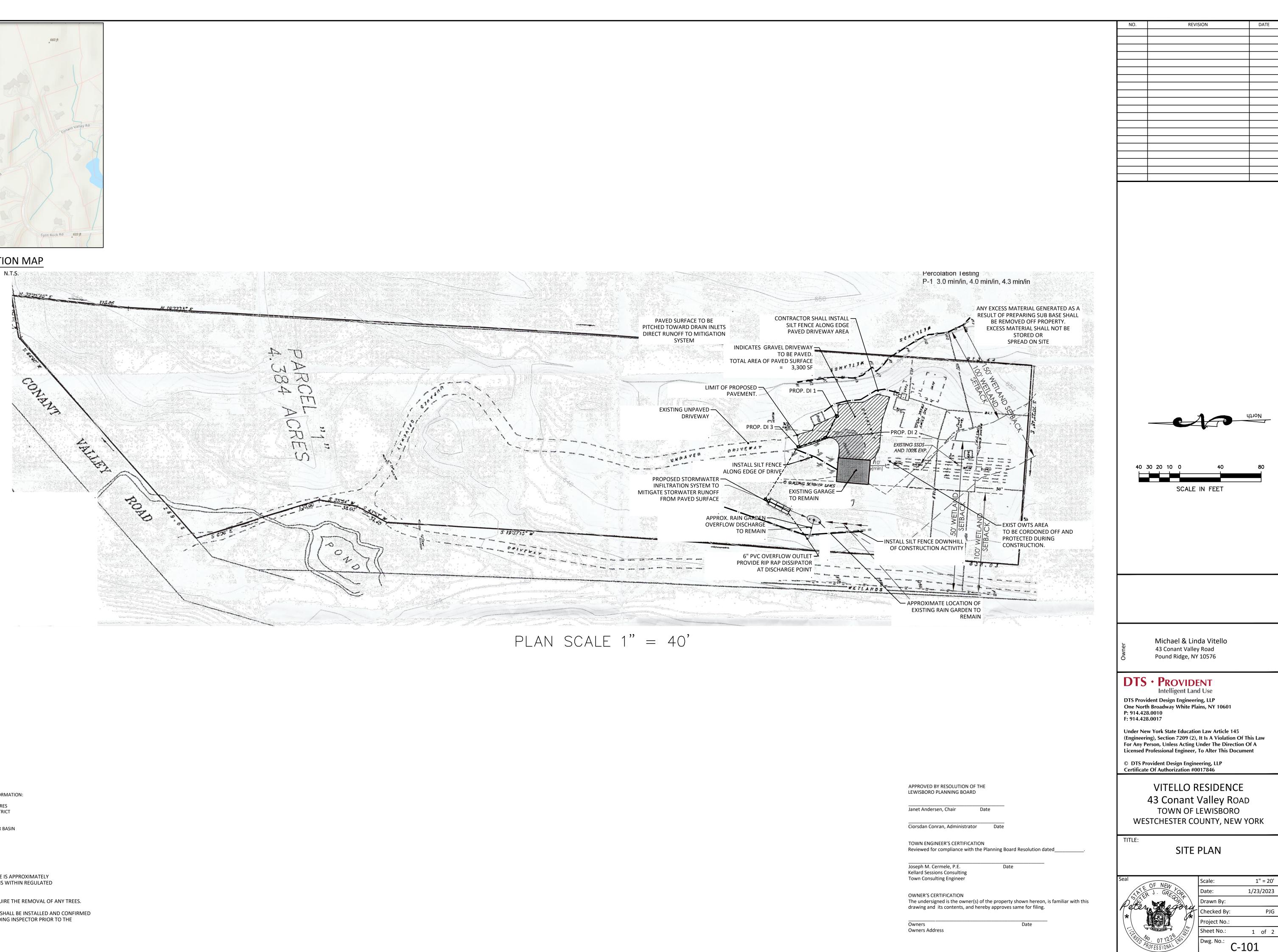
	To Be Completed by Applicant (Please type or print)				
Michael & Linda Vitello		43 Conant Valley Road - Driveway Improvements			
Name of Applicant		Project Name			
Property Description		Property Assessed to:			
Tax Block(s):	9827 Michael & Linda Vitello				
Tax Lot(s):	100 A3 Conant Valley Road				
Tax Sheet(s):	49	Address Pound Ridge	NY	10576	
		City	State	Zip	

The undersigned, being duly sworn deposes and says that a search of the tax records in the office of the Receiver of Taxes, Town of Lewisboro, reveals that all amounts due to the Town of Lewisboro as real estate taxes and special assessments, together with all penalties and interest thereon, affecting the premises described below, have been paid.

