

NEW HAVEN CITY PLAN COMMISSION SITE PLAN REVIEW

RE: 129 AMITY ROAD. Site Plan Review for the construction of a Wendy's fast food restaurant with a drive-thru in a BA zone. (Owner: 129 Amity Road LLC; Applicant/Agent: Jeff Bord of Bohler Engineering)

REPORT: 1559-08

ACTION: Approval with Conditions

STANDARD CONDITIONS OF APPROVAL

1. Pursuant to State Statute, this site plan and soil erosion and sediment control plan approval is valid for a period of five (5) years following the date of decision, until July 17, 2024. Upon petition of the applicant, the Commission may, at its discretion, grant extensions totaling no more than an additional five (5) years to complete all work connected to the original approval.
2. The applicant shall record on the City land records an original copy of this Site Plan Review report (to be provided by the City Plan Department) and shall furnish written evidence to the City Plan Department that the document has been so recorded (showing volume and page number), prior to City Plan signoff for building permits. A digital copy of the recorded report shall be provided to staff (.pdf).
3. Upon approval by the City Plan Commission, provide compiled digital copies of all application materials, including drawing sets and reports, to staff for filing (.pdf files) prior to City Plan signoff for building permits.
4. Signoff on final plans by the Greater New Haven Water Pollution Control Authority; City Engineer; Department of Transportation, Traffic, and Parking; City Plan Department; and Fire Marshal in that order shall be obtained prior to initiation of site work or issuance of building permit.
5. Construction Operations Plan/Site Logistics Plan, including any traffic lane/sidewalk closures, temporary walkways, detours, signage, haul routes to & from site, and construction worker parking plan shall be submitted to the Department of Transportation, Traffic and Parking for review and approval to prior to City Plan signoff on final plans for building permit.
6. A site bond will be required in conformity with Connecticut General Statutes Section 8-3(g). Bond, or other such financial instrument, shall be provided to the City Plan Department, in an amount equal to the estimated cost of implementation of erosion and sediment controls, plus 10 percent, prior to City Plan final sign-off on plans for building permit.
7. The name of an individual responsible for monitoring the soil erosion and sediment control plan on a daily basis during the construction period shall be provided to the City Plan Department, prior to City Plan signoff on final Plans.
8. Any proposed work within City right-of-way will require separate permits.
9. Any sidewalks or curbs on the perimeter of the project deemed to be in damaged condition shall be replaced or repaired in accord with City of New Haven standard details.
10. Following completion of construction, any catch basins in the public right-of-way impacted by the project shall be cleaned, prior to issuance of Certificate of Occupancy.
11. As-built site plan shall be filed with City Plan Department, with a copy to the City Engineer, prior to issuance of Certificate of Occupancy. Site Plan shall be submitted in mylar and digital form (.pdf).

Submission: SPR Application Packet including DATA, WORKSHEET, SITE, SESC, and CSPR forms. NARRATIVE attached. Application fee: \$270. (Municipal projects are fee-exempt.) Received June 20, 2019.

- Agent Authorization Letter, signed June 19, 2019. Received June 20, 2019.
- Application drawings. 19 sheets received June 18, 2019. Revised July 2, 2019. Received July 3, 2019. Revised and received July 15, 2019. Revised and received July 16, 2019.
 - Sheet Number 1: Cover Sheet. Drawing date June 18, 2019. Received June 20, 2019.
 - Sheet Number 2: General Notes Sheet. Drawing date June 18, 2019. Received June 20, 2019.
 - Sheet Number 3: Demolition Plan. Drawing date June 18, 2019. Received June 20, 2019.

