1 Village of Lansing 2 Planning Board Meeting 3 September 27, 2016 4 5 The meeting of the Village of Lansing Planning Board was called to order at 7:00PM by Chairman Mario 6 7 8 Present at the meeting were Planning Board Members: Mike Baker, Deborah Dawson, John Gillott, and 9 Lisa Schleelein; Alternate Member, Carolyn Greenwald; Code Enforcement Officer, Marty Moseley; 10 Village Trustee Liaison, Ronny Hardaway; Village Attorney, David Dubow; Courtney and Michael Freehan, McDonalds; Tom LiVigne and Andy Bodewes, Park Grove Realty; Matt Moore, Passero 11 12 Associates; Eric Goetzmann, Lansing Meadows; Manly Thaler, CU Suites; residents Janet Jonson and 13 Lisa Bonniwell. 14 15 Absent: None. 16 17 **Public Comment Period** 18 Tomei opened the public comment period. With no one wishing to speak, Gillott moved to close the 19 public comment period. Seconded by Schleelein; Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein. 20 Classification and Possible Consideration for Alteration to an Existing Special Permit #1501: 21 Alteration to the McDonalds parking arrangement and planting plan. 22 23 Tomei read the letter from the Feehans requesting an amendment to the existing special permit as it pertains to parking and landscaping. They would like to revert to the original plan to have large vehicles 24 25 parked at the southern end and eastern side and walk in customers to the north and west. Informal polling 26 of customers and observation has indicated this is a more desirable approach. Most busses come in the evening and there have been no complaints from abutting properties as to where "No Parking" signage 27 on the south end to ensure emergency vehicles have access. 28 29 30 Tomei and Moseley visited the site recently and Tomei said he withdraws the previous condition to install 31 a bollard next to the trash enclosure because there is a drain in that area. 32 33 The landscaping request was to have the drive-through islands seeded with grass, as the mulch catches 34 fire from discarded cigarette butts. Some plants were also removed for sidewalk connectivity. 35 36 Dawson moved to accept the requested amendment as a minor change. Seconded by Gillott. Ayes by 37 Tomei, Baker, Dawson, Gillott, and Schleelein. 38 39 Schleelein moved to accept the amendment with the following new conditions: 40 1. Remove the condition to install a bollard by the trash enclosure 41 2. Striping and no parking and stop signs to be approved by the Code Officer and Fire Chief 42 3. Landscaping to be amended to the present plan Seconded by Baker. Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein. 43 44 45 **Alteration to the Lansing Meadows Planned Development Area:** 46 Eric Goetzmann indicated that he is requesting to readdress a minor modification to the Lansing 47 Meadows PDA as it relates to enlarging the Residential Area (Area B) by offsetting, reducing the 48 protected Wetland/bird habitat (Area C) that will coincide with the recent approval he received from the Army Corps of Engineers to modify the Lansing Meadows Senior Housing project area. 49

At the September 19, 2016 Trustee meeting, Goetzmann requested the Board of Trustees to approve an amendment to the subject PDA and accept a new map designating the wetland as a narrower area along the southern border. The Trustees referred the matter to the Planning Board for a recommendation. In 2011 Goetzmann opened a nation-wide permit request with the US Army Corps of Engineers (USACE) to mitigate and redevelop the wetland on the Lansing Meadows site by reducing the wetland and increasing the density of the senior housing. He presented the new map and explained that the USACE has given approval to a swap of wetlands allowing a new plan with a narrow swath of wetlands at the southern border which will allow the requested density increase of the housing. He has a permit in hand, but will not get the final sign-off from the USACE until the existing permit is closed and a new nation-wide permit for the new map showing the alteration and reduction of the wetland is opened. He is requesting that the Planning Board recommend to the Board of Trustees that the existing map be amended to the new map which would become the new permitted use for the PDA. The Trustees had informally indicated that they thought this change could be considered a minor change but deferred it to the Planning Board.

There was a brief discussion of water flow and how much acreage is gained with the new plan, there being no need to second guess the USACE, and a few question to Goetzmann were offered about future housing plans.

Gillott moved to classify the amendment as a minor change and to recommend that the new overlay map replace the original A, B overlay district to match the new build area designated by the USACE. Seconded by Schleelein. Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein.

