Yates County Planning Board Referral Form

Referral # 2015-1
County Use Only

RECEIVED

Date Received JAN – 7 2015

REAL PROPERTY TAX SERVICE
PLANNING DEPARTMENT

Revised 1/2014

Municipality and Referring Agency Town of Jerusalem Planning Board & Zoning Board

Project Address 2808 NYS Rte 54A Penn Yan, NY 14527 Project Tax Map # 60.84-1-4.112

Zoning District Ag-Residential & Scenic Overlay District

Applicant (**Name & MAILING**) Daniel R. Long, RA NCARB (315-781-835)

498 Castle St. Geneva NY 14456 Email danlong315@gmail.com

Property Owner (**Name & MAILING**) Brian & Susan Friguliette (315-536-7843)

2792 NYS Rte 54A Penn Yan, NY 14527 Email susan@java-gourmet.com

Reason for Referral (Prox. to Cty Rd., State Rd., Muni Boundary, etc.) within 500 ft. of NYS Rte 54A Penn Yan, NY 14527

Application Type

- Area Variance ☐
- Use Variance ☐
- Special Use Permit ☒
- Site Plan ☒
- Subdivision ☐
- Text Amendment ☐
- Map Amendment ☐
- Other ☐ _____

Project Description

Expansion of existing Special Use - by removing the current retail store and replacing it with a larger structure to include a retail area a small bistro with limited hrs. and 20 seats to provide visitors an opportunity to view the coffee roasting and packaging operation as well as an opportunity to buy the java-gourmet coffee and coffee products.

Supporting Documents Required (IF N/A, include explanation)

- Municipal Application ☒
- Tax Map or Plat ☒
- SEQR ☒
- Site Plan * ☒
- Variance Criteria ** ☐
- Subdivision Plat ☐ For Subdivision Referrals Only
- Other ☐ _____

Drawing of proposed new building; Pictometry of existing site with existing retail building; GIS Map with Hydrology showing Class C Stream as determined by YCS&W; Flood Zone Map showing Property is in Zone C.

*If Site Plan Review, Site Plan **MUST** be detailed and meet the municipal requirements.

All Variance referrals (Area/Use) **MUST include detailed justifications associated with reason/s for appeal.

Certification: *With the following signature I certify that this application provides a complete description of the proposed local action and is a complete application pursuant to NYS General Municipal Law Article 12b, Section 239-m, part c.*

Elaine Nesbit/ZAP, Referring Official

Provision of required information is the responsibility of the referring agency. Failure to provide such information may result in a significant delay in processing.

Submit To: **Yates County Planning Department, Sbonshak@yatescounty.org or 417 Liberty St. Suite 1093, Penn Yan, NY 14527**

TOWN OF JERUSALEM
3816 Italy Hill Road
Branchport, New York 14418
Phone: (315) 595-2284
Fax: (315) 595-2558

No. _____
Tax Map # 60.84-1-4.112
Lot Size _____
Date _____

Brian/Susan Friedlotter (Owner Name)
2702 CR 54A (Address)
Penn Yan 14527
536-7843 (Telephone #)

BUILDING PERMIT APPLICATION

1. Nature of work (check): Single family home [ ] Seasonal home [ ] Multiple dwelling [ ]
Renovation [ ] Garage [ ] Addition [ ] Farm Related [ ] Other [X] Business 1 story structure

2. Street address or road 2702 CR 54A

3. Change of use or occupancy [X] If business, commercial, or mixed occupancy, state nature and extent of use. Expansion of existing use.

4. Describe project in full Expansion of business, construction of new 1800 sf. 1 story structure, widening of access drive and install of culverts.

5. Square footage – 1st flr. 1800 2nd flr. _____ 3rd flr. _____ Total _____ Basement 1800

6. Name and address of Contractor & Telephone Number TBD.

7. Estimated cost of construction $275,000.00

[X] **PLOT PLAN** (160-65) A dimensioned plan to scale, indicating the shape, size, height and location in exact relation to all property lines and to street or road lines of all buildings or structures to be erected, altered or moved and of any building or structure already on the lot. A current survey may be required.

[ ] **APPROVED SET OF BUILDING PLANS** – Any plans for a Home or an addition over 1500 sq. ft. & All Commercial Buildings will require a Stamp and Certification by a NYS Licensed Engineer or Architect. Any addition costing more than ($20,000) will also require Stamped & Certified Plans by a NYS Licensed Engineer or Architect.

[ ] **WASTE WATER PLANS** – will require a permit to hook-up to [ ] Municipal Sewer [ ] Septic Construction Permit Or [ ] Review of Existing System

** Affirmation: I hereby affirm under the penalties of perjury that the information contained on this application is true and complete.

PA NCARB
Signature of Owner or Agent of Owner

Upon issuance of a building permit, work may proceed as set forth in the specifications, plans or statements as filed with the Code Enforcement Officer. Any amendments made to the original plans and specifications must first be submitted for approval. Building permits shall become void six (6) months from the date of issuance unless substantial progress has been made and may be renewed for an additional six (6) months, upon request, without the payment of an additional fee. Bldg. Permits may be renewed for 1 year upon request and for a fee. Permit Fees are Non-refundable.

NOTE: As a result of the issuance of the Building Permit, the Town Assessor is notified. The assessor will visit the site periodically during construction to judge the percent of completion. This completed percentage is added to the roll annually, and the Owner of Record will be notified of any change each year until the project is judged complete.

