FRIEDLER ENGINEERING, PLLC

Office: 9 Locust Street Warwick, NY 10990 (845)544-5662 Friedlerengineering@outlook.com

November 19, 2024

Village of Warwick - Planning Board Application 77 Main Street Warwick, NY 10990 Attention: Jesse Gallo, Planning Board Chairman

Re: Yesterday's Restaurant - Amended Site Plan 16 Elm Street Section 210, Block 12, Lot 14 Job #: FE-24134

Dear Mr. Chairman.

We have revised the Amended Site Plan for Yesterday's Restaurant, in response to the technical comments by Pitingaro & Doestch Consulting Engineers, dated October 8, 2024. We provide the following responses:

General Comments:

- 1. No comment necessary at this time.
- 2. No Comment necessary at this time.
- 3. Sheet 1 of the Amended Site Plan shows existing conditions. It shows the proposed 25' Wide Fire Apparatus Access Road, which would be constructed using gravel and/or pavement millings.
- 4. The existing metal storage containers will be removed.
- 5. The existing metal storage containers will be removed.
- 6. The general location of the firetruck access has not changed from the approved plan. The amended site plan shows the firetruck access using gravel and/or pavement millings instead of asphalt.
- 7. The existing metal storage containers will be removed.
- 8. The existing metal storage containers will be removed.

Application form:

- 1. A Special Use Permit is not required at this point, we have revised the application form for amended site plan approval.
- 2. We have revised the application accordingly.
- 3. The 1990 variance has been included.
- 4. There is no change from the total disturbance area.

Environmental Assessment Form:

- 1. The previously reviewed Long Form EAF is attached.
- 2. a. Item No. 2 has been revised accordingly.
 - b. The proposed amended site plan does not increase the ground disturbance area, which was previously approved.
 - c. It was revised to indicate 'Yes'.

- d. The amended site plan does not propose additional traffic.
- e. Item No. 9 has been revised accordingly.
- f. Both items have been revised.
- g. Attached is a letter from SHPO.
- h. There is no additional tree clearing with the amended site plan.

Code Compliance & Zoning:

The shipping containers will be removed from the property.

Parking requirements:

- 1. The amended Site Plan is currently showing 56 existing paved parking spaces and 26 landbanked spaces.
- 2. The covered porch is approximately 726 sq.ft. The second floor is used for restaurant storage and office space, which is approximately 240 sq. ft. The parking calculations have been revised and shown on the Amended Site Plan.
- 3. There are over 100 trees planted throughout the site; we are not proposing an additional planting at this time
- 4. Those parking spaces are screened from the neighboring properties by a privacy fence and a double row of evergreens.

Site Plan Comments:

- 1. The amended site plan represents existing built conditions.
- 2. If needed, all notes on the approved Sheet C-1 can be added to the amended site plan.
- 3. The gravel will be removed and replaced with permanent seed.
- 4. Yes, the gate across the access driveway has been removed.
- 5. The dumpster area has been moved; it currently is approximately 61 feet from the nearest property line. The approved dumpster area was approximately 50 feet from the nearest property line to the west. The area is screened by a 6-ft tall privacy fence at the property line and a double row of evergreens.
- 6. The double-yellow line has been replaced by a single green line. It is now shown on the amended site plan.
- 7. A note has been added to the plan for the relocation of the existing Yesterday's business sign. If will be relocated to be entirely on its own property.
- 8. The restaurant does not have a generator only AC / Heating units.
- 9. The sidewalk area behind the restaurant has a total of (6) AC / Heating units which are currently being screened from neighboring properties by a 6-ft tall privacy fence (at the property line), a double row of evergreens and another (5) evergreens approx. 15-ft from the AC / Heating Units. If needed, the applicant will install a 6-ft tall solid privacy fence around the units.
- 10. The building height was field measured to be under 37 feet tall.
- 11. I do not believe curbing was ever proposed or approved for this site. The amended site plan does not include any curbing.
- 12. I do not think revising the Stormwater Management Plan is necessary.
- 13. My initial review of the reconfigured route / ramps meets all ADA requirements.
- 14. The storage containers will be removed.
- 15. The note has been revised.
- 16. A note has been added to the amended site plan to remove all broken pavement from the site.

- 17. The approximate limit of the floodway has been added to the amended site plan.
- 18. The storage containers will be removed from the site.

Landscaping Plan Comments:

The only changes to the landscaping plan are that for the Stormwater Landscape Plan as described in Engineering & Surveying Properties letter to the Village of Warwick's Building Inspector, dated July 12, 2024, and shown on Engineering & Surveying Properties Stormwater Management Landscape Plan, dated June 3, 2024.

