

SHEET INDEX

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<u>GE1</u>	NERAL NOTES
1.	RECORD OWNER: JAMES E. HENRY & LUCINDA N. HENRY PO BOX 171 BELLVALE, NY 10912
2.	APPLICANT: WESTERN ADDITION LLC SHELLEY GARRY 12 BLACK WALNUT DRIVE WARWICK, NY 10990
3.	TAX MAP NUMBER: SECTION 210, BLOCK 5, LOT 3
4.	DEED REFERENCE: LIBER 5290, PAGE 292
5.	AREA: 0. 549 ACRES
6.	ZONING DISTRICT: CB — CENTRAL BUSINESS BULK REQUIREMENTS USE GROUPS: K (RETAIL, EATING & DRINKING) LOT AREA: LOT WIDTH: FRONT YARD SETBACK: FRONT YARD: SIDE YARD SETBACK: SIDE YARD RESIDENTIAL ADJACENT: REAR YARD SETBACK: REAR YARD: REAR YARD RESIDENTIAL ADJACENT: STREET FRONTAGE: BUILDING HEIGHT:

B - CENTRAL BUSINESS <u>ULK REQUIREMENTS</u> AIL, EATING & DRINKING) & M (HOTELS) REQUIRED PROPOSED 23,943 SF* 100' MIN. 63'* 40' MIN. 15' MIN. 5.3' (WHEELER AVE, PARKING)* 20' MIN. 12.7* 20' MIN. 5.5'* (PARKING) ADJACENT: 40' MIN. 20' MIN. L ADJACENT: 35' MIN. 4.8'* 100' MIN. 40' MAX. <40' 40% MAX. 19.8% 150' MIN. 150' 12 SP/1,000 GLA 1,752 SF PARKING REQUIRED EATING & DRINKING 1/SLEEPING ROOM 4 ROOMS 26 SP 15 SP* 9'x18' 9'X18' 24' 12'*

- A. SURVEY OF PROPERTY FOR WESTERN ADDITION LLC, VILLAGE OF WARWICK, ORANGE COUNTY, NEW YORK", PREPARED BY SCHMICK SURVEYING, INC.,
- 7. CONTRACTOR/OWNER SHALL VERIFY ALL DIMENSIONS AND CONDITIONS OF EXISTING CONSTRUCTION BEFORE PROCEEDING WITH HIS WORK.
- 8. SUBJECT TO UNDERGROUND UTILITIES NOT VISIBLE OR DISCLOSED TO MJS ENGINEERING & LAND SURVEYING, PC. A SUBSURFACE UTILITY SURVEY WAS NOT CONTRACTED FOR OR PERFORMED AS PART OF THIS APPLICATION. CALL BEFORE YOU DIG UNDERGROUND FACILITIES PROTECTIVE ORGANIZATION TWO (2) FULL WORKING DAYS BEFORE YOU DIG. CALL 1-800-962-7962.
- 9. IT IS A VIOLATION OF LAW FOR ANY PERSON, UNLESS THEY ARE ACTING UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT OR LAND SURVEYOR, TO ALTER AN ITEM IN ANY WAY. IF AN ITEM BEARING THE STAMP OF A LICENSED PROFESSIONAL IS ALTERED, THE ALTERING ENGINEER, ARCHITECT, LANDSCAPE ARCHITECT OR LAND SURVEYOR SHALL STAMP THE DOCUMENT AND INCLUDE THE NOTATION "ALTERED BY" FOLLOWED BY THEIR SIGNATURE, THE DATE OF SUCH ALTERATIONS AND A SPECIFIC DESCRIPTION OF
- 10. TREE REMOVAL IS PROHIBITED BETWEEN APRIL 1 AND OCTOBER 31 TO PROTECT BAT SPECIES
- 11. HOTEL ROOMS 145-121 SITE AREA EXCLUSIVE OF REQUIRED SETBACKS 11,450 SF MAX NUMBER HOTEL ROOMS 11, 450 SF/1, 400 SF = 8 HOTEL ROOMS

WESTERN VILLAGE OF WARWICK, ORANGE COUNTY, NEW YORK

DATE: 04/25/22 REV. NO. F DWG. NO. 220115

SCALE: 1" = 20'

SHEET 1 OF 7

DETERMINATION OF THE ZONING BOARD OF APPEALS OF THE VILLAGE OF WARWICK, NEW YORK

WHEREAS, WESTERN ADDITION LLC ("Applicant") has applied to this Board for variances from the Bulk Area Requirements and off-street parking requirements of the Zoning Code, and

WHEREAS, a public hearing on this application was held at 77 Main Street, Warwick, New York on June 25, 2023, and

