



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

PROJECT NAME:	FANA DEVELOPMENT LLC
PROJECT NO.:	26-22
PROJECT LOCATION:	SECTION 2, BLOCK 1, LOT 59.1
REVIEW DATE:	24 AUGUST 2026
MEETING DATE:	3 SEPTEMBER 2026
PROJECT REPRESENTATIVE:	MNTM ENGINEERING & LAND SURVEYING, P.C.

1. This is an initial appearance for a three-lot subdivision of a 10 +/- acre parcel of property.
2. Adjoiners Notices must be sent out.
3. The survey should be updated to depict the delineation flags for the wetlands on the site. The Environmental Resource Mapper identifies NYSDEC informational wetland in the vicinity of the project. During lead agency circulation NYSDEC will be included.
4. The Planning Board should consider declaring its intent for lead agency for the Unlisted Action. Project will require approvals from NYSDOT and NYSDEC.
5. Project must be submitted to County Planning as it is located on a State Highway.
6. Project will require coverage under the NYSDEC Construction Stormwater Permit for residential subdivision 1-5 acre disturbance. A SWPPP consisting of an erosion and sediment control must be prepared.
7. The EAF submitted identifies the project in the Chadwick Lake Critical Environmental Area. The project site is located north of the mapped Critical Environmental Area which stops at Mill Street. (Copy of the Critical Environmental Area Map is attached.)
8. Additional deep tests should be performed on Lot 3 and in the vicinity of the subsurface sanitary sewer disposal system. Two deep tests are provided however, one is located away from the proposed septic.
9. Check sanitary sewer disposal system design for Lot 3. Stabilize percolation rate of 21 to 30 minutes is identified. The absorption trench length should be 367 for the 4-bedroom house design identified.
10. Lot 1, test pit #2 identifies mottling at 21". The applicant's representatives are to evaluate whether usable soil for the shallow absorption trench exists. Detail requires 24" of usable soil

NEW YORK OFFICE

33 Airport Center Drive, Suite 202, New Windsor, NY 12553
845-567-3100 | F: 845-567-3232 | mheny@mhepc.com

PENNSYLVANIA OFFICE

111 Wheatfield Drive, Suite 1, Milford, PA 18337
570-296-2765 | F: 570-296-2767 | mhepa@mhepc.com

below the proposed laterals which are 6" into existing grade. A curtain drain to provide usable soil requires approval by the Orange County Health Department.

Respectfully submitted,

MHE Engineering, D.P.C.

A handwritten signature in blue ink that reads "Quinn Mullarkey". The signature is written in a cursive, flowing style.

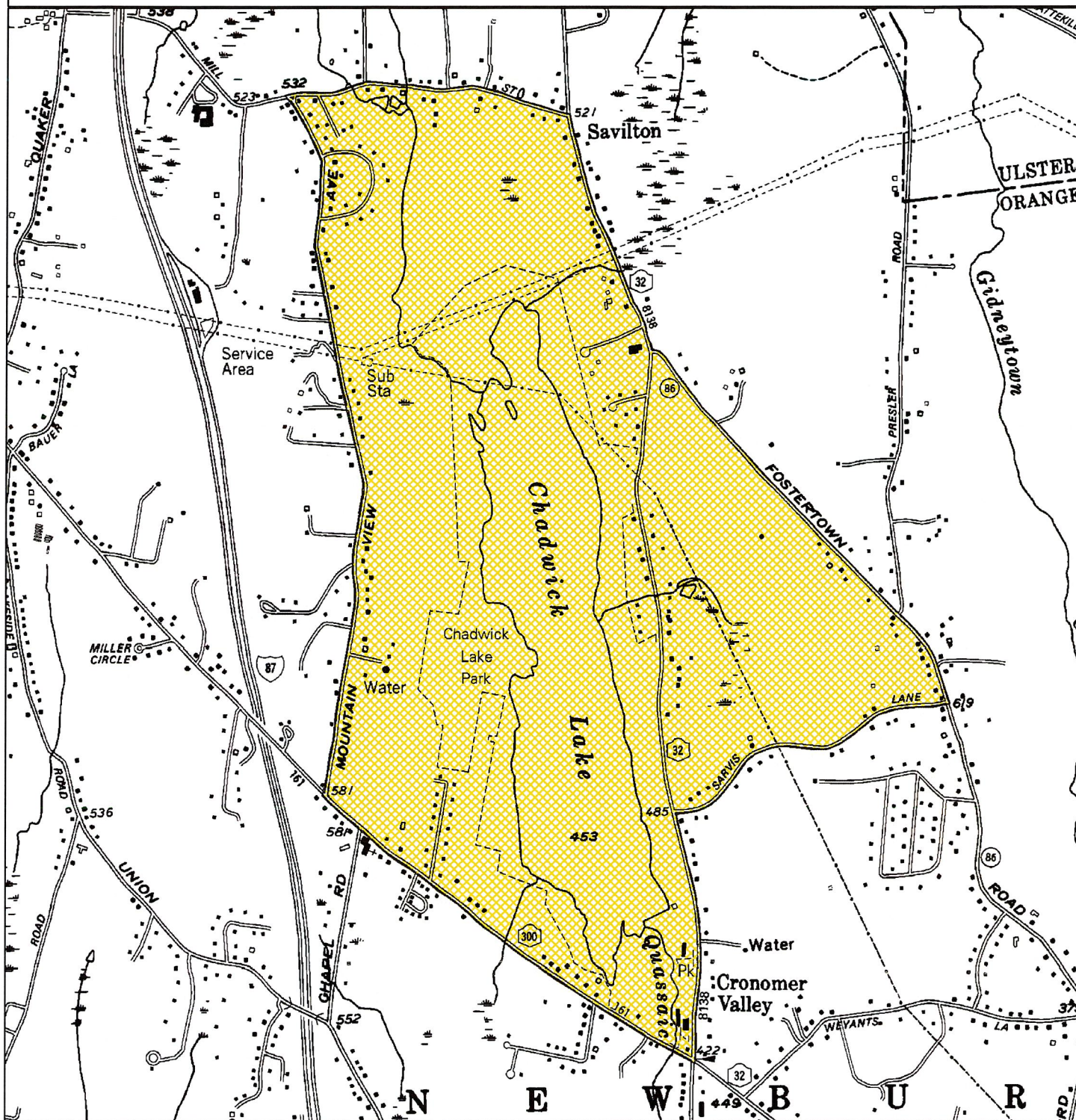
Quinn Mullarkey Freeman, P.E.
Senior Engineer