Public Hearing to Consider:

Special Permit 4006, Triphammer Apartments Inc., to construct an approximate 425 square foot office building, three separate covered parking garages with a combined total square footage of approximately 6,351 square feet, and provide for an additional 17 parking spaces with a total of 113 parking spaces at 5 & 13 Cinema Drive in the High Density Residential District, Tax Parcel Nos. 46.1-6-5.2, & 46.1-6-5.7. Special Permit review is required pursuant to Section 145-41D(1)(k) & 145-41D(1)(l) of the Village of Lansing Code.

Tomei opened the public hearing to consider Special Permit #4006 by reading the legal notice.

Moseley began the discussion with a report to the Board explaining the nature of the special permit request, indicating that the proposed parking is within Village standard requirements, and noting that a Stormwater Protection Prevention Plan is not required as soil disturbance activity is less than 1.0 acre, but a short EAF and SEQRA review are required.

Bodewes continued the discussion reiterating much of what had been discussed at an informal presentation to the Planning Board on September 12-the ongoing roof replacement, interior rehabilitation, addition of an on-site manager currently working out of one of the vacant apartments. He indicated that landscaping plans will need further revision to install smaller trees and the intention to have more foundation plantings, that there will be some changes to the street lighting, and it is now the intent to initially install only two garages, with the third garage being phased in at a later time.

The driveway pavement area and traffic flow was discussed. There is currently no 2-way drive through area at the east end of the driveways. Dawson asked where the third garage might be phased in. Bodewes indicated it could be two or more years; the intent is to only build what is needed. Dawson suggested that the Board review the entire project with phase 2 included. All agreed.

Schematic elevations for the garages were provided. There were no changes to the office building plans previously submitted. Greenwald asked about dumpster locations.

The Board generally requested additional shrubs and trees where possible to soften the look of the ends of the apartments and between the garages. Tomei stated that a new landscaping plan will be required as well as a final lighting plan that will need to be submitted to the Lighting Commission for review.

Tomei added that they have also received the Village Engineers report which he read to the Board.

ENGINEER'S REPORT

DATE: September 27, 2016

111 TO: Village of Lansing Planning Board

113 FROM: Brent Cross, PE

115 RE: Triphammer Apartments Parking Structures

I have reviewed the plans for the site improvements proposed at the above referenced property to construct new parking structures and a small office, as required for approval of a Special Permit for this project. I have the following observations and comments:

The layout of the new parking garages maintains a good flow of traffic around the existing driving aisles and parking spaces. The plan indicates that the driving aisles will vary in width from 12.3' (near east) upto 21' in front of the first building (southwest corner). Good engineering practice would be to provide 20'-24' wide aisles for two-way traffic. I suspect that some of the proposed widths are existing. I recommend that the plan be revised to a minimum of 20' for all aisles except where traffic would only be expected to flow in one direction.

The new buildings and associated pavement will require the removal of "greenspace", thereby increasing the stormwater run-off from the new impervious surfaces. It is my understanding that the disturbed area will be less than the 1 acre impact that would otherwise require a full NYSDEC Stormwater Management Plan. Even though this project may not need a NYSDEC permit, it has been the practice of the Village to require smaller projects to provide stormwater management practices as much as possible. Since there is a natural slope from east to west, and there is a proposed greenspace at the west end of the site, it seems likely that the project could incorporate a small basin (rain garden or bio-retention filter) with an outlet as proposed into the existing Village storm sewer system. I recommend that a condition be made to have the developer submit a stormwater management plan for approval by the Village Engineer and Stormwater Management Officer prior to issuance of a building permit.

The Village owns a public water main that exists in an easement through the middle of this site. Since the new parking garages and office are proposed to be construction in the middle of the site, they are proposing to relocate the existing 6" water main approximately (undimensioned) 20' to the south. I suspect that this will move the Village owned water main outside of the currently deeded easement area, which could require the owner to provide the village with a revised legal description of the location. Also, the proposed plans should be reviewed and approved by Bolton Point and the Village of Lansing

Superintendent of Public Works. There is also a notation about an underground electric easement in the 145 146 same area of the site. I am not sure if this requires the location of electric utilities.

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The existing dumpster is proposed to be relocated to the east end of the site. A dumpster enclosure is indicated, but no details are provided. With the dumpster at the opposite end of the site, I am curious if it will be utilized as effectively since residents will need to travel to the opposite direction of the path of egress from the site, making it "out of site...out of mind"

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No information was provided on lighting.

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Based on the above observations, I recommend that the Special Permit be approved with conditions for submittal of revisions/details of: asphalt aisles; stormwater management; and water main location details to be submitted to the appropriate departments before issuance of building permit.