Signature Receiver of Taxes: Ann MBand	11/3/22
Sworn to before me this	Date "
3_ day of November	2022
Jaw R Donohue	JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01D06259627 Qualified in Westchester County Commission Expires April 16, 2029
Signature - Notary Public (affix stamp)	



LOCATION MAP

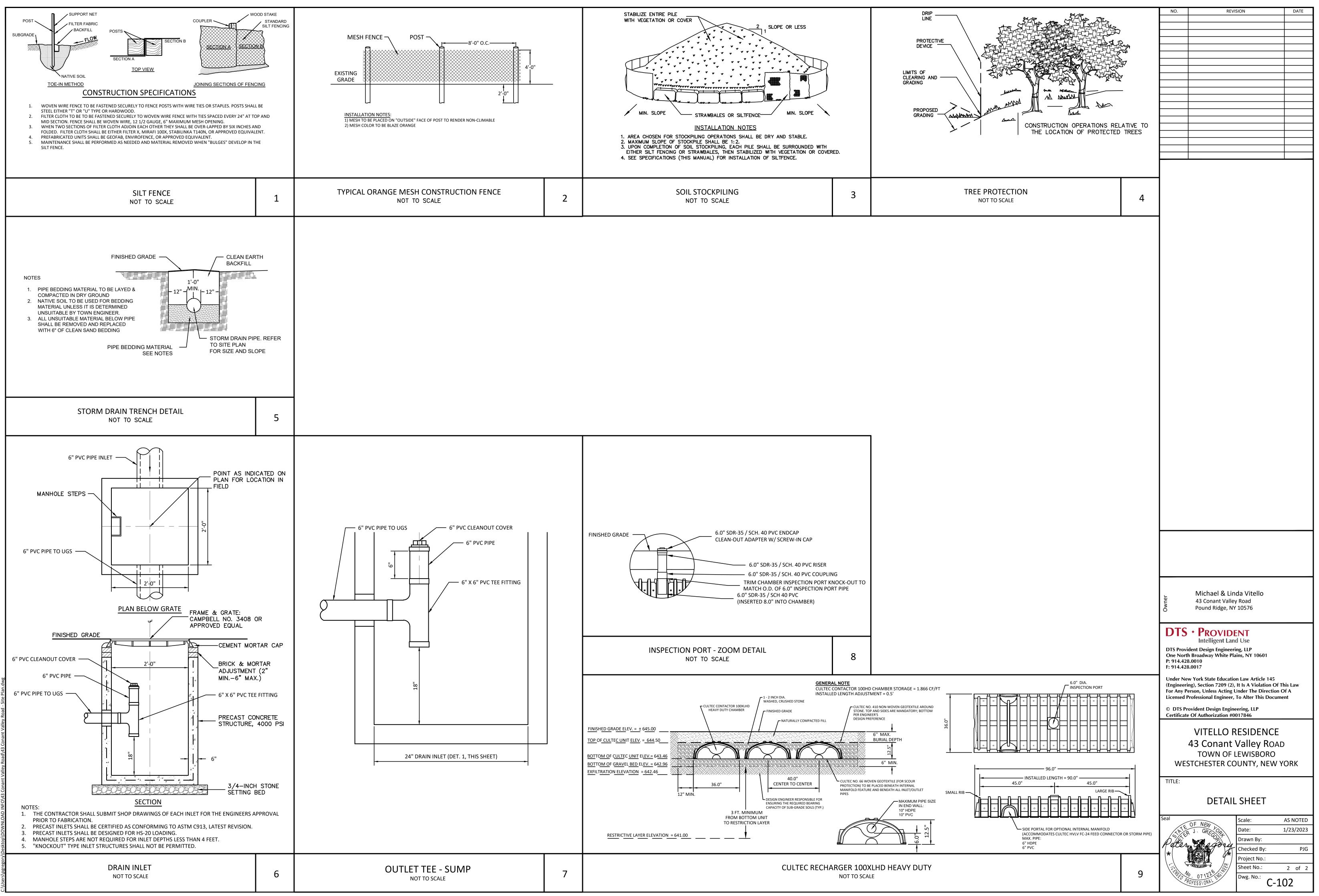


PROJECT NOTES:

- 1. OWNER / APPLICANT: MICHAEL & LINDA VITELLO 43 CONANT VALLEY ROAD POUND RIDGE, NEW YORK 10576 (T) LEWISBORO
- 2. TOWN OF LEWISBORO TAX MAP INFORMATION: SHEET: 49 BLOCK: 9827, LOT: 100 TOTAL AREA OF PARCEL = 4.38 ACRES R-2A ONE-FAMILY RESIDENCE DISTRICT
- 3. WATERSHED: LONG ISLAND SOUND - MILL RIVER BASIN

CONSTRUCTION NOTES

- 1. THE TOTAL AREA OF PAVED SURFACE IS APPROXIMATELY 3,300 S.F. OF WHICH ENTIRE AREA IS WITHIN REGULATED WETLAND BUFFER AREA.
- 2. THE CONSTRUCTION WILL NOT REQUIRE THE REMOVAL OF ANY TREES.
- 3. ALL EROSION CONTROL MEASURES SHALL BE INSTALLED AND CONFIRMED BY THE TOWN OF LEWISBORO BUILDING INSPECTOR PRIOR TO THE COMMENCEMENT OF ANY WORK.



