

TOWN OF NEWBURGH

____Crossroads of the Northeast____ ZONING BOARD OF APPEALS 21 Hudson Valley Professional Plaza Newburgh, NY 12550

OFFICE OF ZONING BOARD	
TELEPHONE 845-566-4901	
FAX LINE 845-564-7802	APPLICATION
	DATED: _8/28/23
TO: THE ZONING BOARD OF AP THE TOWN OF NEWBURGH,	
I (WE) SUNOCO	PRESENTLY
RESIDING AT NUMBER1900 DALROCK	K ROAD ROWLETT TX 75088
TELEPHONE NUMBER 469 298 1594	
HEREBY MAKE APPLICATION TO	THE ZONING BOARD OF APPEALS FOR THE FOLLOWING:
U	JSE VARIANCE
x	AREA VARIANCE (S)
П	NTERPRETATION OF THE ORDINANCE
S	SPECIAL PERMIT
1. LOCATION OF THE PROPER	TY:
84-2-2	(TAX MAP DESIGNATION)
5004 ROUTE 9W	(STREET ADDRESS)
В	(ZONING DISTRICT)
	G LAW APPLICABLE, (INDICATE THE SECTION AND SUBAW APPLICABLE BY NUMBER; DO NOT QUOTE THE LAW).

3.	IF VA	RIANCE TO THE ZONING LAW IS REQUESTED:	
	a)	APPEAL IS MADE FROM DISAPPROVAL BY THE TOWN BUILDING BUILDING PERMIT APPLICATION. SEE ACCOMPANYING NOTION 8/15/23	
	b)	OR DENIAL (REFERRAL) BY THE PLANNING BOARD OF THE TOF AN APPLICATION TO THE BOARD, SEE ACCOMPANYING N	
4.	DESC	RIPTION OF VARIANCE SOUGHT: AREA VARIANCE FOR SIGNAGE	
5.		USE VARIANCE IS REQUESTED: STRICT APPLICATION OF THE Z UCE UNNECESSARY HARDSHIP IN THAT:	ONING LAW WOULD
	a)	UNDER APPLICABLE ZONING REGULATIONS THE APPLICANT ALL ECONOMIC USE OR BENEFIT FROM THE PROPERTY IN QU	
		(ATTACH WITH THIS APPLICATION COMPETENT FINANCIAESTABLISHING SUCH DEPRIVATION)	AL EVIDENCE
	b)	THE HARDSHIP IS UNIQUE AND DOES NOT APPLY TO A SUBSTOF THE DISTRICT OR NEIGHBORHOOD BECAUSE:	CANTIAL PORTION
	c)	THE VARIANCE WOULD NOT ALTER THE ESSENTIAL CHARAC NEIGHBORHOOD BECAUSE:	TER OF THE
	d)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE:	

6.	IF AN	AREA VARIANCE IS REQUESTED:	
	a)	THE VARIANCE WILL NOT PRODUCE AN UNDESIRABLE CHAN CHARACTER OF THE NEIGHBORHOOD OR A DETRIMENT TO N BECAUSE:	
		THE UPDATED SIGNAGE WILL NOT HAVE AN UNDESIRABLE CHANGE ON THE CHARACTER OF THE NEIG MAKE A POSITIVE CHANGE BY IMPROVING THE APPEARANCE OF THE PROPERTY. THERE WILL BE NO D COMMUNITY OR NEIGHBORHOOD.	
	b)	THE BENEFIT SOUGHT BY THE APPLICANT CAN NOT BE ACHI METHOD, FEASIBLE FOR THE APPLICANT TO PURSUE, OTHER VARIANCE, BECAUSE: RELIEF VIA VARIANCE FOR UPDATED SIGNAGE IS REQUIRED BY LOCAL ORDINANCES.	
	c)	THE REQUESTED AREA VARIANCE IS NOT SUBSTANTIAL BEC THE REQUESTED RELIEF IS NOT SUBSTANTIAL. THE NEW SIGN PROPOSAL IS LESS IN QUANTITY AND S CURRENTLY EXISTING; AND THE DESIGN IS ATTRACTIVE AND SUBDUED IN COLOR AND PATTERN.	
	d)	THE PROPOSED VARIANCE WILL NOT HAVE AN ADVERSE EFF THE PHYSICAL OR ENVIRONMENTAL CONDITIONS IN THE NE DISTRICT BECAUSE: THERE WILL BE NO ADVERSE EFFECT ON PHYSICAL OR ENVIRONMENTAL CONDITIONS. NEW SIGNAGE SUBSTANCE POLLUTION OF ANY KIND.	IGHBORHOOD OR
	e)	THE HARDSHIP HAS NOT BEEN SELF-CREATED BECAUSE: THE DIFFICULTY IS NOT SELF-CREATED; IT IS A RESULT OF CODE RESTRICTIONS ON AN EXISTING LOCA	TION.
7.	ADDIT	TONAL REASONS (IF PERTINENT):	

Men Mafus PETITIONER (S) SIGNATURE

STATE OF	NEW Y	ORK.	COUNTY	OF	ORANGE:

SWORN TO THIS

DAY OF Splember

20 23

NOTARY PUBLI

Commonwealth of Pennsylvania - Notary Seal Mary F. Dittbrenner, Notary Public Chester County My commission expires August 11, 2024

Commission number 1179517

Member, Pennsylvania Association of Notarios

NOTE: NYS GML Section 239-m (3) for proposed actions that are within 500 feet of the properties or thresholds listed in the statute the Zoning Board of Appeals is required to send a copy of the complete application to the Orange County Department of Planning to be reviewed prior to Zoning Board of Appeals decision. And also NYS GML Section 239-NN requires notification for any proposed actions, to the Municipal Clerk, within 500 feet of the Border of that adjoining County, Town or City.

(ALL MATERIALS REGARDING THE APPLICATION MUST BE SUBMITTED TO THE ZONING BOARD OFFICE FOR REVIEW NO LATER THAN 13 DAYS PRIOR TO THE HEARING DATE OR THEY MAY NOT BE CONSIDERED THE NIGHT OF THE MEETING).

(NOTE: BOARD MEMBERS MAKE SITE VISITS TO ALL THE PROPERTIES)

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.