WHEREAS, at said hearing(s) all interested persons were given an opportunity to be heard, the Board finds as follows:

FINDINGS OF FACT

- Applicant is the owner of premises located at 63 Wheeler Avenue, Warwick, New York, designated on the Village tax map as Section 210, Block 5, Lot 3.
- 2. The application has been made for variances from the Bulk Area Requirements and off-street parking requirements of the Zoning Code to reduce (i) the minimum lot area from 40,000 square feet to 23,943 square feet; (ii) the minimum lot width from 100 feet to 63 feet; (iii) the minimum required front yard from 15 feet to 5.3 feet in order to allow parking in the required front yard; (iv) the minimum rear yard setback from 40 feet to 3 feet; (v) the minimum rear yard from 20 feet to 3 feet; (vi) the rear yard within 25' of a residence district boundary from 35 feet to 4.8 feet; (vii) the minimum side yard setback from 20 feet to 12.7 feet; (viii) the minimum side yard from 20 feet to 5.5 feet in order to allow parking in the required side yard; (ix) the side yard within 25' of a residence district boundary from 40 feet to 19.8 feet; (x) the minimum street frontage from 100 feet to 61.5 feet; (xi) the minimum number of required parking spaces from 26 to 15; and (xii) the minimum driveway aisle width for 60° parking from 14 feet to 12 feet. The variances are sought for the purpose of converting an existing commercial building into a proposed Café/Market/Bistro and Boutique Hotel (The Stables at Flour & Feed).

3. An inspection of the site, and the evidence and testimony as summarized from the meeting(s), show that:

A. An undesirable change will not be produced in the character of the neighborhood and a detriment to nearby properties will not be created by the granting of the area variances. The variances are necessary because of preexisting conditions that are nonconforming under the current Zoning Code for the proposed new use, and site conditions that limit the number and layout of off-street parking. The Applicant is not changing the footprint or height of the existing building on the site and has proposed the maximum amount of parking spaces that the property can accommodate. Additionally, the Applicant's project will enhance the character of the neighborhood by improving and making use of a property and building that has fallen into disrepair.

- The benefit sought by the Applicant cannot be achieved by some method feasible for the Applicant to pursue, other than the area variances. The variances are sought due to preexisting conditions that are nonconforming under the current Zoning Code for the proposed new use, and site conditions that limit the number and layout of off-street parking.
- C. The requested variances are numerically substantial.
- D. The proposed variances will not have an adverse effect or impact upon the physical or the environmental conditions in the neighborhood or district. As noted above, the variances are needed due to preexisting conditions that are nonconforming under the current Zoning Code for the proposed new use, and the Applicant is not changing the footprint or height of the existing building. The Applicant has maximized the off-street parking that can be accommodated on the property and off-street parking is also available in the nearby Spring Street parking lot.
- E. The alleged difficulty was self-created.
- These area variances should be granted based upon a consideration of the benefit to the Applicant as weighed against the detriment to the health, safety and welfare of the neighborhood or community by such grant.
- G. The minimum variances necessary and adequate and at the same time, will preserve and protect the character of the neighborhood and the health, safety and welfare of the community have been requested.
- 4. The proposed action is an Unlisted action under the State Environmental Quality Review Act ("SEQRA"), and will not result in any significant adverse environmental impact for the reasons hereinbefore set forth.

RESOLUTION

NOW, THEREFORE, BE IT RESOLVED, that it is determined, based on the information and analysis presented to the Board, that the proposed action will not result in any significant adverse environmental impact and a Negative Declaration is hereby issued.

The foregoing resolution was submitted by John Prego and seconded by Margaret Politoski

For the Resolution Against the Resolution Abstaining Absent John Graney John Prego Jonathan Burley Margaret Politoski X Wayne Greenblatt X

NOW, THEREFORE, BE IT RESOLVED, that the application for (i) variances from the Bulk Area Requirements of the Zoning Code to reduce the minimum lot area from 40,000 square feet to 23,943 square feet; the minimum lot width from 100 feet to 63 feet; the front yard from 15 feet to 5.3 feet in order to allow parking in the required front yard; the rear yard setback from 40 feet to 3 feet; the rear yard from 20 feet to 3 feet; the rear yard adjacent to a residential district from 35 feet to 4.8 feet; the side yard setback from 20 feet to 12.7 feet; the side yard from 20 feet to 5.5 feet in order to allow parking in the required side yard; the side yard adjacent to a residential district from 40 feet to 19.8 feet; and the street frontage from 100 feet to 61.5 feet; and (ii) variances from the off-street parking requirements to reduce the minimum number of required parking spaces from 26 to 15 and to reduce the minimum driveway aisle width for 60° parking from 14 feet to 12 feet be granted.

