

**NEWBURGH ARCHITECTURAL REVIEW COMMISSION (ARC)
INFORMATION & MATERIALS**

including:

ARC Certificate of Appropriateness Application Instructions

ARC Certificate of Appropriateness Application

ARC Consent Agenda Policy & Procedures



ARC COA Application Instructions

Department of Code Compliance

123 Grand Street, Newburgh, New York 12550

Phone: (845) 569-7400 Fax: (845) 569-0096

www.cityofnewburgh-ny.gov

A. Overview

Alteration, restoration, demolition, new construction, removal of landmarks, or any material change to the exterior of a property located in a Historic or Architectural Design District require a Certificate of Appropriateness (COA) from the Architectural Review Commission (ARC). Some activities, however, are exempt from the COA requirement. Please review the exemption list and clearly indicate the type of work that you are proposing. Projects on the exempt list below do not require a COA. **Note:** *The ARC highly recommends you do not purchase materials for use in the project until your COA and permit are granted.*

Find map of Historic and Architectural Design and Overlay Districts at:

<http://www.cityofnewburgh-ny.gov/sites/newburghny/files/file/map.pdf>

Find relevant code sections at: <http://ecode360.com/NE1082>

I. ARC Meetings and Public Hearing

The ARC meets on the second Tuesday of the month, at the City Hall Council Chambers, 83 Broadway, at 7:30 PM, unless otherwise posted.

II. Certificate of Appropriateness Exemption List

The following activities do not require a COA from the ARC:

- Repair, replacement and installation of electrical, plumbing, heating and ventilation systems (provided that such work does not affect the exterior of the structure).
- Caulking, weather stripping, glazing and repainting of windows.
- Repair of porches, cornices, exterior siding, doors, balustrades, stairs or other trim when the repair is done in-kind to match existing material and form.
- Repair of storm windows (exterior, interior, or wood), provided they match the shape and size of historic windows and that the meeting rail coincides with that of the historic window; color should match trim.
- Installation of new window jambs or jamb liners.
- Repair or replacement of awnings when work is done in-kind to match existing materials and form.
- Roof repair of historic roofing with material that matches the existing material in form or better.
- Repair of gutters and downspouts that match the existing material in form or better.
- Installation of insulation where exterior siding or trim is not altered or damaged and is not inset from the insulation or stays proud of the building plane as intended.
- Repair of existing roads, driveways, sidewalks and curbs, provided that work is done so that there are no changes in dimension or configuration of those features. Concrete used for sidewalks, curbs and driveway aprons shall be dyed in the mix prior to placing emulate bluestone in the historic district.
- Exterior lead paint abatement that includes scraping and repainting in same color of exterior work and masonry surfaces.
- Repair of fencing when work is done in-kind to match existing material and form.
- Repair or replacement of water, gas, storm or sewer lines.
- Certain Emergency repairs necessitated by a casualty to the property (fire, storm, flood, etc., please consult with Code Compliance Supervisor)

III. Consent Agenda

A consent agenda is a collection of routine items that a commission elects to pass with a single motion and vote. The City of Newburgh does not require applicants whose applications are placed on the Consent Agenda to attend the ARC meeting, although the applicant may attend. The ARC may remove an application from the consent agenda if it determines the application should be heard during the normal course of a meeting. In this case, if the application is complete, it is typically placed on the agenda for the next meeting of the ARC. The list of items eligible for the consent agenda can be found on the ARC website: [insert link].

B. Submission Requirements Projects Requiring a COA

Submit **one (1)** complete original application, and **nine (9)** copies to the ARC to the Land Use Board Secretary on the second floor at City Hall, 83 Broadway. In the alternative, applicants may submit **one (1)** complete original application and a complete digital set of application materials in .pdf format on a CD. The applicant must submit the application by the third Tuesday of the month to be placed on the agenda at the following monthly ARC meeting. Incomplete applications will not be considered for the agenda of the ARC.