Name of Applicant or Sponsor: KAREN GREENLEE Address: 251 BOOT ROAD City/PO: DOWNINGTOWN 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2. 2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: TOWN OF NEWBURGH SIGN PERMIT 3. a. Total acreage of the site of the proposed action? b. Total acreage of the site of the proposed action? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? Telephone: 610 518 5881 x106 E-Mail: KGREENLEE@PROSIGN.NET Zip Code: pA 19335 NO YES NO YES NO YES 1 O acres 1 O acres 1 O acres	Part 1 - Project and Sponsor Information		
SUNCCO SIGNAGE UPDATE AND REFRESH Project Location (describe, and attach a location map): 5004 ROUTE 9W Brief Description of Proposed Action: REPLACEMENT FACES IN EXISTING FREESTANDING MAIN IDENTIFICATION SIGN NEW SIGNAGE AND FASCIA ON EXISTING FUEL CANOPY NEW MALL SIGN ON FASCIA ON EXISTING FUEL CANOPY NEW WALL SIGN ON FASCIA ON EXISTING FUEL CANOPY NEW WALL SIGN ON EXISTING STORE Telephone: 610 518 5881 x106			
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DOWNINGTOWN PA 19335			
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		al Residential (subur	ban)
		•	/
Parkland		ony).	

5.	5. Is the proposed action,		NO	YES	N/A
	a. A permitted use under the zoning regulations?		V	П	
	b. Consistent with the adopted comprehensive pla	n?		✓	
6.	6. Is the proposed action consistent with the predomina	ant character of the existing built or natural landscape?		NO	YES
	o. Is the proposed detion consistent with the predomina	ant character of the existing built of hatural landscape?			V
7.	7. Is the site of the proposed action located in, or does	it adjoin, a state listed Critical Environmental Area?		NO	YES
If	If Yes, identify:			✓	
-				NO	YES
8.	8. a. Will the proposed action result in a substantial in	ncrease in traffic above present levels?		7	
	b. Are public transportation services available at o	or near the site of the proposed action?		<u>\</u>	
	action?	routes available on or near the site of the proposed		V	
9.	9. Does the proposed action meet or exceed the state er	nergy code requirements?		NO	YES
	If the proposed action will exceed requirements, describe				
10	10. Will the proposed action connect to an existing publi	c/private water supply?		NO	YES
ACT	If No, describe method for providing potable CTION WILL NOT AFFECT THE WATER SUPPLY (SIGNS ON			√	
11	11. Will the proposed action connect to existing wastew	ater utilities?		NO	YES
ı	If No, describe method for providing wastewate	r treatment:			
ACT	CTION WILL NOT AFFECT THE WATER SUPPLY (SIGNS ONI	_Y)		√	
12.	2. a. Does the project site contain, or is it substantially of	contiguous to, a building, archaeological site, or district		NO	YES
Co	which is listed on the National or State Register of Histor Commissioner of the NYS Office of Parks, Recreation an State Register of Historic Places?			✓	
arc	b. Is the project site, or any portion of it, located in our chaeological sites on the NY State Historic Preservation	Office (SHPO) archaeological site inventory?		✓	
13.	 a. Does any portion of the site of the proposed action wetlands or other waterbodies regulated by a federal, 			NO	YES
	b. Would the proposed action physically alter, or end	croach into, any existing wetland or waterbody?		V	片
If	f Yes, identify the wetland or waterbody and extent of al	terations in square feet or acres:			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
Shoreline Forest Agricultural/grasslands Early mid-successional		
☐ Wetland ☑ Urban ☑ Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	\checkmark	
16. Is the project site located in the 100-year flood plan?	NO	YES
		✓
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES
If Yes,	✓	
a. Will storm water discharges flow to adjacent properties?	\checkmark	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	✓	
18. Does the proposed action include construction or other activities that would result in the impoundment of water	NO	YES
or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:		
are too, employed and size of the impoundment.	\checkmark	
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:		П
	$ \checkmark $	Ш
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or	NO	YES
completed) for hazardous waste? If Yes, describe:		
	$ \checkmark $	Ш
A CEDEVIN MAN AT MAN AND DAY AND DAY AND DAY AND		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE MY KNOWLEDGE	STOF	
Applicant/sponsor/name: KAREN GREENLEE Date: 8/28/23		
Signature:Title: PERMIT EXPEDITER		

TOWN OF NEWBURGH ZONING BOARD OF APPEALS

PROXY

Megan Mayhew	, DEPOSES AND SAYS THAT
HE/SHE RESIDES AT 26 Speach	Lue Berwyn, PA 19312
IN THE COUNTY OF <u>Chester</u>	_ AND STATE OF _ Pennsylvania_
AND THAT HE/SHE IS THE OWNER I	
WHICH IS THE PREMISES DESCRIBE	ED IN THE FOREGOING APPLICA-
TION AND THAT HE/SHE HAS AUTH	ORIZED PRO SIGNS
TO MAKE THE FOREGOING APPLICA	ATION AS DESCRIBED THEREIN.
DATED: 9/11/23	leg Marfer
	OWNER'S SIGNATURE
WITNESS' SIGNATURE	
STATE OF NEW YORK: COUNTY OF C	ORANGE:
	NOTARY PUBLIC
	Commonwealth of Pennsylvania - Notary Seal Mary F. Dittbrenner, Notary Public Chester County My commission expires August 11, 2024 Commission number 1179517

Member, Pennsylvania Association of Notaries











ORANGE COUNTY - STATE OF NEW YORK ANN G. RABBITT, COUNTY CLERK

255 MAIN STREET **GOSHEN, NEW YORK 10924**

COUNTY CLERK'S RECORDING PAGE ***THIS PAGE IS PART OF THE DOCUMENT - DO NOT DETACH***



BOOK/PAGE: 13884 / 246 INSTRUMENT #: 20150026859

Receipt#: 1928056

Clerk: MG

Rec Date: 04/24/2015 11:58:58 AM

Doc Grp: D Descrip: DEED C

Num Pgs: 9

Rec'd Frm: FIRST AMERICAN TITLE INS CO

SUNOCO INC Party1: SUNOCO LLC Party2:

Town:

NEWBURGH (TN)

Recording:

Recording Fee	65.00
Cultural Ed	14.25
Records Management - Coun	1.00
Records Management - Stat	4.75
TP584	5.00
RP5217 All others - State	241.00
RP5217 - County	9.00
Sub Total:	340.00
Thancfor Tay	

Transfer Tax Transfer Tax - State 0.00

Sub Total:

0.00

340.00 Total: **** NOTICE: THIS IS NOT A BILL ****

***** Transfer Tax ***** Transfer Tax #: 6012 Commercial Transfer Tax Consideration: 0.00

Total:

0.00

Payment Type: Check Cash ____ Charge ___ No Fee ___ Comment:

Ann G. Rabbitt Orange County Clerk

Chy G. Ralbert

Record and Return To:

SUNOCO LLC 10 INDUSTRIAL HIGHWAY BLDG G LESTER, PA 19029

BARGAIN AND SALE DEED

THIS INDENTURE, made as of June 1, 2014

BETWEEN

SUNOCO, INC. (**R&M**), a Pennsylvania corporation, f/k/a Sun Refining and Marketing Company, whose address is 1735 Market Street, Suite LL, Philadelphia, PA 19103,

party of the first part, and

SUNOCO, LLC, a Delaware limited liability company, whose address is 1735 Market Street, Suite LL, Philadelphia, PA 19103,

party of the second part,

WITNESSETH, the party of the first part, in consideration of Ten and no/100 Dollars (\$10.00), lawful money of the United States, paid by the party of the second part, and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, does hereby grant and release unto the party of the second part, the heirs or successors and assigns of the party of the second part forever,

ALL that certain plot, piece or parcel of land, with the buildings and improvements thereon erected, situate, lying and being in the Town of Newburgh, County of Orange and State of New York located with a Tax Map ID# 110-5-1.11 being commonly known as 5004 Route 9 West and being more particularly bounded and described in <u>Exhibit A</u> annexed (collectively, the "premises"),

TOGETHER with all right, title and interest, if any, of the party of the first part in and to any streets and roads abutting the above described premises to the center lines thereof,

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises,

SUBJECT TO all easements and encumbrances of record.

TO HAVE AND TO HOLD the premises herein granted unto the party of the second part, the heirs or successors and assigns of the party of the second part forever.

AND the party of the first part, in compliance with Section 13 of the Lien Law, covenants that the party of the first part will receive the consideration for this conveyance and will hold the right to receive such consideration as a trust fund to be applied first for the purpose of paying the cost of the improvement and will apply the same first to the payment of the cost of the improvement before using any part of the total of the same for any other purpose.

The word "party" shall be construed as if it read "parties" whenever the sense of this indenture so requires.

BEING and intended to be the same premises conveyed to the party of the first part by deed from (i) Mary Powell Ramsdell Scott, The Columbus Trust Company, Newburgh, New York, and Homer Ramsdell, dated December 18, 1962 and recorded in the Office of the Clerk of Orange County at Liber 1751 Page 68, (ii) Frances R. Millard, Mary Powell Ramsdell Scott, Maud R. Beal, Gifford Reynolds Beal, William Reynolds Beal, Margaret M. Niering, James P. R. Millard, William R. Odell, Benjamin B. Odell, Pauline Odell Mathewson, Lynda Odell Gardner, Josephine Odell Hartman and Mary I. Van Cleef, dated December 18, 1962 and recorded in the Office of the Clerk of Orange County at Liber 1751 Page 75; (iii) Frances R. Millard, Mary Powell Ramsdell Scott, Maud R. Beal, Gifford Reynolds Beal, William Reynolds Beal, Margaret M. Niering, James P. R. Millard, Pauline R. Odell, Benjamin B. Odell, Pauline Odell Mathewson, Lynda Odell Gardner, Josephine Odell Hartman, and Mary I. Van Cleef, dated December 19, 1962 and recorded in the Office of the County Clerk for Orange County at Liber 1635 Page 899; and (iv) Mary Powell Ramsdell Scott, The Columbus Trust Company, Newburgh, New York, and Homer Ramsdell, dated December 19, 1962 and recorded in the Office of the Clerk of Orange County at Liber 1635 Page 910.

The conveyance made herein does not constitute a disposition of all or substantially all the assets of the party of the first part and is made in the ordinary course of business of the party of the first part.

Signatures. The Grantor signs this Deed on November 7, 2014, to be effective as of June 1, 2014. If the Grantor is a corporation, this Deed is signed and attested to by its proper corporate officers and its corporate seal is affixed.

{Signatures appear on the following page}

IN WITNESS WHEREOF, the party of the first part has duly executed this deed the day and year first above written. In presence of: SUNOCO, INC Namedolin P. Steel Name: Anthony M. Williams Title: Manager Strategic Portfolio Title: Manager Real Estate Administration & Divestment STATE OF PENNSYLVANIA, COUNTY OF DELAWARE, ss.: On the 7th day of November in the year 2014 before me, the undersigned, personally appeared Anthony M. Williams, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies) and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument. My commission expires: COMMONWEALTH OF PENNSYLVANIA

Joan C. Scarpa, Notary Public
Tinicum Twp., Delaware County
My Commission Expires Dec. 16, 2014
MEMBER, PENNSYLVANIA ASSOCIATION OF NOTARIES

EXHIBIT A

DESCRIPTION OF PREMISES

Parcel I:

ALL of the undivided right, title and interest of the parties of the first part in and to all that parcel of land, together with the building erected thereon, in the Town of Newburgh, County of Orange and State of New York, bounded and described as follows:

BEGINNING at the northwest corner of lot of Mary McCullom, said lot of McCullom facing on North Plank Road; thence from said point of beginning and along the westerly line of lot of Mary McCullom said westerly line being the easterly line of lands of Ramsdell Estate, South 22" 30' West 150.0 to a stake in the northerly line of North Plank Road, said stake marking the southwest corner of lot of Mary McCullom; thence along the northerly line of North Plank Road, North 60° 47' West 3.10' to a stake; thence through lands of Ramsdell Estate, following approximately a screen type fence of the service station; North 9° 22' 30" East 122.64' to a stake, said stake being located North 84° 48' 20" East 1.33' from the southeast corner of the service station on lands of Ramsdell Estate; thence still through lands of Ramsdell Estate, North 1° 41' 30" West -28.45' to a stake, said stake being located 1' easterly of a corner of said service station; thence still through lands of Ramsdell Estate, South 73 12 East 42.80 to the point of beginning.

Accommodation Recording
File No. PAACCII-3037
THIS DOCUMENT NOT INSURED

Containing 3076 square feet.

TOGETHER with an easement over the premises adjoining the above described premises on the north restricting said premises on the north from the erection of a building or structure over five feet in height over a portion of said premises to the north which restriction is set forth in a Deed Mary Powell Ramsdell Scott, et al, to Joseph Agostino and Agnes Mary Agostino dated November 1, 1946 and recorded in the Orange County Clerk's Office on January 25, 1947 in Liber 1033 of Deeds at Page 305.

SUBJECT to grants of record to public utilities.

