

TOWN OF NEWBURGH PLANNING BOARD TECHNICAL REVIEW COMMENTS

PROJECT NAME: FUCHECK SUBDIVISION

PROJECT NO.: 2021-31

PROJECT LOCATION: SECTION 6, BLOCK 1, LOT 11 & 12

REVIEW DATE: 11 APRIL 2024
MEETING DATE: 18 APRIL 2024

PROJECT REPRESENTATIVE: VERMA ENGINEERING & CONSULTING

- 1. The application materials must be updated to correspond to the most recent lot count. Application materials must be signed by all record owners of all lots involved in the subdivision and/or proxies for all owners should be submitted.
- 2. Planning Board Attorney Cordisco's comments regarding construction of the private road within the right-of-way across adjoining property should be received.
- 3. A Private Road Access Maintenance Agreement will be required.
- 4. The private road must be designed consistent with the Town of Newburgh Chapter 161- Street Specifications. Chapter 161-8 Dead Ends, requires a cul-de-sac 100 foot right of way diameter and a fifty foot diameter pavement.
- 5. In accordance with Town Code Section 167- Stormwater Management, a Stormwater Management Plan must be submitted. "157-4(5)" approval of a plan which proposes construction of a town road or private road. A Stormwater Pollution Prevention Plan addressing both water quantity and quality must be provided. All stormwater management facilities must be incorporated into the Private Road Access and Maintenance Agreement for long term operation and maintenance.
- 6. Cross grading easements must be provided based on current grading plan.
- 7. The separation distances between the subsurface sanitary sewer disposal systems and wells should be further reviewed. Location of the subsurface sanitary sewer disposal system on proposed Lot #3 appears to be upgradient of the well proposed on Lot#2. Similar comment for the well and septic on Lot #11.
- 8. Additional contours should be labeled for clarity.
- 9. Evaluate the need for a culvert at station 10 + 00 on the private roadway.

- 10. Prior to final approval of the plans, security for the construction and inspection fees of the private roadway will be required. A cost estimate for the private roadway should be submitted for review and approval.
- 11. A Location Map should be provided on the plans. The current Location Map does not give sufficient information for the project location. Location Map depicted on pg. 3 of 6 merely identifies roadways with leader arrows.
- 12. The previous comment regarding wetland delineation identified that a letter from NYSDEC was provided. Please provide delineation of the Federal Wetlands boundary on the site should be undertaken, particularly on proposed 1-1.
- 13. Comments from the Highway Superintendent regarding the location of the private roadway connecting to the cul-de-sac on Tarben Way should be received.
- 14. Compliance with the Town's Tree Preservation Ordinance must be provided.

Respectfully submitted,

MHE Engineering, D.P.C.

Patrick J. Hines Principal PJH/ltm/kbw

Patrit & Denes



Verma Engineering & Consulting 31 Elk Road Hopewell Junction, NY 12533

April 8, 2024

Mr. John Ewasutyn et al Town of Newburgh Planning Board

RE: MHE Project Number 2021-31, Fucheck Subdivision

Mr. Ewasutyn:

The revised application for the minor subdivision application for the above referenced project, located near 26 Tarban Way, Newburgh, New York on Tax Parcels Section 6, Block 1, Lots 11 and 12, is attached. This application was previously heard on January 18, 2024.

Please let me know which planning board meeting this will be heard at, and if you have any questions or comments on this submittal.

Sincerely,

Verma Engineering & Consulting

Rahul Verma, P.E. Principal Engineer



RESPONSE TO MHE January 18, 2024 COMMENTS

The following responses are provided. The original comment is in *italics*.

Comment 1. The Town of Newburgh Planning Board declared its intent for Lead Agency on 18 November 2021, with a mailing date of 24 November 2021. The project was identified as a Type I Action disturbing greater than 2.5 acres in an Agricultural Zone. The most recent EAF submitted for the project no longer identifies the project in an AG District, however Lead Agency circulation has been complete.

Response 1: No response required.

Comment 2. Updated application proxies should be submitted permitting the applicants representative to appear before the board.

Response 2: Updated Proxy forms were submitted on January 18, 2024.

Comment 3. The application material identifies minor subdivision, while the subdivision will result in 6 lots total with 5 being less than 5 acres, resulting in a Major Subdivision.

Orange County Health Department approval for the Major Subdivision is also required.

