

**AGENDA**  
**Village Board of East Aurora**  
**October 5, 2020 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 September 21, 2020
- D. Approval of Minutes of Reorganizational Meeting for September 21, 2020
- E. Approval of Payment of Abstract for Voucher Nos. 60178 through 60231 for a total of \$486352.40

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

- A. Deer Safety Discussion

**3. PUBLIC HEARINGS**

- A. Consideration of a Special Use Permit Application for 16 Buffalo Road to convert the current Arctic Bites ice cream business to a Japanese cuisine take-out venue
- B. Consideration of a Rezoning Application request for 636 E. Fillmore Avenue, proposing to change from the current LCR – Limited Commercial Residential zoning designation to VC – Village Commercial zoning designation

**4. OFFICIAL CONSIDERATIONS**

- A. Determination under the State Environmental Quality Review Act of a Negative Declaration for an Unlisted Action and Consideration to Grant a Special Use Permit for 16 Buffalo Road to convert the current Arctic Bites ice cream business to a Japanese cuisine take-out venue
- B. Determination under the State Environmental Quality Review Act of a Negative Declaration and Type I Action for the Rezoning Application request for 636 E. Fillmore Avenue, proposing to change from the current LCR – Limited Commercial Residential to the VC – Village Commercial zoning designation
- C. Consideration to Approve a Rezoning Application for 636 E. Fillmore Avenue, proposing to change from the current LCR – Limited Commercial Residential to VC – Village Commercial zoning designation
- D. Consideration of an Application for Three or more Dogs for 85 Brooklea Drive for Anthony and Jennifer Izzo
- E. Consideration of an Application for Three or more Dogs for 821 Martin Drive for Ann Marie and Shawn Matott
- F. Consideration of a Request for a 30-Day Wavier for an On-Premise Liquor License for Grove Street Holdings Inc., dba Roycroft Inn
- G. Consideration to authorize the Mayor to sign an easement with the Erie County Water Authority for use of Village property where the Castle Hills water pump station is located
- H. Consideration of a Motion of whether or not to waive the conflict of interest with respect to the proposed representation by attorney Paul Weiss
- I. Consideration of an Application for Amendment to a Special Use Permit Application for Aurora Brew Works and a decision if Planning Commission referral and review is required, or if not, scheduling a public hearing
- J. Consideration of a Motion to Approve Change Order No. 7, under the recommendation of our engineers, with the ultimate cost responsibility to be determined between the parties
- K. Consideration to Approve a Budget Adjustment for the 2020-2021
- L. Consideration to Set a Public Hearing to consider projects for CDBG on October 19th

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

**6. DEPARTMENT HEAD REPORT**

- A. Sinking Ponds Committee: Trustees Scheer and Kimmel-Hurt

**7. ADJOURNMENT**



**Village of East Aurora  
Warrant Report 10/5/2020**

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	60214	Amazon	09/23/2020	1V37-JV4Y-3VGG	\$99.99	AtBatt Replacement Backup Battery for APC RBC7	2021	5	10/05/2020		
		<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	AtBatt Replacement Backup Battery for APC RBC7	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$99.99					
Total vouchers for Amazon: 1					\$99.99						
BANK OF HOLLAND GEN CHECK - 00100	60205	AMERICAN WATER WORKS	09/29/2020	7001841873	\$235.00	yearly membership dues	2021	5	10/05/2020		
		<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	yearly membership dues	F.5.8340.0440	TRANSMISSION AND DISTRIBUTION - TRAINING, TRAVEL & DUES	\$235.00					
Total vouchers for AMERICAN WATER WORKS: 1					\$235.00						
BANK OF HOLLAND GEN CHECK - 00100	60220	Amherst Alarm Inc.	09/15/2020	392668-392744	\$6,278.00	EAFD Alarm system upgrade-50% balance due plus additions day of service	2021	5	10/05/2020		
		<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		A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES	\$6,278.00	2021000082	08/13/2020			
Total vouchers for Amherst Alarm Inc.: 1					\$6,278.00						
BANK OF HOLLAND GEN CHECK - 00100	60212	CINTAS CORPORATION	09/24/2020	4060536806-4062581438	\$404.00	September 2020	2021	5	10/05/2020		
		<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		A.5.1490.0420	PUBLIC WORKS ADMINISTRATION - MAINTENANCE & REPAIRS	\$114.72	2021000096	09/01/2020			
		2		A.5.1640.0480	CENTRAL GARAGE - UNIFORMS	\$101.88	2021000096	09/01/2020			
		3		A.5.1620.0420	BUILDINGS - MAINTENANCE & REPAIRS	\$187.40	2021000096	09/01/2020			
Total vouchers for CINTAS CORPORATION: 1					\$404.00						
BANK OF HOLLAND GEN	60211	COUNTY LINE STONE	08/31/2020	131209-131606	\$2,708.84	August 2020	2021	5	10/05/2020		