SUBJECT to zoning ordinances and building regulations of the Town of Newburgh.

TOGETHER with all of the right title and interest, if any, of the parties of the first part in and to any land lying in the bed of any street, road or avenue opened or proposed in front of or adjoining the above described premises, to the center line thereof.

Parcel II:

ALL of the undivided right, title and interest of the parties of the first part in and to all that parcel of land, together with the buildings erected thereon, in the Town of Newburgh, County of Orange and State of New York, bounded and described as follows:

McCullom, said lot of McCullom facing on North Plank Road; thence from said point of beginning and along the westerly line of lot of Mary McCullom, said westerly line being the easterly line of lands of Ramsdell Estate, South 22° 30' West 150.0 to a stake in the northerly line of North Plank Road, said stake marking the southwest corner of lot of Mary McCullom; thence along the northerly line of North Plank Road, North 60° 47' West 3.10' to a stake; thence

through lands of Ramsdell Estate, following approximately a screen type fence of the service station, North 9° 22' 30" East 122.64' to a stake, said stake being located North 84° 48' 20" East 1.33' from the southeast corner of the service station on lands of Ramsdell Estate; thence still through lands of Ramsdell Estate, North 1° 41° 30" West 28.45' to a stake, said stake being located 1' easterly of a corner of said service station; thence still through lands of Ramsdell Estate, South 73° 12' East 42.80' to the point of beginning.

Containing 3076 square feet.

TOGETHER with an easement over the premises adjoining the above described premises on the north restricting said premises on the north from the erection of a building or structure over five feet in height over a portion of said premises to the north which restriction is set forth in a deed Mary Powell Ramsdell Scott, et al, to Joseph Agostino and Agnes Mary Agostino dated November 1, 1946 and recorded in the Orange County Clerk's Office on January 25, 1947 in Liber 1033 of deeds at Page 305.

SUBJECT to grants of record to public utilities.

SUBJECT to zoning ordinances and building regulations of the Town of Newburgh.

TOGETHER with all of the right, tide and interest, if any, of the parties of the first part in and to any land lying in the bed of any street, road or avenue opened or proposed in front of or adjoining the above described premises, to the center line thereof.

BARGAIN AND SALE DEED

From

SUNOCO, INC. (R&M), as grantor

To

SUNOCO, LLC, as grantee

Location of Property:

Town: Chester

County: Orange State: New York

Section: 110 Block: 5 Lot: 1.11

RETURN BY MAIL TO:

Sunoco, LLC 10 Industrial Highway, Bldg. G Lester, PA 19029 Attention: Toni Ng

TOWN OF NEWBURGH

Crossroads of the Northeast_

ZONING BOARD OF APPEALS 21 Hudson Valley Professional Plaza Newburgh, NY 12550

TELEPHONE 845-566-4901 FAX LINE 845-564-7802

August 17, 2023

PermEx 116 Ellis Rd Havertown, PA 19083

Re: 69 N Plank Rd, 300 Route 32, 5004 Route 9W, Newburgh 77-1-2, 17-1-65.1, 84-2-2 B Zone

To whom it may concern:

Enclosed please find Notice of Disapproval of Building Permit Application together with Application and Instructions for the Zoning Board of Appeals.

To change all signage on your properties in the Town of Newburgh you must obtain a variance from the Zoning Board of Appeals.

The next scheduled available meeting of the Zoning Board of Appeals is Thursday September 28, 2023. If this Agenda is full, the next meeting will be Thursday October 26, 2023. If you plan on applying to the Zoning Board of Appeals for variances, the application and all materials requested must be submitted to this office no later than 13 business days prior to the hearing date. Also, all mailings must be completed at least 10 business days prior to that date. Please refer to the enclosed Meeting Dates and Deadlines sheet.

If you have any questions, please do not hesitate to contact this office.

Very truly yours,

Siobhan Jablesnik, Acting Secretary

Zoning Board of Appeals

/BG
Encl. NYS GML Section 239 requires the Zoning Board of Appeals to send a copy of the complete application to the Orange County Department of Planning to be reviewed prior to Zoning Board of Appeals decision.



TOWN OF NEWBURGH

~Crossroads of the Northeast~

CODE COMPLIANCE DEPARTMENT 21 HUDSON VALLEY PROFESSIONAL PLAZA NEWBURGH, NEW YORK 12550

TELEPHONE 845-564-7801 FAX LINE 845-564-7802

#3067-23

NOTICE OF DISAPPROVAL OF BUILDING PERMIT APPLICATION

Date: 08/15/2023

Application No. 23-0865

To: PermEx 116 Ellis Rd.

Havertown, PA 19083

SBL: 84-2-2

ADDRESS:5004 Route 9W

ZONE: B

PLEASE TAKE NOTICE that your application dated 07/25/2023 for permit to Change the signage on the canopy, free standing sign and service island pumps on the premises located at 5004 Route 9W is returned herewith and disapproved on the following grounds:

Town of Newburgh Municipal Code:

1) 185-14-G-1: The lawful use of a sign or signs existing at the time of adoption of this chapter may be continued, even though the sign does not conform to the regulations and limitations of this section, until one or more of the following occurs:

(a) The structure, size, location or accessories of any or all signs previously granted approval and permits are altered, modified, changed, reconstructed or moved.

2) 185-14-O: does not address canopy signage

3) 185-14-O-3-c: Service island identification signs. Service island identification signs indicating the price of gasoline, other relevant information or directions to persons using the facility, but containing no advertising material.

4) 185-14-O-3-b-1: One freestanding sign may be placed on the premises subject to the following:

The maximum sign area shall be 75 square feet.