Response 3: Plans have been revised to show two lots >5 acres and four lots < 5 acres.

Comment 4. The previous subdivision submitted contained 5 lots where the current subdivision identifies 6 total lots. Additional application fees and escrow deposits are required.

Response 4: Owner will provide.

Comment 5. The applicant's representative are requested to evaluate the private roadway with regard to the 90° turns depicted on the pavement.

Response 5: Plans have been revised.

Comment 6. The private road right-of-way must be depicted on the proposed lots. Front yard setbacks are taken from the resulting 50 foot wide right-of-way.

Response 6: Plans have been revised.



Comment 7. Additional information should be provided on the private road profile. Vertical curve information should be provided. A 7% grade from the cul-de-sac should be evaluated with a smoother transition.

Response 7: Plans have been revised. The proposed private road includes a 120 ft hammerhead at the end in accordance with Appendix D of the 2020 NYS Fire Code.

Comment 8. Well location should be depicted on all lots and a detail of proposed well is required.

Response 8: Plans have been revised.

Comment 9. Subsurface sanitary sewer disposal designs will be required to be submitted.

Response 9: Plans have been revised.

Comment 10. Security for the construction and inspection fees for review of the private roadway are required.

Response 10: Owner will provide.

Comment 11. In accordance with the Town's Stormwater Management Regulations Section 157-4A(5) " a Stormwater Pollution Prevention Plan is required due to the construction of the private roadway."

Response 11: A SWPPP will be prepared.

Comment 12. A survey of the property prepared by a NYS Licensed Surveyor is required. A subdivision plat prepared by a surveyor including metes and bounds for all lots must be submitted.

Response 12: The preliminary subdivision plat is submitted in this application.

Comment 13. A Location Map should be depicted on the plans, in an appropriate scale.

Response 13: Plans have been revised.

Comment 14. It is noted that the majority of the soil testing for septic systems are not located in the areas of the proposed septic systems. Actual deep and percolation tests within the footprint of the septic system and expansion areas are required. 100% expansion areas are shown, while 50% expansion areas are required.

Response 14: Plans have been revised.



Comment 15. The location of the sanitary sewer disposal system on the existing Lot 12-1 as identified on the plans should be depicted.

Response 15: Plans have been revised.

Comment 16. Grading is depicted crossing lot lines. Cross grading easements must be established where grading is proposed to cross lot lines for each lot.

Response 16: Owner will provide.

Comment 17. A 100 foot wetland buffer is depicted on proposed Lot 11-1. The proposed structure is located inside what is depicted as a buffer. In addition, the private roadway is depicted in the area of the buffer in many locations.

Response 17: Plans have been revised to clarify this line is a 100 foot SSDS offset from the wetland.

Comment 18. A Federal Wetland Delineation should be provided to identify the boundaries of the wetlands on the plans. The cover letter identifies that an email from NYSDEC was received regarding their jurisdiction. A copy of this should be provided.

Response 18: The correspondence is attached.

Comment 19. Private Road Access and Maintenance Agreements are required.

Modification to the existing Private Road Access Agreement is most likely required as well.

Comments from the Planning Board Attorney regarding this should be received.

Response 19: Owner will provide.

Comment 20. Comments from the Highway Superintendent regarding the proposed private road location should be received.