QMF/kmm

Chadwick Lake Reservoir Environs Critical Environmental Area (CEA)

Effective Date of Designation: 5-21-87

Designating Agency: Town of Newburgh



Legend

 Chadwick Lake Reservoir Environs CEA

0 1,000 2,000 4,000 6,000 Feet

1 inch equals 1,750 feet



Base Map: DOT 1:24,000 Planimetric Images

Disclaimer: This map was prepared by the New York State Department of Environmental Conservation using the most current data available. It is deemed accurate but is not guaranteed. NYS DEC is not responsible for any inaccuracies in the data. Please contact the designating authority for additional information regarding legal boundary descriptions.

Town of Newburgh Planning Board

Fana Development LLC (PB #26-22)

Link for Detailed Plans Lands of Fana Development:

<https://mhepc.egnyte.com/fl/m4rVgGcGQqjJ>

Lawrence J. Marshall, P.E.

Timothy J. Martz, L.S.

Zachary A. Peters, P.E.

Project Narrative

For

3-Lot Subdivision of Lands of Fana Development, LLC

NYS Route 32
Town of Newburgh, NY 12550

Prepared for:

Fana Development, LLC
26 Sillman Ave
Cornwall-On-Hudson, NY, 12520

Prepared by:

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



Lawrence Marshall, P.E.
PE 087107

Prepared:

August 4, 2026



I. Site Characteristics

A. Site Location

The project site is located on NYS Route 32, in the Town of Newburgh, Orange County, New York. The site consists of Town of Newburgh Tax Parcel: Section 2, Block 1, Lot 59.1 and contains ± 10.039 acres located in the RR zoning district. The project site is not located in, nor is it within 500-feet of an Orange County Agricultural District.

B. Existing Development & Conditions

The site is entirely wooded and slopes generally from the northwest towards the southeast. The site is encumbered by a wetland regulated by the Army Corps of Engineers (ACOE).

Runoff from the project site generally flows from the northwest towards the southeast and is generally in the form of sheet flow until it collects in the roadside swales along the easterly frontage of the property. Approximately half of the runoff from the site is tributary to a 24-inch RCP pipe which crosses NYS Route 32 and discharges to the east. The remainder of the runoff from the project site collects in the roadside swales and flows south along NYS Route 32. All runoff from the project site is eventually tributary to an unnamed stream located $>1,000$ feet from the project site and is tributary to Chadwick Lake.

According to the United States Department of Agriculture (USDA) National Cooperative Soil survey, the soils located on the development parcel are classified as Erie extremely stony soils and Alden extremely stony soils, both classified as Hydrologic Soil Group (HSG) "D" soils.

II. Proposed Development

A. Residential Subdivision

The proposed development involves a three (3) lot subdivision, creating two (2) new building lots. The proposed dwellings will be served by individual wells and subsurface sewage disposal systems. The resulting lot areas have been summarized in the following table:

Table 1: Lot Size Summary	
<u>Lot Number</u>	<u>Lot Area (Acres)</u>
1	2.096
2	2.020
3	5.923

Water Supply Requirements

All proposed lots are intended to be served by individual drilled wells. All proposed wells are to be bedrock wells yielding more than five (5) gallons per minute. All wells are to be constructed in accordance with the requirements of the New York State Department of Health (NYSDOH) Appendix 5-B, "Standards for Water Wells", Table 2. The overburden determined for this site most closely resembles Type 5. This type of overburden requires a 6" minimum casing firmly seated in rock. To mitigate the potential for water entering the wells at less than fifty (50) feet below grade, a minimum of fifty (50) feet of casing will be installed. Drill hole diameter shall be equal to the casing size plus 2" if grout is set using pressure placement, or the casing size plus 4" if grout is set using gravity placement.



B. Sewage Disposal Requirements

Each lot is intended to be served by individual proposed sewage disposal systems based on the requirements of the New York State Department of Health (NYSDOH) and the Orange County Department of Health (OCDOH). The Orange County Department of Health requires sewage disposal systems be designed for 110 gallons per day (gpd) per bedroom in accordance with NYSDOH Appendix 75-A.

Each of the proposed lots will be designed for a four (4) bedroom house (440 gpd). The detail sheet and plans will show the design and location of the proposed sewage disposal systems. The proposed sewage disposal systems will be designed as shallow absorption trench systems. Each design will include the preliminary area and the addition of a 50% expansion area in accordance with Orange County Department of Health (OCDOH) regulations.

The proposed systems will be designed based on the results of field testing completed by MNTM. A minimum of two (2) percolation tests and two (2) deep tests will be performed at each of the proposed sewage disposal system locations. Preliminary soils testing has been performed by MNTM on the site in July of 2025.