Joseph Mattina

Cc: Town Clerk & Assessor (500')

File

AFFIDAVIT OF POSTING(S) OF NOTICE OF PUBLIC HEARING AT THE PROPERTY

STATE OF NEW YORK: COUNTY OF ORANGE:
KAREN CALLANGET , being duly sworn, depose and say that I did on or before
October 12, 2023, post and will thereafter maintain at
5004 Route 9w 84-2-2 B Zone in the Town of Newburgh, New York, at or near the front
property line(s) and within view of each fronting street a copy(ies) of the Notice of Public Hearing, which
notice was in the form attached hereto.
The applicant shall maintain and update notice(s) (with amended information if there is any change to the information contained in the original Notice of Hearing) until after the Public Hearing is closed. The Notice must then be removed and property disposed of within ten (10) days of the close of the Public Hearing. Failure to follow the required procedure may result in the Public Hearing being held open for additional time.
Sworn to before me this 204
day of September, 2023.
mf. Patthe
Commonwealth of Pennsylvania - Notary Seal Mary F. Dittbrenner, Notary Public Chester County My commission expires August 11, 2024 Commonwealth of Pennsylvania County of

My commission expires August 11, 2024
Commission number 1179517
Member, Pennsylvania Association of Notaries





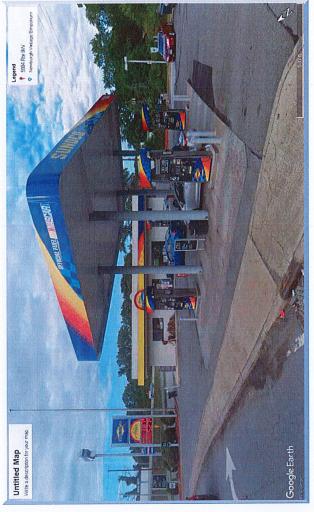


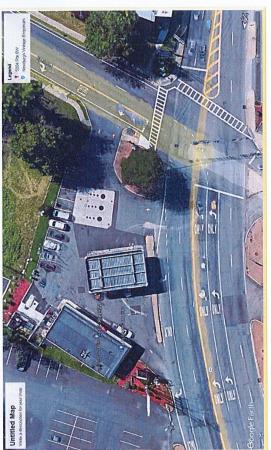




5004 Route 9 Newburgh, NY

BL# 8000030901





TOTAL	IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS
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Rev. 0 - Original Drawing 02/02/2023	Revisions:	
	Rev. 0 - Original Drawing	02/02/2023

Address: 5004 Route 9	Job Number: SUN-29346-SR
Newburgh, NY	Date: 02/02/2023
Customer: PRO SIGN	
Drawn by: JH	Customer Approval:

permission.



Main ID Sign

Existing:







Square Footage Totals: Existing: TBV sq ft

Proposed: Retain Existing Sq Ft

TOTAL	MAGING THE PETROI ELIM INDIJSTRY FOR OVER 30 YEARS
	M

Nevisions:
Kev. U - Uriginal Urawing

Address: 5004 Route 9	Job Number: SUN-29346-SR
Newburgh, NY	Date: 02/02/2023
Customer: PRO SIGN	
Drawn by: JH	Customer Approval:

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or reproduced	permission.	



DISCLAIMER: Renderings are for graphic purposes only and not intended for actual construction dimensions. For windload requirements, actual dimensions and mounting detail, please refer to engineering specifications and install drawings. © 2023 Everbrite, LLC, any disclosure to a third party is expressly prohibited.

Customer Approval: Graphics and colors on file will be used unless otherwise specified by customer. Please review drawing carefully. By signing below, you agree to graphics as shown above, and to location of sign as shown. Please return signed copy back to Everbrite. DATE DATE CUSTOMER SIGNATURE LANDLORD SIGNATURE Revised: 05/30/23 Description: Centennial Image — Sunoco w/o UT/Ultratech/Aplus & 1P24R Revised: 05/08/23 Revised: Must be printed actual size for scale to apply 9743 Scale: 3/8" = 1' Drawn By: T. Heesen Location & Site No: 5004 Route 9 West, Newburgh, NY 12550 Project No: 484329-2 AB Customer: SUNOCO **Everbrite** Date: 04/19/23



Ultra Image

35'-0" x 52'-0" x 36"

Remove existing canopy signs, radius corners, and fascia and dispose. Install new square corner kits provided by Fed Heath & new pre-imaged 38° Sunoco Blue/Lt Blue fascia panels. Fascia to be DIMENSIONAL w/ LED Illumination on front/left/right lelevations. Flat, Non-illuminated fascia to be installed on rear. Install Qty. I. Sunoco Wordmark Cloud Sign & Arrow. Install Qty. I. Sunoco diamond.

Existing Gas Canopy

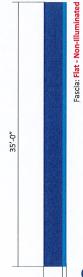






2 Left Elevation

2 Left Elevation



,,98

Plank Rd.

Fascia Height: 36"

0

C-Store

Fascia: Dimensional - Illuminated Arrow: SUN-36-ARW-LED Wordmark: SUN-25-WM-LED

•

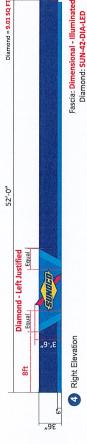
52'-0"

Q

8 Rear Elevation

Rear Elevation

60



Right Elevation



Rev. 0 - Original Drawing	Rev. 2 - Moved wordmark/arrow to left & diamond to right.		
	CIVICAN	INFACTIVE	

Job Number: SUN-29346-SR	Date: 02/02/2023		Customer Approval:
Address: 5004 Route 9	Newburgh, NY	Customer: PRO SIGN	Drawn by: JH