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Moseley mentioned that the dumpster area to the east does not allow for thru-traffic. Baker asked about any traffic complaints in this regard, and Bodewes indicated that there have been none to date. Dawson said less pavement is better than too much and it was agreed that a good solution would be to post "No Through Traffic" signs and keep the current driveways unconnected.

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Tomei said that the special permit application was submitted under the Chateau Claire name and will need to be revised to reflect that the name is now Triphammer Apartments.

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Moseley indicated that he has received proof of mailings from the applicant as required by the Village Code.

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Tomei read the Short Environmental Assessment Form (EAF) Part 1. The Planning Board then worked through EAF Part 2. After discussion, the Board filled in the appropriate areas prior to determining that 171 172 the proposed action will not result in any significant adverse environmental impacts.

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173 Tomei indicated that the Village has received the required review of the proposal from the Tompkins 174 County Planning Department, as required by General Municipal Law 239 –l, -m, and –n. The Department 175 has reviewed the proposal as submitted and has determined that it has no negative inter-community or 176 county-wide impacts. The Village of Cayuga Heights did not respond within the required 30 days.

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180 181 Tomei read the Resolution for SEQR Review of Special Permit #-4006. Greenwald inquired about the importance of the 0.95 acre reference and Dawson explained that anything under 1.0 acre of disturbance does not require a Stormwater Protection Prevention Plan. She also reconfirmed that the Planning Board would be approving all three (3) garages with this resolution. Tomei said that the special permit application and the Short EAF would both need to be amended to reflect the change from 2 to 3 garages.

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184	Dawson moved the SEQR resolution:		
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186	VILLAGE OF LANSING PLANNING BOARD RESOLUTION FOR SEQR REVIEW OF SPECIAL		
187	PERMIT NO. 4006 ADOPTED ON SEPTEMBER 27, 2016		
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189	Motion made by:	Deborah Dawson	
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191	Motion seconded by:	John Gillott	
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This matter involves consideration of the following proposed action: Special Permit 4006, Triphammer Apartments Inc., to construct an approximate 425 square foot office building, three separate covered parking garages with a combined total square footage of approximately 6,351 square feet, and provide for an additional 17 parking spaces with a total of 113 parking spaces at 5 & 13 Cinema Drive in the High Density Residential District, Tax Parcel Nos. 46.1-6-5.2, & 46.1-6-5.7. Special Permit review is required pursuant to Section 145-41D(1)(k) & 145-41D(1)(l) of the Village of Lansing Code; and

On September 27, 2016, the Village of Lansing Planning Board, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR"), (i) determined that the proposed action provided for herein is an Unlisted Action in accordance with SEQR; (ii) thoroughly reviewed the Short Environmental Assessment Form (the "Short EAF"), Part 1, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review [including any Visual Environmental Assessment Form deemed required, and comments and recommendations, if any, provided by the Tompkins County Department of Planning in accordance with General Municipal Law Sections 239-l and -ml; (iii) completed its thorough analysis of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c); and (iv) completed the Short EAF, Part 2);

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

- 1. The Village of Lansing Planning Board, based upon (i) its thorough review of the Short EAF, Part 1, and any and all other documents prepared and submitted with respect to this proposed action and its environmental review [including any Visual Environmental Assessment Form deemed required, and comments and recommendations, if any, provided by the Tompkins County Department of Planning in accordance with General Municipal Law Sections 239-l and -m], (ii) its thorough review of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c), and (iii) its completion of the Short EAF, Part 2, including the findings noted thereon (which findings are incorporated herein as if set forth at length), hereby makes a negative determination of environmental significance ("NEGATIVE DECLARATION") in accordance with SEQR for the above referenced proposed action, and determines that an Environmental Impact Statement will not be required; and
- 2. The Responsible Officer of the Village of Lansing Planning Board is hereby authorized and directed to complete and sign as required the Short EAF, Part 3, confirming the foregoing NEGATIVE

DECLARATION, which fully completed and signed Short EAF shall be attached to and made a part of this Resolution.

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- 234 The vote on the foregoing motion was as follows:
- 235 AYES: Mario Tomei, Lisa Schleelein, John Gillott, Deborah Dawson, and Mike Baker
- 236 NAYS: None
- 237 The motion was declared to be carried.

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There being no further input from the public, Baker moved to close the public hearing. Seconded by Gillott. Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein. Nays: None.