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CHECK - 00100											
				<b>Line Number</b>		<b>Detail Description</b>					
				1		A.5.5110.0420 STREET MAINTENANCE - ROAD MATERIALS			\$2,708.84	2021000079	08/03/2020
Total vouchers for COUNTY LINE STONE: 1					\$2,708.84						
BANK OF HOLLAND GEN CHECK - 00100	60186	CSEA EMPL BENEFIT FUND	10/05/2020	DH123OCT2020	\$6,248.56	Dental & Vision Insurance Group DH123; October 2020	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1		Dental Insurance General Fund; October 2020	A.5.9061.0807		\$4,670.49		
				2		Dental Insurance Water Fund; October 2020	F.5.9061.0807		\$566.12		
				3		Optical Insurance General Fund; October 2020	A.5.9062.0808		\$902.55		
				4		Optical Insurance Water Fund; October 2020	F.5.9062.0808		\$109.40		
Total vouchers for CSEA EMPL BENEFIT FUND: 1					\$6,248.56						
BANK OF HOLLAND GEN CHECK - 00100	60202	CYNCON EQUIPMENT INC	09/21/2020	84381	\$85.17	parts	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1		A.5.1640.0460 CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS			\$85.17	2021000112	09/15/2020
Total vouchers for CYNCON EQUIPMENT INC: 1					\$85.17						
BANK OF HOLLAND GEN CHECK - 00100	60203	DELACY FORD	09/22/2020	404760-404798	\$511.67	EAPD #23	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1		A.5.3120.0460 POLICE DEPARTMENT - VEHICLE MAINTENANCE & PARTS			\$511.67	2021000115	09/21/2020
Total vouchers for DELACY FORD: 1					\$511.67						
BANK OF HOLLAND	60195	E J PRESCOTT, INC.	09/15/2020	5754677-5756175	\$2,171.64	September 2020	2021	5	10/05/2020		



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GEN CHECK - 00100											
				<b>Line Number</b>		<b>Detail Description</b>					
				1	F.5.8340.0420	TRANSMISSION AND DISTRIBUTION - MAINT & REPAIRS				2021000101	09/01/2020
Total vouchers for E J PRESCOTT, INC.: 1					\$2,171.64						
BANK OF HOLLAND GEN CHECK - 00100	60193	EAST AURORA ADVERTISER	09/25/2020	August, Sept. Legal Notices	\$103.95	Inv. #160740, 160741, 160742, 160743, 161438, 161439, 161440, 161660	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES					
Total vouchers for EAST AURORA ADVERTISER: 2					\$440.46						
BANK OF HOLLAND GEN CHECK - 00100	60219	EAST AURORA ADVERTISER	09/25/2020	161659	\$336.51	Leaf/Brush pick up advertisement for September 24, 2020	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1	A.5.8560.0470	SHADE TREES - DEPARTMENTAL SUPPLIES					
Total vouchers for EAST AURORA AUTO PARTS: 1					\$1,481.02						
BANK OF HOLLAND GEN CHECK - 00100	60218	EAST AURORA AUTO PARTS	09/29/2020	536585-539609	\$1,481.02	September 2020	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					
				1	A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS				2021000097	09/01/2020
				2	A.5.3410.0460	FIRE DEPARTMENT - VEHICLE MAINTENANCE & PARTS				2021000097	
				3	A.5.3120.0460	POLICE DEPARTMENT - VEHICLE MAINTENANCE & PARTS				2021000097	
Total vouchers for EAST AURORA AUTO PARTS: 1					\$1,481.02						
BANK OF HOLLAND GEN CHECK - 00100	60204	EAST AURORA LOCKSMITH	09/18/2020	6639	\$55.00	Hamlin Park lock re-install service call	2021	5	10/05/2020		
				<b>Line Number</b>		<b>Detail Description</b>					



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	1		Hamlin Park lock re-install service call		A.5.7140.0420	PLAYGROUNDS & RECREATION CTRS. - MAINTENANCE & REPAIRS		\$55.00			
Total vouchers for EAST AURORA LOCKSMITH: 1					\$55.00						
BANK OF HOLLAND GEN CHECK - 00100	60201	EBERL IRON WORKS	09/17/2020	204692	\$32.40	sign brackets	2021	5	10/05/2020		
	<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				A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$32.40	2021000113	09/16/2020	
Total vouchers for EBERL IRON WORKS: 1					\$32.40						
BANK OF HOLLAND GEN CHECK - 00100	60207	ERIE COUNTY COMPTROLLER	08/28/2020	1800060514-1800060515	\$622.04	September 2020- Oakwood signs	2021	5	10/05/2020		
	<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				A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$622.04	2021000102	09/01/2020	
Total vouchers for ERIE COUNTY COMPTROLLER: 1					\$622.04						
BANK OF HOLLAND GEN CHECK - 00100	60206	ERIE COUNTY PUBLIC HEALTH LAB	09/15/2020	9200034	\$77.00	August 2020- monthly samples	2021	5	10/05/2020		
	<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				F.5.8340.0490	TRANSMISSION AND DISTRIBUTION - WATER TESTING/CHEMICALS		\$77.00	2021000078	08/03/2020	
Total vouchers for ERIE COUNTY PUBLIC HEALTH LAB: 1					\$77.00						
BANK OF HOLLAND GEN CHECK - 00100	60200	GRAINGER	09/17/2020	9656190221	\$125.89	September 2020- Mike Williams work boots	2021	5	10/05/2020		
	<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				A.5.1640.0420	CENTRAL GARAGE - MAINTENANCE & REPAIRS		\$0.00	2021000104	09/01/2020	
	2				A.5.1640.0480	CENTRAL GARAGE - UNIFORMS		\$125.89	2021000104		
Total vouchers for GRAINGER: 1					\$125.89						



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BANK OF HOLLAND GEN CHECK - 00100	60223	INTOXIMETERS, INC.	10/05/2020	663693	\$329.00	Alco-Sensor III Set	2021	5	10/05/2020		

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Alco-Sensor III Instrument set & warranty	A.5.3120.0231	POLICE DEPARTMENT - STOP DWI EQUIPMENT	\$329.00	2021000109	09/10/2020

Total vouchers for INTOXIMETERS, INC.: 1 \$329.00

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	60217	LOGICS	10/01/2020	20477	\$1,237.00	Monthly HOSTED Fee-November 2020	2021	5	10/05/2020		

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	Monthly HOSTED Fee-November 2020	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$1,237.00		

