

#### TOWN OF NEWBURGH PLANNING BOARD TECHNICAL REVIEW COMMENTS

PROJECT NAME:217 S. PLANK ROAD-CANNABIS DISPENSARYPROJECT NO.:24-13PROJECT LOCATION:SECTION 61, BLOCK 1, LOT 18 & 19REVIEW DATE:14 JUNE 2024MEETING DATE:20 JUNE 2024PROJECT REPRESENTATIVE:MINUTA ARCHITECTURE

- 1. The project is a Special Use under Chapter 185-48.9 Cannabis Related Uses.
- 2. Dominic Cordisco's comments regarding the need for a lot line consolidation should be received.
- 3. Status of the landscape business utilizing the site should be addressed on the Site Plan.
- 4. Signage should be provided for Architectural Review.
- 5. Notes should be added to the plan identifying compliance with provisions of Chapter 185-48.9C(4) and (5).
- 6. Adjoiner's Notices must be sent out.
- 7. County Planning referral for Special Use Permit is required.
- 8. A Public Hearing for the special use will be required.
- 9. Planning Board should declare itself for Lead Agency.

Respectfully submitted,

MHE Engineering, D.P.C.

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Patrick J. Hines Principal PJH/kbw

#### **NEW YORK OFFICE**

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# PLANNING BOARD NARRATIVE

# ARCHITECTS PROJECT # 24117

To: Hon. John P. Ewasutyn, Chairman Town of Newburgh Planning Board 21 Hudson Valley Professional Plaza Newburgh, NY 12550 CC: File, Owner Via: Hand Pages: 2 Date: May 29, 2024

Re: PB #24-12, 217 S. Plank Road, S-B-L: 61-1-18 & 61-1-19

Dear Chairman Ewasutyn:

The project application for the special use permit consists of the following:

Interior fit up:

Fit-up the left side of the building located at 217 S. Plank Rd previously occupied by Hollywood Sounds (Retail/ Mercantile) with a new cannabis dispensary business (Retail/ Mercantile).

# Compliance with Town of Newburgh Cannabis regulations:

The project intent is to increase the lighting levels on the 3 public exterior facades at the building perimeter by replacing existing wall packs and adding additional to enhance the existing site lighting as seen on our lighting plan. Also increasing lighting level at the rear fenced area near the building. The site lighting supplied by Central Hudson lights specific to the site on Central Hudson utility poles will remain.

The existing lockable dumpster will be located behind the secured fence area at the rear of the property which uses the building as part of its barrier and screened from public view. The remainder of the site will remain as is.



24117 PB Narrative 052924.docx



# Signage:

Sign permit applications will be provided by the sign manufacturer as a separate and future application to the Building Department at such time the owner wishes to install them. For planning board purposes we provide the following:

# Freestanding:

The existing permitted internally illuminated box sign currently featuring former tenant Hollywood Sounds will remain and have the slicks changed out for the new tenant.

# Building:

The building does not currently have signs. The intent is to install one sign for the existing Beer World tenant and install one separate sign for the Cannabis Dispensary tenant. 120 LF of building front wall x 0.75 = 90 SF total maximum for building signage (IE 2 signs at 45 SF or proportions not to exceed the total square footage permitted). The signs will be internally illuminated in compliance with local and NYS requirements for this industry.

The State of New York has granted a license to the location (attached) and we ask for the Planning Boards approval for this local municipal special use to dispense cannabis.

Respectfully Submitted, Joseph J. Minuta, RA, AIA, NCARB, CACB NYS Codes Certified



VORK Office of Cannabis STATE Management License Type : Adult-Use Retail Dispensary License The Adult-Use Cannabis Licensee must comply with all applicable state and local laws and regulations. This includes but is not enforcement action, as provided for in state and local laws and regulations, including but not limited to, the Cannabis Law and 12550 limited to the Cannabis Law and its implementing regulations. An Adult-Use Cannabis Licensee's failure to comply with these laws and regulations may result in revocation of the license or permit, and the imposition of civil penalties, or any other Date Of Expiration : 13-May-2026 STATE È Newburgh its implementing regulations. This license or permit is not a property or vested right. E E New York State Adult-Use Cannabis Program DBA : **Certificate of Licensure** Entity Name : Cannabliss Recreational LLC License Number : OCM-RETL-24-000091 217 S Plank Rd 13-May-2024 STREET **Operating Address :** Date Of Issuance:

