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GENESEE COUNTY PLANNING BOARD REFERRALS NOTICE OF FINAL ACTION

1802	GCDP Referral ID	T-04-BAT-03-24
Restances of YOL	Review Date	3/14/2024
Municipality	BATAVIA, T.	
Board Name	PLANNING BOARD	
Applicant's Name	Sonbyrne Sales Inc. (By	rne Dairy)
Referral Type	Special Use Permit	
Variance(s)		
Description:	Special Use Permit and Si station.	te Plan Review for a new convenience store and gas
Location	Lewiston Rd. (NYS Rt. 6	53), Batavia
Zoning District	Commercial (C) District	

E

PLANNING BOARD RECOMMENDS:

NO ACTION TAKEN EXPLANATION:

Due to a lack of guorum, the Genesee County Planning Board will not be able to make a formal recommendation. Non-binding Department Staff Recommendation: Given that this development is within a Certified Smart Growth Reserved Development Area, all development on the site must conform to the site master plan in order for the development to have automatic access to a public water hookup. The master plan agreed to between the Town of Batavia and Genesee County had the intention of creating a pedestrian friendly environment. The master plan depicts "Lot A" as having the parking area behind the commercial building, additional greenspace, landscaping and street trees, as well as pedestrian amenities like sidewalks. The Department has provided the Town with an example of an "inverted gas station" to illustrate the type of site configuration that would allow a convenience store/gas station to closely conform to what was envisioned for the site. This design would also have the added benefit of buffering current and future neighboring residential properties from the sights and smells related to the gas sales part of the operation.

March 14, 2024

Date

If the County Planning Board disapproved the proposal, or recommends modifications, the referring agency shall NOT act contrary to the recommendations except by a vote of a majority plus one of all the members and after the adoption of a resolution setting forth the reasons for such contrary action. Within 30 days after the final action the referring agency shall file a report of final action with the County Planning Board. An action taken form is provided for this purpose and may be obtained from the Genesee County Planning Department.

	-	
<u>SEND OR DELIVER TO:</u> GENESEE COUNTY DEPARTMENT OF PLANNING 3837 West Main Street Road Batavia, NY 14020-9404	ì	DEPARTMENT USE ONLY: GCDP Referral #
Phone: (585) 815-7901		RECEIVED
PL	* GENESEE COU ANNING BOARD H	NTY * Genesee County
	Required According IPAL LAW ARTICLE 1 se answer ALL questions as	to: 2B, SECTION 239 L, M, N
1. <u>Referring Board(s) Information</u>	2. <u>Applicant</u>	INFORMATION
Board(s) Town of Batavia Planning Board	Name Sonby	ne Sales Inc. (Byrne Dairy)
Address 3833 West Main St Rd	Address 805 T	rione St
City, State, Zip Batavia, NY 14020	City, State, Zip	Daphne, AL 36526
Phone (585) 343 - 1729 Ext. 23	8 Phone (518) 222 -	5323 Ext. Email christian.brunelle@byrned
MUNICIPALITY: City Town	Village of Bata	via
3. TYPE OF REFERRAL: (Check all applicable		
Use Variance 2 Special Use Permit 0	Zoning Map Change Zoning Text Amendments Comprehensive Plan/Update Other:	Subdivision Proposal Preliminary Final
4. LOCATION OF THE REAL PROPERTY P	ERTAINING TO THIS REFI	ERRAL:
A. Full Address 8287 Lewiston Rd		
B. Nearest intersecting road Veterans M	emorial Drive	
C. Tax Map Parcel Number 81-7		
D. Total area of the property 1.76 Acres	Area of prop	erty to be disturbed 1.5 Acres
E. Present zoning district(s) Commercial	District	
5. <u>Referral Case Information:</u>		
A. Has this referral been previously review		anning Board?
■ NO □ YES If yes, give date and		
-	8 ()	of the present zoning ordinance and/or law
Town of Batavia Zoning Code Sectio	·····	
-	st Construction of a 4,232	sq/ft Convenience Store and Gasoline Fueling
Facility	<u>, , , , , , , , , , , , , , , , , , , </u>	
6. <u>ENCLOSURES</u> – Please enclose copy(s) of a	ll appropriate items in regard :	this referral
	Coning text/map amendments	
Site planSubdivision plot plans	Location map or tax maps Elevation drawings Agricultural data statement	Photos Other:
	0	
7 CONTACT INFORMATION COLUMN		
7. <u>CONTACT INFORMATION</u> of the person re		
	Title CEO	Phone (585) 343 - 1729 Ext. 238
Address, City, State, Zip 3833 West Main St	Rd Batavia, NY 14020	Email mmahaney@townofbatavia.com

Agricultural Data Statem	Date03/07/2024
nstructions: This form must be completed for any appli variance or a subdivision approval requiring feet of a farm operation located in a NYS D	ication for a special use permit, site plan approval, use g municipal review that would occur on property within Dept. of Ag & Markets certified Agricultural District.
Applicant	Owner if Different from Applicant
Name: _ Hix Snedeker Companies	Name: Phillip Call
Address: 805 Trione St	Address: 8127 Lewiston Rd
Daphne, AL 36526	Batavia, NY 14020
. Description of proposed project: Construction of a 4,2	32 sq/it convenience store and gasoline fueling facility
. Location of project: Address: <u>8287 Lewiston Rd Bata</u> Tax Map Number (TMP) <u>81-</u>	
Tax Map Number (TMP) 81- Is this parcel within an Agricultural District? NO If YES, Agricultural District Number 2 Is this parcel actively farmed? Is this parcel actively farmed? Is this parcel actively farmed? NO List all farm operations within 500 feet of your parcel Name: Call Farms	 ✓YES (Check with your local assessor if you do not know) ✓YES cel. Attach additional sheets if necessary. Name:
Tax Map Number (TMP) 81- . Is this parcel within an Agricultural District? NO . If YES, Agricultural District Number 2 . Is this parcel actively farmed? . NO . List all farm operations within 500 feet of your parcel Name: Call Farms Address: 8127 Lewiston Rd	✓YES (Check with your local assessor if you do not know) ✓YES ✓YES cel. Attach additional sheets if necessary. Name:
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Building and Zoning Application Permit No._____

Town of Batavia 3833 West Main Rd. Batavia NY 14020 PH. 585-343-1729

Date 1 / 22 / 2024 Zone C Flood Zone No Wellhead Protection No Corner Lot 125
New Construction Fence Pond Sign Alteration(s) Addition Demolition
Accessory Bldg. Mobile Home Fill Permit Home Occupation Land Separation Site Plan Approval
Special Use Permit Temporary Use Subdivision Zoning Variance Request Other Specify:
Tax Map No. 81-7 (Lot 1)
Owners Name Hix Snedeker Companies Phone No. (518) 222 - 5323
Address 805 Trank St, Daphne, AL, 36526 Project Road Width 183 ft
Applicants Name Sonbyrn Sales, Inc Christian Brunk Project Address 8287 Lewiston Rd
E Mail Address Christian. brunelle @ byrnedairy.com Phone No (315) 420 - 7575
Description of Project: <u>*Ser Attached</u> *
Existing Use <u>Vacant - Farm Land</u> Proposed Use <u>Gasoline Station Market - (onvenience Stor</u>
Estimated Cost Building $\frac{1}{2}600,000$ Plumbing $\frac{1}{2}7BD$ Mechanical TBD Miscellaneous —
SEQR CLASSIFICATION Type 1 Type 2 Unlisted
Review completed by Planning Board 🗆Zoning Board of Appeals 🗆
Permit Fee \$ Application Date/ Permit Expires On/
Issuing Officer Date/
IN SIGNING THIS DOCUMENT I HEARBY GIVE THE RIGHT OF AN ON SITE INSPECTION TO THE TOWN OF BATAVIA CODE ENFORCEMENT OFFICIAL OR THEIR DESIGNE. ALL PROVISIONS OF LAWS AND ORDINANCES GOVERNING THIS TYPE OF WORK WILL BE COMPLIED WITH WHETHER SPECIFIED HEREIN OR NOT. THE GRANTING OF A PERMIT DOES NOT PRESUME TO GIVE AUTHORITY TO VIOLATE OR CANCEL THE PROVISIONS OF ANY OTHER STATE OR LOCAL LAW REGULATING CONSTRUCTION OR THE PREFORMANCE OF CONSTRUCTION.
I, Christian Brunulle, as Owner or Authorized Agent hereby declare that
the statements and information on the foregoing application are true and accurate, to the best of my knowledge.
CRaulle 2-5-2014

Signature of Owner or Authorized Agent

Date

TOWN OF BATAVIA PLANNING BOARD

TOWN HALL 3833 West Main St. Rd., Batavia, New York 14020 (585) 343-1729

TO: Involved and Interested Agencies – Batavia Byrne Dairy

* Genesee County Planning

- * New York State DOT
- * New York State DEC

FROM: Jonathan Long, Vice Chairman, Town of Batavia Planning Board

DATE: March 7, 2024

NOTICE OF INTENT TO ESTABLISH LEAD AGENCY

Pursuant to the State Environmental Quality Review (SEQR) Act and 6 NYCRR 617.6 please be advised that the Town of Batavia Planning Board intends to establish itself as Lead Agency for the purposes of fulfilling the SEQR requirements relative to the proposed action – The project involves the construction of a 4,232 square foot convenience store and gasoline fueling facilities (4 fueling dispensers) along with associated parking, utilities, landscaping, and stormwater management system. The property will be accessed from the future Rumsey Road, which is proposed to be constructed under the 8287 Lewiston Road subdivision. Water, sanitary sewer, storm drainage, natural gas, cable and electric utilities will be required to be extended to the site.

The proposed action appears to be an unlisted Action under SEQR, requiring it to be appropriate to undertake a coordinated review. A Long Form Environmental Assessment Form, Part I, is enclosed, pursuant to 6 NYCRR 617.6.

In order to expedite the Lead Agency designation process, please respond to the Notice of Intent to establish lead agency by April 12, 2024.

If no response is received, it will be assumed that no objection exists regarding the establishment of the Town of Batavia Planning Board as lead agency, and the SEQR review will proceed. If you have any questions, please call the Batavia Town Hall (585) 343-1729.

TOWN OF BATAVIA PLANNING BOARD

SEQR LEAD AGENCY COORDINATION REQUEST

Name of Involved Agency:	ame of Involved Agency: Genesee County Planning		
Address:	3837 W. Main Street Rd.		
	Batavia, NY 14020-9404		
<u>Title of Action:</u> "Propo	sed Batavia Byrne Dairy" – Rumsey Road, Batavia, NY		
	ency has no objection to the Town of Batavia Planning Board as Lead Agency for this action.		
() This ag	gency wishes to assume Lead Agency Status for this action.		
<u>Comments:</u> Please refer March 14, 20	to Genesee County Planning Board recommendation to be issued		

Feline A. Atm

Signature

Director of Planning Title 3/8/2024 Date

Please return by April 12, 2024:

Jonathan Long, Vice Chairman Town of Batavia Planning Board 3833West Main Street Road Batavia, New York 14020

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:		
Town of Batavia Planning Board - Site Plan Approval & Special Use Permit for Batavia Byrne	Dairy	
Project Location (describe, and attach a location map):		
NYS Rt. 63 (Lewiston Road), Town of Batavia; Part of Tax Map #: 8.0-01-7		
Brief Description of Proposed Action:		
The project involves the construction of a 4,232 square foot convenience store and gasoline associated parking, utilities, landscaping, and stormwater management system.	fueling facilities (4 fueling dis	pensers) along with
Name of Applicant or Sponsor:	Telephone: (315) 214-645	55 Ext. 502
Sonbyrne Sales, Inc. Attn: Christian Brunelle	E Mail	nelle@byrnedairy.com
Address:	Christian.bru	ielie@byiriedaliy.com
171 Rt. 5		
City/PO:	State:	Zip Code:
Weedsport	New York	13166
1. Does the proposed action only involve the legislative adoption of a plan, loca administrative rule, or regulation?	l law, ordinance,	NO YES
If Yes, attach a narrative description of the intent of the proposed action and the e	nvironmental resources the	at 🔽 🗌
may be affected in the municipality and proceed to Part 2. If no, continue to ques		
2. Does the proposed action require a permit, approval or funding from any other If Yes, list agency(s) name and permit or approval: See Below.	er government Agency?	NO YES
If res, list agency(s) fame and permit of approval. See Below.		
3. a. Total acreage of the site of the proposed action?	±1.76 acres	I
b. Total acreage to be physically disturbed? c. Total acreage (project site and any contiguous properties) owned	<u>±1.5</u> acres	
or controlled by the applicant or project sponsor?	±1.76 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:	1 7	
	- · · · · · · · · · · · · · · · · · · ·	ban)
□ Forest ☑ Agriculture □ Aquatic □ Other(Spec	city):	
Parkland		

5.	j	Is the proposed action,	NO	YES	N/A
	2	a. A permitted use under the zoning regulations?		[7]	
	ł	b. Consistent with the adopted comprehensive plan?			
6.	1	Is the proposed action consistent with the predominant character of the existing built or natural landscape?		NO	YES
					\mathbf{V}
7.	I	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:			
					L]
8.	æ	a. Will the proposed action result in a substantial increase in traffic above present levels?		NO	YES
	ł	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?		\checkmark	
9.		Does the proposed action meet or exceed the state energy code requirements?		NO	YES
Ift	he	e proposed action will exceed requirements, describe design features and technologies:			
					\checkmark
10	. 1	Will the proposed action connect to an existing public/private water supply?		NO	YES
		If No, describe method for providing potable water:			
					$\mathbf{\nabla}$
-					
11	. 1	Will the proposed action connect to existing wastewater utilities?		NO	YES
		If No, describe method for providing wastewater treatment:			
12	-	a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or distric		NO	VEG
wh	icl	h is listed on the National or State Register of Historic Places, or that has been determined by the		NO	YES
		missioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the Register of Historic Places?		\checkmark	
		b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for			\checkmark
		neological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?			
13.	. г х	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	Ye	s, identify the wetland or waterbody and extent of alterations in square feet or acres:	[
		·		알려지 않다. 같은 말 같은	

•

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,		$\overline{\mathbf{V}}$
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:		
Discharge to NYS DOT stormwater conveyance system along Rt. 63.		
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:		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste	NO	YES
management facility? If Yes, describe:		
	$\left \mathbf{V} \right $	
20 Has the site of the proposed action or an adjaining property been the subject of remediation (anosing or		VEG
20.Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?	NO	YES
If Yes, describe:		
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BE	EST OF	
MY KNOWLEDGE		
Applicant/sponsor/name: Christian Brunelle w/Sonbyrne Sales, Inc. Date: February 5, 20	24	
Calle and a second a		
Signature:Title: Senior Executive Vice President		

...



Sonbyrne Sales, Inc.

Proposed Batavia Byrne Dairy Store Town of Batavia





<u>PROPOSED</u> BATAVIA BYRNE DAIRY



<u>PROPOSED</u> BATAVIA BYRNE DAIRY





Inside Store

Coffee Bar

Produce Table





Made To Order Fresh Subs And Salads



Inside Store

Full line of Groceries

Hot and Fresh Meal Options





Dairy Case and Frozen Foods

Flush Parking Bollards





Dumpster Enclosure



Batavia Byrne Dairy Signage Package

#1

Free Standing Sign: Size (sq. ft): 48 sq ft. Height: 20' Internally Illuminated

#2

Building Sign: Size 49 sq ft. Internally Illuminated

Awning / Canopy Signs: Canopy Graphics -Vinyl Lettering (Non-illuminated) 2' x 8' = 16 sq. ft. (per side)