Total vouchers for LOGICS: 1 \$1,237.00

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	60229	M and T BANK	10/01/2020	Credit Card	\$38,396.89	Credit Card payment for September, 2020	2021	5	10/05/2020		

Line Number	Detail Description	Account Number	Account Description	Detail Amount	PO Number	PO Date
1	DPW Valu; RCA Cable	A.5.1490.0403	PUBLIC WORKS ADMINISTRATION - OFFICE SUPPLIES	\$12.49		
2	DPW; 20' Eye Sling	A.5.8560.0200	SHADE TREES - EQUIPMENT	\$69.98		
3	EAPD Syringe Tubes	A.5.3120.0470	POLICE DEPARTMENT - DEPARTMENTAL SUPPLIES	\$48.80		
4	Police and Fire Department Supplies	A.5.3420.0470	POLICE & FIRE DISPATCH - DEPARTMENTAL SUPPLIES	\$29.95		
5	EAPD Department Office Supplies	A.5.3120.0403	POLICE DEPARTMENT - OFFICE SUPPLIES	\$136.86		
6	EAPD Bubble Mailer Envelopes	A.5.3120.0403	POLICE DEPARTMENT - OFFICE SUPPLIES	\$20.99		
7	EAPD Reservation for Fort William Resorts for Chief; NYSSA Leadership Summit	A.5.3120.0440	POLICE DEPARTMENT - TRAINING, TRAVEL & DUES	\$109.89		
8	EAPD NYSSA Summit Registration for Chief.	A.5.3120.0440	POLICE DEPARTMENT - TRAINING, TRAVEL & DUES	\$160.00		
9	Credit for Chief for Fort William Henry Resort	A.5.3120.0440	POLICE DEPARTMENT - TRAINING, TRAVEL & DUES	(\$10.89)		



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				10		Modern Dispostal Svc.					
				11		GoDaddy Renewal for 1 year					
				12		Kitchen Cart and Toaster Oven for new VEA building					
Total vouchers for M and T BANK: 1					\$38,396.89						
BANK OF HOLLAND GEN CHECK - 00100	60215	MARTYN PRINTING & GRAPHICS, INC.	09/25/2020	32388	\$616.00	Stationery for VEA	2021	5	10/05/2020		
		<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	Stationery for VEA		A.5.1670.0403	CENTRAL PRINTING & MAILING - CENTRAL PRINTING AND MAILING		\$616.00			
Total vouchers for MARTYN PRINTING & GRAPHICS, INC.: 1					\$616.00						
BANK OF HOLLAND GEN CHECK - 00100	60228	Nova Site Company LLC	09/25/2020	Oakwood	\$364,769.40	application #15; period to 9/25/2020	2021	5	10/05/2020		
		<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	application #15; period to 9/25/2020		H.5.8340.0031	TRANSMISSION AND DISTRIBUTION - OAKWOOD AVE WATERLINE		\$364,769.40			
Total vouchers for Nova Site Company LLC: 1					\$364,769.40						
BANK OF HOLLAND GEN CHECK - 00100	60224	NYS Assoc. of Fire Chiefs	09/03/2020	15074	\$100.00	Flashover Training-9/27/2020 for Jessica Canary	2021	5	10/05/2020		
		<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	Flashover Training-9/27/2020 for Jessica Canary		A.5.3410.0440	FIRE DEPARTMENT - TRAINING, TRAVEL & DUES		\$100.00			
Total vouchers for NYS Assoc. of Fire Chiefs: 1					\$100.00						
BANK OF HOLLAND GEN CHECK - 00100	60187	NYS UNEMPLOYMENT INS.	09/11/2020	Interest	\$28.52	Account status as of 9/16/2020, Underpaid Charges.	2021	5	10/05/2020		
		<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	Account status as of 9/16/2020, Underpaid Charges.		A.5.9055.0800	UNEMPLOYMENT INS - UNEMPLOYMENT INS		\$28.52			



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Total vouchers for NYS UNEMPLOYMENT INS.: 1					\$28.52						
BANK OF HOLLAND GEN CHECK - 00100	60179	NYSEG	09/15/2020	1001-111-531	\$19.77	Near 21 Elm St. Signal; 3 of 12; 8/13-9/10/20	2021	5	10/05/2020		
				<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		Near 21 Elm St. Signal; 3 of 12; 8/13-9/10/20	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$19.77		
BANK OF HOLLAND GEN CHECK - 00100	60180	NYSEG	09/21/2020	1001-1111-712	\$25.64	ELECTRICITY USAGE-PINE ST; 8/20-9/18/20	2021	5	10/05/2020		
				<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		ELECTRICITY USAGE-ACCT 712-PINE ST	F.5.1620.0431	BUILDINGS - ELECTRIC	\$25.64		
BANK OF HOLLAND GEN CHECK - 00100	60181	NYSEG	09/21/2020	1001-1111-704	\$129.39	ELECTRICITY USAGE-PINE ST; 8/20-9/18/20	2021	5	10/05/2020		
				<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		400 PINE STREET NYSEG ACCT 1001-1111-704	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC	\$129.39		
BANK OF HOLLAND GEN CHECK - 00100	60182	NYSEG	09/21/2020	1004-1637-827	\$395.71	ELECTRICITY USAGE AT 33 CENTER ST FIRE HALL; 8/21-9/18/20	2021	5	10/05/2020		
				<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		33 CENTER ST FIRE HALL 1004-1637-827	A.5.3410.0431	FIRE DEPARTMENT - ELECTRIC	\$395.71		
BANK OF HOLLAND GEN CHECK - 00100	60208	NYSEG	09/22/2020	1003-3707-893	\$18.60	ELECTRICITY USAGE - BUFFALO RD @ GREY ST., 8/21-9/21/20	2021	5	10/05/2020		
				<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		ELECTRICITY USAGE-BUFFALO RD @ GREY ST	A.5.5182.0431	STREET LIGHTING - ELECTRIC	\$18.60		
BANK OF HOLLAND GEN CHECK - 00100	60209	NYSEG	09/22/2020	1003-3707-877	\$21.24	ELECTRICITY USAGE-NEAR 163 MAIN ST @TRAFFIC CIR., 8/21-9/21/20	2021	5	10/05/2020		



