

AGENDA
Village Board of East Aurora
March 21, 2022 Regular Meeting at 7 p.m.

1. CALL MEETING TO ORDER
 - A. Pledge of Allegiance
 - B. Roll Call
 - C. Approval of Minutes of Village Board Meeting for March 7, 2022
 - D. Approval of Payment of Abstract for 3/21/22 for Voucher Nos. 62036 to 62081 for a total of \$116,948.70
2. **MAYOR'S PRESENTATION TO LINDA ULRICH-HAGNER**
3. SPEAKERS & COMMUNICATIONS (I)
4. PUBLIC HEARINGS
 - A. Preliminary Plat Application for 0 Walnut Street/363 Prospect Avenue (continued)
<https://www.dropbox.com/s/bije83610spnq4v/Alliance%20Homes%20Submission%20to%20Village%20Board%20-%203.16.2022.pdf?dl=0>
 - B. 2022/2023 Tentative Budget
5. OFFICIAL CONSIDERATIONS
 - A. Determination under the State Environmental Quality Review Act (SEORA) for an Unlisted Action for the proposed Preliminary Plat Application for 0 Walnut Street/363 Prospect Avenue
 - B. Approval of the Preliminary Plat Application for 0 Walnut Street/363 Prospect Avenue
 - C. Approve the Temporary Use Permit for the Rotary Club of East Aurora-Bunny Hop 5K
 - D. Approve the **Temporary Use Permit (retroactively) for the East Aurora St. Patrick's Day Bar Crawl**
 - E. Approve two new members for the East Aurora Fire Department: James M. Smith and Benn R. Smith
 - F. Appoint Laborer for the Department of Public Works: James Webster starting on or after March 22, 2022
6. NEW BUSINESS
7. SPEAKERS & COMMUNICATIONS (II)
8. DEPARTMENT HEAD REPORT
9. ADJOURNMENT

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
March 7, 2022 –7:00 PM**

Present:

Trustee Cameron
Trustee Rosati
Trustee Lazickas
Trustee Scheer
Trustee Porter
Mayor Mercurio

Absent:

Trustee Kimmel-Hurt

Also Present:

Shane Krieger, Chief of Police
Matthew Hoeh, DPW Superintendent
Maureen Jerackas, Clerk Treasurer
Cathie Thomas, Village Administrator
Chris Trapp, Village Attorney
Robert Pierce, Deputy Village Attorney
Jessica Taneff, Village Deputy Clerk
30 Members of the public
East Aurora Advertiser

A Motion by Trustee Rosati to approve the Village Board minutes February 22, 2022, with one correction, seconded by Trustee Scheer and carried by unanimous approval.

Trustee Cameron moved to approve the Payment of Abstract for 3/7/22 for Voucher Nos. 61976 to 62035 for a total of \$104,749.85, seconded by Trustee Porter and carried by unanimous approval.

SPEAKERS & COMMUNICATIONS (I)

PUBLIC HEARING

- A Motion by Trustee Rosati to open a public hearing at 7:02pm, for a Site Plan Application for 42 Riley Street for SNAP Fitness for a covered entrance, seconded by Trustee Porter and carried with unanimous approval.
A Motion by Trustee Porter to close the public hearing at 7:02pm, was seconded by Trustee Cameron and unanimously approved.

- A Motion by Trustee Lazickas to open a public hearing at 7:03pm, for a Special Use Permit Application for 42 Riley Street for Ace Hardware for a propane tank exchange, seconded by Trustee Porter and carried with unanimous approval.
A Motion by Trustee Porter to close the public hearing at 7:03 pm, was seconded by Trustee Lazickas and unanimously approved.

- A Motion by Trustee Cameron to open a public hearing at 7:04pm, for a Major Subdivision Application for 363 Prospect Street/0 Walnut Street for Terrence Kopp for residential housing, seconded by Trustee Porter and carried with unanimous approval.
 - Chris Wood-Engineer, Andrew-Alliance Homes and Peter Sorgi-Attorney- Looking to create a 9-lot subdivision with one house already built on Prospect and building 8 more single family homes. There will not be any flag lots and the houses will mirror characteristics of the Village. The Engineer and Attorney went through the processes of boards and that Planning Commission recommended referral to Village Board. The lots will be back 350' deep. All the water run-offs will run east to Walnut and there will be a swale with an easement to the Village which will give the ability for the Village to go in and clean it if need be. The swale will be about 25' drain with a 4' bottom and it will be top soiled and seeded. The sump pumps and down spouts water would go out to Walnut. Dave Britton-GHD- clarified that for the easement, the Village will have the ability to get to the swale, but it is the property owner's responsibility to maintain it.
 - Holly Maciejewski-218 Center-feels the NYS open meetings law does not pertain to this regarding all information needing to be provided 24 hours to the public in advance. She was not given updated information until late this afternoon.
 - Sally Mitchell-206 Center- her property abuts to this development. Her request was for the Village to consider an easement which has been brought up today and she is in favor of the easements and swale. Her other concern was for the developers to plant trees for green infrastructure which could add to the water mitigation strategy. Another concern was the old 24' pipe and she would like a written report on the camera that was sent down to look at this pipe and the condition.
 - Bruce Mitchell-206 Center- no objection to the development but has concerns dealing with the storm drainage on the site. If they are using a swale, his yard will create a pond. ***
 - Jennifer Suto-249 Walnut- Concern if the Engineer has thought about the deer that live here and where will they go and feels this should be considered. Would like the construction to be aware of the children that play in the streets when construction takes part.
 - Dr. John Sterba-226 Center- concern with ground water problems. Submitted a letter to the Board and Engineer on his concerns. Concern for flooding with houses on lower grounds.

- Steve Harts-248 Walnut-Concern with the sump pumps and diversion towards Walnut St. There is usual flooding on Walnut St. after heavy rain. Concern with the older infrastructures and if they will cause issues.
- Elizabeth Marano-270 Buffalo Rd- supports the neighbors concern who live on Walnut and Center St.

A Motion by Trustee Steve to keep the public hearing open, was seconded by Trustee Cameron and unanimously approved.

- A Motion by Trustee Lazickas to open a public hearing at 7:40 pm, for Proposal to Rescind the Site Plan Approval for townhouses to be located at 636 E. Fillmore Avenue, seconded by Trustee Rosati and carried with unanimous approval.
 - This is eliminating two proposals on one property.

A Motion by Trustee Cameron to close the public hearing at 7:43pm, was seconded by Trustee Rosati and unanimously approved.

- A Motion by Trustee Scheer to open a public hearing at 7:44pm, for a Local Law to Amend Village Code Section 227 – Subdivision of Land, only to change the numbering where the code references the Stormwater code section, seconded by Trustee Rosati and carried with unanimous approval.

A Motion by Trustee Cameron to close the public hearing at 7:44 pm, was seconded by Trustee Rosati and unanimously approved.

OFFICIAL CONSIDERATIONS

- **Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act (SEQRA) in the matter of the Site Plan Application for SNAP Fitness at 42 Riley Street to Construct a Permanent Awning creating a Covered Entryway**

WHEREAS, the applicant has filed Part 1 of the Short Environmental Assessment Form (SEAF) with this Board, a copy of which is included by reference and made a part hereof, relating to the proposed project at 42 Riley Street, East Aurora, New York, wherein the applicant, Jim Bammel proposes to install a permanent awning, creating a covered entryway to the SNAP Fitness business, as detailed in the Site Plan Application dated January 12, 2022, and in a Letter of Intent (one page) dated January 10, 2022, and as shown on a rendering depiction (one page), an aerial depiction (one page) and on a plan detail dated July 21, 2021; and

WHEREAS, the Village Planning Commission, after carefully and fully reviewing the application, including the Site Plan attached thereto, with any and all amendments and modifications, and considering comments and documentation presented for and against the project, voted in the majority recommending approval; and

WHEREAS, the Village SEQRA Intake Committee carefully and fully reviewed Part 1 of the SEAF submitted by applicants including the Site Plan attached thereto, and the above-referenced amendments and modifications; and

WHEREAS, the Village SEQRA Intake Committee, after their review of the above, prepared Parts 2 and 3 of the SEAF with a recommendation of the issuance of the Negative Declaration of Environmental Significance for submission to, and consideration

by, the Village Board; and

WHEREAS, the Village Board of Trustees, upon taking an independent hard look and reasoned evaluation of the above-referenced information, comments and written documentation, including, but not limited to, Part 1 of the SEAF; comments, recommendations, findings and conditions of the Planning Commission, the Site Plan and the recommendation of the SEQRA Intake Committee and that Committee's completed Parts 2 and 3 of the SEAF concerning the potential environmental impacts of the project; all of which are incorporated by reference herein; and

WHEREAS, the Village Board, upon carefully and fully reviewing all the information, comments and written documentation in regard to the project, made a finding that there are no significant environmental impacts.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of East Aurora as Lead Agency has determined that the proposed action described in the SEAF, submitted by the applicant, for the site plan proposed to install a permanent awning creating a covered entryway for the SNAP Fitness business at 42 Riley Street, East Aurora, New York, filed with the Village, included and incorporated by reference herein, is classified as an Unlisted Action and therefore issues a Negative Declaration, that this development will not have a significant environmental impact and a Draft Environmental Impact Statement will not be required nor prepared.

The foregoing resolution was duly made by Trustee Porter and seconded by Trustee Lazickas and carried on March 7, 2022.

- **Resolution of the Village of East Aurora Approving the Site Plan for 42 Riley Street, SNAP Fitness, to install a Permanent Awning creating a Covered Entryway**

WHEREAS, an application has been submitted for Site Plan Approval at the above referenced property by applicant Jim Bammel; and

WHEREAS, the Village Board referred the site plan to the Planning Commission for review, comment and recommendation, and the Planning Commission resolution, recommending site plan approval, with findings and conditions, is incorporated herein and is detailed as follows:
Findings

1. The covered canopy will provide a safer means of access to the building.
2. The project is compatible with surrounding land uses.
3. The applicant has agreed to provide a bicycle rack near the entrance to the facility.

Conditions

1. The applicant has agreed to install lighting and will work with the property owner to make sure there is no blockage to the entrance.
2. The Zoning Board of Appeals has issued a variance for signage.

WHEREAS, the Village's SEQRA Intake Committee considered the application and reviewed Part 1 of the Short Environmental Assessment Form submitted by the applicants and completed Part 2 and Part 3 thereof on behalf of the Village, and it was the determination of the SEQRA Committee that the proposed development plan is an Unlisted Action and would have no significant environmental impact; and

WHEREAS, the Village Board at a public meeting reviewed and considered further the comments and all written materials submitted by the applicants and all other information and recommendations before the Board, including minutes of prior Village Board meetings and the recommendation of the SEQRA Intake Committee and Planning Commission; and

WHEREAS, the Village Board received and considered the Site Plan, the above referenced upgrades, and any and all amendments thereof; and

WHEREAS, the Village Board has separately considered the environmental impacts of the project, declared itself Lead Agency and issued a Negative Declaration of environmental significance, with the proposal classified as an Unlisted Action.

NOW, THEREFORE, BE IT RESOLVED, by the Village Board as follows:

The Findings of Fact of the SEQRA Intake Committee, the resolution with findings and conditions of the Planning Commission, and the site plan application, including the above-referenced improvement rendering filed with the Village, all information included in the minutes taken in relation to the abovementioned Village Board and Planning Commission meetings are herein incorporated by reference.

The Resolution of the Village Board considering the environmental impacts of the project and the issuance of a Negative Declaration of environmental significance is incorporated herein by reference.

The Site Plan relating to the proposed project at 42 Riley Street, East Aurora, New York, wherein the applicant proposes to install a permanent awning to create a covered entryway to the SNAP Fitness business and is detailed in the following documentation: the Site Plan Application dated January 12, 2022, and in a Letter of Intent (one page) dated January 10, 2022, and as shown on a rendering depiction (one page), an aerial depiction (one page) and on a plan detail dated July 21, 2021, and is hereby approved, applying the standards under the Village Zoning Code, the project sits in with the Master Plan and is in harmony with the Zoning Code, and is subject to the following additional conditions:

The resolution is effective immediately approving the issuance of a development, construction permit as hereinbefore set forth, subject to compliance with all applicable federal, state and local laws and codes.

The foregoing resolution was duly made by Trustee Cameron, and seconded by Trustee Lazickas and carried on March 7, 2022.

- **An Application of a Request for a Special Use Permit, received by the Office of the Village Clerk on December 28, 2021, is hereby:**

A motion by Trustee Porter,

Was APPROVED, as submitted, for applicant Manny's ACE Hardware for installation of two storage cages for propane tank exchange to be located at 42 Riley Street.

The Village Board shall serve as the Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA). A Negative Declaration is made under SEQRA and said application is determined to be an Unlisted Action. This application was reviewed by the Village Planning Commission and received a positive recommendation to be approved by the Village Board, along with findings and conditions which are incorporated herein by reference. *If approved, the following additional language should be part of the approval:*

Approval is Granted for the above-referenced Special Use Permit Application, as written and submitted, including and as detailed in a cover letter from Benderson Development dated November 23, 2021, a letter from Blue Rhino, the company supplying the cage enclosures and propane tanks, as shown on a drawing depicting where the cages will be located, and on three pages of photos with dimensions; and with the following additional modifications and/or conditions*: 1. The applicant will maintain handicapped accessible sidewalk widths between the propane cages and parking lot.

2. No parking spaces will be lost due to the placement of the protective barriers in front of the propane cages.

Should any part of the application and Special Use Permit approval be in conflict with any segment of the underlying Village Code (i.e., Zoning, etc.), adherence shall be with the Village Code provisions. The Village shall have the right to periodically inspect the property for compliance with the Village Code, the Special Use Permit and its conditions. The nature, duration and intensity of the operations which are involved in, or conducted in connection with, this Special Use Permit shall not be increased or expanded without the approval of the Village Board. Any increase or expansion shall be considered at a public hearing held in accordance with the application requirements and administrative procedures which have been adopted by the Village Board. This Special Use Permit shall expire if significant construction has not been commenced within one year, and has not been completed within two years, of final Special Use Permit approval or, if no construction is involved, if the use has not been commenced within one year of final Special Use Permit approval. This Special Use Permit shall expire if the use, once begun, ceases operation, for any reason, for more than six consecutive months. For seasonal uses, the use will be considered ceased if there is no operation for at least 12 consecutive months. This Special Use Permit may be revoked by the Village Board if it is found and determined that there has been a material failure of compliance with any one of the terms, conditions, limitations or requirements imposed by the Special Use Permit. Revocation may also occur in the event of Village Code violations occurring at the property. The Village Board shall hold a public hearing to consider whether or not the Special Use Permit grantee has violated the terms and conditions of the Special Use Permit or if any Village Code violations have occurred. The public hearing shall be held only after the permit grantee has been notified. Notice of the violations and of the date, place and time of the public hearing shall be mailed to the Special Use Permit grantee by certified mail, return receipt requested, directed to the last known address of the permit grantee. Seconded by Trustee Rosati and unanimously approved.

- Motion by Trustee Lazickas, to rescind the resolution approving the site plan for 636 E. Fillmore Avenue, dated June 7, 2021, on the grounds that the plans have been abandoned by the developer, seconded by Trustee Scheer, and unanimously approved.

- **Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act in the matter of a Local Law Amending Village Code Section 227 pertaining to the Subdivision of Land**

WHEREAS, Parts 1, 2 and 3 of the Short Environmental Assessment Form has been filed with this Board, a copy of which is included by reference and made a part hereof, relating to a Local Law Amending Village Code Section 227 pertaining to Subdivision of Land; and

WHEREAS, the Village SEQRA Intake Committee carefully and fully reviewed Parts 1, 2 and 3 of the Short Environmental Assessment form referenced above; and

WHEREAS, the Village SEQRA Intake Committee, after review of the above, recommends the Village Board issue a Negative Declaration of Environmental Significance; and

WHEREAS, the Village Board, upon carefully and fully reviewing all the information in regard to the proposed Local Law made a finding that there are no significant environmental impacts.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of East Aurora, as Lead Agency, has determined that the proposed action described in the Short Environmental Assessment Form filed with the Village, included and incorporated by reference herein, is classified as an Unlisted Action and therefore issues a Negative Declaration, that adoption of this Local Law will not have a significant environmental impact and a Draft Environmental Impact Statement will not be required nor prepared.

The foregoing resolution was duly made by Trustee Cameron, and seconded by Trustee Lazickas and carried on March 7, 2022.

- A Motion by Trustee Rosati, to Approve a Local Law Amending Code Section 227 – Subdivision of Land, seconded by Trustee Cameron, and roll call:
Trustee Cameron-aye
Trustee Porter-aye
Trustee Scheer-aye
Trustee Rosati-aye
Trustee Lazickas-aye
Mayor Mercurio-aye
unanimously approved.

Chapter 227. Subdivision of Land

§ 227-6. Preliminary plat requirements.

Preliminary plats and data.

D. Separate documents.

[Amended 11-26-2007 by L.L. No. 11-2007]

(1) Draft of any protective covenants whereby the subdivider proposes to regulate land use in the subdivision and to otherwise protect the proposed development.

(2) A stormwater pollution prevention plan (SWPPP), if required for the proposed subdivision under Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code, together with the recommendation of the Stormwater Management Officer to approve, approve with modifications, or disapprove the SWPPP pursuant to § ~~220-5B85-79B~~ of this Code. If a SWPPP is submitted together with a preliminary plat pursuant to this section, such plat shall not be approved unless the SWPPP and plat meet the performance and design criteria and standards in Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code.

§ 227-14. Final plats and data.

B. Separate documents.

(1) Agreements covering the improvement and maintenance of unceded public spaces and the conditions and time limits, if any, applying to site reservations.

(2) A statement by the Village Attorney approving as to legal sufficiency all offers of cession, all covenants governing the maintenance of unceded public open space and any action taken to establish or extend water and/or sewer districts, and also approving the legal sufficiency of any bond or agreement offered in lieu of the completion of required subdivision improvements.

(3) Protecting covenants in form for recording.

(4) A stormwater pollution prevention plan (SWPPP), if required for the proposed subdivision under Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code, together with the recommendation of the Stormwater Management Officer to approve, approve with modifications, or disapprove the SWPPP pursuant to § ~~220-5B85-79B~~ of this Code. If a SWPPP is submitted together with a final plat pursuant to this section, such plat shall not be approved unless the SWPPP and plat meet the performance and design criteria and standards in Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code.

§ 227-21. Minor subdivision application.

C. A stormwater pollution prevention plan (SWPPP), if required for the proposed subdivision under Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code, shall be submitted, together with the recommendation of the Stormwater Management Officer to approve, approve with modifications, or disapprove the SWPPP pursuant to § ~~220-5B85-79B~~ of this Code. If a SWPPP is submitted together with a minor subdivision plat pursuant to this section, such plat shall not be approved unless the SWPPP and plat meet the performance and design criteria and standards in Article XV, Stormwater Management, of Chapter ~~22085~~, Zoning, of this Code.

- A Motion by Trustee Rosati, to table an Application for a Demolition Permit for a building located at 203 Main Street, seconded by Trustee Scheer, and unanimously approved.
 - Mike Anderson, Abstract Architect, Kate Brook, Owner- The issue with the existing building is that they have outgrown this small building and the second floor will become their offices and the back space will become residential or commercial renting. The building is basic and there is no way to incorporate the current building into their new building. They would like to make an attempt to relocate this building, instead of demoing this building and have had multiple offers from people. The Board would like to see if the applicants can relocate this building before discussing an approval to demo.
 - Mary Ann Colopy, HPC Chair- HPC voted to deny a recommendation for demolition because this building is a significant part of the street-scape on Main St and has been there since the early 1900s with a number of successful businesses.
- Resolution moved by Trustee Cameron, and seconded by Trustee Rosati, as follows:

Whereas, the East Aurora Village Board acknowledges the importance of parents and donor-conceived persons knowing the medical, educational and criminal felony conviction history of individuals who have donated reproductive tissue to a reproductive tissue bank for the purposes of an artificial insemination or assisted reproductive technology procedure and disseminating this history information to a recipient and donor-conceived person upon request upon request, if any; and

Whereas, the East Aurora Village Board further acknowledges knowing the medical, educational and criminal felony conviction history of a donor will provide recipients with the necessary information to make informed decisions regarding the process of artificial insemination or assisted reproductive technology procedure and for donor conceived persons to obtain essential medical information, which may reveal any genetic or mental health disorders; and

Whereas, the East Aurora Village Board finds that reproductive tissue banks, including semen banks, oocyte donation programs and embryo banks have a duty to collect and verify medical, educational and criminal felony conviction history information provided by donors on donors self-reported medical, educational and criminal felony conviction histories and during the donor screening processes and to keep detailed records of such for use by recipients and donor-conceived persons, if any, prior to a procedure and in the future,

Therefore, be it resolved, the East Aurora Village Board fully supports the passage of NYS Senate Bill S7602, sponsored by Senator Patrick M. Gallivan, and supports further efforts to insure both parents and donor conceived persons have access to verified medical, educational and criminal felony conviction histories for all donors.
Adopted March 7, 2022

- A Motion by Trustee Porter, to Approve Budget Adjustments,

Budget Transfers		2021-2022					
TO				FROM			
a.5.3120.0140	Police Dept-OT	\$	20,000.00	a.5.1990.0440	Contingency Acct	\$	20,000.00
a.5.3120.0480	Police Dept-Uniforms	\$	4,000.00	a.5.1990.0440	Contingency Acct	\$	4,000.00
a.5.3120.0434	Police Dept-Telephone	\$	3,300.00	a.5.1990.0440	Contingency Acct	\$	3,300.00
a.5.3120.0230	Police Dept-Equipment	\$	1,250.00	a.5.1990.0440	Contingency Acct	\$	1,250.00
a.5.3120.0140	Police Dept-OT	\$	10,000.00	a.5.3420.0130	Police and Fire Dispatch-PT and Temp	\$	10,000.00
a.5.1640.0440	Central Garage-Training	\$	70.00	a.5.1640.0480	Central Garage-Uniforms	\$	70.00
a.5.1640.0470	Central Garage-Dept Supplies	\$	60.00	a.5.1640.0480	Central Garage-Uniforms	\$	60.00
a.5.1620.0470	Building-Dept Supplies	\$	40.00	a.5.1490.0403	Public Works Admin-Office Supplies	\$	40.00
a.5.1640.0200	Central Garage-Equip	\$	30,000.00	a.55.5142.0470	Highway Snow Removal-Dept Supplies	\$	30,000.00
f.5.9010.0800	State Retirement-Retirement	\$	2,600.00	f.5.9045.0803	Life Ins-Life Ins	\$	2,600.00
f.5.9045.0804	Life Ins-Life Ins-Retirees	\$	300.00	f.5.9045.0803	Life Ins-Life Ins	\$	300.00
f.5.9060.0806	Hospital and Medic Ins-Health Ins-Retirees	\$	5,000.00	f.5.9045.0803	Life Ins-Life Ins	\$	5,000.00
f.5.9060.0806	Hospital and Medic Ins-Health Ins-Retirees	\$	7,000.00	f.5.9060.0805	Hospital and Medic Ins-Health Ins	\$	7,000.00
f.5.9061.0807	Dental Ins-Dental Ins	\$	1,000.00	f.5.9045.0803	Life Ins-Life Ins	\$	1,000.00

seconded by Trustee Cameron, and unanimously approved.

- A Motion by Trustee Lazickas, to Schedule a Public Hearing on April 4th for a Permit to Keep Four Dogs at 39 Maple Street, seconded by Trustee Scheer, and unanimously approved.
- A Motion by Trustee Cameron, to Schedule a Public Hearing on April 4th for a Special use Permit for 695 Main Street Dopest Dough, seconded by Trustee Lazickas, and unanimously approved.

- A Motion by Trustee Rosati, to Refer to the Planning Commission on April 5th a Site Plan Application for Mud, Sweat n' Gears at 669 Main Street, seconded by Trustee Lazickas, and unanimously approved.
- A Motion by Trustee Scheer, to Approve a Temporary Use Permit for the Town of Aurora - Independence Day Celebration on July 3rd in Hamlin Park, seconded by Trustee Lazickas, and unanimously approved.
- A Motion by Trustee Lazickas, to Approve a Permit to Use Hamlin Park for East Aurora High School Varsity Baseball Team, seconded by Trustee Cameron, and unanimously approved.
- A Motion by Trustee Rosati, to Approve a Temporary Use Permit for The Globe at 709-711 Main Street to erect and operate an outdoor Tiki Bar, request for application fees to be waived due to application change, was seconded by Trustee Scheer, and unanimously opposed.
 - Concern as a precedent with a lot of other businesses applying for the same kind of permit. Molly Flynn, owner- The State will only let her use her liquor license from April until October, her hours will be limited from Wednesday to Sunday afternoons, and it will be in the already existing patio. She will not only be serving liquor and she is looking for a social gathering space. She cannot preserve her business if she cannot create something more to help her business otherwise, she will go vacant. The Boards feels that this could set a precedent for the Village.

