

**TOWN OF FORESTBURGH**  
**PLANNING BOARD APPLICATION**

**TOWN OF FORESTBURGH  
PLANNING BOARD  
332 King Road  
Forestburgh, New York 12777  
845-794-0611 x23**

**APPLICATION**

Original page to be submitted to the Planning Board, copy to applicant

Date of Application: \_\_\_\_\_ APPLICATION NO. \_\_\_\_\_

Applicant's Name: \_\_\_\_\_

Applicant's Address: \_\_\_\_\_

Applicant's Telephone: \_\_\_\_\_ Email: \_\_\_\_\_

Owner's Name: \_\_\_\_\_

Owner's Address: \_\_\_\_\_

Owner's Telephone: \_\_\_\_\_ Email: \_\_\_\_\_

Address of Project: \_\_\_\_\_

Section: \_\_\_\_\_ Block: \_\_\_\_\_ Lot: \_\_\_\_\_ Zone: \_\_\_\_\_

Existing Use: \_\_\_\_\_

Proposed Use: \_\_\_\_\_

Nature of Project (check one):

Lot improvements or Natural Subdivision (§148-10 - §148-12) \_\_\_\_\_

Subdivision:

Minor (§ 148-13, 14) \_\_\_\_\_

Site Plan Approval \_\_\_\_\_  
(new or amendment)

Major (§148-15, 16, 17) \_\_\_\_\_

Special Use Permit \_\_\_\_\_

Conservation (§148-18) \_\_\_\_\_

Other (specify) \_\_\_\_\_

**The following must be submitted to the Planning Board (c/o the Forestburgh Town Clerk) in 13 pre-packaged envelopes ready for delivery (SEE INSTRUCTIONS):**

- 1) Letter of explanation
- 2) Completed Short-Form EAF (<https://www.dec.ny.gov/permits/6191.html>)
- 3) Proof of ownership or Owner's Proxy (form attached)
- 4) Site Plan
- 5) Estimated cost of project
- 6) Receipt of fees paid. (Fee must be paid at time application is filed. Fee schedule attached.)

**FOR OFFICE USE ONLY**

**FEE PAID \$ \_\_\_\_\_ DATE PAID: \_\_\_\_\_ RECEIPT NO: \_\_\_\_\_**

## **INSTRUCTIONS FOR APPLICANT TO THE PLANNING BOARD**

**PLEASE NOTE:** Paragraphs 1-4 are to be filled in by the person distributing this application.

1. Name of applicant: \_\_\_\_\_
2. Date applicant receives this form: \_\_\_\_\_
3. Date of next planning board meeting: \_\_\_\_\_
4. Applicants must submit all required materials to the Town Hall on or before 12:00 PM (noon) of \_\_\_\_\_ (date determined by computing Fifteen (15) calendar days before the next Planning Board meeting - see schedule of meetings). If the submission date falls on a holiday, the next business day after the holiday becomes the last day to submit, otherwise the Planning Board may determine to delay consideration or review of the application until the following meeting.

### **GENERAL INFORMATION**

Applicant can expect a minimum of two (2) complete meetings conducted over a period of two (2) months to obtain a decision. All applications must be submitted both in paper and electronic forms. Lot Line improvement applications may omit the electronic copy if the applicant is self-represented or for other good cause shown.

- a. Appearances before the Planning Board must be preceded by notice to the Planning Board Chair 15 days in advance of all meetings.
- b. Planning Board meeting starts at 7:00 PM on the fourth Tuesday of the Month, unless otherwise noted. If necessary, work sessions may be held prior to the regular Board meeting.
- c. The application and escrow fees **must** be paid before being placed on any agenda. Separate checks must be provided for the fee and for the escrow.
- d. Discussion prior to the public hearing and some public hearings may extend beyond a single meeting.
- e. Decision may be rendered the night of the public hearing. However, the Board may adjourn action on application up to sixty-two (62) days after the date the public hearing is closed. The period of deliberation may be extended by the mutual consent of the Applicant and the Planning Board.
- f. Applications that have not received consideration by the Planning Board (i.e., that have not been discussed, reviewed, commented upon, revised, or approved) due to the Applicant's non-appearance before, failure to provide requested materials, and/or failure to request action by the Planning Board, may be deemed abandoned at the discretion of the Planning Board after six (6) months without further notice. If an application is deemed abandoned, applicant will be so advised, and any unused escrow funds will be returned to the applicant. Thereafter, the Applicant will have to file a new application with all fees and regulations as required without "credit" for application or other fees previously paid in order to pursue the requested approval.
- g. Applicants are encouraged to check subsequent Planning Board minutes while their application is pending. Minutes are available at the Town website, [www.forestburgh.net](http://www.forestburgh.net) and also at Town Hall.