The foregoing resolution was submitted by John Prego and seconded by Wayne Greenblatt

For the Resolution Against the Resolution Abstaining Absent John Graney John Prego Jonathan Burley Margaret Politoski Wayne Greenblatt X

Dated: June 27, 2023 Warwick, New York

JOHN GRANEY, Chairman Unless construction is commenced and diligently pursed withing 6 months of the date of the granting of a variance, such variance shall become null and void. (VL 145-152L)

Construction cannot commence until a building permit is issued.

I, Raina Abramson, Village Clerk, do hereby certify that the foregoing Determination was filed in the Office of the Village Clerk on July 11, 2023, and copies provided to the Building Inspector and mailed to the Applicant.

> RAINA ABRAMSON, CLERK VILLAGE OF WARWICK, NEW YORK

> > Agency Use Only [If applicable Project: 63 Wheeler Avenue

Short Environmental Assessment Form Part 2 - Impact Assessment

Part 2 is to be completed by the Lead Agency.

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

		No, or small impact may occur	Moderate to large impact may occur
1.	Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	V	
2.	Will the proposed action result in a change in the use or intensity of use of land?	V	
3.	Will the proposed action impair the character or quality of the existing community?	V	
4.	Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	V	
5.	Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	V	
6.	Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	V	
7.	Will the proposed action impact existing: a. public / private water supplies?	V	
	b. public / private wastewater treatment utilities?	V	
8.	Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	V	
9.	Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	✓	
10.	Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	V	
11.	Will the proposed action create a hazard to environmental resources or human health?	V	

PRINT FORM

SEAF 2019

Agency Use Only [If applicable] Project: 63 Wheeler Avenue Date: 6-27-23

Short Environmental Assessment Form Part 3 Determination of Significance

For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for shortterm, long-term and cumulative impacts.

Check this box if you have determined, based on the inforthat the proposed action may result in one or more pot environmental impact statement is required.	ormation and analysis above, and any supporting documentation, entially large or significant adverse impacts and an
Check this box if you have determined, based on the inforthat the proposed action will not result in any significant	ormation and analysis above, and any supporting documentation, adverse environmental impacts.
Village of Warwick Zoning Board of Appeals	June 27, 2023
Name of Lead Agency	Date
John Graney	Chairman
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)
PRINT FORM Page	2 of 2

Page 1 of 2

DRAWN BY:

DEP. APPR.

COORD. CK.

P.M. APPR.

CLIENT APPR.

DEPT. CK. M. SANDOR

SHEET TITLE:

WESTERN ADDITION LLC
VILLAGE OF WARWICK, ORANGE COUNTY, NEW YORK

DATE: 06/24/22

JOB NO. DWG. NO. 220115 SCALE: SHEET 2 OF 7 AS SHOWN

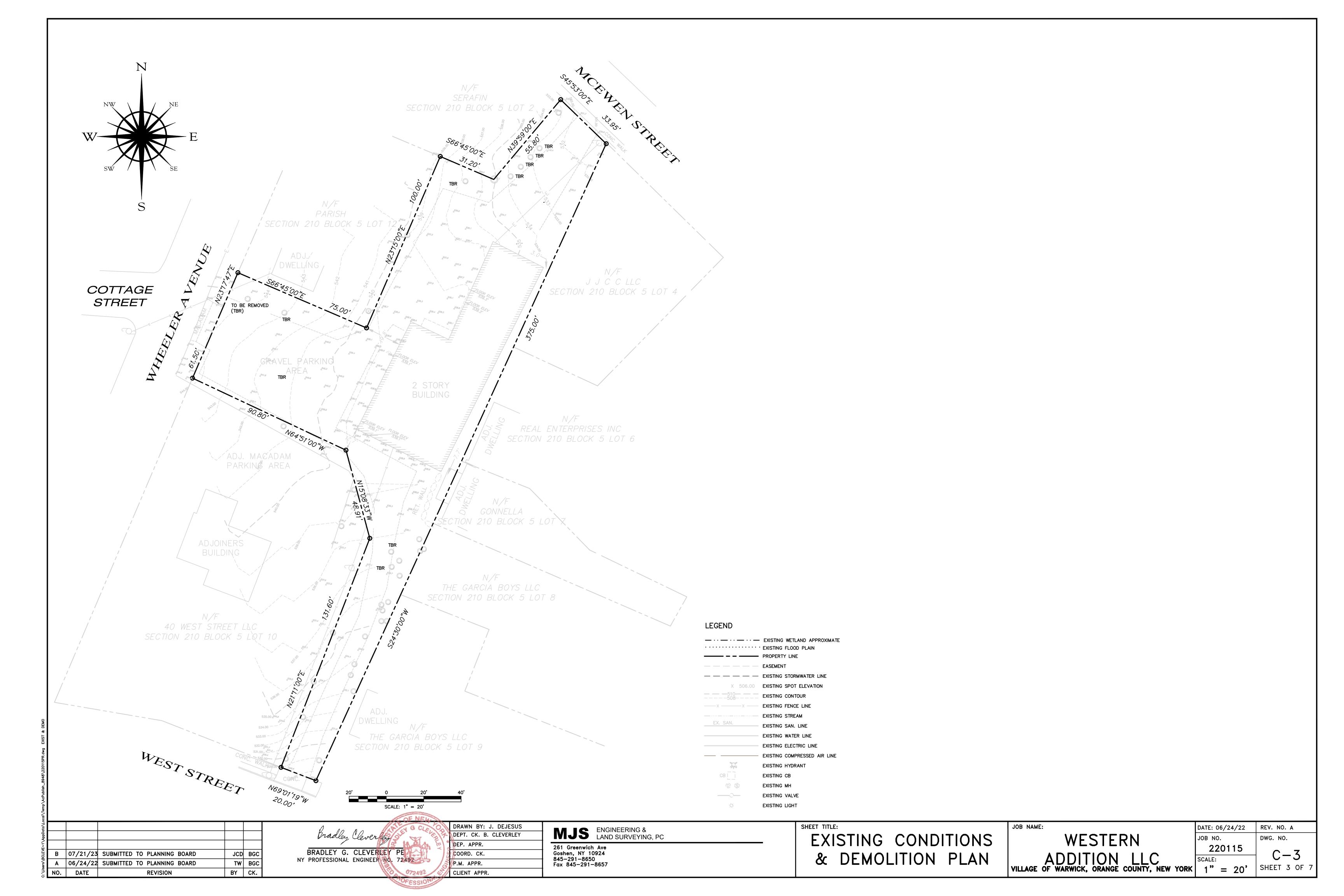
REV. NO. A

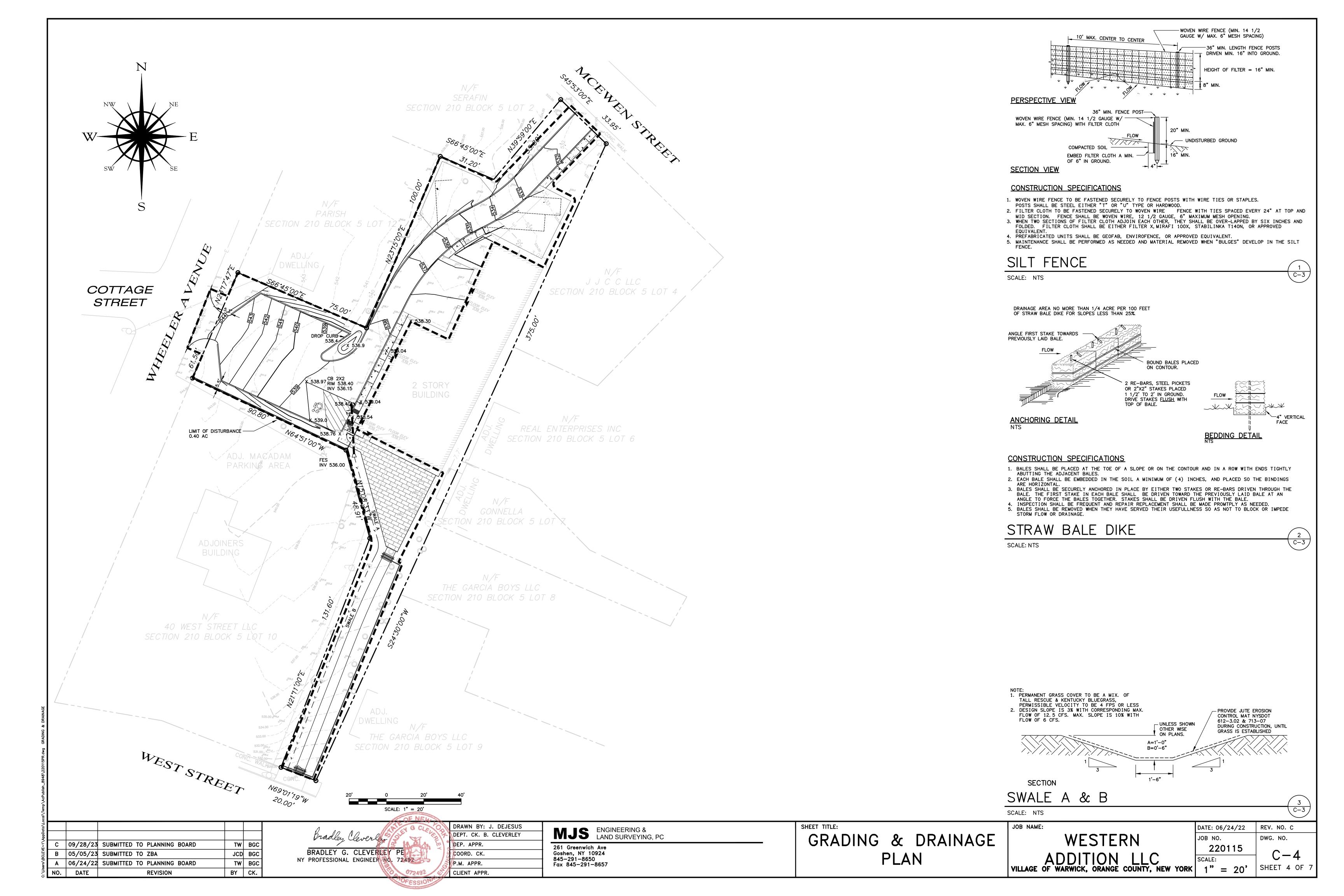
A 07/21/23 SUBMITTED TO PLANNING BOARD JCD BGC BY CK. NO. DATE REVISION