APPLICATION

TOWN OF JERUSALEM – PLANNING BOARD AND/OR ZONING BOARD OF APPEALS

Date 12-11-2014 **Fee** 200.00 **Application No.** 1040

The undersigned, being the Applicant(s) hereby petitions the Zoning Board of Appeals for

( ) Area Variance ( ) Appeal of a Decision by Building Inspector
( ) Use Variance ( ) Interpretation (X) Special Use (X) Site Plan

according to the provisions of the Ordinance, Local Laws, Rules and Regulations constituting the Zoning and Planning Ordinances and Regulations of the Town of Jerusalem.

Location of Property 7908 SR 54A

Tax Map No. 60.84-1-9.112 Zone District Scenic Overlay Dist. & Ag-Residential

Description of proposed request Expansion of existing business to include consolidation of operations; seating area and improvements such as widened access drive, on-site water treatment and well.

Building permit application denied by Building Inspector because required site plan review prior to approval as per conditions set by original special use - Art. V, - 160-20 (original spuse); Article XIX; Section 160-101 A(1)(b) and 10-160-43 B (Expansion); Scenic Overlay Article VIIIB, Sec. 160-37.8 & 37.9 D(2)

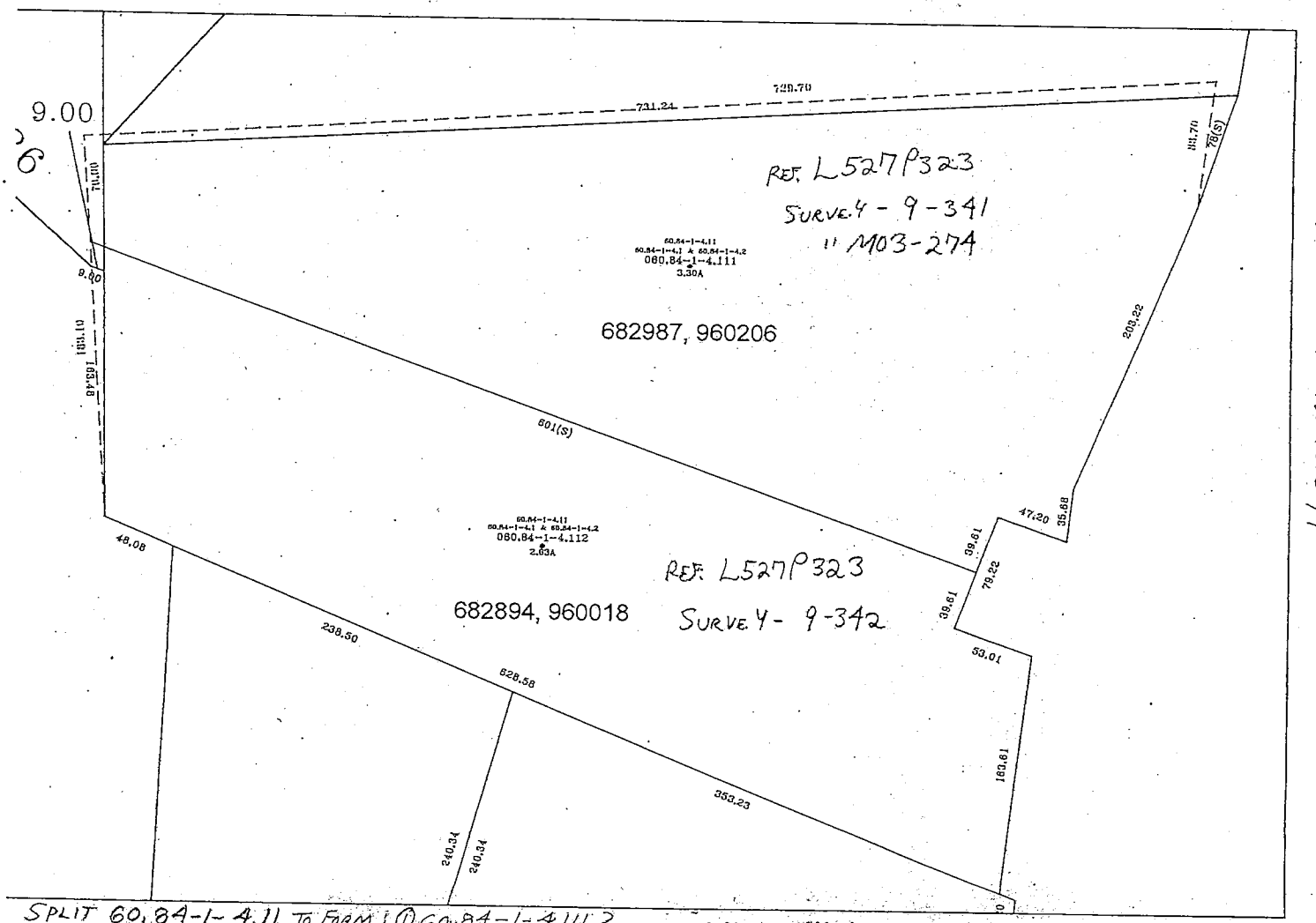
Date: 12-23-14 Building Inspector John H. Phillips

() Use Not Allowed; () Doesn't meet front yd. setback; () Doesn't meet rear yard setback;
() Doesn't meet one or both side yard setback(s); () Exceeds allowable lot coverage; () Exceeds allowable height.