		STABILIZE ENTIRE PILE WITH VEGETATION OR COVER		DRIP _ LINE
				PROTECT DEVICE
2'-0"				LIMITS OF CLEARING AND GRADING
RENDER NON-CLIMABLE		MIN. SLOPE STRAWBALES OR SILTFENCE MIN. SLOPE		PROPOSED GRADING
		INSTALLATION NOTES 1. AREA CHOSEN FOR STOCKPILING OPERATIONS SHALL BE DRY AND STABLE. 2. MAXIMUM SLOPE OF STOCKPILE SHALL BE 1:2. 3. UPON COMPLETION OF SOIL STOCKPILING, EACH PILE SHALL BE SURROUNDED WITH EITHER SILT FENCING OR STRAWBALES, THEN STABILIZED WITH VEGETATION OR COVER 4. SEE SPECIFICATIONS (THIS MANUAL) FOR INSTALLATION OF SILTFENCE.	ED.	
UCTION FENCE	2	SOIL STOCKPILING NOT TO SCALE	3	



MEMORANDUM

TO:	Chairperson Janet Andersen and Members of Lewisboro Planning Board
CC:	Ciorsdan Conran Judson Siebert, Esq. Kevin Kelly, Building Inspect <u>o</u> r
FROM:	Jan K. Johannessen, AICP Joseph M. Cermele, P.E., CFM Town Consulting Professionals
DATE:	February 24, 2023
RE:	Wetland Permit & Stormwater Permit George & Eileen Ritacco 37 Gideon Reynolds Road Sheet 16, Block 10533, Lot 423

PROJECT DESCRIPTION

The subject property consists of ±1.13 acres of land and is located at 37 Gideon Reynolds Road within the R-1A Zoning District. The applicant is proposing an in-ground pool and associated equipment.

SEQRA

The proposed action has been preliminarily identified as a Type II Action and is therefore categorically exempt from the State Environmental Quality Review Act (SEQRA).

REQUIRED APPROVALS/REFERRALS

- 1. A Wetland Activity Permit is required from the Planning Board; a public hearing is required to be held on the Wetland Permit.
- 2. The applicant has obtained an Article 24 Freshwater Wetland Permit from the New York State Department of Environmental Conservation (NYSDEC).

CIVIL ENGINEERING | LANDSCAPE ARCHITECTURE | SITE & ENVIRONMENTAL PLANNING

Chairperson Janet Andersen February 24, 2023 Page 2 of 4

COMMENTS

- 1. We defer review of the plan for zoning compliance to the Building Inspector; the Planning Board should refer the application to the Building Inspector for review.
- 2. The zoning setbacks appearing in the zoning table and setback lines appearing on the plan are not correct.
- 3. The wetland boundary line as it appears on the site plan, requires clarification. Wetland Flags A-9 through A-19 appear on the plan, but have no boundary line.
- 4. The applicant shall submit a Wetland Report, which shall contain the information required under Sections 217-5 and 6 of the Town's Wetland Ordinance.
- 5. The proposed retaining wall appears to be set on or very close to the wetland boundary. It will be difficult to construct this wall without disturbing the wetland. It is recommended that the pool be reduced in size and perhaps slid to the south to reduce impacts and allow room for construction.
- 6. The applicant shall develop a Wetland Mitigation Plan which provides, at a minimum, mitigation at a ratio of 1:1 (for every s.f. of wetland or wetland buffer disturbance proposed, an equal or greater amount of mitigation shall be provided). Reference is made to the Town's mitigation guidelines provided in Chapter 217, Appendix B.
- 7. Provide 2-foot contour lines throughout the entire property; topography is only shown to the rear of the house. How does the existing driveway drain?
- 8. The plan shall illustrate the location of the existing water service.
- 9. We suggest moving the proposed sewer service at least five (5) feet from the edge of the pool. This will allow for future repairs, if required without compromising the pool.
- 10. Please include size, type, inverts, and slopes of the proposed sewer service to be re-located.
- 11. There appears to be two (2) 104' existing contours shown on the plans. Please revise the label accordingly.
- 12. The plan shall note that the construction of all walls greater than or equal to four (4) feet in height shall be certified by the Design Professional prior to issuance of a Certificate of Occupancy/Completion.