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		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		\$21.24			
Total vouchers for NYSEG: 6					\$610.35						
BANK OF HOLLAND GEN CHECK - 00100	60221	OCCUSTAR, INC.	09/10/2020	4424	\$300.00	SCBA FF for Perrot, Egloff & Denz, CBP for Denz	2021	5	10/05/2020		
		1	SCBA FF for Perrot, Egloff & Denz, CBP for Denz		A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT SUPPLIES		\$300.00			
Total vouchers for OCCUSTAR, INC.: 1					\$300.00						
BANK OF HOLLAND GEN CHECK - 00100	60199	OFFICE DEPOT	09/14/2020	121912342001-122448199001	\$102.70	office supplies & webcam	2021	5	10/05/2020		
		1	office supplies & webcam		A.5.1490.0403	PUBLIC WORKS ADMINISTRATION - OFFICE SUPPLIES		\$102.70			
Total vouchers for OFFICE DEPOT: 1					\$102.70						
BANK OF HOLLAND GEN CHECK - 00100	60230	Quadient	09/08/2020	N8505074	\$483.00	Lease Coverage for 10/29/2020	2021	5	10/05/2020		
		1	Lease Coverage for 10/29/2020		A.5.1670.0470	CENTRAL PRINTING & MAILING - POSTAGE		\$483.00			
Total vouchers for Quadient: 1					\$483.00						
BANK OF HOLLAND GEN CHECK - 00100	60210	REBOY SUPPLY INC.	09/25/2020	91140-91333	\$917.20	September 2020	2021	5	10/05/2020		
		1			A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$73.90	2021000095	09/01/2020	
		2			A.5.7140.0420	PLAYGROUNDS & RECREATION CTRS. - MAINTENANCE & REPAIRS		\$5.39	2021000095		



**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
				3	F.5.8340.0420	TRANSMISSION AND DISTRIBUTION - MAINT & REPAIRS		\$8.59	2021000095		
				4	A.5.8560.0470	SHADE TREES - DEPARTMENTAL SUPPLIES		\$108.27	2021000095		
				5	A.5.8140.0420	STORM SEWERS - MAINT & REPAIRS		\$721.05	2021000095		
Total vouchers for REBOY SUPPLY INC.: 1					\$917.20						

BANK OF HOLLAND GEN CHECK - 00100	60198	RED WING BRANDS OF AMERICA, INC.	09/24/2020	83948-84076	\$363.98	work boots- Stoll & Halt	2021	5	10/05/2020		
		<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			A.5.5110.0480	STREET MAINTENANCE - UNIFORMS		\$175.99	2021000114	09/17/2020	
		2			F.5.8340.0480	TRANSMISSION AND DISTRIBUTION - UNIFORMS		\$187.99	2021000114	09/17/2020	
Total vouchers for RED WING BRANDS OF AMERICA, INC.: 1					\$363.98						

BANK OF HOLLAND GEN CHECK - 00100	60196	RUSERT EQUIPMENT, LLC	09/03/2020	20215	\$127.00	Avalanche snow pusher	2021	5	10/05/2020		
		<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			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$127.00	2021000107	09/10/2020	
Total vouchers for RUSERT EQUIPMENT, LLC: 1					\$127.00						

BANK OF HOLLAND GEN CHECK - 00100	60222	SAMMY'S CAR WASH	10/05/2020	May/June/July 2020	\$525.00	Monthly unlimited car washes.	2021	5	10/05/2020		
		<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	May, June, July 2020 175.00 per month		A.5.3120.0460	POLICE DEPARTMENT - VEHICLE MAINTENANCE & PARTS		\$525.00	2021000118	09/30/2020	
Total vouchers for SAMMY'S CAR WASH: 1					\$525.00						

BANK OF HOLLAND GEN CHECK - 00100	60192	SHANOR ELECTRIC SUPPLY	09/16/2020	778700-778701	\$989.60	EAFD light ballasts	2021	5	10/05/2020		
		<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			A.5.3410.0420	FIRE DEPARTMENT - DEPARTMENT		\$989.60	2021000091	08/19/2020	