Attached to this application is the following documentation:
(X) Site Plan ( ) Construction Plans (X) Other elevations of proposed building.

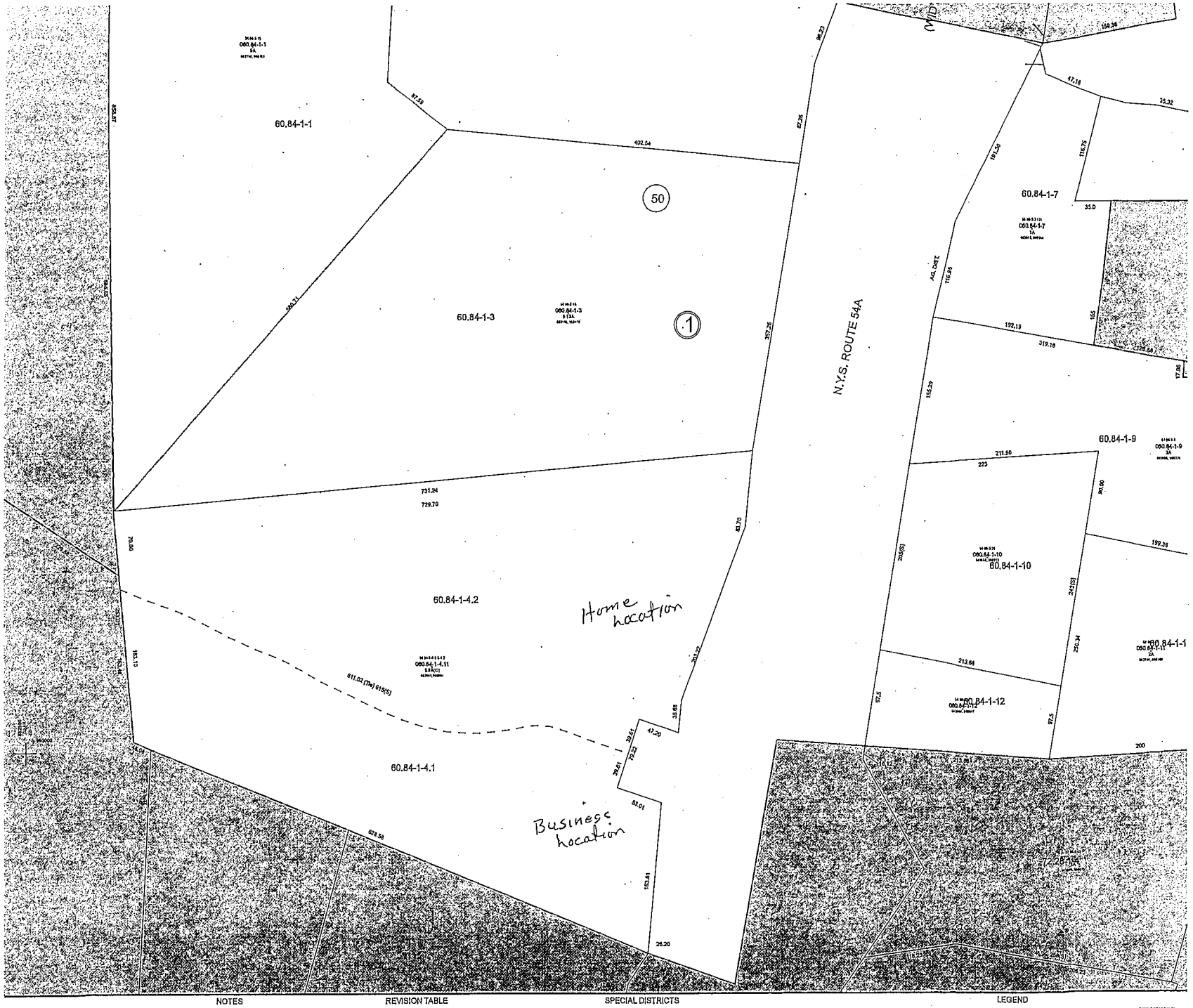
Applicant Daniel R. Long, RA NCARB
Address 498 Castle St. Geneva, NY 14456
Telephone (315) 781-7835
Interest in Property Architect
Property Owner, if other than applicant Brian + Susan Friquliette
Owner's Signature Brian Friquliette (per)
Owner's Address 2792 SR 54A Penn Yan, NY 14527
Owner's Telephone 315/536-7843

NOTE: As a result of your filing this application, notification is given to the Planning Board and/or Zoning Board who will then visit the property siteprior to their review of this application. Your permission for this visit is implied by the filing of this application.