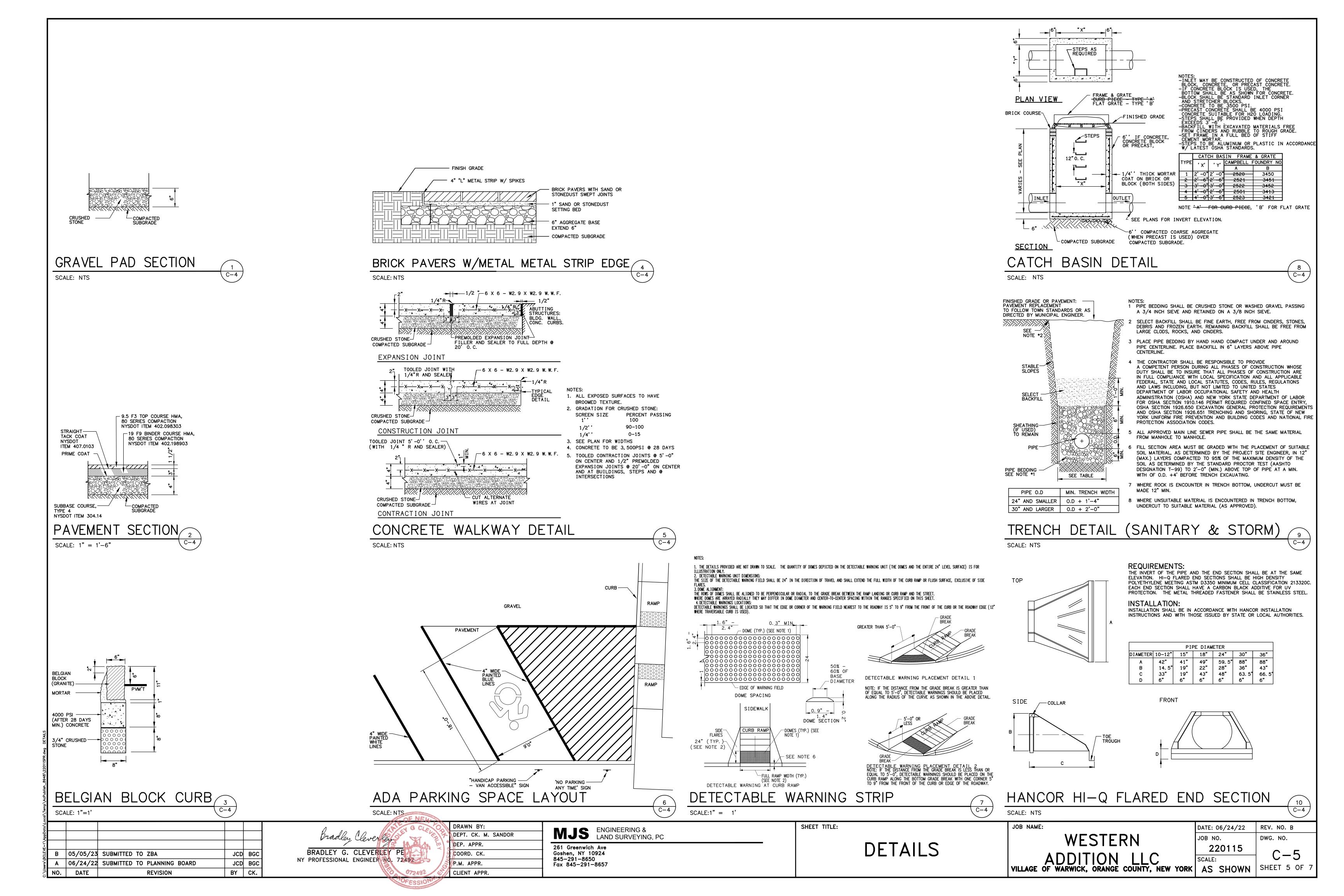
BRADLEY G. CLEVERLEY NY PROFESSIONAL ENGINEER NO. 72492 261 Greenwich Ave