02/02/2023 05/24/2023

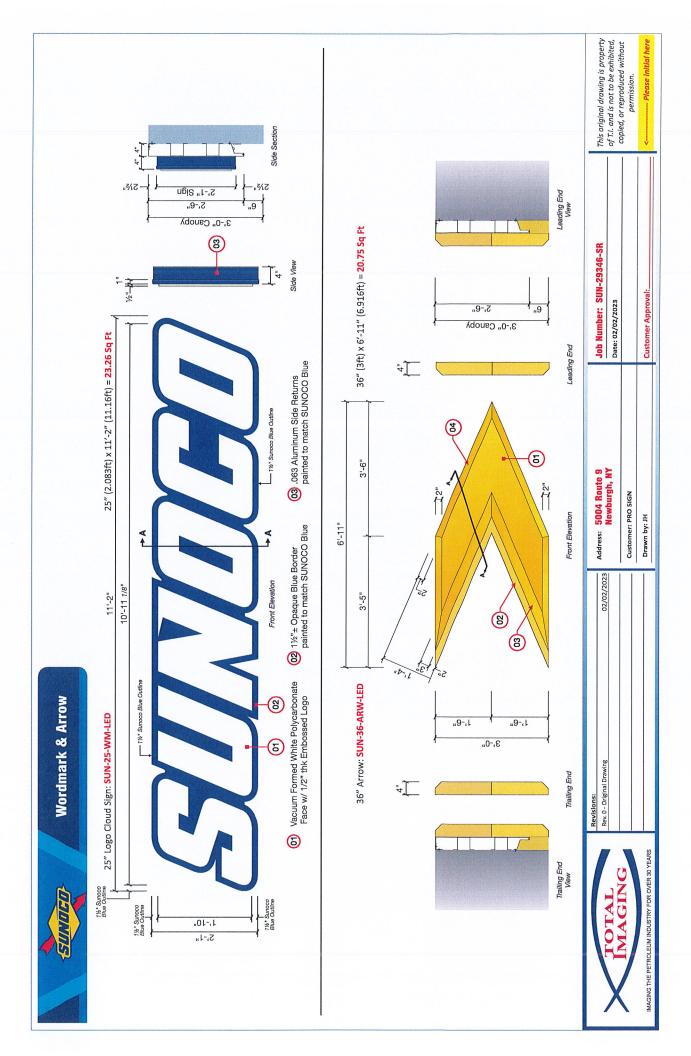
Route 9

MID SIGN

35,-0,,

DIAMOND

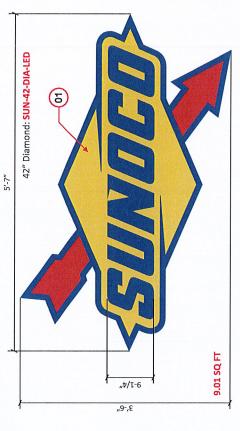
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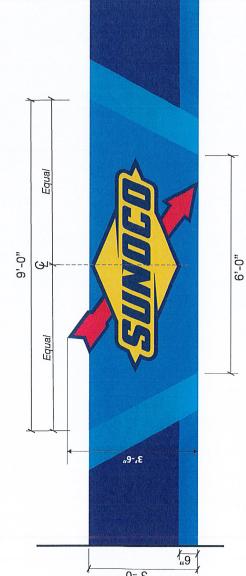




Canopy Diamond Sign

- -Vacuum Formed Polycarbonate Face w/ 1/4" thk Embossed Logo (See Emboss Detail Below) (<u>E</u>)
- -Vacuum Formed Polycarbonate Opaque Backer w/ clear "window" around rear perimeter for Halo Lighting. (2)
- -Clear Halo Window around Rear Perimeter of sign (3)





3,-0,

(8)	(8)	8
2%" 1" 2%" 5%" 5%" 5%" 5%" 5%" 5%" 5%" 5%" 5%" 5		Side View
-		Sic

	Address: 5004 Koure 9	newburgh, ni	Customer: PRO SIGN	:	Drawn by: JH	
Revisions:	Rev. 0 - Original Drawing 02/02/2023					

IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS

TOTAL

02/02/2023	Address: 5004 K0016 9	Job Number: SUN-29346-SR	_
	Newburgn, NY	Date: 02/02/2023	G
	Customer: PRO SIGN		
	: .		
	Drawn by: JH	Customer Approval:	_

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	1		



Note: gas canopy will receive all new decking.

Scope of Work:

Canopy Deck & Lighting

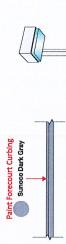
Per Sunoco specifications, all gas canopy decks should be White; diesel canopy decking should be pointed Black. Canopy decks should be clean and free of peeling paint. Canopy decks that are nat clean should be power washed. Canopy decks should be freshly re-painted if the underside was previously painted.

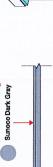
All canopy lights should be fully functional with clean lenses. Damaged or missing lenses should be replaced. If site does not currently have LED decking lights they must be updated to LED.

Forecourt Imaging

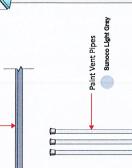
Forecourt Scope of Work:

Forecourt Bollards to be painted Sunoco Light Blue Light poles to be painted Sunoco Light Gray Painted curbing to be re-painted Sunoco Dark Gray Vent Pipes to be painted Sunoco Light Gray





Existing Gas Canopy Decking & Lighting



Sunoco Light Gray

Paint Light Poles



Sunoco Light Blue Paint Bollards

SELF

Paint Concrete Island Bollards Sunoco Dark Gray

Note: If bollards are stainless steel they are to remain unpainted

IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS FOTAL MAGING

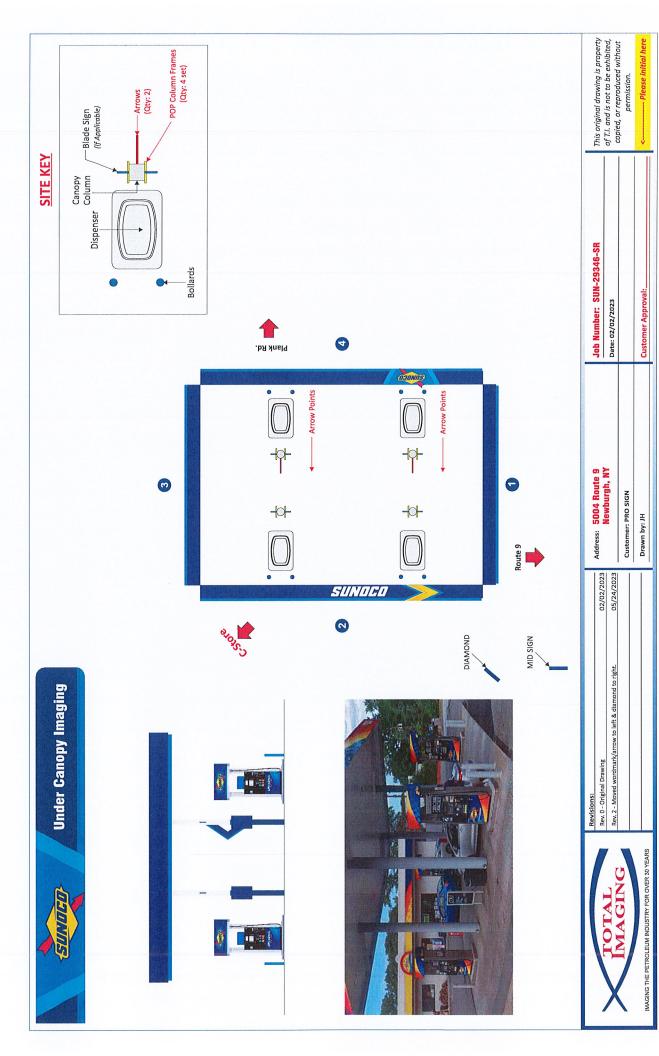
02/02/2023 02/06/2023 Rev. 1 - Gas canopy will receive all new decking Rev. 0 - Original Drawing Revisions:

Address: 5004 Route 9 Newburgh, NY Customer: PRO SIGN Drawn by: JH

Job Number: SUN-29346-SR Customer Approval: Date: 02/02/2023

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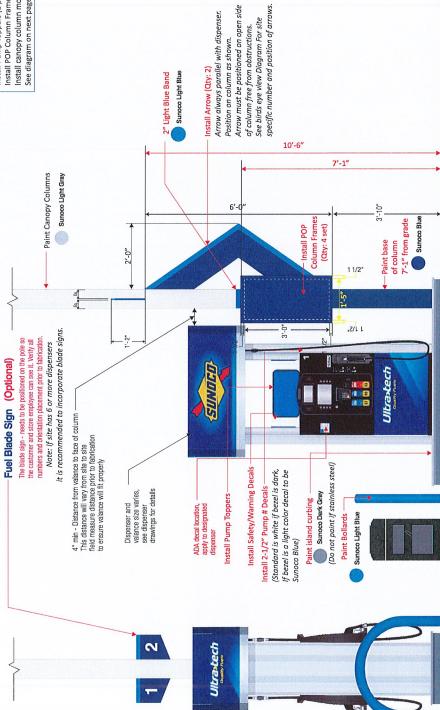




Under Canopy Imaging

Top of Canopy columns to be to be painted Sunoco Light Gray w/ bottom 7'-1" from grade painted Sunoco Blue with 2" Light Blue Band (Qty; 4)
Fuel Blade Signs installed (Qty; 4 sets) - Optional Island Curbing to be painted Sunoco Dark Gray (If existing is not stainless) - Qty; 4 Install trashcans (1 per dispenser), pump # decals, regulatory decals etc. - Qty: 4 Bollards to be painted Sunoco Light Blue (Qty: 8) - If existing is not stainless Install Pump Toppers (1 per dispenser). - Qty: 4 Install POP Column Frames (Qty: 4 set) Install canopy column mounted arrows (Qty: 2) See diagram on next page for arrow & pop frame placement.

Under Canopy Scope of Work:





	Address: 500	Customer: PRC	Drawn by: JH
ons:	Rev. 0 - Original Drawing 02/02/2023		
Revisions:	Rev. 0		

1 2		Job Number: SUN-29346-SR
1 1	Newburgh, NY	Date: 02/02/2023
ī	Customer: PRO SIGN	
ī	Drawn by: JH	Customer Approval:

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Dispenser Imaging

Existing Dispensers Under Gas Canopy:



Ultrastech

Gilbarco Encore 700S 4+0 Oty = 4

Ultra Tech Logo on both sides of valance PROPOSED:



Material Supplier: Pro Sign Valance: SUN-V-24x56x27

Qty: 4

g. Install Qty: 4 Pump Topper Frames h. Existing gray/stainless steel risers to remain as is if in good condition. I. Dispenser bezel to be black per Sunoco specifications. Clean/Re-paint as needed.

e. Health & Safety decals (2 per dispenser) installed on inside risers f. Install all required regulatory decals as needed (ethanol, low sulfur, ADA etc.)

c. Install LSI provided PID/Octane/Crind Overlay decals (Qty: 4 set) d. Install 2-1,12" Pump # Decal to dispenser crind/bezel.

Reimage existing Gilbarco Encore 700S Dispensers (Qty: 4 4+0) to Sunoco Cent. image specs with materials supplied by LSI / ProSign to include: a. SUNOCO Valances provided by ProSign to be fitted on all dispensers (Qty: 4) b. Install new Metal Door Skins (Qty: 4 set)







—Health and Safety decal (Primary location inside risers) one per dispenser

—2 1/2" tall die cut white number coordinate with blade sign numbers 249 REBELLA FUES SUPER ULTE. 349 8429 8459 8459 8469 8

to replace existing ADA sticker, (only required on one pump on forecourt) New ADA sticker applied Decal applied to – both sides of

TOPRING SAL

Ultrastech

O m

Health/Safety/Warning Decals ULSD Decal (if applicable)

C Fuel Grade Decals (PIDs)

Octane Decals

A Valance

Required Dispenser Items:

Ethanol Decals ш

Door Skirt

H 2-1/2" Pump # Decals Pump Topper

- Metal door skirt with Sunoco decoration

G

Diesel Surround Overlay (If applicable) ADA Decal

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Job Number: SUN-29346-SR

Date: 02/02/2023

IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS FOTAL MAGING

Rev. 0 - Original Drawing Revisions:

02/02/2023

Address: 5004 Route 9
Newburgh, NY Customer: PRO SIGN Drawn by: JH

Customer Approval:_

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CLEARANCE SIGNS & PUMP # SIGN SPECS

OPTIONAL

02 Sunoco Light Blue

Dashed line indicates (01) Sunoco Blue

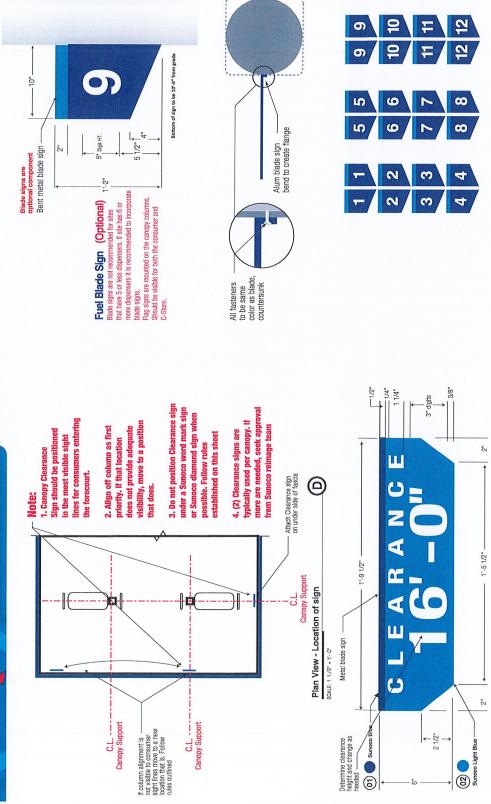
column

4

-Bent metal blade sign

- White vinyl die cut

Center numbers in blade sign



01 Sunoco Blue (02) Sunoco Light Blue

17 17

13 13

— 344*
Continue horizontally both blues across flange. Paint fasteners to match color