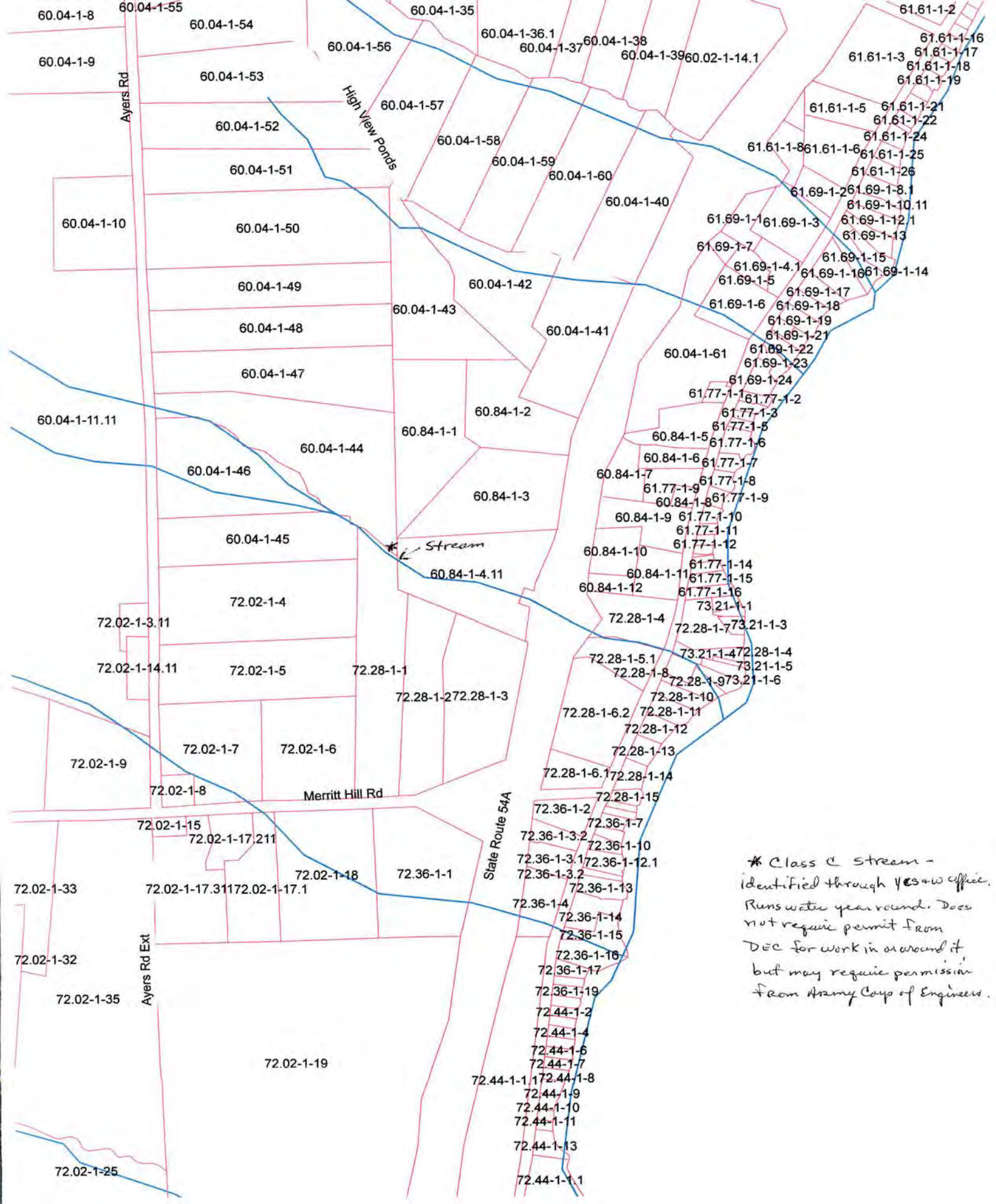


SPLIT 60.84-1-4.11 TO FORM ① 60.84-1-4.111 & NO OWNERSHIP CHANGE
AS PER FILED AFFIDAVIT ② 60.84-1-4.112

JERUSALEM 12-22-14



Properties were always separate deeds - 60.84-1-4.2 Brian & Susan Frigulette owners of Java Gourmet
60.84-1-4.1 (Java Gourmet) (Business)
Joined for Tax Purposes then separated for Business Purposes


60.04-1-8
60.04-1-55
60.04-1-54
60.04-1-9
60.04-1-53
Ayers Rd
60.04-1-52
60.04-1-51
60.04-1-10
60.04-1-50
60.04-1-49
60.04-1-48
60.04-1-47
60.04-1-11.11
60.04-1-44
60.04-1-46
60.04-1-45
72.02-1-4
72.02-1-3.11
72.02-1-14.11
72.02-1-5
72.28-1-1
72.02-1-9
72.02-1-7
72.02-1-6
72.02-1-8
Merritt Hill Rd
72.02-1-15
72.02-1-17.211
72.02-1-18
72.36-1-1
72.02-1-33
72.02-1-17.31
72.02-1-17.1
Ayers Rd Ext
72.02-1-32
72.02-1-35
72.02-1-19
72.02-1-25
60.04-1-35
60.04-1-36.1
60.04-1-56
60.04-1-37
60.04-1-38
60.04-1-39
60.02-1-14.1
High View Ponds
60.04-1-57
60.04-1-58
60.04-1-59
60.04-1-60
60.04-1-40
60.04-1-42
60.04-1-43
60.04-1-41
60.84-1-2
60.84-1-1
60.84-1-3
Stream
60.84-1-4.11
72.28-1-2
72.28-1-3
State Route 54A
61.61-1-2
61.61-1-16
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72.28-1-5.1
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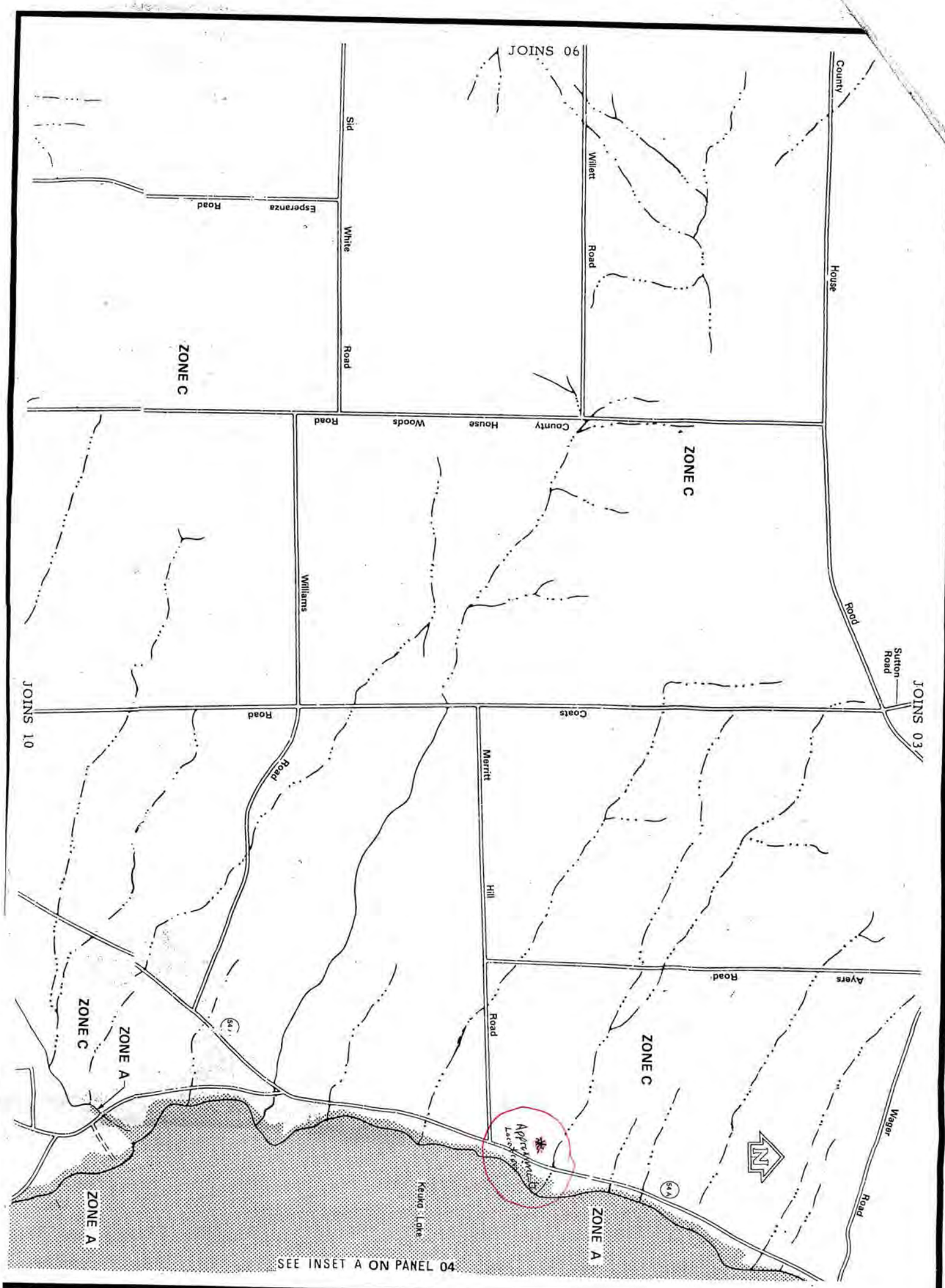
72.44-1-1.1
* Class C Stream - identified through Web GIS office. Runs water year round. Does not require permit from DEC for work in or around it but may require permission from Army Corps of Engineers.



MAP 07

federal emergency management agency

TOWN OF JERUSALEM, NY
(YATES COUNTY)

APPROXIMATE SCALE
1000 0 1000 2000 3000 FEET

FLOOD INSURANCE RATE MAP
COMMUNITY NUMBER 360959 C

EFFECTIVE DATE
JANUARY 20, 1984

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: Special Permit Review: Site Plan and Zoning
JAVA-GOURMET EXPANSION PROJECT (Company Store, Production, Bistro)

Project Location (describe, and attach a location map):
2808 State Route 54A Penn Yan, NY 14527

Brief Description of Proposed Action:
Our plan is to remove the current Company Store (20 X 20) and build a new structure (approximately 35 X 55) along with running a permanent electric line, water (well) and septic system to the property. The new structure will include a larger Company Store/retail area, a small bistro with limited hours and 20 seats, two bathrooms, a small commercial kitchen and a small production area on the main floor for visitors to view our coffee roasting and packaging operation. The basement level will be for storage (currently we rent warehouse space at the Keuka Business Park) and additional production area including our bottling line. There will also be a second level on the back half of the structure which will remain primarily unfinished for the time being with the exception of some office space. This project will allow us to have our entire business operation in one location to make things more efficient and increase sales.

Name of Applicant or Sponsor:	Telephone: (315)536-7843
Brian & Susan Friguliette	E-Mail: susan@java-gourmet.com

Address:
2792 Route 54A

City/PO:	State:	Zip Code:
Penn Yan	NY	14527

	NO	YES
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 governmental Agency? If Yes, list agency(s) name and permit or approval:	☑	☐

3.a. Total acreage of the site of the proposed action? 3 acres
b. Total acreage to be physically disturbed? minimal acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 3 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☑ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☑ Residential (suburban)
☐ Forest ☑ Agriculture ☐ Aquatic ☐ Other (specify): _____
☐ Parkland

	NO	YES	N/A
5. Is the proposed action,			
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 ☐	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO ☑	YES ☐	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO ☐	YES ☐	
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	☐	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☐	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO ☐	YES ☐	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____	NO ☐	YES ☐	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____	NO ☐	YES ☐	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO ☑	YES ☐	
b. Is the proposed action located in an archeological sensitive area?	☐	☑	
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: _____	☐	☐	

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

	NO	YES
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?	☑	☐
16. Is the project site located in the 100 year flood plain?	☐	☐
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	☐	☐
a. Will storm water discharges flow to adjacent properties? ☐NO ☐YES		
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐NO ☐YES		

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____	☐	☐
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____	☐	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____	☑	☐

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: _____ Date: _____

Signature: _____

PRINT FORM

Soil and Water Conservation Districts
in New York State

Protecting Today, Preserving Tomorrow

Yates County
Soil & Water Conservation District
417 Liberty Street
Penn Yan, New York 14527
315 536 5188 fax 315 536 5136
rikaaa@rochester.twcbc.com

January 21, 2015
Shawna Bonshak
Yates County Planning
417 Liberty Street
Penn Yan, NY 14527

Re: Java Gormet

Dear Shawna;

I reviewed the plan for Java Gormet. The plan that was submitted is not in a final form. It lacks details in the following areas.

- The plan is not to scale. Due to the lack of scale I am not able to determine the pre and post construction slopes or the extent of disturbed area. If the disturbed area exceeds 1 acre a complete SWPPP and NYS stormwater permit will have to be filed. If site slopes exceed 15 percent a steep slopes permit application will have to be filed with the town of Jerusalem. The looked at the ariel photo on our GIS system and it is apparent that the distances shown on the plan do not match separation distance in the field.

- The plan does not show post construction topographic contours.

- The plan did not included any erosion or sediment control

- The plan did not include any stormwater management

- The plan lacks detail on driveway construction.

- The plan did not include an approved septic plan. Colby will be addressing this with an additional letter to you.

Our office will be able to complete a final review when the above data is submitted. If you have any other questions please contact me.

Sincerely,

Richard A. Ayers
Conservation District Technician, CPESC

Cc. Elaine Nesbit, Town of Jerusalem

KWIC Keuka Watershed Improvement Cooperative

January 21, 2015
Shawna Bonshak
Yates County Planning
417 Liberty Street
Penn Yan, NY 14527

RE: Java Gourmet

Dear Shawna:

I have spoken to Susan Friguliette regarding the septic system for the proposed expansion to the Java Gourmet building. We discussed the possibility of a septic system to accommodate the needs of the business, but to date, there have been no deep hole or percolation tests witnessed by KWIC. The typical procedure for septic system approval is as follows:

- Complete an application
- Arrange for a site evaluation/deep hole test with KWIC and the engineer
- Submit plans for approval

If you have any further questions, please don't hesitate to call.

Sincerely,

Colby Petersen
Conservation District Technician, CPESC

Cc: Elaine Nesbit, Town of Jerusalem

417 Liberty Street
Penn Yan, NY 14527

Contract Watershed Manager
Yates County Soil and Water Conservation District
Ph. 315-536-5188 Fax: 315-536-5136
Email: cjpetersen@rochester.twcbc.com

750.69
750.69
290.02
194.96
91.08
159.36
56.00-5-9
0.04-1-44
8.54A
59.989
43.13
48.54
87.63
32.44
28.69
62.61
38.00
70.65
188.26
8.00
157.39
371.94
282.85
430.67
54A (WIDTH VARIES)
WEST LAKE ROAD (WIDTH VARIES)
00-5-2
02-1-6

203.22
35.68
47.20
79.22
53.01
163.61
26.20
353.23
781.24
060.84-1-4.11
629.58
240.34
240.34
238.50
48.08
247(S)
163.48
9.00
3.26

JAVA GORMET

PROPOSED EXPANSION OF EXISTING BUSINESS.
JARUSALEM, NY

d.r. long architect + associates
Main Studio: 44 Castle Street
Geneva, NY 14456
(315) 781-2835
www.danlongarchitect.com
Residential - Commercial - Historic Preservation & Adaptive Reuse.

6/28/17

APPROXIMATE CENTERLINE OF GULLY (EXISTING).

611.02'

740'

44°06"

EXISTING LIMIT OF GRAVEL AREA.

PROPOSED LOCATION OF NEW WELL FOR DOMESTIC SUPPLY.

EXISTING BUSINESS STRUCTURE (20'X20') TO BE RELOCATED OFF-SITE.

NEW RETAIL SPACE FOR EXISTING BUSINESS (1800 S.F.) SEATING FOR 20 PERSONS.

740' EL.

NEW PARKING: 11 SPACES

NEW GRAVEL PARKING AREA FOR STAFF AND SUPPLY DELIVERY.

EMPLOYEE PARKING/ DELIVERIES

AREA OF POTENTIAL PARKING EXPANSION TO COMPLY WITH ZONING REGULATIONS. ALL PARKING AREAS AND ENTRANCE DRIVE TO BE COMPACTED GRAVEL.

746'

742'

748'

750'

97.97'

APPROXIMATE TREE LINE (EXISTING)

NEW SEPTIC SYSTEM: 140' ABSORPTION.

NEW ENGINEERED ON-SITE WASTEWATER TREATMENT SYSTEM (OWWTS). FINAL DESIGN TO BE DETERMINED (PARTIALLY-RAISED BED SYSTEM SHOWN).

HATCHED AREA INDICATES APPROXIMATED AREA OF INFILL TO WIDEN ACCESS DRIVE TO PROPERTY AND PARKING AREA.

16' WIDE

EXPANDED ACCESS DRIVE FOR 2-WAY TRAFFIC. (APPROX. 16' WIDE).

EXISTING NYS HIGHWAY EASEMENT FOR DRAINAGE

S 53° 45' 43" W 39.61'

726'

732'

161'-8"

S 36° 36' 08" E 53.01'

S 33° 23' 40" W 163.61'

732'

740'

NYS ROUTE

EXISTING ENTRANCE TO HIGHWAY TO BE PAVED TO REDUCE TRACKING OF GRAVEL INTO HIGHWAY. PAVED AREA SHALL EXTEND 40' FROM SHOULDER INTO EXISTING DRIVE.

N 33° 16' 01" W 628.58'

PROPERTY N/F HART

SUBJECT PARCEL IS:
2808 NYS ROUTE 54A
2.627 ACRES AREA.

N

SITE PLAN

SCALE: 1" = 20'-0"

DRAWING ALTERATION & REPRODUCTION:
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Revisions

No.	Date	Description
1.		

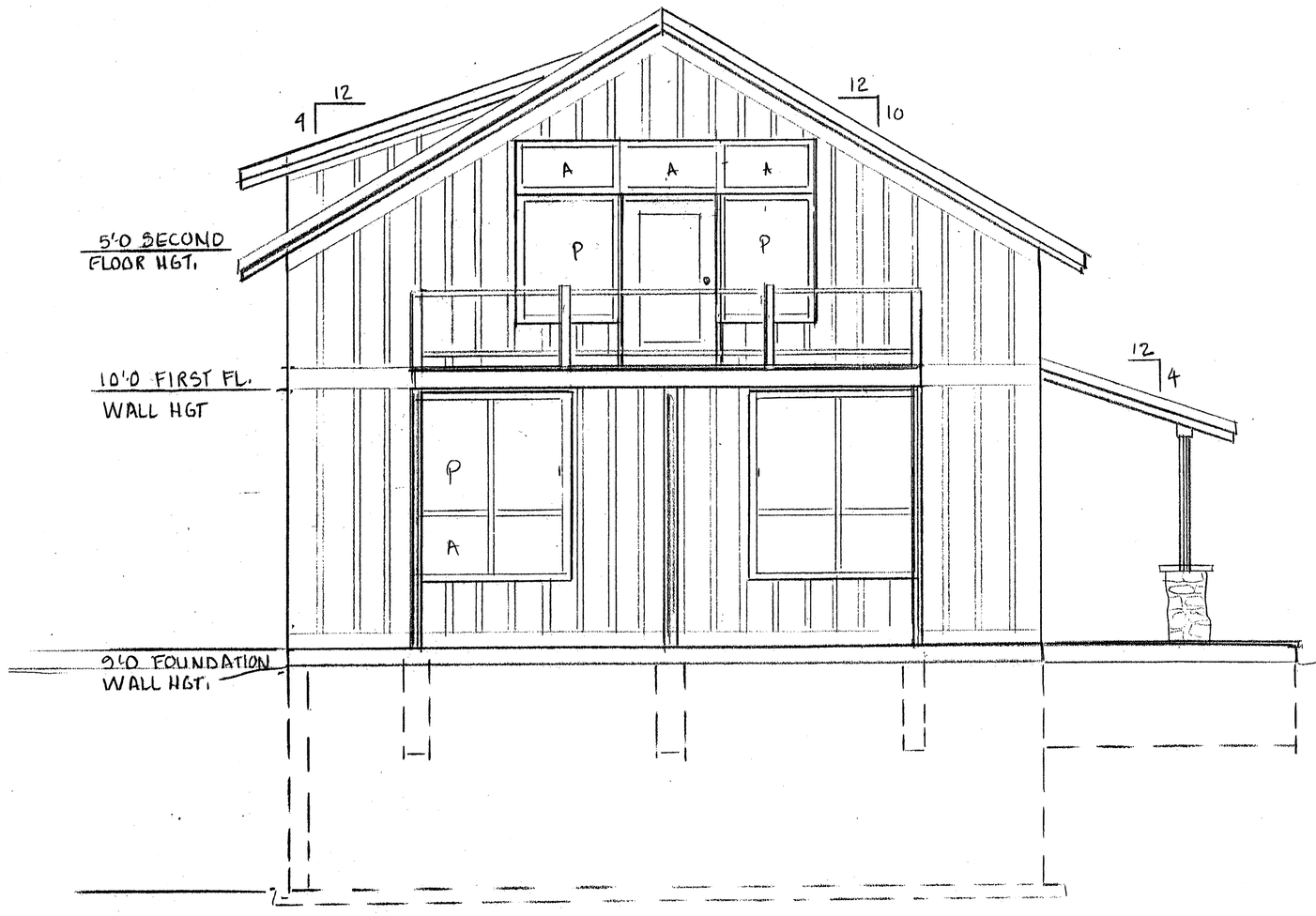
A Design for:
JAVA GORMET

EXISTING BUSINESS EXPANSION
2808 ROUTE 54A
PENN YAN, NY

PROJECT-NO.	14-999
Scale:	AS NOTED
Date:	11/30/14
Drawn by:	Checked by:
MO	DRL

Sheet Title:
SITE PLAN
PROPOSED WORK

Drawing No.
A-1.1



WEST ELEVATION

1/4" = 1'-0

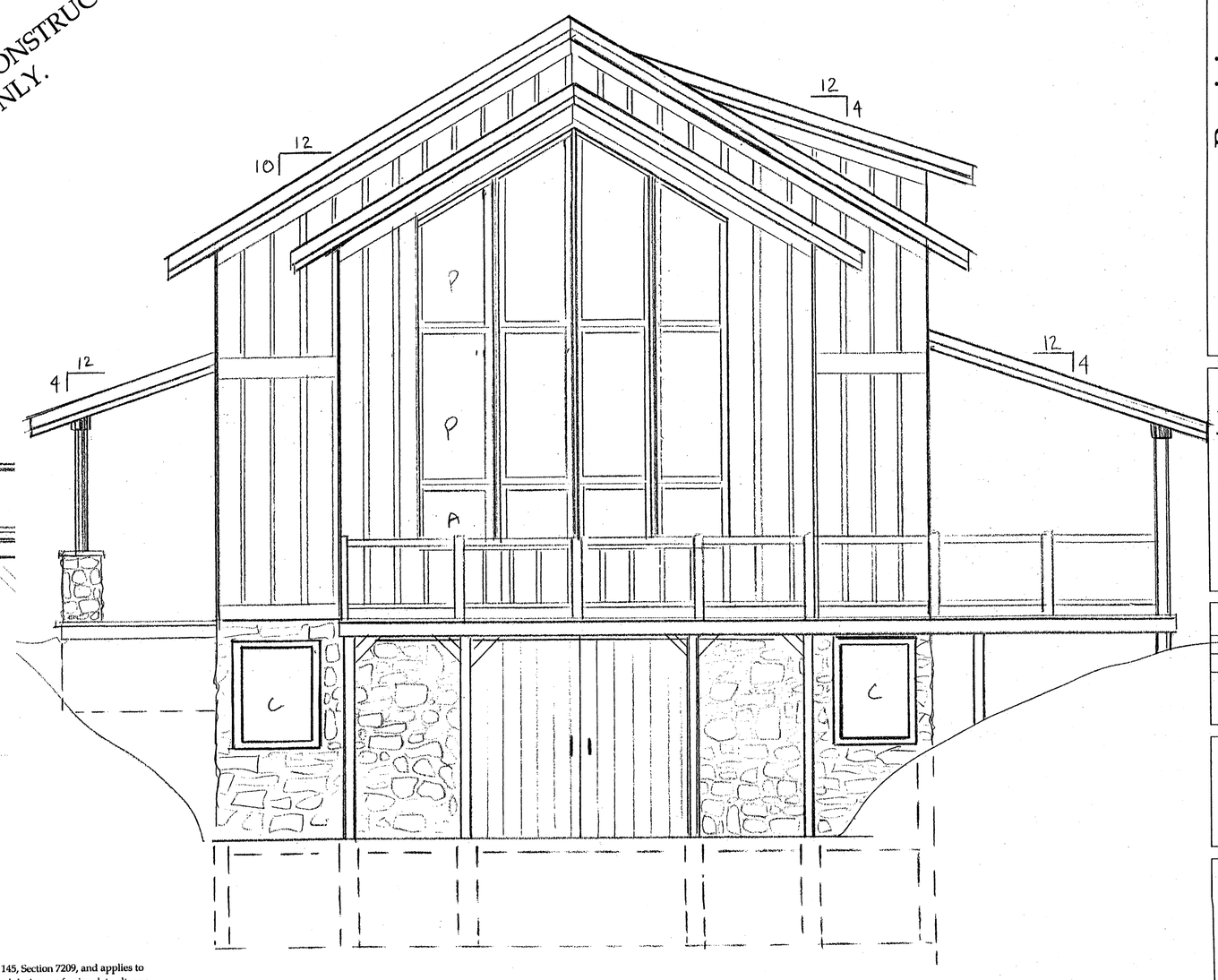
NORTH ELEVATION

1/4" = 1'-0

SOUTH ELEVATION

1/4" = 1'-0

PRELIMINARY : NOT FOR CONSTRUCTION
FOR REVIEW PURPOSES ONLY.



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Residential - Commercial - Historic Preservation & Adaptive Reuse.

Revisions

No.	Date	Description
1.		

A Design for:

JAVA GORMET

EXISTING BUSINESS EXPANSION
2808 ROUTE 54A
PENN YAN, NY

PROJECT-NO.	14-999
Scale:	AS NOTED
Date:	11/30/14
Drawn by: MO	Checked by: DRL

Sheet Title:

PROPOSED BUILDING ELEVATIONS

Drawing No.

A-4.1

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