I. For Painting Application Only

- **Photographs** – Provide photographs of the site and all buildings. Wide-angle and close up views provide both perspective and detail. Please provide a photo reference drawing that indicates the location of each photo. At least one set of color photographs must be provided, additional copies may be in black and white. Providing clear pictures will help the ARC to review and approve your application.
- **Colors** – Provide paint manufacturer, color name, number and paint sample chip. Although several paint manufactures, such as Benjamin Moore, Valspar, and Sherwin Williams, have historic paint color lines; it is not required to use a particular brand of paint. Many paint retailers offer color matching services.
- **Fee** - Applications for Painting Only must include a check payable to the “City of Newburgh” for \$25 for a COA application without a public hearing.

II. Sign Application Only

- **Photographs** – As stated under section I, Painting
- **Colors** – As stated under section I, Painting. Where color is not achieved by paint or stain, product manufacturer color identification name, number, and sample must still be provided.
- **Material specifications** – Information on the types of materials to be used must be submitted. A sample board of all materials is often presented during review sessions. Where a manufacturer’s brochure or technical information sheet is available, it should be provided.
- **Drawings/Plans** – Drawings/plans, made to scale, showing: location of the proposed sign, type of lettering and graphics including dimensions and colors, and method of illumination, if any. When available, elevation and perspective drawings should be submitted. All drawings/plans must bear the name of party who prepared the drawings/plans. If the drawings/plans were prepared by a New York state registered Design Professional, the professional’s seal and signature must be on each drawing.
- **Form Based Code (FBC)** – The City has incorporated overlay districts throughout the City under the FBC portion of the Zoning Code. Applicants within a FBC overlay should review the Code for applicable requirements. You can learn more about the City’s FBC here: **[insert link to form based code sections]**
- **Fee** - All sign applications must include a check payable to the “City of Newburgh” for \$100 for a COA application with a public hearing.

III. Fence Application Only

- **Photographs** – As stated under section I, Painting.
- **Colors** – As stated under section I, Painting. Where color is not achieved by paint or stain, product manufacturer color identification name, number, and sample must still be provided.
- **Material specifications** – As stated under section II, Sign
- **Drawings/Plans** – Provide a plot plan or survey showing the proposed location of the fence.

- **Form Based Code (FBC)** – As stated under section II, Sign
- **Fee** - All fence applications must include a check payable to the “City of Newburgh” for \$100 for a COA application with a public hearing.

IV. All Exterior Projects (other than for Painting, Sign, or Fence Only applications)

- **Photographs** – As stated under section I, Painting.
- **Colors** – As stated under section I, Painting. Where color is not achieved by paint or stain, product manufacturer color identification name, number, and sample must still be provided.
- **Material specifications** – As stated under section II, Sign
- **Drawings/Plans** – Seven copies of the following plans should be submitted: fully dimensioned survey or site plan, fully dimensioned exterior elevations of all sides of every building (for alterations, both existing and proposed plans should be submitted), fully dimensioned details of windows, gutters, moldings, or other special architectural elements, architectural lighting, landscape/hardscape, and mechanical plans (showing the locations and treatment of all proposed exterior mechanical equipment, such as utility meters, generators, a/c condensers, roof-top units, or fuel storage devices). All plans must be made to scale, architectural plans may not be scaled to less than 1/8”. All drawings/plans must bear the name of party who prepared the drawings/plans. If the drawings/plans were prepared by a New York state registered Design Professional, the professional’s seal and signature must be on each drawing. Details regarding signs, awnings, and fences should be provided as stated under Sections I and II of these instructions.
- **Form Based Code (FBC)** – As stated under section II, Sign
- **State Environmental Quality Review (SEQR)** – SEQR establishes a process to consider environmental factors early in the planning stages of development activities, or *Actions*. Actions are classified as *Type I*, *Type II*, or *Unlisted*. Type II Actions are exempt from SEQR requirements, they have been found not to have a significant environmental impact and do not require preparation of an Environmental Assessment Form (EAF). Generally, Type II actions include maintenance or repair involving no substantial changes to an existing structure or facility and demolition and construction of a single through three family building on an approved lot. Type I and Unlisted Actions may have an environmental impact and require submission of an EAF and other documentation. Please see the NYSDEC website and SEQR Handbook for more information: <http://www.dec.ny.gov/permits/6188.html>
- **Coastal Assessment Form (CAF)** – An applicant must submit a CAF so that a determination of coastal consistency can be made. Coastal consistency review is required for projects proposed in the Waterfront Revitalization Area Boundary and where environmental review is required under SEQRA. Find the Waterfront Revitalization Area Boundary map at: http://docs.dos.ny.gov/communitieswaterfronts/LWRP/Newburgh_C/Original/NewburghSL.pdf
Find more information on Waterfront Consistency Review at: <http://ecode360.com/28160802>
Find CAF at: [Insert link to new CAF application]
- **Fee** - All COA applications must include a check payable to the “City of Newburgh” for \$100 for a COA application with public hearing.