Awning / Canopy Signs

Canopy Graphics -2' x 8' = 16 sq. ft. (per side) Vinyl Lettering (non-illuminated)



Batavia Byrne Dairy Lighting Package

- Yard Lights 12' Pole Mount Cree LED Fixture IDA Approved "Dark Sky Friendly"
- Wall Lights 9' Mounting Height Cree LED Fixture IDA Approved "Dark Sky Friendly"
- Fuel Canopy Lights– Recessed Cree LED Fixture IDA Approved "Dark Sky Friendly"



Sonbyrne Sales, Inc. would like to construct and operate a new Byrne Dairy Retail Store and Fueling Facility off Lewiston Road (Route 63) in the Town of Batavia, NY. The parcel is approximately 1.76+/- acres with 172'+/- of frontage along Lewiston Road (Route 63). The site is currently a soy field. The new store will be 4,232+/- sq. ft. (46' Wide x 92' Long, 24' High) and will have porches attached to the South and West side of the main building. The building is wood frame construction with masonry siding and a metal roof. A freestanding fuel canopy will have four (4) fuel pumps, eight (8) fueling positions, and is 40' Wide x 104' Long. The site has existing Public Water and Public Sewer available. The site will have two (2) curb-cuts (driveways) – both being off a future town road. The store will operate 24 hours per day/365 days per year. An outside, screened dumpster enclosure will be used for refuse and recycling removal. LED and "Dark Sky" approved lighting will be used for ALL exterior site lighting and fuel canopy lighting. The operation will employ in excess of twenty-five (25) employees or approximately sixteen (16) +/- full-time equivalent employees. The proposal will comply with all NYSDEC Stormwater regulations' (SWPPP). The site is currently zoned Commercial (C).

Date: 1-5-2024

S. Illo

Christian Brunelle - Sonbyrne Sales Inc.







- 1x4 PALIGHT TRIM FIXED

HASOF-PANEL SIDING 7







		Lighting Chart
	Symbol	
<u>ew</u>	8	Recessed Canopy Light Cree LED Fixture (Dark-Sky Friendly Compliant)
30 60 FEET	•	Light Poles Cree LED Fixture (Dark-Sky Friendly Compliant) Height per Lighting Plan
	WP	Wall Lighting 9' Mounting Height Cree LED Fixture (Dark-Sky Friendly Compliant)
	WP	Cree LED Fixture

Qty. 16 4	 2. Building Setbacks: A. Front Yard: 50' B. Rear Yard: N/A (Corner Lot) C. Side Yard: 30' 3. Max. Height of Structures: 35' 4. Min. Lot Width: 200' 5. Min. Lot Depth: No Requirement 6. Special Regulations A. Fuel Dispenser Setback from Property Line: 30' B. Fuel Tank Setback from Property Line: 30' 7. Lot Coverage: Building - 35% 		 2. Building Setbacks: A. Front Yard: 191' to Route 63 77' to Future Road B. Rear Yard: N/A C. Side Yard: 68' E, 69' N 3. Height of Structures: Building & Facade 24' 4. Lot Width: 183' along Rt. 63; 321.53' along Future Road 5. Lot Depth: N/A 6. Fueling component setback A. Fuel Dispenser: 103' from Route 63; 58' from Future Road B. Fuel Tanks: 45' from Route 63; 62' from Future Road 7. Lot Coverage: Principal Building & Fuel Canopy: 8,676 Sq. Ft. = 11.2% Principal Building Roof Area: 6,180 Sq. Ft. = 8% Fuel Canopy: 2,496 Sq. Ft. = 3.2% Asphalt Pavement & Concrete: 43,350 Sq. Ft. = 56.5% 		
ation permitted hereon exce	FINAL SITE PLAN ept as provided under Section 7209 Subdivision 2 of the New York Sta	te Education Law.	PROJECT No.: 2023063 FILE NAME.: $C201$ SCALE: $1" = 20'$ DATE:Jan. 2024ENG'D BY:JFCDRAWN BY:JJLCHECKED BY:JFC	SHEET NO.: C201 © Plumley Engineering, P.C. 2024	