- Sheet Number 4: Site Plan. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 5: Grading & Drainage Plan. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 6: Utility Plan. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 7 & 8: Soil Erosion & Sediment Control Plan, Notes, and Details. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 9 & 10: Landscape Plan, Notes, and Details. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 11: Lighting Plan. Drawing date June 18, 2019. Received June 20, 2019.
- Sheet Number 12 – 15: Construction Details Sheet. Drawing date June 18, 2019. Received June 20, 2019.
- ALTA/NSPS Land Title Survey. Drawing date May 17, 2019. Received June 20, 2019.
- EQ1.1: Equipment Plan FRZN Bun Market-PREF. Drawing date June 12, 2019. Received June 20, 2019.
- EQ1.2: Equipment Schedule. Drawing date June 12, 2019. Received June 20, 2019.
- A2.1: Exterior Elevations. Drawing date June 12, 2019. Received June 20, 2019.
- Letter with responses to staff comments, dated July 3, 2019. Received July 3, 2019.

PROJECT SUMMARY:

Project: Wendy's Restaurant
Address: 129 Amity Road
Site Size: 32,186 SF
Building size: 2,584 SF
Zone: BA
Parking: The proposed site will provide 26 spaces (1 space per 4 seats in the restaurant).
Owner: 129 Amity Road LLC **Phone:**
Applicant: Jeff Bord, Bohler Engineering **Phone:** 860-333-8900; jbord@bohlhereng.com
Agent: Same **Phone:**
Site Engineer: Same **Phone:**

BACKGROUND

Previous CPC Actions:

CPC 1544-04: Site Plan review for construction of a pharmacy and associated parking lot in a BA zone (5/16/18).

Zoning:

The Site Plan as submitted meets the requirements of the New Haven Zoning Ordinance for the BA zone.

Site description/existing conditions: The site is situated on State Route 34, adjacent to the Merritt Parkway. The site has 3 vacant buildings, previously of Perotti's Garden Center. There is a paved drive and parking area circulating the site.

Proposed activity: The proposal is for a Wendy's Restaurant with drive-thru service.

Motor vehicle circulation/parking/traffic: There is a two-way entrance/exit on Amity Road. Cars circulate one-way, counterclockwise around the site. The entrance/exit is lined up with drive isle for the Stop & Shop across the Street. The applicant is in continued negotiations with DOT regarding traffic signaling and the appropriate angle for the entrance/exit.

Bicycle parking: The site will feature two "frosty" bike rack on the front corner of the building. Together, they can accommodate 4 bikes, where 3 are required.

Trash removal: A fully enclosed trash area is proposed to the rear of the site.

Signage: Sign package must comply with zoning requirements or else seek separate approval.

Sec. 58 Soil Erosion and Sedimentation Control:

Class A (minimal impact)

Class B (significant impact)

Class C (significant public effect, hearing required)

Cubic Yards (cy) of soil to be moved, removed or added: 1,037 cy

Start Date: TBD Completion Date: TBD

Responsible Party for Site Monitoring: TBD

Once a contractor is chosen, an individual will be named as the individual responsible for monitoring soil erosion and sediment control measures on a daily basis, and that name provided to the City Plan Department prior to signoff of final plans for permits.

This individual is responsible for monitoring the site to assure there is no soil or runoff entering City catch basins or the storm sewer system. Other responsibilities include:

- monitoring soil erosion and sediment control measures on a daily basis;
- assuring there is no dust gravitation off site by controlling dust generated by vehicles and equipment and by soil stockpiles during both the demolition and construction phases;
- determining the appropriate response, should unforeseen erosion or sedimentation problems arise; and
- ensuring that SESC measures are properly installed, maintained and inspected according to the SESC Plan.

Should soil erosion problems develop (either by wind or water) following issuance of permits for site work, the named party is responsible for notifying the City Engineer within twenty-four hours of any such situation with a plan for immediate corrective action.

All SESC measures are required to be designed and constructed in accordance with the latest Standards and Specifications of the *Connecticut Guidelines for Soil Erosion and Sediment Control*.

Note: Because the project is between 1 and 5 acres (“small construction”), the applicant is not required to obtain a General Permit for the Discharge of Stormwater and Dewatering Wastewaters from Construction from CT DEEP as long as the applicant has adhered to the erosion and sediment control regulations of the municipality in which the construction activity, in this case, the City of New Haven.