### TOWN OF NEWBURGH APPLICATION FOR SUBDIVISION/SITE PLAN REVIEW

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

;

DA	TE RECEIVED:	TOWN FILE NO: 24-12
	(Apj	plication fee returnable with this application)
1.		sion/Site Plan (Project name): abis Dispensary
2.	Owner of Lands Name Address Phone	to be reviewed: BW8 Holding, LLC 217 South Plank Road Newburgh NY 12550
3.	Applicant Inform Name Address	mation (If different than owner): Sonny Patel 590 Route 211 E Middletown NY 10940
	Representativ Phone Fax Email	Minuta Architecture, PLLC 845-565-0055 info@minutaarchitecture.com
4.	Subdivision/Site Name Address	Plan prepared by: Darren J. Stridiron- CV Associates <u>148 Route 17M suite 2</u> Harriman NY 10926
	Phone/Fax	845-774-1075
5.	Location of land 217 South I	s to be reviewed: Plank Road
6.	Zone <u>B (Busine</u> Acreage <u>1.21</u>	
7.	Tax Map: Section	on <u>61</u> Block <u>1</u> Lot <u>18+19</u>

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8.	<b>Project Description and Purp</b>	ose of Review:
	Number of existing lots	Number of proposed lots
	Lot line change	
	Site plan review	an an ann a' sa a' an ann an
	Clearing and grading	
	Other Special L	Jse Permit
	Clearing and grading	Use Permit

PROVIDE A WRITTEN SINGLE PAGE DESCRIPTION OR NARRATIVE OF THE PROJECT

- 9. Easements or other restrictions on property: (Describe generally)
- 10. The undersigned hereby requests approval by the Planning Board of the above identified application and scheduling for an appearance on an agenda:

Signature	Scpatil	Title PRESIDENT
Date:	5/24/24	

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

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

#### TOWN OF NEWBURGH PLANNING BOARD

# NEH CANNABIS DISPENSART

PROJECT NAME

#### CHECKLIST FOR MAJOR/MINOR SUBDIVISION AND/OR SITE PLAN

I. The following items shall be submitted with a COMPLETED Planning Board Application Form.

1. X Environmental Assessment Form As Required

2. X Proxy Statement

3.  $\underline{X}$  Application Fees

4. X Completed Checklist (Automatic rejection of application without checklist)

II. The following checklist items shall be incorporated on the Subdivision Plat or Site Plan prior to consideration of being placed on the Planning Board Agenda. Non-submittal of the checklist will result in application rejection.

- **1.** X Name and address of applicant
- 2. X Name and address of owner (if different from applicant)
- 3. X Subdivision or Site Plan and Location
- 4. X Tax Map Data (Section-Block-Lot)
- 5. X Location map at a scale of 1" = 2,000 ft. or less on a tax map or USCGS map base only with property outlined
- 6. X Zoning table showing what is required in the particular zone and what applicant is proposing. A table is to be provided for each proposed lot
- 7. X Show zoning boundary if any portion of proposed site is within or adjacent to a different zone
- 8. X Date of plan preparation and/or plan revisions
- 9. X Scale the plan is drawn to (Max  $1^{"} = 100^{"}$ )
- 10. X North Arrow pointing generally up

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

- 30. <u>Ne</u> Indicate any reference to a previous subdivision, i.e. filed map number, date and previous lot number
- 31.<u>N</u> If a private road, Town Board approval of name is required, and notes on the plan that no town services will be provided and a street sign (per town specs) is to be furnished and installed
- 32.NA Number of acres to be cleared or timber harvested
- 33. <u>N</u> Estimated or known cubic yards of material to be excavated and removed from the site
- 34.NA Estimated or known cubic yards of fill required
- 35. NA The amount of grading expected or known to be required to bring the site to readiness
- 36. <u>MAR</u> Type and amount of site preparation which falls within the 100 ft. buffer strip of wetlands or within the Critical Environmental Area. Please explain in sq. ft. or cubic yards.
- 37. <u>Any amount of site preparation within a 100 year floodplain or any water</u> course on the site. Please explain in sq. ft. or cubic yards.
- 38. <u>List of property owners within 500 feet of all parcels to be developed (see attached statement).</u>

The plan for the proposed subdivision or site has been prepared in accordance with this checklist.