V. For Demolitions Only.

Submission requirements outlined in All Exterior submission requirements listed above except for material specifications and colors. Plus, the following:

- **Engineer or Architect Report** - It is highly recommend that the applicant engage a certified engineer or architect to provide a written report as to whether the building is structurally sound. Applicants can also seek a written opinion from the Building Inspector.
- **Historic Demolition Building Permit** – Must be filed with the Building Department located at 123 Grand Street.
- **SEQRA** – As stated under section IV, All Exterior Projects
- **Coastal Assessment Form (CAF)** – As stated under section IV, All Exterior Projects

- **Fee** - All COA applications must include a check payable to the “City of Newburgh” for \$100 for a COA application with public hearing.



ARC Certificate of Appropriateness (COA) Application

Department of Code Compliance

123 Grand Street, Newburgh, New York 12550

Phone: (845) 569-7400 Fax: (845) 569-0096

www.cityofnewburgh-ny.gov

Application #: _____

Activity:

- Painting **Only**
- Sign **Only**
- Fence/Gate **Only**
- Window Replacement
- Building Alteration/Addition
- In-Kind Restoration (non-exempt)
- Demolition
- Landscape/Hardscape
- Mechanical Equipment
- Other: _____

Structure Type:

- Residential (1-2 Family)
- Residential (More than 2 Family)
- Commercial
- Combined Use (Residential & Commercial)
- Industrial
- Religious/Educational

Consent Agenda

- Applicant requests consideration for inclusion on Consent Agenda

Project Description: *(Please briefly describe the proposed project).*

A. Property Information:

Street Address:					
City:	Newburgh	State:	NY	Zip:	12550
Tax Map Designation:	Section:	Block:	Lot(s):		
Zoning District:					
<i>find at: http://www.cityofnewburgh-ny.gov/sites/newburghny/files/file/file/2008-zoning11x17.pdf</i>					
Overlay District:	<input type="checkbox"/> East End	<input type="checkbox"/> Colonial Terraces			
	<input type="checkbox"/> Waterfront	<input type="checkbox"/> Other: _____			
<i>find at: http://www.cityofnewburgh-ny.gov/sites/newburghny/files/file/file/2008-zoning11x17.pdf</i>					
Flood Insurance Zone:					
<i>find at: https://msc.fema.gov</i>					

B. Property Owner:

Name:					
Address:					
City:		State:		Zip:	
Phone:					
Fax:					
Email:					

C. Applicant: *(If Applicant is different than property owner, property owner must complete attached proxy statement confirming authorization of Applicant.)*

Name:					
Address:					
City:		State:		Zip:	
Phone:					
Fax:					
Email:					

D. Attached/Required Documents: (Check all that apply)

- | | |
|--|--|
| <input type="checkbox"/> Photographs | <input type="checkbox"/> Colors |
| <input type="checkbox"/> Drawings/Plans | <input type="checkbox"/> Site Plan |
| <input type="checkbox"/> Material Specifications | <input type="checkbox"/> SEQRA Environmental Assessment Form (EAF) |
| <input type="checkbox"/> Engineers/Architects Report | <input type="checkbox"/> Coast Assessment Form (CAF) |
| <input type="checkbox"/> Building Inspectors Report | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Fee \$ _____ (Check made payable to City of Newburgh) | |

E. Disclosure:

Does any City Officer, employee, or family member thereof have a financial interest (as defined by General Municipal Law Section 809 (<http://public.leginfo.state.ny.us/lawssrch.cgi?NVLWO:>) in this application? Yes
 No

If Yes, a statement disclosing the name, residence, nature, and extent of this interest must be filed with this application.