Access Road Plan Comments:

- 1. The concrete walkway stops at the edge of the building and continues as asphalt to the end of the parking area. During construction this was approved as a field change by the Village Building Inspector.
- 2. These areas of irregular shapes are caused by the existing paved parking area and striped parking spaces. The irregular striped shapes are not counted as provided parking spaces.
- 3. The paved parking spaces are striped.
- 4. These are existing gravel areas of the property. The approved site plan calls for approximately 33,377 sq. ft. of pavement area. The amended site plan has approximately 29,636 sq. ft. of pavement area, approximately 3,741 sq. ft. of pavement difference.
- 5. The amended Fire Apparatus access road is now being shown as 25-ft wide and consists of gravel or pavement millings.
- 6. The gravel and/or pavement millings will not be impacted by any flooding that may occur in the area.

We have enclosed the following information for your review:

- Four sets of the site plan dated 11/14/24.
- Long Form EAF, dated 02/22/21, signed by Ross Winglovitz.
- Revised Short EAF, dated 11/19/24.
- SHPO Review Letter, dated 08/21/17.
- Engineering & Surveying Properties, letter dated July 12, 2024, and Amended Stormwater Management Landscaping Plan, dated June3, 2024.

Sincerely Friedler Engineering, PLLC

Brian Friedler, P.E.

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

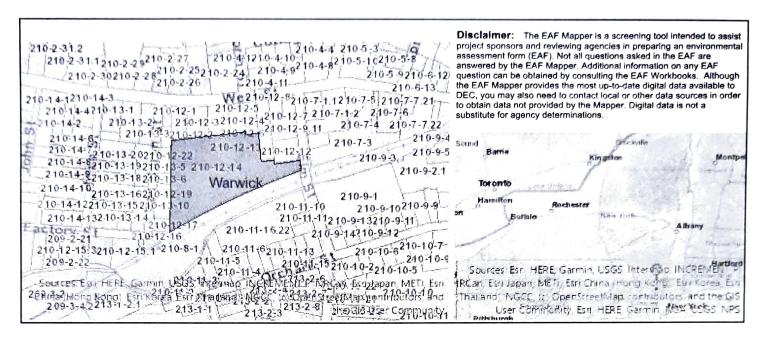
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available.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

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

Part 1 – Project and Sponsor Information				
Name of Action or Project:				
Elm Street Restaurant (Yesterdays)				
Project Location (describe, and attach a location map): 16 Elm Street, Warwick, NY 10990				
Brief Description of Proposed Action: Site Plan approval for three metal container trailers for storage use. Also for the approval of field	changes as outlined in a	letter from Engineering		
Properties dated July 12, 2024 to the Village of Warwick's Buiding Inspector.				
Name of Applicant or Sponsor:	lephone:			
John Christison E-R	Mail: yesterdays16elm@	@gmail.com		
Address:				
P.O. Box 602				
City/PO: Sta Greenwood Lake NY	nte:	Zip Code: 10925		
1. Does the proposed action only involve the legislative adoption of a plan, local law 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: Planning Board, ZBA variance, floodplain development, bldg. dept.				
3. a. Total acreage of the site of the proposed action? 3.70 +/- acres				
c. Total acreage (project site and any contiguous properties) owned	2.35 acres			
or controlled by the applicant or project sponsor?				
4. Check all land uses that occur on, are adjoining or near the proposed action:				
5. Urban Rural (non-agriculture) Industrial 🗹 Commercial 🗹 Residential (suburban)				
Forest Agriculture Aquatic Other(Specify):				
☐ Parkland				

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?		~	
b. Consistent with the adopted comprehensive plan?		~	
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
or is the proposed action consistent with the predominant enauteer of the existing out of natural landscape.			V
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Yes, identify:	-	V	
			1/00
8. a. Will the proposed action result in a substantial increase in traffic above present levels?		NO V	YES
b. Are public transportation services available at or near the site of the proposed action?		H	V
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?			V
Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the proposed action will exceed requirements, describe design features and technologies:			
			V
10. Will the proposed action connect to an existing public/private water supply?		NO	YES
If No, describe method for providing potable water:			
			~
11. Will the proposed action connect to existing wastewater utilities?			1/20
	-	NO	YES
If No, describe method for providing wastewater treatment:		\Box	
		ш	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district		NO	YES
which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the			v
State Register of Historic Places?			
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for			v
archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?		NO	YES
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres:		V	Ш
17 to, recording the worlding of waterboary and entering of anterior in equate test of action.			*
	-		
			10

