

TOWN OF HENRIETTA Site Plan Application

APPLICATION N	NO		
PLANNING BOA	RD 🗸	OR ADMINISTRATIVE	
DATE: 7/16/2	2024		
I (we)	Kilmer, Kerry Ventures West Henrietta, LLC Name of Applicant / Business	of1777 East Henrie	tta Road, Building A, Suite 100
		Business A	ddress (Number & Street)
Rochester, N	Town, State, Zip	hereb	y apply to the Planning Board for
Site Plan Revie			
	cated at 4799 West Henrietta Rd		rcial B-1 175.03-1-3.132
	ws, if any, Date: 12/2020		
	OF PROPOSAL: of a new 2,325 sf take out restaura		
through pick	up window. Development of the lot	t will be complete w	ith 26 parking spaces, drive
through pick	up lane, water and sewer connecti	ons, and a stormwa	iter management facility.
Applicant:	Kerry Ventures West Henrietta, LLC	Engineer/Arc	DDS Engineering and Surveying, LLP
Address:	1777 East Henrietta Road, Building A, Suite 100	Address:	45 Hendrix Road
	Rochester, NY 14623		Henrietta, NY 14586
Phone #:		Phone #:	
Email:		Email:	
Property Own	Kerry Ventures West Henrietta, LLC	Business Ow	ner:Chipotle Mexican Grill of Colorado, Inc.
Address:	1777 East Henrietta Road, Building A, Suite 100	Address:	1900 W Littleton Blvd,
	Rochester, NY 14623		Littleton, CO 80120
Phone #:		Phone #:	
Email:		Email:	
Applicant Signa	iture:	Print Name:	Connor Kilmer

Statement of Applicant and Owner with Respect to Reimbursement of Professional and Consulting Fees

In conjunction with an application made to the Town of Henrietta, the undersigned states, represents and warrants the following:

- 1) I/We am/are the applicant and owner with respect to an application to the Town of Henrietta.
- 2) I/We have been advised of, are aware of and agree to comply with the obligation to reimburse the Town of Henrietta for any and all professional and consulting fees incurred by the Town in conjunction with this and any other applications by me/us, including but not limited to engineering and/or legal fees, all as more fully set forth in the Henrietta Town Code.
- 3) I/We have been provided with, or have otherwise reviewed the Henrietta Town Code provisions related to the obligation to reimburse the Town with respect to professional and consulting fees, and agree to comply with the same.
- 4) I/We understand that this obligation shall not be dependent upon the approval or success of the application.
- 5) I/We further agree that in the event the Town of Henrietta is required to refer for collection an outstanding debt for such professional and/or consulting fees due to the Town of Henrietta, I/we shall be obligated to pay the reasonable attorney's fees incurred as a result of the Town's efforts to collect such fees. Reasonable attorney's fees shall also include any and all disbursements that may result from the commencement of litigation.
- 6) Each party to the application, including the applicant and the owner, shall be jointly and severally liable for all consulting and professional fees and expenses incurred in conjunction with the application.

Applicant:	Kerry Ventures West Henrietta, LLC
Ву:	Connor Kilmer
Title:	Project Manager
Dated:	7/15/24
Signed:	fam Kn
Owner:	Kerry Ventures West Henrietta, LLC
Ву:	Jim Neu
Title:	VP & CFO
Dated:	7/15/24
Signed:	- Gin U



Team + Vision = Solution²

Heavy Civil Construction » Underground Utility Construction » Site/Civil/Utility Design » Energy Services

July 17, 2024

Town of Henrietta Planning Board Mr. James Grunert, Chairman 475 Calkins Road Rochester, NY 14623

RE: 4799 West Henrietta Road-Lot 2 Development

Chairman Grunert and Board Members:

On behalf of Kerry Ventures West Henrietta LLC., we submit the following materials for consideration of Final Site Plan Approval:

- 14 copies of this Letter of Intent
- 14 copies of the Letter of Authorization
- 14 copies of the Site Plan Application
- 14 copies of the completed Site Plan Checklist
- 14 copies of the Short Form EAF
- 14 copies of the Site Plan Drawing Set
- 14 copies of the Building Elevations and Renderings
- \$150 Site Plan Application Fee
- \$700 Engineering Plan Review Fee

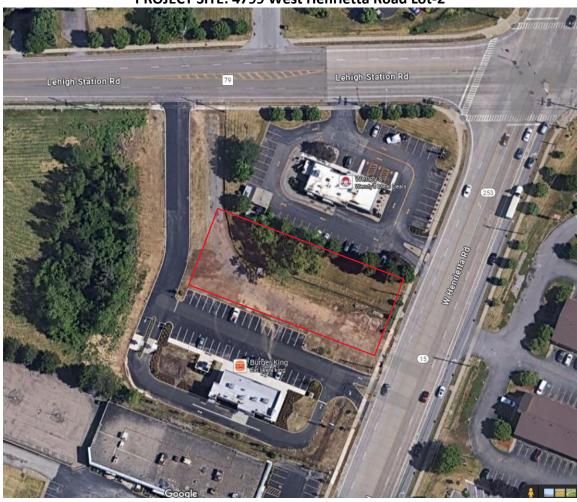
The 0.63-acre subject property is located at 4799 West Henrietta Road (Lot 2), in the Town of Henrietta Commercial B-1 Zoning District (Tax ID 175.03-1-3.132). The developer wishes to construct a +/- 2,325 SF quick service restaurant in accordance with the subdivision and master plan which was approved by the Planning Board in April of 2021.

The new restaurant will include outdoor patio seating and a 12' wide drive through lane for pickup orders only. The development will consist of drive access to the new private drives constructed for the Burger King Project on Lot 1, giving the property access from West Henrietta Road (NYS-15) and Lehigh Station Road (C.R. 79).

The project also includes 26 parking spaces (2 ADA parking spaces), a stormwater management facility, new water service, new sanitary service, public sewer main for future developments, and new lighting/landscaping.

Since the restaurant will include outdoor patio seating and takeout service, the applicant is looking to obtain a Special Use Permit for this development from the Town Board. An application is being submitted to the Town Board concurrently with this application.

The project will disturb approximately 0.65 acres. This project is part of a larger master plan between all three lots of the previously approved development and therefore will fall under the current NYS SPDES General Permit GP-0-20-001 for stormwater discharges. The current permit number is NYR11H960. No changes are proposed to the previously reviewed and approved stormwater management facilities shown in the plans.



PROJECT SITE: 4799 West Henrietta Road Lot-2

We respectfully request to be placed on the August 20th, 2024, Planning Board agenda for consideration of Final Site Plan Approval. We look forward to discussion of the merits of this proposal at that time. Please contact me directly with any questions requiring attention prior to the meeting. Thank you,

Regards,

DDS Engineering and Surveying, LLP

Sean Condon, E.I.T.

Sr. Project Engineer



Team + Vision = Solution²

Heavy Civil Construction » Underground Utility Construction » Site/Civil/Utility Design » Energy Services

July 16, 2024

Town of Henrietta Planning Board Mr. James Grunert, Chairman 475 Calkins Road Rochester, NY 14623

Re: 4799 West Henrietta Road-Lot 2 Development

Mr. Grunert:

Kerry Ventures West Henrietta, LLC hereby authorizes DDS Engineering and Surveying, LLP to act on our behalf to obtain the necessary approvals from the Town of Henrietta for the development of the proposed quick service restaurant located at 4799 West Henrietta Road Lot-2 in the Town of Henrietta. Anticipated approvals include but are not limited to, Site Plan Approval from the Town of Henrietta Planning Board and Special Use Permit from the Town of Henrietta Town Board.

Should you require any further information, please reach out to Sean Condon at DDS Engineering and Surveying at .

Regards,

Digitally signed by Connor Kilmer
DN: C=US,
Connor Kilmer

OD-Onohoe Management,
CN=Connor Kilmer
Date: 2024.07.17 07:59:27-04'00'

Signature

Date: 7-17-24

SITE PLAN CHECKLIST

4799 West Henrietta Road Lot 2 PROJECT NAME: APPLICATION No. X Acceptable plans size to match the New York State Legal Filing Size (22" x 34"), prepared with india ink on mylar. Except in the simplest form of site plan application, the proposal package should contain at least the following drawings: a. Site Plan X Х b. Utility Plan c. Grading Plan X X d. Landscape Plan X e. Lighting Plan X f. Profiles and Construction Details X g. Building Elevations The Title Block should contain the following: a. Proposed Name of Development X b. Location of Development X c. Name, Address, and Telephone Number of X Developer or Applicant X d. Name, Address, and Seal of Engineer, Architect, and/or Land Surveyor X Show General Location Map (sketch). North should be located at the top of the drawing. X A scale of not more than fifty feet to the inch is to be used. 5 X Show names and tax account numbers of adjacent lands. 6 X Indicate zoning by note. If more than one area, delineate the zoning on the plan view. X By plan note, list all variances and special permits accompanied by Application Number and approval date. X Show dimensions and bearings or angles of all property boundary lines. Show area to nearest square foot and 0.00+ acres X 10 Show a tie distance from the proposed site to nearest road intersection X Show location width and type of all existing and/or proposed easements on the plan. Also, 11 tabulate all of the easements on the plan and key by identifying numbers.

X

SITE PLAN CHECKLIST

4799 West Henrietta Road Lot 2 PROJECT NAME: APPLICATION No. X All State, County, and Town Survey Monuments on the site and within 100 feet of the site must be shown. Indicate on the plan the proposed protection from damage for the "on site" monuments. If no monuments exist on the site, a certification to that affect shall be placed on the plan by the surveyor. X A Letter of Credit in the amount of \$1,000.00 per monument will be required as protective measure for all Town, County, State, and Federal Monuments on site or those affected by the proposed construction. X 14 List the names of existing streets, their legal width, and jurisdiction. X 15 Show all existing driveways (curb cuts) within two hundred (200) feet of the proposed development as well as driveways (curb cuts) within two hundred (200) feet on the opposite side of the road. Show planned use for the proposed structure (i.e. office etc). X X Show proposed and/or existing setbacks. 17 X Show parking requirements (indicate the proposed and required). 18 Show the fire lanes. X 19 The Landscaping Plan must be of the same scale as the Site Plan and contain the 20 following minimums: a. To scale plot of proposed trees and/or shrubs X b. The plan must contain a table of quantities. See Appendix for proper requirements. X X c. Enlargement details for areas of proposal that are not legible at the plan scale. X d. The Planning Board requires that the Landscape Plan be signed off by a Licensed Landscape Architect or Certified Nursery Professional. X e. The Planning Board may also require that the proposed landscape be installed by a Certified New York State Nurseryman. X f. The Planning Board may require a Letter of Credit in the amount of the Landscape Contract and that the Letter of Credit be for a two year period to guarantee growth. X g. The Planning Board may also require that a Landscape Record Drawing, certified by a Licensed Archited, be provided. (Note: a Letter of Credit will be required to insure completion.)

All architecture plans must include elevation drawings of the proposed structure and be

fully dimensioned, horizontally and vertically.

X

X

SITE PLAN CHECKLIST

4799 West Henrietta Road Lot 2 PROJECT NAME: APPLICATION No. X 22 Indicate the architectural treatment of the proposed and/or existing buildings, including the type and color of the proposed finish materials. All proposed buildings should have a masonry front (road view) elevation. Renovation to existing buildings will be evaluated on an individual basis. X Please plan to bring samples of the proposed architectural materials to the meeting. X The following statement should appear on all Site Plans: "As an integral part of this approval, the Planning Board expressly approves the color, textures, and finish of the building as depicted on site elevations or other documents submitted with this application. Any proposed change in color, texture, or finish of the building, from that approved by the Planning Board shall require a re-application for review and approval of the Planning Board." X A separate Lighting Plan will be provided showing the proposed lighting to the nearest candle power, as measured at ground level. See Appendix. X 26 Indicate existing and/or proposed lighting locations, including height, type, and wattage. The Planning Board may require that a Lighting Record Plan certified by a Professional Engineer by supplied. X 27 Show existing and proposed contours based on U.S.C. & G.S. Datum. Reference source of datum and show plan benchmarks. All contours shall be carried a minimum of one hundred (100) feet offsite. X 28 Show existing drainage system and proposed drainage system. Storm drainage to offsite facilities must be shown on plan and profile to the satisfaction of the Town Engineering Department. X 29 If the parking lot is to be used for stormwater detention, limits of this area are to be indicated on the site and grading plans. Show wetland and buffer zone limits (when applicable). X

33 In plan and profile, show location of the proposed sanitary sewer systems including sewer systems including proposed laterals (plan only). Include all proposed elevations, grades, pipe

In plan and profile, show location, size, rim elevations, and all invert elevations of the existing sanitary sewers. Include the nearest manhole on either side of the proposed development.

Show floodplain and floodway limits (when applicable).

SITE PLAN CHECKLIST

PROJECT NAME:	4799 West Henrietta Road Lot 2	APPLICATION No.	
-		-	!

sizes, and details of any water crossings.

- Show location and size of proposed water services and/or watermains including shutoff valves.
- 35 Show location of fire protection systems components.
- Show location of dumpster (when applicable). All dumpsters must be enclosed in a masonry enclosure on three side with a gate on the fourth and shall be finished to match the proposed or existing structure. The closure should not be visible to the public.
- Indicate a curbed landscape mall with a minimum width of twenty (20) feet as required in commercial lands and industrial lands granted commercial use by special permit. Full depth cast-in-place concrete curb or granite curb must be installed.
- The Site Plan must be prepared from a current Instrument Survey (less than 12 months old). The Instrument Survey shall be certified as having been prepared using the current New York State Association of Professional Land Surveyors (NYSAPLS) Code of Practice and the Genesee Valley Land Surveyors Association Monroe County Bar Association (GVLSA-MCBA) Standards. Credit the Instrument Survey and supply four copies of the map the Town Engineer.
- 39 If the site contains materials to be buried on site, the Burial Area should be outlined on the Site and Grading Plan.
- 40 Site distance, existing and required, must be shown at driveway locations on all main roads. See Appendix.
- 41 Upon Site Plan Approval, a Letter of Credit shall be furnished to ensure site plan improvements and requirements. See Appendix.
- 42 Required supporting data and/or Reports:
 - a. Environmental Assessment Form (one copy)(Short Form or Part 1 Long Form)
 - b. Drainage Report (two copies)
 - c. Traffic Report if required (twelve copies)
 - d. Lighting catalog cuts (copy with each set of plans)
 - e. Architectural Renderings
 - f. Letter of Credit Estimate (one copy).
 - g. Engineering Review Charge and Engineering Site Inspection Charge Form.

SITE PLAN CHECKLIST

PROJECT	NA:	ME: 4799 West Henrietta Road Lot 2	APPLICATION No.
		See Appendix.	
X	43	Thirty (30) sets of folded plans will be req	uired
X	44	Is this project a TYPE I Action? If so, then required for the Coordinated Review proc	an additional seven (7) sets of plans will be ess (37 sets of plans total).
Prepared f	for:	Connor Kilmer	7/16/2024
		Name of Developer	Date
		Kerry Ventures West Henrietta, LLC Company Name	
		1777 East Henrietta Road, Building A,	Suite 100
		Street Address	
		Rochester, NY 14623	
		City, State, Zip	



SITE PLAN CHECKLIST

PROJECT NA	ME: 4799 West Henrietta Road Lot 2	APPLICATION No.	
	Telephone Number		
Prepared by:	Sean Condon Name of Consultant	7/16/2024 Date	
	DDS Engineering ans Surveying, LLP		
	Company Name		
	45 Hendrix Road		
	Street Address		
	Henrietta, NY 14586		
	City, State, Zip		
	Telephone Number		

SITE PLAN CHECKLIST APPENDIX

- 1 Landscape Table
- 2 Sight Distance Table
- 3 Short Environmental Form
- 4 Letter of Credit Summary
- 5 Plan Review Charge and Site Inspection Charge Form Letter
- 6 Engineering Review Charge and Engineering Site Inspection Charge Form
- 7 Sample Lighting Plan

LANDSCAPE TABLE

- 1 The Landscape Table must include identification symbol, quantities, common name, botanical name, caliper for deciduous trees, or heights for evergreen trees, and a remarks column.
- 2 All deciduous trees must be a minimum of 3 inches to 3 1/2 inches in diameter, as measured at caliper (6 inches above ground).
- 3 All ornamental deciduous trees must be a minimum of 2 1/2 inches to 3 inches in diameter, as measured at caliper (6 inches above ground).
- 4 All evergreen trees must be a minimum height of 6 feet to 8 feet, unless otherwise requested, bagged and balled.
- 5 Low shrubs should be a minimum of 24 inches high.
- 6 Along arterial and collector roads, the Planning Board requires the use of salt resistant species.

A	p	olication	Number:	

Site Plan and Subdivision Application Engineering Review Charges

All Site Plan and Subdivision Applications are subject to be reviewed by the Town Engineering Department and/or Consultant Forces. All costs incurred in providing this service are a direct charge to the Applicant or his designee. The responsible person and/or party in this matter shall be identified in the following listing:

Responsible Individual	Jim Neu
Responsible Firm	Kerry Ventures West Henrietta, LLC
Street Address	1777 East Henrietta Road, Building A, Suite 100
City, State, Zip Code	Rochester, NY 14623
Telephone Number	

Engineering Site Inspection Charges

All Residential and Business Development are subject to be inspected by the Town Engineering Department and/or Consultant Forces. All costs incurred in providing this service are a direct charge to the Applicant or his designee. The responsible person and/or party in this matter shall be identified in the following listing:

Responsible Individual	Jim Neu
Responsible Firm	Kerry Ventures West Henrietta, LLC
Street Address	1777 East Henrietta Road, Building A, Suite 100
City, State, Zip Code	Rochester, NY 14623
Telephone Number	

Note: When this information has been provided by another party, the following information needs to be provided:

Provided By	DDS Engineering ans Surveying, LLP
Address	45 Hendrix Road
City, State Zip	Henrietta, NY 14586
Telephone Number	

Short Environmental Assessment Form Part 1 - Project Information

Instructions for Completing

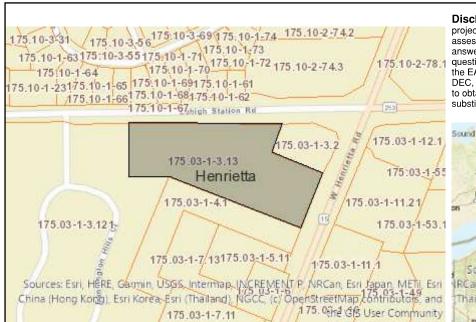
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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:				
4799 West Henrietta Road - Lot 2 Development				
Project Location (describe, and attach a location map):				
4799 West Henrietta Rd Lot 2, Henrietta, NY 14467				
Brief Description of Proposed Action:				
This project consists of the construction of a new 2,325 sf Quick Service Restaurant with a into the neighboring Burger King parking lot and newly constructed access road leading to spaces, 12' wide drive through pickup lane, storm water management facilities, new water lighting/landscaping.	Lehigh Station Road	Development incl	udes 26 pa	rking
Name of Applicant or Sponsor:	Telephone			
Kerry Ventures West Henrietta, LLC	E-Mail:	J		
Address:	<u> </u>			
1777 East Henrietta Road, Building A, Suite 100				
City/PO: Rochester	State: NY	Zip (14623	Code:	
1. Does the proposed action only involve the legislative adoption of a plan, l	ocal law, ordinance,		NO	YES
administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the may be affected in the municipality and proceed to Part 2. If no, continue to q		ources that	✓	
2. Does the proposed action require a permit, approval or funding from any or		gency?	NO	YES
If Yes, list agency(s) name and permit or approval: Town, MCWA, MCDPH, MCPV	W, NYSDOT approvals			✓
3. a. Total acreage of the site of the proposed action? b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 5.20 acres				
4. Check all land uses that occur on, are adjoining or near the proposed action	n:			
5. Urban Rural (non-agriculture) Industrial 🗸 Comme	ercial 🗹 Resident	ial (suburban)		
☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other(S	Specify):			
☐ Parkland				

5.	Is the proposed action,	NO	YES	N/A
;	a. A permitted use under the zoning regulations?	✓		
1	b. Consistent with the adopted comprehensive plan?		>	
			NO	YES
6.	Is the proposed action consistent with the predominant character of the existing built or natural landscape?	ļ		✓
7.	Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?		NO	YES
If Ye	es, identify:		/	
8.	a. Will the proposed action result in a substantial increase in traffic above present levels?		NO 🗸	YES
1	b. Are public transportation services available at or near the site of the proposed action?			
	c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?			V
9.	Does the proposed action meet or exceed the state energy code requirements?		NO	YES
If the	e proposed action will exceed requirements, describe design features and technologies:			✓
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?		NO	YES
	If No, describe method for providing wastewater treatment:			
				V
	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or distric	t	NO	YES
	ch is listed on the National or State Register of Historic Places, or that has been determined by the unissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the	;	✓	
State	e 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 aeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	+		✓
	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
1	b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?			
IfYe	es, identify the wetland or waterbody and extent of alterations in square feet or acres:			
		ļ		

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?		
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?	✓	
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:		V
Stormwater runoff will be directed to on-site stormwater management facilities.		
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:		
	V	$ \bigsqcup $
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:		
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 BI MY KNOWLEDGE	EST OF	र
Applicant/sponsor/name: Sean Condon, DDS Engineering and Surveying LLP Date: 7/16/2024		
Signature:Title: Sr. Project Engineer		



Disclaimer: The EAF Mapper is a screening tool intended to assist project sponsors and reviewing agencies in preparing an environmental assessment form (EAF). Not all questions asked in the EAF are answered by the EAF Mapper. Additional information on any EAF question can be obtained by consulting the EAF Workbooks. Although the EAF Mapper provides the most up-to-date digital data available to DEC, you may also need to contact local or other data sources in order to obtain data not provided by the Mapper. Digital data is not a substitute for agency determinations.



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
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]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No