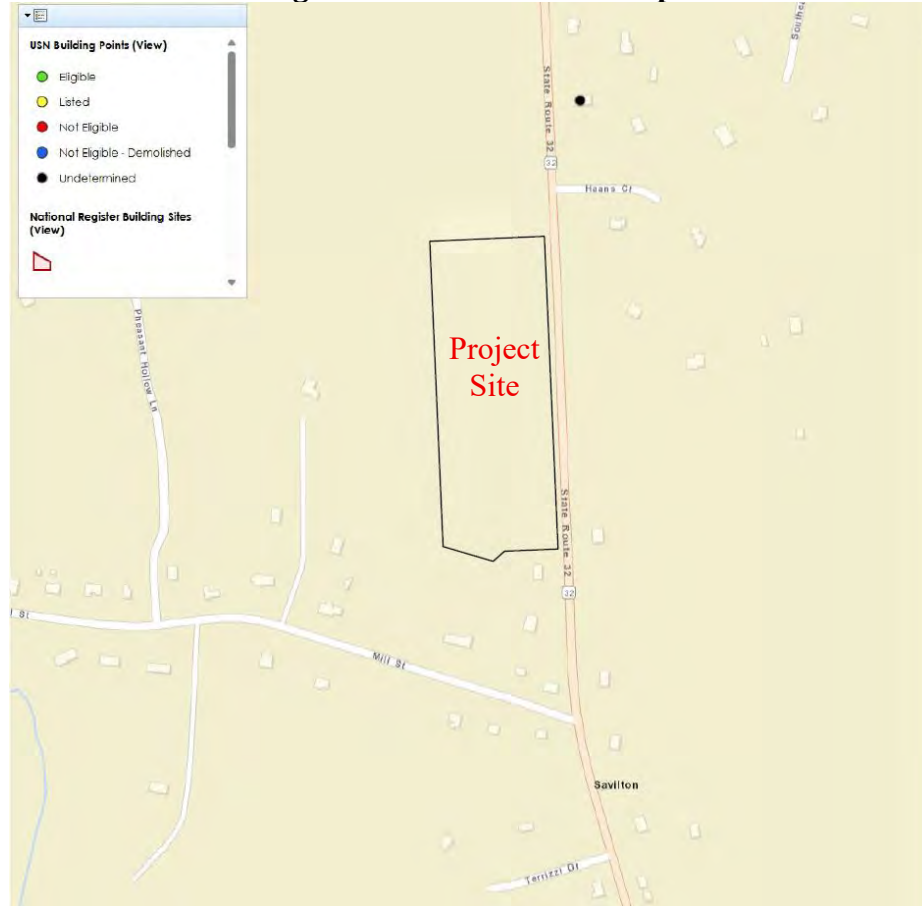
C. Archaeological Sensitive Areas:

Based upon a report generated by the NYSDEC EAF Mapper program, the project site does not contain, nor is it substantially contiguous to, a building, archaeological site, or district 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 (OPRHP) to be eligible for listing on the State Register of Historic Places.

The project site is not listed as either containing, or being substantially contiguous to, an area designated as sensitive for archaeological sites by the New York State Historic Preservation Office (SHPO).



Figure 1: CRIS Location Map



D. Threatened / Endangered Species:

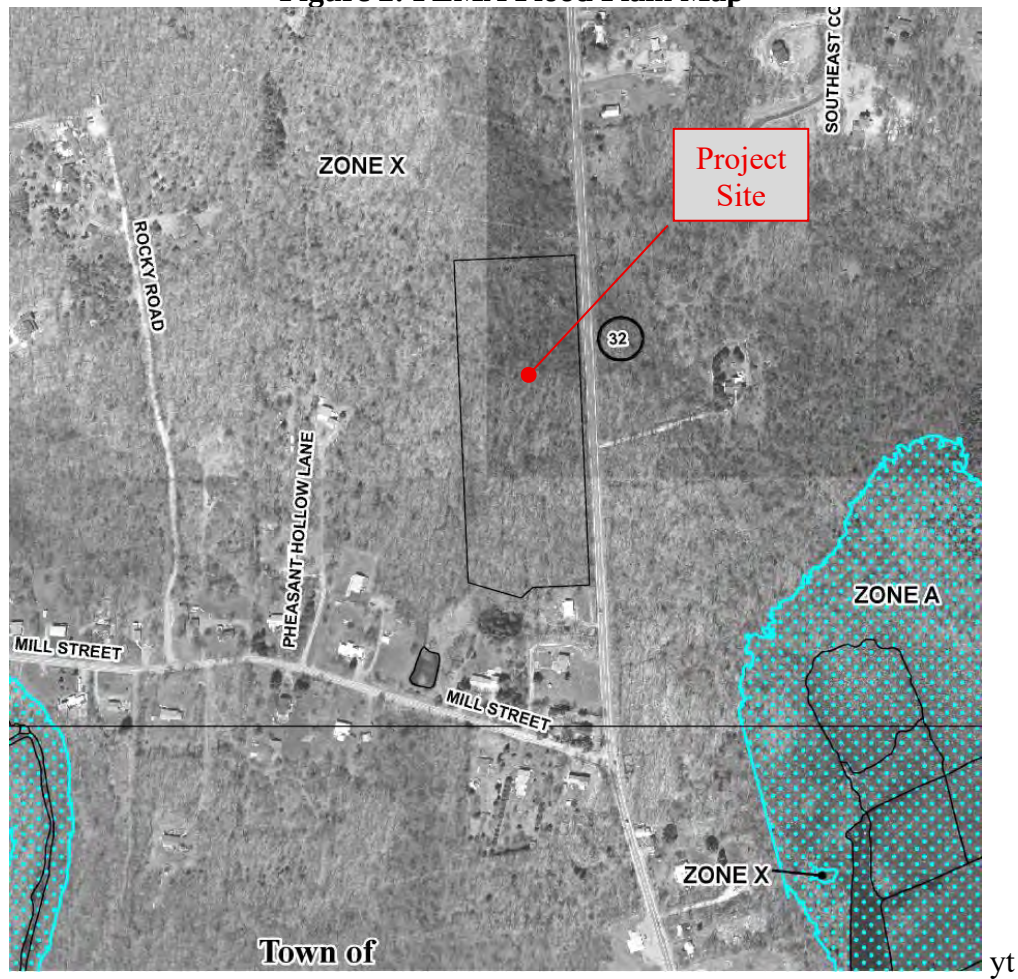
Based upon a report generated by the NYSDEC EAF Mapper program, the project site does not contain a species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered.

E. Flood Plains:

Based upon a review of the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Mapping, the project site is located in an area of minimal flood hazard (Zone X). A copy of the FEMA Flood Plain Map is included below:



Figure 2: FEMA Flood Plain Map



F. Wetlands:

Based on reviews of both the US Fish and Wildlife Service FWS mapper and the NYSDEC Environmental Resource Mapper, there are no state regulated wetlands on the project site.

As noted above, the project site is encumbered by wetlands under the jurisdiction of the Army Corps of Engineers (ACOE).