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	NO	YES	
Federal government as threatened or endangered?		V	
Indiana Bat	NO	YES	
16. Is the project site located in the 100-year flood plan?	NO		
		'	
17. Will the proposed action create storm water discharge, either from point or non-point sources?	NO	YES	
If Yes,	V		
a. Will storm water discharges flow to adjacent properties?	~		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	~		
If Yes, briefly describe:	5 7.9°		
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:			
If ites, explain the purpose and size of the impoundment.	~		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES	
management facility?			
If Yes, describe:	V		
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:			
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE			
Applicant/sponsor/name: Brian Friedler, PE Date: Date:	19/24		
Project Engineer			
Signature:Title: Project Engineer			



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	Yes
Part 1 / Question 12b [Archeological Sites]	Yes
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	Yes
Part 1 / Question 15 [Threatened or Endangered Animal - Name]	Indiana Bat
Part 1 / Question 16 [100 Year Flood Plain]	Yes
Part 1 / Question 20 [Remediation Site]	Yes

Village of Warwick Planning Board 77 Main Street, PO Box 369 Warwick, New York 10990 Tel: (845) 986-2031, ext. 7 Email: planning@villageofwarwick.org

OFFICE USE ONLY:	
Date Received:	_
App. Fee Received:	_
Escrow Received:	_

APPLICATION FOR SITE PLAN

(Preliminary Review / Final Approval / Amendment to Site Plan)

[All information must be completed. If not applicable, note N/A. Mi	ust be signed & notarized.]
Project Name ELM STREET RESTAURANT (YESTERDAYS)	
2. Tax map designation: Section 210 Block 12 Lo	ot14
3. Zoning District – please circle: R LO MR-SC CCRC CB *See Article II Zoning Districts and Zoning Maps. *All applications are subject to ARB	GC LI TND PAC AD review, except as specified by the VC.
4. Is the property located in the Historic District? Yes No_X *See Historic District Map. If 'yes', applicant must complete an AHDRB application an	ad go before the AHDRB.
For questions 5 – 10 use Article III Use Regulations of the V. of Warwick Zonii	ng Code, Table of General Use Requirements
5. Type of Existing Use: EATING / DRINKING ESTABLISHMENT	
6. Proposed Type of Use: NO CHANGE	
7. Circle Applicable Category for Project's Proposed Use: (P*) C	* S* P
8. Proposed Project's Use Group(s): K	
9. Proposed Project's Special Conditions: NONE *last colu	
10. Per Article III Use Regulations of the Village of Warwick Zoning does the project additionally require:	Code, Table of General Use Requirement
• Conditional Use Permit: Yes No *If 'yes' applicant must complete a Conditional Use Permit Application *Applicants to review ARTICLE XI Conditional Use Review and Approv Conditional Use & Special Use Permit Use Standards.	val & Article XII
 Special Use Permit: Yes / No *If 'yes' applicant must complete a Special Use Permit Application *Applicants to review Article XII Conditional Use & Special Use Permit 	Use Standards.
1. Type of Project: check one	
☐ Preliminary Site Plan Review	
☐ Final Site Plan Review	
Amendment to Approved Site Plan	
2. Application Fee(s), payable to the Village of Warwick, submitted	as separate checks with the application:
 Application for Preliminary Site Plan Review Fee: 	\$350.00 Check #
 Supplementary Final Site Plan Fee: 	\$150.00 Check #
*Supplementary Fee in combination with initial Preliminary Site Plan Review Application for Final Site Plan Fee:	cation Fee will satisfy Application for Final Site Plan Fee. \$500.00 Check #
-L1,	\$350.00 Check #