Bv: Licensed Professional 5 Date:

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

Prepared (insert date):

#### STATEMENT TO APPLICANTS

#### **RE: TOWN OF NEWBURGH CLEARING AND GRADING LAW**

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

# TOWN OF NEWBURGH

Name of applicant:
Name of owner on premises:
Address of owner:
Telephone number of owner:
Telephone number of applicant:
State whether applicant is owner, lessee, agent, architect, engineer or contractor:
Location of land on which proposed work will be done:
Section:         Block:         Lot:         Sub. Div.:
Zoning District of Property: Size of Lot:
Area of lot to be cleared or graded:
Proposed completion of date:
Name of contractor/agent, if different than owner:
Address:
Telephone number:
Date of Planning Board Approval:(if required)
I hereby agree to hold the Town of Newburgh harmless from any claims arising
from the proposed activity.
Signature of owner: Date:
Signature of applicant (if different than owner):
TOWN ACTION.

Examined:	 20
Approved:	 20
Disapproved:	 20

#### FEE LAW SUMMARY

#### PENDING APPLICATIONS

All applicants with matters pending before the Planning Board as of the effective date of this local law shall be required to post as escrow in the manner and upon the terms and conditions set forth below:

. (a)

The Planning Board, in consultation with the applicant, shall compute the amount of the escrow to be posted with the Town. Such amount shall be reasonably related to the costs attendant to the Town's review of the application as of the effective date of this local law. Under no circumstances shall the escrow include amounts attributable to any costs incurred by the Town prior to the effective date of this local law.

(b)

Once computed and established by Resolution of the Planning Board, the applicant shall, within fifteen (15) days of said resolution, post escrow fees with the Secretary of the Planning Board. Failure to deliver the said escrow fees may result in delay of the further processing of the application.

#### **SEVERABILITY**

In the event a court of law determined that any provision of this chapter is unenforceable, then only that provision shall be affected and all other provisions shall be fully enforceable.

#### **EFFECTIVE DATE:**

This local law shall take effect immediately upon filing in the Office of the Secretary of State.

#### FEE ACKNOWLEDGEMENT

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

**APPLICANT'S NAME (printed)** 

SIGNATURE

5.24.2024 DATE

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

#### PROXY

(OWNER) Sonny Patel , DEPOSES AND SAYS THAT HE/SHE

RESIDES AT 590 Route 211 E, Middletown, NY 10940

IN THE COUNTY OF Orange

AND STATE OF NY

AND THAT HE/SHE IS THE OWNER IN FEE OF 217 South Plank Road

Newburgh NY 12550

WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING

APPLICATION AS DESCRIBED THEREIN TO THE TOWN OF NEWBURGH PLANNING BOARD AND Minuta Architecture, PLLC IS AUTHORIZED TO REPRESENT THEM AT MEETINGS OF SAID BOARD.

DATED: 24 MAY 2024

OWNERS SIGNATURE

Soumily Potel OWNERS NAME (printed)

WITNESS' SIGNATURE

obert MINUTA WITNESS' NAME (printed)

NAMES OF ADDITIONAL REPRESENTATIVES

### PLANNING BOARD DISCLAIMER STATEMENT TO APPLICANTS

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

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

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

5/24/2024

APPLICANT (printed)

APPLIC IATURE

#### DISCLOSURE ADDENDUM STATEMENT TO APPLICATION, PETITION AND REQUEST

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

\_\_\_ NONE

X NAME, ADDRESS, RELATIONSHIP OR INTEREST	
(financial or otherwise)	
Joseph Minuta 554 Temple Hill Road, New Windsor, NY	
As Architect of record Only for the project	· · · · · · · · · · · · · · · · · · ·

This disclosure addendum statement is annexed to and made a part of the petition, application and request made by the undersigned applicant to the following Board or Officer of the Town of Newburgh.

	TOWNBOARD
X	PLANNING BOARD
	ZONING BOARD OF APPEALS
	ZONING ENFORCEMENT OFFICER
·	BUILDING INSPECTOR
31	OTHER

5/24/24

DATED

#### INDIVIDUAL APPLICANT

BW8 Holding, LLC CORPORATE OR PARTNERSHIP APPLICANT

BY:

(Partner) (Vice-Pres.) (Sec.) (Treas.)

# <u>AGRICULTURAL NOTE</u> NÅ

(Required to be placed on all plans where property lies within 500 feet of land in active agricultural production or operation)

Property adjacent to lots (1) is in active agricultural operation and production and residents must be aware that such property is protected by New York State "Right to Farm Laws" as regulated by the Department of Agriculture and Markets. From time to time during and prior to the normal growing season land and crops may be sprayed from the ground or by air, manure may be applied, and periodic noise may occur from machinery operation at various times throughout the day. Residents should be aware of this action by the adjacent property owners.