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<b>GEN CHECK - 00100</b>											
		<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	Policy 51N18158; Umbrella/Excess		A.5.1910.0410	UNALLOCATED INSURANCE - GEN LIABILITY SERVICES		\$18,566.00			
		2	Account 6N502191- Automobile Renewal (\$32,444.00) plus NY Motor Ve. Fee (\$250.00)		A.5.1910.0410	UNALLOCATED INSURANCE - GEN LIABILITY SERVICES		\$32,674.00			
		3	NY Protective Liab. Account 6N502191		A.5.1910.0410	UNALLOCATED INSURANCE - GEN LIABILITY SERVICES		\$750.00			
		4	NY Fire Ins. Fee., Account 6N502191		A.5.1910.0410	UNALLOCATED INSURANCE - GEN LIABILITY SERVICES		\$5.00			
Total vouchers for Travelers: 1					\$51,995.00						
BANK OF HOLLAND	60213	TRI-COUNTY SUPPLY, INC.	09/17/2020	202116	\$73.97	parts	2021	5	10/05/2020		
<b>GEN CHECK - 00100</b>											
		<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			A.5.1640.0460	CENTRAL GARAGE - VEHICLE MAINTENANCE & PARTS		\$73.97	2021000111	09/15/2020	
Total vouchers for TRI-COUNTY SUPPLY, INC.: 1					\$73.97						
BANK OF HOLLAND	60191	TRI-COUNTY TOOL RENTAL & SALES	09/28/2020	20711-20731	\$101.67	September 2020	2021	5	10/05/2020		
<b>GEN CHECK - 00100</b>											
		<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			A.5.1640.0420	CENTRAL GARAGE - MAINTENANCE & REPAIRS		\$49.02	2021000098	09/01/2020	
		2	signs parts		A.5.5110.0420	STREET MAINTENANCE - ROAD MATERIALS		\$52.65	2021000098		
Total vouchers for TRI-COUNTY TOOL RENTAL & SALES: 1					\$101.67						
BANK OF HOLLAND	60178	UNITED STATES TREASURY	10/05/2020	720-06.30.2019	\$24.48	Penalty on tax period June 30,2019 Form number 720 late payment for EIN 16-6002459.	2021	5	10/05/2020		
<b>GEN CHECK - 00100</b>											
		<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	Penalty on tax period June 30,2019 Form number 720 late payment for EIN 16-6002459.		A.5.9060.0805	HOSPITAL & MEDICAL INSURANCE - HEALTH INSURANCE		\$24.48			



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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
Total vouchers for UNITED STATES TREASURY: 1					\$24.48						
BANK OF HOLLAND GEN CHECK - 00100	60231	W.B. MASON CO., INC.	10/01/2020	Invoice(s)	\$17.69	Multiple Orders and Credits.	2021	5	10/05/2020		
				<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	Invoice# 214065165; Watercooler rental	A.5.1620.0433	BUILDINGS - WATER	\$5.99			
				2	Invoice #21419277 Self inking Stamp	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$30.95			
				3	Invoice #214230587; Cash register paper	A.5.1325.0403	VILLAGE ADMINISTRATOR - OFFICE SUPPLIES	\$12.79			
				4	Invoice #214230587 Bottle Deposit and Water	A.5.1620.0433	BUILDINGS - WATER	\$39.96			
				5	Credit #8398992; Bottle Deposit	A.5.1620.0433	BUILDINGS - WATER	(\$36.00)			
				6	Credit #CR8308385	A.5.1620.0433	BUILDINGS - WATER	(\$30.00)			
				7	Water deposit CR8308386	A.5.1620.0433	BUILDINGS - WATER	(\$6.00)			
Total vouchers for W.B. MASON CO., INC.: 1					\$17.69						
BANK OF HOLLAND GEN CHECK - 00100	60225	WINDSTREAM	09/04/2020	73002253	\$523.77	EAFD Monthly phone charges	2021	5	10/05/2020		
				<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	EAFD Monthly phone charges	A.5.3410.0434	FIRE DEPARTMENT - TELEPHONE	\$523.77			
Total vouchers for WINDSTREAM: 1					\$523.77						
BANK OF HOLLAND GEN CHECK - 00100	60216	WNYNETWORKS	08/12/2020	2926	\$240.00	CMS License	2021	5	10/05/2020		
				<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	CMS License	A.5.1480.0410	PUBLIC INFO SERVICES - PUBLIC INFO: SUPPLIES, MAINT AGR, INTERNET, SERVER, GIS	\$240.00			
Total vouchers for WNYNETWORKS: 1					\$240.00						
BANK OF HOLLAND GEN CHECK - 00100	60197	WOODCUTTERS HEADQUARTERS	09/15/2020	513523	\$97.92	POLE SAW PARTS	2021	5	10/05/2020		



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			A.5.8560.0200	SHADE TREES - EQUIPMENT		\$97.92	2021000110		09/15/2020
Total vouchers for WOODCUTTERS HEADQUARTERS: 1					\$97.92						



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	\$117,983.05	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$117,983.05
F	WATER FUND	\$0.00	\$3,599.95	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$3,599.95
H	CAPITAL PROJECTS	\$0.00	\$364,769.40	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$364,769.40
<b>Posted Batch Grand Totals</b>		<b>\$0.00</b>	<b>\$486,352.40</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$486,352.40</b>



Village of East Aurora  
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\*\*\*\*\* 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: \_\_\_\_\_

**VILLAGE OF EAST AURORA  
VILLAGE BOARD MEETING  
September 1, 2020 –7:00 PM**

**Present:**

Trustee Kimmel-Hurt  
Trustee Cameron  
Trustee Porter  
Trustee Rosati  
Trustee Scheer  
Mayor Mercurio

**Absent:**

Trustee Lazickas

**Also Present:**

Maureen Jerackas, Clerk-Treasurer  
Shane Krieger, Chief of Police  
Robert Pierce, Village Attorney  
Chris Trapp, Deputy Village Attorney  
Cathie Thomas, Village Administrator  
Matthew Hoeh, Superintendent of Public Works  
Elizabeth Cassidy, Building Inspector  
Jessica Taneff- Deputy Clerk  
0 Members of the public

A Motion by Trustee Schoeneman to approve the Village Board minutes of September 8, 2020, seconded by Trustee Kimmel-Hurt and carried with unanimous approval.

Trustee Porter moved to approve the Payment of Abstract(s) for:

Fiscal year 2020-2021: Voucher Nos. 60138 through 60137 for a total of \$396,773.25 Seconded by Trustee Kimmel-Hurt and unanimously carried.