MJS ENGINEERING & LAND SURVEYING, PC Goshen, NY 10924 845-291-8650 Fax 845-291-8657

NOTES







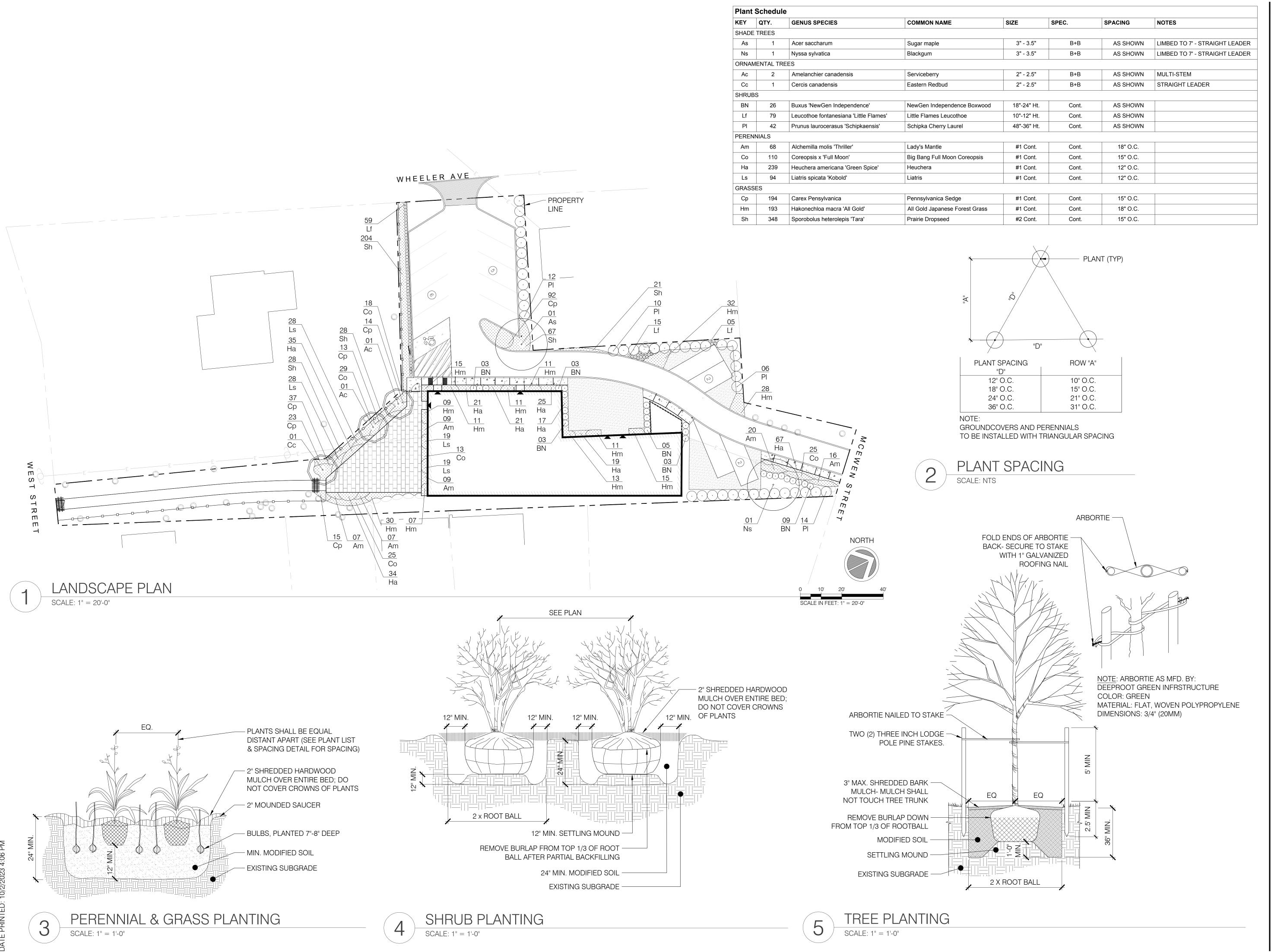


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Comments					
Date					
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	Re	visi	ons	S	

