Ŵ		OF HENRIETTA ion Applicatio			
APPLICATION PLANNING BO DATE: 4/17/	ard 🖌 01	R ADMINISTRATIVE			
FOR THE APPROVAL OF Erie Ridge Townhomes (formerly Erie Station Section 4) (Subdivision) as shown on a map prepared by BME Associates (Engineers)					
(Engineers) Dated April 17, 2024 (Engineers) (276), or (278) Town Law, and for permission to file said map, in sections as shown on said map, for the property located at: Erie Station Road					
Tax Account N Applicant: Address:	<sub>lo.</sub> <u>189.12-3-77</u> ESIV, LLC 301 Exchange Boulevard Rochester, NY14608	<b>Engineer/Ar</b> e Address:	<sub>chitect:</sub> BME Associates 10 Liftbridge Lane East Fairport, NY 14450		
Phone #: Email: <b>Property Ow</b> Address:	ner: Erie Station Properties LLC same as applicant	Phone #: Email: <b>Business Ow</b> Address:			
Phone #: Email: Applicant Sign	ature: Mything	Phone #: Email: Print Name:	Christopher A. Di Marzo		

\*Town Law – check one above

Standard subdivision, standard zoning 276 –

Standard subdivision, standard zoning with land provided for a park or a sum of money for playground or recreational purposes as 277 determined by the Town Board.

Cluster Development Subdivision, smaller lot sizes permitted, with common open areas, same density as standard subdivision. 278 –

### 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/Business Owner:	ESIV, LLC
By:	Christoper A DiMarzo
Title:	Member
Dated:	April 17, 2024
Signed:	Antha Mys
Property Owner:	Erie Station Properties LLC
Ву:	same as applicant
Title:	
Dated:	April 17, 2024
Signed:	



April 17, 2024

Planning Board Town of Henrietta 475 Calkins Road Rochester, NY 14623

# Re: Erie Ridge Townhomes (Formerly Erie Station Section 4) Revised Preliminary/Final Subdivision Application Town of Henrietta Special Use Permit #2023-036 T.A. #189.12-3-77

2549

## Dear Board Members:

On behalf of the applicant, ESIV, LLC, owner of the above-referenced project, we submit the enclosed revised application for preliminary and final subdivision review and approval for the above-referenced project. We request to appear at the Board's May 21, 2024, public hearing to present these applications. For your consideration and review, we have included 6 copies of the following application materials:

- Letter of Intent
- Preliminary/Final Subdivision Plat (BME dwg 2549–03)
- Final Site Plan (BME dwg 2549-04)
- Planning Board Subdivision Application Form

Erie Ridge Townhomes represents the final section of the Legacy at Erie Station project approved in 2005 for a 55+ age restricted multi-family development. This final section consists of 73 for-rent residential units in 17 townhomes and 6 apartment buildings with 56 units, as well as a clubhouse with amenities to serve its residents. This final section consists of  $\pm 9.65$  acres and the property is zoned Residential R-2-15. The Town Board issued a SEQRA negative declaration per Resolution #22-354/2023 for the proposed development, and thus no further SEQRA proceedings are required.

The application is a modification of the subdivision plat submitted on February 14, 2024 for subdivision approval. The revised subdivision consists of 3 lots which will include seventeen (17) for-rent townhomes, six (6) two-story apartment buildings, and a clubhouse served by a proposed dedicated road. Five of the apartment buildings will contain 10 units, and the sixth building will contain 6 units. Lands surrounding the structures will be owned and maintained by ESIV, LLC.

Enclosed with this application is the updated Site Plan which demonstrates that no revisions are proposed to the site plan layout. Therefore, we do not believe the revision of this application

warrants reconsideration of the Site Plan Approval granted at the February 14, 2024 Planning Board meeting. The proposed townhomes are of the same building standards as approved in 2005, and no revision to these standards (minimum lot area, setbacks, lot width) are requested with this application.

We will be in attendance at your May 21, 2024 meeting to present this application. Please review the enclosed materials and contact our office with any questions, or if any additional information is requested.

Sincerely, BME ASSOCIATES

Megia

Megan Sereni, E.I.T.

MAS:blr

Encl.

c: ESIV, LLC – Christopher DiMarzo

# **Heather Voss**

From:	Peter Vars <pvars@bmepc.com></pvars@bmepc.com>	
Sent:	Thursday, April 11, 2024 3:31 PM	
То:	Chris Martin; Stephen Schultz	
Cc:	Craig Eckert; Heather Voss; Chris DiMarzo; Christian M. Nadler; Megan Sereni	
Subject:	RE: Erie Ridge Townhomes Subdivision Application	
Attachments:	2549 Subdivision Plat (4-10-24).pdf; 2549 Erie Ridge Townhomes Revised Site Plan Progress 4-11-24	
	#2.pdf	

### Good afternoon Chris

As requested, please find attached the revised subdivision plat for Erie Ridge Townhomes. As discussed, the applicant is no longer proposing the subdivision of the townhome units. This results in a 3 lot subdivision, with each lot being created via the establishment of road right-of-way. All 73 units, apartments and townhomes will be rentals, and all buildings and lands will owned and maintained by ESIV LLC. As previously directed we will be submitting a revised subdivision application for Planning Board review and approval. The application will be submitted April 17<sup>th</sup> for the Planning Board's 21<sup>st</sup> meeting.

As a result of this revision, we request that the current subdivision application, scheduled for the Planning Board's April 16<sup>th</sup> meeting be removed from the agenda.

The applicant is proposing a subdivision revision only; there is no revisions to site plan layout as shown on the attached updated Site Plan; updated to reflect the elimination of the townhome subdivision lot lines. There is no change to the number of buildings of units, nor to the mix of apartment and townhome units. As such, we do not believe this subdivision revision warrants any reconsideration of the Planning Board granted Site Plan approval or the Town Board's issuance of the Special Use Permit.

Please review and contact our office with any questions.

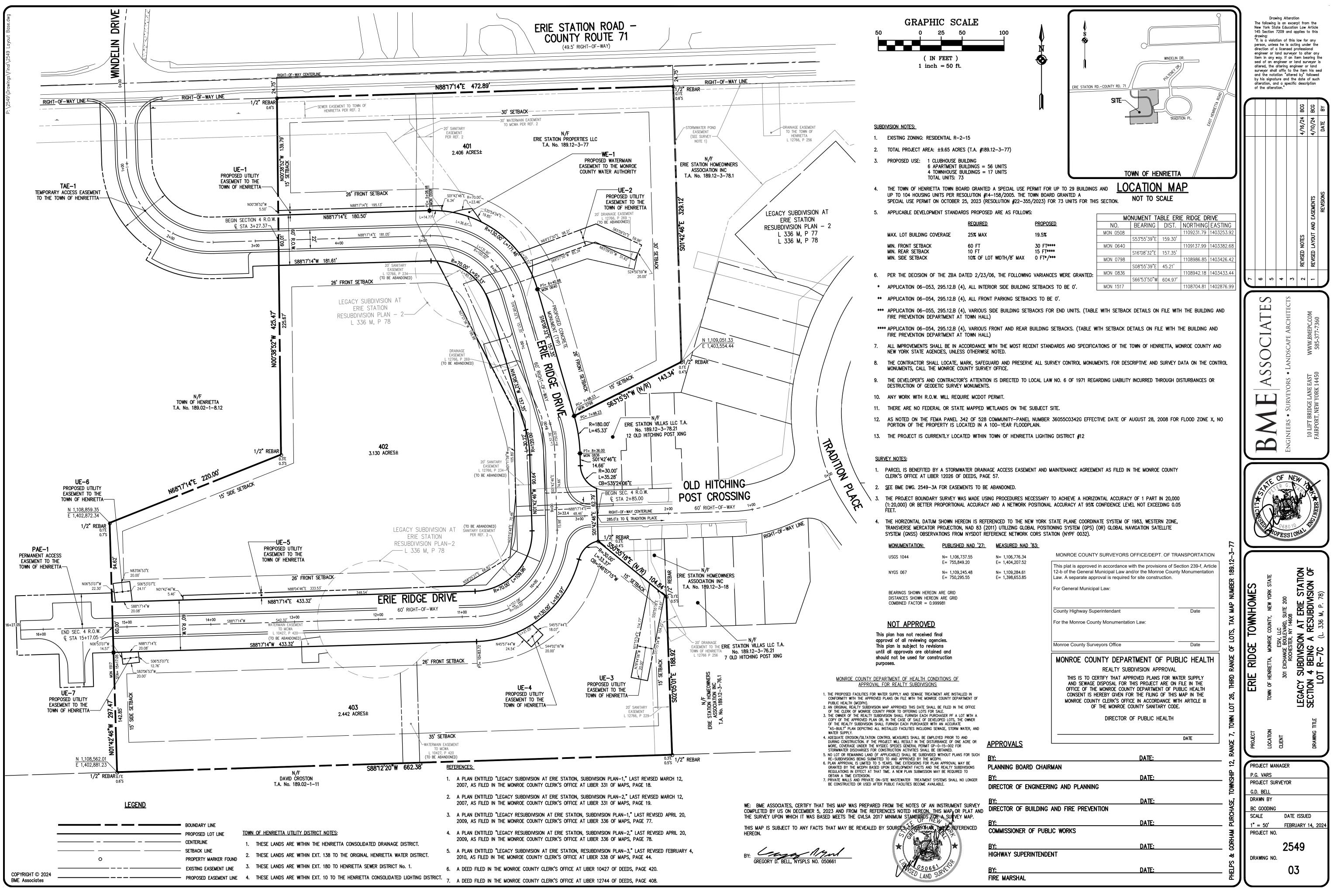
Thank you.

Peter G. Vars, P.E. President



BME Associates 10 Liftbridge Lane East Fairport, NY 14450 Phone: (585) 377-7360 x112

www.bmepc.com pvars@bmepc.com



ONUMENTATION:	PUBLISHED N
GGS 1044	N= 1,106,737. E= 755,849.20
/GS 067	N= 1,109,245.