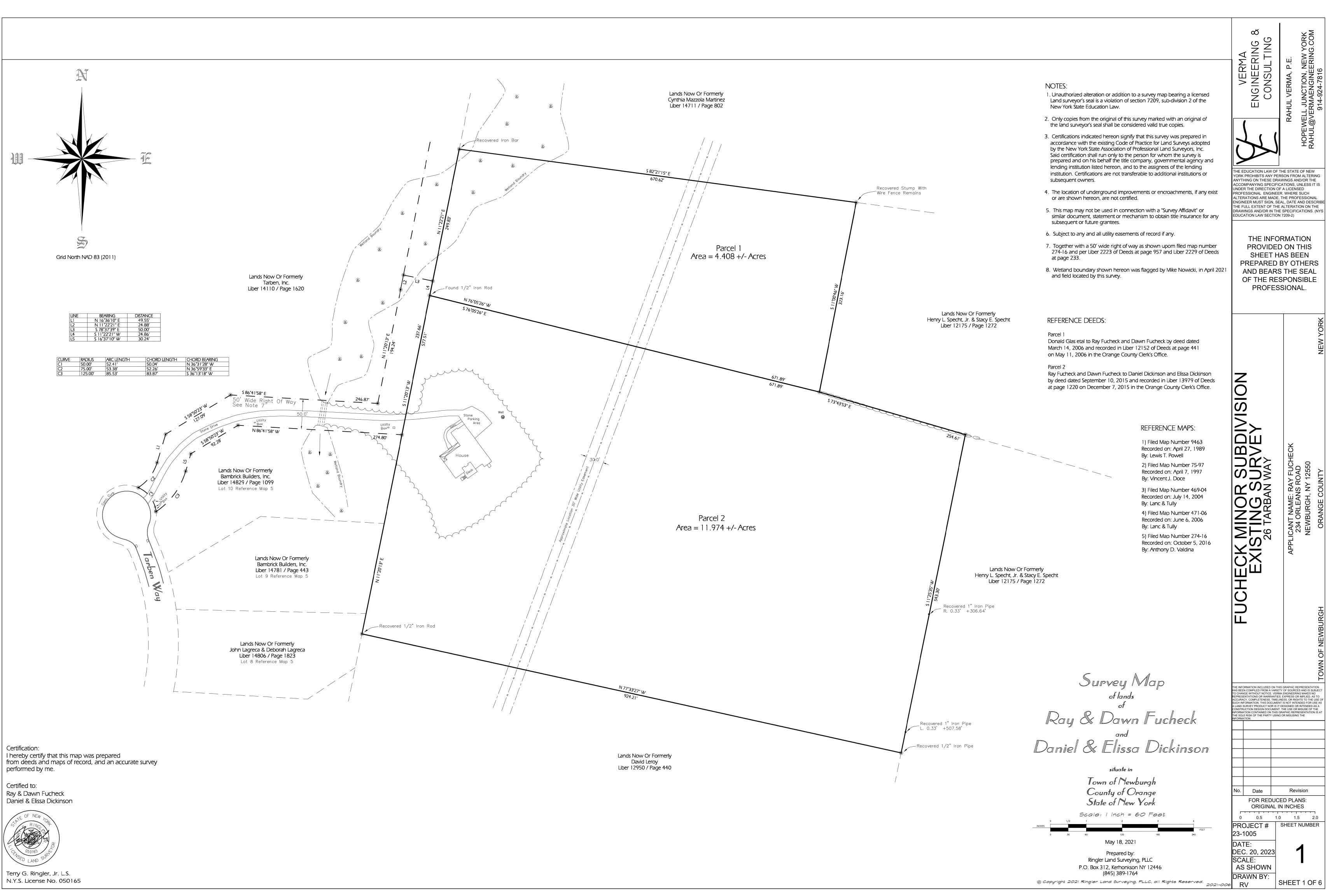
Response 20: The plans were submitted to Mr. Mark Hall on April 4, 2024.