Chairperson Janet Andersen February 24, 2023 Page 3 of 4

- 13. All walls greater than or equal to four (4) feet in height shall be designed by a NYS Licensed Professional Engineer. Provide construction details and specifications on the plan.
- 14. If no trees are proposed to be removed, a note to this effect shall be added to the plan.
- 15. It appears the disturbance line provides no room to install the temporary silt fence and the proposed boulder retaining wall. Please clarify how these listed items are to be constructed without encroaching beyond the limit of disturbance, as well as into the wetland.
- 16. Please include a silt fence detail to the plan in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control.
- 17. It shall be noted on the plans that the owner is responsible for providing temporary pool barriers, as required by NYS Building Code, to be in place for the duration of the pool construction.
- 18. Provide a temporary construction access to the site plan, along with a detail in conformance with the most recent version of the New York State Standards and Specifications for Erosion and Sediment Control. The construction access should be included within the disturbance limit line; the area of disturbance calculation shall be updated.
- 19. The applicant shall perform deep and percolation soil testing in the vicinity of the proposed mitigation system to be witnessed by the Town Engineer. The test locations and results shall be shown on the plan. Contact this office to schedule the testing.
- 20. The applicant shall provide stormwater mitigation and design calculations for the runoff generated by the net increase in impervious surface for the 25-year, 24-hour storm event or the full pool 6" drawdown, whichever is greater. Provide details of the stormwater mitigation system.
- 21. Provide rim and invert elevations along with the size and materials of all drainage facilities. Provide details.
- 22. The plan shall note the means to accomplish seasonal pool drawdown and the connection to the infiltration practice.
- 23. The proposed stormwater practice shall include an emergency overflow to a stabilized outfall. Provide details.
- 24. The proposed pool equipment should be properly landscaped to screen the view from Gideon Reynolds Road or moved to the rear of the dwelling. Please include landscaping on the landscape plan.

Chairperson Janet Andersen February 24, 2023 Page 4 of 4

- 25. The pdf plans shall be signed/sealed by the Design Professional.
- 26. The names of the adjacent property owners shall appear on the plan.
- 27. It is recommended that the Planning Board conduct a site visit.

In order to expedite the review of subsequent submissions, the applicant should provide annotated responses to each of the comments outlined herein.

PLANS REVIEWED, PREPARED BY DTS PROVIDENT, DATED JANUARY 23, 2023:

- Site Plan (C-101)
- Construction Plan and Detail Sheet (C-102)

DOCUMENTS REVIEWED:

- Letter, prepared by Peter Gregory, P.E., dated January 23, 2023
- Wetland Permit Application
- Stormwater Permit Application
- NYSDEC Freshwater Wetlands Permit, dated July 20, 2022

JKJ/dc

https://kellardsessionsconsulti.sharepoint.com/sites/Kellard/Municipal/Lewisboro/Correspondence/2023-02-24_LWPB_Ritacco - 37 Gideon Reynolds Road_Review Memo.docx

TO:	The Town of Lewisboro Planning Board
FROM:	Lewisboro Conservation Advisory Council
SUBJECT:	Ritacco Pool, 37 Gideon Reynolds Road, Cross River, NY 10518
DATE:	February 8, 2023

The Conservation Advisory Council (CAC) has reviewed the materials submitted by the applicant for the construction of a pool and stone wall.

The CAC would like to see the plans updated with 100ft and 150 wetland buffers. The CAC would also like the complete mitigation plan including a listing of plantings and a calculation to show comliance with the one-to-one requirement. The CAC would also like to understand how the disturbance figure of 3,385 Sq Ft was calculated and whether it included the disturbance of the construction of the stone wall and any temporary disturbance associated with constructing the pool.

DTS Provident Design Engineering, LLP One North Broadway White Plains, NY 10601

> P: 914.428.0010 F: 914.428.0017 www.dtsprovident.com

Andrew V. Tung, ASLA, Esq., LEED AP Gerhard M. Schwalbe, P.E. Charles 'Carlito' Holt, P.E., PTOE Brian Dempsey, P.E., PTOE, RSP1

January 23, 2023

Hon. Janet Andersen Chairman of the Town of Lewisboro Planning Board and Members of the Board 79 Bouton Road South Salem, New York 10590

Regarding: Ritacco Residence Swimming Pool 37 Gideon Reynolds Road, Cross River Wetland Permit Application

Dear Chairman Andersen and Members of the Board:

Our firm represents George and Eileen Ritacco, owners of the property at 37 Gideon Reynolds Road in the Town of Lewisboro. The Ritaccos are proposing to construct a swimming pool, in the rear yard of their home. All of the improvements and disturbance associated with the construction are located within a 100-foot State and locally regulated wetland buffer. It has been determined that the application will require a Wetland Permit review from the Planning Board. A permit from New York State DEC authorizing disturbance to the adjacent area of NYS Regulated Freshwater Wetland L-17 to construct the pool was issued July 20, 2022, copy attached

Siting the pool in the desired location, the existing sanitary waste line will need to be relocated in the rear yard to avoid the pool.

The project will result in the creation of approximately 800 square feet of new impervious surface, all of which will be within the regulated buffer area. A stormwater mitigation system is proposed to serve the dual purpose of mitigating stormwater runoff generated from the new impervious surface and to provide a system to accept pool water drawdown.

Construction of the proposed pool, equipment and mitigation area will create 3,385 square feet of overall disturbance on the property. The total amount of disturbance occurring with the regulated buffer area is 3,385 square feet. No trees will be removed as a result of the proposed activity.

Wetland buffer mitigation is proposed to offset the impact created by the disturbance associated with the project. The strategy for the buffer mitigation is to remove maintained lawn along existing wetland and supplement existing landscape with enhanced plantings of additional native flowers, ferns, and grasses.

In addition to the landscape mitigation, a landscape boulder wall will be placed adjacent to the proposed pool to limit yard area and disturbance within the wetlands itself. All disturbed areas will be restored by placement of topsoil and restoring vegetation.