of Warwick NY R3 Addition LLC Western Village

Page 1 of 2



63 Wheeler Ave
Warwick, NY 10990

Site Plan

Client:
Western Addition, LLC
12 Black Walnut Drive
Warwick, NY 10990

Landscape Architect



507 Bloomfield Ave., 2nd Floor Montclair, New Jersey 07042 USA COFA #MH000044

www.arterialstreets.com
Tel / Fax 973 320 9123
info@arterialstreets.com

DRAFT

NOT FOR CONSTRUCTION

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David I. Lustberg
New Jersey Licensed Landscape Architect
NJ LLA# AS00851

Issue:
No. Date Remarks

MM/DD/YYYY Remarks

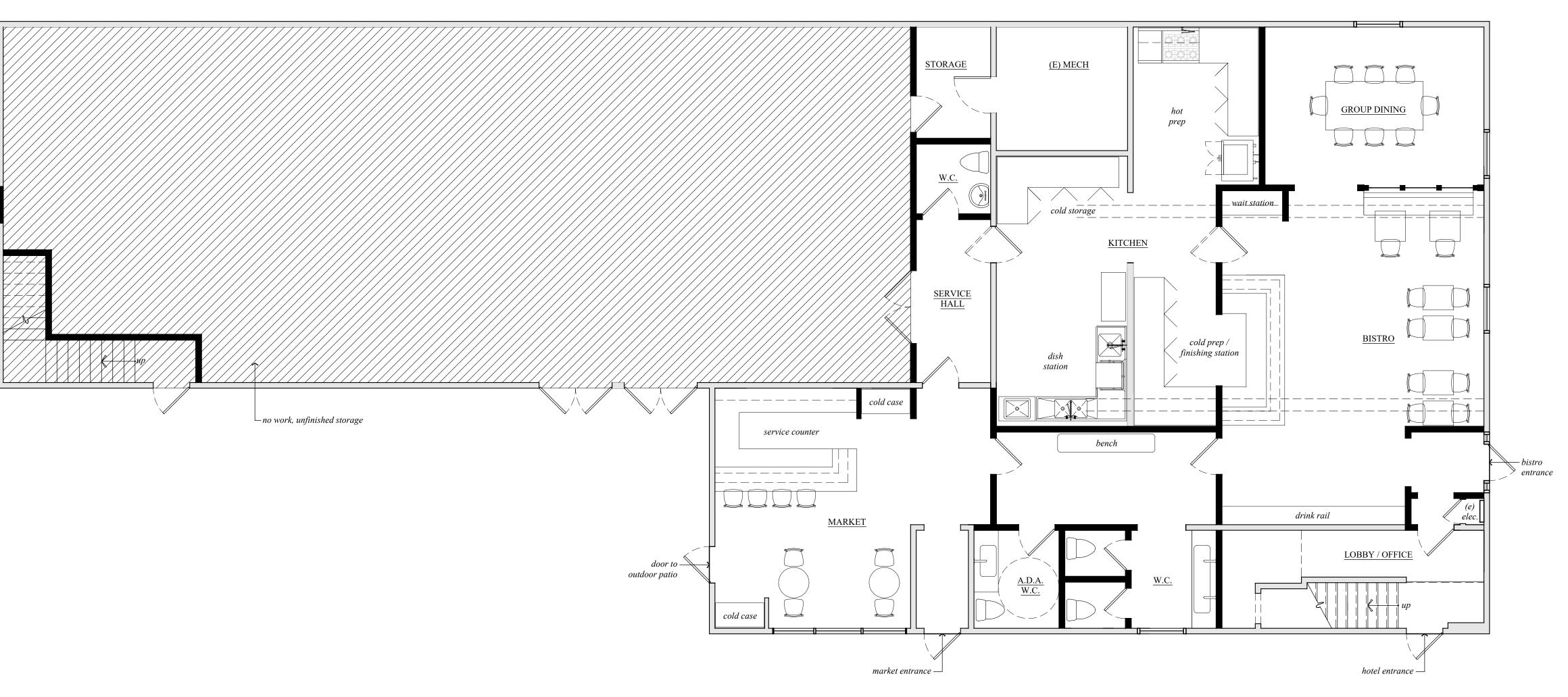
Title:

LANDSCAPE PLAN

wn By:
B. Parian
ecked By:
D. Lustberg

XX of XX

02-2022-162



Flour & Feed FIFTY-FIVE NORTH STREET SUITE 101 MIDDLETOWN NEW YORK 10940 DEGRAN

DEHAAN

A R C H I T E C T S

FIFTY-FIVE
NORTH STREET
SUITE 101
MIDDLETOWN
NEW YORK
10940

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1 Proposed First Floor Plan

A1.01 Scale: 1/4" = 1'-0"

Proposed First Floor Plan

Flour & Feed

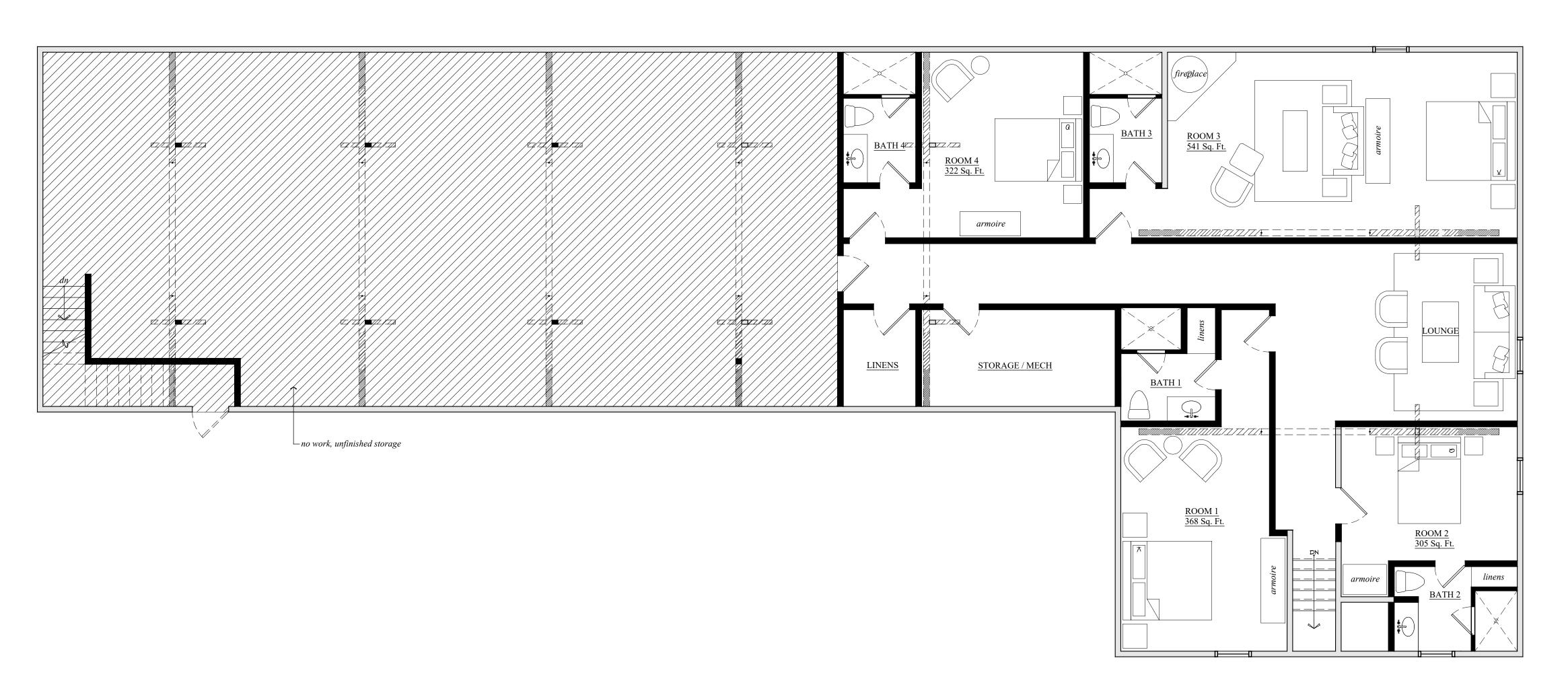
63 Wheeler Ave

Warwick, NY 10990



Drawn By: BGD
Checked By: TJD
Drawing No.

A1.01



1 Proposed Second Floor Plan A1.02 Scale: 1/4" = 1'-0"

Flour & Feed

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Flour & Feed 63 Wheeler Ave Warwick, NY 10990

Proposed Second Floor Plan



Drawn By: Checked By: