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June 12, 2023

# <u>Sent Via Email</u>

Christopher Carthy, Chair Town of North Castle Planning Board 17 Bedford Road Armonk, NY 10504

# Re: Basis Industrial Acquisitions LLC Amended Site Plan Application – BaySpace Armonk 100 Business Park Drive (108.03-1-51)

Dear Chairman Carthy and Members of the Board:

This firm, along with JMC and SGW Architects, represents Basis Industrial Acquisitions LLC ("Applicant"), owner of the property located at 100 Business Park Drive ("Property") in connection with the Amended Site Plan Approval Application currently pending before your Board. Since we last appeared before your Board, we have conducted several discussions with the neighboring property owners who have raised concerns regarding the proposed project. We are pleased to report that we believe the parties have successfully come to an agreement on a path forward, and the Applicant has revised its plans to address the neighbors' concerns, resulting in a more zoning-compliant project. In addition, the ZBA approved a floor area ratio ("FAR") variance of 0.08 on June 1<sup>st</sup>.

Accordingly, we submit the enclosed plans in advance of the Planning Board's June 26<sup>th</sup> meeting to present you with the changes to the proposed project.

### **Original Project and Variances**

As you will recall, the Applicant originally proposed to construct a 146,792 s.f. selfstorage/warehouse building with associated off-street parking and landscaping improvements on the Property. The original project was compliant with all applicable bulk and area regulations, except the minimum number of required parking spaces and the maximum permitted FAR. Based upon the total square footage of the project and the mix of uses, 277 parking spaces were required, and 220 were proposed, requiring a variance of 57 spaces. The maximum FAR in the PLI Zoning District is 0.30. The original project had an FAR of 0.43, requiring a variance of 0.13.

### **Current Proposal**

The Applicant now proposes a new, mixed-use 116,108 s.f. building, with a 59,372 s.f. footprint, which is 15,478 s.f. smaller than the 74,850 s.f. warehouse building that was previously

approved on the Property in 2021. The changes to the proposed project also include the addition of 97 parking spaces; relocation of the loading dock to the northeast corner of the proposed building; and retractable fences being placed in the loading dock area, between the two buildings, and in front of the existing Jantile loading area.

The proposed new building includes reduced warehouse space, and comprises a one-story 8,038 s.f. warehouse; a three-story 81,609 s.f. self-storage warehouse, with a 27,203 s.f. footprint; and a one-story (with mezzanine) 26,461 s.f. recreation facility with a 24,131 s.f. footprint, containing eleven 30' x 60' pickleball courts, retail area, and small party space. This use is what led to the need for additional parking. We will be processing a special permit application before the Town Board for the proposed recreational use.

As noted in the zoning compliance chart on the "Overall Site Layout Plan" prepared by JMC, the proposed project is compliant with all bulk and area regulations, including the applicable parking requirements (based on the updated square footages, 317 spaces are required, and 317 spaces are proposed). The proposed FAR is 0.38, where 0.30 is the maximum FAR permitted in the PLI Zoning District. This is a 0.05 reduction from the previously proposed FAR of 0.43. Thus, the need for the parking variance has been eliminated, while the required FAR variance has been reduced from 0.13 to 0.08. As mentioned above, the ZBA recently approved this reduced FAR variance. Therefore, the current proposal is compliant with all bulk and area regulations.

Accordingly, we respectfully request that the Planning Board place this matter on its June 26<sup>th</sup> agenda for a continued discussion and, if your Board deems appropriate, the scheduling of the required public hearing on this Amended Site Plan Application. Enclosed please find: (i) updated Overall Site Layout Plan prepared by JMC; (ii) Overall Site Landscaping Plan prepared by JMC; (iii) updated Architectural Plans prepared by SGW Architecture & Design; and (iv) fence and planter photos.

We look forward to returning to your Board to discuss the revised project. Thank you for your consideration.