Base Escrow (Preliminary/Final /Amendment): \$2,000 Check #
*Applicants must also complete the attached Escrow Account for Consultant Review Form. *Base escrow for Preliminary Site Plan Review will be applied toward Final Site Plan escrow.
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14. Applicant's Name 16 ELM STREET REALTY, LLC Phone
Address P.O. BOX 602, GREENWOOD LAKE, NY 10925 Email _yesterdays16elm@gmail.com (Street Number & Name) (Post Office) (State) (Zip Code)
Owner's Name JOHN CHRISTISON Phone
Address P.O. BOX 602, GREENWOOD LAKE, NY 10925 Email yesterdays16elm@gmail.com
(Street Number & Name) (Post Office) (State) (Zip Code)
Applicant's Representative's Name BRIAN FRIEDLER, P.E. Phone 845-544-5662
Address 9 LOCUST ST., WARWICK, NY 10990 Email friedlerengineering@outlook.com
(Street Number & Name) (Post Office) (State) (Zip Code)
Plan Preparer's Name FRIEDLER ENGINEERING Phone 845-544-5662
Address 9 LOCUST ST., WARWICK NY 10990 Email friedlerengineering@outlook.com
(Street Number & Name) (Post Office) (State) (Zip Code)
Attorney's NamePhone
AddressEmail (Street Number & Name) (Post Office) (State) (Zip Code)
Meeting Notification Name_JOHN CHRISTISON Phone Email_yesterdays16elm@gmail.c
15. Total acreage 3.70 +/- AC Number of lots 1
16. This application is for the use and construction of amended site plan approval.
17. Is any variance <u>from Article IV Bulk Requirements</u> requested? Yes / No
If so, for what?
18. Has the Zoning Board of Appeals granted any variance or has the Village Board granted any special use permit concerning this property? Yes No
If so, list Applicant Name County Chevrolet-Oldsmobile, Inc (Attach entire ZBA & VB approval.)
19. Estimated area of disturbance 2.35 acres

13. Escrow Fee, payable to the Village of Warwick, submitted as separate checks with the application:

TO BE SIGNED AND NOTARIZED

N THE EVENT OF CORPORATE OWNED CORPORATION OWNING MORE than five percent (ERSHIP: A list of all directors, officers and stockholders of each (5%) of any class of stock must be attached.
COUNTY OF Grange STATE OF N S	SS:
I,, here statements contained in the papers submitted	eby depose and say that all the above statements and the ed herewith are true.
Sworn before me this	Signature
Day of Oct. 20 24	Title
KRISTIN A. BIALOSKY A Notary Public of New Jersey Notary P 1034 150208896 My Commission Expires April 10, 2028	
PROXY STATEMENT	(Completion required ONLY if applicable)
COUNTY OF Orange	SS:
at (16 Elm St.) 3 Polk Av State of NY	being duly sworn, deposes and says that he resides Greenwood UK in the County of and 10925
And that he is the (owner in fee)	aident of the Yesterday's 16 EINST Rec
	the premises described in the foregoing application and that to make the foregoing application for Planning Board
Sworn before me this	Owner's or Official's Signature
KRISTIN A. BIALOSKY A Notary Public of New Jersey Notary Publig# 50208896 My Commission Expires April 10, 2028	

VILLAGE OF WARWICK PLANNING BOARD PRELIMINARY / FINAL SITE PLAN / AMENDMENT TO SITE PLAN **CHECKLIST**

The following items shall be submitted with a completed checklist to the Planning Board secretary at least 3

weeks prior to the Planning Board Meeting before consideration for being placed on a Planning Board agenda.
INITIAL SUBMISSION
Project Cover Letter, including a narrative describing the existing and proposed use(s) of the property. Completed Application for Preliminary / Final Site Plan Approval / Amendment to Approved Site Plan Application fee payable to the Village of Warwick. The memo on the application fee check must indicate the project name and type of payment. Escrow deposit payable to the Village of Warwick. The memo on the escrow deposit check must indicate the project name and type of payment. Completed Escrow Account for Consultant Review Form. Prior approved site plan, if applicable Deed and if applicable, confirmation of corporate ownership and proxy. Short or Full Environmental Assessment Form (EAF), as appropriate, completed using the NYSDEC online mapper. https://www.dec.ny.gov/permits/357.html#EAF_Part_1;
https://www.dec.ny.gov/docs/permits ej operations pdf/seafpartone.pdf Permit Application for Development in Flood Hazard Areas, if applicable. Six collated sets of the Site Plan (4 full size sets, 2 of 11"x17" reduced sets, and entire submittal emailed to planning@villageofwarwick.org in pdf format) bearing the signature and seal of a NYS licensed land surveyor or professional engineer. Refer to Site Plan Requirements for additional requirements.
SUBSEQUENT SUBMISSIONS
Subsequent submissions shall include a cover letter with itemized responses to the Planning Board's review comments and six sets of plans as described above.
SUPPORTING DOCUMENTS
 The applicant shall submit reports, correspondence and/or approvals by other agencies, and other documents regarding the proposed project. These might include: Correspondence from the Village Board, Architectural and Historic Review Board, and Zoning Board of Appeals Environmental Reports (e.g. wetlands, endangered species, site remediation) Cultural resources reports Traffic studies Stormwater Pollution Prevention Plan (SW/NDI) and the state of the species and other documents
 Stormwater Pollution Prevention Plan (SWPPP) or other drainage studies Copy of all offers of cession, covenants, deed restrictions, and easements in effect or proposed.
SITE PLAN REQUIREMENTS

1. _______Title block including the project name, the name, address, license number, seal, and signature of the design

professional who prepared the drawings, and the dates of preparation and of each revision.