DEPARTMENT HEAD AND TRUSTEE REPORTS

- Police Chief – Working with company on radio systems and to come up with a plan to present to the Board and that could benefit the Department at a low cost. Sent out current monthly report.
- DPW Superintendent – None
- CEO Cassidy – None
- Clerk-Treasurer – been working on the Budget
- Village Administrator – Has been working on the Budget and there is a Workshop review starting at 9am on 3/12 which the Clerk Treasurer has been working on.
 - A Motion by Trustee Cameron, to Set a Public Hearing on March 21, 2022 for the Budget, seconded by Trustee Porter, with unanimous approval.
- Trustee Cameron – None
- Trustee Rosati – None
- Trustee Lazickas – Safety Committee email will be reviewed by the Committee. Concern with potholes that are not in the Village, DPW Superintendent makes the call to get them filled.
- Trustee Scheer – Been handing out pencils all over the Village for Election.
- Trustee Porter – Concern for the ADA parking in the lot behind Mambrino King where people park without a permit. The Clerk Treasurer said there is a section in the code regarding handicap parking and if it is not being followed it first goes to CEO Cassidy

March 7, 2022

and then to the Police to handle. This will be investigated by the Police Chief and Clerk Treasurer.

- Mayor Mercurio- Keep being careful with Covid.

ADJOURNMENT

A Motion was made by Trustee Lazickas to adjourn the meeting at 8:38pm. Seconded by Trustee Porter and unanimously carried.

Respectfully submitted,

Jessica Taneff
Village Deputy Clerk

March 2, 2022

East Aurora Village Board
585 Oakwood Avenue
East Aurora, NY 14052

Gentlemen,

March 7, 2022

With Woodley Butlin's untimely passing three years ago, the proposed sub-division now under consideration at 0 Walnut Street has stirred passions in the Village. As a property owner whose entire rear lot line abuts said development, I knew that upon his death the property would be developed. As much as I have enjoyed the natural beauty of the field since moving to East Aurora in 2009, I welcome the proposed sub-division.

However, I have concerns, shared by other neighbours of the property, regarding the effect that development will have on the existing water table as well as the provisions for storm water abatement. My concerns are based on my experience as a Foreman in the Amherst Highway Department's Engineering Office. Plat reviews and sub-division proposals were both under my purview. (Storm water drainage was always a top priority in Amherst.)

As you should know, the stream that once coursed through the southern boundary of the property was tiled in the mid-1950s. It now runs through several properties along the east side of Center Street, flowing from a headwall under Center Street, where it eventually spills into Cazenovia Creek. The properties at #210 and #218 have ten-foot easements running through their rear yards for the aged storm sewer.

I recently had the good fortune to meet and discuss my concerns with David Britton, P.E. as he inspected the site at the behest of the Village. Although snow still covered much of the property, I was able to show him where water was ponding at various locations. After our inspection, Mr. Britton agreed with my concerns about storm water drainage along the western and southern boundaries of the property. While we did not traverse the property's northern boundary, the slope from both Walnut and Center Streets indicates potential flooding along the northernmost property line. Furthermore, the two existing catch basins were inadequate to rectify flooding in the "notch" area.

With six large homes planned for the development, the amount of excavated earth and lot-based grading will certainly alter the topography and the present flow of storm water on the property. Based on my experience and on my observations over the past 13 years, I would strongly recommend the following actions be taken by the developer and/or Village prior to construction:

- The existing storm sewer running from Walnut Street to Center Street shall be inspected and/or cleaned.
- A ten-foot drainage easement shall be designated along all three sides of the property.
- Either a swale or drain tile shall be constructed within the easement.
- Tree fall shall be removed from the notch area, new catch basins be installed.

Given its age, the existing storm sewer will inevitably fail, leading to unseen construction costs, as well as significant disruptions and inconveniences to homeowners. In an initiative-taking manner, the Village may wish to consider the replacement and relocation of the storm sewer to the original stream bed, thereby allowing property owners on Center Street to construct garages and driveways on their properties.

I have photos that illustrate my concerns. I will share them with the Board at its meeting on March 7, 2022.

I thank the Village Board members for their considerations.

Sincerely,



Bruce D. Mitchell



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
				4	S & H	A.5.1490.0403	PUBLIC WORKS ADMINISTRATION - OFFICE SUPPLIES	\$31.96			
				5	Promotions & Discounts	A.5.1490.0403	PUBLIC WORKS ADMINISTRATION - OFFICE SUPPLIES	(\$31.96)			
				6	Promotions & discounts	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	(\$3.80)			
Total vouchers for Amazon: 1					\$319.35						
BANK OF HOLLAND GEN CHECK - 00100	62063	Amherst Alarm Inc.	02/22/2022	429583	\$422.25	ACCESS CONTROL READER FOR BUILDING	2022	10	03/21/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	ACCESS CONTROL READER FOR BUILDING	A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES	\$422.25			
Total vouchers for Amherst Alarm Inc.: 1					\$422.25						
BANK OF HOLLAND GEN CHECK - 00100	62040	Charter Communications	03/03/2022	129529001030322	\$152.15	ACCT 202-129529001-001 - 400 PINE ST; 3/1-3/31/2022	2022	10	03/21/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	TWC 400 PINE ST - ACCT202-129529001-001	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$152.15			
BANK OF HOLLAND GEN CHECK - 00100	62041	Charter Communications	03/03/2022	21428401030322	\$149.98	ACCT 202-214128401-001; 571 MAIN ST; 3/1-3/31/22	2022	10	03/21/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	TWC VEA ACCT 202-214128401-001 - 571 MAIN ST	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$149.98			
BANK OF HOLLAND GEN CHECK - 00100	62042	Charter Communications	02/27/2022	071143601022722	\$142.04	TIME WARNER CABLE VEA 585 OAKWOD 202-071143601; 2/26-3/25/22	2022	10	03/21/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	TIME WARNER CABLE VEA 585 OAKWOD 202-071143601; 2/26-3/25/22	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$142.04			
Total vouchers for Charter Communications: 3					\$444.17						



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
BANK OF HOLLAND GEN CHECK - 00100	62076	CLEAN MD COMMERCIAL CLEANING INC.	03/10/2022	12702	\$586.51	EAFD Monthly cleaning; 2/10-3/9/2022	2022	10	03/21/2022		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	EAFD Monthly cleaning; 2/10-3/9/2022	A.5.3410.0470	FIRE DEPARTMENT - JANITORIAL SUPPLIES	\$586.51					
Total vouchers for CLEAN MD COMMERCIAL CLEANING INC.: 1					\$586.51						
BANK OF HOLLAND GEN CHECK - 00100	62045	CORE & MAIN	02/24/2022	Q417958	\$4,623.00	Water meters and gaskets	2022	10	03/21/2022		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1		F.5.8340.0470	TRANSMISSION AND DISTRIBUTION - SUPPLIES & MATERIALS	\$4,623.00	2022000219	12/14/2021			
Total vouchers for CORE & MAIN: 1					\$4,623.00						
BANK OF HOLLAND GEN CHECK - 00100	62078	DECK, SAXON	03/17/2022	Election 2022	\$135.00	Payment for Village election 3/15/2022	2022	10	03/21/2022		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	Payment for Village election 3/15/2022	A.5.1450.0410	BOARD OF ELECTIONS - ELECTION INSPECTORS	\$135.00					
Total vouchers for DECK, SAXON: 1					\$135.00						
BANK OF HOLLAND GEN CHECK - 00100	62049	EAST AURORA ADVERTISER	03/02/2022	February Legal Notices	\$102.80	Inv. # 179640, 179641, 179642, 179643, 179931, 179932, 179933, 180157, 180158	2022	10	03/21/2022		
		Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date			
		1	Inv. # 179640, 179641, 179642, 179643, 179931, 179932, 179933, 180157, 180158	A.5.1325.0410	VILLAGE ADMINISTRATOR - LEGAL NOTICES AND ADVERTIS	\$102.80					
Total vouchers for EAST AURORA ADVERTISER: 1					\$102.80						
BANK OF HOLLAND GEN CHECK - 00100	62039	ERIE COUNTY COMPTROLLER	03/08/2022	1800066655	\$3,296.28	NATIONAL FUEL GAS & TRANSPORTATION CHARGES for February, 2022	2022	10	03/21/2022		



**Village of East Aurora
3/21/2022**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
				Line Number		Detail Description					
				1		571 MAIN ST VILLAGE HALL 3384-370					
				2		400 PINE STREET DPW 3013-452					
				3		575 OAKWOOD AVE FIRE DEPT 3348-880					
				4		600 PINE ST OLD WATER PLANT 3013-451					
				5		33 CENTER ST NEW FIRE HALL 7467-613					
Total vouchers for ERIE COUNTY COMPTROLLER: 1					\$3,296.28						

BANK OF HOLLAND GEN CHECK - 00100	62079	Felton, Bradley	03/17/2022	Election 2022	\$135.00	Village election 3/15/2022	2022	10	03/21/2022		
				Line Number		Detail Description					
				1		Village election 3/15/2022					
Total vouchers for Felton, Bradley: 1					\$135.00						

BANK OF HOLLAND GEN CHECK - 00100	62046	FLEISCHMANN SERV. CORP.	03/08/2022	10709	\$1,519.41	DPW- Yearly lift inspection & repairs	2022	10	03/21/2022		
				Line Number		Detail Description					
				1		DPW- Yearly lift inspection & repairs					
				2		DPW- Yearly lift inspection & repairs					
				3		DPW- Yearly lift inspection & repairs					
Total vouchers for FLEISCHMANN SERV. CORP.: 1					\$1,519.41						

BANK OF HOLLAND GEN CHECK - 00100	62068	Follett Corp.	03/21/2022	660142422	\$282.55	Required books for PO Shea for the police academy	2022	10	03/21/2022		
				Line Number		Detail Description					
				1		Vehicle & Traffic law NY and condensed, Penal Law & criminal procedure and condensed guide, & Law Enforcement medical response					
Total vouchers for FOLLETT CORP.: 1					\$282.55						



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
Total vouchers for Follett Corp.: 1					\$282.55						
BANK OF HOLLAND GEN CHECK - 00100	62060	GEITER DONE OF WNY, INC.	03/10/2022	90617	\$326.85	tire disposal at DPW	2022	10	03/21/2022		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS	\$326.85	2022000324	03/10/2022			
Total vouchers for GEITER DONE OF WNY, INC.: 1					\$326.85						
BANK OF HOLLAND GEN CHECK - 00100	62054	GHD Consulting Services Inc	03/04/2022	Multiple Invoices	\$3,344.78	Professional Services rendered through 2/26/2022.	2022	10	03/21/2022		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1	Invoice #337-0002315, Tannery Brook Support Services.		H.5.8540.0015	STORM SEWER - MAINTENANCE & REPAIRS.TANNERY BROOK CULVERT	\$766.50					
	2	Inv. #337-0002319; Hamlin Park Players Club Roof Rehabilitation		A.5.1440.0410	ENGINEER SERVICES - ENGINEERING SERVICES	\$1,311.81					
	3	Walnut/Prospect 9 lot Subdivision Preliminary Plat Review.		A.5.1440.0410	ENGINEER SERVICES - ENGINEERING SERVICES	\$1,266.47					
Total vouchers for GHD Consulting Services Inc: 1					\$3,344.78						
BANK OF HOLLAND GEN CHECK - 00100	62047	GRAINGER	03/02/2022	9207113375-9229945630	\$2,315.57	Police dept flooring/DPW- Hoeh workboots/DPW- time clock	2022	10	03/21/2022		
	Line Number	Detail Description		Account Number	Account Description	Detail Amount	PO Number	PO Date			
	1	Police dept flooring/DPW- Hoeh workboots/garage time clock		A.5.1490.0480	PUBLIC WORKS ADMINISTRATION - UNIFORMS	\$124.48					
	2	Police dept flooring/DPW- Hoeh workboots/garage time clock		A.5.1490.0403	PUBLIC WORKS ADMINISTRATION - OFFICE SUPPLIES	\$405.15					
	3	Police dept flooring/DPW- Hoeh workboots/garage time clock		A.5.1620.0420	BUILDINGS - MAINTENANCE & REPAIRS	\$1,785.94					
Total vouchers for GRAINGER: 1					\$2,315.57						
BANK OF HOLLAND GEN CHECK - 00100	62058	GRECO TRAPP PLLC	03/07/2022	February Legal Services.	\$1,094.48	February 2022 Services. Statements #23785, 23786, 23787	2022	10	03/21/2022		



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	February 2022 Services. Statements #23785, 23786, 23787		A.5.6410.0420	ECONOMIC DEVELOPMENT - OPERATING EXPENSE		\$1,094.48			
Total vouchers for GRECO TRAPP PLLC: 1					\$1,094.48						
BANK OF HOLLAND GEN CHECK - 00100	62059	Highmark Blue Cross & Blue Shield of Western New York	03/21/2022	220610000055	\$54,814.08	Group ID 00417549 Health Insurance; 45 Enrollees; April 2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Health Insurance General Fund Active Employees; 28 Enrollees; April 2022		A.5.9060.0805	HOSPITAL & MEDICAL INSURANCE - HEALTH INSURANCE		\$34,202.80			
		2	Health Insurance General Fund Retirees; 13 Enrollees; April 2022		A.5.9060.0806	HOSPITAL & MEDICAL INSURANCE - HEALTH INSURANCE-RETIREES		\$15,960.20			
		3	Health Insurance Water Fund Active Employees; 3 Enrollees; April 2022		F.5.9060.0805	HOSPITAL & MEDICAL INSURANCE - HEALTH INSURANCE		\$2,876.10			
		4	Health Insurance Water Fund Retirees; 1 Enrollees; April 2022		F.5.9060.0806	HOSPITAL & MEDICAL INSURANCE - HEALTH INSURANCE-RETIREES		\$1,774.98			
Total vouchers for Highmark Blue Cross & Blue Shield of Western New York: 1					\$54,814.08						
BANK OF HOLLAND GEN CHECK - 00100	62070	Karen Hintz	03/15/2022	Spring 2022 Election	\$135.00	Payment for General Village Election on 3/15/2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Payment for General Village Election on 3/15/2022		A.5.1450.0410	BOARD OF ELECTIONS - ELECTION INSPECTORS		\$135.00			
Total vouchers for Karen Hintz: 1					\$135.00						
BANK OF HOLLAND GEN CHECK - 00100	62051	KURK FUEL COMPANY	01/28/2022	621643	\$4,156.46	Diesel Fuel 12/16/21-1/26/22	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	1242.968 gal x \$2.9689/gal		A.5.1640.0450	CENTRAL GARAGE - GASOLINE, OIL & GREASE		\$3,690.25	2022000292		
		2	157.032 gal x \$2.9689/gal		A.5.3410.0450	FIRE DEPARTMENT - GASOLINE, OIL & GREASE		\$466.21	2022000292		
BANK OF HOLLAND GEN CHECK - 00100	62052	KURK FUEL COMPANY	02/28/2022	622826	\$4,027.92	diesel fuel from 1/28/22-2/28/22	2022	10	03/21/2022		



**Village of East Aurora
3/21/2022**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
	3		1472.35 gal x \$3.1259/gal		A.5.3120.0450	& GREASE POLICE DEPARTMENT - GASOLINE, OIL & GREASE		\$4,602.42			
Total vouchers for NOCO ENERGY CORP.: 1					\$6,248.68						
BANK OF HOLLAND GEN CHECK - 00100	62036	NYSEG	03/02/2022	ACCT 491	\$476.91	ACCT. 491 ELECTRICITY USAGE; 2/1-2/28/22	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		2	STREET LIGHT R2 NYSEG ACCT NO 1001-3627-491		A.5.5182.0431	STREET LIGHTING - ELECTRIC		\$476.91			
BANK OF HOLLAND GEN CHECK - 00100	62037	NYSEG	03/02/2022	ACCT 483	\$3,598.13	ACCTS 483 ELECTRICITY USAGE; 2/1-2/28/22	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	STREET LIGHT R3 NYSEG ACCT 1001-3627-483		A.5.5182.0431	STREET LIGHTING - ELECTRIC		\$3,598.13			
BANK OF HOLLAND GEN CHECK - 00100	62072	NYSEG	03/14/2022	1004-8515-430	\$22.53	400 Pine St. Salt Shed;2/9-3/11/22	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	400 Pine St. Salt Shed;2/9-3/11/22		A.5.1640.0431	CENTRAL GARAGE - ELECTRIC		\$22.53			
BANK OF HOLLAND GEN CHECK - 00100	62073	NYSEG	03/14/2022	1001-7273-243	\$25.81	ELECTRICITY USAGE-NEAR 650 GIRARD AVE.; 2/9-3/11/22	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	GIRARD AVE SIGNAL NYSEG ACCT NO 1001-7273-243		A.5.5182.0431	STREET LIGHTING - ELECTRIC		\$25.81			
BANK OF HOLLAND GEN CHECK - 00100	62074	NYSEG	03/10/2022	1005-3329-701	\$56.74	S.Grove Little Loop; 2/11-3/7/2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	S.Grove Little Loop; 2/11-3/7/2022		A.5.7140.0431	PLAYGROUNDS & RECREATION CTRS. - ELECTRIC		\$56.74			
BANK OF HOLLAND	62075	NYSEG	03/10/2022	1001-0310-448	\$201.87	ELECTRICITY USAGE - 571 MAIN ST.; 2/10-3/8/2022	2022	10	03/21/2022		



**Village of East Aurora
3/21/2022**

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
GEN CHECK - 00100											
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	ELECTRICITY USAGE - 571 MAIN STREET		A.5.5182.0431	STREET LIGHTING - ELECTRIC		\$201.87			
Total vouchers for NYSEG: 6					\$4,381.99						
BANK OF HOLLAND GEN CHECK - 00100	62062	OCCUSTAR, INC.	03/10/2022	7363	\$95.00	EAFD- SCBA EXAM- BEN SMITH	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAFD- SCBA EXAM- BEN SMITH		A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$95.00			
Total vouchers for OCCUSTAR, INC.: 1					\$95.00						
BANK OF HOLLAND GEN CHECK - 00100	62050	Quadient	03/02/2022	February Postage	\$1,500.00	February Postage from 2/24.	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	February Postage from 2/24.		A.5.1670.0470	CENTRAL PRINTING & MAILING - POSTAGE		\$1,500.00			
Total vouchers for Quadient: 1					\$1,500.00						
BANK OF HOLLAND GEN CHECK - 00100	62080	Simeone, Rodney	03/17/2022	Election 2022	\$135.00	Village election Inspector 3/15/2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Village election Inspector 3/15/2022		A.5.1450.0410	BOARD OF ELECTIONS - ELECTION INSPECTORS		\$135.00			
Total vouchers for Simeone, Rodney: 1					\$135.00						
BANK OF HOLLAND GEN CHECK - 00100	62065	Tolls By Mail	03/21/2022	17687615755	\$4.48	Chiefs meeting in Lewiston	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Chiefs meeting in Lewiston		A.5.3120.0440	POLICE DEPARTMENT - TRAINING, TRAVEL & DUES		\$4.48			



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
Total vouchers for Tolls By Mail: 1					\$4.48						
BANK OF HOLLAND GEN CHECK - 00100	62044	TRI-STAR DISTRIBUTING	02/02/2022	31771	\$74.95	wash & wax supplies - DPW	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	wash & wax supplies - DPW		A.5.1640.0470	CENTRAL GARAGE - DEPARTMENTAL SUPPLIES		\$74.95			
Total vouchers for TRI-STAR DISTRIBUTING: 1					\$74.95						
BANK OF HOLLAND GEN CHECK - 00100	62066	UNITED UNIFORM COMPANY	03/21/2022	IO21-369403	\$140.85	Initial issue PO Shea	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	2 short sleeve shirts		A.5.3120.0480	POLICE DEPARTMENT - UNIFORMS, BODY ARMOR		\$140.85			
Total vouchers for UNITED UNIFORM COMPANY: 1					\$140.85						
BANK OF HOLLAND GEN CHECK - 00100	62038	Vaspian	03/03/2022	106328	\$525.00	Phone Services for March, 2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Phone Services for March, 2022		A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE		\$87.50			
		2	Phone Services for March, 2022		A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE		\$150.00			
		3	Phone Services for March, 2022		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$287.50			
Total vouchers for Vaspian: 1					\$525.00						
BANK OF HOLLAND GEN CHECK - 00100	62071	VERIZON WIRELESS	03/03/2022	9900985393	\$204.15	CELLULAR PHONES PROVIDED AS PER NYS OGS (STATE CONTRACT); 2/4-3/3/2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	716-359-0911 DETECTIVE		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$40.29			
		2	716-913-1761 POLICE SUPERVISOR (LIETENANTS)		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$40.29			
		3	716-998-3734 MAYOR		A.5.1210.0434	MAYOR - TELEPHONE		\$0.00			
		4	716-383-1957 POLICE CHIEF SHANE		A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE		\$40.29			



Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
				KRIEGER							
	5			716-256-0983 FIRE CHIEF MOBILE WIFI	A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE		\$37.99			
	6			CREDIT	A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE		\$0.00			
	7			Village Administrator 716-289-0134	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS		\$45.29			

Total vouchers for VERIZON WIRELESS: 1 \$204.15

BANK OF HOLLAND GEN CHECK - 00100	62069	Verizon-Local Svc.	03/06/2022	Local Phone Svcs.	\$356.34	Verizon Local Service; 3/7-4/6/22	2022	10	03/21/2022		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	716-652-6000 Front office-Clerk's	A.5.1325.0434	VILLAGE ADMINISTRATOR - TELEPHONE	\$0.00		
2	716-652-6057 DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE	\$0.00		
3	716-N73-1487 Data Private Line Between Village Hall & DPW	A.5.1490.0434	PUBLIC WORKS ADMINISTRATION - TELEPHONE	\$91.24		
4	716-652-111 Police	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE	\$0.00		
5	716-N73-1438 Radio Transmitter Police Station to Boces/Ormsby Center (1010 Center St.)	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE	\$165.49		
6	716-652-0319 Fire Hall Elevator (33 Center St)	A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE	\$31.89		
7	652-0893 Elevator, 655-0686 Fire Alarm	A.5.3120.0434	POLICE DEPARTMENT - TELEPHONE	\$67.72		

Total vouchers for Verizon-Local Svc.: 1 \$356.34

BANK OF HOLLAND GEN CHECK - 00100	62057	W.B. MASON CO., INC.	03/07/2022	Multiple	\$38.75	VEA Office Supplies and Water, DPW water	2022	10	03/21/2022		
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Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Inv. 227815781 VEA Water	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$5.99		
2	Invoice #228068889 VEA Office Supplies	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$32.76		

BANK OF HOLLAND GEN CHECK - 00100	62077	W.B. MASON CO., INC.	03/10/2022	228212706, 228182890	\$93.44	Village Office Supplies	2022	10	03/21/2022		
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Village of East Aurora
3/21/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number		PO Date
		1	Village Office Supplies		A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES		\$93.44			
Total vouchers for W.B. MASON CO., INC.: 2					\$132.19						
BANK OF HOLLAND GEN CHECK - 00100	62064	WNYNETWORKS	03/12/2022	3896	\$665.00	IT Service for February, 2022	2022	10	03/21/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number		PO Date
		1	IT Service for VEA February, 2022		A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS		\$475.00			
		2	IT Service for DPW for February, 2022		A.5.1490.0420	PUBLIC WORKS ADMINISTRATION - MAINTENANCE & REPAIRS		\$190.00			
Total vouchers for WNYNETWORKS: 1					\$665.00						



Village of East Aurora
3/21/2022

Posted Batch Totals

Fund	Fund Description	Invoice Batch		Manual Checks		Purchase Cards		Total	
		Paid	Unpaid	Paid	Unpaid	Paid	Unpaid	Paid	Unpaid
A	GENERAL FUND	\$0.00	\$106,717.01	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$106,717.01
F	WATER FUND	\$0.00	\$9,465.19	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$9,465.19
H	CAPITAL PROJECTS	\$0.00	\$766.50	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$766.50
Posted Batch Grand Totals		\$0.00	\$116,948.70	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$116,948.70



Village of East Aurora
3/21/2022

***** Certificate of Financial Officer *****

I hereby certify that the attached Voucher Listing is complete and accurate to the best of my knowledge, and payment is hereby approved.

Signed: _____

Date: _____

original
1/13

TOWN OF AURORA

575 OAKWOOD AVENUE, EAST AURORA, NY 14052
BUILDING DEPARTMENT
(716) 652-7591

MEMO

TO: Mayor Mercurio and Village Trustees
FROM: Elizabeth Cassidy, Code Enforcement Officer
DATE: January 12, 2022

The Building Department has accepted a Subdivision application and preliminary plat for 0 Walnut St (SBL175.08-8-11) and 363 Prospect Ave as submitted by Peter Sorgi, Esq. of Hopkins Sorgi & McCarthy PLLC on behalf of ARR Holdings LLC. The applicant has included 363 Prospect Ave in this subdivision as previously approved by the Village Board.

Village Code section 227-5C requires the Village Board to refer the Subdivision preliminary plat to the Planning Commission for their review and recommendation. Village Code Section 227-5B requires the Village Board to comply with the provisions of SEQRA and the application should be forwarded to the Village SEQR committee. A public hearing shall be scheduled on the preliminary plat after the Planning Commission recommendation.

A referral to the Erie County Planning Dept is required for this Subdivision application due to the proximity to a County Highway (Center St). I would also recommend the application and preliminary plat be forwarded to the Village Engineer for review.

This is an Unlisted action for purposes of SEQR.