(1) Specific lots adjacent to the active farming area which are impacted shall be inserted in this space.

#### AGRICULTURAL DATA STATEMENT

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

Name and address of the applicant: \_\_\_\_\_\_

Description of the proposed project:

Location of the proposed project: \_\_\_\_\_

Name(s) and address(es) of any owner(s) of land within a County Agricultural District containing active farming operations and located within five hundred feet of the boundary of the project property: \_\_\_\_\_\_

A tax map or other map showing the site of the proposed project relative to the location of the identified farm operations must be attached to this form.

APPLICANT'S SIGNATURE

DATE

# ARCHITECTURAL REVIEW NA SPECIAL USE

The Town of Newburgh Planning Board had been authorized to act as the Architectural Review Board for all: site plans, projects involving ten or more dwelling units, and any construction that would affect the character of a neighborhood under Section §185-59 of the Town Code (Zoning Law).

In order to perform this task, at some point prior to final approval, the applicant shall provide the Planning Board with elevations of buildings for all sides and a written (separately or on drawings) description of the materials, colors and textures to be used in construction. Plans shall also include topographical information and any screening of portions of the buildings, either existing or proposed.

Samples of the material and colors to be used shall either be submitted to the Planning Board or brought to the meeting at which architectural review will be discussed.

# ARCHITECTURAL REVIEW FORM NA TREAD USE

DATE: \_\_\_\_\_

NAME OF PROJECT: \_\_\_\_\_

The applicant is to submit in writing the following items prior to signing of the site plans.

**EXTERIOR FINISH (skin of the building):** 

Type (steel, wood, block, split block, etc.)

#### COLOR OF THE EXTERIOR OF BUILDING:

ACCENT TRIM:

Location:	
Color:	
Type (material):	

PARAPET (all roof top mechanicals are to be screened on all four sides):

#### **ROOF:**

Type (gabled, flat, etc.):	
Material (shingles, metal, tar & sand, etc.):	
Color:	

#### WINDOWS/SHUTTERS:

Color (also trim if different): \_\_\_\_\_

Туре: \_\_\_\_\_

#### **DOORS:**

Color:	_

Type (if different than standard door entrée): \_\_\_\_\_

#### SIGN:

Color:

Material:

Square footage of signage of site: \_\_\_\_\_

Please print name and title (owner, agent, builder, superintendent of job, etc.)

to total a construction of the second s

Signature

# 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			
Town Project # 24-12			
Name of Action or Project:			
New Cannabis Dispensary			
Project Location (describe, and attach a location map):			
217 South Plank Road			
Brief Description of Proposed Action:	· · · · · · · · · · · · · · · · · · ·		
Retail- Alteration to existing retail space just left side of building			
Name of Applicant or Sponsor:	Telephone: 845-286-233	7	
BW8 Holding, LLC	E-Mail: saumikpatel@gmail.com		
Address:	Saumkpateregin		
590 Route 211 E			
City/PO:	State:	Zip Code:	
Middletown	NY	10940	
1. Does the proposed action only involve the legislative adoption of a plan, loca	l law, ordinance,	NO YES	
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the e	nvironmental resources th	at [7]	
may be affected in the municipality and proceed to Part 2. If no, continue to ques			
2. Does the proposed action require a permit, approval or funding from any other	er government Agency?	NO YES	
If Yes, list agency(s) name and permit or approval: NYS Office of Cannabis Managem Program, Town of Newburgh Spec	ent License Adult-Use cannal tial Use Permit	bis 🗌 🔽	
3. a. Total acreage of the site of the proposed action?	+/- 1.21 acres		
b. Total acreage to be physically disturbed?	acres		
c. Total acreage (project site and any contiguous properties) owned	1 1 21		
or controlled by the applicant or project sponsor?	+/- 1.21 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	ify):		
Parkland			