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

RETURN TO: Town of Newburgh Planning Board
21 Hudson Valley Professional Plaza
Newburgh, New York 12550

DATE RECEIVED: 8/17/2026 **TOWN FILE NO:** 25-21
(Application fee returnable with this application)

1. **Title of Subdivision/Site Plan (Project name):**
Subdivision of lands of Fana Development, LLC
2. **Owner of Lands to be reviewed:**
Name Fana Development, LLC (c/o Jeffrey Perry)
Address 26 Stillman Ave.
Cornwall-On-Hudson, NY 12520
Phone 845-325-0723
Email fanadevelopment@gmail.com
3. **Applicant Information (If different than owner):**
Name _____
Address _____

Representative _____
Phone _____
Email _____
4. **Subdivision/Site Plan prepared by:**
Name MNTM Engineering & Land Surveying, P.C. (c/o Lawrence Marshall, P.E.)
Address 45 Main Street - PO Box 166, Pine Bush, NY 12566

Phone 845-744-3620
Email lmarshall@mntm.co, rsmithem@mntm.co & office@mntm.co
5. **Location of lands to be reviewed:**
±1,000-feet north of the intersection of NYS Route 32 & Mill Street on the westerly side of NYS Route 32
6. **Zone** RR **Fire District** Plattekill Fire (FD033)
Acreage 10.00 **School District** Wallkill Central
7. **Tax Map: Section** 2 **Block** 1 **Lot** 59.1

8. Project Description and Purpose of Review:

Number of existing lots 1 Number of proposed lots 3
Lot line change _____
Site plan review _____
Clearing and grading _____
Other _____

PROVIDE A WRITTEN SINGLE PAGE DESCRIPTION OR NARRATIVE OF THE PROJECT

9. Easements or other restrictions on property:

(Describe generally) None known

10. The undersigned hereby requests approval by the Planning Board of the above identified application and scheduling for an appearance on an agenda:

Signature: Jeffrey Perry Title Owner
Print Name: Jeffrey Perry
Date: 8/4/26

NOTE: 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

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. ✓ Environmental Assessment Form As Required
2. ✓ Proxy Statement
3. ✓ Application Fees
4. ✓ 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 rejection of the application.

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

11. √ Surveyor's Certification
12. √ Surveyor's seal and signature
13. √ Name of adjoining owners
14. √ Wetlands and buffer zones with an appropriate note regarding D.E.C. or A.C.O.E. requirements
15. N/a Flood plain boundaries
16. √ Certified sewerage system design and placement by a Licensed Professional Engineer must be shown on plans in accordance with Local Law #1 1989
17. √ Metes and bounds of all lots
18. √ Name and width of adjacent streets; the road boundary is to be a minimum of 25 ft. from the physical center line of the street
19. N/a Show existing or proposed easements (note restrictions)
20. √ Right-of-way width and Rights of Access and Utility Placement
21. N/a Road profile and typical section (minimum traveled surface, excluding shoulders, is to be 18 ft. wide)
22. √ Lot area (in sq. ft. for each lot less than 2 acres)
23. √ Number of lots including residual lot
24. √ Show any existing waterways
25. N/a A 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. √ Show any improvements, i.e. drainage systems, water lines, sewer lines, etc.
28. √ Show all existing houses, accessory structures, wells and septic systems on and within 200 ft. of the parcel to be subdivided
29. √ Show topographical data with 2 ft. contours on initial submission

30. TBD Compliance with the Tree Preservation Ordinance Code Section

31. √ Indicate any reference to a previous subdivision, i.e. filed map number, date and previous lot number

32. N/a 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

33. √ Number of acres to be cleared or timber harvested

34. √ Estimated or known cubic yards of material to be excavated and removed from the site

35. √ Estimated or known cubic yards of fill required

36. √ The amount of grading expected or known to be required to bring the site to readiness

37. N/a Type and amount of site preparation which falls within the buffer strip of wetlands or within the Critical Environmental Area. Please explain in sq. ft. or cubic yards.

38. N/a Any amount of site preparation within a 100 year floodplain or any water course on the site. Please explain in sq. ft. or cubic yards.

39. √ List of property owners within 500 feet of all parcels to be developed (see attached statement).

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

By: _____
Licensed Professional -Signature

Print Name: _____

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.

Date Prepared: _____

STATEMENT TO APPLICANTS

RE: TOWN OF NEWBURGH CLEARING AND GRADING LAW

The Town of Newburgh Clearing and Grading Control Law Chapter 83 requires a separate permit 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 be exempt from the permit application, public hearing, fee and bonding requirements of the law provided 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 may be required to apply for a separated permit for your site preparation activities. A sediment and erosion control plan, SWPPP, 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
APPLICATION FOR CLEARING AND GRADING

Name of applicant: Fana Development, LLC (c/o Jeffrey Perry)

Name of owner on premises: Same as above

Address of owner: 26 Stillman Ave, Cornwall-On-Hudson, NY 12520

Telephone number of owner: 845-325-0723

Telephone number of applicant: _____

State whether applicant is owner, lessee, agent, architect, engineer or contractor:

Owner

Location of land on which proposed work will be done: _____

±1,000-feet north of the intersection of NYS Route 32 & Mill Street on the westerly side of NYS Route 32

Section: 2 **Block:** 1 **Lot:** 59.1 **Sub. Div.:** _____

Zoning District of Property: RR **Size of Lot:** 10.00

Area of lot to be cleared or graded: 2.00 acres

Proposed completion of date: 10/30/2028

EAF: Time of year limitations exist for Threatened and Endangered Species-

Identify Species & dates if applicable:

N/a

Name of contractor/agent, if different than owner: TBD

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:** 8/4/26

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, landscape consultant, traffic consultant), 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.

Town of Newburgh Code Chapter 104-2. Planning, Zoning and Building fees, Section E(2)(e) states: If the escrow account falls below 40% of the initial deposit, the Planning Board may, if recommended by the consulting engineer, planner or attorney, require that the applicant pay additional funds into the escrow account up to 75% of the initial deposit.