	FIELD CATE	BOUNDA	BOUNDARY SURVEY PROPOSED LOT 1					
	FIELD BOOK NO.	8287	8287 LEWISTON ROAD					
	-	TM# 8-1	TM# 8-1-7					
	FIELD BANK PG,		OF BATAV					
	-	GENES	GENESEE COUNTY, STATE OF NEW YORK					
	FIELD CAE A	Δ	CONTROL POINT					
	-	1 39 7 A	ASSOCIATES, INC. PC					
	DRAW!		16 W, MAIN STREET, SUITE 501 CHARNET, ACTU2/40 ROCHESTER, NY 14614 SCHURCH AND					
2023	LG.K	51. WT	SIS 159.1761 - 928 GE 959 PAX BUTHERADD BY UNADAD STORED AND A REPORT OF A REAL AND A REPORT OF A REAL AND A R					
E	REMEVED	APPROVED	CATE	SCALE	FREND.	D7/9.140,		
	D.J.D.	J.J.L	06-08-2023	1" = 40'	09-220115	1 OF	1	



GENESEE COUNTY DEPARTMENT OF PLANNING

Felipe A. Oltramari AICP CNUa – Director Erin Pence – Deputy Director Chris Scheiner – GIS Technician Laraine Caton – Planning Board Chairperson

April 6, 2023

Greg Post, Supervisor Town of Batavia 3833 West Main Street Rd Batavia, NY 14020

Dear Supervisor Post,

This letter serves to confirm the decision of the Genesee County Water System Hookup Administrative Review Committee to certify the Reserved Development Area in the Town of Batavia comprising of Tax Map Parcel No. 8.-1-7 and the adjacent developed parcels between Lewiston Rd. (NYS Rt. 63) and the NYS Thruway (I-90). As a result of this certification, future development of this parcel, as described in the Town's application, is entitled to hook up to the public water system in the same manner as parcels within designated Smart Growth Priority Development Areas.

The Genesee County Smart Growth Plan lists two conditions for the certification of a Reserved Development Area:

1. The area is identified in the municipality's comprehensive plan for future development of significant density. Town of Batavia has identifies this area in their Comprehensive Plan, adopted in 2017, as a future commercial area.

2. Smart Growth principles are implemented in this area through form based regulations. These include including Walkable Development, Connected Transportation Network, Mixed Use and Housing Types, Quality Architecture and Urban Design, and Sustainability. Through the certification application process, the Town of Batavia and the landowner (Call Farms, Inc.) have made commitments to develop this land in a manner that adheres to the principles described in the Genesee County Smart Growth Plan. A Master Plan of the parcel was submitted as part of the application that applies these principles.

It is the Committee's decision that the Town's application has sufficiently met all the criteria listed above and is consistent with the intent of the Genesee County Smart Growth Plan. Please be aware that, as described in the Genesee County Smart Growth Plan, the County Legislature has authorized the County Planning Department to monitor certified Reserved Development Areas to ensure that development in the area sufficiently follows the principles of Smart Growth. The Committee retains the right to reopen a certification application and rescind such certification if the Committee determines that the municipality is not implementing what was agreed to in the application. • Page 2

On behalf of the Committee and the Planning Department, I would like to thank the Town and the landowners for their flexibility and diligence in putting forward a successful certification application. The implementation of the proposed Master Plan will ensure that the County continues to keep its commitment to Smart Growth as a mitigating action under the State Environmental Quality Review Act (SEQRA) Review for the Genesee County Water Project.