If you have any questions, please contact me at 652-7591.
Liz Cassidy

VILLAGE OF EAST AURORA
 585 Oakwood Ave, East Aurora, New York 14052
 716-652-6000
 In conjunction with
 Town of Aurora Building Department
 575 Oakwood Ave, East Aurora, NY 14052
 716-652-7591

Building Dept:
 Date Received 11/2/22
 Complete App 11/2/22
 Village Clerk:
 Date Received 12/13/22
 Amount \$ 125
 Receipt # 2022#1045

SUBDIVISION APPLICATION

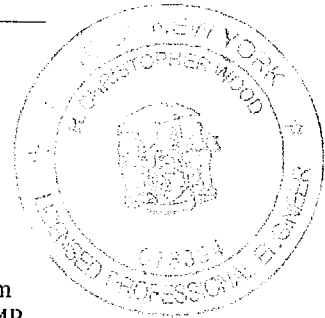
PROPOSED PROJECT: Prospect/Walnut Single Family Residential Subdivision SBL#: 175.08-8-7 & 175.08-8-11
 LOCATION: 363 Prospect Ave. & 0 Walnut Street, Village of East Aurora ZONING DISTRICT: SFR

The applicant agrees to reimburse the Village for any additional fees required for consultant's review of submitted technical data, including but not limited to, traffic studies, drainage, lighting, water and sewer plans.

APPLICANT NAME: ARR Holdings, LLC (ATTN: Andrew Romanowski, Member)
 ADDRESS: 4727 Camp Road, Hamburg, NY 14075
 TELEPHONE: 716.616.6555 FAX: 716.646.0249 E-MAIL: andrew@alliancehomes.com
 SIGNATURE *[Signature]*

OWNER NAME: Terrence A. Kopp
 ADDRESS: 13048 Centerline Road, South Wales, NY 14139
 TELEPHONE: 716-574-9570 FAX: NA E-MAIL: koppforestproducts@outlook.com
 SIGNATURE: See Attached

ENGINEER/ARCHITECT/LANDSCAPE ARCHITECT
 NAME: Christopher Wood, PE FIRM: Carmina Wood Morris DPC
 ADDRESS: 487 Main Street, Suite 500, Buffalo, NY 14203
 TELEPHONE: 716.842.3165 x103 FAX: 716.842.0263 E-MAIL: cwood@cwm-ac.com
 SIGNATURE: *[Signature]* AFFIX STAMP



THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- Twenty (20) Sets – Cover letter to Village Board, Supporting Documents, and SEQR as required in §285-51.3
- One (1) complete file of submittal package in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD Rom.
- Application fee \$25.00 and Public Hearing fee \$100.00 – Total \$125 at time of application. An additional mailing fee of \$100 may be required and can be confirmed by Village Clerk via email above or at 652-6000.

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

	Mtg/Mail Date	Conditions/Comments, if applicable:
Planning Commission	_____	_____
Historic Preservation	_____	_____
ZBA	_____	_____
EC Div of Planning	_____	_____
NYS DOT	_____	_____
Town Notification	_____	_____
Safety Committee	_____	_____
VEA DPW	_____	_____
OTHER (specify)	_____	_____

SEQR ACTION:
 ___ Type 1 ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

Mtg/Mail Date _____
 Public Hearing _____
 Notices Mailed _____
 Posted Notice-VEA Hall _____
 Posted Notice-Prop _____
 Approval/Denial Date _____ Attach Village Board resolution with noted conditions.



January 12, 2022

Village of East Aurora Board of Trustees
585 Oakwood Avenue
East Aurora, New York 14052

**Re: Walnut/Prospect Single-Family Residential Subdivision (9 Lots)
Preliminary Plat Application
Applicant: ARR Holdings LLC / Alliance Homes
Owner: Terrence A. Kopp
Properties:
363 Prospect Avenue, Village of East Aurora (SBL No. 175.08-8-7); and
0 Walnut Street, Village of East Aurora (SBL No. 175.08-8-11)
Approximate Acreage: 4.85
Zoning Classification: Single-Family Residential (SFR)**

Dear Mayor Mercurio and Village of East Aurora Board of Trustees:

Our firm represents ARR Holdings LLC which is a related to entity to Alliance Homes (collectively, "Alliance"). Alliance has entered into a contract to purchase the above referenced properties from Terrence A. Kopp.

We hereby submit our Preliminary Plat Application for a Nine Lot Residential Subdivision consisting of the existing single-family residence at 363 Prospect Avenue (Lot 1) and eight lots currently consisting of vacant land (Lots 2-9) where single-family residences are proposed to be constructed.

On December 7, 2021, we reviewed the concept plan with the Village Planning Commission in accordance with Village of East Aurora Subdivision of Land Code § 227-4. As can be seen on the plans, there are no flag lots and no new roads or infrastructure proposed (i.e., all lots will front on Walnut Street or Prospect Avenue). The front setbacks will be consistent with the setbacks on Walnut Street and Prospect Avenue and the lot sizes are consistent with the surrounding homes. The objective of this proposal is to have the homes be consistent with the neighborhood and Village single-family residential areas.

HOPKINS SORGI & MCCARTHY PLLC
Attorneys at Law
726 Main Street, Suite B • East Aurora, New York 14052
Office: 716-908-3289 • Fax: 716-427-6501
psorgi@hsmlegal.com
hsmlegal.com

Letter to Village of East Aurora Board of Trustees

Walnut/Prospect Single-Family Residential Subdivision (9 Lots)

Preliminary Plat Application

Applicant: ARR Holdings LLC / Alliance Homes

Owner: Terrence A. Kopp

Properties:

363 Prospect Avenue, Village of East Aurora (SBL No. 175.08-8-7); and

0 Walnut Street, Village of East Aurora (SBL No. 175.08-8-11)

Approximate Acreage: 4.85

Zoning Classification: Single-Family Residential (SFR)

January 12, 2022

Enclosed please find as follows:

1. Subdivision Application, executed by Andrew Romanowski on behalf of ARR Holdings LLC and Alliance Homes and executed and sealed by Christopher Wood, P.E., Project Engineer, and which attaches:
 - a. Owner Authorization executed by Terrence A. Kopp;
 - b. Existing Deed with legal description of both properties and name and address of current owner as required by Village of East Aurora Subdivision of Land Code § 227-6(B)(9);
 - c. Survey of both properties as required by Village of East Aurora Subdivision of Land Code § 227-6(B)(9);
2. Full Environmental Assessment Form ("FEAF") as required by the New York State Environmental Quality Review Act ("SEQR") – please note that this is an Unlisted Action pursuant to SEQR;
3. Subdivision Plans prepared by Carmina Wood Morris, DPC (Project Engineer) as required by Village of East Aurora Subdivision of Land Code § 227-6; and
4. An Aerial with Subdivision Plan overlaid for your reference.

Prior to the February 2022 Planning Commission Meeting, we will be providing copies of the application to all property owners entitled to receive a legal notice of our Application and will provide an opportunity to meet with our Project Team regarding this Application.

We request that this Application be placed upon the Village Board of Trustees' agenda for its January 18, 2022 Meeting and that at that meeting, the Village Board of Trustees refer the Application to the Planning Commission for placement on the Planning Commission's February 2022 Agenda. Thank you for your consideration of our Application. If you have any questions or require further information, please contact me.

Letter to Village of East Aurora Board of Trustees

Walnut/Prospect Single-Family Residential Subdivision (9 Lots)

Preliminary Plat Application

Applicant: ARR Holdings LLC / Alliance Homes

Owner: Terrence A. Kopp

Properties:

363 Prospect Avenue, Village of East Aurora (SBL No. 175.08-8-7); and

0 Walnut Street, Village of East Aurora (SBL No. 175.08-8-11)

Approximate Acreage: 4.85

Zoning Classification: Single-Family Residential (SFR)

January 12, 2022

Sincerely,

HOPKINS SORGI & MCCARTHY PLLC



Peter J. Sorgi, Esq.

Enc.

cc: Village of East Aurora Planning Commission
Cathie Thomas, Village Administrator
Maureen Jerackas, Village Clerk
Elizabeth Cassidy, Village Code Enforcement Officer
Matthew Hoeh, Superintendent of Village Department of Public Works
Robert J. Pierce, Esq., Village Attorney
Chris Trapp, Esq., Village Attorney
Andrew Romanowski, ARR Holdings LLC / Alliance Homes
Bill Burke, ARR Holdings LLC / Alliance Homes
Christopher Wood, P.E., Project Engineer

VILLAGE OF EAST AURORA
 585 Oakwood Ave, East Aurora, New York 14052
 716-652-6000
 In conjunction with
 Town of Aurora Building Department
 575 Oakwood Ave, East Aurora, NY 14052
 716-652-7591

Building Dept:	_____
Date Received	_____
Complete App	_____
Village Clerk:	_____
Date Received	_____
Amount \$	_____
Receipt #	_____

SUBDIVISION APPLICATION

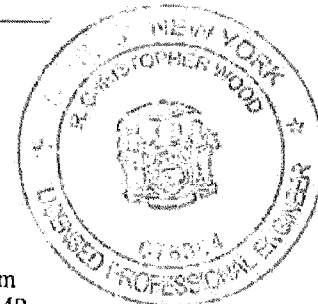
PROPOSED PROJECT: Prospect/Walnut Single Family Residential Subdivision SBL#: 175.08-8-7 & 175.08-8-11
 LOCATION: 363 Prospect Ave. & 0 Walnut Street, Village of East Aurora ZONING DISTRICT: SFR

The applicant agrees to reimburse the Village for any additional fees required for consultant's review of submitted technical data, including but not limited to, traffic studies, drainage, lighting, water and sewer plans.

APPLICANT NAME: ARR Holdings, LLC (ATTN: Andrew Romanowski, Member)
 ADDRESS: 4727 Camp Road, Hamburg, NY 14075
 TELEPHONE: 716.616.6555 FAX: 716.646.0249 E-MAIL: andrew@alliancehomes.com
 SIGNATURE: [Signature]

OWNER NAME: Terrence A. Kopp
 ADDRESS: 13048 Centerline Road, South Wales, NY 14139
 TELEPHONE: 716-574-9570 FAX: NA E-MAIL: koppforestproducts@outlook.com
 SIGNATURE: See Attached

ENGINEER/ARCHITECT/LANDSCAPE ARCHITECT
 NAME: Christopher Wood, PE FIRM: Carmina Wood Morris DPC
 ADDRESS: 487 Main Street, Suite 500, Buffalo, NY 14203
 TELEPHONE: 716.842.3165 x103 FAX: 716.842.0263 E-MAIL: cwood@cwm-ae.com
 SIGNATURE: [Signature] AFFIX STAMP



THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- Twenty (20) Sets – Cover letter to Village Board, Supporting Documents, and SEQR as required in §285-51.3
- One (1) complete file of submittal package in PDF format via email (under 10MB) to maureen.ierackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD Rom.
- Application fee \$25.00 and Public Hearing fee \$100.00 – Total \$125 at time of application. An additional mailing fee of \$100 may be required and can be confirmed by Village Clerk via email above or at 652-6000.

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

	Mtg/Mail Date	Conditions/Comments, if applicable:
Planning Commission	_____	_____
Historic Preservation	_____	_____
ZBA	_____	_____
EC Div of Planning	_____	_____
NYS DOT	_____	_____
Town Notification	_____	_____
Safety Committee	_____	_____
VEA DPW	_____	_____
OTHER (specify)	_____	_____

SEQR ACTION:

___ Type 1 ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

Mtg/Mail Date

Public Hearing _____

Notices Mailed _____

Posted Notice-VEA Hall _____

Posted Notice-Prop _____

Approval/Denial Date _____

Attach Village Board resolution with noted conditions.

AUTHORIZATION

Terrence A. Kopp, as the record owner of real property commonly referred to as 363 Prospect Avenue, Village of East Aurora, New York (SBL No. 175.08-8-7) and 0 Walnut Avenue, Village of East Aurora, New York (SBL No. 175.08-8-11), hereby authorizes ARR Holdings LLC (Contract Vendee / Project Sponsor/ Applicant) Hopkins Sorgi & McCarthy PLLC (Project Attorney) and Carmina Wood Morris DPC (Project Engineer) to seek all required approvals and permits from the Village of East Aurora and other involved governmental agencies relative to the development of a residential subdivision consisting of single family homes on the aforesaid parcels of real property

All said plans and all related submissions for the development of a residential subdivision consisting of single family homes made to the Village and said agencies seeking approvals and permits by the parties authorized herein shall be approved and consented to in writing by the undersigned before any final approval or permit is issued by the Village and/or said agencies.

Dated: November 24 2021


Terrence A. Kopp



County Clerk's Recording Page

Return to:
BOX 195

Book Type: D Book: 11357 Page: 3194
Page Count: 4
Doc Type: DEED
Rec Date: 02/19/2020
Rec Time: 04:00:43 PM
Control #: 2020039050
UserID: Megan
Trans #: 20233542
Document Sequence Number
TT2019014872

Party 1:
BUTLIN WOODLEY K EX

Party 2:
KOPP TERRENCE A

Recording Fees:

Consideration Amount: 1.00

RECORDING	\$40.00
COE CO \$1 RET	\$1.00
COE STATE \$14.25 GEN	\$14.25
COE STATE \$4.75 RM	\$4.75
RP5217 CNTY \$9	\$9.00
RP5217 ST-RES \$116	\$116.00
TP584	\$10.00

BASIC MT	\$0.00
SONYMA MT	\$0.00
ADDL MT/NFTA	\$0.00
SP MT/M-RAIL	\$0.00
NY STATE TT	\$0.00
ROAD FUND TT	\$0.00

Total: \$195.00

STATE OF NEW YORK
ERIE COUNTY CLERK'S OFFICE

WARNING – THIS SHEET CONSTITUTES THE CLERK'S ENDORSEMENT REQUIRED BY SECTION 319&316-a (5) OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK. DO NOT DETACH. THIS IS NOT A BILL.

Michael P. Kearns
Erie County Clerk

Box 195
RHE/cbs

THIS INDENTURE, Made the 14th day of February, 2020

Between **TERRENCE A. KOPP**, residing at 13048 Centerline Road, South Wales, New York 14139

GRANTOR(s)

as Executor of the Last Will and Testament of **WOODLEY K. BUTLIN** filed in Erie County Surrogate's Case No. 2019-607

and

TERRENCE A. KOPP, residing at 13048 Centerline Road, South Wales, New York 14139

GRANTEE(s)

Witnesseth, that the said Grantor(s), by virtue of the power and authority given in and by the Last Will and Testament and in consideration of ONE AND NO MORE Dollars (\$1.00 & NO MORE) received by the GRANTOR(s), the GRANTOR(s) hereby grants (grant) and releases (release) unto the Grantee(s), their heirs and assigns forever.

AS MORE FULLY DESCRIBED ON THE ATTACHED SCHEDULE "A" INCORPORATED HEREIN AND MADE A PART HEREOF BY REFERENCE

This conveyance is being given to satisfy the terms of the Last Will and Testament of Woodley K. Butlin filed in the Erie County Clerk's Office under File No. 2019-607.

Together, with the appurtenances and all the estate and rights which said TESTATOR/TESTATRIX had at the time of decease, in said premises.

And also, the estate therein which the GRANTOR(S) has (have) the power to convey or dispose of by virtue of said Will, whether individually, or otherwise.

To have and to hold, the above granted premises unto the said Grantee(s).

And the said Grantor(s) do covenant with said Grantee(s) as follows:


To have and to hold the premises herein granted unto the GRANTEE(S) their heirs and assigns forever.

And the GRANTOR(S) have not done or suffered anything to be done whereby the said premises have been encumbered in any way whatever.

And also, that this conveyance is subject to the trust fund provisions of section thirteen of the lien law.

In Witness Whereof, The said Grantor(s) has set their hand and seal the day and year first above written.

In Presence of

 L.S.
ESTATE OF WOODLEY K. BUTLIN
By: TERRENCE A. KOPP, EXECUTOR

039050 Ayr-EAYR
MF PLED-3

*State of New York }
County of Erie }SS.*

On this 14th day of February, 2020 before me, the undersigned, a notary public in and for said State, personally appeared **Terrence A. Kopp**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her capacity and that by her signature on the instrument, the individuals or the persons upon behalf of which the individuals acted, executed the instrument.

Constance B. Shurtle
Notary Public

CONSTANCE B. SHURTLE
Notary Public, State of New York
Qualified in Erie County
Commission Expires November 30, 2021

SCHEDULE "A"

ALL THAT TRACT OR PARCEL OF LAND, situate in the Village of East Aurora, Town of Aurora, County of Erie and State of New York, being part of Lot No. 23, Township 9, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point on the center line of Prospect Avenue at the distance of 99 feet west from it's intersection with the center line of Walnut Street; Thence south, parallel with the center line of Walnut Street 219.78 feet; Thence west parallel with the center line of Prospect Avenue 232 feet; Thence north, parallel with the center line of Walnut Street 219.78 feet to the center of Prospect Avenue; Thence east, along the center line of Prospect Avenue 232 feet to the place of beginning.

Also ALL THAT TRACT OR PARCEL OF LAND, situate in the Village of East Aurora, Town of Aurora, County of Erie and State of New York, being part of Lot No. 23, Township 9, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point on the center line of Walnut Street 219.78 feet South from it's intersection with the center line of Prospect Avenue; thence south along the center line of Walnut Street 423.72 feet; thence west at right angles with Walnut Street 333.3 feet; Thence south 89.1 feet to land sold by contract by Christopher Peek to Arthur Raden; thence west 66 feet to land formerly belonging to W. W. Bond estate; thence north along the East line of said Bond estate and some line extended 506.20 feet to a point which is the southwest corner of lands conveyed to Bonerb by deed recorded in Liber 7811 of Deeds at page 395; thence east parallel to the center line of Prospect Avenue 406.53 feet to the place of beginning.

FOR COUNTY USE ONLY

C1. SWIS Code 142407
 C2. Date Deed Recorded 2/14/20
 C3. Book 11357 C4. Page 3194



New York State Department of
Taxation and Finance
 Office of Real Property Tax Services
RP- 5217
 Real Property Transfer Report (8/10)

PROPERTY INFORMATION

1. Property Location 363 + V/L Prospect Avenue + Walnut Street
 * STREET NUMBER * STREET NAME
 AURORA East Aurora 14052
 * CITY OR TOWN VILLAGE * ZIP CODE

2. Buyer Name Kopp Terrence A.
 * LAST NAME/COMPANY FIRST NAME
 LAST NAME/COMPANY FIRST NAME

3. Tax Billing Address Indicate where future Tax Bills are to be sent if other than buyer address(at bottom of form)
 LAST NAME/COMPANY FIRST NAME
 STREET NUMBER AND NAME CITY OR TOWN STATE ZIP CODE

4. Indicate the number of Assessment Roll parcels transferred on the deed 2 # of Parcels OR Part of a Parcel (Only if Part of a Parcel) Check as they apply:
 4A. Planning Board with Subdivision Authority Exists
 4B. Subdivision Approval was Required for Transfer
 4C. Parcel Approved for Subdivision with Map Provided

5. Deed Property Size X * FRONT FEET OR 4.90 * DEPTH * ACRES
 4B. Subdivision Approval was Required for Transfer
 4C. Parcel Approved for Subdivision with Map Provided

6. Seller Name Estate of Woodley Butlin
 * LAST NAME/COMPANY FIRST NAME
 LAST NAME/COMPANY FIRST NAME

*7. Select the description which most accurately describes the use of the property at the time of sale:
 A. One Family Residential
 Check the boxes below as they apply:
 8. Ownership Type is Condominium
 9. New Construction on a Vacant Land
 10A. Property Located within an Agricultural District
 10B. Buyer received a disclosure notice indicating that the property is in an Agricultural District

SALE INFORMATION

11. Sale Contract Date _____
 * 12. Date of Sale/Transfer _____
 *13. Full Sale Price 1.00
 (Full Sale Price is the total amount paid for the property including personal property. This payment may be in the form of cash, other property or goods, or the assumption of mortgages or other obligations.) Please round to the nearest whole dollar amount.

14. Indicate the value of personal property included in the sale 0.00

15. Check one or more of these conditions as applicable to transfer:
 A. Sale Between Relatives or Former Relatives
 B. Sale between Related Companies or Partners in Business.
 C. One of the Buyers is also a Seller
 D. Buyer or Seller is Government Agency or Lending Institution
 E. Deed Type not Warranty or Bargain and Sale (Specify Below)
 F. Sale of Fractional or Less than Fee Interest (Specify Below)
 G. Significant Change in Property Between Taxable Status and Sale Dates
 H. Sale of Business is Included in Sale Price
 I. Other Unusual Factors Affecting Sale Price (Specify Below)
 J. None
 Comment(s) on Condition: _____

ASSESSMENT INFORMATION - Data should reflect the latest Final Assessment Roll and Tax Bill

16. Year of Assessment Roll from which information taken(YY) 19 *17. Total Assessed Value 77,000 + 31,200
 *18. Property Class 210 + 311 *19. School District Name EAST AURORA
 *20. Tax Map Identifier(s)/Roll Identifier(s) (If more than four, attach sheet with additional Identifier(s))
175.08-8-7 175.08-8-11

CERTIFICATION

I Certify that all of the items of information entered on this form are true and correct (to the best of my knowledge and belief) and I understand that the making of any willful false statement of material fact herein subject me to the provisions of the penal law relative to the making and filing of false instruments.

SELLER SIGNATURE

Terrence A. Kopp 2-14-20
 SELLER SIGNATURE DATE

BUYER SIGNATURE

Terrence A. Kopp 2-14-20
 BUYER SIGNATURE DATE

BUYER CONTACT INFORMATION

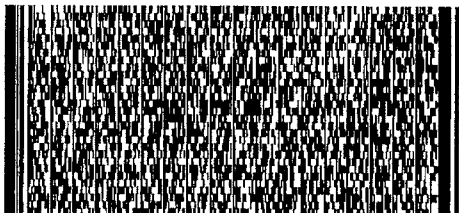
(Enter information for the buyer. Note: If buyer is LLC, society, association, corporation, joint stock company, estate or entity that is not an individual agent or fiduciary, then a name and contact information of an individual/responsible party who can answer questions regarding the transfer must be entered. Type or print clearly.)

Kopp Terrence A.
 LAST NAME FIRST NAME
 AREA CODE TELEPHONE NUMBER (Ex: 9999999)
13048 Centerline Road
 * STREET NUMBER * STREET NAME

South Wales NY 14139
 * CITY OR TOWN * STATE * ZIP CODE

BUYER'S ATTORNEY

Gurbacki Robert
 LAST NAME FIRST NAME
 (716) 652-0828
 AREA CODE TELEPHONE NUMBER (Ex: 9999999)



PROSPECT AVENUE (49.5' WIDE)

232.00'

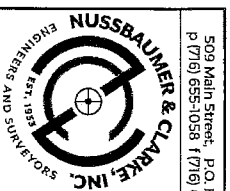
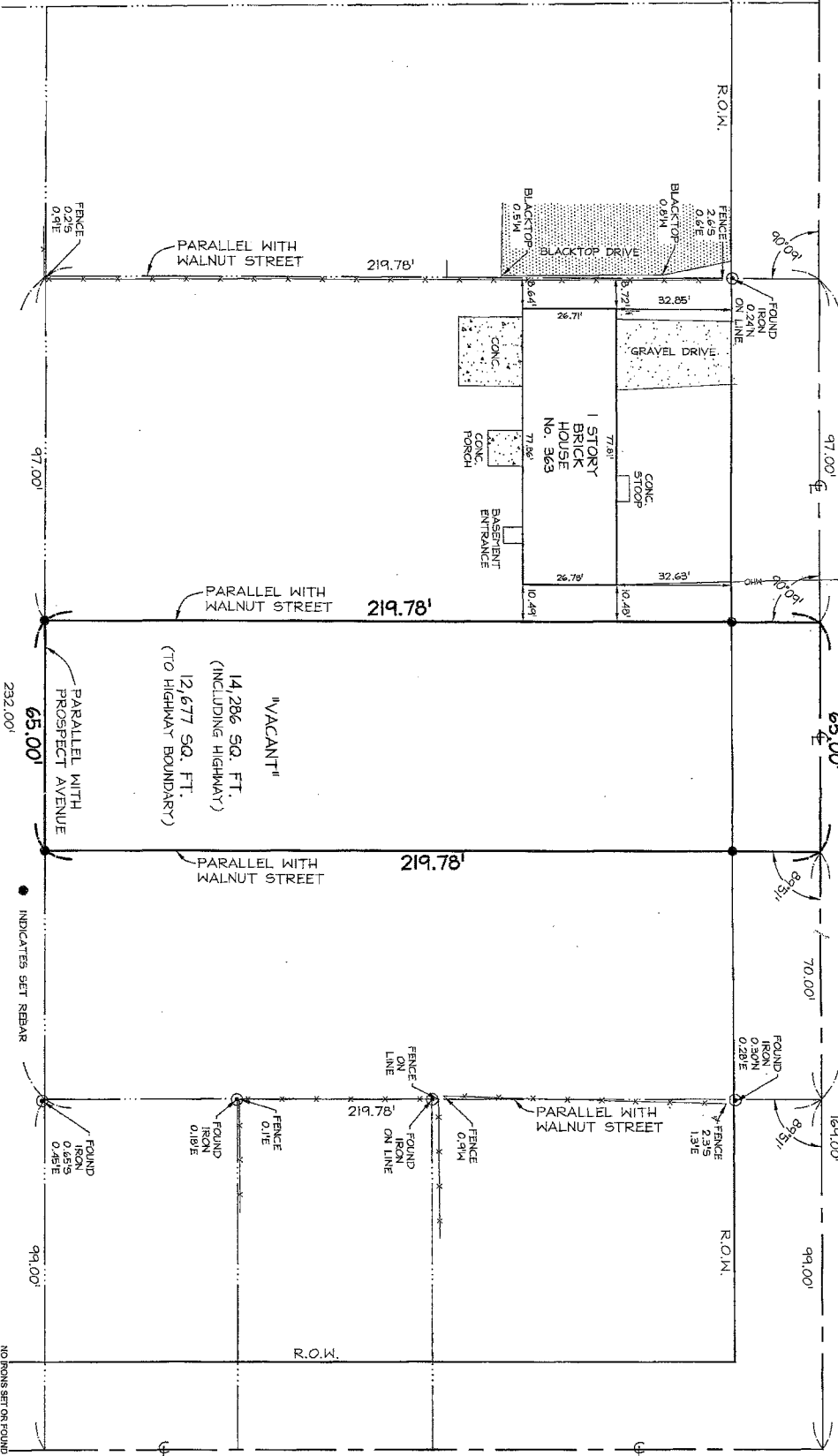
65.00'

70.00'

164.00'

99.00'

WALNUT STREET (49.5' WIDE)



509 Main Street, P.O. Box 516, East Aurora, NY 14052
P (716) 655-1058 F (716) 655-1964 www.nussbaumer.com

BOUNDARY SURVEY
VACANT LOT - PROSPECT AVENUE
Part of Lot 23, Township 9, Range 6
Holland Land Company's Survey
Village of East Aurora, Town of Aurora
County of Erie, State of New York

Date of Survey: 10/27/2021
Scale: 1" = 30'
Project No.: 2123-0806

Thomas A. Kuyper

NO IRONS SET OR FOUND AT PROPERTY CORNERS UNLESS NOTED HEREON.
This survey was prepared without the benefit of an...
Unintentional alterations or additions to any survey, drawing, design, specification, plan or report is a violation of section 7209, provision 2 of the New York State Education Law.