## **INSTRUCTIONS FOR APPLICANT TO THE PLANNING BOARD (cont.)**

### **PRE-MEETING SUBMISSIONS:**

- 1) **Fifteen (15) days** prior to the first meeting, copies of the following must be submitted to the Planning Board (c/o the Forestburgh Town Clerk) electronically and in paper format in **13** pre-packaged envelopes ready for delivery to Board Members. Two additional packages are to be delivered to the Planning Board attorney and engineer:
  - a) Completed application
  - b) Letter briefly explaining the project
  - c) Completed Short Form EAF (Environmental Assessment Form)  
(<https://www.dec.ny.gov/permits/6191.html>)
  - d) Proof applicant(s) own property involved, or written permission from owner (owner proxy, corporate or other)
  - e) Copies of site plan - each plan folded

### **THE APPLICATION FEE AND ESCROW FEES MUST ALSO BE PAID AT THIS TIME**

**The Applicant or a representative must appear at the first meeting, and each and every subsequent meeting when the matter is on the Planning Board's agenda. If the applicant is not present, the matter will be removed from the agenda and adjourned.**

Revised site plans or supplemental materials may be requested. All requested information or revisions must be submitted to the Planning Board (c/o the Forestburgh Town Clerk) electronically and in pre-packaged envelopes **NO LATER THAN Fifteen (15) days** prior to the next scheduled meeting and/or public hearing. If not submitted on time, discussion on the project revisions and/or the public hearing will not be held and will be rescheduled to the next meeting.

### **PRIOR TO THE PUBLIC HEARING:**

- 1) After the Planning Board schedules applicant's public hearing, go to the Assessor's Office (Town Hall) the next day for information on obtaining a list of property owners to whom applicant must forward applicant's mailings.
- 2) At least **Fifteen (15) days** before the date of the public hearing, each owner appearing on the Assessor's list with property within 500' of applicant's property (including property across a street, road or highway) must be forwarded a copy of the Public Hearing Notice by mail. Proof of mailing to each owner must be submitted and presented to the Secretary of the Board prior to the public hearing.
- 3) The applicant will place a public notice in the legal section of the official newspaper of the Town of Forestburgh and post the notice in Town Hall as notification to the general public.

**NOTE:**

If fifteen (15) days prior to the public hearing applicant has not submitted any and all additional information or revised plans requested to the Planning Board (c/o the Forestburgh Town Clerk), mailings to surrounding property owners should not be sent as no hearing will be conducted in the absence of such additional information.

**IMPORTANT:**

Per Zoning Law relative to Commercial Applications, "An approval of a site development plan by the Planning Board shall expire unless a building permit is secured within six (6) months of approval, and unless actual construction is begun within nine (9) months of approval."

**NUMBER OF SUBMISSIONS REQUIRED FOR NEXT MAILING**

ALL SUBMISSIONS MUST BE RECEIVED IN THE TOWN HALL NO LESS THAN 15 CALENDAR DAYS BEFORE THE PLANNING BOARD MEETING IN WHICH THE APPLICANT IS SCHEDULED TO APPEAR and ALL SUBMISSIONS MUST BE IN UNSEALED MAILABLE ENVELOPES

NAME OF APPLICANT: \_\_\_\_\_ DATE: \_\_\_\_\_

- Forestburgh Planning Board Members & Secretary (8)
- Planning Board File Copy (1)
- Town Supervisor (1)
- Highway Superintendent (1)
- Forestburgh Fire Department Chief (1)
- Forestburgh Code Enforcement Officer (1)

NUMBER OF COPIES TO BE DELIVERED  
TO THE TOWN HALL at the time of the initial submission: 13

**IN ADDITION, 2 PACKETS MUST BE PROVIDED DIRECTLY BY THE APPLICANT TO:**

Harris Beach PLLC  
ATTN: Javid Afzali, Esq.  
Attorney for the Town  
677 Broadway, Suite 1101  
Albany, NY 12207

Joseph Gottlieb, P.E., P.C.  
Forestburgh Engineer  
18 Anawana Lake Rd  
Monticello, NY 12701

These submissions must be received at the addresses listed ***no less than 15 calendar days before*** the Planning Board meeting in which the applicant is scheduled to appear. Please allow ample time for mailing if not delivering by hand or via overnight courier service.

If applicant's packets are not submitted by the stated date, the Planning Board may determine to delay consideration or review of applicant's application until the following meeting.

Additional copies to other involved agencies or parties may be required depending upon the nature of the application. Applicant will be notified by the Planning Board if additional applications need be submitted, when, how many, and to whom.

**Owner's Proxy before the Forestburgh Planning Board**

INDIVIDUAL/PARTNERSHIP OWNER

(Owner/Partner/Manager)\_\_\_\_\_ deposes and says he/she resides at

\_\_\_\_\_ and that he/she/it is the owner of the premises described in the attached application located at

\_\_\_\_\_.  
The owner has authorized \_\_\_\_\_ to make the attached application and to appear before the Planning Board.