F. Signatures:

By signing this application the applicant attests that, to the best of his or her knowledge, all information provided herein is accurate and truthful. The undersigned further agrees the subject property may be entered and inspected by any City Staff, Board, or Commission members responsible for the review or approval of this application.

Applicant Name (Print): _____

Applicant Signature: _____ Date: _____



Owner's Proxy Statement

Department of Code Compliance

123 Grand Street, Newburgh, New York 12550
 Phone: (845) 569-7400 Fax: (845) 569-0096
 ny.gov

www.cityofnewburgh-

COMPLETE THIS FORM ONLY IF APPLICANT IS OTHER THAN OWNER.
 THE FOLLOWING STATEMENT MUST BE SIGNED AND NOTARIZED

A. Property Information:

Street Address:						
City:	Newburgh	State:	NY	Zip:	12550	
Tax Map Designation:	Section:		Block:		Lot(s):	
Zoning District:						
<i>(find at):</i> http://www.cityofnewburgh-ny.gov/sites/newburghny/files/file/file/2008-zoning11x17.pdf						
Flood Insurance Zone:						
<i>(find at):</i> https://msc.fema.gov						

B. Property Owner:

Name:						
Address:						
City:		State:		Zip:		
Phone:						
Fax:						
Email:						

C. Applicant: (Party making application on owner's behalf)

Name:						
Address:						
City:		State:		Zip:		
Phone:						
Fax:						
Email:						

C. Owner Proxy Statement:

_____ swears that he/she is the owner of the subject property.
 _____, the applicant of signed application is the – Agent /Corporate Officer /Contractor /Other _____ of said owner or owners and is duly authorized to perform said work and to make and file this application; That all statements contained in the application are true to the best of his/her knowledge and belief; that work will be performed in the manner set forth in the application and in the plans and specifications filed therewith.

Owner Signature: _____ Date: _____

Notary Public: _____ Date: _____



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B. Property Owner:

Name:					
Address:					
City:		State:		Zip:	
Phone:					
Fax:					
Email:					

C. Applicant: (If Applicant is different than property owner, property owner must complete attached proxy statement confirming authorization of Applicant.)

Name:					
Address:					
City:		State:		Zip:	
Phone:					
Fax:					
Email:					

D. Attached/Required Documents: (Check all that apply)

- | | |
|--|--|
| <input type="checkbox"/> Photographs | <input type="checkbox"/> Colors |
| <input type="checkbox"/> Drawings/Plans | <input type="checkbox"/> Site Plan |
| <input type="checkbox"/> Material Specifications | <input type="checkbox"/> SEQRA Environmental Assessment Form (EAF) |
| <input type="checkbox"/> Engineers/Architects Report | <input type="checkbox"/> Coast Assessment Form (CAF) |
| <input type="checkbox"/> Building Inspectors Report | <input type="checkbox"/> Other _____ |
| <input type="checkbox"/> Fee \$ _____ (Check made payable to City of Newburgh) | |

E. Disclosure:

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 No

If Yes, a statement disclosing the name, residence, nature, and extent of this interest must be filed with this application.

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By signing this application the applicant attests that, to the best of his or her knowledge, all information provided herein is accurate and truthful. The undersigned further agrees the subject property may be entered and inspected by any City Staff, Board, or Commission members responsible for the review or approval of this application.

Applicant Name (Print): _____

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COMPLETE THIS FORM ONLY IF APPLICANT IS OTHER THAN OWNER.
 THE FOLLOWING STATEMENT MUST BE SIGNED AND NOTARIZED

A. Property Information:

Street Address:						
City:	Newburgh	State:	NY	Zip:	12550	
Tax Map Designation:	Section:		Block:		Lot(s):	
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Flood Insurance Zone:						
<i>(find at):</i> https://msc.fema.gov						

B. Property Owner:

Name:						
Address:						
City:		State:		Zip:		
Phone:						
Fax:						
Email:						

C. Applicant: (Party making application on owner's behalf)

Name:						
Address:						
City:		State:		Zip:		
Phone:						
Fax:						
Email:						

C. Owner Proxy Statement:

_____ swears that he/she is the owner of the subject property.
 _____, the applicant of signed application is the – Agent /Corporate Officer /Contractor /Other _____ of said owner or owners and is duly authorized to perform said work and to make and file this application; That all statements contained in the application are true to the best of his/her knowledge and belief; that work will be performed in the manner set forth in the application and in the plans and specifications filed therewith.