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. 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; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

Applicants/sponsors must complete all items in Sections A & B. In Sections C, D & E, most items contain an initial question that must be answered either "Yes" or "No". If the answer to the initial question is "Yes", complete the sub-questions that follow. If the answer to the initial question is "No", proceed to the next question. Section F allows the project sponsor to identify and attach any additional information. Section G requires the name and signature of the applicant or project sponsor to verify that the information contained in Part 1 is accurate and complete.

A. Project and Applicant/Sponsor Information.

Name of Action or Project: Walnut/Prospect 9 Lot Single-Family Residential Subdivision		
Project Location (describe, and attach a general location map): 363 Prospect Avenue, Village of East Aurora, NY(SBL No. 175.08-8-7) and 0 Walnut Avenue, Village of East Aurora, NY (SBL No. 175.08-8-11)		
Brief Description of Proposed Action (include purpose or need): Development of 9 Lot Single-Family Residential Subdivision on the following two adjoining parcels consisting of approximately 4.85 acres: 363 Prospect Avenue, Village of East Aurora, NY(SBL No. 175.08-8-7) and 0 Walnut Avenue, Village of East Aurora, NY (SBL No. 175.08-8-11). Existing single-family residence at 363 Prospect Avenue will be one lot and 8 lots on vacant land will be created for construction of single-family residences. No new roads or infrastructure will be constructed and single-family homes will have front setback consistent with neighborhood. There will be no flag lots.		
Name of Applicant/Sponsor: ARR Holdings, LLC (a related entity to Alliance Homes)		Telephone: 716.646.6555 E-Mail: andrew@alliancehomes.com
Address: 4727 Camp Road		
City/PO: Hamburg	State: NY	Zip Code: 14057
Project Contact (if not same as sponsor; give name and title/role): Peter J. Sorgi, Project Attorney		Telephone: 716.908.3289 E-Mail: psorgi@hsmlegal.com
Address: 726 Main Street, Suite B		
City/PO: East Aurora	State: NY	Zip Code: 14052
Property Owner (if not same as sponsor): Terrence A. Kopp		Telephone: 716-574-9570 E-Mail: koppforestproducts@outlook.com
Address: 13048 Centerline Road		
City/PO: South Wales	State: NY	Zip Code: 14139

B. Government Approvals

B. Government Approvals, Funding, or Sponsorship. ("Funding" includes grants, loans, tax relief, and any other forms of financial assistance.)		
Government Entity	If Yes: Identify Agency and Approval(s) Required	Application Date (Actual or projected)
a. City Council, Town Board, <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No or Village Board of Trustees	Preliminary Plat and Final Plat	1.2022
b. City, Town or Village <input type="checkbox"/> Yes <input type="checkbox"/> No Planning Board or Commission		
c. City, Town or <input type="checkbox"/> Yes <input type="checkbox"/> No Village Zoning Board of Appeals		
d. Other local agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Village of East Aurora DPW (water connection)	
e. County agencies <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	ECSD 8 (sewer connection); Erie County Department of Health (Subdivision Map Approval)	
f. Regional agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
g. State agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
h. Federal agencies <input type="checkbox"/> Yes <input type="checkbox"/> No		
i. Coastal Resources.		
i. Is the project site within a Coastal Area, or the waterfront area of a Designated Inland Waterway?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
ii. Is the project site located in a community with an approved Local Waterfront Revitalization Program?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
iii. Is the project site within a Coastal Erosion Hazard Area?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

C. Planning and Zoning

C.1. Planning and zoning actions.	
Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
<ul style="list-style-type: none"> • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 	
C.2. Adopted land use plans.	
a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway; Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?)	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If Yes, identify the plan(s): NYS Heritage Areas: West Erie Canal Corridor	

c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
If Yes, identify the plan(s):	

C.3. Zoning

a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. Yes No
 If Yes, what is the zoning classification(s) including any applicable overlay district?
 Single-Family Residential (SFR) _____

b. Is the use permitted or allowed by a special or conditional use permit? Yes No

c. Is a zoning change requested as part of the proposed action? Yes No
 If Yes,
 i. What is the proposed new zoning for the site? _____

C.4. Existing community services.

a. In what school district is the project site located? East Aurora Union Free School District

b. What police or other public protection forces serve the project site?
Village of East Aurora/Town of Aurora Police Department, Erie County Sheriff, NYS Police

c. Which fire protection and emergency medical services serve the project site?
East Aurora Fire Department and Mercy Hospital

d. What parks serve the project site?
Hamlin Park, Aurora Community Pool Park, Majors Park, Knox State Park and Warren Park

D. Project Details

D.1. Proposed and Potential Development

a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? Single-Family Residential

b. a. Total acreage of the site of the proposed action? 4.85 acres
 b. Total acreage to be physically disturbed? 1.5 +/- acres
 c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 4.85 acres

c. Is the proposed action an expansion of an existing project or use? Yes No
 i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % _____ Units: _____

d. Is the proposed action a subdivision, or does it include a subdivision? Yes No
 If Yes,
 i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types)
Single-Family Residential
 ii. Is a cluster/conservation layout proposed? Yes No
 iii. Number of lots proposed? 9
 iv. Minimum and maximum proposed lot sizes? Minimum 0.29 acres Maximum 0.84 acres

e. Will the proposed action be constructed in multiple phases? Yes No
 i. If No, anticipated period of construction: 24 months
 ii. If Yes:
 • Total number of phases anticipated _____
 • Anticipated commencement date of phase 1 (including demolition) _____ month _____ year
 • Anticipated completion date of final phase _____ month _____ year
 • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: _____

f. Does the project include new residential uses? Yes No
 If Yes, show numbers of units proposed.

	<u>One Family</u>	<u>Two Family</u>	<u>Three Family</u>	<u>Multiple Family (four or more)</u>
Initial Phase	9			
At completion of all phases	9			

g. Does the proposed action include new non-residential construction (including expansions)? Yes No
 If Yes,

i. Total number of structures _____
 ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length
 iii. Approximate extent of building space to be heated or cooled: _____ square feet

h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? Yes No
 If Yes,

i. Purpose of the impoundment: _____
 ii. If a water impoundment, the principal source of the water: Ground water Surface water streams Other specify: _____
 iii. If other than water, identify the type of impounded/contained liquids and their source. _____
 iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres
 v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length
 vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____

D.2. Project Operations

a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? Yes No
 (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite)
 If Yes:

i. What is the purpose of the excavation or dredging? _____
 ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site?
 • Volume (specify tons or cubic yards): _____
 • Over what duration of time? _____
 iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____

 iv. Will there be onsite dewatering or processing of excavated materials? Yes No
 If yes, describe. _____

 v. What is the total area to be dredged or excavated? _____ acres
 vi. What is the maximum area to be worked at any one time? _____ acres
 vii. What would be the maximum depth of excavation or dredging? _____ feet
 viii. Will the excavation require blasting? Yes No
 ix. Summarize site reclamation goals and plan: _____

b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? Yes No
 If Yes:

i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____

ii. Describe how the proposed action would affect that waterbody or wetland, e.g. excavation, fill, placement of structures, or alteration of channels, banks and shorelines. Indicate extent of activities, alterations and additions in square feet or acres:

iii. Will the proposed action cause or result in disturbance to bottom sediments? Yes No
 If Yes, describe: _____

iv. Will the proposed action cause or result in the destruction or removal of aquatic vegetation? Yes No
 If Yes:

- acres of aquatic vegetation proposed to be removed: _____
- expected acreage of aquatic vegetation remaining after project completion: _____
- purpose of proposed removal (e.g. beach clearing, invasive species control, boat access): _____
- proposed method of plant removal: _____
- if chemical/herbicide treatment will be used, specify product(s): _____

v. Describe any proposed reclamation/mitigation following disturbance: _____

c. Will the proposed action use, or create a new demand for water? Yes No
 If Yes:

i. Total anticipated water usage/demand per day: _____ 3,960 gallons/day

ii. Will the proposed action obtain water from an existing public water supply? Yes No
 If Yes:

- Name of district or service area: Village of East Aurora
- Does the existing public water supply have capacity to serve the proposal? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No
- Do existing lines serve the project site? Yes No

iii. Will line extension within an existing district be necessary to supply the project? Yes No
 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____
- Source(s) of supply for the district: _____

iv. Is a new water supply district or service area proposed to be formed to serve the project site? Yes No
 If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- Proposed source(s) of supply for new district: _____

v. If a public water supply will not be used, describe plans to provide water supply for the project: _____

N/A

vi. If water supply will be from wells (public or private), what is the maximum pumping capacity: _____ N/A gallons/minute.

d. Will the proposed action generate liquid wastes? Yes No
 If Yes:

i. Total anticipated liquid waste generation per day: _____ 3,960 gallons/day

ii. Nature of liquid wastes to be generated (e.g., sanitary wastewater, industrial; if combination, describe all components and approximate volumes or proportions of each): _____
 Sanitary Sewage

iii. Will the proposed action use any existing public wastewater treatment facilities? Yes No
 If Yes:

- Name of wastewater treatment plant to be used: East Aurora WWTP
- Name of district: ECSD 8
- Does the existing wastewater treatment plant have capacity to serve the project? Yes No
- Is the project site in the existing district? Yes No
- Is expansion of the district needed? Yes No

- Do existing sewer lines serve the project site? Yes No
- Will a line extension within an existing district be necessary to serve the project? Yes No

 If Yes:

- Describe extensions or capacity expansions proposed to serve this project: _____

iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? Yes No
 If Yes:

- Applicant/sponsor for new district: _____
- Date application submitted or anticipated: _____
- What is the receiving water for the wastewater discharge? _____

v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge or describe subsurface disposal plans):
 N/A _____

vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____
 none _____

e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? Yes No
 If Yes:

- i. How much impervious surface will the project create in relation to total size of project parcel?
 _____ Square feet or 0.5 +/- acres (impervious surface)
 _____ Square feet or 4.85 acres (parcel size)
- ii. Describe types of new point sources. Roofs, Driveways
- iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)?
Storm water from the downspouts and sump pumps will be directed to Village of East Aurora facilities located along the property frontage

- If to surface waters, identify receiving water bodies or wetlands: _____
- Will stormwater runoff flow to adjacent properties? Yes No

iv. Does the proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? Yes No

f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? Yes No
 If Yes, identify:

- i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles)
- ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers)
- iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation)

g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? Yes No
 If Yes:

- i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) Yes No
- ii. In addition to emissions as calculated in the application, the project will generate:
 - _____ Tons/year (short tons) of Carbon Dioxide (CO₂)
 - _____ Tons/year (short tons) of Nitrous Oxide (N₂O)
 - _____ Tons/year (short tons) of Perfluorocarbons (PFCs)
 - _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆)
 - _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydrofluorocarbons (HFCs)
 - _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs)

h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? Yes No

If Yes:

i. Estimate methane generation in tons/year (metric): _____

ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____

i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? Yes No

If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____

j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? Yes No

If Yes:

i. When is the peak traffic expected (Check all that apply): Morning Evening Weekend
 Randomly between hours of _____ to _____.

ii. For commercial activities only, projected number of truck trips/day and type (e.g., semi trailers and dump trucks): _____

iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____

iv. Does the proposed action include any shared use parking? Yes No

v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____

vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? Yes No

vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? Yes No

viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? Yes No

k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? Yes No

If Yes:

i. Estimate annual electricity demand during operation of the proposed action: _____

ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____

iii. Will the proposed action require a new, or an upgrade, to an existing substation? Yes No

l. Hours of operation. Answer all items which apply.

i. During Construction:		ii. During Operations:	
• Monday - Friday:	7am to 7 pm	• Monday - Friday:	NA
• Saturday:	7am to 2 pm (interior work)	• Saturday:	NA
• Sunday:	NA	• Sunday:	NA
• Holidays:	NA	• Holidays:	NA

m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? Yes No

If yes:

i. Provide details including sources, time of day and duration:

ii. Will the proposed action remove existing natural barriers that could act as a noise barrier or screen? Yes No

Describe: _____

n. Will the proposed action have outdoor lighting? Yes No

If yes:

i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:
Standard lighting for single-family residences

ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? Yes No

Describe: _____

o. Does the proposed action have the potential to produce odors for more than one hour per day? Yes No

If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____

p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? Yes No

If Yes:

i. Product(s) to be stored _____

ii. Volume(s) _____ per unit time _____ (e.g., month, year)

iii. Generally, describe the proposed storage facilities: _____

q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? Yes No

If Yes:

i. Describe proposed treatment(s):

ii. Will the proposed action use Integrated Pest Management Practices? Yes No

r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? Yes No

If Yes:

i. Describe any solid waste(s) to be generated during construction or operation of the facility:

- Construction: _____ tons per _____ (unit of time)
- Operation : _____ tons per _____ (unit of time)

ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:

- Construction: _____
- Operation: _____

iii. Proposed disposal methods/facilities for solid waste generated on-site:

- Construction: _____
- Operation: _____

s. Does the proposed action include construction or modification of a solid waste management facility? Yes No
 If Yes:
 i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____
 ii. Anticipated rate of disposal/processing:
 • _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
 • _____ Tons/hour, if combustion or thermal treatment
 iii. If landfill, anticipated site life: _____ years

t. Will the proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? Yes No
 If Yes:
 i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

 ii. Generally describe processes or activities involving hazardous wastes or constituents: _____

 iii. Specify amount to be handled or generated _____ tons/month
 iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

 v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? Yes No
 If Yes: provide name and location of facility: _____

 If No: describe proposed management of any hazardous wastes which will not be sent to a hazardous waste facility:

E. Site and Setting of Proposed Action

E.1. Land uses on and surrounding the project site

a. Existing land uses.
 i. Check all uses that occur on, adjoining and near the project site.
 Urban Industrial Commercial Residential (suburban) Rural (non-farm)
 Forest Agriculture Aquatic Other (specify): Hamlin Park
 ii. If mix of uses, generally describe:

b. Land uses and covertypes on the project site.

Land use or Covertype	Current Acreage	Acreage After Project Completion	Change (Acres +/-)
• Roads, buildings, and other paved or impervious surfaces	0.1	0.6	+0.5
• Forested	0	0	0
• Meadows, grasslands or brushlands (non-agricultural, including abandoned agricultural)	0	0	0
• Agricultural (includes active orchards, field, greenhouse etc.)	0	0	0
• Surface water features (lakes, ponds, streams, rivers, etc.)	0	0	0
• Wetlands (freshwater or tidal)	0	0	0
• Non-vegetated (bare rock, earth or fill)	0	0	0
• Other Describe: <u>Lawn</u>	4.75	4.25	-0.5

c. Is the project site presently used by members of the community for public recreation? Yes No
i. If Yes: explain: _____

d. Are there any facilities serving children, the elderly, people with disabilities (e.g., schools, hospitals, licensed day care centers, or group homes) within 1500 feet of the project site? Yes No
If Yes,
i. Identify Facilities: _____

e. Does the project site contain an existing dam? Yes No
If Yes:
i. Dimensions of the dam and impoundment:
• Dam height: _____ feet
• Dam length: _____ feet
• Surface area: _____ acres
• Volume impounded: _____ gallons OR acre-feet
ii. Dam's existing hazard classification: _____
iii. Provide date and summarize results of last inspection: _____

f. Has the project site ever been used as a municipal, commercial or industrial solid waste management facility, or does the project site adjoin property which is now, or was at one time, used as a solid waste management facility? Yes No
If Yes:
i. Has the facility been formally closed? Yes No
• If yes, cite sources/documentation: _____
ii. Describe the location of the project site relative to the boundaries of the solid waste management facility: _____

g. Have hazardous wastes been generated, treated and/or disposed of at the site, or does the project site adjoin property which is now or was at one time used to commercially treat, store and/or dispose of hazardous waste? Yes No
If Yes:
i. Describe waste(s) handled and waste management activities, including approximate time when activities occurred: _____

h. Potential contamination history. Has there been a reported spill at the proposed project site, or have any remedial actions been conducted at or adjacent to the proposed site? Yes No
If Yes:
i. Is any portion of the site listed on the NYSDEC Spills Incidents database or Environmental Site Remediation database? Check all that apply: Yes No
 Yes – Spills Incidents database Provide DEC ID number(s): _____
 Yes – Environmental Site Remediation database Provide DEC ID number(s): _____
 Neither database
ii. If site has been subject of RCRA corrective activities, describe control measures: _____

iii. Is the project within 2000 feet of any site in the NYSDEC Environmental Site Remediation database? Yes No
If yes, provide DEC ID number(s): _____
iv. If yes to (i), (ii) or (iii) above, describe current status of site(s): _____

v. Is the project site subject to an institutional control limiting property uses? Yes No

- If yes, DEC site ID number: _____
- Describe the type of institutional control (e.g., deed restriction or easement): _____
- Describe any use limitations: _____
- Describe any engineering controls: _____
- Will the project affect the institutional or engineering controls in place? Yes No
- Explain: _____

E.2. Natural Resources On or Near Project Site

a. What is the average depth to bedrock on the project site? _____ > 5 feet

b. Are there bedrock outcroppings on the project site? Yes No
 If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ %

c. Predominant soil type(s) present on project site:

Rhinebeck gravelly loam	_____	81 %
Palmyra gravelly loam	_____	19 %
_____	_____	_____ %

d. What is the average depth to the water table on the project site? Average: _____ > 5 feet

e. Drainage status of project site soils: Well Drained: _____ 19 % of site
 Moderately Well Drained: _____ % of site
 Poorly Drained _____ 81 % of site

f. Approximate proportion of proposed action site with slopes: 0-10%: _____ 100 % of site
 10-15%: _____ % of site
 15% or greater: _____ % of site

g. Are there any unique geologic features on the project site? Yes No
 If Yes, describe: _____

h. Surface water features.

i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? Yes No

ii. Do any wetlands or other waterbodies adjoin the project site? Yes No
 If Yes to either *i* or *ii*, continue. If No, skip to E.2.i.

iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? Yes No

iv. For each identified regulated wetland and waterbody on the project site, provide the following information:

- Streams: Name _____ Classification _____
- Lakes or Ponds: Name _____ Classification _____
- Wetlands: Name Federal Waters, Federal Waters, Federal Waters Approximate Size N/A
- Wetland No. (if regulated by DEC) _____

v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? Yes No
 If yes, name of impaired water body/bodies and basis for listing as impaired: _____

i. Is the project site in a designated Floodway? Yes No

j. Is the project site in the 100-year Floodplain? Yes No

k. Is the project site in the 500-year Floodplain? Yes No

l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? Yes No
 If Yes:
 i. Name of aquifer: Principal Aquifer

m. Identify the predominant wildlife species that occupy or use the project site: _____
 typical Village wildlife _____

n. Does the project site contain a designated significant natural community? Yes No
 If Yes:
 i. Describe the habitat/community (composition, function, and basis for designation): _____
 ii. Source(s) of description or evaluation: _____
 iii. Extent of community/habitat:
 • Currently: _____ acres
 • Following completion of project as proposed: _____ acres
 • Gain or loss (indicate + or -): _____ acres

o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? Yes No
 If Yes:
 i. Species and listing (endangered or threatened): _____

p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? Yes No
 If Yes:
 i. Species and listing: _____

q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? Yes No
 If yes, give a brief description of how the proposed action may affect that use: _____

E.3. Designated Public Resources On or Near Project Site

a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? Yes No
 If Yes, provide county plus district name/number: _____

b. Are agricultural lands consisting of highly productive soils present? Yes No
 i. If Yes: acreage(s) on project site? _____
 ii. Source(s) of soil rating(s): _____

c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? Yes No
 If Yes:
 i. Nature of the natural landmark: Biological Community Geological Feature
 ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____

d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? Yes No
 If Yes:
 i. CEA name: _____
 ii. Basis for designation: _____
 iii. Designating agency and date: _____

e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? Yes No

If Yes:

i. Nature of historic/archaeological resource: Archaeological Site Historic Building or District

ii. Name: Eligible property: 401 Prospect Ave, East Aurora, Scheidemantel, George and Gladys, House

iii. Brief description of attributes on which listing is based:
locally distinctive example of the Arts and Crafts movement style of architecture of bungalow home built in 1910

f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? Yes No

g. Have additional archaeological or historic site(s) or resources been identified on the project site? Yes No

If Yes:

i. Describe possible resource(s): _____

ii. Basis for identification: _____

h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? Yes No

If Yes:

i. Identify resource: Mill Road Scenic Overlook

ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): local scenic byway

iii. Distance between project and resource: 2.21 miles.

i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? Yes No

If Yes:

i. Identify the name of the river and its designation: _____

ii. Is the activity consistent with development restrictions contained in 6 NYCRR Part 666? Yes No

F. Additional Information

Attach any additional information which may be needed to clarify your project.

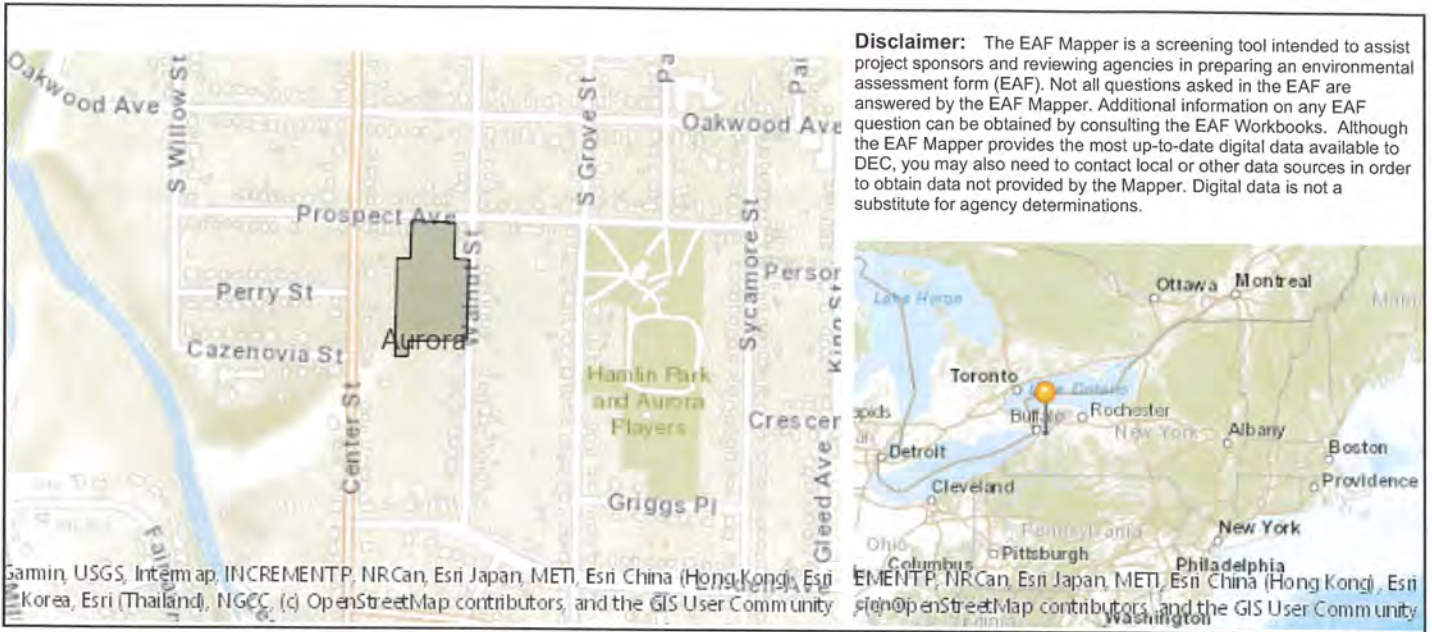
If you have identified any adverse impacts which could be associated with your proposal, please describe those impacts plus any measures which you propose to avoid or minimize them.

G. Verification

I certify that the information provided is true to the best of my knowledge.

Applicant/Sponsor Name JARD HOLDINGS S LLC Date 1-12-22

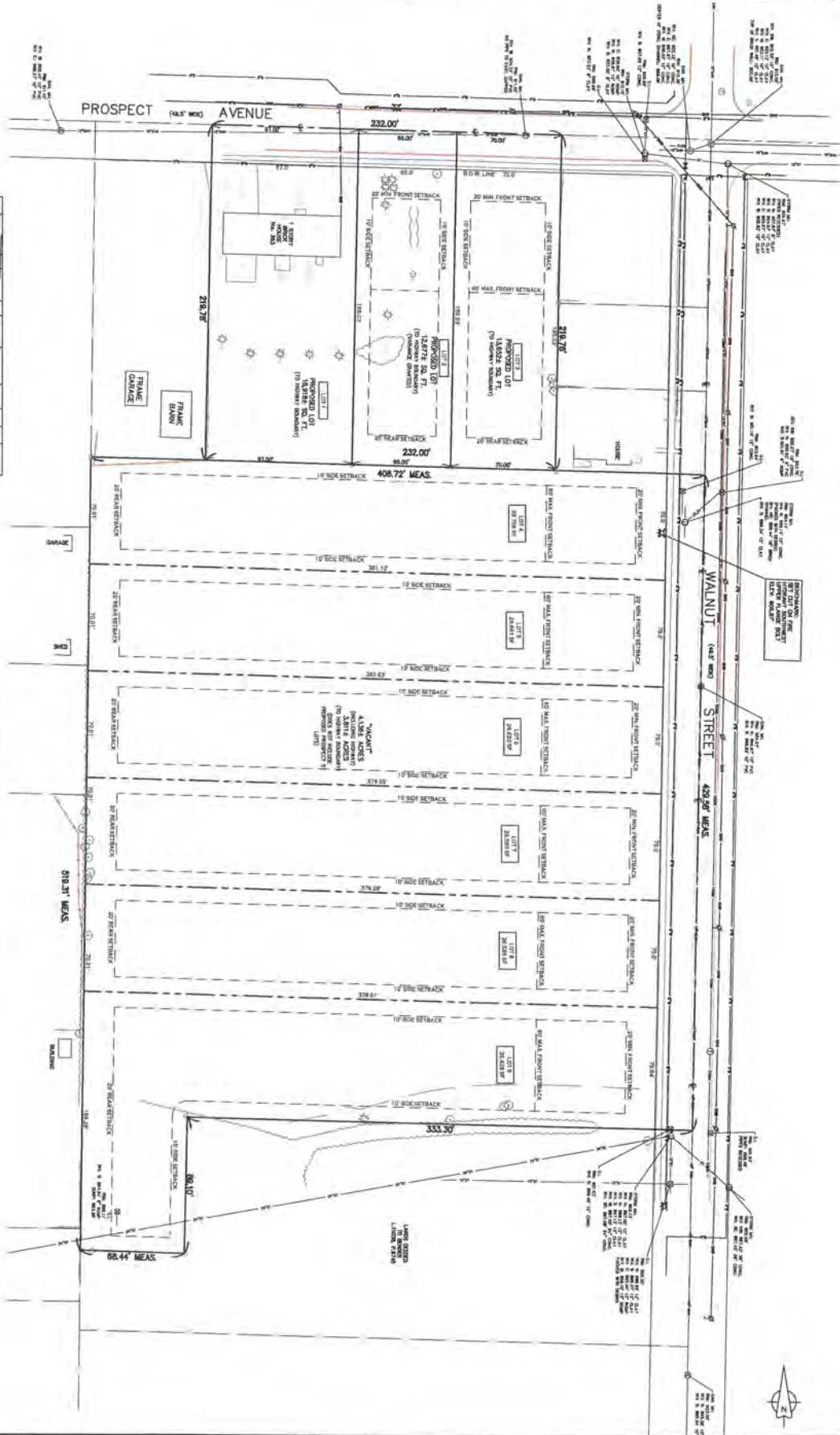
Signature [Signature] Title MANAGING MEMBER



B.i.i [Coastal or Waterfront Area]	No
B.i.ii [Local Waterfront Revitalization Area]	No
C.2.b. [Special Planning District]	Yes - Digital mapping data are not available for all Special Planning Districts. Refer to EAF Workbook.
C.2.b. [Special Planning District - Name]	NYS Heritage Areas:West Erie Canal Corridor
E.1.h [DEC Spills or Remediation Site - Potential Contamination History]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Listed]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.i [DEC Spills or Remediation Site - Environmental Site Remediation Database]	Digital mapping data are not available or are incomplete. Refer to EAF Workbook.
E.1.h.iii [Within 2,000' of DEC Remediation Site]	No
E.2.g [Unique Geologic Features]	No
E.2.h.i [Surface Water Features]	Yes
E.2.h.ii [Surface Water Features]	Yes
E.2.h.iii [Surface Water Features]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
E.2.h.iv [Surface Water Features - Wetlands Name]	Federal Waters
E.2.h.v [Impaired Water Bodies]	No
E.2.i. [Floodway]	No
E.2.j. [100 Year Floodplain]	No
E.2.k. [500 Year Floodplain]	No
E.2.l. [Aquifers]	Yes
E.2.l. [Aquifer Names]	Principal Aquifer

E.2.n. [Natural Communities]	No
E.2.o. [Endangered or Threatened Species]	No
E.2.p. [Rare Plants or Animals]	No
E.3.a. [Agricultural District]	No
E.3.c. [National Natural Landmark]	No
E.3.d [Critical Environmental Area]	No
E.3.e. [National or State Register of Historic Places or State Eligible Sites]	Yes - Digital mapping data for archaeological site boundaries are not available. Refer to EAF Workbook.
E.3.e.ii [National or State Register of Historic Places or State Eligible Sites - Name]	Eligible property:401 Prospect Ave, East Aurora, Scheidemantel, George and Gladys, House
E.3.f. [Archeological Sites]	No
E.3.i. [Designated River Corridor]	No

© Curmeka Went Morris (CWM) An agreement between the undersigned architect and the undersigned engineer is hereby acknowledged. The undersigned architect and the undersigned engineer are not responsible for the accuracy of the information provided herein. The undersigned architect and the undersigned engineer are not responsible for the accuracy of the information provided herein. The undersigned architect and the undersigned engineer are not responsible for the accuracy of the information provided herein.



SITE PLAN
SCALE: 1"=30'



EXISTING CONDITIONS

1" LOT	7,484 SQ. FT.
2" LOT	7,484 SQ. FT.
3" LOT	7,484 SQ. FT.
4" LOT	7,484 SQ. FT.
5" LOT	7,484 SQ. FT.
6" LOT	7,484 SQ. FT.
7" LOT	7,484 SQ. FT.
8" LOT	7,484 SQ. FT.
9" LOT	7,484 SQ. FT.
10" LOT	7,484 SQ. FT.
FRONT SETBACK	10' (FRONT SETBACK)
REAR SETBACK	10' (REAR SETBACK)
SIDE SETBACK	10' (SIDE SETBACK)
FRONT SETBACK ACCESSORY	10' (FRONT SETBACK ACCESSORY)
REAR SETBACK ACCESSORY	10' (REAR SETBACK ACCESSORY)
SIDE SETBACK ACCESSORY	10' (SIDE SETBACK ACCESSORY)



NOTE: QUANTITIES AND DIMENSIONS SHOWN ARE APPROXIMATE AND SHOULD BE VERIFIED BY THE ARCHITECT AND ENGINEER FOR ACCURACY.

PROJECT NAME:
New Construction for:
Walnut/Prospect Subdivision
Walnut Street & Prospect Avenue
East Aurora, New York

REVISIONS:
No. Description Date

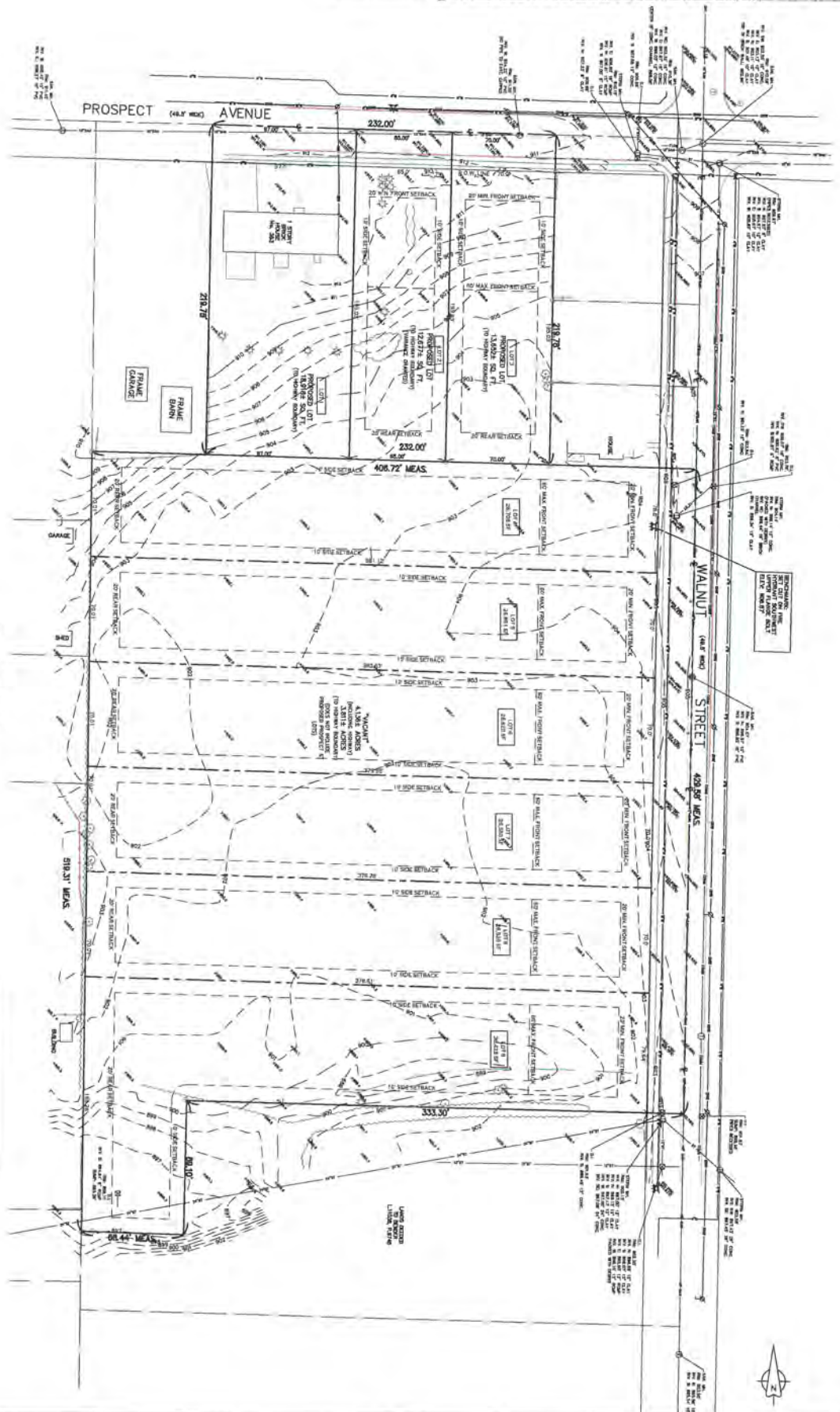
DRAWING NO.:
C-100

DATE:
21.10.20

PROJECT NO.:
21.10.20



**Curmeka
Wood
Morris**



N
SITE PLAN
SCALE: 1"=50'

LOT NO.	LOT AREA (SQ. FT.)
LOT 1	4,824.00
LOT 2	4,824.00
LOT 3	4,824.00
LOT 4	4,824.00
LOT 5	4,824.00
LOT 6	4,824.00
LOT 7	4,824.00
LOT 8	4,824.00
LOT 9	4,824.00
LOT 10	4,824.00
LOT 11	4,824.00
LOT 12	4,824.00
LOT 13	4,824.00
LOT 14	4,824.00
LOT 15	4,824.00
LOT 16	4,824.00
LOT 17	4,824.00
LOT 18	4,824.00
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LOT 91	4,824.00
LOT 92	4,824.00
LOT 93	4,824.00
LOT 94	4,824.00
LOT 95	4,824.00
LOT 96	4,824.00
LOT 97	4,824.00
LOT 98	4,824.00
LOT 99	4,824.00
LOT 100	4,824.00

NOTE: PROJECTIONS AND DIMENSIONS ARE APPROXIMATE AND SUBJECT TO FIELD VERIFICATION. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.

C-200
Project No.: 21-100

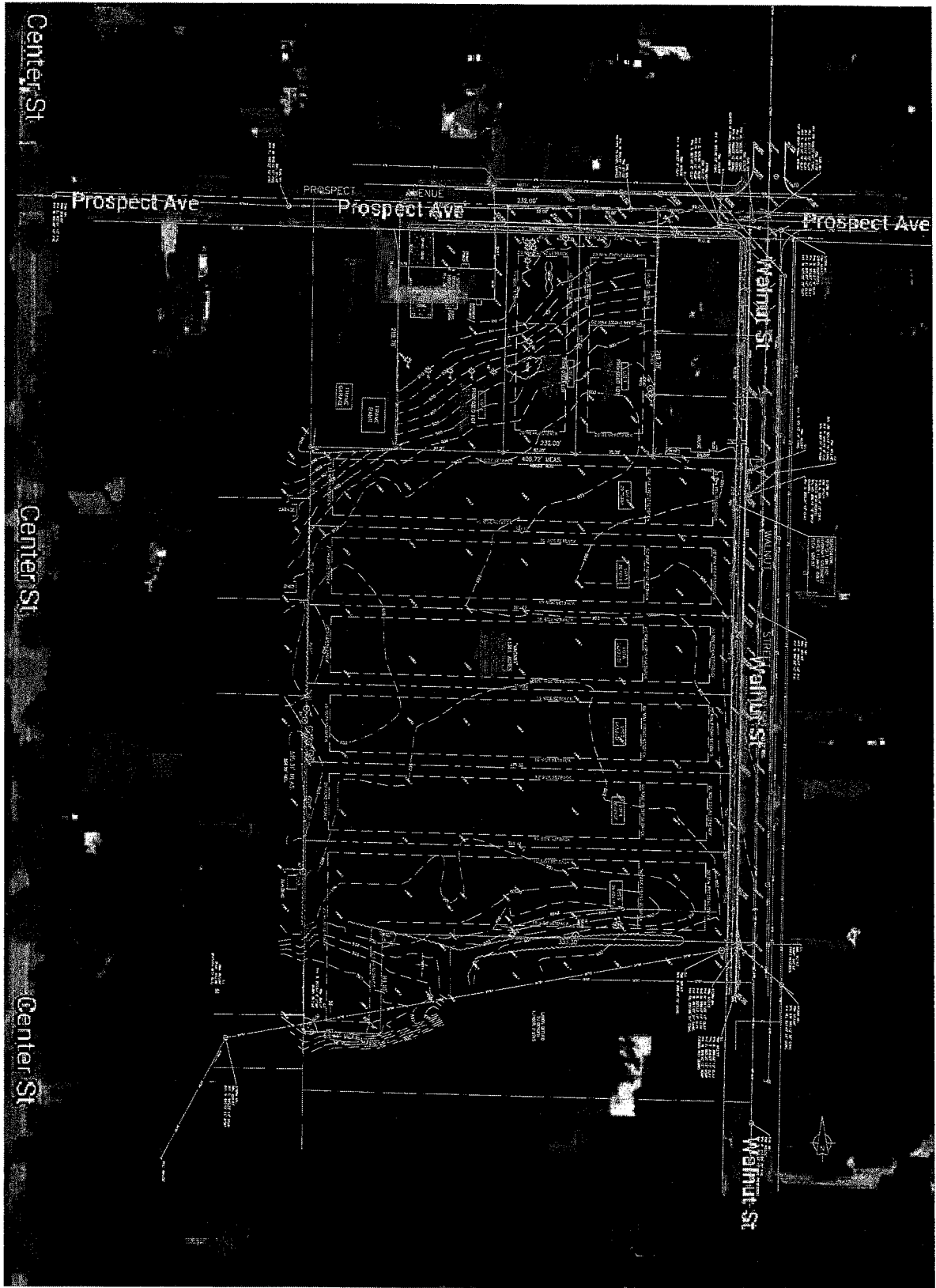
PROJECT NAME:
New Construction for:
Walnut/Prospect Subdivision
Walnut Street & Prospect Avenue
East Aurora, New York

REVISIONS:

No.	Description	Date



**Currima
Wood
Morris**



N
 SITE PLAN
 SCALE: 1"=30'



NOTES: SEE PLAN FOR ALL DIMENSIONS AND ELEVATIONS.
 PROVIDED BY CLIENT, CARMINA WOOD MORRIS, DPC.
 ASSIGNED RESPONSIBILITY PARTIAL ACCURACY.

PROJECT NAME:

New Construction for:
Walnut/Prospect Subdivision
 Walnut Street & Prospect Avenue
 East Aurora, New York

REVISIONS:

No.	Description	Date

Drawn for Construction:
 Drawn by: C. WOOD
 Date: 11/11/10
 Scale: AS SHOWN
DRAWING NAME:
 Preliminary Plat
 Plan

DRAWING NO.

C-100

Project no.: 211000

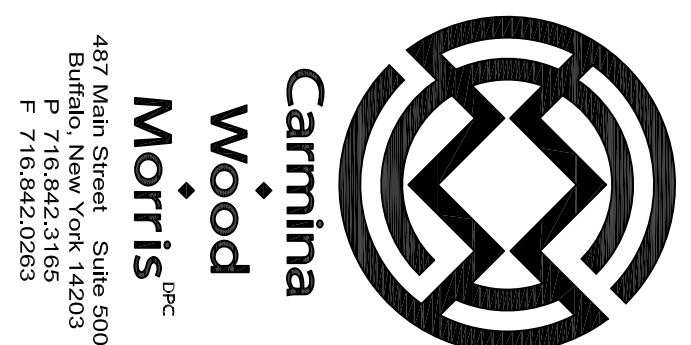




N
SITE PLAN
SCALE: 1"=30'

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS. CARMINA WOOD MORRIS D.P.C. ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

40' 0 40' 80FL



487 Main Street, Suite 500
Burlingame, New York 14203
F 716.842.0283

REVISIONS:

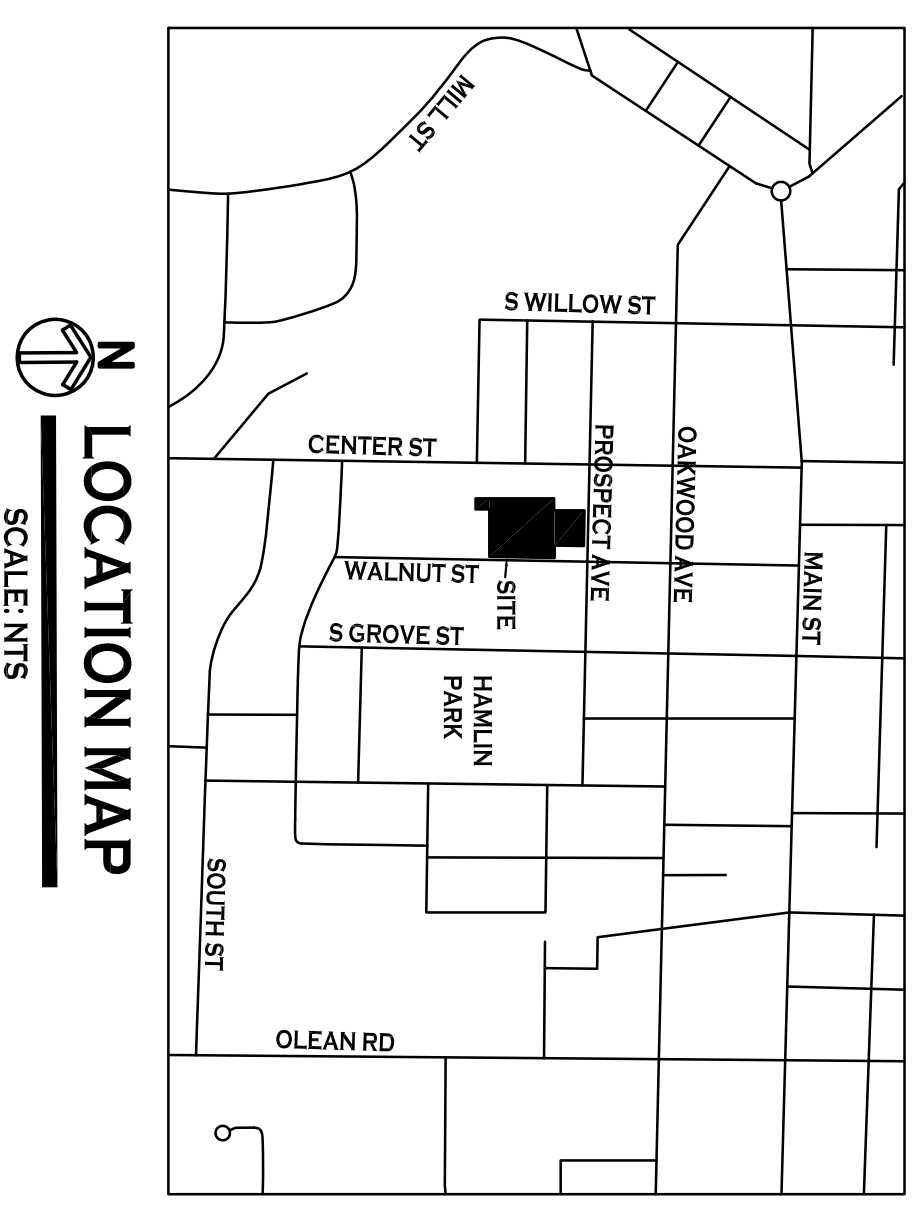
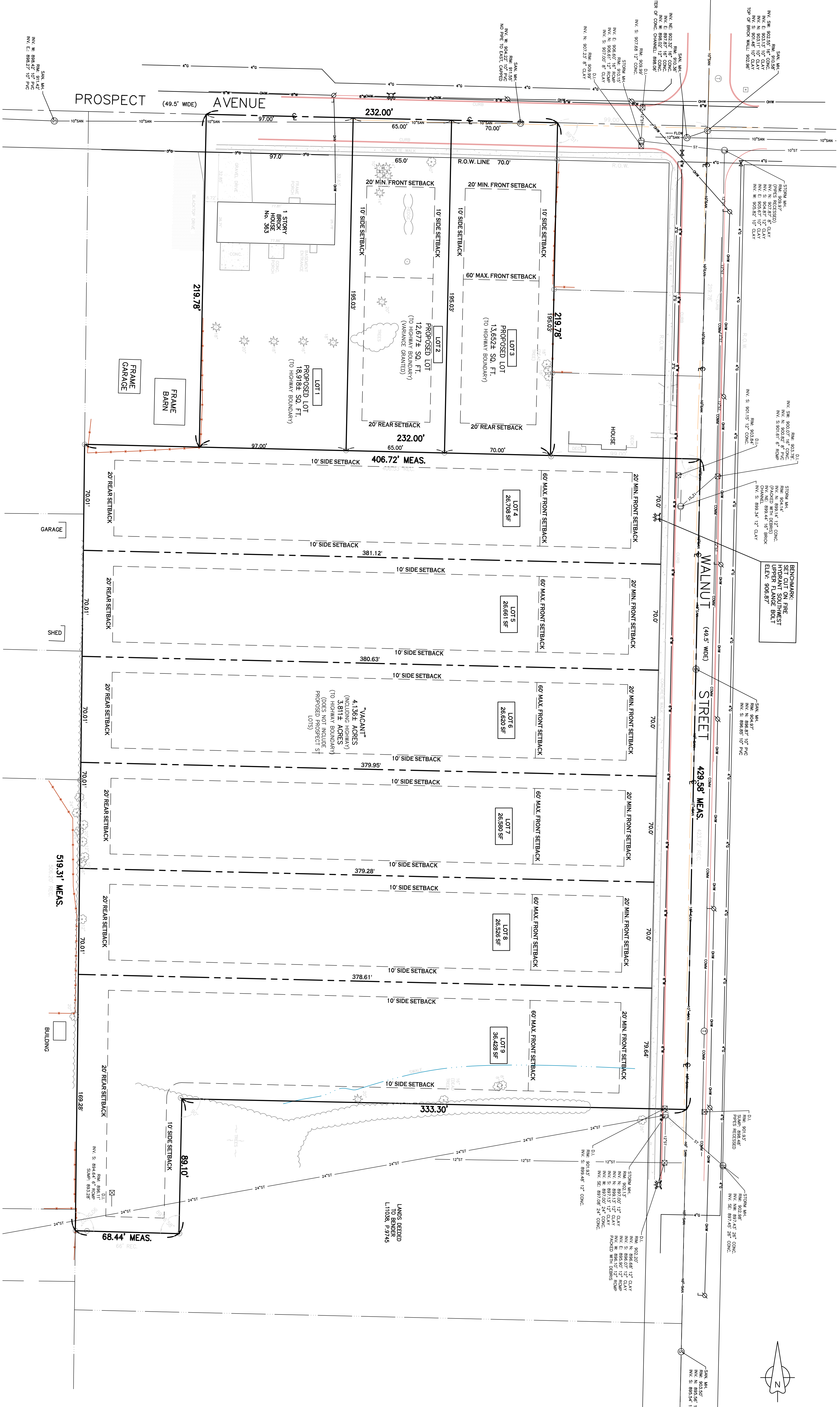
No.	Description	Date

PROJECT NAME:
New Construction for:
Walnut/Prospect Subdivision
Walnut Street & Prospect Avenue
East Aurora, New York

Issued for Construction: 1/11/22
Date: C. Wood
Drawn by: A.S. Novak
Scale: As Noted

DRAWING NAME:
Preliminary Plat
Plan

DRAWING NO.:
C-100
Project no.: 21.xxx



LOCATION MAP
SCALE: NTS

SITE PLAN
SCALE: 1"=30'

SITE DATA (SPR ZONING)	
LOT SIZE =	4.85 AC (4/4)
MIN. LOT WIDTH =	70 FT
MIN. LOT DEPTH =	300 FT
MIN. LOT AREA =	10,500 SF
FRONT SETBACK =	20 FT MIN./60 FT MAX.
SIDE SETBACK =	10 FT
REAR SETBACK =	20 FT
SIDE/REAR SETBACK (ACCESSORY) =	5 FT
MAXIMUM LOT COVERAGE =	35%
MAXIMUM BUILDING HEIGHT =	35 FT

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS. CARMINA WOOD MORRIS D.P.C. ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

Issued for Construction: 1/11/22
 Date: 1/11/22
 Drawn by: C. Wood
 Scale: As Noted

DRAWING NAME:
Preliminary Plat
 Plan

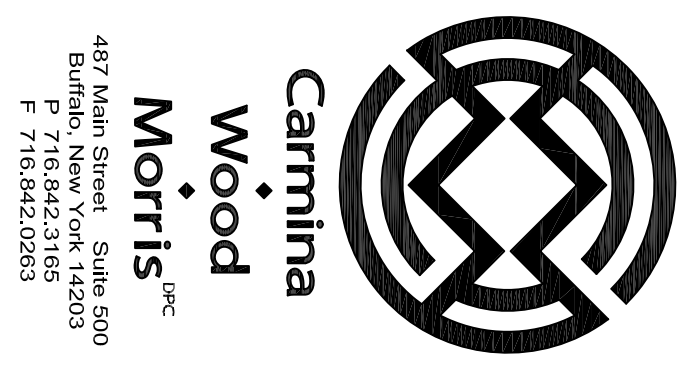
DRAWING NO.
C-100

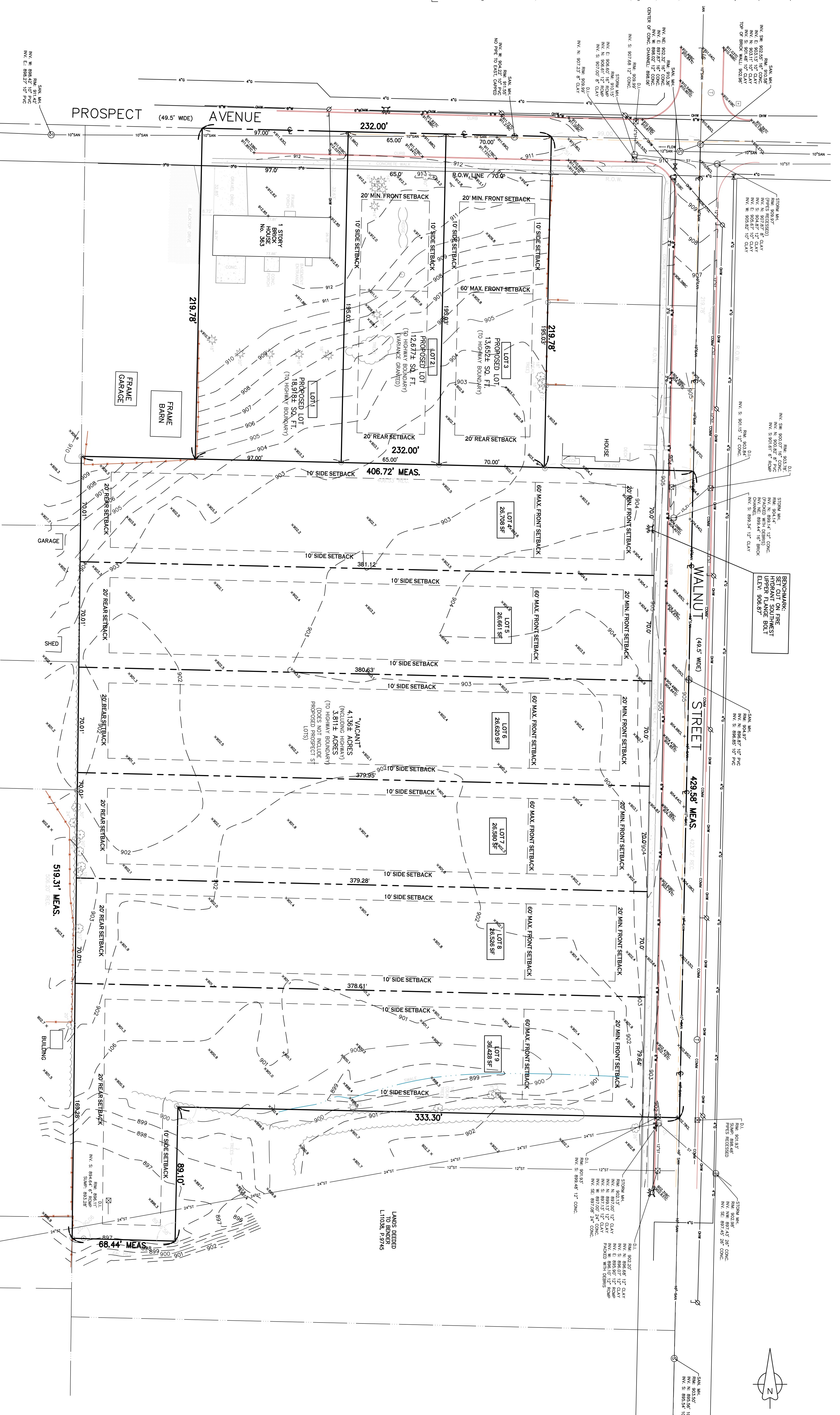
Project no.: 21.xxx

PROJECT NAME:
 New Construction for:
Walnut/Prospect Subdivision
 Walnut Street & Prospect Avenue
 East Aurora, New York

REVISIONS:

No.	Description	Date





SITE PLAN
SCALE: 1"=30'

SITE DATA (SFR ZONING)

LOT SIZE = 485 AC (4/4)
MIN. LOT WIDTH = 70 FT
MIN. LOT DEPTH = 300 FT
MIN. LOT AREA = 10,500 SF
FRONT SETBACK = 20 FT MIN./60 FT MAX.
SIDE SETBACK = 10 FT
REAR SETBACK = 20 FT
SIDE/REAR SETBACK (ACCESSORY) = 5 FT
MAXIMUM LOT COVERAGE = 35%
MAXIMUM BUILDING HEIGHT = 35 FT

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS. CARMINA WOOD MORRIS D.P.C. ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

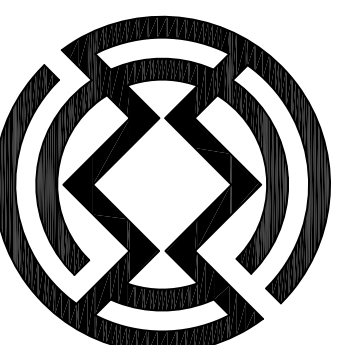
Issued for Construction: 1/11/22
Date: C. Wood
Drawn by: A.S. Wood
Scale: AS NOTED

DRAWING NAME:
Preliminary Plat
Plan
W-Ex. Contours
DRAWING NO.
C-200
Project no.: 21.xxx

PROJECT NAME:
New Construction for:
Walnut/Prospect Subdivision
Walnut Street & Prospect Avenue
East Aurora, New York

REVISIONS:

No.	Description	Date



Carmina Wood Morris
487 Main Street, Suite 500
Buffalo, New York 14203
F 716.842.0283

RESOLUTION OF THE VILLAGE BOARD OF EAST AURORA APPROVING THE
PRELIMINARY PLAT PLAN IN THE MATTER OF THE APPLICATION FOR A NINE LOT
SUBDIVISION: THREE LOTS ON PROSPECT AVENUE AND SIX LOTS ON WALNUT
STREET IN THE VILLAGE OF EAST AURORA, NEW YORK

WHEREAS, an application has been submitted and a request is made for Preliminary Plat Plan Approval, relating to the proposed project with three lots located on Prospect Avenue, SBL No. 175.08-8-7, and six lots located on Walnut Street, SBL No. 175.08-8-11, Village of East Aurora, New York, properties within the Single-Family Residential Zoning District (SFR), and referred to in the application as the Walnut/Prospect Subdivision project, proposed to construct eight new single-family homes, two on Prospect and six on Walnut, and as detailed in the following documents with and any and all amendments and modifications thereto, copies of which are included by reference and made a part hereof:

- Part 1 of a Full Environmental Assessment Form (FEAF), dated January 12, 2022 (13 pages), and with revisions submitted dated February 6, 2022 and March 7, 2022;
- Initial Subdivision Application (one page), dated January 13, 2022;
- Initial Letter from the attorney for the applicant (three pages) with a detailed project description;
- Two Topographic Surveys, both prepared by Nussbaumer & Clark, Inc., one for Prospect (10/27/21) and one for Walnut (12/21/21);
- Initial drawings prepared by Carmina Wood Morris, DPC, as follows: Preliminary Plat Plan, Drawing No. C-100, dated March 7, 2022; Preliminary Grading Plan, Drawing No. C-200, dated March 7, 2022; Utility Plan, Drawing No. C-300, dated March 7, 2022;
- Updated drawings prepared by Carmina Wood Morris, DPC, as follows: Erosion Control Plan, Drawing No. C-001, dated March 15, 2022; Erosion Control Details, Drawing No. C-002, dated March 15, 2022; Plat Plan, Drawing No. C-100, dated March 15, 2022; Grading & Storm Plan, Drawing No. C-200, dated March 15, 2022; Utility Plan, Drawing No. C-300, dated March 15, 2022; Details, Drawing No. C-301, dated March 15, 2022; Map Cover Walnut/Prospect Subdivision, Dated 3/10/22;
- Storm Drainage Report (52 pages), prepared by Carmina Wood Morris, DPC, dated March, 2022; and

WHEREAS, the Planning Board of the Village of East Aurora, has considered the application and submitted a recommendation for approval to the Village Board, with the following stated findings and conditions, which are incorporated herein by reference:

Findings

1. The proposed subdivision complies with the Village Zoning Code.
2. Drainage from the proposed houses on Walnut Street (Lots #4 to #9) will be directed to the storm sewer on Walnut Street.
3. Drainage from the proposed houses on Prospect Street (Lots #2 and #3) will be directed to the storm sewer on Prospect Street or to a bubbler at the curb.
4. The houses will be designed in a manner consistent with the Village houses in the neighborhood, and the houses will not be repetitive in design.
5. Garages for the new houses will be "de-emphasized" by setting them back from the fronts of the houses or placing them behind the houses.

2. The resolution of the Village Board, acting as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA), and upon the determination said application for Preliminary Plat Plan approval is an unlisted action, after considering the environmental impacts of the project and the issuance of a Negative Declaration of non-significance is attached and incorporated herein by reference.
3. Approval is granted for the Preliminary Plat Plan Application made by ARR Holdings LLC, to build, develop and sell eight new single-family residential homes, with site improvements, under the business name of the Walnut/Prospect Subdivision project, as depicted in the Preliminary Plat Plan Application, with any and all modifications and amendments, as submitted, on properties known as 0 Walnut Street and 363 Prospect Avenue in the Village of East Aurora.
4. This approval is further conditioned on the following:
 - a. That drainage improvements shown on the above-referenced Drawing No. C-200, dated March 15, 2022, are required to be constructed as part of the project, prior to issuance of a building permit for any of the residential houses, including:
 - an easement provided to the Village on the side of Lot No. 4;
 - an easement provided to the Village on the side of Lot No. 9;
 - an easement provided to the Village spanning the rear of Lot Nos. 4 through 9;
 - a drainage swale with an underdrain collection and conveyance system constructed within the above-referenced easement spanning lot Nos. 4 through 9 and connected to the public storm sewer system (24-inch concrete pipe) at the existing catchment drain;
 - the existing catchment and pipe to the 24-inch concrete pipe is to be cleaned and repaired as necessary to ensure there are no obstructions and positive drainage is provided;
 - lot grading to provide positive drainage away from the homes and completed in a manner to capture all surface runoff from the subdivision.
 - b. That construction is managed so that only areas on the vacant parcels are disturbed as are required for the new construction.
 - c. That topsoil may not be removed from the site without permission of the Village Board.
 - d. The houses will be designed in a manner consistent with the Village houses in the neighborhood, and the houses will not be repetitive in design.
 - e. Garages for the new houses will be "de-emphasized" by setting them back from the fronts of the houses or placing them behind the houses.

f. _____
e. _____

Should any part of the application and Preliminary Plat Plan Approval be in conflict with any segment of the underlying Village Code (i.e. Zoning, etc.), adherence shall be with the Village Code provisions.

The Village shall have the right to periodically inspect the property for compliance with the Village Code and the Preliminary Plat Plan and its conditions.

The nature, duration and intensity of the operations which are involved in, or conducted in connection with, this Preliminary Plat Plan shall not be increased or expanded without the approval of the Village Board. Any increase or expansion shall be considered at a public hearing held in accordance with the application requirements and administrative procedures which have been adopted by the Village Board.

This Preliminary Plat Plan Approval shall expire if meaningful construction has not been commenced within one year, and has not been completed within [TWO OR THREE INSERTED HERE] years of the Final Plat Plan Approval.

This Preliminary Plat Plan Approval may be revoked by the Village Board if it is found and determined that there has been a material failure of compliance with any one of the terms, conditions, limitations or requirements imposed by the approved Preliminary Plat Plan. Revocation may also occur in the event of Village Code violations occurring at the property. The Village Board shall hold a public hearing to consider whether or not the grantee who received Preliminary Plat Plan Approval has violated the terms and conditions of the Preliminary Plat Plan, or if any Village Code violations have occurred. The public hearing shall be held only after the grantee has been notified. Notice of the violations and of the date, place and time of the public hearing shall be mailed to the grantee by certified mail, return receipt requested, directed to the last known address of the grantee.

The following resolution was made by Trustee _____, and duly seconded and put to a roll call vote which resulted in the following:

Trustee Lazickas	_____ (Aye or Nay)	Trustee Cameron	_____ (Aye or Nay)
Trustee Porter	_____ (Aye or Nay)	Trustee Scheer	_____ (Aye or Nay)
Trustee Rosati	_____ (Aye or Nay)	Mayor Mercurio	_____ (Aye or Nay)
Trustee Kimmel-Hurt	_____ (Aye or Nay)		

The Resolution was, therefore,

_____ Approved _____ Not Approved

3.20.22

Village of East Aurora

Tentative Budget

June 1, 2022 - May 31, 2023

Village of East Aurora
 Fiscal Year June 1, 2022 to May 31, 2023
 Budget Summary and Levy by Fund

Funds	Total Expenditures	Fund Balance	Anticipated Revenue	Amount to Raise
General	9,053,721	300,000	4,309,726	4,443,995
Water	1,609,340		1,609,340	-
Total All Funds	10,663,061	300,000	5,919,066	4,443,995

Funds	Amount to Raise	Taxable Value	Tax Rate per 1,000
General	4,443,995	212,436,993	20.919122
Water		0	0
Total All Funds	4,443,995		

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
 General Fund - Budget Revenues

<u>Description</u>	<u>2021-2022 Final Budget</u>	<u>2022-2023 Proposed Budget</u>	<u>2022-2023 Final Budget</u>
<u>REAL PROPERTY TAXES</u>			
1001 Real Property Taxes	4,335,197	4,441,495	4,441,495
1081 Payments in Lieu	10,961	11,170	11,170
1089 Prior Year Exemption Removals	8,734	18,363	18,363
1090 Interest on Taxes	20,000	20,000	20,000
Total Real Property Taxes	39,695	49,533	49,533
<u>NON-PROPERTY TAX ITEMS</u>			
1120 Sales Tax	990,000	990,000	990,000
1130 Utilities Receipts Tax	56,000	56,000	56,000
1170 Franchise Fee - Cable TV	92,000	92,000	92,000
Total Non-Property Tax Items	1,138,000	1,138,000	1,138,000
<u>DEPARTMENTAL INCOME</u>			
1255 Clerk Fees	4,000	4,000	4,000
1520 Police Fees	2,300	2,000	2,000
1521 STOP-DWI	15,000	15,000	15,000
1588 False Alarm Fees	2,000	2,000	2,000
1601 Death Certificates	7,500	6,000	6,000
1710 Public Works	5,500	5,500	5,500
2110 Zoning Fees	7,000	6,000	6,000
2260 Police Protection to Town of Aurora	1,550,000	1,550,000	1,550,000
2261 Public Safety - SRO	32,000	117,000	117,000
2262 Fire Protection to EAFPD (part Aurora)	380,000	370,000	370,000
2263 Fire Dispatch to other governments	220,000	210,000	210,000
2264 Ambulance Service to EAFPD	12,188	12,188	12,188
2389 Due from Erie County Sewer Mgmt.	378,972	379,236	379,236
2391 Due from Water Fund	70,000	70,000	70,000
2401 Interest Earnings	5,000	5,000	5,000
2410 Rental of Property (AMR)	7,200	7,200	7,200
2412 Rental of Property to other governments	0	0	0
2450 Insurance Dividends	2,000	2,000	2,000
2501 Solicitor's/Peddler's Permits	1,400	1,400	1,400
2530 Games of Chance	50	50	50
2550 Solid Waste Permits	300	300	300
2610 Court Fees & Fines	6,000	3,000	3,000
2651 Scrap Metal/Recycling	1,000	1,000	1,000
2655 Garbage Tags	1,000	1,000	1,000
2665 Sale of Excess Equipment	20,000	14,000	14,000
2680 Insurance Recoveries	0	0	0
2701 Refund of Prior Years Expenses	0	0	0
2706 Celebration Reimbursement	0	0	0
2770 Unclassified	3,000	3,000	3,000
Total Departmental			

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Revenues

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
Income	<u>2,733,410</u>	<u>2,786,874</u>	<u>2,786,874</u>
<u>STATE SOURCES</u>			
3001 State Aid, AIM (or equivalent)	50,569	50,569	50,569
3005 Mortgage Tax	90,000	90,000	90,000
3089 State Aid - Other	0	0	0
3501 CHIPS	102,000	192,750	192,750
4510 Police/BUNY Step Grant	2,000	2,000	2,000
Total State Sources	<u>244,569</u>	<u>335,319</u>	<u>335,319</u>
Total Revenues	<u><u>4,155,674</u></u>	<u><u>4,309,726</u></u>	<u><u>4,309,726</u></u>

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
 General Fund - Budget Expenses

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
GENERAL GOVERNMENT SUPPORT			
1010 Board of Trustees			
110 Salaries	30,000	30,000	30,000
440 Training & Travel	1,000	1,000	1,000
<u>Board of Trustees Total</u>	<u>31,000</u>	<u>31,000</u>	<u>31,000</u>
1210 Mayor			
Salaries	8,000	8,000	8,000
440 Training & Travel	1,000	1,000	1,000
<u>Mayor Total</u>	<u>9,000</u>	<u>9,000</u>	<u>9,000</u>
1320 Auditor			
410 Contractual Services	12,000	12,000	12,000
491 AUDITOR - GASB	3,000	3,000	3,000
<u>Auditor Total</u>	<u>15,000</u>	<u>15,000</u>	<u>15,000</u>
1325 Administration			
110 Salaries & Wages	250,000	255,000	255,000
125 Longevity		900	900
126 Deferred Comp	8,000	8,500	8,500
140 Overtime	6,000	4,000	4,000
200 Equipment	8,000	5,000	5,000
403 Office Supplies	4,000	4,000	4,000
410 Legal Notices and Advertising	3,000	3,000	3,000
420 Maintenance Contracts	1,300	1,300	1,300
434 Telephone	2,700	1,300	1,300
440 Travel, Training & Dues	7,000	8,500	8,500
<u>Administration Total</u>	<u>290,000</u>	<u>291,500</u>	<u>291,500</u>
1362 Tax Collection			
410 Contractual Services	1,400	1,400	1,400
<u>Tax Collection Total</u>	<u>1,400</u>	<u>1,400</u>	<u>1,400</u>
1380 Fiscal Agent Fees			
410 Fiscal Agent Fees	13,000	13,000	13,000
411 EFC Administration Charge	1,683	1,287	1,287
Village Clerk Expenses	14,683	14,287	14,287
1420 Legal Expenses			
110 Village Attorney Salaries	18,500	18,500	18,500
410 Village Attorney Contract	11,500	11,500	11,500
411 Outside Legal Counsel	27,000	27,000	27,000
420 Code Expense	8,000	8,000	8,000
<u>Law Expenses</u>	<u>65,000</u>	<u>65,000</u>	<u>65,000</u>
1440 Engineer			
410 Professional Services	12,000	12,000	12,000
<u>Engineer Expense</u>	<u>12,000</u>	<u>12,000</u>	<u>12,000</u>
1450 Elections			
410 Wages - Inspectors	600	700	700
440 Machines Supplies Training	300	300	300

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenses

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
Election Expense	900	1,000	1,000
1460 Records Management			
403 Operating Expenses	2,000	2,000	2,000
Engineer Expense	2,000	2,000	2,000
1480 Information Technology			
110 Webmaster Stipend	3,500	3,500	3,500
200 Equipment & Software	1,000	1,000	1,000
410 Suppl., Maint. Agmt., Internet, Server, GIS	50,000	50,000	50,000
Information Technology Total	54,500	54,500	54,500
1490 Public Works Administration			
110 Salary & Wages	135,387	138,504	138,504
125 Longevity	2,500	3,400	3,400
126 Deferred Comp	3,462	3,536	3,536
200 Equipment	1,000	1,000	1,000
403 Office Supplies	2,500	2,500	2,500
420 Maintenance & Repair	4,500	4,940	4,940
434 Telephone	2,500	2,500	2,500
440 Travel & Training	2,000	2,015	2,015
480 Uniforms	400	400	400
Public Works Administration Total	154,249	158,795	158,795
1620 Buildings			
110 Wages	53,000	56,100	56,100
125 Longevity	0	0	0
126 Deferred Comp	2,500	2,500	2,500
140 Overtime	5,000	5,601	5,601
200 Equipment	1,200	1,200	1,200
420 Maintenance & Repair	11,340	11,340	11,340
431 Electric	5,500	5,500	5,500
432 Gas	5,500	7,000	7,000
433 Water	1,000	1,000	1,000
470 Supplies	2,500	2,500	2,500
480 Uniforms	580	580	580
Buildings Total	88,120	93,321	93,321
1640 Central Garage			
110 Wages	109,584	111,803	111,803
125 Longevity	1,800	1,800	1,800
126 Deferred Comp	4,500	4,500	4,500
140 Overtime	14,000	16,748	16,748
200 Equipment	0	0	0
420 Maintenance & Repair	23,450	20,450	20,450
431 Electric	3,000	3,000	3,000
432 Gas	9,000	10,000	10,000
433 Water	2,000	2,500	2,500
440 Travel & Training			

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenses

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
450 Gas, Oil & Grease	42,499	50,000	50,000
460 Vehicle Maintenance & Parts	35,000	40,000	40,000
470 Supplies	1,500	1,500	1,500
480 Uniforms	4,000	4,000	4,000
490 Contract Services	0	960	960
Central Garage Total	250,333	267,261	267,261
1670 Central Printing & Mailing			
403 Printing & Mailing	1,500	1,500	1,500
420 Maintenance & Repairs	4,400	4,400	4,400
470 Postage	7,000	7,000	7,000
Central Printing & Mailing Total	12,900	12,900	12,900
1910 Unallocated Insurance			
410 P&L, Pub. Off., Pol. Prof., etc.	147,000	162,000	162,000
413 Judgments & Claims	5,000	5,000	5,000
Unallocated Insurance Total	152,000	167,000	167,000
Special Items			
1920 Municipal Assoc. Dues	5,100	5,100	5,100
1940 Legal Advertising	1,500	0	0
1950 Special Assess. On Vill. Prop.	10,000	8,500	8,500
1990 Contingency	100,000	160,000	160,000
Special Item Expense	116,600	173,600	173,600
Total General Government Support	1,269,685	1,369,564	1,369,564

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Public Safety

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
PUBLIC SAFETY			
3120 Police			
110 Salaries & Wages	170,661	178,354	178,354
120 Wages - Patrol Officers	1,468,000	1,433,760	1,433,760
124 DPW Mechanic Service	14,670	15,000	15,000
125 Longevity	15,600	12,900	12,900
126 Deferred Compensation	35,000	55,000	55,000
127 Uniform Allowance	24,200	26,350	26,350
140 Overtime	89,000	89,000	89,000
230 Equipment/Vehicles	75,000	77,000	77,000
231 STOP DWI Equipment	15,000	15,000	15,000
403 Office Supplies	3,000	3,000	3,000
405 K9 Supplies & Maintenance	400	-	-
420 Maintenance & Service Contracts	16,900	27,100	27,100
434 Telephone	4,000	6,500	6,500
440 Travel & Training	5,200	7,500	7,500
450 Gas, Oil & Grease	35,000	49,000	49,000
460 Vehicle Maintenance	16,500	16,500	16,500
465 Accident Repairs - Insurance	1,000	1,000	1,000
470 Supplies	13,000	13,500	13,500
480 Uniforms/Body Armor	5,000	5,000	5,000
495 D.A.R.E. Program	1,500	1,500	1,500
Police Total	2,008,631	2,032,964	2,032,964
3310 Traffic Control			
110 Wages	32,755	19,600	19,600
200 Equipment			
470 Supplies	1,500	1,500	1,500
Traffic Control Total	34,255	21,100	21,100
3410 Fire Department			
110 Salaries & Wages - DPW Mechanic	14,000	18,000	18,000
200 Equipment	65,005	61,055	61,055
420 Supplies	35,400	36,985	36,985
431 Electric	13,000	11,500	11,500
432 Gas	5,800	5,400	5,400
433 Water	1,000	800	800
434 Telephone	4,200	3,000	3,000
440 Travel & Training	7,125	8,400	8,400
450 Gas, Oil, Grease	7,500	10,000	10,000
460 Vehicle Maintenance	17,000	16,000	16,000
470 Janitorial Supplies	9,500	12,000	12,000
480 Uniforms & Equipment	1,000	1,000	1,000

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Public Safety

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
495 Fire Prevention	2,000	2,000	2,000
496 Fire Investigation	500	-	-
Fire Department Total	<u>183,030</u>	<u>186,140</u>	<u>186,140</u>
3420 Police & Fire Dispatch			
110 Salaries & Wages	253,000	253,000	253,000
125 Longevity	2,100	1,800	1,800
126 Deferred Compensation	7,000	7,000	7,000
127 Uniform Allowance	2,600	2,600	2,600
130 Part-Time/Temporary	80,432	82,432	82,432
140 Overtime	23,000	29,224	29,224
200 Equipment	5,000	3,500	3,500
420 Maintenance & Service Contracts	7,245	5,000	5,000
440 Travel & Training	2,000	2,000	2,000
470 Supplies	2,000	1,500	1,500
480 Uniforms	1,200	1,200	1,200
Police & Fire Dispatch Total	<u>385,577</u>	<u>389,256</u>	<u>389,256</u>
3640 Disaster Preparedness			
410 HAZMAT Contract	1,734	1,734	1,734
440 Training	300	300	300
Disaster Preparedness Total	<u>2,034</u>	<u>2,034</u>	<u>2,034</u>
4540 Ambulance			
410 AMR Contract	25,000	25,000	25,000
Ambulance Total	<u>25,000</u>	<u>25,000</u>	<u>25,000</u>
Total Public Safety	<u>2,638,527</u>	<u>2,656,494</u>	<u>2,656,494</u>

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Transportation

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
TRANSPORTATION			
5110 Street Maintenance			
110 Wages	549,099	558,688	558,688
125 Longevity	9,725	10,925	10,925
126 Deferred Comp	5,000	5,000	5,000
140 Overtime	32,000	38,000	38,000
200 Equipment	7,600	7,600	7,600
420 Road Materials	84,635	68,635	68,635
431 Operation & Maintenance	4,000	5,000	5,000
480 Uniforms	7,800	5,000	5,000
Street Maintenance Total	699,859	698,848	698,848
5112 CHIPS			
200 Perm Improve Highway, equip	102,000	192,750	192,750
Chips total	102,000	192,750	192,750
5142 Snow Removal			
200 Equipment	0	0	0
470 Supplies	120,000	113,860	113,860
Snow Removal Expense	120,000	113,860	113,860
5182 Street Lighting			
431 Electric	66,500	66,500	66,500
Snow Removal Expense	66,500	66,500	66,500
Total Transportation	988,359	1,071,958	1,071,958

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Culture - Recreation

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
CULTURE - RECREATION			
7140 Parks and Recreation			
420 Maintenance & Repairs	20,000	12,500	12,500
421 Cazenovia Creek	500	500	500
431 Electric	0	1,000	1,000
432 Gas	0	1,000	1,000
433 Water	850	750	750
Parks and Recreation Total	21,350	15,750	15,750
Museum			
410 Contractual Services	5,000	5,000	5,000
Museum Total	5,000	5,000	5,000
7520 Historic Preservation			
440 Travel, Training & Dues	1,000	1,000	1,000
Historic Preservation Total	1,000	1,000	1,000
7530 Economic Development			
410 Contractual services	0	0	0
Economic Development Total	0	0	0
7550 Celebrations			
470 Equipment			
Maintenance Contract			
Operating Expenses	6,600	7,000	7,000
Celebrations Total	6,600	7,000	7,000

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Home & Community Service

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
HOME AND COMMUNITY SERVICES			
8010 Zoning Board			
110 Wages - Clerk	500	600	600
410 Supplies	0	50	50
440 Education, Travel, Training & Dues	350	350	350
Zoning Expense	850	1,000	1,000
8020 Planning Board			
110 Wages - Clerk	425	500	500
410 Contract Services	1,500	1,500	1,500
420 Legal Notices	0	0	0
440 Training & NYPF Dues	425	425	425
Planning Board Expense	2,350	2,425	2,425
8140 Storm Sewers			
200 Equipment			
420 Maintenance & Repairs	7,900	7,900	7,900
430 MS4 Fees	4,300	4,300	4,300
Storm Sewer Expense	12,200	12,200	12,200
8160 Refuse & Garbage			
140 Overtime	6,947	7,000	7,000
410 Contractual Services	475,000	483,000	483,000
480 Miscellaneous	1,000	1,000	1,000
Garbage Removal Total	482,947	491,000	491,000
8510 Community Beautification			
411 Supplies	9,200	8,500	8,500
Community Beautification Total	9,200	8,500	8,500
8560 Shade Trees			
200 Equipment	2,500	2,750	2,750
410 Contractual Services	10,000	10,000	10,000
411 Arborist - Pruning			
430 Tree Purchase	5,750	6,250	6,250
470 Supplies	9,800	5,000	5,000
Shade Trees Total	28,050	24,000	24,000
Total Home and Community Services	535,597	539,125	539,125

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Employee Benefits

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
EMPLOYEE BENEFITS			
9010.800 State Retirement - Non-Police Employees	\$ 251,636	\$ 187,072	\$ 187,072
9010.801 State Retirement - Police	\$ 464,373	\$ 443,591	\$ 443,591
9025.800 EAFD Service Award Program	\$ 155,000	\$ 174,000	\$ 174,000
9030.801 Social Security/FICA/Medicare	\$ 271,000	\$ 278,000	\$ 278,000
9040.802 Worker's Compensation	\$ 135,000	\$ 144,000	\$ 144,000
9045.803 Life Insurance and disability	\$ 14,000	\$ 12,000	\$ 12,000
9045.804 Life Insurance - Retirees	\$ 5,300	\$ 5,610	\$ 5,610
9055.800 Unemployment Insurance	\$ 1,000	\$ 1,000	\$ 1,000
9060.805 Health Insurance	\$ 600,200	\$ 600,200	\$ 600,200
9060.806 Health Insurance - Retirees	\$ 247,000	\$ 247,000	\$ 247,000
9061.807 Dental	\$ 58,000	\$ 62,000	\$ 62,000
9062.808 Optical	\$ 12,000	\$ 12,000	\$ 12,000
Total Employee Benefits	\$ 2,214,509	\$ 2,166,473	\$ 2,166,473

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Reserves

<u>Description</u>	<u>2021-2022 Final Budget</u>	<u>2022-2023 Proposed Budget</u>	<u>2022-2023 Final Budget</u>
RESERVES			
9501.0500 TRANSFER TO RESERVES - ADMINISTRATOR EQUIPMENT	\$ -	\$ -	\$ -
9501.0600 TRANSFER TO RESERVES - POLICE AND FIRE DISPATCH E	\$ -	\$ -	\$ -
9501.0700 TRANSFER TO RESERVES - POLICE EQUIPMENT RESERVE	\$ -	\$ 10,000	\$ 10,000
9501.0800 TRANSFER TO RESERVES - FIRE EQUIPMENT RESERVE	\$ -	\$ 30,000	\$ 30,000
9501.0900 TRANSFER TO RESERVES - HIGHWAY EQUIPMENT RESER	\$ -	\$ 30,000	\$ 30,000
Total Employee Benefits	\$ -	\$ 70,000	\$ 70,000

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
General Fund - Budget Expenditures - Debt Service

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
DEBT SERVICE			
9710 Serial Bonds			
607 2016 Principal (2043)	220,000	200,000	200,000
609 EFC Sewer Principal	360,000	375,000	375,000
612 2018 Ladder Truck Principal	40,000	40,000	40,000
613 2021 Principal		245,000	245,000
707 2016 Interest	140,025	135,825	135,825
709 EFC Sewer Interest	17,290	2,950	2,950
712 2018 Ladder Truck Interest	33,950	32,550	32,550
713 2021 Interest		120,032	120,032
Total Serial Bonds	811,265	1,151,357	1,151,357
9730 Bond Anticipation Note			
9730.6 Principal	235,000	0	0
9730.7 Interest	123,979	0	0
Total BAN Expense	358,979	0	0
Total Debt Service	1,170,244	1,151,357	1,151,357

Village of East Aurora
 Fiscal Year June 1, 2022 to May 31, 2023
 General Fund - Budget Expenditures - Summary

Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
GENERAL GOVERNMENT SUPPORT	1,269,685	1,369,564	1,369,564
PUBLIC SAFETY	2,638,527	2,656,494	2,656,494
TRANSPORTATION	988,359	1,071,958	1,071,958
CULTURE - RECREATION	33,950	28,750	28,750
HOME AND COMMUNITY SERVICES	535,597	539,125	539,125
EMPLOYEE BENEFITS	2,214,509	2,166,473	2,166,473
RESERVES	-	70,000	70,000
DEBT SERVICE	1,170,244	1,151,357	1,151,357
TOTAL EXPENDITURES	8,850,871	9,053,721	9,053,721

2022-2023 PROPOSED WATER RATES

2022-23 ECWA RATES			
2021-22 RATE	2022-23 RATE	INCREASE	PERCENT
2.80	2.98	\$ 0.18	6.43%

Inside Village RATE/1000 Gallons			
Consumption	Current	Proposed	Difference
0-5	\$4.38	\$4.56	\$0.18
6-75	\$5.85	\$6.03	\$0.18
OVER 75	\$5.47	\$5.65	\$0.18
Outside Village			
Consumption	Current	Proposed	Difference
0-5	\$6.57	\$6.84	\$0.27
6-75	\$8.76	\$9.03	\$0.27
OVER 75	\$8.15	\$8.42	\$0.27

Inside Village RATE/CUBIC FEET (748 Gallons)			
Consumption	Current	Proposed	Difference
0-6	\$3.29	\$3.42	\$0.14
7-100	\$4.39	\$4.52	\$0.14
OVER 100	\$4.10	\$4.24	\$0.14

DEBT SERVICE COST			
	2021-22	2022-23	
	Proposed	Proposed	Difference
	\$43.36	\$36.67	-\$6.69

Operation and Maintenance			
	2021-22	2022-23	
	Proposed	Proposed	Difference
5/8"	\$26.55	\$31.86	\$5.31
1"	\$36.23	\$43.48	\$7.25
1.5"	\$51.75	\$62.10	\$10.35
2"	\$87.98	\$105.58	\$17.60
3"	\$103.50	\$124.20	\$20.70
4"	\$207.00	\$248.40	\$41.40
6"	\$362.25	\$434.70	\$72.45
8"	\$465.75	\$558.90	\$93.15

**Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
Water Fund - F Fund - Budget Revenues**

F	Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
2140	Water Sales	\$ 1,547,640	\$ 1,547,640	\$ 1,547,640
2144	Connection Charges	11,000	11,000	11,000
2148	Late Payments/Penalties	25,000	25,000	25,000
2401	Interest Earnings	500	500	500
2665	Sale of Excess Equip./Scrap	0	0	0
2770	Unclassified/Misc.	0	0	0
	Water Debt Reserve Transfer	25,200	25,200	25,200
	Total Revenues	<u>1,609,340</u>	<u>1,609,340</u>	<u>1,609,340</u>

Village of East Aurora
Fiscal Year June 1, 2022 to May 31, 2023
Water Fund - Budget Expenditures

F - Acct #	Description	2021-2022 Final Budget	2022-2023 Proposed Budget	2022-2023 Final Budget
1320 Auditor				
410	Audit Contractual Services	6,000	6,000	6,000
	<u>Auditor Total</u>	<u>6,000</u>	<u>6,000</u>	<u>6,000</u>
1380 Fiscal Agent Fees				
410	Advertising & Legal Counsel	15,000	13,000	13,000
	<u>Fiscal Agent Fees Total</u>	<u>15,000</u>	<u>13,000</u>	<u>13,000</u>
1620 Building				
431	Electric	2,250	2,500	2,500
432	Gas	1,500	1,700	1,700
433	Water	750	750	750
	<u>Building Total</u>	<u>4,500</u>	<u>4,950</u>	<u>4,950</u>
1910 Insurance				
410	General Liability Insurance	23,000	23,000	23,000
	<u>Insurance Total</u>	<u>23,000</u>	<u>23,000</u>	<u>23,000</u>
1950 Special Assessments				
410	Sewer District No. 8	4,000	4,000	4,000
	<u>Special Assessments Total</u>	<u>4,000</u>	<u>4,000</u>	<u>4,000</u>
1990 Contingency				
400	Contingency	15,000	15,000	15,000
	<u>Contingency Total</u>	<u>15,000</u>	<u>15,000</u>	<u>15,000</u>
8310 Water Administration				
110	Wages	42,500	44,500	44,500
125	Longevity	0	0	0
126	Deferred Comp	1,000	1,000	1,000
140	Overtime	1,250	1,250	1,250
200	Equipment	0	0	0
403	Postage	6,000	6,000	6,000
410	Legal Notices and advertising		800	800
420	Software & Maint. Support	8,000	8,000	8,000
440	Training, Travel & Dues	1,000	1,000	1,000
	<u>Water Administration Total</u>	<u>59,750</u>	<u>62,550</u>	<u>62,550</u>
8320 Source of Supply				
470	Bulk Purchase	694,000	699,500	699,500
	<u>Source of Supply Total</u>	<u>694,000</u>	<u>699,500</u>	<u>699,500</u>

8340 Transmission & Distribution			
110 Wages	158,000	161,138	161,138
125 Longevity	3,700	1,800	1,800
126 Deferred Comp	1,500	2,500	2,500
140 Overtime	12,000	12,000	12,000
200 Equipment	10,800	12,884	12,884
403 Office supplies	1,500	1,500	1,500
420 Maintenance & Repairs	17,720	17,720	17,720
440 Training, Travel & Dues	1,500	1,500	1,500
470 Supplies & Materials	12,500	12,500	12,500
480 Uniforms	1,740	1,740	1,740
490 Water Testing	8,678	3,160	3,160
Trans. & Dist. Total	229,638	228,442	228,442
9010 State Retirement	36,595	35,545	35,545
9030 Social Security	17,100	18,000	18,000
9040 Workers Comp	27,000	25,000	25,000
9045 Life Insurance	14,300	6,100	6,100
9060 Medical Insurance	55,125	72,395	72,395
9061 Dental Insurance	4,700	4,700	4,700
9062 Optical Insurance	950	950	950
Employee Ben.Exp.	155,770	162,690	162,690
9710 Serial Bonds & Bans			
604 2010 Bond Principal 2020	185,000	185,000	185,000
605 2016 Principal Bond	55,000	55,000	55,000
606 2021 Principal Oakwood	30,000	30,000	30,000
704 2010 Bond Interest 2020	21,852	20,233	20,233
705 2016 Bond Interest	5,350	4,250	4,250
706 2021 Interest Oakwood	35,480	25,725	25,725
Total Debt Service	332,682	320,208	320,208
9900 Interfund Transfers			
0901 Trans to Capital Fund	0	0	0
0903 Trans to General Fund (debt)	70,000	70,000	70,000
Total Interfund Transfers	70,000	70,000	70,000
Total Appropriations	1,609,340	1,609,340	1,609,340

Pilot Payments - Adopted Budget

2022-2023
%

1	175.10-1-3.122	LUMINESCENT SYSTEMS, INC Agreement ends 5/31/23	100%	
		130 COMMERCE WAY	50%	
	Aurora Assessment			1,087,000
	Building	1,050,000		
	Land	37,000		
	Tax Rate			20.919122
	2022-2023 Pilot Payment			22,352
	VEA bills to LSI			\$ 11,176.04

Summary

1	175.10-1-3.122	LUMINESCENT SYSTEMS, INC.		11,176.04
	Total Pilc	130 COMMERCE WAY		11,176.04

RESOLUTION OF THE VILLAGE OF EAST AURORA OF A DETERMINATION OF NON-SIGNIFICANCE PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT IN THE MATTER OF THE APPLICATION FOR PRELIMINARY PLAT APPROVAL FOR A NINE LOT SUBDIVISION IN THE VILLAGE OF EAST AURORA, NEW YORK

WHEREAS, the applicant has filed with the Village Board Part 1 of a Full Environmental Assessment Form (FEAF), dated January 12, 2022 (13 pages), and with revisions submitted dated February 6, 2022 and March 7, 2022, copies of which are included by reference and made a part hereof, relating to the proposed project with three lots located on Prospect Avenue, SBL No. 175.08-8-7, and six lots located on Walnut Street, SBL No. 175.08-8-11, Village of East Aurora, New York, properties within the Single-Family Residential Zoning District (SFR), and referred to in the application and on drawings as the Walnut/Prospect Subdivision project, proposed to construct eight new single-family homes, two on Prospect and six on Walnut; and

WHEREAS, the Erie County Division of Planning, after carefully and fully reviewing a description of the proposed project, along with application, including the Development Plan attached thereto, with any and all amendments and modifications, as submitted by the Village Clerk Treasurer, replied in writing it had “No recommendation; proposed action has been reviewed and determined to be of local concern”; and

WHEREAS, the Village Board held a public hearing which was properly noticed to the public wherein the project was discussed; and

WHEREAS, the Village Planning Commission, carefully and fully reviewed the application, including the following documentation submitted by the applicant:

- Initial Subdivision Application (one page), dated January 13, 2022;
- Initial letter from the attorney for the applicant (three pages) with a detailed project description;
- Two Topographic Surveys, both prepared by Nussbaumer & Clark, Inc., one for Prospect (10/27/21) and one for Walnut (12/21/21);
- Initial Drawings prepared by Carmina Wood Morris, DPC, as follows: Preliminary Plat Plan, Drawing No. C-100, dated March 7, 2022; Preliminary Grading Plan, Drawing No. C-200, dated March 7, 2022; Utility Plan, Drawing No. C-300, dated March 7, 2022;

with any and all amendments and modifications, and considered comments and documentation presented for the project; and

WHEREAS, the Village SEQRA Committee carefully and fully reviewed Part 1 of the FEAF submitted by applicant, considered the discussions, comments and documentation presented for and against the project; and

WHEREAS, the Village SEQRA Intake Committee, after their review of the above, prepared a detailed report to the Village Board, dated February 10, 2022, incorporated herein by reference, and also prepared a draft Part II of the FEAF, which all resulted in a recommendation of the issuance of the Negative Declaration of environmental significance for submission to, and consideration by, the Village board; and

WHEREAS, the Village Board of Trustees, upon taking an independent hard look and reasoned evaluation of all of the above-referenced information, comments and written documentation in regard to the project, made a finding that there are no significant adverse environmental impacts.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of East Aurora, as Lead Agency, has determined that the proposed action described in the Full Environmental Assessment Form, submitted by the applicant, proposing to develop eight subdivided lots where single-family residential homes shall be developed, two on Prospect Avenue and six on Walnut Street, East Aurora, New York, filed with the Village, included and incorporated by reference herein, hereby receives a Negative Declaration as an Unlisted Action under the State Environmental Quality Review Act and will not have a significant adverse environmental impact and a Draft Environmental Impact Statement will not be required nor prepared.

The following resolution was made by Trustee _____, and duly seconded by Trustee _____ and put to a vote which resulted in the following:

Trustee Lazickas	_____	(Aye or Nay)
Trustee Porter	_____	(Aye or Nay)
Trustee Kimmel-Hurt	_____	(Aye or Nay)
Trustee Rosati	_____	(Aye or Nay)
Trustee Cameron	_____	(Aye or Nay)
Trustee Scheer	_____	(Aye or Nay)
Mayor Mercurio	_____	(Aye or Nay)

_____ Approved

_____ Not Approved

RESOLUTION OF THE VILLAGE BOARD OF EAST AURORA APPROVING THE
PRELIMINARY PLAT PLAN IN THE MATTER OF THE APPLICATION FOR A NINE LOT
SUBDIVISION: THREE LOTS ON PROSPECT AVENUE AND SIX LOTS ON WALNUT
STREET IN THE VILLAGE OF EAST AURORA, NEW YORK

WHEREAS, an application has been submitted and a request is made for Preliminary Plat Plan Approval, relating to the proposed project with three lots located on Prospect Avenue, SBL No. 175.08-8-7, and six lots located on Walnut Street, SBL No. 175.08-8-11, Village of East Aurora, New York, properties within the Single-Family Residential Zoning District (SFR), and referred to in the application as the Walnut/Prospect Subdivision project, proposed to construct eight new single-family homes, two on Prospect and six on Walnut, and as detailed in the following documents with and any and all amendments and modifications thereto, copies of which are included by reference and made a part hereof:

- Part 1 of a Full Environmental Assessment Form (FEAF), dated January 12, 2022 (13 pages), and with revisions submitted dated February 6, 2022 and March 7, 2022;
- Initial Subdivision Application (one page), dated January 13, 2022;
- Initial Letter from the attorney for the applicant (three pages) with a detailed project description;
- Two Topographic Surveys, both prepared by Nussbaumer & Clark, Inc., one for Prospect (10/27/21) and one for Walnut (12/21/21);
- Initial drawings prepared by Carmina Wood Morris, DPC, as follows: Preliminary Plat Plan, Drawing No. C-100, dated March 7, 2022; Preliminary Grading Plan, Drawing No. C-200, dated March 7, 2022; Utility Plan, Drawing No. C-300, dated March 7, 2022;
- Updated drawings prepared by Carmina Wood Morris, DPC, as follows: Erosion Control Plan, Drawing No. C-001, dated March 15, 2022; Erosion Control Details, Drawing No. C-002, dated March 15, 2022; Plat Plan, Drawing No. C-100, dated March 15, 2022; Grading & Storm Plan, Drawing No. C-200, dated March 15, 2022; Utility Plan, Drawing No. C-300, dated March 15, 2022; Details, Drawing No. C-301, dated March 15, 2022; Map Cover Walnut/Prospect Subdivision, Dated 3/10/22;
- Storm Drainage Report (52 pages), prepared by Carmina Wood Morris, DPC, dated March, 2022; and

WHEREAS, the Planning Board of the Village of East Aurora, has considered the application and submitted a recommendation for approval to the Village Board, with the following stated findings and conditions, which are incorporated herein by reference:

Findings

1. The proposed subdivision complies with the Village Zoning Code.
2. Drainage from the proposed houses on Walnut Street (Lots #4 to #9) will be directed to the storm sewer on Walnut Street.
3. Drainage from the proposed houses on Prospect Street (Lots #2 and #3) will be directed to the storm sewer on Prospect Street or to a bubbler at the curb.
4. The houses will be designed in a manner consistent with the Village houses in the neighborhood, and the houses will not be repetitive in design.
5. Garages for the new houses will be "de-emphasized" by setting them back from the fronts of the houses or placing them behind the houses.

Conditions

1. The Village Engineer or consultant will issue a report studying any drainage issues found on the subject property.
2. The Village Engineer or consultant will evaluate the condition of the 24-inch drainage line that runs from the north corner of 213 Walnut Street (on the Bender property) and runs in a westerly direction to the rear of proposed Lot #9, as depicted on the preliminary plan; and

WHEREAS, the Zoning Board of Appeals has considered the application for requisite variances to Village Zoning Code and granted such variances; and

WHEREAS, the Village's SEQRA Intake Committee considered the application and reviewed Part 1 of the Full Environmental Assessment Form submitted by the applicant and completed Part 2 and Part 3 thereof on behalf of the Village, and it was the determination of the SEQRA Committee that the proposed development plan would have no significant adverse environmental impacts; and

WHEREAS, the Village Board held a public hearing and meetings all of which were properly noticed to the public and reviewed and considered further the comments and all written materials submitted by the applicant and all other information and recommendations before the Board; including minutes of prior Village Board meetings, and minutes of the Village Planning Commission where the development plan was discussed, along with recommendations of approval by Planning Commission, reply of Erie County Division of Planning and recommendation of the SEQRA Intake Committee; and

WHEREAS, the Village Board received and considered the application for Preliminary Plat Approval with regards the above referenced proposed subdivision and development of single-family residential houses and all corresponding improvements on the subject properties and any and all modifications and amendments thereof for the use of properties known as 363 Prospect Avenue and 0 Walnut Street, known as the Walnut/Prospect Subdivision project; and

WHEREAS, The Village Board, as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA) has separately considered the environmental impacts of the project and issued a Negative Declaration of environmental significance.

NOW, THEREFORE, be it

RESOLVED, by the Village Board as follows:

1. The recommendations of the Planning Board; and the Findings of Fact of the SEQRA Intake Committee; and the Preliminary Plat Plan, filed with the Village; all information included in the minutes taken in relation to the abovementioned Village Board meetings, the Village Zoning Board of Appeals meeting; and the reply from the Erie County Division of Planning are attached and incorporated herein by reference.

2. The resolution of the Village Board, acting as Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA), and upon the determination said application for Preliminary Plat Plan approval is an unlisted action, after considering the environmental impacts of the project and the issuance of a Negative Declaration of non-significance is attached and incorporated herein by reference.
3. Approval is granted for the Preliminary Plat Plan Application made by ARR Holdings LLC, to build, develop and sell eight new single-family residential homes, with site improvements, under the business name of the Walnut/Prospect Subdivision project, as depicted in the Preliminary Plat Plan Application, with any and all modifications and amendments, as submitted, on properties known as 0 Walnut Street and 363 Prospect Avenue in the Village of East Aurora.
4. This approval is further conditioned on the following:
 - a. That drainage improvements shown on the above-referenced Drawing No. C-200, dated March 15, 2022, are required to be constructed as part of the project, prior to issuance of a building permit for any of the residential houses, including:
 - an easement provided to the Village on the side of Lot No. 4;
 - an easement provided to the Village on the side of Lot No. 9;
 - an easement provided to the Village spanning the rear of Lot Nos. 4 through 9;
 - a drainage swale with an underdrain collection and conveyance system constructed within the above-referenced easement spanning lot Nos. 4 through 9 and connected to the public storm sewer system (24-inch concrete pipe) at the existing catchment drain;
 - the existing catchment and pipe to the 24-inch concrete pipe is to be cleaned and repaired as necessary to ensure there are no obstructions and positive drainage is provided;
 - lot grading to provide positive drainage away from the homes and completed in a manner to capture all surface runoff from the subdivision.
 - b. That construction is managed so that only areas on the vacant parcels are disturbed as are required for the new construction.
 - c. That topsoil may not be removed from the site without permission of the Village Board.
 - d. The houses will be designed in a manner consistent with the Village houses in the neighborhood, and the houses will not be repetitive in design.
 - e. Garages for the new houses will be "de-emphasized" by setting them back from the fronts of the houses or placing them behind the houses.

f. _____
e. _____

Should any part of the application and Preliminary Plat Plan Approval be in conflict with any segment of the underlying Village Code (i.e. Zoning, etc.), adherence shall be with the Village Code provisions.

The Village shall have the right to periodically inspect the property for compliance with the Village Code and the Preliminary Plat Plan and its conditions.

The nature, duration and intensity of the operations which are involved in, or conducted in connection with, this Preliminary Plat Plan shall not be increased or expanded without the approval of the Village Board. Any increase or expansion shall be considered at a public hearing held in accordance with the application requirements and administrative procedures which have been adopted by the Village Board.

This Preliminary Plat Plan Approval shall expire if meaningful construction has not been commenced within one year, and has not been completed within [TWO OR THREE INSERTED HERE] years of the Final Plat Plan Approval.

This Preliminary Plat Plan Approval may be revoked by the Village Board if it is found and determined that there has been a material failure of compliance with any one of the terms, conditions, limitations or requirements imposed by the approved Preliminary Plat Plan. Revocation may also occur in the event of Village Code violations occurring at the property. The Village Board shall hold a public hearing to consider whether or not the grantee who received Preliminary Plat Plan Approval has violated the terms and conditions of the Preliminary Plat Plan, or if any Village Code violations have occurred. The public hearing shall be held only after the grantee has been notified. Notice of the violations and of the date, place and time of the public hearing shall be mailed to the grantee by certified mail, return receipt requested, directed to the last known address of the grantee.

The following resolution was made by Trustee _____, and duly seconded and put to a roll call vote which resulted in the following:

Trustee Lazickas	_____ (Aye or Nay)	Trustee Cameron	_____ (Aye or Nay)
Trustee Porter	_____ (Aye or Nay)	Trustee Scheer	_____ (Aye or Nay)
Trustee Rosati	_____ (Aye or Nay)	Mayor Mercurio	_____ (Aye or Nay)
Trustee Kimmel-Hurt	_____ (Aye or Nay)		

The Resolution was, therefore,

_____ Approved _____ Not Approved

VILLAGE OF EAST AURORA
APPLICATION FOR TEMPORARY USE PERMIT
Not less than 60 days or more than 75 days before date of activity

✓ # 2295
\$ 175.00

\$25.00 Application Fee ✓ \$50.00 Permit Fee ✓
\$100.00 Mailer Fee (300 feet for road/public parking lot closure and/or outdoor music) ✓

Date Application Filed: _____
Date of V.B. Action: _____

Approved: _____ Disapproved: _____
Conditions of approval will be listed in permit

Sect. 285-52 Participants of an area activity, such as, but not necessarily limited to, a sidewalk sale, art, antique, craft show and/or sales, farmers market, or community/civic promotion activities and similar

Please type or print legibly

Name of Organization Rotary Club of East Aurora, Foundation Inc. PO Box 326, East Aurora NY 14052
Is Organization a: not-for-profit Charitable/Service Business School Government
Name & Address of Individual Responsible Sean Cunningham, seancunn@buffalo.edu, Dale Reeves, Race Director
Phone Number 716-474-1610 E-mail seancunn@buffalo.edu
Event Name Bunny Hop 5 K Race
Date(s) of Event Sat. April 16, 2022 Time(s) of Event 7 AM - 3 PM Estimated # of People 1,100

Please describe activity/purpose of this event Fundraiser for local Rotary Club Foundation

Location (include all areas of the event) Starts & Ends at American Legion Post #362, Center St. E. Aurora NY
(attach map)

Will this event be held entirely in the Village of East Aurora? Yes No
If no, specify: _____

Will the event include more than one vendor/organization? Yes No
(if yes, attach list of vendors/participants)

Will the event involve a street or parking lot closure/usage? Yes No If yes, please note:

Road/Lot Name(s) See map
Date(s) of Closure 4/16/2022 Time(s) 10:00 AM - 12:30 PM

Will the event include:

Parade or motorcade Yes No (Attach Map of route)
Walk or Run Yes No (Attach Map of route)

Will there be outdoor music? Yes No
Time & Location 10 AM - 2 PM Live DJ Multiple/Mixed
Amplification Yes No

Will you be providing or selling alcohol? Yes No
Will people be allowed to bring alcohol? Yes No

Will there be Security Guards? Yes No Volunteers or Private Paid Entity
Please List Entity Name _____

Will there be temporary food stands? Yes No
How many? _____
Food Truck? If yes, name of vendor: _____

(additional permit required)

Will tent or other structure be erected for event? Yes No Size 20+40 Tent at Lejon
Date & Time to be installed 4/16/2022 Date & Time to be removed 4/18/2022

Will any prep work be done on/or before the event? Yes No
Please describe 4/16/2022 - Set up course, food, registration at Lejon
Set up Date: 4/16/2022 Time: 7 AM
Clean up Date: 4/16/2022 Time: 2-3 PM

Will additional garbage cans be needed? Yes No How many Drop Off Location

Will each vendor/organization be responsible for their own garbage? Yes No N/A

Will a dumpster be used? Yes No If yes, location

Will there be portable lavatories? Yes No How Many?
Location(s) on Lejon Grounds

Will there Bell Jar or Games of Chance? Yes No (if yes, separate permit required)

What is the source of electric, if applicable? Lejon

Please list any extras eg. Light show, loud speakers, decorations, paints or dyes:
N/A

Police Services Requested: Lead Race - 2 man hours + Follow up car
(Crossing Guards may be required dependent upon event and is a decision of the Police Department)
DPW Services Requested
Fire/Other

- Attach map or sketch showing the location of the event. Such map shall include:
Location of parking facilities, indicating number of parking spaces being provided; location of toilet facilities including the location of port-a-potties; location of public entrance(s) and exit(s) to the event site; location of vendor facilities (if applicable) including booths, tents and food service facilities; explanation of steps being taken to control traffic and provide security (if applicable) and the number of security personnel that will be present.
 Requesting organization shall attach a completed Certificate of Insurance with minimum limits include public liability coverage of limits of \$1,000,000 each occurrence; property damage insurance with limits of \$1,000,000 each occurrence. Policy shall be endorsed to include Village of East Aurora as an additional named insured.
 Requesting organization shall attach Indemnification Agreement on organization letterhead, signed by authorized applicant or officer of company and duly notarized (sample included)

"Applicant named herein is fully responsible for obtaining any & all licensing with regard to the presentation or playing of music, pursuant to music copyright laws. The Village of East Aurora assumes no liability in this regard".

Police Department: Conditions/Comments
 Dept of Public Works: Conditions/Comments
 Fire Dept/Disaster Coordinator: Conditions/Comments

Sign Permits are to be obtained from the Town of Aurora Building Department 575 Oakwood Ave, 716.652.7591

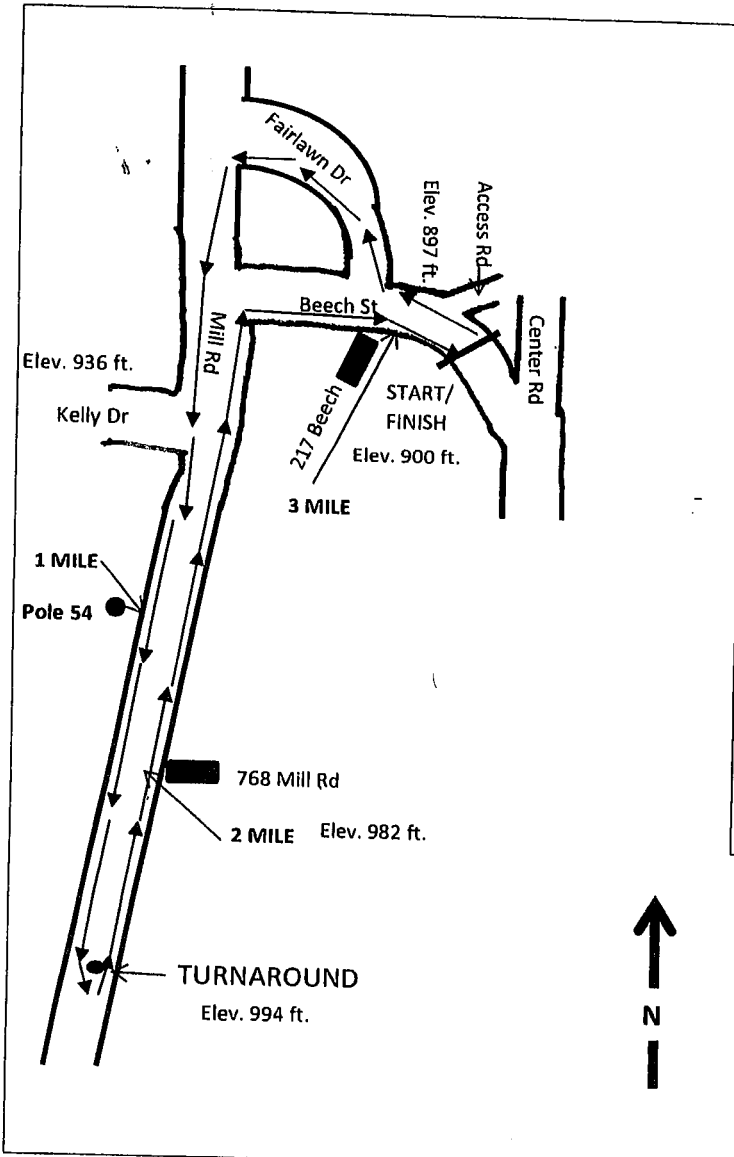
Bunny Hop 5k

East Aurora, New York 14052

Measured by Bob Laskowski

Race Director: Dale Reeves

Measured 1/31/16



Mile Splits

START: 21'0" west of Pole #11 on same side of Beech Rd. See Map

1 MILE: In line with Pole #54 just past 585 Mill Rd, per map.

TURNAROUND: On Mill Rd. 11'0" north of Pole #73, per map.

2 MILE: In line with driveway of 768 Mill Rd.

3 MILE: 91'0" east of 217 Beech St., per map

FINISH: 23'6" east of Pole #11 on same side of Beech Rd. See Map

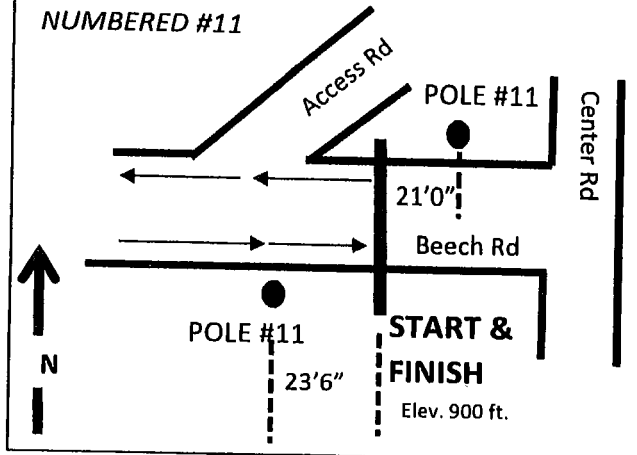


-Erie Basin Marina 1000 foot calibration course used (NY12005JG).

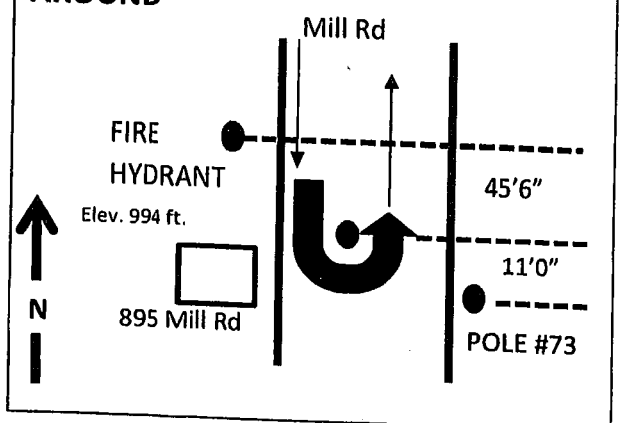
-Runners have access to entire road surface to allow shortest distance.

-All reference points marked with 2" PK(Parker-Kalon) nails, then sprayed with yellow fluorescent paint.

NOTE: BOTH POLES NUMBERED #11

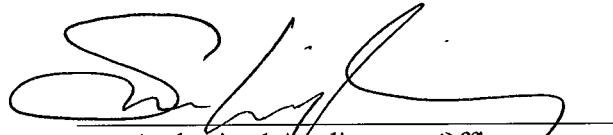


TURN AROUND



Indemnification Agreement

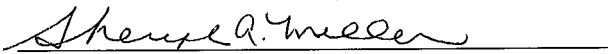
To the fullest extent permitted by law, I/We shall indemnify and hold harmless the Village of East Aurora and its employees from and against claims, damages, losses and expenses, including but not limited to attorney's fees, arising out of or resulting from performance of our work under this contract, provided that such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property, including loss of use resulting there from but only to the extent caused in whole or in part by negligent acts or omissions of our organization, anyone directly or indirectly employed by us or anyone for whose acts they may be liable, regardless of whether or not such claim, damage, loss or expense is caused in part by a party indemnified hereunder. Such obligation shall not be construed to otherwise exist as to a party or person described in this paragraph.



Authorized Applicant or Officer
Secretary, Rotary Club of East Aurora
P.O. Box 326, E. Aurora, NY 14052

State of New York
County of Erie

Subscribed and sworn to before me this 15th day of March, 2022



Notary Public

SHERYLA. MILLER
Reg. #01MI6128663
Notary Public, State of New York
Qualified In Erie County
Commission Expires June 13, 2025



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
3/14/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Arthur J. Gallagher Risk Management Services, Inc. 2850 Golf Road Rolling Meadows IL 60008	CONTACT NAME: Ali Sulita PHONE (A/C No., Ext): 1-833-3ROTARY E-MAIL ADDRESS: rotary@ajg.com	FAX (A/C No.): 630-285-4062
	INSURER(S) AFFORDING COVERAGE	
INSURED All Active US Rotary Clubs & Districts ATTN: Risk Management Dept. 1560 Sherman Ave. Evanston, IL 60201-3698	INSURER A: Lexington Insurance Company	NAIC # 19437
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

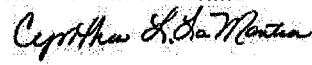
COVERAGES **CERTIFICATE NUMBER:** 899307648 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Liquor Liability Included GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			015375594	7/1/2021	7/1/2022	EACH OCCURRENCE \$2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$2,000,000 GENERAL AGGREGATE \$4,000,000 PRODUCTS - COMP/OP AGG \$4,000,000 \$
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			015375594	7/1/2021	7/1/2022	COMBINED SINGLE LIMIT (Ea accident) \$2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB <input type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input type="checkbox"/> RETENTION \$			NOT APPLICABLE			EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y/N <input type="checkbox"/> N/A	NOT APPLICABLE			PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

The Certificate Holder is included as an additional insured where required by written contract or permit subject to the terms and conditions of the general liability policy, but only to the extent bodily injury or property damage is caused in whole or in part by the acts or omissions of the insured.

CERTIFICATE HOLDER Rotary Club of East Aurora P.O. Box 326 East Aurora, NY 14052	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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VILLAGE OF EAST AURORA
APPLICATION FOR TEMPORARY USE PERMIT
Not less than 60 days or more than 75 days before date of activity

Cash 3/14
\$75

\$25.00 Application Fee \$50.00 Permit Fee
\$100.00 Mailer Fee (300 feet for road/public parking lot closure and/or outdoor music) _____

Date Application Filed: 03/10/2022
Date of V.B. Action: _____

Approved: _____ Disapproved: _____
Conditions of approval will be listed in permit

Sect. 285-52 Participants of an area activity, such as, but not necessarily limited to, a sidewalk sale, art, antique, craft show and/or sales, farmers market, or community/civic promotion activities and similar

Please type or print legibly

Name of Organization Young And Focused Inc.
Is Organization a: not-for-profit Charitable/Service Business School Government
Name & Address of Individual Responsible Ryan Kanowski
Phone Number 716-200-3970 E-mail Support@YoungandfocusedHQ.com
Event Name Shamrock Stroll
Date(s) of Event 03/19/22 Time(s) of Event 1:00pm Estimated # of People 200

Please describe activity/purpose of this event Showcase local resturants and bars while raising ^money for a good cause

Location (include all areas of the event) Misters, 189, Barbill , BrewWorks, irishman, cider house
(attach map)

Will this event be held entirely in the Village of East Aurora? Yes No
If no, specify: _____

Will the event include more than one vendor/organization? Yes No
(if yes, attach list of vendors/participants)

Will the event involve a street or parking lot closure/usage? Yes No If yes, please note:
Road/Lot Name(s) _____
Date(s) of Closure _____ Time(s) _____

Will the event include:
Parade or motorcade Yes No (Attach Map of route)
Walk or Run Yes No (Attach Map of route)

Will there be outdoor music? Yes No
Time & Location _____ Live DJ Multiple/Mixed
Amplification Yes No

Will you be providing or selling alcohol? Yes No Establishments will operate as normal
Will people be allowed to bring alcohol? Yes No

Will there be Security Guards? Yes No Volunteers or Private Paid Entity
Please List Entity Name _____

Will there be temporary food stands? Yes No
How many? _____
Food Truck? If yes, name of vendor: _____
(additional permit required)

Will tent or other structure be erected for event? Yes No Size _____
Date & Time to be installed _____ Date & Time to be removed _____

Will any prep work be done on/or before the event? Yes No
Please describe _____
Set up Date: _____ Time: _____
Clean up Date: _____ Time: _____

Will additional **garbage cans** be needed? Yes No How many _____ Drop Off Location _____

Will each vendor/organization be responsible for their own garbage? Yes No

Will a **dumpster** be used? Yes No If yes, location _____

Will there be **portable lavatories**? Yes No How Many? _____
Location(s) _____

Will there Bell Jar or Games of Chance? Yes No (if yes, separate permit required)

What is the source of **electric**, if applicable? _____

Please list any extras eg. Light show, loud speakers, decorations, paints or dyes:

Police Services Requested: None
(Crossing Guards may be required dependent upon event and is a decision of the Police Department)
DPW Services Requested None
Fire/Other _____

- Attach map or sketch showing the location of the event. Such map shall include:

Location of parking facilities, indicating number of parking spaces being provided; location of toilet facilities including the location of port-a-potties; location of public entrance(s) and exit(s) to the event site; location of vendor facilities (if applicable) including booths, tents and food service facilities; explanation of steps being taken to control traffic and provide security (if applicable) and the number of security personnel that will be present.

 Requesting organization shall attach a completed Certificate of Insurance with minimum limits include public liability coverage of limits of \$1,000,000 each occurrence; property damage insurance with limits of \$1,000,000 each occurrence. Policy shall be endorsed to include Village of East Aurora as an additional named insured.

Requesting organization shall attach Indemnification Agreement on organization letterhead, signed by authorized applicant or officer of company and duly notarized (sample included)

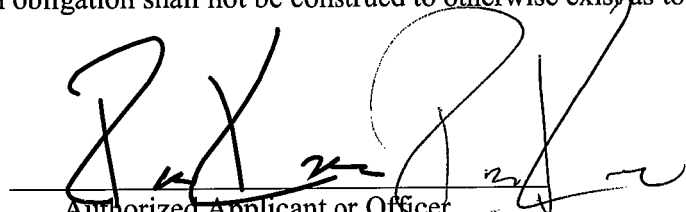
“Applicant named herein is fully responsible for obtaining any & all licensing with regard to the presentation or playing of music, pursuant to music copyright laws. The Village of East Aurora assumes no liability in this regard”.

Police Department: Conditions/Comments _____
 Dept of Public Works: Conditions/Comments _____
 Fire Dept/Disaster Coordinator: Conditions/Comments _____

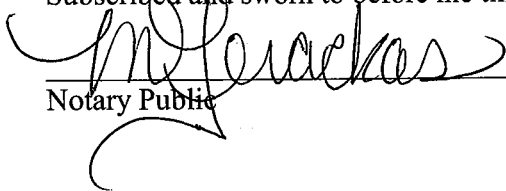
Sign Permits are to be obtained from the Town of Aurora Building Department 575 Oakwood Ave, 716.652.7591

Indemnification Agreement

To the fullest extent permitted by law, I/We shall indemnify and hold harmless the Village of East Aurora and its employees from and against claims, damages, losses and expenses, including but not limited to attorney's fees, arising out of or resulting from performance of our work under this contract, provided that such claim, damage, loss or expense is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property, including loss of use resulting there from but only to the extent caused in whole or in part by negligent acts or omissions of our organization, anyone directly or indirectly employed by us or anyone for whose acts they may be liable, regardless of whether or not such claim, damage, loss or expense is caused in part by a party indemnified hereunder. Such obligation shall not be construed to otherwise exist as to a party or person described in this paragraph.


Authorized Applicant or Officer

Subscribed and sworn to before me this 14 day of March, 2022


Notary Public

Maureen Jerackas
Notary Public, State of New York
Qualified in Erie County
Reg. # 01JE6332789
Commission Expires 11/09/23



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

03/16/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER K&K Insurance Group, Inc. 1712 Magnavox Way Fort Wayne IN 46804	CONTACT NAME: Mass Merchandising Underwriting	
	PHONE (A/C, No, Ext): 1-877-648-6404	FAX (A/C, No): 1-260-459-5502
	E-MAIL ADDRESS: info@eventinsurance-kk.com	
	PRODUCER CUSTOMER ID:	
	INSURER(S) AFFORDING COVERAGE	NAIC #
INSURED YOUNG AND FOCUSED INC 7721 Clinton ST Elma, NY 14059 A Member of the Sports, Leisure & Entertainment RPG	INSURER A: Markel Insurance Company	
	INSURER B:	
	INSURER C:	
	INSURER D:	
	INSURER E:	
	INSURER F:	

COVERAGES **CERTIFICATE NUMBER:** W02131730 **REVISION NUMBER:**


THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS	
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:	X		M1RPG0000000019300	03/19/2022 12:01 AM EDT	03/20/2022 12:01 AM	EACH OCCURRENCE	\$1,000,000
							DAMAGE TO RENTED PREMISES (Ea Occurrence)	\$300,000
							MED EXP (Any one person)	\$5,000
							PERSONAL & ADV INJURY	\$1,000,000
							GENERAL AGGREGATE	\$5,000,000
							PRODUCTS - COMP/OP AGG	\$1,000,000
							PROFESSIONAL LIABILITY	
							LEGAL LIAB TO PARTICIPANTS	
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY <input type="checkbox"/> NOT PROVIDED WHILE IN HAWAII						COMBINED SINGLE LIMIT (Ea accident)	
							BODILY INJURY (Per person)	
							BODILY INJURY (Per accident)	
							PROPERTY DAMAGE (Per accident)	
	<input type="checkbox"/> UMBRELLA LIAB <input type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input type="checkbox"/> RETENTION						EACH OCCURRENCE	
							AGGREGATE	
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/ EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) <input type="checkbox"/> Y / N If yes, describe under DESCRIPTION OF OPERATIONS below	N/A					<input type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER	
							E.L. EACH ACCIDENT	
							E.L. DISEASE - EA EMPLOYEE	
							E.L. DISEASE - POLICY LIMIT	
	MEDICAL PAYMENTS FOR PARTICIPANTS						PRIMARY MEDICAL	
							EXCESS MEDICAL	

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

Event Name: East Aurora Classic Rink Fundraiser; Event Date: 03/19/2022 - 03/19/2022

The certificate holder is added as an additional insured, but only for liability caused, in whole or in part, by the acts or omissions of the named insured.

CERTIFICATE HOLDER Village of East Aurora 585 Oakwood Ave East Aurora, NY 14052	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
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Coverage is only extended to U.S. events and activities.
 ** NOTICE TO TEXAS INSURED: The Insurer for the purchasing group may not be subject to all the insurance laws and regulations of the State of Texas

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

**ADDITIONAL INSURED – DESIGNATED
PERSON OR ORGANIZATION**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s)
Village of East Aurora 585 Oakwood Ave East Aurora, NY 14052
Named Insured: YOUNG AND FOCUSED INC
Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

1. In the performance of your ongoing operations; or
2. In connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to Section III – Limits Of Insurance:

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable Limits of Insurance shown in the Declarations;

whichever is less.

This endorsement shall not increase the applicable Limits of Insurance shown in the Declarations.