Respectfully Submitted,

ZARIN & STEINMETZ LLP

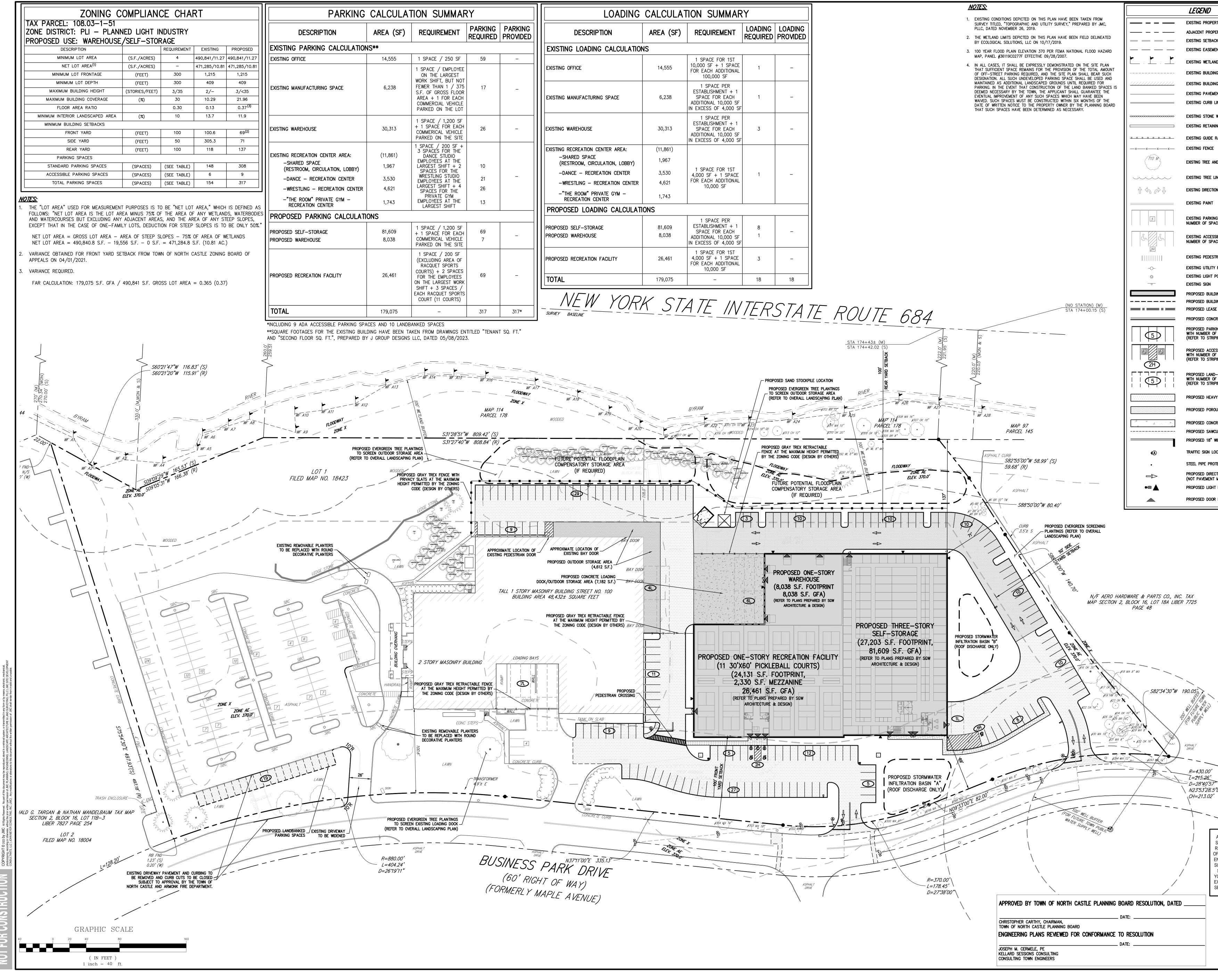
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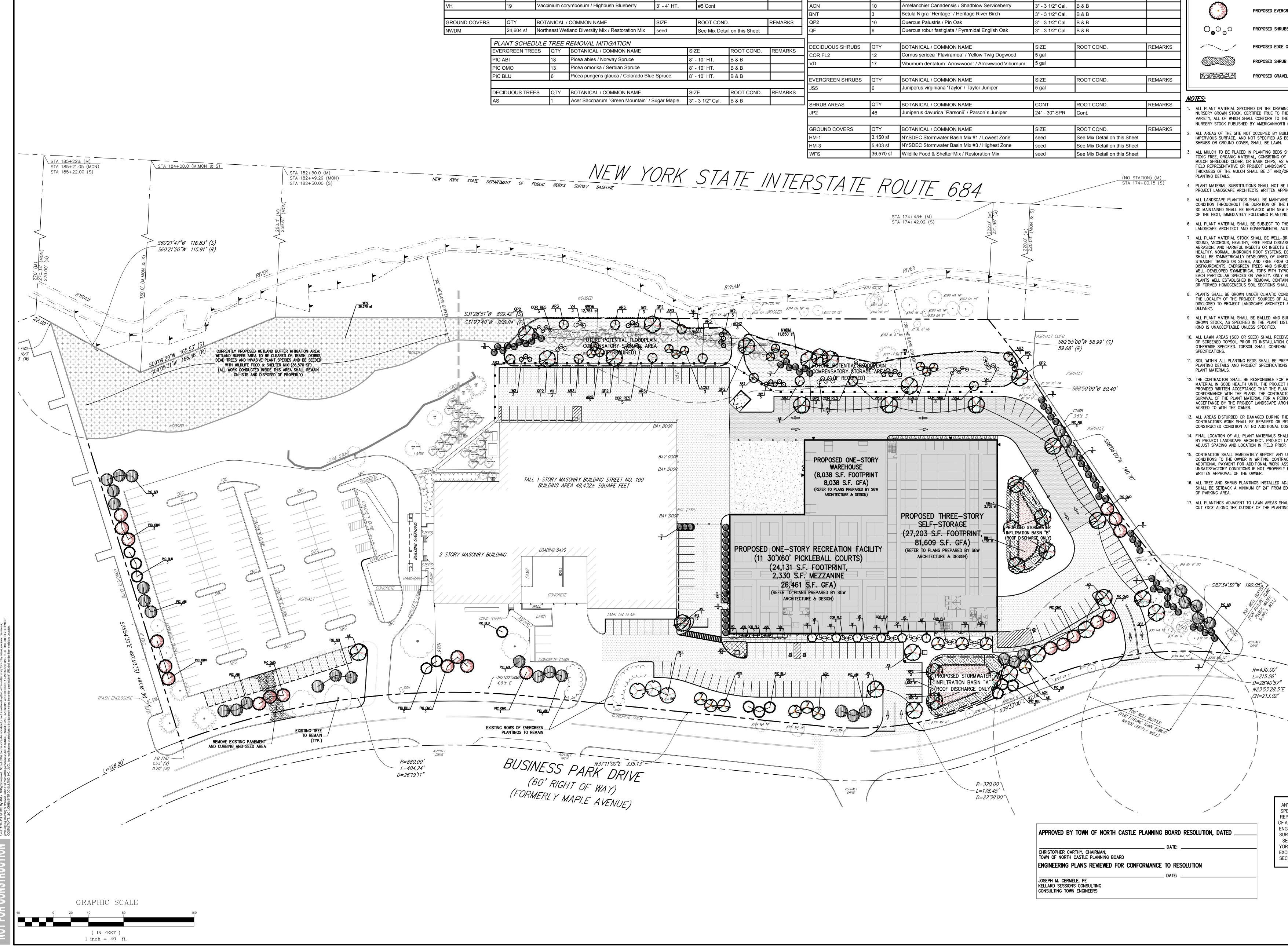
Christopher Carthy, Chair June 12, 2023 | Page 3

cc: Anthony Scavo Paul R. Sysak, RLA, ASLA Paul Dumont, P.E. Marino Velarde Chris Michalek



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