Sec. 60 Stormwater Management Plan: SUBMISSION MEETS REQUIREMENTS

REQUIRED DOCUMENTATION

Soil characteristics of site;

Location of closest surface water bodies and depth to groundwater;

DEEP ground and surface water classification of water bodies;

Identification of water bodies that do not meet DEEP water quality standards;

Proposed operations and maintenance manual and schedule;

Location and description of all proposed BMPs;

Calculations for stormwater runoff rates, suspended solids removal rates, and soil infiltration rates;

Hydrologic study of pre-development conditions commensurate with conditions.

STANDARDS

- Direct channeling of untreated surface water runoff into adjacent ground and surface waters shall be prohibited;
- No net increase in the peak rate or total volume of stormwater runoff from the site, to the maximum extent possible, shall result from the proposed activity;
- Design and planning for the site development shall provide for minimal disturbance of pre-development natural hydrologic conditions, and shall reproduce such conditions after completion of the proposed activity, to the maximum extent feasible;
- Pollutants shall be controlled at their source to the maximum extent feasible in order to contain and minimize contamination;
- Stormwater management systems shall be designed and maintained to manage site runoff in order to reduce surface and groundwater pollution, prevent flooding, and control peak discharges and provide pollution treatment;
- Stormwater management systems shall be designed to collect, retain, and treat the first inch of rain on-site, so as to trap floating material, oil and litter;
- On-site infiltration and on-site storage of stormwater shall be employed to the maximum extent feasible;
- Post-development runoff rates and volumes shall not exceed pre-development rates and volumes for various storm events. Stormwater runoff rates and volumes shall be controlled by infiltration and on-site detention systems designed by a professional engineer licensed in the state of Connecticut except where detaining such flow will affect upstream flow rates under various storm conditions;
- Stormwater treatment systems shall be employed where necessary to ensure that the average annual loadings of total suspended solids (TSS) following the completion of the proposed activity at the site are no greater than such loadings prior to the proposed activity. Alternately, stormwater treatment systems shall remove 80 percent TSS from the site on an average annual basis; and
- Use of available BMPs to minimize or mitigate the volume, rate, and impact of stormwater to ground or surface waters.

Sec. 60.1 Exterior Lighting: SUBMISSION MEETS REQUIREMENTS

REQUIRED SUBMISSION

- Lighting Plan with location of all fixtures, type of fixture and mounting height of lights;
- Manufacturer specifications or cut-sheet for each fixture;
- Photometrics.

STANDARDS

- Prevent or minimize direct glare and light trespass;
- All parking area lighting shall be full cut-off type fixtures and shall not exceed twenty (20) feet in height from the ground to the highest point of the fixture;
- Up lighting and high pressure sodium light sources are prohibited. Externally lit signs, display building, and aesthetic lighting must be lit from the top and shine downward and not sideward or upward. The lighting must be shielded to prevent direct glare and/or light trespass. The lighting must also be, as much as physically possible, contained within the target area;
- All building lighting for security or aesthetics shall be full cut-off or shielded type, not allowing any upward distribution of light. Floodlighting is discouraged, and if used, must be shielded to prevent: (a) disability glare for drivers or pedestrians, (b) light trespass beyond the property line, and (c) light above the horizontal plane;
- Where non-residential development is adjacent to residential property, no direct light source shall be visible at the property line at ground level or above; and
- High pressure sodium and flickering or flashing lights are prohibited.

Sec. 60.2 Reflective Heat Impact: Exempt due to impervious surface area being below the .5 acre threshold.
The applicant notes that several nearby mature trees help to shade the site.

Project Timetable: TBD

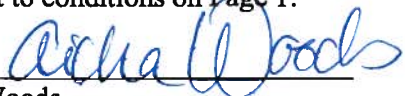
SITE PLAN REVIEW

Plans have been reviewed by the Site Plan Review team with representatives from the Departments of City Plan, City Engineer, Building, Disabilities Services and Transportation, Traffic and Parking and have been found to meet the requirements of City ordinances, regulations, and standard details.

SITE PLAN ACTION

The City Plan Commission approves the submitted Site Plans subject to conditions on Page 1.

ADOPTED: July 17, 2019
Edward Mattison
Chair

ATTEST: 
Aicha Woods
Executive Director, City Plan Department