Page 1 of 3

5. Is the proposed action,	NO YES	N/A
a. A permitted use under the zoning regulations?	$\Box \overline{V}$	
b. Consistent with the adopted comprehensive plan?		
	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		$\checkmark$
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES
If Yes, identify:	$-\overline{\checkmark}$	
	NO	YES
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		
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 proposed action?	$\overline{\checkmark}$	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES
If the proposed action will exceed requirements, describe design features and technologies:		
	$- \Box$	
· · · · · · · · · · · · · · · · · · ·		
10. Will the proposed action connect to an existing public/private water supply?	NO	YES
If No, describe method for providing potable water:		
11. Will the proposed action connect to existing wastewater utilities?	NO	YES
	1.0	
If No, describe method for providing wastewater treatment:	- _	$\overline{\mathbf{V}}$
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district	NO	YES
which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the		$\square$
State Register of Historic Places? See Attached Page 13 of 13 Long EAF		
L. To the provident site on any portion of it leasted in an adjacent to an area designated as constitute for		$\mathbf{\nabla}$
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?		
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?		
If Yes, 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 Rorest Agricultural/grasslands Early mid-successional		
Wetland 🔲 Utban 🗹 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? Indiana Bat		YES
16. Is the project site located in the 100-year flood plan?	NO	YES
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
a. Will storm water discharges flow to adjacent properties?		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
If Yes, describe:		
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
f Yes, describe:	Z	
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	STOF	<u> </u>
Applicant/sponsor/name: BW8 Holding, LLC Date: 5/24/24		
Signature: <u>Sepatul</u> Title: President	<u>anali ikin a</u> ul	········

PRINT FORM

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## EAF Mapper Summary Report

1



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
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]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Indiana Bat
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No

Short Environmental Assessment Form - EAF Mapper Summary Report

<ul> <li>e. Does the project site contain, or is it substantially contiguous to, a but which is listed on the National or State Register of Historic Places, on Office of Parks, Recreation and Historic Preservation to be eligible for If Yes: <ol> <li>Nature of historic/archaeological resource: Archaeological Site</li> <li>Name: Gardner, Silas, House</li> </ol> </li> <li>iii. Brief description of attributes on which listing is based:</li> </ul>	that has been determined by the Commiss	✓ Yes No ioner of the NYS laces?
f. Is the project site, or any portion of it, located in or adjacent to an are archaeological sites on the NY State Historic Preservation Office (SH	ea designated as sensitive for (PO) archaeological site inventory?	<b>₽</b> Yes <b>□</b> No
<ul> <li>g. Have additional archaeological or historic site(s) or resources been id If Yes:</li> <li><i>i</i>. Describe possible resource(s):</li> <li><i>ii</i>. Basis for identification:</li> </ul>		∐Yes ∐No
<ul> <li>h. Is the project site within fives miles of any officially designated and j scenic or aesthetic resource?</li> <li>If Yes: <ul> <li>i. Identify resource:</li> </ul> </li> </ul>		∐Yes ∏No
<ul> <li>ii. Nature of, or basis for, designation (e.g., established highway overle etc.):</li> </ul>	ook, state or local park, state historic trail of	r scenic byway,
iii. Distance between project and resource:m	iles.	
<ul> <li>i. Is the project site located within a designated river corridor under the Program 6 NYCRR 666?</li> <li>If Yes: <ol> <li>Identify the name of the river and its designation:</li> </ol> </li> </ul>	e Wild, Scenic and Recreational Rivers	Ves No
<i>ii.</i> Is the activity consistent with development restrictions contained in	6NYCRR Part 666?	∐Yes <b>N</b> o
<b>F. Additional Information</b> Attach any additional information which may be needed to clarify you If you have identified any adverse impacts which could be associated measures which you propose to avoid or minimize them.		npacts plus any
<b>G. Verification</b> I certify that the information provided is true to the best of my knowle	dge.	
Applicant/Sponsor Name	Date	
Signature	Title	

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PRINT FORM

Page 13 of 13

# **REFERENCES:**

- 1. TOWN OF NEWBURGH TAX MAP SECTION 60 & 61.
- 2. DEEDS FILED IN THE ORANGE COUNTY CLERK'S OFFICE AS:
- L.14690 P.1375 L.11580 P.28 L.5405 P.152 L.14070 P.488 L.6202 P.53 L.14370 P.811





I HEREBY CERTIFY THAT: THIS MAP OR PLAT IS BASED UPON THE FIELD NOTES OF THE SURVEY AND OTHER REFERENCES ALL RECORDED EASEMENTS OR RIGHTS-OF-WAY AS SHOWN IN THE TITLE REPORT AND OTHER F ALL OBSERVABLE EVIDENCE OF EASEMENTS ON THE GROUND ARE SHOWN. ALL OBSERVABLE, ABOVE GROUND EVIDENCE OF BUILDINGS, STRUCTURES AND OTHER IMPROVEME