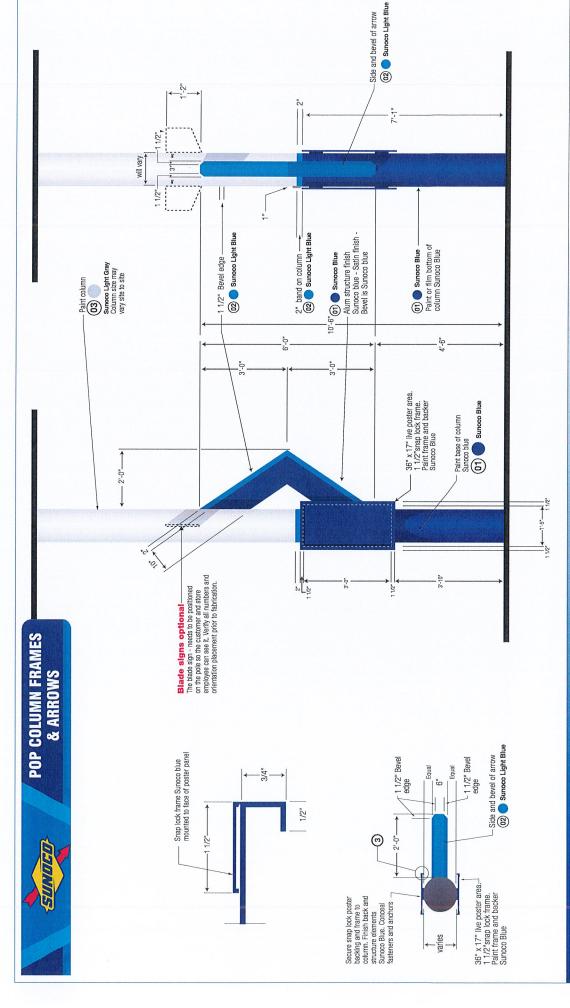
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Route 9	Job Number: SUN-29346-SR	:UN-29346-SR		This original drawing
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Rev. 0 - Original Drawing		

	Address: 5004 Route 9	Job Number: SUN-29346-SR
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Customer: PRO SIGN 02/02/2023 Rev. 0 - Original Drawing Revisions:

Job Number: SUN-29346-SR Customer Approval:_ Date: 02/02/2023 Address: 5004 Route 9
Newburgh, NY Drawn by: JH

IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS FOTAL MAGING

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C-Store Imaging

Existing C-Store:





CONTRACTOR OF STREET	Rev	
	TOTAL	IMAGING THE PETROLEUM INDUSTRY FOR OVER 30 YEARS

KeVISIONS:	,
Rev. 0 - Original Drawing 02/02/2023	ĕ
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Address: 5004 Route 9	Job Number: SUN-29346-SR
Newburgh, NI	Date: 02/02/2023
Customer: PRO SIGN	
Drawn by: JH	Customer Approval:





ACCT #: 7872 DWG #2

-Existing Aplus Arch & 24" Bldg Band to be removed (E)

-New APLUS-BLU-MDLN
4'h Illuminated Channel Letters
on Raceway
(see next pg for details)
35.13 Sq Ft (8)

Plus

-new 7½" h x 1" d ACM SUNOCO RED Stripe Installed onto fascia (Front & Left Side) (8)

3-8

.

B

-Building painted Pediment Sw7634 by GC (2)

(8)

-Etched Vinyl Door Decal applied to entry door 2.3 Sq Ft

O-1 Scale | NTS



A-PLUS BLDG | FRONT PHOTO RE-IMAGE

DATE: 2/16/2023 PM: JD DESIGNER: DK REVISIONS: 1) DK - 3/17/2023 - REALOYED NICHA PAVELS, STRIPE TO RED, APLUS TO BLUE

Copyright, Pro Sign Company, 2023
The Bayward Assures account of the second of the sec

Job File Locations
DIVIG:
"XISSENDOCOSITES/NYNNewburgh/7872/DESIGN/
T972-1_PRS-SUNOCO_5004 RT9 W, NEWBURGH, NY.cdr

Page 1

2.2A @ 120 VAC Side View (E) (8) (8) (3) Front Elevation 8'-101/2" APLUS-BLU-MDRW "8/21-1F O-1 Scale | 3/4" = 1'-0" 3'-11%" Channel Letters

35.13 Sq Ft

Pantone Color: 288C Opaque Vinyl: 3M** 180-37 Sapphire Blue Translucent Vinyl: 3M** 3630-157 Suttan Bl Sunoco Color Pallette | Pantone - Viny

PRESENTATION

ACCT #: 7872 Newburgh NY 12550

5004 Route 9 W

DWG #2

Partions Color: 109C Opaque Vinyl: Avery SCB00-2027-0 Translucent Vinyt: 3M** 3630-015 Yellow

(8) "A" - Face Lit Remote Channel Letter -Cut out 3/16" White Acrylic Faces (#7328) w/ 3M™ translucent vinyl 3630-33 Red applied to 1st surface

Swoosh - Face Lit Remote Channel Letters (2 pieces) -Cut out 3/16" White Acrylic Faces (#7328) w/ 3M™ translucent vinyl 3630-015 Yellow applied to 1st surface

-1" Yellow Jewelite trimcap

-3" Deep Yellow .040 aluminum coil side returns painted to match Trimcap -Internally illuminated with WHITE LED's -Fabricated Aluminum Raceway 12" h x 41½" d x 7'-3"l painted to match Pediment Sw7634

(4)

"Plus" - Face Lit Remote Channel Letters
-Cut out 3/16" White Acrylic Faces (#7328)
w/ 3MT** translucent vinyl 3630-157 Sultan Blue applied 1st surface

(8)

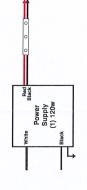
-5" Deep Red aluminum coil side returns (Stock) -Internally illuminated with RED LED's

-1" Red Jewelite trimcap

(E)

-3" Deep Blue .040 aluminum coil side returns (Stock) -Internally illuminated with **WHITE LED's**

-1" Blue Jewelite trimcap



APLUS-BLU-MDRW | SPECIFICATIONS QTY:ONE(1) SET CHANNEL LETTERS 251 Boot Road
Downingtown, PA 19335
La | 610.518.5881
La | 610.518.5244
Info@prosign.net Your Brand Realized

REVISIONS: 1) DK - 3/17/202- REMOYED NICHA PANELS, STREPE TO RED, APLUS TO BILUE

DATE: 2/16/2023 PM: JD DESIGNER: DK

ART. PLOSILINEARPACEWAYAPLUSCHANNEL LETTERSULLUMINATEDBLUE PLOSILINEARPACEWAYAPLUS-BLL-MDRWDESIGNVARTVARIOUS Job File Locations
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