Owner Signature: _____ Date: _____

Notary Public: _____ Date: _____

CITY OF NEWBURGH ARCHITECTURAL REVIEW COMMISSION

CONSENT AGENDA POLICY AND PROCEDURES

I: **GENERAL**

The City of Newburgh Architectural Review Commission (ARC) may utilize a consent agenda to approve applications for Certificates of Appropriateness which meet the eligible criteria. Use of a consent agenda will enable the ARC to increase the efficiency of the Commission.

II: **POLICY**

It is the policy of the ARC to allow applications for Certificates of Appropriateness which meet the criteria listed in Section III to be placed on a consent agenda. Multiple applications placed on the consent agenda may be considered and approved in a single motion without discussion by the Commission and without a public hearing. Applicants with items pending on the consent agenda are not required to attend the ARC meeting at which their application is being considered. The ARC may amend the list of items eligible for the consent agenda as it sees fit.

III. **ITEMS ELIGIBLE FOR CONSENT AGENDA**

Applications for Certificates of Appropriateness for the following items may be placed on the consent agenda, provided that the application is limited only to such items, that the items conform to the appropriate Design Guidelines, and that the application meets the criteria for permits issued by the Building Department, if any:

1. Painting using colors from the following color palettes:
 - Benjamin Moore Historical Color Palette
 - Sherwin Williams Historical Color Palette
 - Valspar National Trust Historic Colors Palette
 - Color matching of the above palettes, which are available at retailers such as Home Depot, Lowes and Glidden
2. Roofing
 - Replacement of shingles with materials in-kind and of the same color, shape and thickness/dimension
3. Brick and Masonry
 - Repairs in-kind
 - Replacement in-kind
 - Repointing
4. Signs
 - Made of wood
 - Located within the established sign band area

- Contain raised letters or letters that are painted in the colors listed above
 - If the sign will be lit, and no lighting currently exists, the sign must be exterior lit by gooseneck lighting. No internal lighting.
 - May project from building up to four feet, and must allow ten feet of clearance from sidewalk or grade
5. Awnings
- Commercial awnings that are operable, opaque, and made of a woven material (either natural or man-made)
 - May incorporate the name and/or services offered by the enterprise
 - May not be internally lit
 - May project from building up to four feet, and must allow ten feet of clearance from sidewalk or grade
6. Fencing
- Cast iron, wrought iron, anodized aluminum, picket, dog-eared, lattice
 - Fencing along the street and/or sidewalk that fronts the street may not exceed 40 inches in height, measured from grade
7. Sidewalks
- Replacement of concrete with same stamping and in the same color
 - Replacement of bluestone with bluestone

IV: PROCEDURE

The following procedure shall be utilized for items on the consent agenda:

1. The Land Use Board Secretary may place an application on the consent agenda when, after review, it is determined that that the application is complete and the application is limited only to those items which are eligible for the consent agenda and are in conformance with the appropriate Design Guidelines.
2. The Land Use Board Secretary will place the applications on the consent agenda section of the ARC's meeting agenda.
3. Applicants with items pending on the consent agenda are not required to attend the meeting at which their application is being considered.
4. The Chair of the ARC will introduce the consent agenda at the meeting. The Chair will entertain a motion for discussion on any

application on the consent agenda or for the removal of an application from the consent agenda. After hearing a second of the motion, an application will be discussed or removed from the consent agenda upon a majority vote of the ARC commissioners present at the meeting.

5. The Chair shall entertain a motion for approval of all consent agenda items in a single motion.
6. An application removed from the consent agenda may be placed on the existing agenda provided the applicant is present at the meeting. Where the applicant is not present, the application will be placed on the agenda of the following meeting, and the applicant will be notified of the application's removal from the consent agenda and the new date.