APPLICANT'S SIGNATURE

Jeffrey Perry

APPLICANT'S NAME-- PRINTED

8/4/26

DATE

PROXY

Fana Development, LLC
(c/o Jeffrey Perry)
(OWNER) _____, **DEPOSES AND SAYS THAT HE/SHE**

RESIDES AT 26 Stillman Ave, Cornwall-On-Hudson NY 12520

IN THE COUNTY OF Orange

AND STATE OF New York

AND THAT HE/SHE IS THE OWNER IN FEE OF:

Address: N/a

Section 2 **Block** 1 **Lot** 59.1

WHICH IS THE PREMISES DESCRIBED IN THE FOREGOING

APPLICATION AS DESCRIBED THEREIN TO THE TOWN OF NEWBURGH

PLANNING BOARD AND MNTM Engineering & Land Surveying, P.C.
and its employees **IS AUTHORIZED**

TO REPRESENT THEM AT MEETINGS OF SAID BOARD.

DATED: 8/4/26


OWNERS SIGNATURE

Jeffrey Perry
OWNERS NAME (printed)

**NAMES OF ADDITIONAL
REPRESENTATIVES**

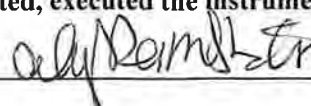
WITNESS' SIGNATURE

WITNESS' NAME (printed)

STATE OF NEW YORK)
)SS.:
COUNTY OF ORANGE)

On the 4 day of August, 2026, before me, the undersigned,
a Notary Public in and for said State, personally appeared, Jeffrey Perry,
personally known to me or proved to me on the basis of satisfactory evidence to be the
individual whose name is subscribed to the within instrument and acknowledged to me that he
executed the same in his capacity, and that by his signature on the instrument, the individual,
or the person upon behalf of which the individual acted, executed the instrument.

NOTARY PUBLIC


Alyssa M. Slater
Notary Public, State of New York
No. 02SL637288
Qualified in Orange County
Commission Expires July 2, 2027

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.

8/4/26
DATED


APPLICANT'S SIGNATURE

Jeffrey Perry
APPLICANT'S NAME - PRINTED

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:

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.

8/4/26
DATED

Fara Development LLC *[Signature]*
CORPORATE OR PARTNERSHIP APPLICANT

BY: Fara Development LLC Jeffery Perry
TITLE: Owner
PRINT: Fara Development LLC - Jeffery Perry

AGRICULTURAL NOTE

(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 () 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.

() 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: _____

_____ Fana Development, LLC - 26 Stillman Ave, Cornwall-On-Hudson NY 12520

Description of the proposed project: _____

Proposed 3-lot single-family residential subdivision

Location of the proposed project: _____

_____ ±1,000-feet north of the intersection of NYS Route 32 & Mill Street on the westerly side of NYS Route 32

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: _____

None

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

Jeffrey Perry

APPLICANT'S NAME - PRINTED

8/4/26

DATE

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. 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; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies that would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No." If the answer to the initial question is "Yes," complete the following sub-questions. If the answer to the initial question is "No," proceed to the next question. Section F allows the project sponsor to identify and attach additional information. Section G requires the name and signature of the applicant or project sponsor to verify the information in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Subdivision of Lands of Fana Development, LLC		
Project Location (describe and attach a general location map): ±1,000-feet north of the intersection of NYS Route 32 & Mill Street on the westerly side of NYS Route 32		
Brief Description of Proposed Action (include purpose or need): Proposed 3-Lot residential subdivision creating two (2) new Tax Parcels . Single-family dwellings intended to be constructed on all three (3) parcels.		
Name of Applicant/Sponsor: Fana Development, LLC (c/o Jeffery Perry)		Telephone: 845-325-0723
		E-Mail: fanadevelopment@gmail.com
Address: 26 Stillman Ave		
City/PO: Cornwall-on-Hudson	State: NY	Zip Code: 12520
Project Contact (if not same as sponsor; give name and title/role): Same as above		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:
Property Owner (if not same as sponsor):		Telephone:
		E-Mail:
Address:		
City/PO:	State:	Zip Code:

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)

Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, ☐ Yes ☒ No or Village Board of Trustees		
b. City, Town or Village ☒ Yes ☐ No Planning Board or Commission	Town of Newburgh Planning Board (Subdivision Approval)	August, 2026 (projected)
c. City, Town or ☐ Yes ☒ No Village Zoning Board of Appeals		
d. Other local agencies ☐ Yes ☒ No		
e. County agencies ☐ Yes ☒ No		
f. Regional agencies ☐ Yes ☒ No		
g. State agencies ☒ Yes ☐ No	NYSDOT - Driveway Entrances	August, 2026 (projected)
h. Federal agencies ☐ Yes ☒ No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area or the waterfront area of a Designated Inland Waterway?		☐ Yes ☒ No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		☐ Yes ☒ No
iii. Is the project site within a Coastal Erosion Hazard Area?		☐ Yes ☒ No

C. Planning and Zoning

C.1. Planning and zoning actions.

Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule, or regulation be the only approval(s) that must be granted to enable the proposed action to proceed? ☐ Yes ☒ No

- If Yes, complete sections C, F and G.
- If No, proceed to question C.2 and complete all remaining sections and questions in Part 1

C.2. Adopted land use plans.

a. Do any municipally adopted (city, town, village, or county) comprehensive land use plan(s) include the site where the proposed action would be located? ☒ Yes ☐ No

If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? ☐ Yes ☒ No

b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other)? ☐ Yes ☒ No

If Yes, identify the plan(s):

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan or an adopted municipal farmland protection plan? ☐ Yes ☒ No

If Yes, identify the plan(s):

d. Is the proposed action in a municipality with an adopted comprehensive or individual plan that addresses climate change? ☐ Yes ☒ No

If Yes, identify the elements of the plan that are relevant to the action:

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance? ☒ Yes ☐ No

If Yes, what is the zoning classification(s) including any applicable overlay district?

RR Zoning District

b. Is the use permitted or allowed by a special or conditional use permit? ☒ Yes ☐ No

c. Is a zoning change requested as part of the proposed action?

☐ Yes ☒ No

If Yes, what is the proposed new zoning for the site?

C.4. Existing community services.

a. In what school district is the project site located? Wallkill Central

b. What police or other public protection forces serve the project site?

Newburgh Police Department, NYS Troopers

c. Which fire protection and emergency medical services serve the project site?

Plattekill Fire - FD033

d. What parks serve the project site?