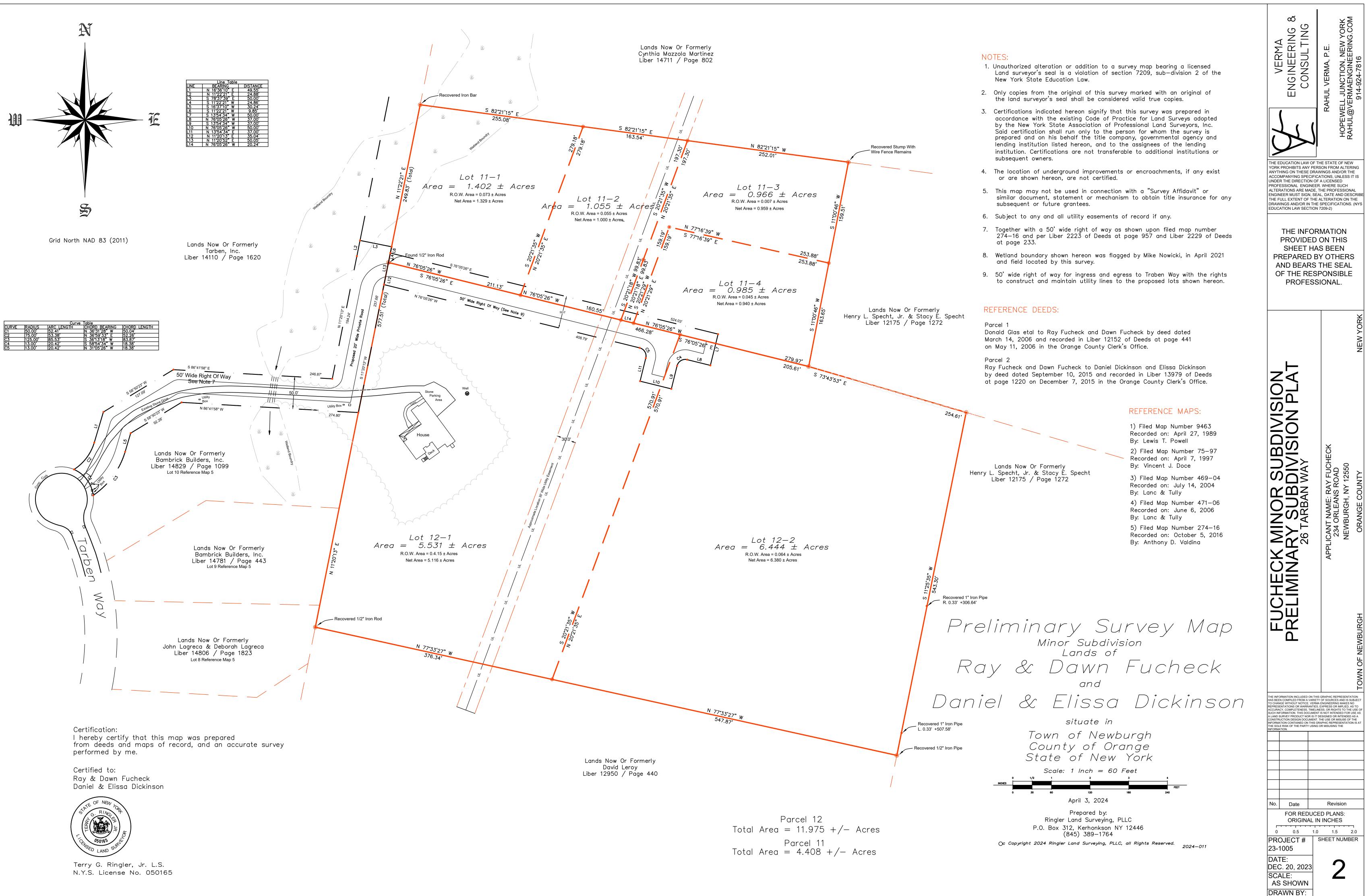
Comment 21. The size of the culverts at the existing driveway future private road should be identified along with inverts of the culverts.

Response 21: Plans have been revised.