UNAUTHORIZED ALTERATION TO A MAP BEARING A LICENSED PROFESSIONAL LAND SURVEYOR'S S VIOLATION OF SECTION 7209, SUBDIVISION 2, OF THE NEW YORK STATE EDUCATION LAW. THIS CERTIFICATION IS NOT AN EXPRESS OR IMPLIED WARRANTY OR GUARANTEE, IT IS PURELY OF PROFESSIONAL OPINION BASED ON KNOWLEDGE, INFORMATION AND BELIEF, BASED ON EXISTING

EVIDENCE AND DOCUMENTARY EVIDENCE AVAILABLE. CERTIFICATIONS ARE NOT TRANSFERABLE TO ADDITIONAL INSTITUTIONS OR SUBSEQUENT OWNERS. PLAN PREPARED PURSUANT TO SECTION 7208m OF THE NEW YORK STATE EDUCATION LAW. SUBJECT TO THE FINDINGS OF AN UP-TO-DATE TITLE SEARCH.

# LEGEND

Ø	DENOTES EXISTING UTILITY POLE
	DENOTES EXISTING OVERHEAD WIRES
< <u> </u>	DENOTES EXISTING CHAIN LINK FENCE
WV	DENOTES EXISTING WATER VALVE
ТМН	DENOTES EXISTING TELEPHONE MANHOLE
МН	DENOTES EXISTING MANHOLE
LP	DENOTES EXISTING LIGHT POLE
HYD	DENOTES EXISTING FIRE HYDRANT

### NOTES:

SUBJECT TO STATE TAKINGS THAT MAY OR NOT BE FILED IN THE ORANGE COUNTY CLERK'S OFFICE.

S SHOWN. REFERENCES ARE SHOWN.		BOUNDARY SURVEY LOCATED AT	TAX LOT: 61-1-18 & 19
IENTS ARE SHOWN.		217 SOUTH PLANK ROAD	AREA: AS SHOWN
SEAL IS A		ZTZ SUUTT FLANK KUAD	DATE: 5/20/24
A STATEMENT NG FIELD		TOWN OF NEWBURGH	, , , 
	Darren Stridiran	ORANGE COUNTY NEW YORK	SCALE: 1" = 30'
	DARREN J. STRIDIRON, P.L.S. NEW YORK STATE LICENSE No. 050487	CV ASSOCIATES NY, P.E., L.S., P.C. 148 ROUTE 17M SUITE 2, HARRIMAN, NY 10926	JOB NO. 1436-53







NEWBURGH, N.Y.



		BULK TABLE	E REQUIREMENTS	6	
		TOWN OF NEWBUR	GH		
	ZONE :	B (BUSINESS DISTRICT)			
ZONING INFORMATION	Proposed Use :	Cannabis Retail Dispensaries			
	Permitted with:	Approval by Planning Board			
INIMUM REQUIREMEN	TS				
	Required	Existing	Proposed	Change	Variance
Lot Area	15,000 S.F.	52,544 SF	NONE	NONE	NONE
Lot Width	100 FT	228'-2" FT +/-	NONE	NONE	NONE
LOT DEPTH	125 FT	224'-8" FT +/-	NONE	NONE	NONE
Min. Livable SF	N/A	N/A	NONE	NONE	NONE
Habitable Floor Area Per Dwelling Unit	N/A	N/A	NONE	NONE	NONE
YARD SETBACKS	L I	1		L	1
	Required	Existing	Proposed	Change	Variance
Front	40 FT	89'-0" +/-	NONE	NONE	NONE
Rear	30 FT	61'-2" +/-	NONE	NONE	NONE
Side	15 FT	43'-5" +/-	NONE	NONE	NONE
Both	30 FT	(43'-5" + 60'-0")= 103'-5" +/-	NONE	NONE	NONE
MAXIMUM PERMITTED		I			
	Required/ Maximum	Existing	Proposed	Change	Variance
Dwelling Units Per Acre	N/A	N/A	NONE	NONE	NONE
Lot Building Coverage	60% × 52,545 SF= 31,527 SF	8,015 / 52,545 ×100 =15.253%	NONE	NONE	NONE
Building Height	35 FT	15'-5" +/-	NONE	NONE	NONE
Lot Surface Coverage	85% x 52,545 SF= 44,663 SF	27,415 / 52,545 ×100 =52,175%	NONE	NONE	NONE