\_\_\_\_\_  
Owner/Partner/Manager Signature

Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

**Owner's Proxy before the Forestburgh Planning Board**

CORPORATE OWNER

(Entity Name) \_\_\_\_\_ has a principal place of business located at

\_\_\_\_\_ and is the owner of the premises described in the attached application located at

\_\_\_\_\_. The President/Managing Member of this entity is \_\_\_\_\_.

Pursuant to the attached Resolution, this entity has authorized \_\_\_\_\_ to make the attached application and to appear before the Planning Board.

\_\_\_\_\_  
President/Secretary/Member signature

Sworn to before me this  
\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Notary Public

**Town of Forestburgh Planning Board**  
**Schedule of 2023 Monthly Meetings**

| <b>MEETING DATES</b> | <b>APPLICATION DEADLINE</b> |
|----------------------|-----------------------------|
| January 24, 2023     | January 9, 2023             |
| February 28, 2023    | February 13, 2023           |
| March 28, 2023       | March 13, 2023              |
| April 25, 2023       | April 10, 2023              |
| May 23, 2023         | May 8, 2023                 |
| June 27, 2023        | June 12, 2023               |
| July 25, 2023        | July 10, 2023               |
| August 22, 2023      | August 7, 2023              |
| September 26, 2023   | September 11, 2023          |
| October 24, 2023     | October 9, 2023             |
| November 28, 2023    | November 13, 2023           |
| December 19, 2023    | December 4, 2023            |

Applicant should call to confirm date of meeting.  
Meetings begin at 7:00pm unless otherwise noted.

**APPLICATION AND ESCROW FEES MUST BE PAID BEFORE  
BEING PLACED ON ANY AGENDA**

**TOWN OF FORESTBURGH PLANNING BOARD FEES**

|   |            |
|---|------------|
| SITE PLAN APPLICATION/SPECIAL USE PERMIT.....       | \$325.00   |
| MINOR SUBDIVISION.....                              | \$250.00   |
| MAJOR & CONSERVATION SUBDIVISION UP TO 10 LOTS..... | \$1,000.00 |
| EACH ADDITIONAL LOT.....                            | \$100.00   |
| PARKLAND FEE - PER LOT.....                         | \$2,000.00 |

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**TOWN OF FORESTBURGH ESCROW FEES**

THE FOLLOWING ESCROW FEES WILL BE CHARGED TO THE APPLICANTS FOR THE TOWN'S ENGINEER AND ATTORNEY:

|  |            |
|--|------------|
| 1. SITE PLAN REVIEWING ONLY                | \$1,000.00 |
| 2. SITE PLAN REVIEW AND SPECIAL USE PERMIT | \$2,000.00 |
| 3. LOT LINE IMPROVEMENT                    | \$750.00   |
| 4. SKETCH PLAN REVIEW                      | \$750.00   |
| 5. SUBDIVISION, MINOR                      | \$750.00   |
| 6. SUBDIVISION, MAJOR                      | \$2,000.00 |
| 7. SUBDIVISION, CONSERVATION               | \$2,000.00 |

Fees stated are combined to cover both the Engineer and the Attorney.

**APPLICATION AND ESCROW FEES MUST BE PAID WITH SEPARATE CHECKS**  
**MADE PAYABLE TO: *Town of Forestburgh***

**TOWN OF FORESTBURGH PLANNING BOARD  
REQUEST FOR APPROVAL OF  
FIRE CHIEF OF FIRE DISTRICT OF PROJECT LOCATION**

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**Applicant:** \_\_\_\_\_

**Location:** \_\_\_\_\_

**Tax Map Parcel:** \_\_\_\_\_

**Drawing Entitled:** \_\_\_\_\_

**Prepared By:** \_\_\_\_\_

**Drawing Reviewed:** \_\_\_\_\_ **Last Revised:** \_\_\_\_\_

**Recommended** \_\_\_\_\_ **Not Recommended** \_\_\_\_\_

**Approved with Comments** \_\_\_\_\_

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**Additional Comments:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
**Signature**  
Fire Chief of Fire District  
of project location

\_\_\_\_\_  
**Date**

cc: Planning Board, Town of Forestburgh  
Code Enforcement Office, Town of Forestburgh

**TOWN OF FORESTBURGH PLANNING BOARD  
REQUEST FOR APPROVAL OF  
SUPERINTENDENT OF HIGHWAYS  
OF THE TOWN OF FORESTBURGH**

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**Applicant:** \_\_\_\_\_

**Location:** \_\_\_\_\_

**Tax Map Parcel:** \_\_\_\_\_

**Drawing Entitled:** \_\_\_\_\_

**Prepared By:** \_\_\_\_\_

**Drawing Reviewed:** \_\_\_\_\_ **Last Revised:** \_\_\_\_\_

**Recommended** \_\_\_\_\_ **Not Recommended** \_\_\_\_\_

**Approved with Comments** \_\_\_\_\_

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**Additional Comments:** \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_  
**Signature**  
Superintendent of Highways

\_\_\_\_\_  
**Date**

cc: Planning Board, Town of Forestburgh  
Code Enforcement Officer, Town of Forestburgh