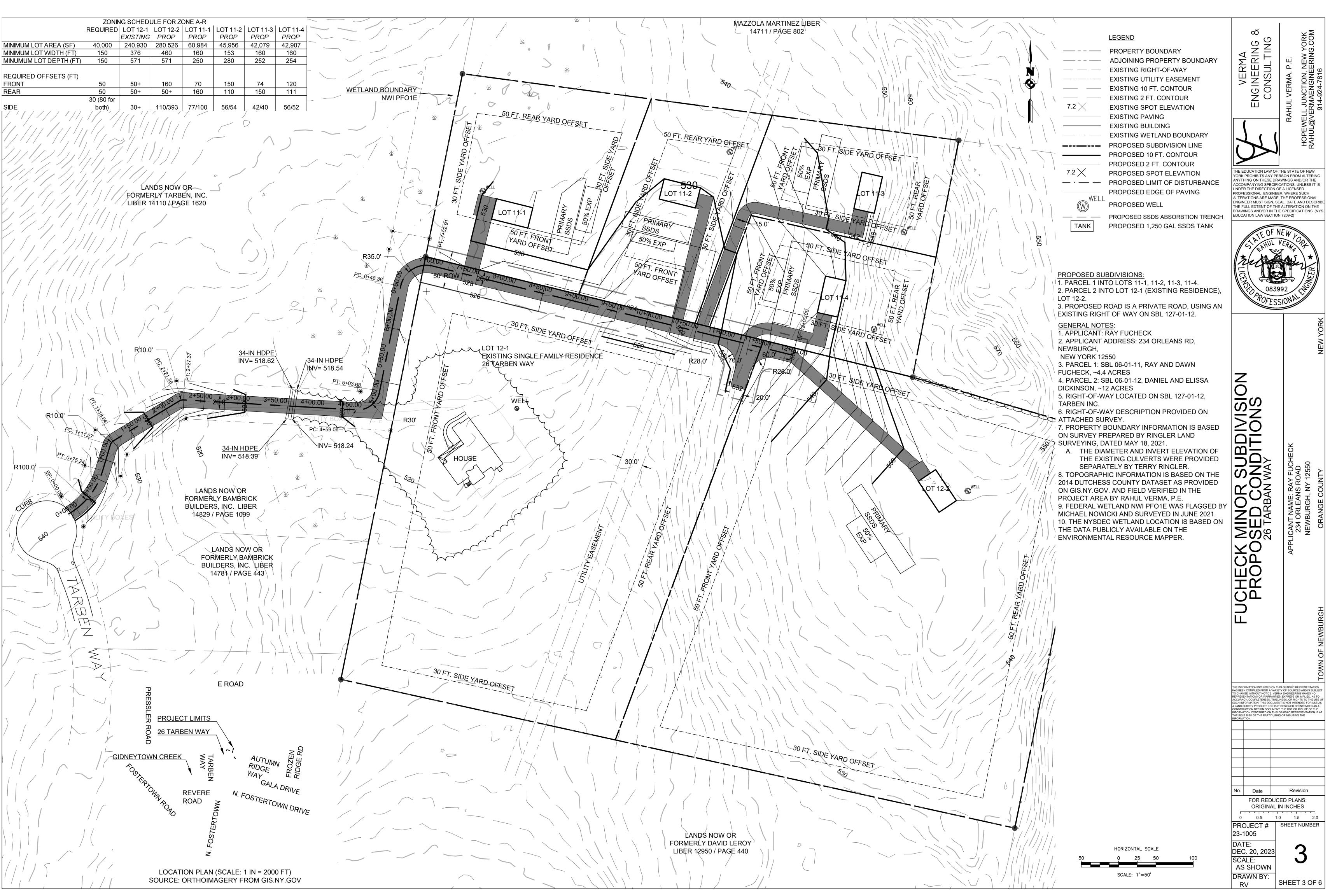
Comment 22. Additional review will be undertaken upon receipt of