**PUBLIC HEARINGS**

- A Motion by Trustee Porter to open a public hearing at 7:29PM, for an Application for Three or more Dogs for 85 Brooklea Drive for Anthony and Jennifer Izzo, was seconded by Trustee Rosati and carried with unanimous approval.
  - Clerk-Treasurer said there were \*\*\*4 letters against having more than 2 dogs. Jennifer Rizzo, owner, said they currently have two dogs, the one is a 14yr old and doesn't go outside other than to use the bathroom. The other dog is a puppy that was a graduation gift and could be moving. The new dog is for their son that has muscular dystrophy and they don't want to wait indefinitely to get a dog for him. Trustee Porter asked if this would be a certified dog for

assistance. Ms. Rizzo said it would not be a service dog, it is for companionship for her son. Trustee Rosati asked if the dog would be kept mostly inside. Jennifer said the dogs would not be outside unless they were outside with them. Trustee Kimmel-Hurt asked if she spoke to her neighbors about her getting another dog. She said she had and the neighbor near her was for her getting another dog.

On a Motion by Trustee Cameron to close the public hearing at 7:37PM, was seconded by Trustee Scheer with and carried with unanimous approval.

- A Motion by Trustee Kimmel-Hurt to open a public hearing at 7:37PM, an Application for Three or more Dogs for 821 Martin Drive for Ann Marie and Shawn Matott, was seconded by Trustee Rosati and carried with unanimous approval.
  - The Clerk-Treasurer said she has \*\*\*5 letters in support and 5 letters against, 4 of the 5 were for the same address. Ann Marie Matott, owner, said she had an opportunity to take in another dog. She has currently two dogs that are 15yrs and 16yrs old. They would take in the dog under guardianship and gives her children the opportunity to watch under care. She has spoken to all her neighbors, beside her, behind her and across from her about having a third dog.

On a Motion by Trustee Porter to close the public hearing at 7:43PM, was seconded by Trustee Kimmel-Hurt and unanimously approved.

- A Motion by Trustee Porter to open a public hearing at 7:44PM, for the Hamlin Park Master Plan Proposal, was seconded by Trustee Kimmel-Hurt and carried with unanimous approval.
  - The Mayor spoke about the process with an Engineering firm to create this Hamlin Park plan. At the time there were over 1k surveys and it is available on the Village website. This plan will allow the Village to apply for funds and grants over the years. Trustee Rosati spoke of a resident concern about trees. The Superintendent said they have locations of the memory trees. The Board members spoke of the plan.

On a Motion by Trustee Rosati to close the public hearing at 7:57PM, was seconded by Trustee Kimmel-Hurt and unanimously approved.

## **OFFICIAL CONSIDERATIONS**

- Consideration of an Application for Three or more Dogs for 85 Brooklea Drive for Anthony and Jennifer Izzo was Tabled to October 5, 2020
- Consideration of an Application for Three or more Dogs for 85 Brooklea Drive for Anthony and Jennifer Izzo was Tabled to October 5, 2020
- A Motion by Trustee Scheer, to Approve and Adopt the Hamlin Park Master Plan, seconded by Trustee Kimmel-Hurt and was unanimously approved.
- A Motion by Trustee Kimmel-Hurt, to Approve Local Law No. 6 to Amend Section 104-3 of the Village Code requiring permits for keeping other than household pets, seconded by Trustee Porter and put on a roll call:  
Trustee Kimmel-Hurt

Trustee Cameron  
Trustee Porter  
Trustee Rosati  
Trustee Scheer  
Mayor Mercurio

and was unanimously approved.

- Trustee Cameron asked if the part that speaks about residents meant property owners. The Clerk Treasurer made a comment that it should be the property owner signatures should be notarized. The Administrator will make the change in the code, so it reads homeowner in the corrected section.
- A Motion by Trustee Porter, to Appoint Gavin (Ivan) Menz to Meter Reader/Caretaker as requested by the DPW Superintendent, seconded by Trustee Kimmel-Hurt and was unanimously approved.
- A Motion by Trustee Porter, approve 2019/2020 budget adjustments, seconded by Trustee Cameron and was unanimously approved.
- A Motion by Trustee Kimmel-Hurt, to approve 2020/2021 budget adjustments, seconded by Trustee Porter and was unanimously approved.
- A Motion by Trustee Kimmel-Hurt, to Schedule a Public Hearing on October 19<sup>th</sup> to Repeal Section 209 – Signs of the Village Code (this was replaced by Section 285-44 – Sign Regulations contained in the Zoning Code section, seconded by Trustee Cameron and was unanimously approved.
- A Motion by Trustee Kimmel-Hurt, to approve the Demolition of a barn at 326 Olean owner Brian Fisher as referred by HPC, seconded by Trustee Porter and was unanimously approved.

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

- Police Chief- Chief Krieger said within the last two weeks they have had two main crossing guards resign from their positions. He has advertised these positions and said they will work to split the shifts if needed. He also is reminding residents to lock their vehicles and not leave their keys in their cars because there have been two vehicles stolen out of the Village recently.
- DPW- The Superintendent said they painted the rest rooms at Hamlin Park this week. They will be trimming trees this week. They continue to flush and paint fire hydrants around the village.
- Code- CEO Kramer said they are still moving into the new offices. The office is still closed but they are still doing inspections.
- Administrator- The Administrator spoke about the paving being complete on Oakwood and said the temporary Tim Horton's drive-thru is closed off, so people may use the main entrance.