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Tomei read the general conditions for special permits, section 145-59E. The Board evaluated the special permit application against the required general conditions and determined that the general conditions have been met. Schleelein moved that all general conditions, in accordance with section 145-59E, have been met. Seconded by Dawson; Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein. Nays: None.

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Dawson move the special permit resolution with conditions:

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VILLAGE OF LANSING PLANNING BOARD RESOLUTION FOR SPECIAL PERMIT NO. 4006 ADOPTED ON SEPTEMBER 27, 2016

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Motion made by:	Deborah Dawson
Motion seconded by:	Mike Baker

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WHEREAS:

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This matter involves consideration of the following proposed action: Special Permit 4006, Triphammer Apartments Inc., to construct an approximate 425 square foot office building, three separate covered parking garages with a combined total square footage of approximately 6,351 square feet, and provide for an additional 17 parking spaces with a total of 113 parking spaces at 5 & 13 Cinema Drive in the High Density Residential District, Tax Parcel Nos. 46.1-6-5.2, & 46.1-6-5.7. Special Permit review is required pursuant to Section 145-41D(1)(k) & 145-41D(1)(l) of the Village of Lansing Code; and

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On September 12, 2016, the special permit application and additional information and materials for the proposed action were presented for preliminary review by the Village of Lansing Planning Board, at which time such application, information and materials were preliminarily evaluated, questions were posed and responses offered, and any public comments were permitted, after which the Planning Board determined that a formal public hearing thereon be scheduled for September 27, 2016; and

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On September 27, 2016, the Village Lansing Planning Board opened a public hearing for the initial purpose of (i) eliciting public comment on environmental issues regarding this proposed action, and (ii) reviewing and evaluating the materials and information presented by and on behalf of the applicant in support of this proposed action; and

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On September 27, 2016, the Village of Lansing Planning Board, in performing the lead agency function for its independent and uncoordinated environmental review in accordance with Article 8 of the New

York State Environmental Conservation Law - the State Environmental Quality Review Act ("SEQR"), (i) thoroughly reviewed the Short Environmental Assessment Form (the "Short EAF"), Part 1, any and all other documents prepared and submitted with respect to the proposed action and its environmental review [including any Visual Environmental Assessment Form deemed required, comments and recommendations, if any, provided by the Tompkins County Department of Planning in accordance with General Municipal Law Sections 239-l and -m]; (ii) reviewed environmental related comments from the public; (iii) completed its thorough analysis of the potential relevant areas of environmental concern to determine if the proposed action may have a significant adverse impact on the environment, including the criteria identified in 6 NYCRR Section 617.7(c); (iv) completed the Short EAF, Part 2; and (v) made a negative determination of environmental significance ("Negative Declaration") in accordance with SEQR for the proposed action and determined that an Environmental Impact Statement would not be required; whereupon, having completed the SEQR review and having made its SEQR determination, it was established that the special permit application was complete; and

On September 27, 2016, the Village of Lansing Planning Board thereafter continued the public hearing on the proposed action and further reviewed and analyzed (i) the materials and information presented by and on behalf of the applicant in support of the proposed action, including any additional information and materials related to environmental issues, if any, which the Board deemed necessary or appropriate for its review, (ii) all other information and materials rightfully before the Board [including comments and recommendations, if any, provided by the Tompkins County Department of Planning in accordance with General Municipal Law Sections 239-l and -m], (iii) all issues raised during the public hearing and/or otherwise raised in the course of the Board's deliberations, and (iv) possible modifications and/or conditions that might be imposed in conjunction with any special permit approval to be granted,

On September 27, 2016, in accordance with Section 7-725-b of the Village Law of the State of New York and Sections 145-59, 145-60, 145-60.1 and 145-61 of the Village of Lansing Code, the Village of Lansing Planning Board, in the course of its further deliberations, reviewed and took into consideration (i) the

general conditions required for all special permits (Village of Lansing Code Section 145-59E), (ii) any applicable conditions required for certain special permit uses (Village of Lansing Code Section 145-60, and (iii) any applicable conditions required for uses within a Combining District (Village of Lansing

Code Section 145-61);

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

whereupon, the public hearing was closed; and

1. The Village of Lansing Planning Board hereby finds (subject to the conditions and requirements, if any, set forth below) that the proposed action meets (i) all general conditions required for all special permits (Village of Lansing Code Section 145-59E), (ii) any applicable conditions required for certain special permit uses (Village of Lansing Code Section 145-60), and (iii) any applicable conditions required for uses within a Combining District (Village of Lansing Code Section 145-61); and

It is hereby determined by the Village of Lansing Planning Board that Special Permit No. 4006 is **GRANTED AND APPROVED**, subject to the following conditions and requirements:

Required permits, approvals, consents and other authorizations from all applicable Federal, State, County and local governmental and regulatory agencies shall be obtained, maintained and complied with for all permitted improvements, operations and activities as authorized by this special permit approval,

and such improvements, operations and activities shall at all times comply with all applicable Federal,
State, County and local laws, codes, rules and regulations.