Sincerely,

Feline A. Attimis

Felipe A. Oltramari AICP, CNUa Genesee County Director of Planning

CC: Genesee County Legislature, Matt Landers, Tim Hens, Jim Wujcik

Attachments: Master Plan Map Rendering, Map of Certified Reserved Development Area.



Map created by the Genesee County Planning Department - 4/6/2023 12:17 PM

Gregory H. Post, Supervisor Daniel G. Underhill, Deputy Supervisor Patti Michalak, Councilwoman Sharon White, Councilwoman Chad Zambito, Councilman



Teressa M. Morasco, Town Clerk Raymond Tourt, Highway Supt. Lisa Funke, Town Justice Andrew Young, Town Justice

3833 West Main Street Road Batavia, New York 14020-9402 Phone: (585) 343-1729 Fax: (585) 343-8461 TDD: 1-800-662-1220 www.townofbatavia.com

March 20, 2023

Smart Growth Administrative Review Committee Attn: Felipe Oltramari Genesee County Building 2 3837 West Main Street Road Batavia, NY 14020

Re: Tractor Supply Parcel Master Plan

Dear Felipe;

The Town of Batavia would like to request that the area between the NYS Thruway, NYS Rt. 63, and Veterans Memorial Drive, currently designated as a Reserved Development Area in the Genesee County Smart Growth Plan, be certified as a Priority Development Area. Tractor Supply (Hix Snedeker) has purchased a portion of the property and is planning on developing a new store at this location. Both the developer and the current owner, Call Farms, have worked with the Town to develop the attached master plan for the entire area. We feel that this master plan has addressed all of the conditions for certification as specified on page 10 of the Genesee County Smart Growth Plan, 2022 Review Report and as outlined below.

1. "The area is identified in the municipality's comprehensive plan for future development of significant density."

This parcel continues to be consistent with the Town's Comprehensive Plan and Future Land use map. The parcel(s) have been zoned commercial since the 1990's. The Tractor Supply project as well as the master plan for the entire parcel meet the requirements of both the Town's Comprehensive and land use plans.

- 2. "Smart Growth principles, as described below, are implemented in this area through formbased regulations."
 - a. "Walkable Development ... "

The plan incorporates a walkable community with sidewalks or paths connecting the various commercial units to the residential units. On-street parking will be included in the two-story development and housing areas.

This institution is an equal opportunity provider, and employer. If you wish to file a Civil Rights program complaint of discrimination, complete the USDA Program Discrimination Complaint Form, found on-line at

http://www.ascr.usda.gov/complaint_filing_cust.html, or at any USDA office, or call (866) 632-0992 to request the form. You may also write a letter containing all of the information requested in the form. Send your completed complaint form or letter by mail to US Department of Agriculture, Director, Office of Adjudication, 1400 Independence Avenue, SW, Washington, DC 20250-9410, by fax (202) 690-7442 or email at program.intake@usda.gov.

b. "Connected Transportation Network ... "

A main road will traverse through the entire parcel connecting NYS Rt. 63 to Veterans Memorial Drive. This road will likely be built in phases as development occurs. A separate dead-end road will be added as housing development occurs. Pedestrian connections will be provided to connect this parcel to the facilities located on Veterans Memorial Drive.

c. "Mixed Use and Housing Types ... "

The plan includes a mix of commercial, residential, and a two-story area that could include retail/service offices on the lower level with residential apartments above.

d. "Quality Architecture and Urban Design ... "

The projects within this area will have quality architecture where aesthetics and landscaping create a sense of place for those that live, work, and visit the development.

e. "Sustainability ... "

The entire parcel will be developed using sustainable design techniques such as using a regional pond for storm water treatment that is also an aesthetic feature.

We look forward to the committee's review. If you need any additional information or have any questions, we and the property owners are available to meet with you.

Sincerely, in S. that

Steven J. Mountain, PE Town Engineer



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The inverted gas station: Above left and right is a rendering and aerial model of "gas backwards" by architect Seth Harry. At left is a photo of an inverted gas station.

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