detailed design plans.

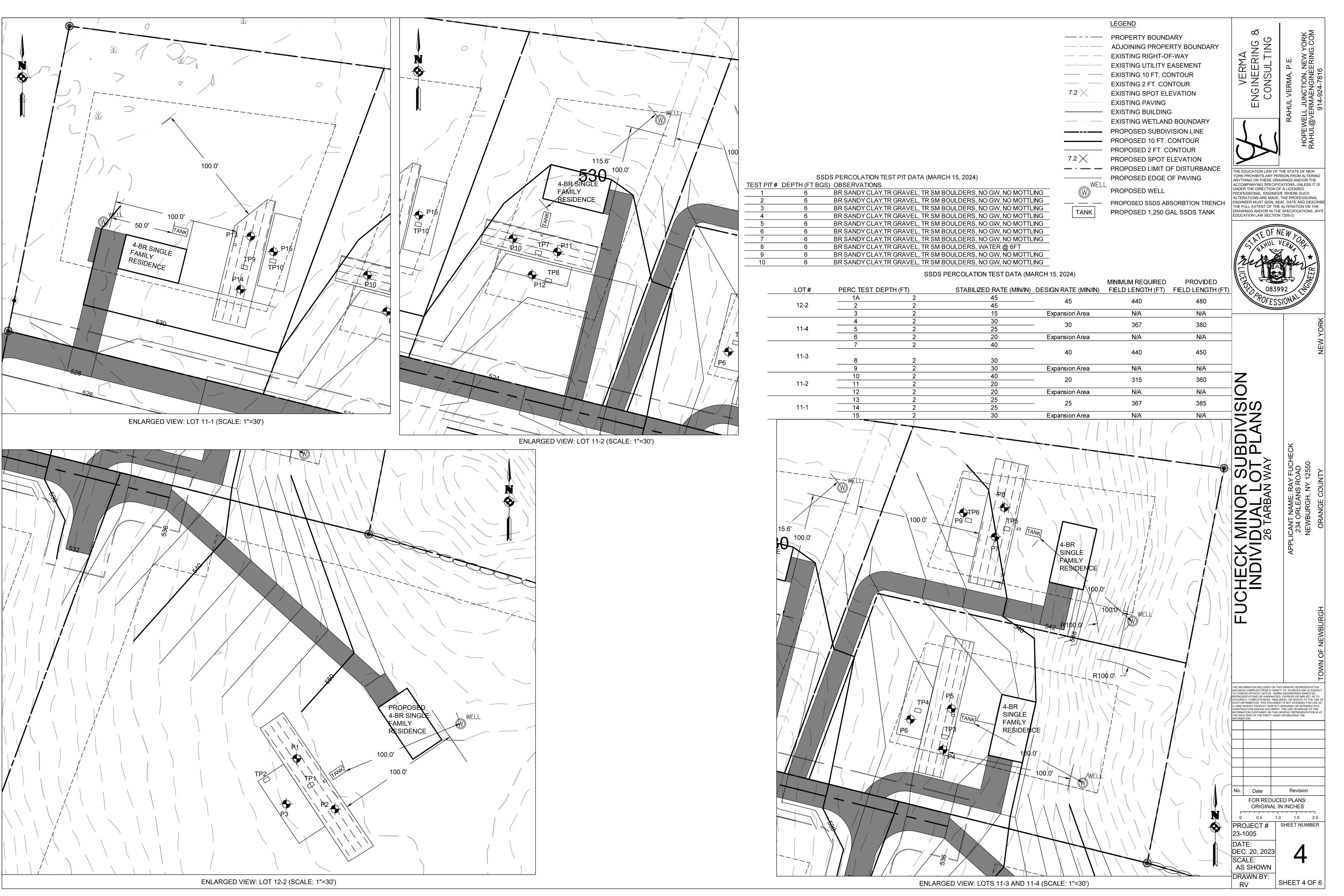
Response 22: No response required.