Chadwsick Lake Park, Cronomer Hill Park, Algonquin Park, Forest Park, Thomas Felten Community Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)?

Residential subdivision

b. a. Total acreage of the site of the proposed action? 10.004 acres

b. Total acreage to be physically disturbed? 2.0 acres

c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 10.004 acres

c. Is the proposed action an expansion of an existing project or use? ☐ Yes ☒ No

If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % Units:

d. Is the proposed action a subdivision, or does it include a subdivision?

☒ Yes ☐ No

If Yes,

i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)

residential subdivision

ii. Is a cluster/conservation layout proposed?

☐ Yes ☒ No

iii. Number of lots proposed? 3

iv. Minimum and maximum proposed lot sizes? Minimum 2.0 Maximum 5.9

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? ☐ Yes ☒ No

If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description):

ii. Describe how the proposed action would affect that waterbody or wetland, e.g., excavation, fill, placement of structures, or alteration of channels, banks, and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments?

☐ Yes ☐ No

If Yes, describe:

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation?

☐ Yes ☐ No

If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water?

☒ Yes ☐ No

If Yes:

i. Total anticipated water usage/demand per day: _____ 1,320 gallons/day

ii. Will the proposed action obtain water from an existing public water supply?

☐ Yes ☒ No

If Yes:

- Name of district or service area: _____
- Does the existing public water supply have capacity to serve the proposal? ☐ Yes ☐ No
- Is the project site in the existing district? ☐ Yes ☐ No
- Is expansion of the district needed? ☐ Yes ☐ No
- Do existing lines serve the project site? ☐ Yes ☐ No

iii. Will line extension within an existing district be necessary to supply the project?

☐ Yes ☐ No

If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site?

☐ Yes ☐ No

If, Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: 5 gallons/minute.

d. Will the proposed action generate liquid wastes?

☒ Yes ☐ No

If Yes:

i. Total anticipated liquid waste generation per day: ±1,320 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each):

sanitary wastewater ±1,320 gpd

iii. Will the proposed action use any existing public wastewater treatment facilities?

☐ Yes ☒ No

If Yes:

• Name of wastewater treatment plant to be used:

• Name of district:

• Does the existing wastewater treatment plant have capacity to serve the project?

☐ Yes ☐ No

• Is the project site in the existing district?

☐ Yes ☐ No

• Is expansion of the district needed?

☐ Yes ☐ No

• Do existing sewer lines serve the project site?

☐ Yes ☐ No

• Will a line extension within an existing district be necessary to serve the project?

☐ Yes ☐ No

If Yes:

• Describe extensions or capacity expansions proposed to serve this project:

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site?

☐ Yes ☒ No

If Yes:

• Applicant/sponsor for new district:

• Date application submitted or anticipated:

• What is the receiving water for the wastewater discharge?

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):

Proposed individual subsurface sewage disposal systems.

vi. Describe any plans or designs to capture, recycle or reuse liquid waste:

N/a

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e., sheet flow) during construction or post construction?

☒ Yes ☐ No

If Yes:

i. How much impervious surface will the project create in relation to total size of project parcel?

 Square feet or 0.30 acres (impervious surface)

 Square feet or 10.00 acres (parcel size)

ii. Describe types of new point sources. Proposed driveways and single family dwellings

iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water, or off-site surface waters)?

stormwater will continue to flow along established surface flow paths.

• If to surface waters, identify receiving water bodies or wetlands:

Site is tributary to an offsite unnamed class 'A' stream located ±975 feet from the project site.

• Will stormwater runoff flow to adjacent properties?

☒ Yes ☐ No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater?

☒ Yes ☐ No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional energy demand? ☐ Yes ☒ No
If Yes:
i. Estimate annual electricity demand during operation of the proposed action: _____
ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____
iii. Will the proposed action require a new, or an upgrade, to an existing substation? ☐ Yes ☐ No

l. Hours of operation. Answer all items which apply.
i. During Construction:
• Monday - Friday: 7:00 am - 7:00 pm
• Saturday: 7:00 am - 7:00 pm
• Sunday: 8:00 am - 12:00 pm
• Holidays: None
ii. During Operations:
• Monday - Friday: 24-Hours (residence)
• Saturday: 24-Hours (residence)
• Sunday: 24-Hours (residence)
• Holidays: 24-Hours (residence)

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? ☒ Yes ☐ No
If yes:
i. Provide details including sources, time of day and duration:
Limited noise during site construction (see construction hours of operation)
ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? ☒ Yes ☐ No
Describe: Minimal clearing of existing vegetation for proposed driveways, site grading, sewage disposal systems, and dwellings.

n. Will the proposed action have outdoor lighting? ☒ Yes ☐ No
If yes:
i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:
Entryway lighting consistent with single-family housing.
ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? ☒ Yes ☐ No
Describe: Minimal clearing of existing vegetation for proposed driveways, site grading, sewage disposal systems, and dwellings.

o. Does the proposed action have the potential to produce odors for more than one hour per day? ☐ Yes ☒ No
If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? ☐ Yes ☒ No
If Yes:
i. Product(s) to be stored _____
ii. Volume(s) _____ per unit time _____ (e.g., month, year)
iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticide) during construction or operation? ☐ Yes ☒ No
If Yes:
i. Describe proposed treatment(s): _____
ii. Will the proposed action use Integrated Pest Management Practices? ☐ Yes ☒ No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? ☐ Yes ☒ No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction:

- Operation:

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction:

- Operation:

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☒ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☒ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled, or managed at facility: _____

ii. Generally describe processes or activities involving hazardous wastes or constituents:

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling, or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility?

☐ Yes ☒ No

If Yes: provide name and location of facility: _____

If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

- ☐ Urban ☐ Industrial ☐ Commercial ☒ Residential (suburban) ☒ Rural (non-farm)
☒ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify):

ii. If mix of uses, generally describe:

b. Land uses and cover types on the project site.

