

**AGENDA**  
**Village Board of East Aurora**  
**December 5, 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 November 21, 2022
- D. Approval of Payment of Abstract for 12/5/22 for Voucher Nos. 62930 to 62961 for a total of \$162,472.79

**2. SPEAKERS & COMMUNICATIONS (I)**

**3. PUBLIC HEARINGS**

- A. Consideration of a Site Plan Application for Jonathan Bierl of Custom Builders of WNY, agent for Andrea and Gregg Perry, to construct a single-family residence at 210 King Street
- B. Consideration of a Local Law to enact zoning provisions for cannabis businesses to be added to the Village Code

**4. OFFICIAL CONSIDERATIONS**

- A. Resolution of a Negative Declaration under the State Environmental Quality Review Act (SEQRA), with the Village Board as Lead Agency, specifying an Unlisted Action for the Site Plan Application for Jonathan Bierl of Custom Builders of WNY, agent for Andrea and Gregg Perry, to construct a single-family residence at 210 King Street
- B. Approve the Site Plan Application for Jonathan Bierl of Custom Builders of WNY, agent for Andrea and Gregg Perry, to construct a single-family residence at 210 King Street
- C. Resolution of a Negative Declaration under SEQRA, with the Village Board as Lead Agency, specifying an Unlisted Action for the approval of a Local Law to enact zoning provisions for cannabis businesses to be added to the Village Code
- D. Approve a Local Law to enact zoning provisions for cannabis businesses to be added to the Village Code
- E. Approve a Temporary Use Permit for 42 North Brewing Company for the Barrel Jam event on February 4<sup>th</sup>
- F. Refer to the Planning Commission on January 3<sup>rd</sup> an application for a Special Use Permit for Abbey Brown, the new owner of the Homegrown Kitchen restaurant at 640-650 Main Street
- G. Approve welcome sign replacement at Sinking Ponds
- H. Approve cancellation of the Village Board meeting on Monday, July 3<sup>rd</sup>
- I. Set a public hearing on January 17, 2023, for a Local Law to change the Section 9 of the Village Code Capital Program

**5. NEW BUSINESS**

**6. SPEAKERS & COMMUNICATIONS (II)**

**7. DEPARTMENT HEAD REPORT**

**8. ADJOURNMENT**

**VILLAGE OF EAST AURORA  
VILLAGE BOARD MEETING  
November 21, 2022 –7:00 PM**

**Present:**

Mayor Mercurio  
Trustee Scheer  
Trustee Lazickas  
Trustee Cameron  
Trustee Viger  
Trustee Flynn  
Trustee Kimmel-Hurt

**Absent:**

Cathie Thomas, Village Administrator  
Elizabeth Cassidy, Code Enforcement Officer  
Chris Trapp, Village Attorney

**Also Present:**

Shane Krieger, Chief of Police  
Matthew Hoeh-DPW Superintendent  
Maureen Jerackas, Clerk Treasurer  
Bob Pierce, Deputy Village Attorney  
Mary Ann Arnold, Village Deputy Clerk-Treasurer  
15 Members of the public  
East Aurora Advertiser  
The Bee News

A Motion by Trustee Kimmel-Hurt to approve the Village Board minutes for November 7, 2022, seconded by Trustee Flynn and carried by unanimous approval.

Trustee Lazickas moved to approve the payment of Abstract for 11/21/2022 for Voucher Nos. 62885 to 62929 for a total of \$654,681.38, seconded by Trustee Viger and carried by unanimous approval.

**SPEAKERS & COMMUNICATIONS (I)**

- Discussion on E. Fillmore Bridge Project
  1. Emma Reynolds – 900 E. Fillmore, read and submitted a letter to the Village Board stating they do not support changes to the road, installing sidewalks or two-lane bridge. There is a safe and shorter route utilizing sidewalks on Warren Drive. Leave historic bridge as it is, the money required for this project could be better spent elsewhere. A large portion of the land in front of 791 Martin Drive will be negatively impacted by new road placement. Residents met with Dave Gunner and were told the bridge must be replaced with two-lane bridge and it is not something they had any

- input in. None of the residents of property that face directly onto East Fillmore are in favor of this project.
2. Greg Goggins – 813 Martin Dr, has lived there 28 years, never had safety issues with his children or other children walking, playing in area. Has not seen issue with speeding vehicles. Against 2 lane bridge, sidewalks or stop sign. Keep the picturesque setting of the quaint single-lane bridge.
  3. Ken Mazur – 865 East Fillmore, lived here since 1991, would like to keep the quaintness of single-lane bridge and quiet, natural area. Two-lane bridge will increase traffic, against it as well as sidewalks. Speeding is concern in the evenings and weekends. Concerned the installation of sidewalks would interfere with his drain tile and does not want the responsibility of sidewalk maintenance.
  4. Jay Marshall – 791 Martin Dr, was on Village Board in 1968, a survey was done regarding curbs in this area, the residents didn't want any changes to their neighborhood then. Does not feel there is a safety issue with the current bridge, have someone with knowledge and experience examine the condition of the bridge before any work is done. Spend the funds on other needed work in Village.
  5. Dorota Johnson – 898 East Fillmore, preserve integrity of our properties and the peacefulness and uniqueness of the area. Opposes sidewalks and asks for improvement of road only. Asked why Town had another survey done a week and a half ago; Village was not made aware of this survey. A walking bridge was proposed previously but due to fire hydrant and school bus use of bridge it could not be done.
  6. Lisa Hunt – 889 East Fillmore, against sidewalks due to maintenance responsibilities. Inquired about the possibility of a pedestrian walkway. Feel people take turn too fast.
  7. Mary Jo – Carriage Drive, does not live in the area, but does walk in the neighborhood often and love the area. Would prefer it be left as is, perhaps create a dead end and walking bridge.

Village Board members discussed having speed study done, asked Chief Krieger if patrols of area could be increased to observe if speeding is an issue. Speed study done in 2006 did not show speeding was an issue in this location. Trustee Kimmel-Hurt is in favor of retaining quaintness, raised concern of the issue of ice jams. There is a DOT grant available which the Town is utilizing. Trustee Flynn stated the work on this bridge shouldn't be done just to utilize grant funding. The Board advised the residents to attend Town Board meetings to voice their wishes and concerns.

## **PUBLIC HEARINGS - none**

## **OFFICIAL CONSIDERATIONS**

- Motion by Trustee Scheer to authorize Mayor Mercurio to sign a service contract with Ricoh for a new black and white copier for \$165 per year for the DPW, seconded by Trustee Viger and unanimously approved.
- Motion by Trustee Cameron to authorize Mayor Mercurio to sign a contract with Wendel for service and equipment added to the Village GIS system, seconded by Trustee Kimmel-Hurt and unanimously approved. Trustee Viger recused herself from vote.

- Approval of resolution declaring equipment as surplus property for the DPW

Trustee Kimmel-Hurt offered the following resolution and moved for its adoption:

**BE IT RESOLVED**, the Department of Public Works has a 2021 Bobcat Skid Steer (Number B4SC12954) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

**BE IT RESOLVED**, the Department of Public Works has a 2021 Bobcat T459 Skid Steer (Number B4RG11487) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

**BE IT RESOLVED**, the Department of Public Works has a 2021 Bobcat E35 Mini Excavator (Number B3Y220173) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

**BE IT RESOLVED**, the Department of Public Works has a 2021 Bobcat U34 Utility Truck (Number B3 53621813) for surplus property and is due to be traded in for the purchase of a new vehicle in the next 90 days.

**BE IT RESOLVED**, the Department of Public Works has a 2010 American LaFrance Sweeper (Number VIN-5SXAMZDT7AR1A0809) for surplus property and is due to be sold in the next 6 months.

**BE IT RESOLVED**, the Department of Public Works has a 1995 Ford L8000 dump truck (Number VIN-1FDYS82E3SVA32527) for surplus property and is due to be sold in the next 6 months.

**BE IT RESOLVED**, the Department of Public Works has a 2015 Lanier Copier MP2554 (Number G145R400875) for surplus property and is due to be disposed in the next 90 days.

The foregoing resolution was seconded by Trustee Cameron and unanimously approved.

- Mayor Mercurio approved the hiring of the part-time Public Safety Dispatcher, Haley Steer, on or after November 22, 2022, as recommended by Chief Krieger. Unanimous approval by Village Board.

## **NEW BUSINESS - none**

## **SPEAKERS & COMMUNICATIONS (II)**

1. Dorota Johnson – 898 East Fillmore, concerns with water runoff and condition of road near bridge, this would also affect sidewalks if installed. Asked what is next step of the bridge project. Trustees explained the Town is responsible for all bridges in the Town and Village. The Village only has jurisdiction over roads and installation of sidewalks. The Town did not consult the Village prior to beginning the East Fillmore



bridge project, they informed the Village of grant funding and requested the Village share expenses of project. Ultimately the Town has control of bridge. The residents were advised to attend Town Board meetings and also view previous Town Board meetings on You Tube.

#### **DEPARTMENT HEAD AND TRUSTEE REPORTS**

- Safety Committee – Chief Krieger reported on request for stop sign at Girard and North Grove, after review of documentation, it was determined it did not dictate installation of a stop sign. Stop signs can give pedestrians a false sense of security when crossing the road. Speed monitoring was completed and found not to be an issue. Discussed possibility of moving crosswalk to east side, this would incur curb cuts and additional sidewalk and a tree would need to be removed. Mr. Hoeh can provide cost estimate for this work. Cathie Thomas was in communication with resident regarding this matter. State law states traffic does not have to stop for pedestrians waiting at the crosswalk. pedestrians should not enter crosswalk until the first lane is clear. Traffic must stop when first lane is clear and the pedestrian has entered the crosswalk.
- Police Chief – working with DPW to have roads ready for Turkey Trot. DPW did great job handling snow accumulation during storm.
- DPW Superintendent – the DPW crew did great job handling snow event, significant overtime was required. Sunday contractors came to widen road by snow removal. Sidewalks were cleared using the snowblower. Work will continue as needed.
- CEO – absent
- Clerk-Treasurer – gathering necessary data on costs during snowstorm for submission for reimbursement from FEMA emergency funds, should the State meet requirements.
- Village Administrator – absent
- Trustee Cameron – Capital Committee has meeting scheduled next week, will have recommendation to Village Board thereafter.
- Trustee Kimmel-Hurt – nothing
- Trustee Viger – nothing
- Trustee Flynn – nothing
- Trustee Lazickas – witness to use of fly car and quick, great response by emergency and volunteer firemen.
- Trustee Scheer – attended American Legion's Veteran's Day ceremony, beautiful and touching experience.
- Mayor Mercurio – assisted readying Christmas decorations at Highway garage with the Girl Scouts and mothers last Saturday, everything is ready.

#### **ADJOURNMENT**

A Motion was made by Trustee Scheer to adjourn the meeting at 8:08 pm. Seconded by Trustee Kimmel-Hurt and unanimously carried.

Respectfully submitted,



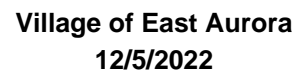
Village of East Aurora  
12/5/2022

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	62961	AMERICAN MEDICAL RESPONSE	12/13/2022	946053	\$6,264.98	Quarterly Subsidy; October-December, 2022	2023	7	12/05/2022		
		<b>Line Number</b>	<b>Detail Description</b>		<b>Account Number</b>	<b>Account Description</b>		<b>Detail Amount</b>	<b>PO Number</b>	<b>PO Date</b>	
		1	Quarterly Subsidy; October-December, 2022		A.5.4540.0410	AMBULANCE SERVICE - American Medical Response		\$6,264.98			
Total vouchers for AMERICAN MEDICAL RESPONSE: 1					\$6,264.98						
BANK OF HOLLAND GEN CHECK - 00100	62957	Assured Partners Northeast	11/29/2022	2251 RVPM	\$210.00	Effective date:7/31/2022; Policy #810-6N502191-22; correct 22-23 Auto Premium	2023	7	12/05/2022		
		<b>Line Number</b>	<b>Detail Description</b>		<b>Account Number</b>	<b>Account Description</b>		<b>Detail Amount</b>	<b>PO Number</b>	<b>PO Date</b>	
		1	Effective date:7/31/2022; Policy #810-6N502191-22; correct 22-23 Auto Premium		A.5.1910.0410	UNALLOCATED INSURANCE - GEN LIABILITY SERVICES		\$210.00			
Total vouchers for Assured Partners Northeast: 1					\$210.00						
BANK OF HOLLAND GEN CHECK - 00100	62945	Charter Communications	11/21/2022	1433631011112122	\$139.98	TIME WARNER CABLE VEA 585 OAKWOOD 143363101; 11/26-12/25/22	2023	7	12/05/2022		
		<b>Line Number</b>	<b>Detail Description</b>		<b>Account Number</b>	<b>Account Description</b>		<b>Detail Amount</b>	<b>PO Number</b>	<b>PO Date</b>	
		1	TIME WARNER CABLE VEA 585 OAKWOOD 143363101; 11/26-12/25/22		A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS		\$139.98			
Total vouchers for Charter Communications: 1					\$139.98						
BANK OF HOLLAND GEN CHECK - 00100	62947	COUNTY LINE STONE	11/11/2022	148698	\$675.95	cold patch	2023	7	12/05/2022		
		<b>Line Number</b>	<b>Detail Description</b>		<b>Account Number</b>	<b>Account Description</b>		<b>Detail Amount</b>	<b>PO Number</b>	<b>PO Date</b>	
		1	cold patch		A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$675.95			
Total vouchers for COUNTY LINE STONE: 1					\$675.95						
BANK OF HOLLAND GEN CHECK - 00100	62930	CSEA EMPL BENEFIT FUND	12/05/2022	12314052December2022	\$7,515.30	Dental & Vision Insurance Group DH123; 40 Enrollees; December 2022	2023	7	12/05/2022		



Village of East Aurora  
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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	Dental Insurance General Fund; 37 Enrollees; December 2022			A.5.9061.0807	DENTAL INSURANCE - DENTAL INSURANCE	\$5,952.60			
		2	Dental Insurance Water Fund; 3 Enrollees; December 2022			F.5.9061.0807	DENTAL INSURANCE - DENTAL INSURANCE	\$496.05			
		3	Optical Insurance General Fund; 37 Enrollees; December 2022			A.5.9062.0808	OPTICAL - OPTICAL	\$984.60			
		4	Optical Insurance Water Fund; 3 Enrollees; December 2022			F.5.9062.0808	OPTICAL - OPTICAL	\$82.05			
Total vouchers for CSEA EMPL BENEFIT FUND: 1					\$7,515.30						
BANK OF HOLLAND GEN CHECK - 00100	62942	E J PRESCOTT, INC.	11/14/2022	6106629	\$3,925.68	Nov 2022	2023	7	12/05/2022		
		Line Number	Detail Description			Account Number	Account Description	Detail Amount	PO Number	PO Date	
		1				F.5.8340.0470	TRANSMISSION AND DISTRIBUTION - SUPPLIES & MATERIALS	\$3,925.68	2023000185	11/01/2022	
Total vouchers for E J PRESCOTT, INC.: 1					\$3,925.68						
BANK OF HOLLAND GEN CHECK - 00100	62951	ERIE COUNTY COMPTROLLER	11/18/2022	1800069574	\$2,481.86	ELECTRIC SUPPLIER CHARGES for October, 2022	2023	7	12/05/2022		
		Line Number	Detail Description			Account Number	Account Description	Detail Amount	PO Number	PO Date	
		1	571 MAIN ST VILLAGE HALL ACCT 7933856			A.5.1620.0431	BUILDINGS - ELECTRIC	\$462.31			
		2	575 OAKWOOD AVE (OLD FIRE DEPT) ACCT 237062			A.5.3410.0431	FIRE DEPARTMENT - ELECTRIC	\$0.00			
		3	581 OAKWOOD AVE DPW STORAGE ACCT 5123021			A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$0.00			
		4	ELM ST SIGNAL ACCT 3514288			A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$2.15			
		5	ELMWOOD & CHESTNUT HILL BOOSTER PUMP STATION ACCT 3590155 (BILLS EVERY OTHER MONTH)			A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$558.60			
		6	GIRARD AVE ACCT 893560			A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$10.71			
		7	PINE ST DPW Offices and Garage; ACCT 256115			A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$32.91			
		8	PINE ST WATER PLANT; ACCT 288597			F.5.1620.0431	BUILDINGS - ELECTRIC	\$0.00			
		9	ST LIGHTING ACCT 4086039			A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$441.40			
		10	ST LIGHTING R2 ACCT 719336			A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$297.24			



Report run by: gretchen





Village of East Aurora  
12/5/2022

Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
				6		Amazon Order #112-9963531-7205810 EAPD Office Supplies	A.5.3120.0403				
				7		Membership Renewal through 12/31/23- NYS Assoc. of Chiefs of Police	A.5.3420.0440				
				8		Amazon Order #112-1867039-7821017 EAPD keyfob	A.5.3120.0470				
				9		Amazon Order #112-1867039-7821017	A.5.3420.0470				
				10		Modern	A.5.8160.0410				
				11		Postage from USPS	A.5.1670.0470				
				12		Adobe-Acrobat Pro	A.5.1480.0410				
				13		EA Chamber of Commerce holiday celebration-C. Thomas	A.5.1325.0440				
				14		Kerosene for heater for the xmas committee	A.5.7550.0470				
				15		Kerosene for heater for xmas committee	A.5.7550.0470				
Total vouchers for M and T BANK: 1					\$39,477.20						
BANK OF HOLLAND GEN CHECK - 00100	62946	NEW YORK RURAL WATER ASSO	11/28/2022	120122	\$347.00	annual dues	2023	7	12/05/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	annual dues	F.5.8340.0440	TRANSMISSION AND DISTRIBUTION - TRAINING, TRAVEL & DUES	\$347.00			
Total vouchers for NEW YORK RURAL WATER ASSO: 1					\$347.00						
BANK OF HOLLAND GEN CHECK - 00100	62931	NY GOVERNMENT FINANCE OFFICERS' ASSOCIATION	12/05/2022	INV 42105	\$190.00	Mary Ann Arnold 2023 membership fee, GOV1	2023	7	12/05/2022		
				Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date	
				1	Mary Ann Arnold 2023 membership fee, GOV1	A.5.1325.0440	VILLAGE ADMINISTRATOR - TRAINING, TRAVEL & DUES	\$190.00			
BANK OF HOLLAND GEN CHECK - 00100	62950	NY GOVERNMENT FINANCE OFFICERS' ASSOCIATION	11/21/2022	42123, 42032	\$415.00	Membership and 2023 Annual Conference Registration	2023	7	12/05/2022		



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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	Membership dues for M. Jerackas	A.5.1325.0440	VILLAGE ADMINISTRATOR - TRAINING, TRAVEL & DUES	\$190.00				
			2	2023 Annual Conference Registration for M. Jerackas	A.5.1325.0440	VILLAGE ADMINISTRATOR - TRAINING, TRAVEL & DUES	\$225.00				
Total vouchers for NY GOVERNMENT FINANCE OFFICERS' ASSOCIATION: 2					\$605.00						
BANK OF HOLLAND GEN CHECK - 00100	62936	NYSEG	11/18/2022	1001-1111-704	\$164.42	ELECTRICITY USAGE-PINE ST;10/17-11/17/22	2023	7	12/05/2022		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount		PO Number	PO Date	
			1	400 PINE STREET NYSEG ACCT 1001-1111-704	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$164.42				
BANK OF HOLLAND GEN CHECK - 00100	62937	NYSEG	11/22/2022	1003-3707-893	\$20.91	ELECTRICITY USAGE - BUFFALO RD @ GREY ST.; 10/20-11/17/22	2023	7	12/05/2022		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount		PO Number	PO Date	
			1	ELECTRICITY USAGE-BUFFALO RD @ GREY ST	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$20.91				
BANK OF HOLLAND GEN CHECK - 00100	62938	NYSEG	11/22/2022	1003-3707-877	\$40.50	ELECTRICITY USAGE-NEAR 163 MAIN ST @TRAFFIC CIR.; 10/20-11/17/22	2023	7	12/05/2022		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount		PO Number	PO Date	
			1	CIRCLE NYSEG ACCT NO 1003-3707-877	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$40.50				
BANK OF HOLLAND GEN CHECK - 00100	62939	NYSEG	11/18/2022	1004-1637-827	\$383.54	ELECTRICITY USAGE AT 33 CENTER ST FIRE HALL; 10/18-11/17/22	2023	7	12/05/2022		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount		PO Number	PO Date	
			1	33 CENTER ST FIRE HALL 1004-1637-827	A.5.3410.0431	FIRE DEPARTMENT - ELECTRIC	\$383.54				
BANK OF HOLLAND GEN CHECK - 00100	62940	NYSEG	11/18/2022	1001-1111-712	\$83.80	ELECTRICITY USAGE-PINE ST; 8/17-11/17/22	2023	7	12/05/2022		
			Line Number	Detail Description	Account Number	Account Description	Detail Amount		PO Number	PO Date	
			1	ELECTRICITY USAGE-ACCT 712-PINE	F.5.1620.0431	BUILDINGS - ELECTRIC	\$83.80				



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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
ST											
Total vouchers for NYSEG: 5					\$693.17						
BANK OF HOLLAND GEN CHECK - 00100	62952	Paul P. Porter III	11/29/2022	ADA Coordinator Payment	\$325.00	12/1/22-2/28/23 quarterly payment	2023	7	12/05/2022		
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Bank Name	Voucher No	Vendor Name	Invoice Date	Invoice No	Invoice Amt	Invoice Description	Fiscal Year	Period	Due Date	Check No	Check Date
			4 Enrollees: December 2022								
	4		Group Life Insurance Water Fund Retirees; 3 Enrollees; December 2022		F.5.9045.0804	LIFE INSURANCE - LIFE INSURANCE-RETIREES		\$30.98			
Total vouchers for THE HARTFORD: 1					\$1,444.76						
BANK OF HOLLAND GEN CHECK - 00100	62944	Time Warner Cable-EAFD	11/14/2022	115006201111422	\$202.81	EAFD/ 11/14-12/13/22	2023	7	12/05/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	EAFD/ 11/14-12/13/22		A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS		\$202.81			
Total vouchers for Time Warner Cable-EAFD: 1					\$202.81						
BANK OF HOLLAND GEN CHECK - 00100	62948	TRI-COUNTY SUPPLY, INC.	10/27/2022	216802	\$99.00	Husqvarna muffler assembly	2023	7	12/05/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Husqvarna muffler assembly		A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$99.00			
Total vouchers for TRI-COUNTY SUPPLY, INC.: 1					\$99.00						
BANK OF HOLLAND GEN CHECK - 00100	62954	UNITED UNIFORM COMPANY	12/05/2022	IO21-411246	\$15.00	Lt Bastine change to gold buttons on dress coat	2023	7	12/05/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Lt Bastine change to gold buttons on dress coat		A.5.3120.0480	POLICE DEPARTMENT - UNIFORMS, BODY ARMOR		\$15.00			
BANK OF HOLLAND GEN CHECK - 00100	62955	UNITED UNIFORM COMPANY	12/05/2022	IO21-411075	\$150.00	10 gold & silver name tags for PO Dress Uniform	2023	7	12/05/2022		
		Line Number	Detail Description		Account Number	Account Description		Detail Amount	PO Number	PO Date	
		1	Gold.. O'Brien, Bastine, O'Hara Silver..Becker, Specht, Denz, Wilson, Schultz, Pinto, Shea		A.5.3120.0480	POLICE DEPARTMENT - UNIFORMS, BODY ARMOR		\$150.00			
Total vouchers for UNITED UNIFORM COMPANY: 2					\$165.00						
BANK OF	62953	VILLAGE OF EA PETTY CASH	11/25/2022	112522	\$210.53	diesel fuel during snow storm	2023	7	12/05/2022		





Village of East Aurora  
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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	\$145,726.31	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$145,726.31
F	WATER FUND	\$0.00	\$16,746.48	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$16,746.48
Posted Batch Grand Totals		\$0.00	\$162,472.79	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$162,472.79



Village of East Aurora  
12/5/2022

\*\*\*\*\* 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

# **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: October 12, 2022

The Building Department has accepted a Site Plan application for a residential development at a vacant lot at 210 King St. A site plan review is required per Village Code section 285-30.6 because it is an existing legal lot of record that has less than the required 70' of frontage. For your reference, see the attached a map of this section on King St with lot frontage marked.

Village Code section 285-51.5 requires the Village Board to refer the Site Plan application to the Planning Commission for their review and recommendation. The Village Board shall then schedule a public hearing prior to the SEQR determination and decision.

A County Planning referral is not required for this site plan.

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**  
 571 Main Street, East Aurora, New York 14052  
 716-652-6000  
 In conjunction with  
**Town of Aurora Building Department**  
 300 Glead Ave, East Aurora, NY 14052  
 716-652-7591

Building Dept:	
Date Received	<u>10/12/22</u>
Complete App	<u>10/12/22</u>
Village Clerk	
Date Received	<u>10/13</u>
Amount \$	<u>125</u>
Receipt #	<u>WICWV</u>

**SITE PLAN APPLICATION**

PROPOSED PROJECT New Dwelling SBL#: 176.05-7-22  
 LOCATION 210 King Street 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 Custom Builders of WNY, LLC  
 ADDRESS 1036 Rice Road, Elma NY 14059  
 TELEPHONE 716-983-8999 FAX \_\_\_\_\_ E-MAIL cathy.darrow@cbofwny.com  
 SIGNATURE \_\_\_\_\_

OWNER NAME Gregory and Andrea Perry  
 ADDRESS 235 Potters Road, Buffalo NY 14220  
 TELEPHONE 716-560-1821 FAX \_\_\_\_\_ E-MAIL \_\_\_\_\_  
 SIGNATURE \_\_\_\_\_

ENGINEER/ARCHITECT/LANDSCAPE ARCHITECT  
 NAME Custom Builders of WNY FIRM \_\_\_\_\_  
 ADDRESS \_\_\_\_\_  
 TELEPHONE \_\_\_\_\_ FAX \_\_\_\_\_ E-MAIL \_\_\_\_\_  
 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](mailto: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

**OFFICE USE ONLY:** Sketch Plan Meeting Date \_\_\_\_\_ Minor Project written request to waive PC mtg Y/N/NA: VB Decision Y/N

**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.

# Short Environmental Assessment Form

## Part 1 - Project Information

### Instructions for Completing

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. 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.

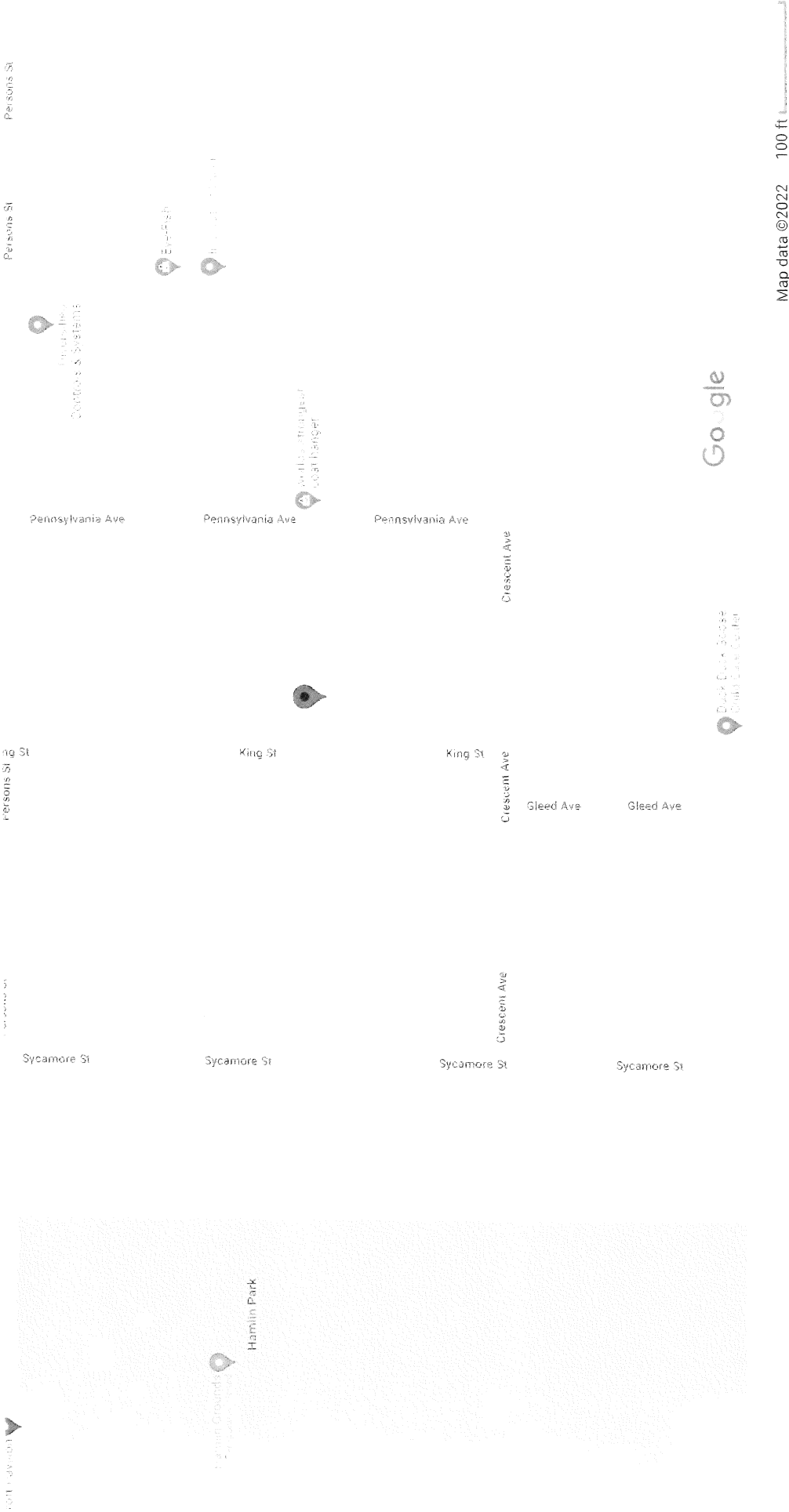
Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

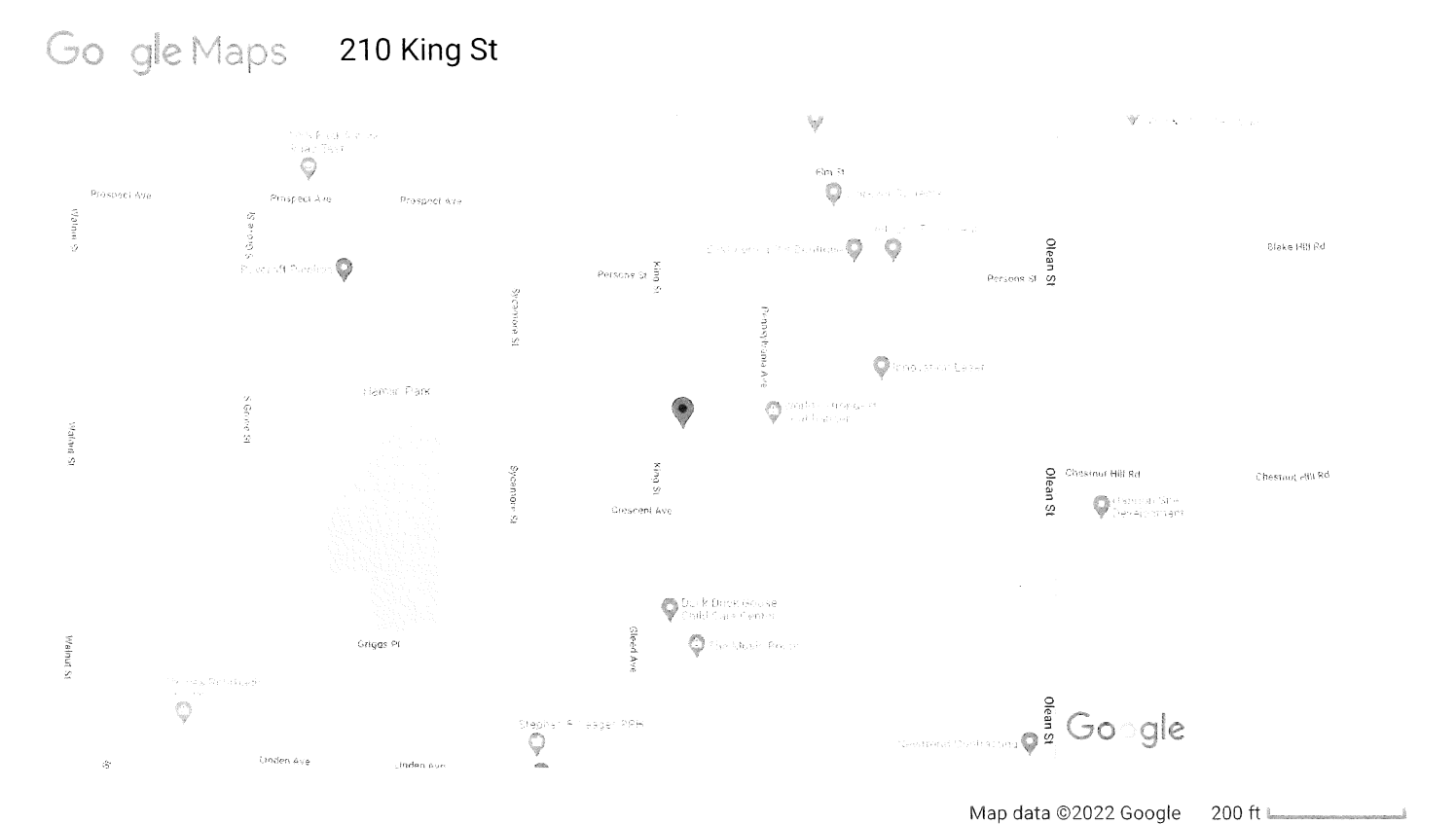
<b>Part 1 - Project and Sponsor Information</b>							
Name of Action or Project: <i>210 King Street - new Build</i>							
Project Location (describe, and attach a location map): 210 King Street, East Aurora							
Brief Description of Proposed Action: <i>New Dwelling on existing Sub Standard Lot.</i>							
Name of Applicant or Sponsor: Custom Builders of WNY LLC		Telephone: 716-983-8999					
		E-Mail: cathy.darrow@cbofwny.com					
Address: 1036 Rice Road							
City/PO: Elma		State: New York	Zip Code: 14059				
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			<table border="1" style="width: 100%; text-align: center;"> <tr> <th style="width: 50%;">NO</th> <th style="width: 50%;">YES</th> </tr> <tr> <td><input checked="" type="checkbox"/></td> <td><input type="checkbox"/></td> </tr> </table>	NO	YES	<input checked="" type="checkbox"/>	<input type="checkbox"/>
NO	YES						
<input checked="" type="checkbox"/>	<input type="checkbox"/>						
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: <i>V&amp;T Water Tap</i> <i>TOA Building permit, EC Sewer connection permit</i>			<table border="1" style="width: 100%; text-align: center;"> <tr> <th style="width: 50%;">NO</th> <th style="width: 50%;">YES</th> </tr> <tr> <td><input type="checkbox"/></td> <td><input checked="" type="checkbox"/></td> </tr> </table>	NO	YES	<input type="checkbox"/>	<input checked="" type="checkbox"/>
NO	YES						
<input type="checkbox"/>	<input checked="" type="checkbox"/>						
3.a. Total acreage of the site of the proposed action?		<i>.23</i> acres					
b. Total acreage to be physically disturbed?		<i>.10</i> acres					
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		<i>.23</i> acres					
4. Check all land uses that occur on, adjoining and near the proposed action. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other (specify): _____ <input type="checkbox"/> Parkland							

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	N/A <input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Are public transportation service(s) available at or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?  If No, describe method for providing potable water: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?  If No, describe method for providing wastewater treatment: _____	NO <input type="checkbox"/>	YES <input checked="" type="checkbox"/>	
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Is the proposed action located in an archeological sensitive area?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input type="checkbox"/> Suburban			
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
16. Is the project site located in the 100 year flood plain?	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? <input checked="" type="checkbox"/> NO <input type="checkbox"/> YES  b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: _____	NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>	



18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: _____ _____ _____	<b>NO</b>  <input checked="checked" type="checkbox"/>	<b>YES</b>  <input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____ _____	<b>NO</b>  <input checked="checked" type="checkbox"/>	<b>YES</b>  <input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____ _____	<b>NO</b>  <input checked="checked" type="checkbox"/>	<b>YES</b>  <input type="checkbox"/>
<p><b>I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b></p> <p>Applicant/sponsor name: Jonathan Bierl Date: 10-12-22</p> <p>Signature: _____</p>		






## 210 King St

- 


Directions
- 


Save
- 

Nearby
- 

Send to phone
- 

Share

 210 King St, East Aurora, NY 14052

 Confirm or fix this location  
The location shown is not precise

## Photos

1 / 12

DRAWN BY: Adam Olekey

SCALE: As Noted

DATE: Monday, April 4, 2022

Custom Home Plans For:

Andrea & Gregg Perry

Custom Builders

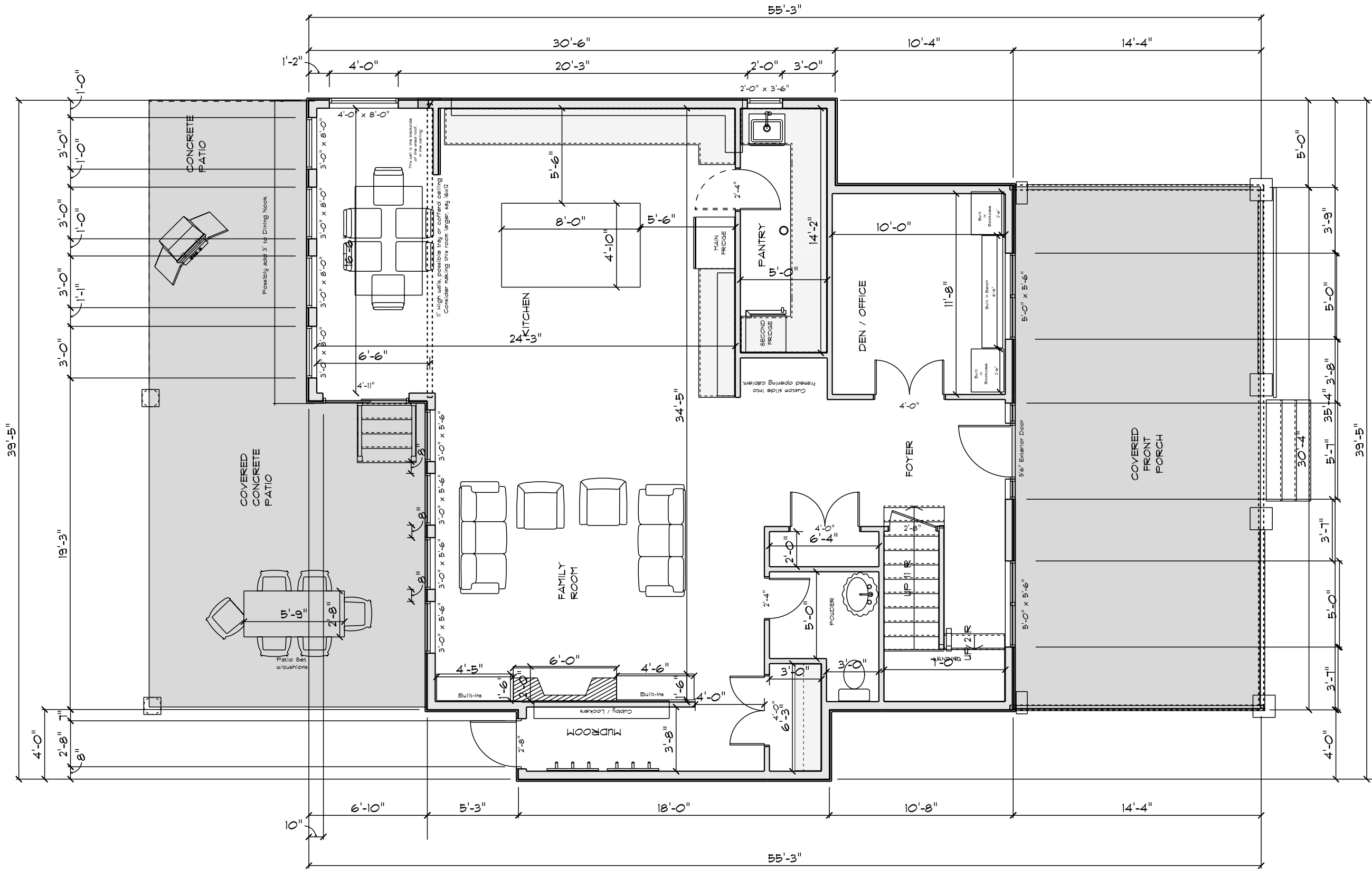
OF WESTERN NEW YORK, LLC



DRAWING SCHEDULE	
3D_____	1
MAIN FLOOR_____	2
SECOND FLOOR ve_____	3
MASTER BATH DETAIL____	4
FRONT, REAR ELEVATION.	5
LEFT,RIGHT ELEVATION____	6
3D2_____	7
3D3_____	8
3D4_____	9
3D5_____	10
SCHEDULES_____	11
ROOF_____	12



Inspiration Plan: Willow Ave



FIRST FLOOR - 1,343 SF

REAR PORCH COVERED - 368 SF

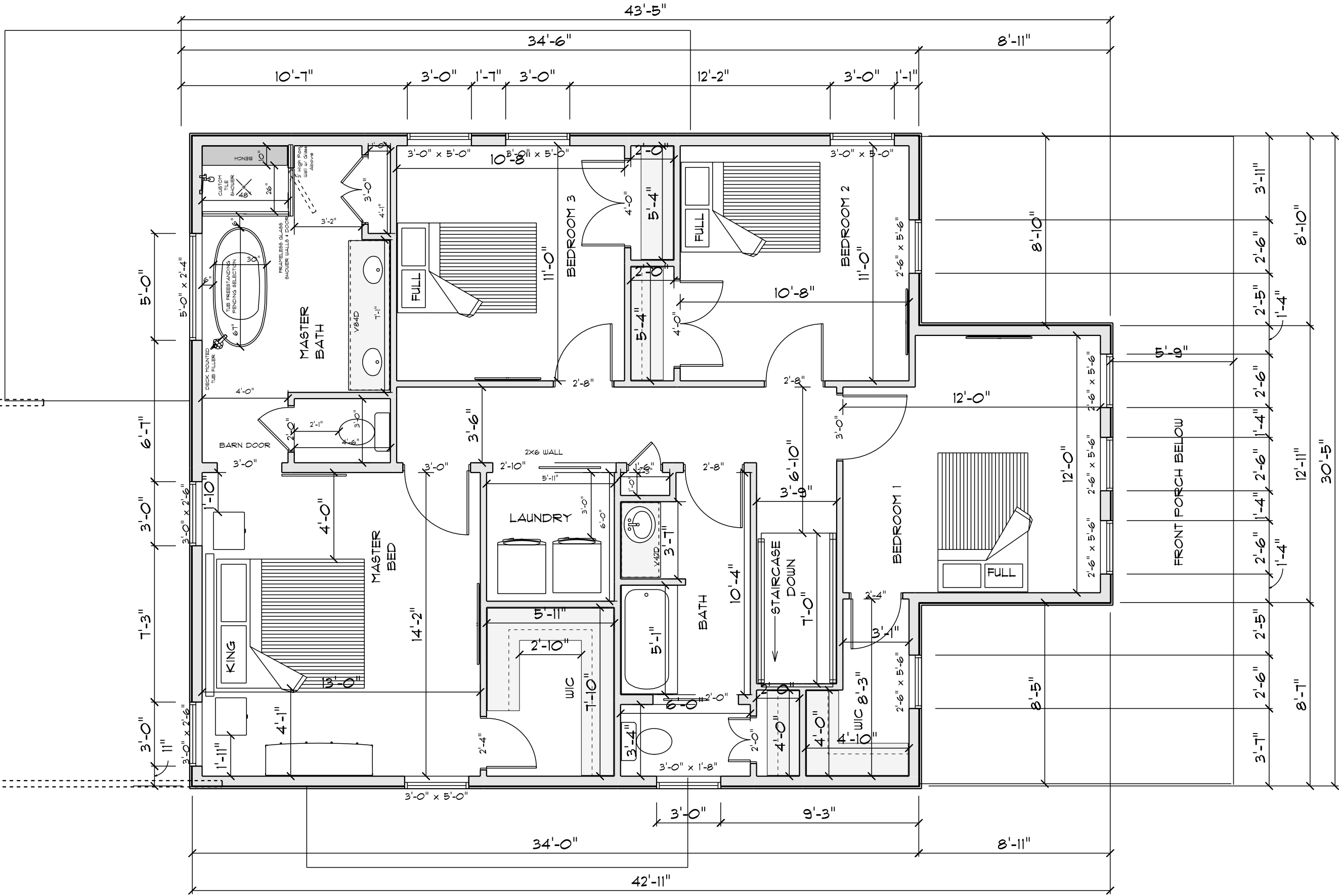
FRONT PORCH - 434 SF

REAR PORCH OPEN - 160 SF

MAIN FLOOR

SCALE: 0.1700" = 1'-0"

FRONT SIDE OF HOUSE



**SECOND FLOOR VE**  
SCALE: 0.2200" = 1'-0"

FRONT SIDE OF HOUSE

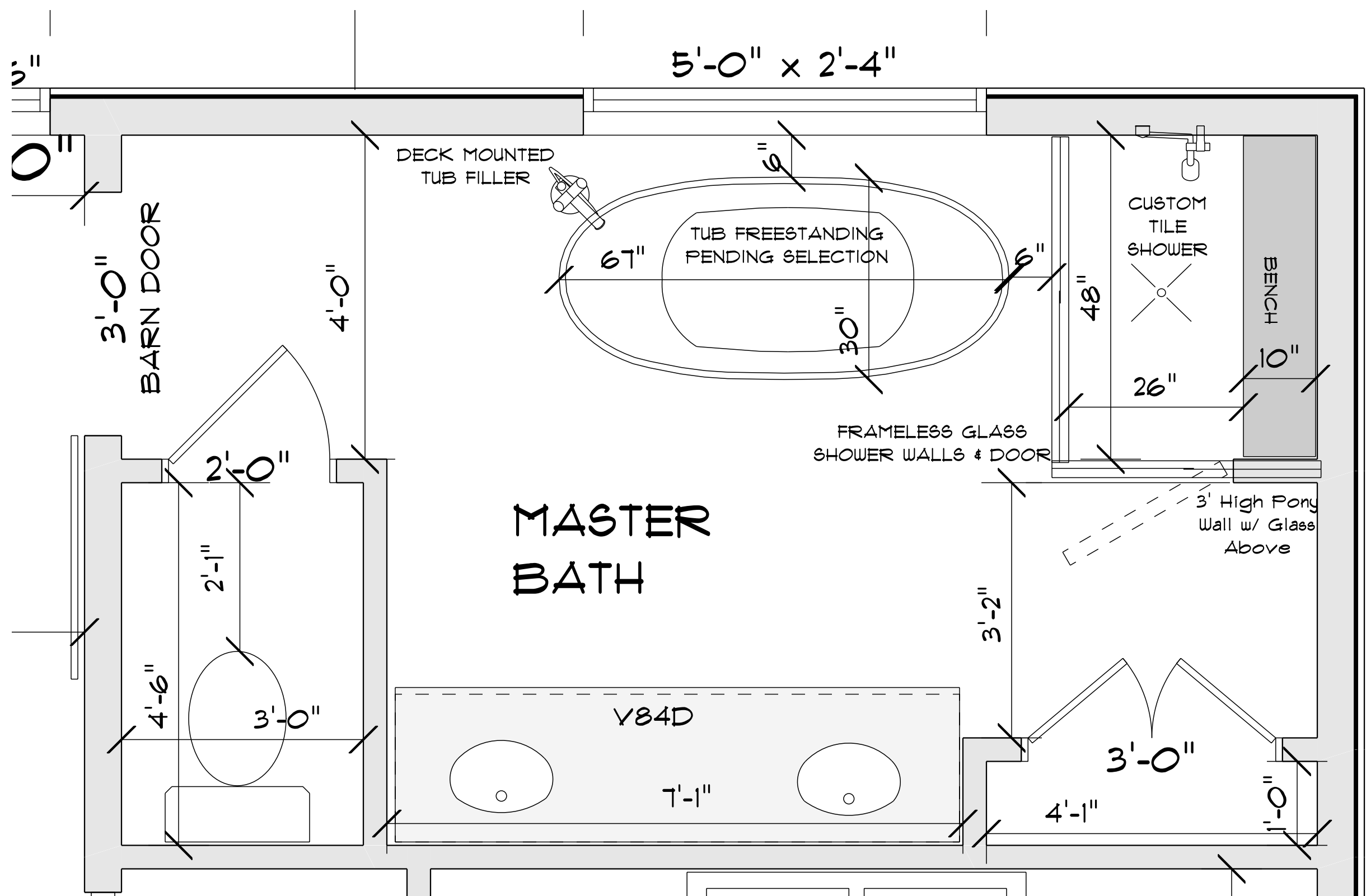


Custom Home Plans For:  
**Andrea & Gregg Perry**

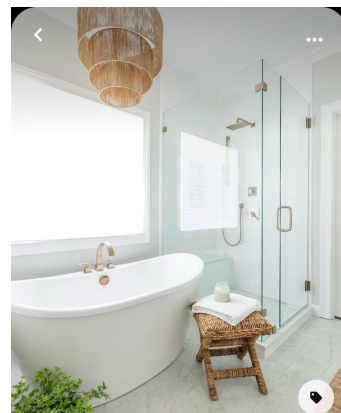
DRAWN BY: Adam Olekey  
SCALE: 3/4" = 1'-0"  
DATE: Monday, April 4, 2022

4 / 12

Custom Builders  
OF WESTERN NEW YORK, LLC



Inspiration:  
Bath tub &  
Shower  
Layout



Inspiration:  
Shower Bench  
(floating? )

3' High Pony  
Wall w/ Glass  
above



MASTER BATH DETAIL  
SCALE: 3/4" = 1'-0"

5 / 12

DRAWN BY: Adam Olekey

SCALE: 1/8" = 1'-0"

DATE: Monday, April 4, 2022

Custom Home Plans For:

Andrea & Gregg Perry

Custom Builders

OF WESTERN NEW YORK, LLC

# FRONT ELEVATION

SCALE: 1/8" = 1'-0"

Architectural drawing of the front elevation of a house. The drawing includes the following dimensions and labels:

- Overall height: 36'-6"
- Overall width: 36'-6"
- Roof pitch: 12/6
- Top of Roof
- Top of Plate
- Top of Subfloor
- Top of Foundation
- Top of Footing
- Top of Subfloor
- Top of Plate
- Top of Footing

Architectural drawing of the rear elevation of a house. The drawing includes the following dimensions and labels:

- Overall height: 36'-6"
- Overall width: 36'-6"
- Roof pitch: 12/6
- Top of Roof
- Top of Plate
- Top of Subfloor
- Top of Foundation
- Top of Footing
- Top of Subfloor
- Top of Plate
- Top of Footing

# REAR ELEVATION

SCALE: 1/8" = 1'-0"



SCALE: 1/8" = 1'-0"













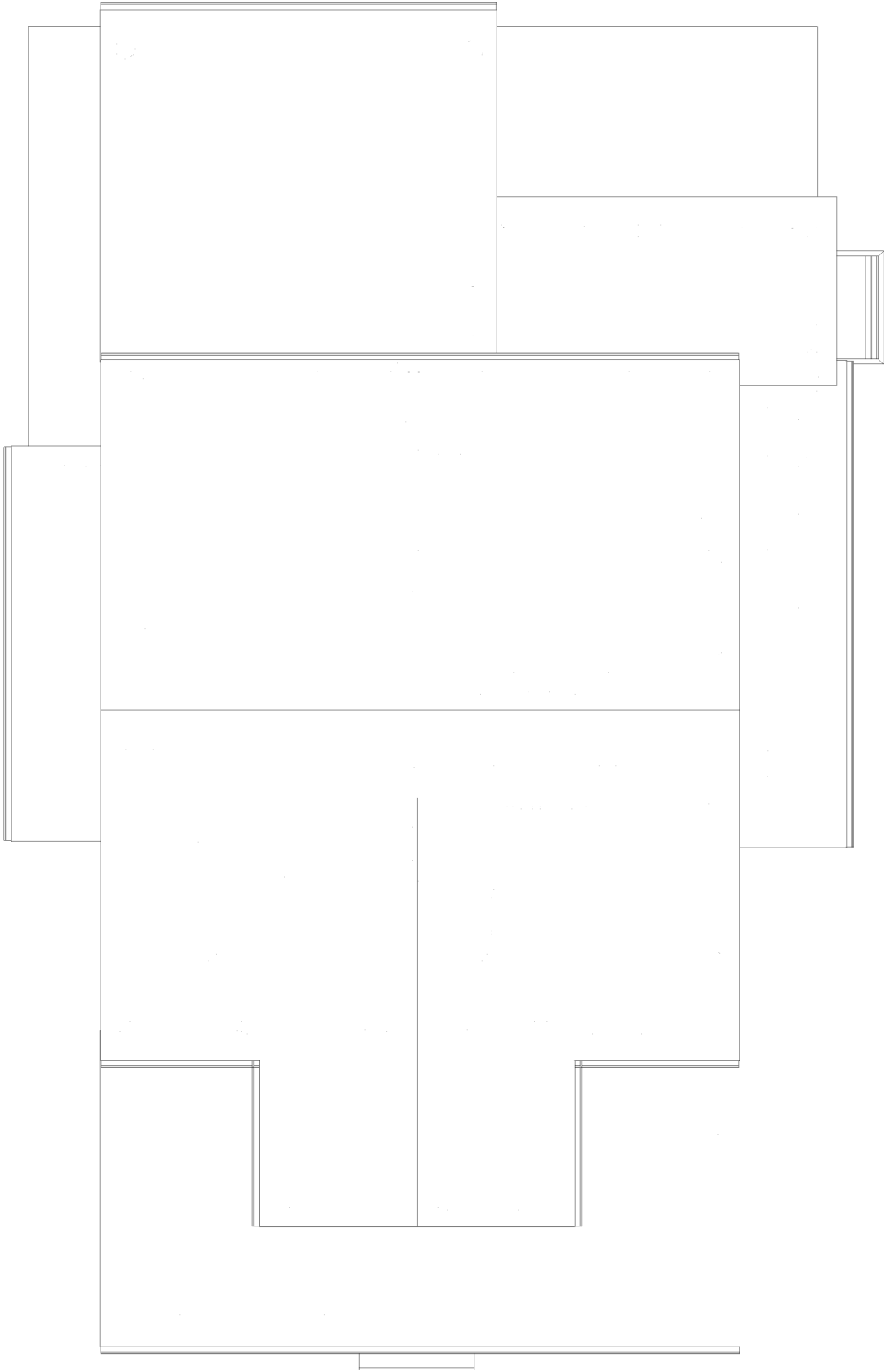




Custom Home Plans For:  
**Andrea & Gregg Perry**

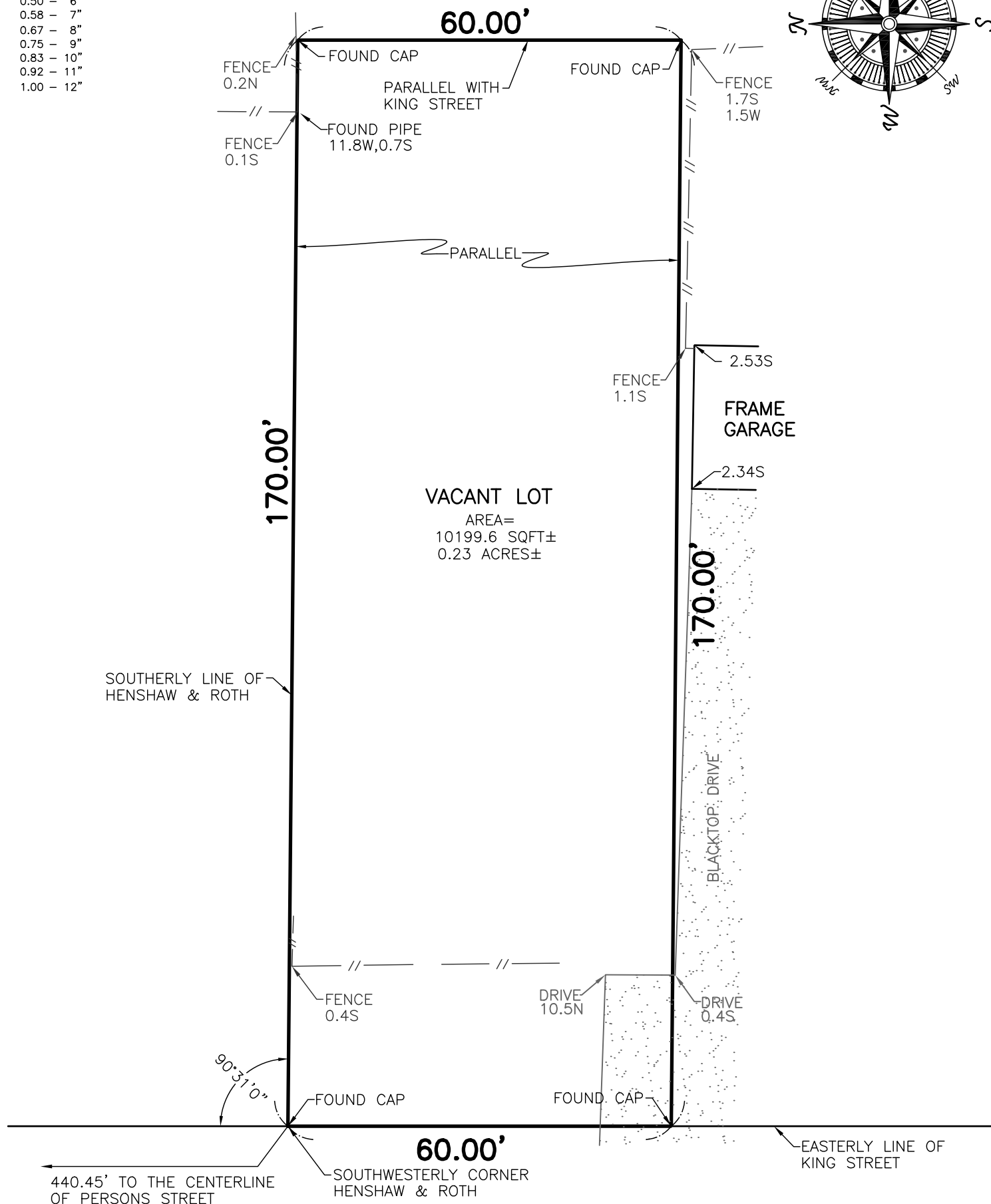
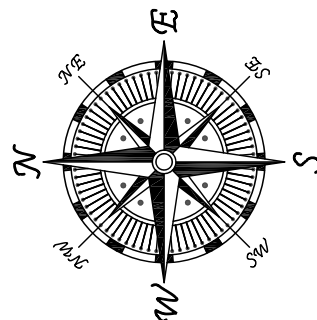
DRAWN BY: Adam Olekey  
SCALE: 1/8" = 1'-0"  
DATE: Monday, April 4, 2022

12 / 12



**TOP ELEVATION**  
SCALE: 1/8" = 1'-0"

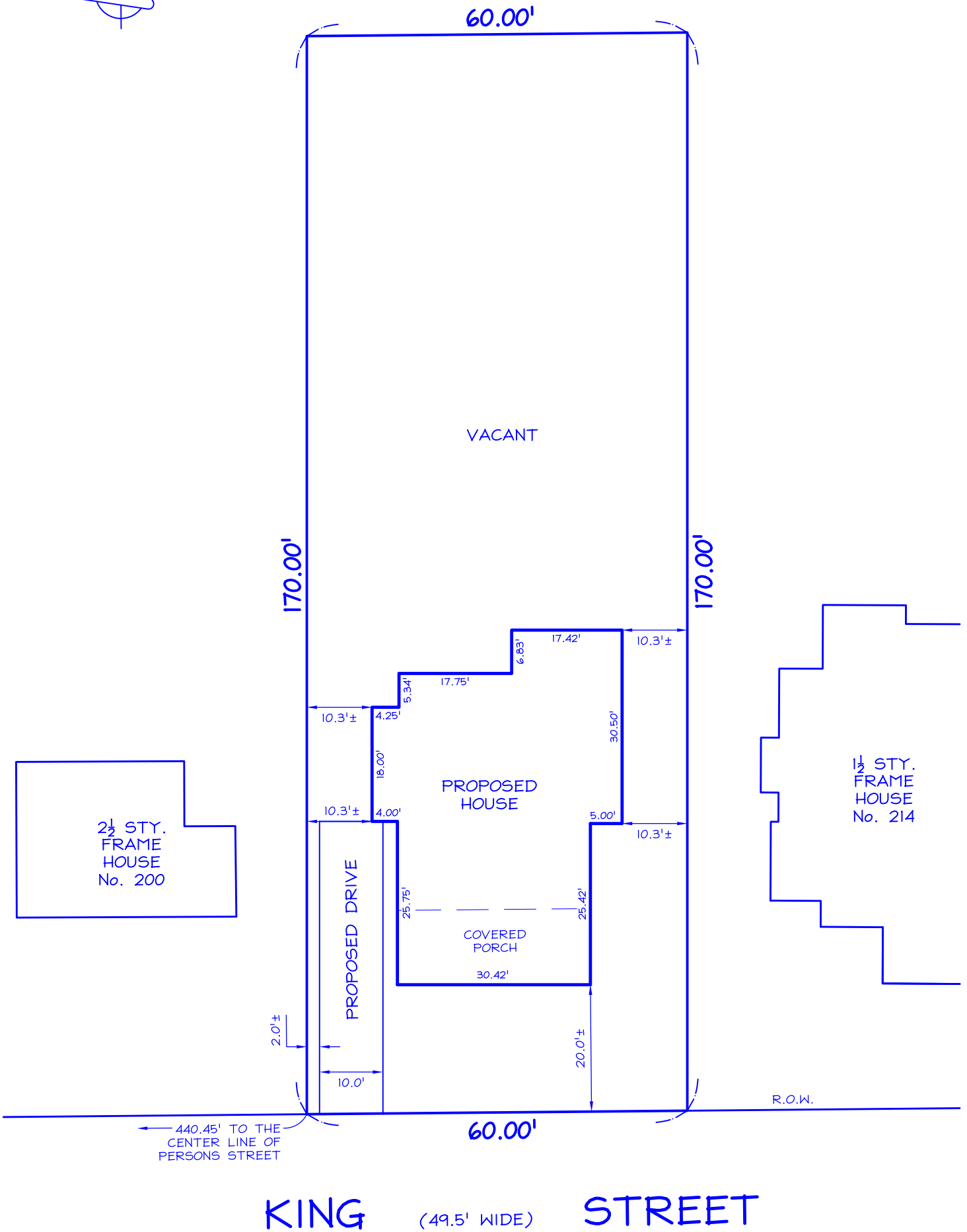
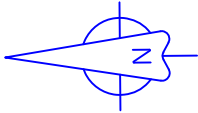
NOTE: 1) THIS SURVEY IS NULL AND VOID WITH AN AFFIDAVIT OF NO CHANGE  
2) THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF  
AN ABSTRACT OF TITLE AND IS SUBJECT TO ANY STATE  
OF FACTS THAT MAY BE REVEALED BY AN EXAMINATION  
OF SUCH



***KING* (49.5' WIDE) *STREET***

LOCATION: TOWN OF AURORA, VILLAGE OF EAST AURORA		MAP COVER:		JOB NO.:
COUNTY OF ERIE, STATE OF NEW YORK		SUBLOT(S):		21-8352
PART OF LOT 23, TOWNSHIP 9, RANGE 6		DATE: SEPTEMBER 1, 2021	SCALE: 1"= 20'	DRAWN BY:
OF THE HOLLAND LAND COMPANY'S SURVEY		REVISIONS:		S. CARVER JR
<div>STEVE A. CARVER PLS.</div> <div>LAND SURVEY SERVICES</div> <div>965 RUE ROAD, NORTH TONAWANDA NY 14120</div> <div>TEL. 716-525-1250 FAX 716-525-1275</div> <div>CELL 716-361-2939 EMAIL CARVERSURVEY@GMAIL.COM</div>				CHECKED BY:
				S. CARVER
		Unauthorized alteration or addition to any survey, drawing, design, specification, plan or report is a violation of Section 7209, Provision 2 of the New York State Education Law. Only copies from the original of this survey map marked with an original of the land surveyor's embossed seal and signature shall be considered to be valid true copies.	Copyright Steve A. Carver PLS, all rights reserved. No portion of this drawing may be reproduced, stored or transmitted by any means without prior written permission of the surveyor. This survey is a report of the findings in the field and is not a guarantee of title. This survey is null and void with an affidavit of no change.	





### PLOT PLAN

This is not a survey and conveyance of land should not be made with this map.

NO IRONS SET OR FOUND AT PROPERTY CORNERS UNLESS NOTED HEREON.

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

This survey was prepared without the benefit of an abstract of title and is subject to any state of facts that may be revealed by an examination of such.

Unauthorized 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.

### PLOT PLAN

Vacant Lot - King Street  
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: 11/23/2022

Scale : 1" = 20' Project No. : 22J3-0763



Successors to the records of Graf Land Surveyors

Successors to the records of James L. Shisler, Land Surveyor

Project:

Date:

***Short Environmental Assessment Form***  
***Part 2 - Impact Assessment***

**Part 2 is to be completed by the Lead Agency.**

Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept “Have my responses been reasonable considering the scale and context of the proposed action?”

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?		
2. Will the proposed action result in a change in the use or intensity of use of land?		
3. Will the proposed action impair the character or quality of the existing community?		
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?		
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?		
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?		
7. Will the proposed action impact existing:		
a. public / private water supplies?		
b. public / private wastewater treatment utilities?		
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?		
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?		
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?		
11. Will the proposed action create a hazard to environmental resources or human health?		

Project:

Date:

## ***Short Environmental Assessment Form***

### ***Part 3 Determination of Significance***

For every question in Part 2 that was answered “moderate to large impact may occur”, or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

---

Name of Lead Agency

---

Date

---

Print or Type Name of Responsible Officer in Lead Agency

---

Title of Responsible Officer

---

Signature of Responsible Officer in Lead Agency

---

*Elizabeth Cassidy*  
Signature of Preparer (if different from Responsible Officer)

**AN ORDINANCE ADOPTING LOCAL LAW No. \_\_\_\_\_ of 2022:**

Trustee \_\_\_\_\_, offered the following resolution and moved for its adoption:

A Local Law Amending Village Code Section 285 – Zoning adding new Section 285.31.12 Cannabis Uses and amending Table 21.3: Commercial District Use Lists and Table 22.3: Manufacturing District Use Lists, as follows:

**285-31.12 Cannabis Uses.****Section 1. Legislative intent.**

In order to promote the health, safety and general welfare of the residents of the Village of East Aurora, including property values, community character, quality of life, business climate and the prevention of crime, this article is intended to restrict cannabis uses to being located in certain zoning districts as more fully set forth herein. Further, that all cannabis uses proposed to operate within the Village shall be required to obtain a Special Use Permit, regardless of the zoning classification, to ensure the strict compliance with these regulations.

**Section 2. Restrictions.**

Cannabis uses, including retail dispensaries, cultivators, nurseries, processing facilities, distributors and distribution centers, adult-use cooperatives, adult-use microbusinesses, and delivery services and operations shall be permitted subject to the following restrictions.

- A. Cannabis dispensaries shall not be located within five hundred (500) feet of one another.
- B. No such cannabis use shall be located within five hundred (500) feet of a school building or property and/or within two hundred (200) feet of a church or other similar place of worship.

**Section 3. Security.**

Any cannabis use set forth above, regardless of its location, shall take all necessary security measures at any facility permitted by a Special Use Permit. Unless otherwise required as a condition of the Special Use Permit, the following requirements must be met.

- A. All facilities where a cannabis use shall be established shall install a fully operational camera system sufficient to be used at night and covering all areas on the property to be so used.

**Section 4. General Regulations.**

- A. Odor at the facility where a cannabis use shall be established shall be maintained to limit odors onto adjoining properties to the greatest extent possible.
- B. Mobile sales shall be strictly prohibited. Nothing herein shall prevent licensed delivery vehicles with sufficient security features from making deliveries. All delivery operations shall be listed and described as part of the Special Use Permit application.
- C. No onsite use, consumption, sampling, ingestion, injection, or similar functions shall be permitted at any time.

## Section 5. Definitions.

### GENERALLY:

**CANNABIS USE FACILITY** – any location, property, building, structure, accessory structure, or facility where cannabis, cannabis products, and/or related materials are located, sold, manufactured, used, smoked, ingested, processed, grown, cultivated, bartered, used, delivered, transported, advertised, or stored including retail dispensaries, cultivators, nurseries, processing facilities, distributors and distribution centers, adult-use cooperatives, adult-use microbusinesses, and delivery services and operations.

### SPECIFIC USES:

**RETAIL DISPENSARY** – “Retailer” means any person who sells at retail any cannabis product, to cannabis consumers. A State-issued retail dispensary license authorizes the acquisition, possession, sale and delivery of cannabis from the licensed premises of the retail dispensary by such licensee to cannabis consumers.

**COOPERATIVE** – A State-issued cooperative license authorizes the acquisition, possession, cultivation, processing and sale from the licensed premises of the adult-use cooperative by such licensee to duly licensed distributors, on-site consumption sites, registered organization and/or retail dispensaries; but not directly to cannabis consumers.

**CULTIVATOR** – “Cultivation” means the growing, cloning, harvesting, drying, curing, grading, and trimming of cannabis plants. A State-issued cultivator’s license authorizes the acquisition, possession, distribution, cultivation and sale of cannabis from the licensed premises of the adult-use cultivator to a licensed processor.

**DELIVERY** – A State-issued delivery license authorizes the delivery of cannabis and cannabis products by licensees, independent of another adult-use cannabis license, to cannabis consumers. Delivery licenses may not have a total of more than twenty-five individuals, or the equivalent thereof, providing full-time paid delivery services to cannabis consumers per week under one license.

**DISTRIBUTOR** – “Distributor” means any person who sells at wholesale any cannabis product for which a license is required. A State-issued distributor’s license authorizes the acquisition, possession, distribution and sale of cannabis from the licensed premises of a licensed adult-use processor, adult-use cooperative, microbusiness, or registered organization authorized to sell adult-use cannabis, to duly licensed retail dispensaries, on-site consumption sites and adult-use delivery licensees.

**MICROBUSINESS** – “Microbusiness” means a licensee that may act as a cannabis producer for the cultivation of cannabis, a cannabis processor, a cannabis distributor, and a cannabis retailer. A microbusiness license authorizes the limited cultivation, processing, distribution, delivery, and sale of their own adult-use cannabis and cannabis products.

**NURSERY** – “Nursery” means a licensee that produces only clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis by licensed adult use cannabis cultivators, microbusinesses, cooperatives and registered organizations. A State-issued nursery license authorizes the production, sale and distribution of clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis by licensed adult-use cultivators, cooperatives, microbusinesses, or registered organizations.

**PROCESSOR** – “Processor” means a licensee that extracts concentrated cannabis and/or compounds, blends, extracts, infuses, or otherwise manufactures concentrated cannabis or cannabis products. A State-issued processor’s license authorizes the acquisition, possession, processing, and sale of cannabis from the licensed premises of adult-use cultivators to licensed distributors.

**DEFINITION AND USE RESERVED FOR THE FUTURE – NOT CURRENTLY PERMITTED:**

**CONSUMPTION ESTABLISHMENTS** – any building, structure, location, property, business, or entity that is licensed by the State for the purposes of consuming, smoking, ingesting, injecting, or otherwise using cannabis, any cannabis product, and/or any cannabis related product.

**END OF ADDED SECTION 258-31.12**

*Note: Items highlighted are proposed to be added to the following two tables:*

Table 21.3: Commercial District Use Lists			
	Zoning District		
Land Use	GC	NC	VC

**Commercial**

Cannabis Adult-Use Retail Dispensary SP SP SP

Table 22.3: Manufacturing District Use Lists		
	Zoning District	
Land Use	GM	VM

**Commercial**

Cannabis Adult-use Retail Dispensary	-	SP
Cannabis Adult-use Cultivator	SP	SP
Cannabis Adult-use Nursery	SP	SP
Cannabis Adult-use Processor	SP	SP
Cannabis Adult-use Distributor	SP	SP
Cannabis Adult-use Cooperative	SP	SP
Cannabis Adult-use Microbusinesses	SP	SP
Cannabis Adult-use Delivery	SP	SP
Cannabis Consumption Establishment*	SP*	SP*

\*Currently, the Village has opted out of having Cannabis Consumption Establishments within the Village limits. Therefore, this use is not currently permitted in any zone. The designation on this chart of Cannabis Consumption Establishments permitted in the GM and VM zoning districts is reserved for the future should the Village Board adopt a local law that permits such establishments.

**BE IT FURTHER RESOLVED**, that this Resolution enacting Local Law No. \_\_\_\_ shall take effect immediately and Local Law No. \_\_\_\_ of 2022 shall take effect immediately upon filing with the Secretary of State, and shall be added to the text of the Local Laws of the Village of East Aurora thereafter.

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

Trustee Lazickas	_____ (Aye or Nay)	Trustee Cameron	_____ (Aye or Nay)
Trustee Flynn	_____ (Aye or Nay)	Trustee Scheer	_____ (Aye or Nay)
Trustee Kimmel-Hurt	_____ (Aye or Nay)	Mayor Mercurio	_____ (Aye or Nay)
Trustee Viger	_____ (Aye or Nay)		

The Local Law was, therefore,

\_\_\_\_\_ Approved \_\_\_\_\_ Not Approved

**Resolution of the East Aurora Village Board of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act in the matter of the Site Plan Application for 210 King Street**

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 210 King Street, East Aurora, New York, wherein the applicant, Customer Builders of WNY, LLC, proposes to construct a single-family residential house, as detailed in the Site Plan Application dated October 12, 2022; and as shown on drawings depicting several aspects of the proposed construction; 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, with no conditions and the following findings:

1. The project meets the general criteria for the Site Plan review in purpose of the SFSR 285-51.4.
2. The Builder will prepare a revised Site Plan prior to review by the Village Board, showing the driveway to accommodate two off street parking spaces and only one curb cut.
3. The owner is asked to consult with the Tree Board and garner their advice on tree removal and landscaping.

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 applicants, for the site plan proposed to construct a single-family residential house, as detailed in the Site Plan Application dated October 12, 2022; and as shown on drawings depicting several aspects of the proposed construction, 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 \_\_\_\_\_ and seconded by Trustee

\_\_\_\_\_ and carried on December 5, 2022.

**Resolution of the East Aurora Village Board Approving the Site Plan for 210 King Street, applicant Custom Builders of WNY, LLC, to Construct a Single-Family Residential House**

WHEREAS, an application has been submitted for Site Plan Approval at the above referenced property by applicant Customer Builders of WNY, LLC; 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 no conditions and the following findings:

1. The project meets the general criteria for the Site Plan review in purpose of the SFSR 285-51.4.
2. The Builder will prepare a revised Site Plan prior to review by the Village Board, showing the driveway to accommodate two off street parking spaces and only one curb cut.
3. The owner is asked to consult with the Tree Board and garner their advice on tree removal and landscaping.

and

WHEREAS, the Village's SEQRA Intake Committee considered the application and reviewed Part 1 of the Short Environmental Assessment Form submitted by the applicant and completed Part 2 and Part 3 thereof on behalf of the Village, and it was the recommendation of the SEQRA Committee and approved by the Village Board as a Negative Declaration, including 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 applicant and all other information and recommendations before the Board, including minutes of prior Village Board meetings and the recommendations from the SEQRA Intake Committee and Planning Commission; and

WHEREAS, the Village Board received and considered the Site Plan 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:

1. The Findings of Fact of the SEQRA Intake Committee, the resolution with findings of the Planning Commission, and the site plan application, all information included in the minutes taken in relation to the abovementioned Village Board and Planning Commission meetings are herein incorporated by reference.
2. 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.
3. The Site Plan relating to the proposed project at 210 King Street, East Aurora, New York, wherein the applicant proposes to construct a single-family residential house, as detailed on



documents submitted with the application, is hereby approved and is subject to the following additional conditions:

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4. 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 \_\_\_\_\_ and seconded by Trustee \_\_\_\_\_ and carried on December 5, 2022.

**Resolution of the East Aurora Village Board 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 285 – Zoning, adding a new Section 285-31.12 – Cannabis Uses and Amending Table 21.3: Commercial District Use Lists and Table 22.3: Manufacturing District Use Lists**

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 285 – Zoning, adding a new Section 285-31.12 – Cannabis Uses and Amending Table 21.3: Commercial District Use Lists and Table 22.3: Manufacturing District Use Lists; 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 \_\_\_\_\_ and seconded by Trustee

\_\_\_\_\_ and carried on December 5, 2022.

**AN ORDINANCE ADOPTING LOCAL LAW No. \_\_\_\_\_ of 2022:**

Trustee \_\_\_\_\_, offered the following resolution and moved for its adoption:

A Local Law Amending Village Code Section 285 – Zoning adding new Section 285.31.12 Cannabis Uses and amending Table 21.3: Commercial District Use Lists and Table 22.3: Manufacturing District Use Lists, as follows:

**285-31.12 Cannabis Uses.****Section 1. Legislative intent.**

In order to promote the health, safety and general welfare of the residents of the Village of East Aurora, including property values, community character, quality of life, business climate and the prevention of crime, this article is intended to restrict cannabis uses to being located in certain zoning districts as more fully set forth herein. Further, that all cannabis uses proposed to operate within the Village shall be required to obtain a Special Use Permit, regardless of the zoning classification, to ensure the strict compliance with these regulations.

**Section 2. Restrictions.**

Cannabis uses, including retail dispensaries, cultivators, nurseries, processing facilities, distributors and distribution centers, adult-use cooperatives, adult-use microbusinesses, and delivery services and operations shall be permitted subject to the following restrictions.

A. Cannabis dispensaries shall not be located within five hundred (500) feet of one another.

B. No such cannabis use shall be located within five hundred (500) feet of a school building or property and/or within two hundred (200) feet of a church or other similar place of worship.

**Section 3. Security.**

Any cannabis use set forth above, regardless of its location, shall take all necessary security measures at any facility permitted by a Special Use Permit. Unless otherwise required as a condition of the Special Use Permit, the following requirements must be met.

A. All facilities where a cannabis use shall be established shall install a fully operational camera system sufficient to be used at night and covering all areas on the property to be so used.

**Section 4. General Regulations.**

A. Odor at the facility where a cannabis use shall be established shall be maintained to limit odors onto adjoining properties to the greatest extent possible.

B. Mobile sales shall be strictly prohibited. Nothing herein shall prevent licensed delivery vehicles with sufficient security features from making deliveries. All delivery operations shall be listed and described as part of the Special Use Permit application.

C. No onsite use, consumption, sampling, ingestion, injection, or similar functions shall be permitted at any time.

## Section 5. Definitions.

### GENERALLY:

**CANNABIS USE FACILITY** – any location, property, building, structure, accessory structure, or facility where cannabis, cannabis products, and/or related materials are located, sold, manufactured, used, smoked, ingested, processed, grown, cultivated, bartered, used, delivered, transported, advertised, or stored including retail dispensaries, cultivators, nurseries, processing facilities, distributors and distribution centers, adult-use cooperatives, adult-use microbusinesses, and delivery services and operations.

### SPECIFIC USES:

**RETAIL DISPENSARY** – “Retailer” means any person who sells at retail any cannabis product, to cannabis consumers. A State-issued retail dispensary license authorizes the acquisition, possession, sale and delivery of cannabis from the licensed premises of the retail dispensary by such licensee to cannabis consumers.

**COOPERATIVE** – A State-issued cooperative license authorizes the acquisition, possession, cultivation, processing and sale from the licensed premises of the adult-use cooperative by such licensee to duly licensed distributors, on-site consumption sites, registered organization and/or retail dispensaries; but not directly to cannabis consumers.

**CULTIVATOR** – “Cultivation” means the growing, cloning, harvesting, drying, curing, grading, and trimming of cannabis plants. A State-issued cultivator’s license authorizes the acquisition, possession, distribution, cultivation and sale of cannabis from the licensed premises of the adult-use cultivator to a licensed processor.

**DELIVERY** – A State-issued delivery license authorizes the delivery of cannabis and cannabis products by licensees, independent of another adult-use cannabis license, to cannabis consumers. Delivery licenses may not have a total of more than twenty-five individuals, or the equivalent thereof, providing full-time paid delivery services to cannabis consumers per week under one license.

**DISTRIBUTOR** – “Distributor” means any person who sells at wholesale any cannabis product for which a license is required. A State-issued distributor’s license authorizes the acquisition, possession, distribution and sale of cannabis from the licensed premises of a licensed adult-use processor, adult-use cooperative, microbusiness, or registered organization authorized to sell adult-use cannabis, to duly licensed retail dispensaries, on-site consumption sites and adult-use delivery licensees.

**MICROBUSINESS** – “Microbusiness” means a licensee that may act as a cannabis producer for the cultivation of cannabis, a cannabis processor, a cannabis distributor, and a cannabis retailer. A microbusiness license authorizes the limited cultivation, processing, distribution, delivery, and sale of their own adult-use cannabis and cannabis products.

**NURSERY** – “Nursery” means a licensee that produces only clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis by licensed adult use cannabis cultivators, microbusinesses, cooperatives and registered organizations. A State-issued nursery license authorizes the production, sale and distribution of clones, immature plants, seeds, and other agricultural products used specifically for the planting, propagation, and cultivation of cannabis by licensed adult-use cultivators, cooperatives, microbusinesses, or registered organizations.

**PROCESSOR** – “Processor” means a licensee that extracts concentrated cannabis and/or compounds, blends, extracts, infuses, or otherwise manufactures concentrated cannabis or cannabis products. A State-issued processor’s license authorizes the acquisition, possession, processing, and sale of cannabis from the licensed premises of adult-use cultivators to licensed distributors.

**DEFINITION AND USE RESERVED FOR THE FUTURE – NOT CURRENTLY PERMITTED:**

**CONSUMPTION ESTABLISHMENTS** – any building, structure, location, property, business, or entity that is licensed by the State for the purposes of consuming, smoking, ingesting, injecting, or otherwise using cannabis, any cannabis product, and/or any cannabis related product.

**END OF ADDED SECTION 258-31.12**

*Note: Items highlighted are proposed to be added to the following two tables:*

Table 21.3: Commercial District Use Lists			
	Zoning District		
Land Use	GC	NC	VC

**Commercial**

Cannabis Adult-Use Retail Dispensary	SP	SP	SP
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Table 22.3: Manufacturing District Use Lists		
	Zoning District	
Land Use	GM	VM

**Commercial**

Cannabis Adult-use Retail Dispensary	-	SP
Cannabis Adult-use Cultivator	SP	SP
Cannabis Adult-use Nursery	SP	SP
Cannabis Adult-use Processor	SP	SP
Cannabis Adult-use Distributor	SP	SP
Cannabis Adult-use Cooperative	SP	SP
Cannabis Adult-use Microbusinesses	SP	SP
Cannabis Adult-use Delivery	SP	SP
Cannabis Consumption Establishment*	SP*	SP*

\*Currently, the Village has opted out of having Cannabis Consumption Establishments within the Village limits. Therefore, this use is not currently permitted in any zone. The designation on this chart of Cannabis Consumption Establishments permitted in the GM and VM zoning districts is reserved for the future should the Village Board adopt a local law that permits such establishments.

**BE IT FURTHER RESOLVED**, that this Resolution enacting Local Law No. \_\_\_\_ shall take effect immediately and Local Law No. \_\_\_\_ of 2022 shall take effect immediately upon filing with the Secretary of State, and shall be added to the text of the Local Laws of the Village of East Aurora thereafter.

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

Trustee Lazickas	_____ (Aye or Nay)	Trustee Cameron	_____ (Aye or Nay)
Trustee Flynn	_____ (Aye or Nay)	Trustee Scheer	_____ (Aye or Nay)
Trustee Kimmel-Hurt	_____ (Aye or Nay)	Mayor Mercurio	_____ (Aye or Nay)
Trustee Viger	_____ (Aye or Nay)		

The Local Law was, therefore,

\_\_\_\_\_ Approved                      \_\_\_\_\_ Not Approved

Pd 11/17/2022  
Receipt 02326-002

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

\$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: 11/17/2022

Date of V.B. Action: \_\_\_\_\_

Approved: \_\_\_\_\_ Disapproved: \_\_\_\_\_

Conditions of approval will be listed in permit

Please type or print legibly

Name of Organization 42 NORTH BREWING COMPANY

Is Organization a: Not-For-Profit Charitable/Service ☒ Business School Government

Name & Address of Individual Responsible John Cimperman

Phone Number 716-523-8805 E-mail John@42NorthBrewing.com

Event Name BARREL JAM

Date(s) of Event 2/4/23 Time(s) of Event 2-5 PM Estimated # of People 200

Please describe activity/purpose of this event BEER FESTIVAL

Location (include all areas of the event) 42 NORTH BEER GARDEN + PERSONS ALLEY

(attach map)

Will this event be donating a portion of proceeds to one or more charities and publicizing that in promotional material? Yes ☒ No ☐

If yes, list charities and the percentage of proceeds to be donated: \_\_\_\_\_

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) PERSONS ALLEY

Date(s) of Closure 11 AM - 6 PM, Feb 4, 2023 Time(s) 11 A - 6 P

Will the event include:

Parade or motorcade ☐ Yes ☒ No (Attach Map of route)

Walk or Run ☐ Yes ☒ No (Attach Map of route)

Applicants should review proposed routes with the Police Department prior to making this application.

Will there be outdoor music? ☒ Yes ☐ No

Time & Location 2-5 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' x 10' snowboard ramp

Date & Time to be installed 11 AM Date & Time to be removed 6 PM

Will any prep work be done on or before the event? ☐ Yes ☒ No

Please describe \_\_\_\_\_

Set up Date: \_\_\_\_\_ Time: \_\_\_\_\_

Clean up Date: \_\_\_\_\_ Time: \_\_\_\_\_

Applicants/Event Organizers are responsible for ensuring complete clean-up after the event.

Will additional **garbage cans** be needed? ☐ Yes ☒ No How many \_\_\_\_\_ Drop Off Location \_\_\_\_\_

On request, these may be provided by the Village DPW for an added fee.

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 toilets**? ☐ 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 e.g. light show, loud speakers, decorations, paints, dyes, etc.:  
\_\_\_\_\_  
\_\_\_\_\_

*For the following items, state if the applicant has made prior contact with each entity to discuss the event.*

Police Services Requested: \_\_\_\_\_

(Crossing Guards may be required, and an additional fee charged to the applicant, depending on the event, as determined by the Police Department.)

DPW Services Requested: street closure barriers

Fire/Other Services Requested: \_\_\_\_\_

- 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 portable toilets; 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.*

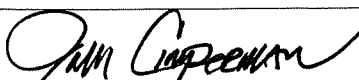
☐ Police Department: Conditions/Comments \_\_\_\_\_

☐ Department of Public Works: Conditions/Comments \_\_\_\_\_

☐ Fire Department/Disaster Coordinator: Conditions/Comments \_\_\_\_\_

Sign Permits are to be obtained from the Town of Aurora Building Department 575 Oakwood Ave, 716-652-7591

Name, Address and Telephone Number of Property Owner(s): 42 North Brewing Company  
25 Pine Street, East Aurora, NY 14052

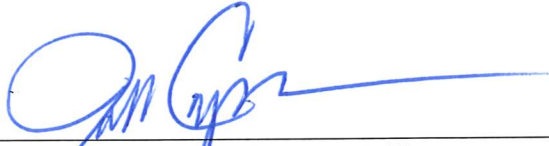
Signature of Applicant: 

Applicant's signature certifies that all information contained in this application is complete and accurate and that the applicant has any permission required by the property owner(s) for the event to occur on the property.



## 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 21<sup>st</sup> day of NOV 17<sup>th</sup>, 2022

Laurie A. Cullen  
\_\_\_\_\_  
Notary Public

LAURIE A. CULLEN  
Notary Public, State of New York  
No. 01CU6326714  
Qualified in Erie County  
My Commission Expires June 22, 2023

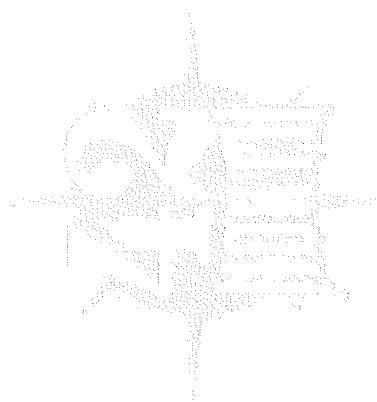
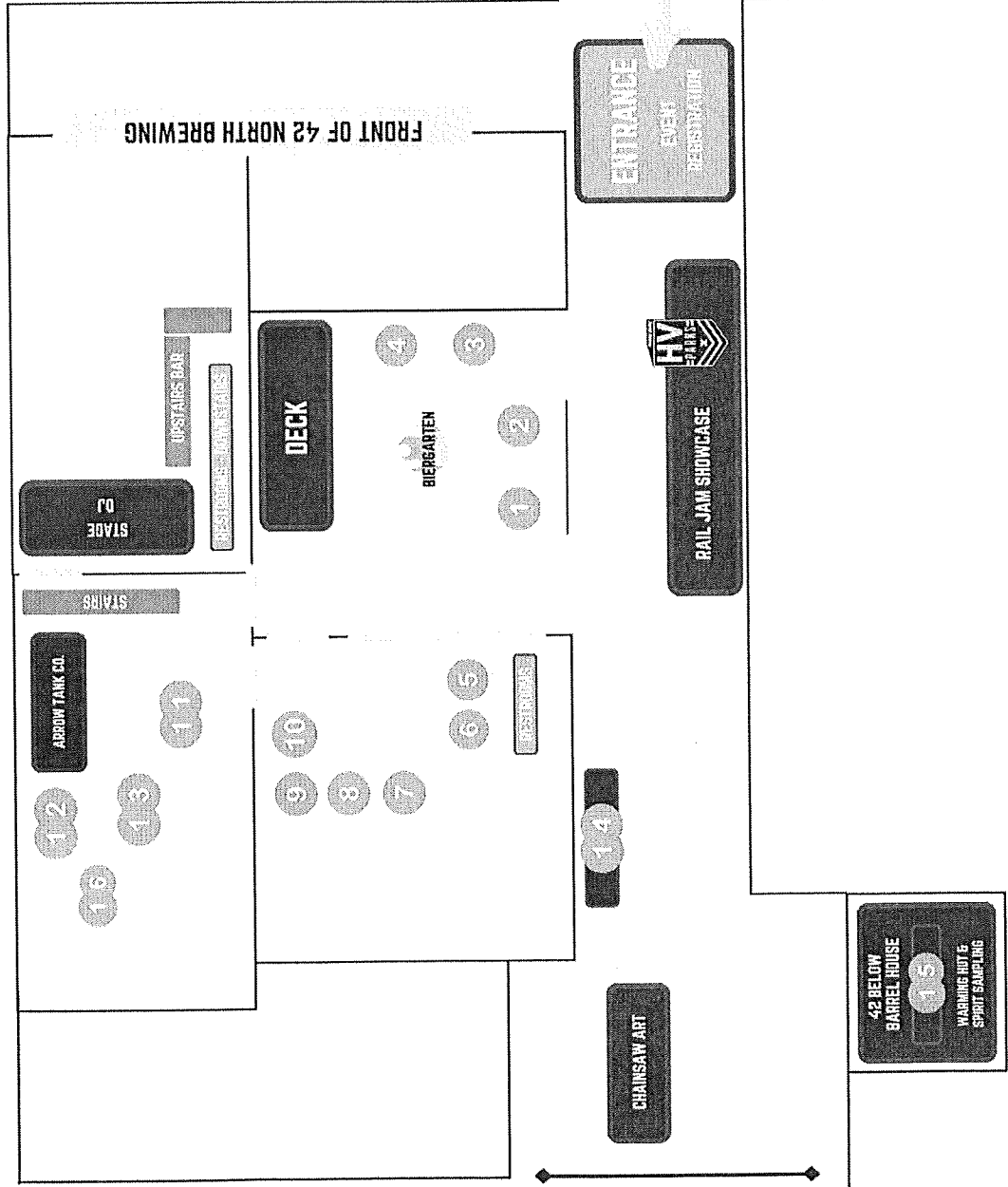


# BARREL JAM MAP 2023



NORTH

PARKING



## 2023 Barrel Jam Vendors

KCBC Brewery  
Community Beer Works  
Prison City Brewery  
Strangbird Brewery  
Lucky Hare Brewery  
Blackbird Cider Works  
Thin Man Brewery  
Allagash Brewing Company  
Firestone Walker Brewery  
Arrow Tank Company  
Adirondack Barrel Company  
Aurora Brew Works

Original  
Paid 11/28/22

# **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: November 28, 2022

The Building Department has accepted a Special Use Permit (SUP) application for Homegrown Kitchen at 640-650 Main St as submitted by the new owner, Abbey Brown. This property is located in the Village Center (VC) commercial zoning district and a restaurant is an allowable use in this district. Attached is the originally approved SUP.

Village Code section 285-52.3B states that the Village Board may refer the Special Use Permit application to the Planning Commission for their review and recommendations. The Village Board shall then schedule a public hearing for the applications.

Village Code section 285-50.4C requires the Village to submit the application to Erie County Department of Environment and Planning for their review and comment due to proximity to a State highway (Main St/20A).

This is an Unlisted action under SEQRA.

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 11/28/22  
Complete App 11/28/22  
Village Clerk:  
Date Filed 11/28/22  
Amount \$ 150  
Receipt # Cash

## SPECIAL USE PERMIT APPLICATION

PROPOSED PROJECT Homegrown Kitchen SBL#: 165.17-6-39  
LOCATION 650 main st, East Aurora, ny, 14052 ZONING DISTRICT VC

The applicant agrees to reimburse the Village for any additional fees required for review by consultants hired by the Village.

APPLICANT NAME Abbey Brown  
ADDRESS 100 Creekside in Arcade NY 14009  
TELEPHONE 716-572-6907 FAX \_\_\_\_\_ E-MAIL abbeybrownhomegrown@gmail.com  
SIGNATURE Abbey Brown

OWNER NAME Ea Management Group LLC  
ADDRESS P.O. Box 342 East Aurora NY 14052  
TELEPHONE 716-913-1232 FAX 716-919-280 E-MAIL maureen@ea-man.com  
SIGNATURE Maureen Jerackas

DEVELOPER NAME NA  
ADDRESS \_\_\_\_\_  
TELEPHONE \_\_\_\_\_ FAX \_\_\_\_\_ E-MAIL \_\_\_\_\_  
SIGNATURE \_\_\_\_\_

Request is for: ☒ Restaurant, Indoor Dining and/or ☒ Restaurant, Outdoor Dining  
☐ Gas Station ☐ Car Wash ☐ Other  
☐ Outdoor music or other noise impact; if yes please include a quick summation of request:

Days and hours of operation (indoor) mon-sat 11am-7pm sun-11am-6pm  
Days and hours of operation (outdoor) mon-sat 11am-7pm sun-11am-6pm

Will alcoholic beverages be served? ☐ Yes ☒ No

Will there be outdoor music? ☐ Yes ☒ No If yes, what type of music: \_\_\_\_\_  
Days and times of music \_\_\_\_\_

Are premises handicap accessible? ☒ Yes ☐ No

If not, premises must be made ADA compliant  
If yes, contact building department at 716-652-7591

Will there be any renovations ☐ Yes ☒ No

### THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- One Cover Letter to Village Board, Supporting Documents and SEQR as required in §285-52.2
- One 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, Permit fee \$25.00 and Public Hearing fee \$100.00 – Total \$150 at time of application

Trustee Shea agrees that the building needs progress, but however unsightly it looks, it is a secure building based on engineering reports that were previously received. Trustee Byrnes indicated, based on his construction background, that "bracing" does not necessarily make for a secure building. Trustee Shea further stated that Mr. Lydell should be served with notice that he has to start showing progress; the work that is being done is not adequate. Also, since the fine schedule has been updated and there is a new Judge, hopefully things will change. Trustee Byrnes indicated that Judge Markello is Mr. Lydell's attorney so that won't work. Nothing about the detail work that is being done by Mr. Lydell addresses the crumbling wall.

With regard to the signage being discussed for Mr. Lydell's property, the signs were an idea that was discussed to inform the public to detail that a renovation is occurring. In doing this, it might alleviate some concerns.

Mayor Kasprzak indicated that these issues need to follow the proper process, starting with the building department.

Trustee McCabe reminded everyone there will be a work session at 6 pm prior to the January 17th board meeting to discuss the EAFD ladder truck and it's placement on the capital projects plan.

#### **UNFINISHED BUSINESS**

- Motion by Trustee Shea to approve the Special Use Permit for Sean Lane, dba HomeGrown Kitchen. Seconded by Trustee McCabe and unanimously carried.

#### **VILLAGE OF EAST AURORA SPECIAL PERMIT**

#### **THIS PERMIT MUST BE DISPLAYED AT 650 MAIN STREET**

Special Permit issued pursuant to §285-51 of the Village Code of the Village of East Aurora

**Issued To:** Sean Lane dba HomeGrown Kitchen

**Valid only for days & hours of:**

Indoor: Sunday – Thursday from 11 am – 9 pm; Friday – Saturday from 11 am – 10 pm

Outdoor - Sunday – Thursday from 11 am – 9 pm; Friday – Saturday from 11 am – 10 pm

**For the purpose of:** Restaurant  
Indoor Seating: 27 Outdoor Seating: 8

**As per Village Board Approval:** January 3, 2017

**Special Conditions:**

Quiet music through speakers inside and outside

The maximum capacity for the indoor dining shall be in accordance with Village Code and NYS Fire Prevention Code.

The permit herein is issued to the applicant and cannot be transferred by such permittee without the written consent of the Village Board of Trustees. Exception is pursuant to §285-51 G (1).

No activities other than the activities specifically set forth in this special Permit shall be carried on. No activities shall be deemed incidental to the activities permitted by this Special Permit unless and until such activities shall be approved as incidental activities by resolution of the Village Board of Trustees.

The Village Board of Trustees hereby reserves the right to revoke approval of this Special Permit in the event the owner of the premises in which the use is permitted is found to be in violation of any of the above stated conditions.

## **NEW BUSINESS**

- ~~Referral to Historic Preservation Commission – Certificate of Appropriateness Application for 253 Main Street. Bryan indicated that this particular type of application does not need to come to the village board for referral; however, Trustee Shea indicated that he would like to see further discussion on firming up the process. He indicated that the building department needs to have involvement/knowledge BEFORE a permit is issued on any property that is designated as a historic landmark as well. Clerk Treasurer Joyce Jezewski also noted that the village requires the designations to be filed with the Erie County Clerk's office. A list of the current landmark designated properties will be forwarded by the Village Clerk to the building department and Village Administrator. Bryan will review with Attorney Bob Pierce our obligations for filing with the county.~~

## **RESOLUTION DESIGNATING POLLING PLACE AND HOURS POLLS ARE OPEN**

- Trustee Shea offered the following resolution and moved for its adoption:

WHEREAS, the next General Election for officers in the Village of East Aurora, New York, will be held on Tuesday, March 21, 2017 and

WHEREAS, Section 15-104 (3) (b) of the Election Law of the State of New York states that the Village Board of Trustees must designate by Resolution the polling place in each election district, and the hours during which polls are open.

NOW, THEREFORE, BE IT RESOLVED:

- 1) That the one (1) polling place in the Village of East Aurora will be in the Village Hall, 571 Main Street, corner of Main and Paine Streets, East Aurora, New York; and
- 2) Polls will be open for the General Village Election to be held on Tuesday, March 21, 2017 between the hours of 12 noon and 9:00 pm.

The foregoing resolution was duly seconded by Trustee Scheer and unanimously adopted.

Election packets are available for pickup at the Village Clerk's Office.

- Dan Castle spoke on behalf of the Zoning Code Update Committee. An RFP was issued and five (5) responses were received. Members included himself, John Spooner from the Zoning Board of Appeals (ZBA), Geoff Hintz from the Planning Commission, Building Inspector Bill Kramer and Bryan Gazda. They evaluated the criteria and created a matrix based on nine (9) general criteria, determining what was most important to the committee - experience with NYS villages, NYS zoning code experience, project manager qualifications, project team qualifications, familiarity with project area, experience with public participation, detailed SOW provided, provided project

**OFFICE USE ONLY:** Sketch Plan Meeting Date \_\_\_\_\_

**REQUIRED MEETINGS/REFERRALS:**

	Mtg/Mail Date	Conditions/Comments, if applicable:
Planning Commission	_____	_____
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.

**CHECK LIST FOR SPECIAL USE PERMIT APPLICATION**

- ☐ A cover letter to the Village Board with a narrative of all proposed uses and structures, including but not limited to: hours of operation, number of employees, maximum seat capacity and required number of parking spaces.
- ☐ A narrative report describing how the proposed use will satisfy the criteria set forth in the Special Use Permit review criteria of Chapter §285-52.4 (also listed below), as well as any other applicable requirements relating to the specific use proposed.
  - ☐ Will be generally consistent with the goals of the Village Comprehensive Plan.
  - ☐ Will meet all relevant criteria set forth in Chapter §285-52.3 and §285-52.4.
  - ☐ Will be compatible with existing uses adjacent to and near the property.
  - ☐ Will not create a hazard to health, safety or the general welfare of the public.
  - ☐ Will not alter the essential character of the neighborhood nor be detrimental to the neighborhood residents.
  - ☐ Will not be a nuisance to neighboring land uses in terms of the production of obnoxious or objectionable noise, dust, glare, odor, refuse, fumes, vibrations, unsightliness, contamination or other similar conditions.
  - ☐ Will not cause undue harm to, or destroy, existing sensitive natural features on the site or in the surrounding area or cause adverse environmental impacts such as significant erosion and/or sedimentation, slope destruction, flooding or ponding of water or degradation of water quality.
  - ☐ Will not destroy or adversely impact significant historic and/or cultural resource sites.
  - ☐ Will provide adequate landscaping, screening or buffering between adjacent uses which are incompatible with the proposed project.
  - ☐ Will not otherwise be detrimental to the public convenience and welfare.
- ☐ All SEQR documentation, as required by New York State Law.

FROM THE DESK OF  
**Abbey Brown**

November 22, 2022

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

To The Village of East Aurora,

I am a dedicated business woman looking to use my talents and creative skills to keep Homegrown Kitchen a thriving business in East Aurora.

I have been the manager here for over 4 years and also have a background in food service. I am looking to take over this established restaurant with the intent to continue making nourishing, healthy and delicious food. I would also like to continue to contribute to the community, we often make donations to local causes and we even established our own project during the pandemic where we donated meals to members of the health force when they were faced with huge waves of covid patients. We would love to find other ways to help other people.

We are currently open Monday through Saturday from 11am until 7pm and Sundays from 11am until 6pm and we intend to keep the hours the same. Our staff is currently made up of seven employees, but in the summer we are a lot busier and usually have roughly ten employees. We can seat forty-nine people in our establishment, and we use the parking lot located behind Main St between Church St and Riley St for our customers and staff.

Attached is the completed special use form and the environmental form. Please review and do not hesitate to reach out if you require anything further.

Best,

Abbey Brown



# Short Environmental Assessment Form

## Part 1 - Project Information

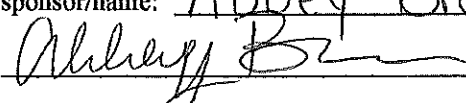
### Instructions for Completing

**Part 1 - Project Information.** The applicant or project sponsor is responsible for the completion of Part 1. 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.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

<b>Part 1 - Project and Sponsor Information</b>			
Name of Action or Project: <b>Homegrown Kitchen</b>			
Project Location (describe, and attach a location map):			
Brief Description of Proposed Action: <b>new ownership Homegrown Kitchen</b>			
Name of Applicant or Sponsor: <b>Abbey Brown</b>		Telephone: <b>716-572-6907</b>	
		E-Mail: <b>abbeybrownhomegrown@gmail.com</b>	
Address: <b>100 creekside ln apt 105</b>			
City/PO: <b>ArCADE</b>		State: <b>NY</b>	Zip Code: <b>14009</b>
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input checked="" type="checkbox"/> YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:			NO <input checked="" type="checkbox"/> YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		<u>0.25</u> acres	
b. Total acreage to be physically disturbed?		<u>0</u> acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		<u>0</u> acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies: _____ _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____ _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____ _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12. a. 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?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. 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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	<input checked="" type="checkbox"/>	<input type="checkbox"/>
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor/name: <u>Abbey Brown</u> Date: <u>11-20-22</u>		
Signature: <u></u> Title: _____		

# Sinking Ponds Wildlife Sanctuary Signage Update Project Proposal

## **Proposal Overview**

The Sinking Ponds Wildlife Sanctuary has some signage related items that we believe could use some updating. This project proposal will review four signage changes which we feel would be very beneficial to visitors of the sanctuary and which will upgrade some older signage as well.

## **Proposal Items**

The following are four project proposal signage items items/updates which we would like to propose to be performed at the sanctuary:

### **Main Entrance Signage**

Replacement of the existing entrance signage with new signage designed and fabricated by Eric Zimmerman of Visual Impact Signs; Eric has designed and fabricated all sanctuary signage. The new signage will be slightly larger in size and have one piece of verbiage removal in regard to feeding bread strictly to ducks. The signage will fasten to the existing signage poles and its height will be almost identical to the original. Note the diagram below of new signage portrays signage side by side vertically to original for comparison; height of signage again will be almost identical to current signage.

**Objective:** Update to older signage which is in need of repair and also removal of verbiage for feeding bread to ducks. Replacement sign on Sinking Pond will now contain verbiage "Please do not feed bread to waterfowl" which will cover all waterfowl including ducks.

**Cost:** Fully paid for by donations to Friends of Sinking Ponds Wildlife Sanctuary; this includes fabrication and installation.



Visual Impact Sign Design (Eric Zimmerman)

### Sinking Ponds Signage Pole

- Removal of “Bread is Bad For Ducks” sign and replacement with a new “Do Not Feed Bread to Waterfowl” sign.

- Movement of the leash law signage currently on the No Parking sign pole to this signage pole.
- Relocation of this signage pole to the entrance way possibly opposite left hand side across from the “No Unauthorized Vehicles” signage on the right hand side next to the DPW building.

Objective: New signage will cover all waterfowl and not only ducks in regards to feeding bread and the leash law signage will also be included on this pole as well and placed in the entrance area as opposed to on the Sinking Pond. This puts all rules and regulations for immediate viewing by visitors when they enter and also removes this signage as a visual obstruction on the Sinking Pond.

Cost: New “Do Not Feed Bread to Waterfowl” signage fully paid for by donations to Friends of Sinking Ponds Wildlife Sanctuary. Quality of new sign similar to previous purchased leash law signage by Friends of Sinking Ponds Wildlife Sanctuary.