SHEET 2 OF 6







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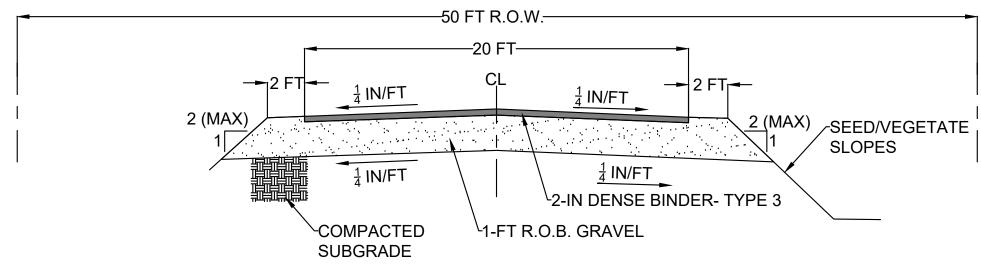
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No.	Date	Revision
		DUCED PLANS:

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PROJECT # SHEET NUMBER 23-1005 DATE: DEC. 20, 2023

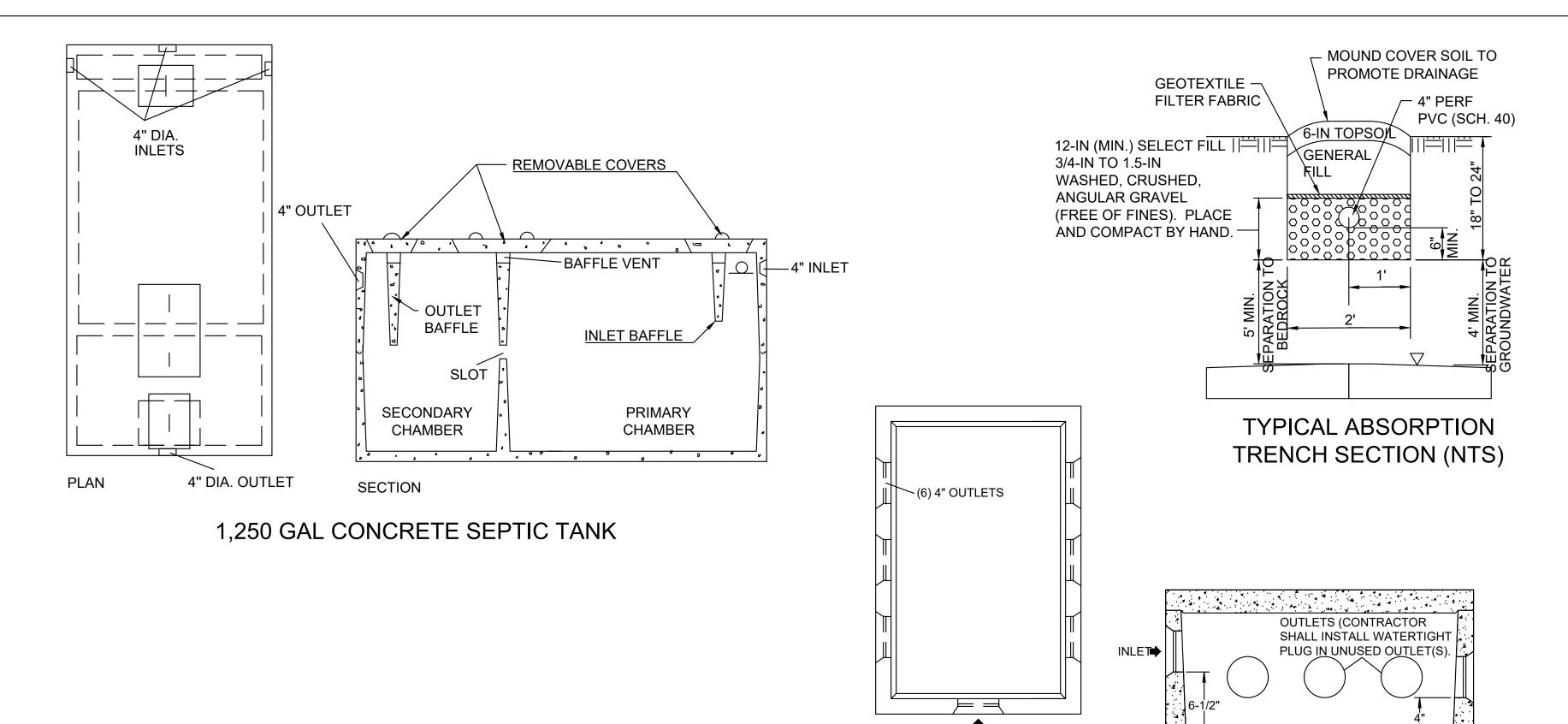
DRAWN BY: SHEET 5 OF 6



PRIVATE ROAD SECTION (NOT TO SCALE)

NOTES:

- 1. THE DETAIL ABOVE IS BASED ON THE TOWN OF NEWBURGH SECTION 161 TYPICAL SECTION FOR A PRIVATE
- ROAD (FIGURE 1).
- 2. IF THE EMBANKMENT HEIGHT EXCEEDS FOUR FEET, A GUARDRAIL SHALL BE INSTALLED.
- 3. CONTRACTOR SHALL REMOVE ALL VEGETATION, TOPSOIL, ORGANICS, AND OTHER DELETERIOUS MATERIAL FROM THE ROAD BED PRIOR TO PLACING ROAD MATERIALS.
- 4. ROAD MATERIALS SHALL NOT BE PLACED IN FROZEN OR SATURATED CONDITIONS.
- 5. SUBGRADE SHALL BE MECHANICALLY COMPACTED TO A FIRM AND UNYIELDING CONDITION.