Land use or Cover type	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces (total)			
• Industrial or manufacturing			
• Commercial			
• Residential	0.00	0.30	+0.30
• Forested	5.01	3.25	-1.76
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	0.02	1.48	+1.46
• Agricultural (includes active orchards, field, greenhouse, etc.)			
• Surface water features (lakes, ponds, streams, rivers, etc.)			
• Wetlands (freshwater or tidal)	5.00	5.00	0.0
• Non-vegetated (bare rock, earth, or fill)			
• Other, Describe: _____			

c. Is the project site presently used by members of the community for public recreation? ☐ Yes ☒ No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? ☐ Yes ☒ No
If Yes,
i. Identify facilities: _____

e. Does the project site contain an existing dam? ☐ Yes ☒ No
If Yes:
i. Dimensions of the dam and impoundment:
• Dam height: _____ feet
• Dam length: _____ feet
• Surface area: _____ acres
• Volume impounded: _____ gallons OR acre-feet
ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property that is now, or was at one time, used as a solid waste management facility? ☐ Yes ☒ No
If Yes:
i. Has the facility been formally closed? ☐ Yes ☒ No
• If Yes, cite sources/documentation: _____
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____
iii. Describe any development constraints due to the prior solid waste activities: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? ☐ Yes ☒ No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? ☐ Yes ☒ No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: ☐ Yes ☒ No
☐ Yes – Spills Incidents database Provide DEC ID number(s): _____
☐ Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
☐ Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____
iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? ☐ Yes ☒ No
If Yes, provide DEC ID number(s): _____
iv. If Yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? ☐ Yes ☒ No	
• If Yes, DEC site ID number: _____ • Describe the type of institutional control (e.g., deed restriction or easement): _____ • Describe any use limitations: _____ • Describe any engineering controls: _____ • Will the project affect the institutional or engineering controls in place? ☐ Yes ☐ No • Explain: _____	
E.2. Natural Resources On or Near Project Site	
a. What is the average depth to bedrock on the project site? <u>>6</u> feet	
b. Are there bedrock outcroppings on the project site? ☐ Yes ☒ No	
If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %	
c. Predominant soil type(s) present on project site:	
Erie extremely stony soils	67.0 %
Alden extremely stony soils	33.0 %
_____	_____ %
d. What is the average depth to the water table on the project site? Average: <u>±3</u> feet	
e. Drainage status of project site soils: ☐ Well Drained: _____ % of site	
☒ Moderately Well Drained: <u>67.0</u> % of site	
☒ Poorly Drained: <u>33.0</u> % of site	
f. Approximate proportion of proposed action site with slopes:	
☒ 0-10%:	<u>92</u> % of site
☒ 10-15%:	<u>6</u> % of site
☒ 15% or greater:	<u>2</u> % of site
g. Are there any unique geologic features on the project site? ☐ Yes ☒ No	
If Yes, describe: _____	
h. Surface water features.	
i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds, or lakes)? ☒ Yes ☐ No	
ii. Do any wetlands or other waterbodies adjoin the project site? ☒ Yes ☐ No	
If Yes to either i or ii, continue. If No, skip to E.2.i.	
iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? ☒ Yes ☐ No	
iv. For each identified regulated wetland and waterbody on the project site, provide the following information:	
• Streams: Name <u>862-232</u>	Classification _____
• Lakes or Ponds: Name _____	Classification _____
• Wetlands: Name <u>Federal Waters, Federal Waters</u>	Approximate Size <u>±9.1 acres (±5.0 acres onsite)</u>
• Wetland No. (if regulated by DEC) _____	
v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? ☐ Yes ☒ No	
If Yes, name of impaired water body/bodies and basis for listing as impaired: _____	
i. Is the project site in a designated Floodway? ☐ Yes ☒ No	
j. Is the project site in the 100-year Floodplain? ☐ Yes ☒ No	
k. Is the project site in the 500-year Floodplain? ☐ Yes ☒ No	
l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? ☐ Yes ☒ No	
If Yes:	
i. Name of aquifer: _____	

m. Identify the predominant wildlife species that occupy or use the project site:		
whitetail deer _____ Cotton tail rabbit _____	Raccoon _____ Striped Skunk _____ Various Amphibians & Reptiles _____	Grey Squirrel _____ Opossum _____ Various Birds _____

n. Does the project site contain a designated significant natural community? ☐ Yes ☒ No
 If Yes:

i. Describe the habitat/community (composition, function, and basis for designation): _____

 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:

- Currently: _____ acres
- Following completion of project as proposed: _____ acres
- Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? ☐ Yes ☒ No
 If Yes:

i. Species and listing (endangered or threatened): _____

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? ☐ Yes ☒ No
 If Yes:

i. Species and listing: _____

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? ☐ Yes ☒ No
 If Yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? ☐ Yes ☒ No
 If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? ☐ Yes ☒ No
 i. If Yes: acreage(s) on project site? _____
 ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? ☐ Yes ☒ No
 If Yes:

i. Nature of the natural landmark: ☐ Biological Community ☐ Geological Feature
 ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? ☒ Yes ☐ No
 If Yes:

i. CEA name: Project site located ±420-feet north of the Chadwick Lake Reservoir Environs CEA
 ii. Basis for designation: Development threat to public health
 iii. Designating agency and date: Agency: Newburgh. Town of. Date: 5-21-87

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NY State Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? ☐ Yes ☒ No

If Yes:

i. Nature of historic/archaeological resource: ☐ Archaeological Site ☐ Historic Building or District

ii. Name: _____

iii. Brief description of attributes on which listing is based: _____

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the New York State Historic Preservation Office (SHPO) archaeological site inventory? ☐ Yes ☒ No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? ☐ Yes ☒ No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic, or aesthetic resource? ☐ Yes ☒ No

If Yes:

i. Identify resource: _____

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail, or scenic byway, etc.): _____

iii. Distance between project and resource: _____ miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? ☐ Yes ☒ No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6 NYCRR Part 666? ☐ Yes ☒ No

E.4. Disadvantaged Communities Designated Pursuant to ECL Article 75

a. Is the project located within, or within 1/2 mile of, a disadvantaged community? ☒ Yes ☐ No

If No, could impacts (see examples below in E.4.b) from the project affect a disadvantaged community? ☐ Yes ☒ No

If Yes to either question in E.4.a, answer the remaining questions in this section.

b. Will there be direct or indirect impacts that may affect a disadvantaged community, such as those listed below? ☒ Yes ☐ No

i. new noise sources or expansions/modification of existing noise sources;

- noise from operational sources
- noise from construction activities

ii. emissions of air pollutants including, mobile emissions;

iii. wastewater discharges;

iv. generation of odors;

v. light pollution;

vi. new or modified radiation sources;

vii. new or modified sources of solid waste generation, management, or disposal.