- Clerk-Treasurer- The Clerk-Treasurer spoke about the Elections, re-org meeting and said that the Village is still packing for the move.
- Trustee Cameron – Trustee Cameron spoke about people being tense right now with everything going on right now but is asking everyone to be open minded. Trustee Cameron also spoke about the recent Tree Board.
- Trustee Rosati- Trustee Rosati spoke about HPC and what they are readily available for to help residents with.
- Trustee Porter- Trustee Porter asked when the Village will be moving. The Administrator said we will be moving in a little over a month.
- Trustee Scheer-Trustee Scheer commented on what Trustee Kimmel-Hurt mentioned and also asked for people to be respectful and civil of others.
- Trustee Kimmel-Hurt- Trustee Kimmel-Hurt reported about the Environmental Stewardship Committee and said it is almost defunct. She also spoke about the communications with controlling the deer population and asked if the Village can do anything about this. Trustee Scheer believes this would have to go through the DEC and he would reach out to them and state parks about their plans. Trustee Kimmel-Hurt also acknowledged the recent protests and is asking people to be respectful and open minded.
- Mayor Mercurio- The Mayor spoke about the Taste of East Aurora happening this weekend. He also asked residents to be respectful of other's opinions.

#### **EXECUTIVE SESSION**

- On a motion by Trustee Porter, Seconded by Trustee Kimmel-Hurt, an Executive Session to discuss a matter to do the sale of real property, was opened at 8:43 pm.
- On a motion by Trustee Kimmel-Hurt, seconded by Trustee Rosati, the Executive Session was closed at 9:41 pm.

#### **ADJOURNMENT**

A Motion was made by Trustee Cameron to adjourn the meeting at 89:41PM. Seconded by Trustee Kimmel-Hurt and unanimously carried.

Respectfully submitted,

Jessica Taneff  
Village Deputy Clerk

\*\*\*

**85 Brooklea Drive for Anthony and Jennifer Izzo**

**1.** I have received notices that there will be a public hearing on a permit to allow 3 or more dogs on these premises. There are restrictions in this village for a reason.

First of all I want the board to know that I love pets and have 1 dog myself. With that being said I am Not in favor of residents having more than one maybe two dogs. I moved to this village more than 40 years ago because it was a quiet village.

I live on Brooklea Drive and there are dogs always barking now what will the noise be like when families have more than two dogs. When my dog starts to bark I immediately bring her in because I don't want to disrupt my neighbors other people let them bark. I also clean up for my dog which a lot of people don't.

If people want more than 2 dogs or chickens or whatever else they shouldn't have moved to the village but to the town. If the board members are always granting these requests what in the world will this village be like.

I am totally against someone having 3 or more dogs on their property and so close to mine.

**2.** I am not in favor of allowing 3 or more dog at one home in the village. Two is plenty. More becomes a nuisance to those that live around them.

Thank you.

Cheryl and Jerry Paradise

124 Brooklea Drive EA

**3. 85 Brooklea Dr. : Anthony and Jennifer Izzo**

I strongly object to the keeping of three (3) or more dogs in the Village for the following reasons;  
BY ALLOWING MULTIPLE DOGS AND CHICKENS THE VILLAGE IS CREATING THE PERFECT 'STORM'  
IF ANY DOGS GET LOOSE (AS THEY OFTEN DO ) THEY WILL FIND THE CHICKENS. THAT IS WHY THE LAWS WERE ENACTED IN 1977.

THOSE HAVING CHARGE OF ANY DOG(S) DON'T KNOW OR CARE ABOUT REGULATIONS, ie

DOGS MUST BE RESTRAINED ON A LEASH NOT EXCEEDING SIX (6) FEET IN LENGTH

PEOPLE HARBER DOGS THAT HOWLS, BARKS, CRYs REGULARLY, DISTURBS THE PEACE, QUIET, HEALTH OR WELL-BEING OF ANY OTHER PERSON IS IN VIOLATION OF THE CODE AND SUBJECT TO A \$250.00 FINE

.HOW DO YOU CONTROL THREE (3) OR MORE DOGS ?

PEOPLE DON'T CONTROL ONE(1) OR TWO(2) DOGS BY ALLOWING SUCH DOGS ON THE

SIDEWALKS TO GET OTHER PEDESTRIANS TO GET TANGLED UP IN THE 20FT. LEASHES. HOW DO YOU CONTROL THREE (3) OR MORE DOGS ?

COMMITTING ANY NUISANCE BY URINATING OR DEFECATING ON PRIVATE PROPERTY OR IN IN THE PUBLIC PARKS WHERE THERE ARE NO DOGS ALLOWED.

THE TOWN DOG CONTROL AND THE POLICE RESPOND TO CALLS BUT NO FINES HAVE LEVIED AND THERE ARE SO MANY PEOPLE WITH DOGS IN VIOLATION THAT THE DOG CONTROL

September 21, 2020

OFFICER AND THE POLICE CANNOT KEEP UP NOW . THERE IS NO NEED FOR THREE (3) OR MORE DOGS [ OR CHICKENS ]. LETS BE CONSIDERATE OF ALL THE VILLAGE RESIDENTS.

THE VILLAGE BOARD SHOULD NOT ISSUE ANY PERMITS FOR THREE (3) OR MORE DOGS UNTIL THEY CAN MAKE PEOPLE AWARE OF AND ENFORCE THE EXISTING REGULATIONS.

John Schaffer

749 WARREN DR.

EAST AURORA NY

8-28-2020

September 1, 2020

Dear Village of East Aurora Mayor and Board Members,

We would like to express our opinion regarding the application of Ann Marie Matott at 821 Martin Dr. requesting permission to have **three or more** dogs at their home.

Our property abuts to their property and we live in close proximity to their home. They currently have two dogs that we find noisy and disruptive. Both dogs are noisy and bark often until late in the evening . We think that additional dog(s) at their home would negatively impact our quality of life on our own property. We would ask that the board vote **against approval** of this permit application.

Thank you,

A handwritten signature in black ink that reads "Barbara & William Dadey". The signature is written in a cursive, flowing style.