In support of this application, we are submitting the following material:

- 4 Copies of Signed Environmental Questionnaire
 4 Copies of Wetland Permit Application
 4 Copies of Affidavit of Ownership
 4 Copies of Tax Payment Affadavit
 Plan set including; Site Plan, Construction Plan and Details
 Application fee of \$255.0
 Escrow fee of \$2000.0

The owners respectfully request to be placed on the Planning Board February agenda to be considered for review of a Wetland Permit application. If you have any questions or require additional information, please do not hesitate to contact me at (914) 559-6745 or via email me at pgregory@dtsprovident.com. We look forward to meeting with you and discussing the project next month.

Very truly yours,

DTS Provident Design Engineering, LLP

Pite Jugany

Peter J. Gregory, P.E. Senior Associate

TOWN OF LEWISBORO ENVIRONMENTAL QUESTIONNAIRE

The purpose of this Questionnaire is to determine whether a Town Wetland Permit, a Town Stormwater Permit and/or coverage under the NYSDEC SPDES General Permit for Stormwater Discharges from Construction Activity is required. This form does not provide authorization to commence work.

Project Address: 37 GIDEON REYNOLDS RD

S/B/L: <u>10533-423-0016</u>

Project Description: <u>INSTALL 18x36 inground pool, 3-7' deep, with spa, propane gas heater, no diving</u> board AS PER THE 2020 RESIDENTIAL CODE OF NYS

This questionnaire must be accompanied with a Site Plan or, at a minimum, a Plot Plan which clearly illustrates the location and dimensions of the proposed activity. Said plans must include a line which encircles the total area of proposed land disturbance and the approximate area of disturbance must be calculated (square feet). Failure to submit these items will delay review.

Owner's Name: GEORGE & EILEEN RITACCO Phone:

Owner's Address: 37 GIDEON REYNOLDS RD CROSS RIVER, NY Email: _____

Agent's Name (if applicable): Carol De Leonardis Phone: (609)923-8628

Agent's Address: <u>30 Chapin Road, Unit 1206, Pine Brook NJ</u>Email: <u>Cdeleogriffith@gmail.com</u>

I hereby grant permission to the Town's professional consultants to enter onto my property to conduct a site inspection.

Owner (Signature): GEORGE & EILEEN RITACCO Date: 08/24/2022

FOR TOWN USE – PLEASE DO NOT WRITE BELOW THIS LINE

- 1. The use of the property is?
- Is a Town Wetland Permit required? Yes
 If Yes, what type of Wetland Permit is required? Planning Board
- 3. Is the project located within the NYCDEP Watershed? Yes
- 4. Area of proposed disturbance: **TBD**
- 5. Is a Town Stormwater Permit required? **TBD** If Yes, the approval authority will be?
- 6. Will the project require coverage under the NYSDEC General Permit for Stormwater Discharges from Construction Activity?

Notes: <u>Requires Planning Board approval; applicant to set up a pre-application meeting with the Town</u> <u>Planner</u>

Signature: <u>Oan K. Johannessen</u> Wetland inspector/Consultant

	Application No.:
	Fee: Date:
TOWN OF LEWISBOR WETLAND PERMIT APPLIC	-
79 Bouton Road, South Salem Phone: (914) 763-559 Fax: (914) 875-9148	92
Project Address: 37 Gideon Reynolds Road,	Cross River, NY 10518
Sheet: 16 10533 423 Sheet: Block: Lot(s):	
Project Description (Identify the improvements proposed w approximate amount of wetland/wetland buffer disturbance)	ithin the wetland/wetland buffer and the Construction of 18'x36' inground pool. (Dist = 3,385 sf)
Owner's Name:	Phone:
Owner's Address: 37 Gideon Reynolds Road	eileenr1955@yahoo.com
Applicant's Name (if different):Same as Owner	Phone:
Applicant's Address:	Email:
Agent's Name (if applicable):Peter J. Gregory, P.E.	Phone:914-559-6745
One North Broadway, White Plains, NY 106 Agent's Address:	01 pgregory@dtsprovident.com Email:
	R/APPLICANT
What type of Wetland Permit is required? (see §217-5C and	§217-5D of the Town Code)
Administrative	Planning Board
Is the project located within the NYCDEP Watershed? \blacksquare Yes	
Total area of proposed disturbance: \Box < 5,000 s.f. \blacksquare 5,00	00 s.f < 1 acre □ ≥1 acre
Does the proposed action require any other permits/ap (Planning Board, Town Board, Zoning Board of Appeals, Bu NYSDEC, NYCDEP, WCDOH, NYSDOT, etc): Identify all other p Town of Lewisboro Building Permit, Planning Board Wetland Permit, NYSDEC	uilding Department, Town Highway, ACARC, permits/approvals required:
Note: Initially, all applications shall be submitted with a plan that illustrates the must include a line which encircles the total area of proposed land disturbance (square feet). The Planning Board and/or Town Wetland Inspector may requidetermined necessary, to review and evaluate the proposed action. If the propapplication materials cutlined under §217-7 of the Town Code must be submitted may establish an initial escrow deposit to cover the cost of application/plan review	and the approximate area of disturbance must be calculated ire additional materials, information, reports and plans, as posed action requires a Planning Board Wetland Permit, the ed, unless waived by the Planning Board. The Planning Board
For administrative wetland permits, see attached Adminis	trative Wetland Permit Fee Schedule.