2. Property boundaries and right-of-way locations, certified by a licensed land surveyor.

3. Name(s) & address(es) of owner(s) and applicant(s).
4. Parcel(s) tax map ID (Section, Block and Lot)
5. Vicinity map. Show zoning district boundaries, if applicable
6. NA Bulk table showing zoning district(s), applicable use group(s), and bulk requirements together with
compliance information.
7 Required yards and setbacks drawn on the plan.
8. North arrow, written and graphic scale.
9The proposed use, location, height, and designs of all existing and proposed buildings and structures,
including exterior renderings and details.
10. Locations of existing utilities on and near the project site.
11Approval block near the lower right-hand corner.
The Planning Board can waive one or more of the following site plan elements that it deems to be not applicable
to the proposed project:
12. Lexisting contours, at intervals of two feet or less, extending at least 50 feet beyond the property boundary.
13. Existing watercourses, intermittent streams, wetland areas, rock outcrops, trees with a diameter of 8 inches or
more 3 feet above ground level, wooded areas, and any other significant features.
14. Location and description of all existing and proposed site improvements, including but not limited to
drainage pipes, drains, culverts, ditches, bridges or other drainage works, retaining walls, curbs, pavement,
sidewalks, and fences. Provide applicable details.
15 Wetland boundaries, including the name and address of delineator and date of delineation, and jurisdictional
agency (NYSDEC or USACE).
16Boundaries of areas subject to flooding as per the FEMA Flood Insurance Study.
17. NA Proposed contours, at intervals of two feet or less, with spot grades as needed to clarify proposed grading.
18. Finished floor elevations.
19. Proposed divisions of buildings into different uses.
20. Road design layout information, profiles, and details.
21. Existing and proposed water supply facilities, including profiles of proposed water mains.
22 Existing and proposed sanitary sewer facilities, including profiles of proposed sewer mains.
23. Erosion control measures, including locations, maintenance notes, and details.
24The location, type, and screening details for solid waste disposal facilities and containers.
25. Existing signs, and locations and details of proposed signs.
26. Landscaping plans and details. 27. Lighting plans, details, and manufacturer's information on proposed fixtures.
27. Lighting plans, details, and manufacturer's information on proposed fixtures. 28. Design of parking and loading areas, with calculations.
29. Locations of any outdoor storage facilities, with details of proposed screening measures.
30. Locations, height and design of lighting, power and communications facilities.
31. Location of fire and other emergency zones including location of nearby fire hydrants. Provide defined
, access and egress drives with truck turning radius shown where necessary.
32. Location, height, design and direction of all exterior rooftop structures and facilities including placement of
, any generators, exterior equipment, exhaust systems, noise baffles and appropriate screening.
33. Location and design of all parking and access facilities as are required for the handicapped pursuant to the
NYS Building Code.
34. NA Inventory and quantity of hazardous materials anticipated for on-site storage and/or use.
35. NA Plans for the disposal of construction and demolition waste, whether on-site storage and/or use.

- 36. N Sight distances at each proposed driveway or roadway.
- 37. NA Profiles of all driveways in excess of ten percent slope.
- 38. Maximum number of employees, maximum seating capacity, hours of operation, etc. specific to the proposed use(s).
- 39. Match lines.
- 40. Locations of traffic safety devices and directional flow of traffic shown.
- 41. NA For projects involving more than one phase, a site plan indicating the ultimate development of the entire property.
- 42. Special mitigation measures required by the SEQRA review process, whether conducted by the Planning Board or another agency.

This list is provided as a guide only and is for the convenience of the applicant. The Village of Warwick Planning Board may require additional notes or revisions prior to granting approval. The applicant shall review the Village Code and all applicable State, including SEQRA documents in accordance with NYCRR §617 and Federal requirements for additional information required.

Prenarer's Acknowledgement:

The plat for the proposed plan has been prepared in	accordance wit	th this checklist and t	he Village of Warv	wick
Ordinances, to the best of my knowledge.				

By: By: Signature of Licensed Professional	Date: 9/17/24
Jignature of Licensed Professional	
Printed Name: BRIAN FRIEDLER, P.E.	