If Yes, describe the impacts: minimal impacts caused by the construction and occupation of three (3) single family dwellings.

c. Do any of the State agency approvals identified in question B.g include any of the following DEC permits?

State Pollutant Discharge Elimination System (SPDES)	☐ Yes	☒ No
Solid Waste Management Facility	☐ Yes	☒ No
Hazardous Waste Management Facility	☐ Yes	☒ No
Air Pollution Control (Title V or Air State Facility)	☐ Yes	☒ No
Water Withdrawal over 20 MGD for Cooling Water	☐ Yes	☒ No
Waste Transporter	☐ Yes	☒ No

E.5 Future Physical Climate Risks

Will the proposed action be vulnerable to the following future physical climate risks under current or projected future conditions:

- a. Is the proposed action vulnerable to damage from a projected 100-year flood? ☐ Yes ☒ No
b. Is the proposed action vulnerable to damage from a projected 500-year flood? ☐ Yes ☒ No
c. Is the proposed action in an area potentially affected by sea level rise? ☐ Yes ☒ No

d. Will the proposed action increase the vulnerability of human or ecological communities to the following:

- i. drought? ☐ Yes ☒ No
ii. temperature extremes (hot or cold)? ☐ Yes ☒ No
iii. extreme storms, including high winds? ☐ Yes ☒ No
iv. landslides? ☐ Yes ☒ No
v. coastal erosion? ☐ Yes ☒ No
vi. stormwater flooding? ☐ Yes ☒ No
vii. other climate or weather hazards? ☐ Yes ☒ No If Yes, describe: _____

F. Additional Information

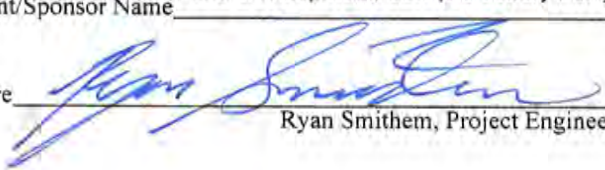
Attach any additional information which may be needed to clarify your project.

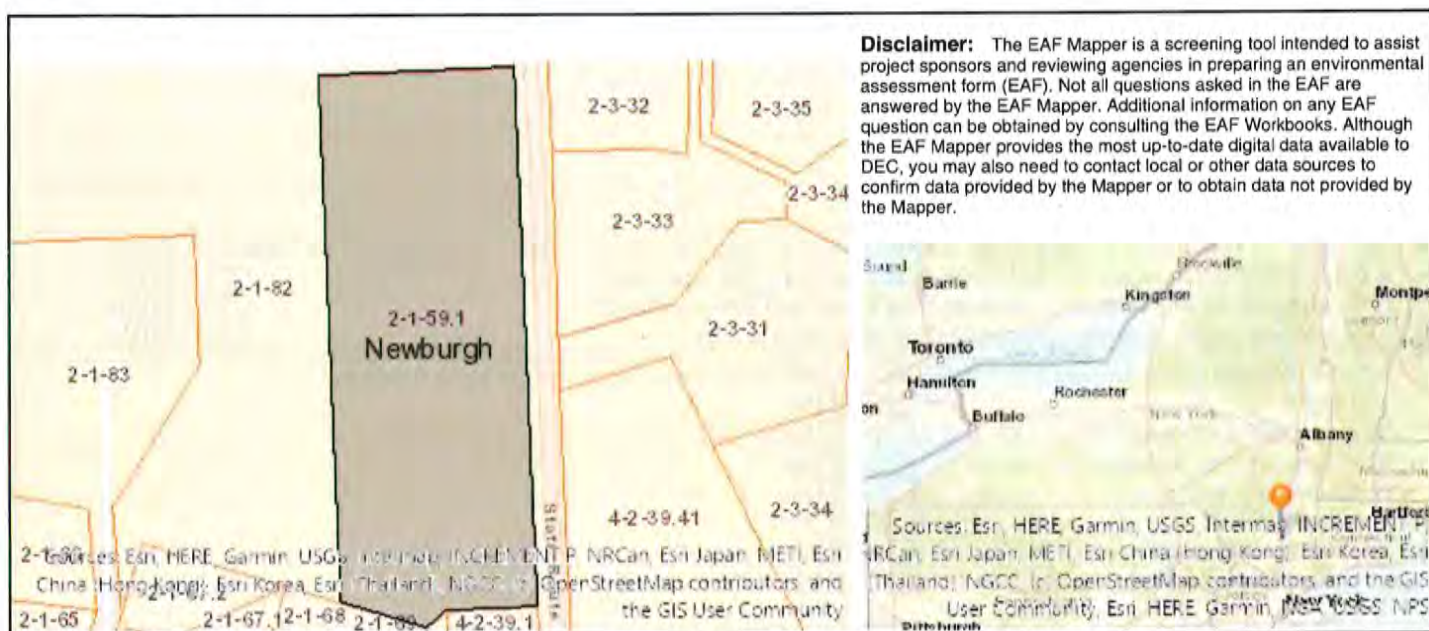
If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name Fana Development, LLC (c/o Jeffery Perry) Date _____

Signature  Title Owner
Ryan Smithem, Project Engineer



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
E.2.h.ii [Surface Water Features]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local, New York State, and federal wetlands and waterbodies is known to be incomplete. Refer to the EAF Workbook.
E.2.h.iv [Surface Water Features - Stream Name]	862-232
E.2.h.iv [Surface Water Features - Stream Classification]	A
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No

E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	No
E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	Yes
E.3.d [Critical Environmental Area - Name]	Chadwick Lake Reservoir
E.3.d.ii [Critical Environmental Area - Reason]	Development threat to public health
E.3.d.iii [Critical Environmental Area – Date and Agency]	Agency:Newburgh, Town of, Date:5-21-87
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No
E.4.a [Disadvantaged Community]	Yes