Owner Signature: Cleen Ritaco

Date: 1-10-2023

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

<u>Affidavit of Ownership</u>

State of :	New York			
County of:	Westchester			
	Eileen Ritacco	, bei	ng dulv sworn, depose	es and says that he/she
resides at	37 Gideon Reyn			so and says that he she
in the County	ofWest	tchester	, State of	New York
and that he/s	he is (check one) 🗹 the	owner, or t	he	
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Ν	lame of corporation, partne	rship, or other leg	gal entity	
	wner, in fee of all that certa			, lying and being in the
	sboro, New York, aforesaid			
Lewisboro as:				
Block _	10533, Lot	423	_, on Sheet 10	6
		Cileen	Ritaco	
		Owner's Signa	ture	
Sworn to befo	ore me this			
20 th day of	of Dacombar	,2_02	2	
\bigcap	7			
m		ANGJELO HARA Notary Public - State or NO. 01HA63765 Qualified in Westchest My Commission Expires J	f New York 519 er Coupty	

Notary Public – affix stamp

TOWN OF LEWISBORO PLANNING BOARD

79 Bouton Road, South Salem, NY 10590 Email: <u>planning@lewisborogov.com</u> Tel: (914) 763-5592 Fax: (914) 875-9148

Tax Payment Affidavit Requirement

This form must accompany all applications to the Planning Board.

Under regulations adopted by the Town of Lewisboro, the Planning Board may not accept any application unless an affidavit from the Town of Lewisboro Receiver of Taxes is on file in the Planning Board office. The affidavit must show that all amounts due to the Town of Lewisboro as real estate taxes and special assessments on the total area encompassed by the application, together with all penalties and interest thereon, have been paid.

Under New York State law, the Westchester County Clerk may not accept any subdivision map for filing unless the same type of affidavit from the Town of Lewisboro Receiver of Taxes is submitted by the applicant at the time of filing.

This form must be completed by the applicant and must accompany all applications to the Planning Board. Upon receipt, the Planning Board Secretary will send the form to the Receiver of Taxes for signature and notarization. If preferred, the applicant may directly obtain the signature of the Receiver of Taxes and notarization prior to submission.

		To Be Completed by Applicant (Please type or print)		
Eileen Ritacco		37 Gideon Reynolds Road - Construction of Swimming Pool		
Name of Applicant		Project Name		For Swimming Foor
Property Description		Property Assessed to:		
Tax Block(s): 10533 George & Eileen Ritacco				
Tax Lot(s): 423 Name 37 Gideon Reynolds Road				
Tax Sheet(s):	16	Address Cross River	NY	10518
		City	State	Zip

The undersigned, being duly sworn deposes and says that a search of the tax records in the office of the Receiver of Taxes, Town of Lewisboro, reveals that all amounts due to the Town of Lewisboro as real estate taxes and special assessments, together with all penalties and interest thereon, affecting the premises described below, have been paid.

Signature - Receiver of Taxes: 2.20. Date Sworn to before me this JANET L. DONOHUE NOTARY PUBLIC, STATE OF NEW YORK No. 01D06259627 Qualified in Westchester County V Commission Expires April 16, 2020

Signature - Notary Public (affix stamp)

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 3 21 South Putt Corners Road, New Paltz, NY 12561-1620 P: (845) 256-3054 | F: (845) 255-4659 www.dec.ny.gov



Department of Environmental Conservation

IMPORTANT NOTICE TO ALL PERMITTEES

The permit you requested is enclosed. Please read it carefully and note the conditions that are included in it. The permit is valid for only that activity expressly authorized therein; work beyond the scope of the permit may be considered a violation of law and be subject to appropriate enforcement action. Granting of this permit does not relieve the permittee of the responsibility of obtaining any other permission, consent or approval from any other federal, state, or local government which may be required.

Please note the expiration date of the permit. Applications for permit renewal should be made well in advance of the expiration date (minimum of 30 days) and submitted to the Regional Permit Administrator at the above address. For SPDES, Solid Waste and Hazardous Waste Permits, renewals must be made at least 180 days prior to the expiration date.

The DEC permit number & program ID number noted on page 1 under "Permit Authorization" of the permit are important and should be retained for your records. These numbers should be referenced on all correspondence related to the permit, and on any future applications for permits associated with this facility/project area.

If a permit notice sign is enclosed, you must post it at the work site with appropriate weather protection, as well as a copy of the permit per General Condition 1.

If you have any questions on the extent of work authorized or your obligations under the permit, please contact the staff person indicated below or the Division of Environmental Permits at the above address.

Frank Benedetto

Frank Benedetto

Division of Environmental Permits, Region 3 Telephone (845) 256-0208 Frank.benedetto@dec.ny.gov



NEW YORK Department of STATE OF OPPORTUNITY Conservation NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246

PERMIT

Under the Environmental Conservation Law (ECL)

Permittee and Facility Information

Permit Issued To: GEORGE RITACCO 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518 (914) 763-2239

Facility: RITACCO PROPERTY 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518

EILEEN RITACCO 37 GIDEON REYNOLDS RD CROSS RIVER, NY 10518 (914) 763-2239

Facility Application Contact: PAUL J JAEHNIG PO BOX 1071 RIDGEFIELD, CT 06877 (203) 241-3515

Facility Location: in LEWISBORO in WESTCHESTER COUNTY **Facility Principal Reference Point:** NYTM-E: 615.4109853538721 4569.89667041207

NYTM-N:

Latitude: 41°16'20.1" Longitude: 73°37'19.4"

Authorized Activity: This permit authorizes disturbance to the adjacent area of NYS Regulated Freshwater Wetland L-17, a Class 1 wetland, in association with the construction of a 18' x 36' in ground swimming pool.

Permit Authorizations

Freshwater Wetlands - Under Article 24

Permit ID 3-5530-00246/00001 New Permit

it Effective Date: <u>7/20/2022</u>

Expiration Date: 12/31/2027



NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

Permit Administrator: (CHRISTOPHER LANG, Deputy Regional Permit A	dministrator
	NYSDEC Region 3 Headquarters	
2	21 S Putt Corners Rd	
ľ	New Paltz, NY 12561	
Authorized Signature:	Digitally signed by Chris Lang Date: 2022.07.20 15:16:47 -04'00'	Date 07 / 20 / 2022
	Distribution List	

PAUL J JAEHNIG Sarah Pawliczak; NYSDEC Town of Lewisboro Maria Tupper-Goebel; NYCDEP

Permit Components

NATURAL RESOURCE PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO <u>ALL</u> AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Permit Attachments

Permit Sign

NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: FRESHWATER WETLANDS

1. Conformance With Plans All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by the applicant and consists of "Proposed Pool Site Plan Ritacco Residence" and was received by DEC on February 9, 2022..



2. Notice of Intent to Commence Work The permittee or their representative must notify Sarah Pawliczak of the DEC Bureau of Ecosystem Health via email (sarah.pawliczak@dec.ny.gov) no less than 48 hours prior to the commencement of work.

3. Prior Approval of Changes If the permittee desires to make any minor changes to the scope of work shown in the approved plans referenced in Natural Resource Permit Condition 1, the permittee shall submit a request via email to Sarah Pawliczak of the DEC Burea of Ecosystem Health (sarah.pawliczak@dec.ny.gov) to make such proposed changes. The proposed changes shall not be implemented unless authorized in writing by the Department. Issuance of such approval without modification of the permit is at the Department's discretion.

4. Install Controls as Shown on Plans Prior to commencement of the activities authorized herein, the permittee shall install securely anchored silt fencing and/or continuous staked straw bales as shown on the plans or drawings referenced in this permit.

5. Maintain Erosion Controls These erosion control devices shall be maintained until all disturbed land is fully vegetated to prevent any silt or sediment from entering the freshwater wetland or its adjacent area. Silt fencing, hay bales and any accumulated silt or sediment shall be completely removed for disposal at an appropriate upland site.

6. Bog Turtle Take-Avoidance Measures For site work that occurs during the warm season between April 1st and September 30th; bog turtle barrier fencing, education and encounter plan, and trap hazard protection measures shall be employed as shown on the approved plans.

7. No Wetland Disturbance No disturbance to the wetland is authorized.

8. Clean Fill Only All fill shall consist of clean soil, sand and/or gravel that is free of the following substances: asphalt, slag, flyash, broken concrete, demolition debris, garbage, household refuse, tires, woody materials including tree or landscape debris, and metal objects. The introduction of materials toxic to aquatic life is expressly prohibited.

9. Seed, Mulch Disturbed Areas All areas of soil disturbance resulting from this project shall be seeded with an appropriate perennial grass, and mulched with straw immediately upon completion of the project, within two days of final grading, or by the expiration of the permit, whichever is first.

10. Invasive Species (Non-native Vegetation) To prevent the unintentional introduction or spread of invasive species, the permittee must ensure that all construction equipment be cleaned of mud, seeds, vegetation and other debris before entering any approved construction areas within the state regulated freshwater wetland or its 100 foot adjacent area.

11. No Pool Discharges to Wetland There shall be no draining of swimming pool water directly or indirectly into wetlands or protected buffer areas.

12. Disposal of Material Any demolition debris, excess construction materials, and/or excess excavated materials shall be immediately and completely disposed of on an approved upland site more than 100 feet from any regulated waterbody or wetland. These materials shall be suitably stabilized so as not to re-enter any water body, wetland, or wetland adjacent area; and must be disposed of in accordance with all local, state, and federal statutes, regulations, or ordinances.