Soil and Erosion control measures shall be implemented and coordinated as required, and approved by either the Village of Lansing Code Enforcement Officer and/or the Village of Lansing Engineer.

Prior to the building permit being issued, the Lots in question for 5 and 13 Cinema Drive, Tax Parcel Nos. 46.1-6-5.2, & 46.1-6-5.7., shall be consolidated and verification of the consolidation shall be provided to the Code Enforcement Officer from the Tompkins County Assessment or Clerks Office.

Prior to a building permit being issued, the Superintendent of Public Works and Bolton Point Water shall review and approve the proposed installation of the relocated water line. A new easement for the proposed waterline shall be submitted to and approved by the Village Attorney.

Stormwater practices, such as rain gardens, bio-retention facilities, swales, filtrations systems, etc. shall be implemented for the new impervious area prior to entering the Village stormwater conveyance system and shall be reviewed and approved by the Village of Lansing Engineer or Stormwater Management Officer.

Prior to a building permit being issued, an exterior lighting plan shall be submitted to and approved by the Village Lighting Commission.

Prior to a building permit being issued, a revised landscaping plan shall be submitted to and approved by the Planning Board. In addition to the above approval, the Superintendent of Public Works shall verify that the plantings included in the landscaping plan, over the existing and proposed waterlines and sewer lines, will not negatively impact both the proposed and existing Village utilities for both 5 and 13 Cinema Drive, Tax Parcel Nos. 46.1-6-5.2, & 46.1-6-5.7.

Prior to a Certificate of Compliance being issued, signage shall be installed indicating that, at the east end of the site, there will be no thru-traffic.

Prior to a building permit being issued, a maintenance agreement shall be submitted to and approved by the Village Attorney, Village Engineer, and Village Stormwater Management Officer pertaining to the stormwater facilities.

The vote on the foregoing motion was as follows:

AYES: Mario Tomei, Deborah Dawson, Mike Baker, Lisa Schleelein, and John Gillott.

NAYS: None

The motion was declared to be carried.

Approval of Minutes

371 None

Trustee Report

None, as all Planning Board members were present at the September 19th Trustees meeting.

For a complete report of the meeting please see the Trustee minutes.

377 Other Business

- Dawson said she is reviewing the Tompkins County Housing Assessment Model. Dawson and Schleelein also said they had reviewed a letter from Larry Fabbroni with reference to the Comprehensive Plan.
- Dawson will be sending an internal rebuttal to the Board on this matter.

Dubow suggested that everyone look at the Comprehensive Plan with respect to the rezoning request on Bomax.

 Schleelein said that regardless of the outcome with that particular parcel, there are other parcels in the Village that need to be reviewed and updated with the Comprehensive Plan in mind, one being on Warren Road near the Arleo office building. Baker said he had just noted that that area needs to be looked at as the current zoning designation makes no sense. There is also an MDR parcel near the south east corner that may also need to be re-zoned.

There was continued discussion of housing needs in the Village and the lack of smaller houses and other smaller housing for those wishing to down size. Dawson noted that the greatest identified need for housing is in the \$150-200K range, there being less need for houses greater than \$300K at about 8 units per year. Gillott concurred. Schleelein said she thought that Lansing Trails II was going to be more like Lansing Trails I and would have been more in keeping with the greatest need.

There was continued discussion about the rezoning on Bomax, the proposed project, the Fabbroni letter, the lack of control at the Board of Trustees September 19th meeting, the need for civility by all attendees at public meetings, traffic impact in the proposed area as well as Bush Lane and Dart Drive, and the fact that any development on the Bomax parcel will create change and impact traffic and the land. Dubow said it is likely there will be another traffic study evaluating industrial versus residential use. Dawson reiterated that Bomax and the connecting roads are public ways for all Village residents, not private streets only for Lansing Trails/Cayuga Heights residents' use.

Adjournment

Gillott moved to adjourn at 9:19 PM. Seconded by Baker; Ayes by Tomei, Baker, Dawson, Gillott, and Schleelein.