	Required *	EXISTING
Standard Stalls	26	30
Handicapped Stalls	1	2
Total Stalls Required	27	32
AREA OR AS REQUIRED BY PL	<u>Ation Bay:</u> 1 per 160 square fe .anning Board = <u>Total =3 parking spaces re</u> (	

Note: 1.) ada parking required • 1 space per 1 to 25 parking spaces

# NOTES:

//

1. ALL EXISTING PARKING TO REMAIN, SEE APPROVED SITE PLAN DATED 5-10-99, LAST REVISED 6-20-04 AND APPROVED BY THE TOWN OF NEWBURGH PLANNING BOARD CHAIRMAN JOHN EWASUTYN 10-26-04.





554 TEMPLE HILL ROAD NEW WINDSOR, NY 12553 P: 845.565.0055 F: 845.565.6622 info@minutaarchitecture.com





PLANNING BOARD APPROVAL SECT: 61; BLK: 1; LOTS: 18 &19 – PB APP. No. 24-12 —

**m** dd Dispensary annabis 1- 18 & 19 ı Plank Rd '^whurdh, р Mr. F S.B. 217 Ú Date: 05.29.24 Revisions:

Drawn By: JR & RM

1 of 2

SIGNATURE

0.1 0.1 1.0 0.1 0.1 0.1 0.1 1.6 .2.8 .2.3 VXX/ 0.4 0.3 23 0.6 5.4 .2.8 0.2 11.7 \17.0 \9.3 0.5 0.0 0.0 9.0 5.0 0.6 .0.9 .0.7 0.0 0.0 7.9 6.0 4.4 4.9 2.9 2.1 4.3 0.0 0.0 0.0 ,2.3 ,2.7 ,2.1 .3.3 .5.4 5.2 4.0 1.5 0.1 0.2 0.4 0.9 ,2.3 ,3.1 1.5 1.0 0.8 0.7 0.0 .3.0 2.0 0.0 .3.2 0.6 0.6 4.7 ,2.7 0.6 0.5 0.0 0.0 0.1 0.3 0.6 1.2 1.5 1.1 0.6 0.7 0.0 0.1 0.3 0.6 1.4 0.0 3.5 1.8 1.2 0.6 0.0 0.0 0.1 0.1 0.3 .1.1 8.0 .0.7 1.2 0.8 .0.7 0.2 10.9 .0.1 .0.1 .0.2 .0.4 .0.8 1.4 0.9 0.8 0.1 0.1 0.2 0.2 0.5 4.1 .2.2 .1.2 .1.0 1.0 .5 5 .5 .7 0 .1.2 .1.0 0.3 0.0 0.1 0.4 0.6 1.1 0.0 8.0 0.0 0.0 10.0 0.0 10.0 .0.2 .0.2 .0.1 .0.4 .1.1 .3.5 8.0 0.0 0.0 .1.3 .1.1 .1.6 0.0 0.0 .0.2 .0.2 .0.3 .0.5 .0.9 .2.8 .4. 1.2 .2.1 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 1.4 1.1 .0.9 .1.4 .2.4 .0.3 .0.3 .0.4 .0.8 .1.1 .1.6 0.0 0.3 0.3 0.4 0.7 1.3 .3.2 .3.0 .2.7 .1.7 .1.1 .1.0 0.0 0.0 0.0 0.4 0.5 0.7 1.1 2.1 ,2.9 ,5.2 ,4.5 3.9 2.1 6.1 1.2 0.4 0.5 0.7 1.2 1.6 1.9 28 4.6 3.5 4.0 7.0 7.2 5.4 2.4 0.4 0.6 0.8 1.2 1.7 .2.4 9.0 11.4 7.0 4.8 5.8 .8.3 .14.2 .11.2 .17.8 0.6 0.7 1.0 1.4 2.1 3.5 6.0 1.1 1.6 2.5 0.8 .7.9 0.7 0.9 1.2 1.6 成4.1 0.4 0.4 0.5 0.6 0.6 .0.2 .0.2 .0.2 .0.2 .0.2 .0.1 .0.1 .0.1 .0.1 Site Lighting Plan L-1 Scale: 1" = 20'-0"









Call Before You Dig Wait The Required Time
 Confirm Utility Response Respect The Marks Dig With Care 800-962-7962 www.digsafelynewyork.com