13. State Not Liable for Damage The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.

14. State May Order Removal or Alteration of Work If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.

15. State May Require Site Restoration If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may lawfully require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.

16. Precautions Against Contamination of Waters All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246



2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator NYSDEC Region 3 Headquarters 21 S Putt Corners Rd New Paltz, NY12561

4. Submission of Renewal Application The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Freshwater Wetlands.

5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;
- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. **Permit Transfer** Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION Facility DEC ID 3-5530-00246



NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-ofway that may be required to carry out the activities that are authorized by this permit.

Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.

New York State

Department of Environmental Conservation

NOTICE





The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of work approved and any Department condition on it, contact the DEC at 845-256-3054 or dep.r3@dec.ny.gov. Please refer to the permit number shown when contacting the DEC.

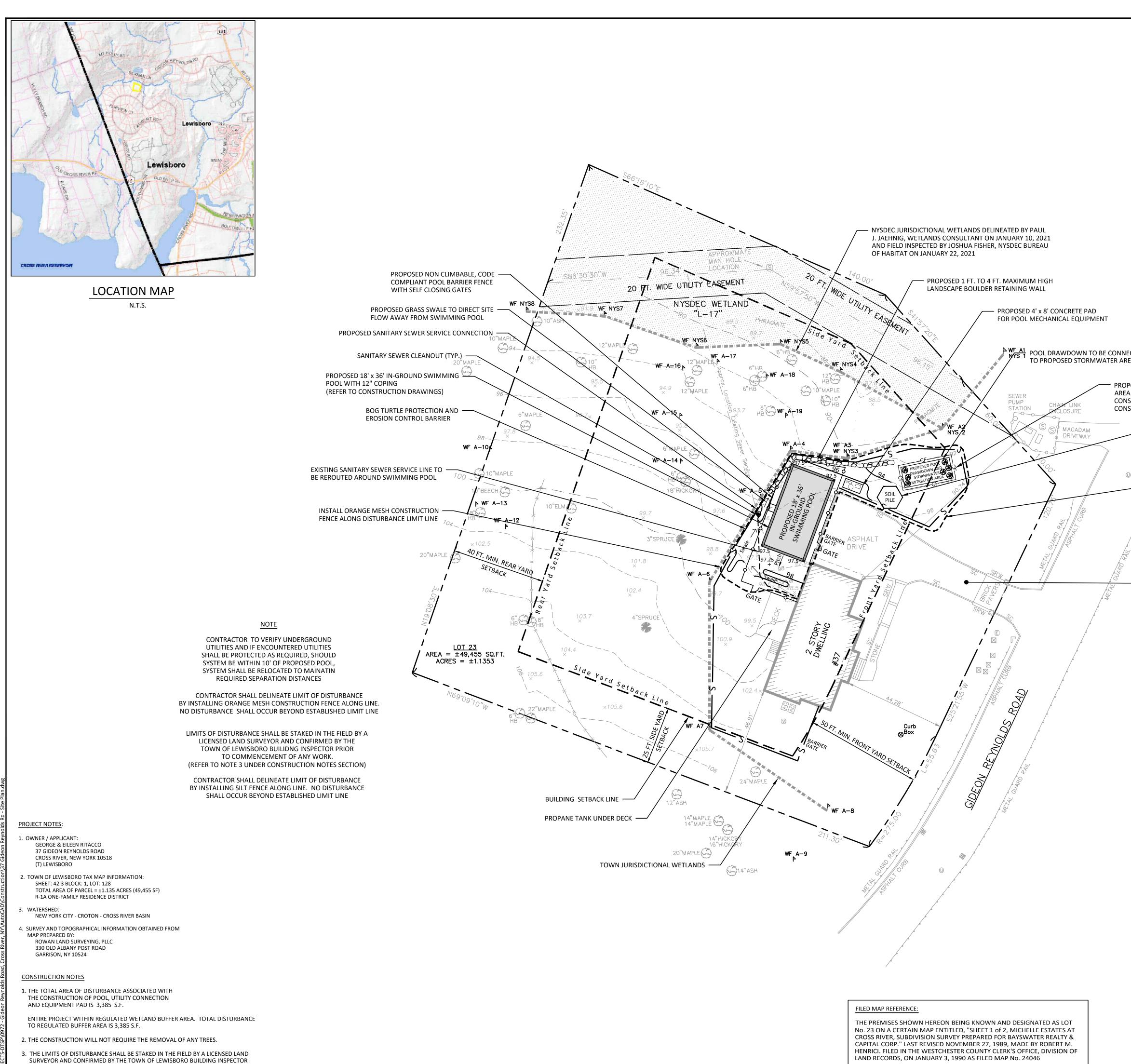
Permittee:	George	Ritacco
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Effective Date: July 20, 2022

Permit No. 3-5530-00246/00001 Expiration Date: December 31, 2027

Applicable if checked. No instream work allowed between October 1 & April 30

NOTE: This notice is **NOT** a permit.



PRIOR TO THE COMMENCEMENT OF ANY WORK.

LAND RECORDS, ON JANUARY 3, 1990 AS FILED MAP No. 24046

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