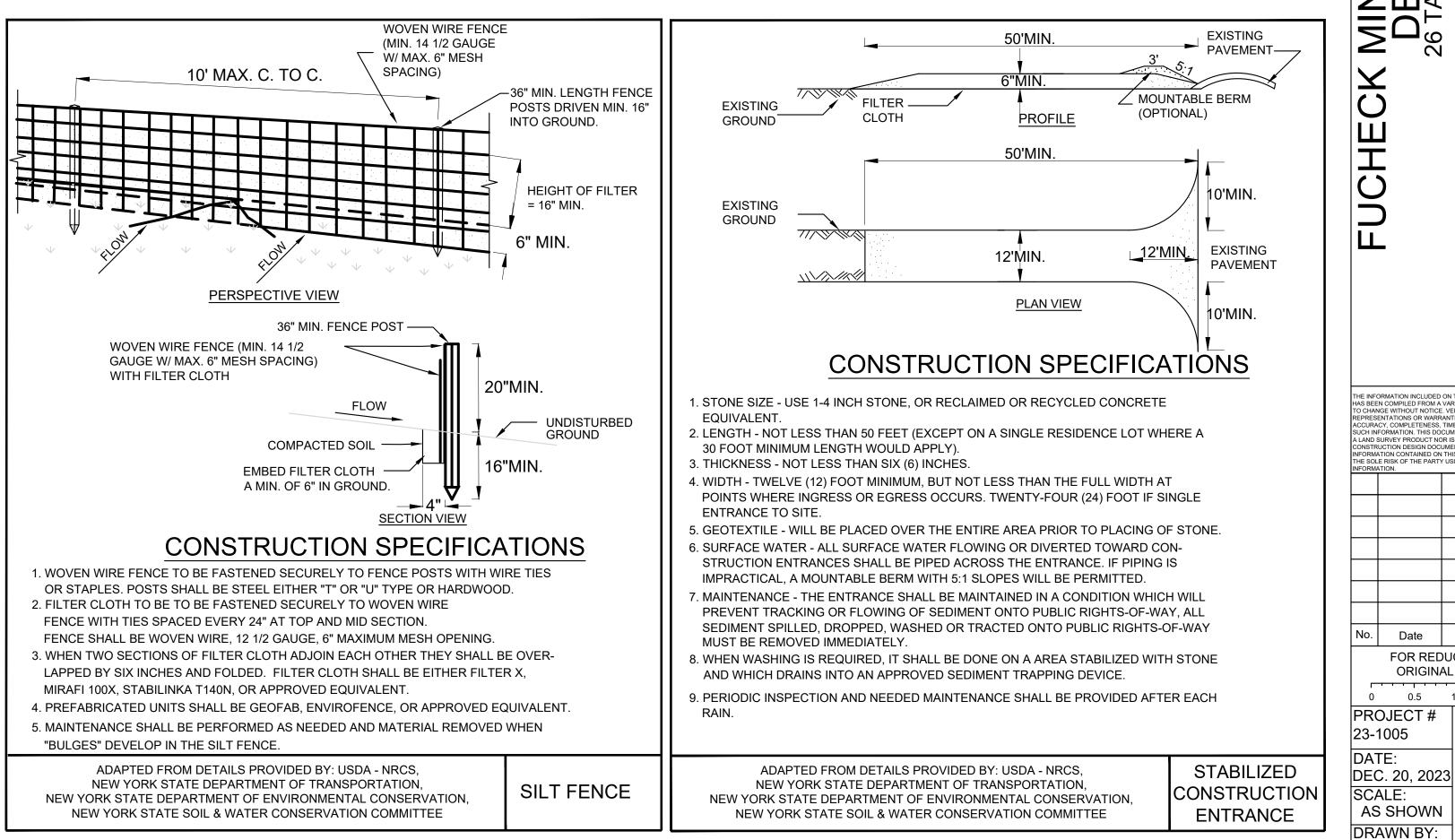
6 OUTLET CONCRETE DISTRIBUTION BOX

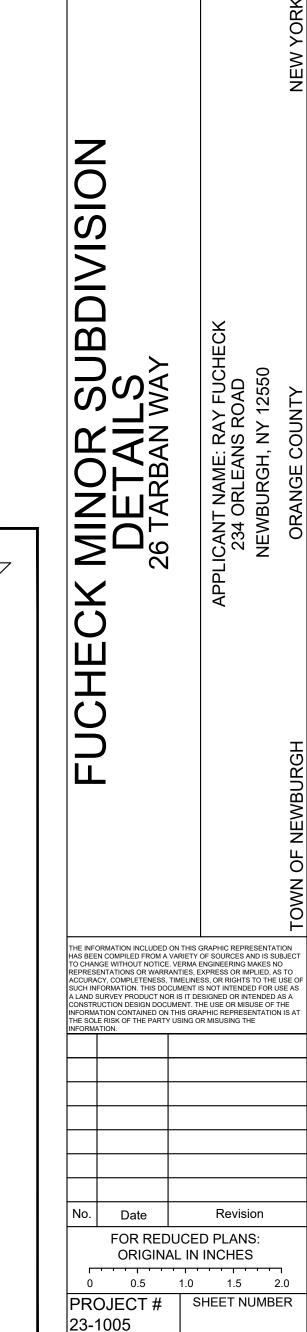
SIDE VIEW

NOTES

- CONTRACTOR SHALL PERMANENTLY SEAL UNUSED OUTLETS.
- 2. SPEED LEVELERS MAY BE USED.

4" INLET





SHEET 6 OF 6

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