Barbara & William Dadey

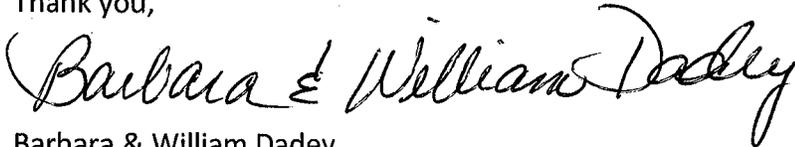
September 1, 2020

Dear Village of East Aurora Mayor and Board Members,

We would like to express our opinion regarding the application of Anthony and Jennifer Izzo at 85 Brooklea Dr. requesting permission to have **three or more** dogs at their home.

We live in close proximity to their home. Noise created by **2 dogs** (let alone **3 dogs**) can be disruptive in a small community. We think that additional dog(s) at their home would negatively impact the quality of life in our neighborhood. It seems to us that 2 dogs per household is sufficient for a village environment. We would ask that the board vote **against approval** of this permit application.

Thank you,

A handwritten signature in cursive script that reads "Barbara & William Dadey". The signature is written in black ink and is positioned above the printed name.

Barbara & William Dadey

\*\*\*

821 Martin Drive for Ann Marie and Shawn Matott

**1.**I have received notices that there will be a public hearing on a permit to allow 3 or more dogs on these premises. There are restrictions in this village for a reason.

First of all I want the board to know that I love pets and have I dog myself. With that being said I am Not in favor of residents having more than one maybe two dogs. I moved to this village more than 40 years ago because it was a quiet village.

I live on Brooklea Drive and there are dogs always barking now what will the noise be like when families have more than two dogs. When my dog starts to bark I immediately bring her in because I don't want to disrupt my neighbors other people let them bark. I also clean up for my dog which a lot of people don't.

If people want more than 2 dogs or chickens or whatever else they shouldn't have moved to the village but to the town. If the board members are always granting these requests what in the world will this village be like.

I am totally against someone having 3 or more dogs on their property and so close to mine.

**2.** I am a neighbor of The Matott Family at 821 Martin Drive. I would like to state that I have no problems with their request for 3 dogs. Annie Matott has already informed us of her desire for another dog and addressed our concerns, a couple weeks ago. We support the permit approval.

Truly,

Kim and Shawn Flattery

829 Martin Drive

**3.** We have been nextdoor neighbors of the Matotts for many years. They have been terrific neighbors, as they have great love for our village and neighborhood. We are in full support of the Village granting a permit to allow them to maintain three dogs on their property. They will provide a caring and loving home!

Please feel free to contact us at 860-4583 if you have further questions or concerns.

Greg & Deb Goggins

813 Martin Dr.

September 21, 2020

**4. Public comment on a permit to keep or maintain three (3) or more dogs at**

821 Martin Dr. : Ann Marie Matott

I strongly object to the keeping of three (3) or more dogs in the Village for the following reasons;  
BY ALLOWING MULTIPLE DOGS AND CHICKENS THE VILLAGE IS CREATING THE PERFECT 'STORM'  
IF ANY DOGS GET LOOSE ( AS THE OFTEN DO ) THEY WILL FIND THE CHICKENS. THAT IS WHY THE LAWS  
WERE ENACTED IN 1977.

THOSE HAVING CHARGE OF ANY DOG(S) DON'T KNOW OR CARE ABOUT REGULATIONS ,ie

DOGS MUST BE RESTRAINED ON A LEASH NOT EXCEEDING SIX (6) FEET IN LENGTH

PEOPLE HARBER DOGS THAT HOWLS,BARKS, CRYs REGULARLY, DISTURBS THE PEACE, QUIET, HEALTH  
OR WELL-BEING OF ANY OTHER PERSON IS IN VIOLATION OF THE CODE AND SUBJECT TO A \$250.00  
FINE .HOW DO YOU CONTROL THREE (3) OR MORE DOGS ?

PEOPLE DON'T CONTROL ONE(1) OR TWO(2) DOGS BY ALLOWING SUCH DOGS ON THE SIDEWALKS TO  
GET OTHER PEDESTRIANS TO GET TANGLED UP IN THE 20FT. LEASHES. HOW DO YOU CONTROL THREE  
(3) OR MORE DOGS ?

COMMITTING ANY NUISANCE BY URINATING OR DEFECATING ON PRIVATE PROPERTY OR IN IN THE  
PUBLIC PARKS WHERE THERE ARE NO DOGS ALLOWED.

THE TOWN DOG CONTROL AND THE POLICE RESPOND TO CALLS BUT NO FINES HAVE LEVIED AND  
THERE ARE SO MANY PEOPLE WITH DOGS IN VIOLATION THAT THE DOG CONTROL OFFICER AND THE  
POLICE CANNOT KEEP UP NOW . THERE IS NO NEED FOR THREE (3) OR MORE DOGS [ OR CHICKENS ].  
LETS BE CONSIDERATE OF ALL THE VILLAGE RESIDENTS.

THE VILLAGE BOARD SHOULD NOT ISSUE ANY PERMITS FOR THREE (3) OR MORE DOGS UNTIL THEY CAN  
MAKE PEOPLE AWARE OF AND ENFORCE THE EXISTING REGULATIONS.

John Schaffer  
749 WARREN DR.  
EAST AURORA NY

**5. 8/29/2020**

Dear Village of East Aurora Trustees,

I wish to support The Matott family in their efforts to seek approval for a 3rd dog. Annie Matott spoke  
with us regarding the situation over the last month and we support their application. It wouldn't be a  
problem at all.

Thank you,  
Breanna and Dan Voigt  
804 Martin Drive (Across the street)  
East Aurora, NY

**6. I am not in favor of allowing 3 or more dog at one home in the village. Two is plenty. More  
becomes a nuisance to those that live around them.**

Thank you.  
Cheryl and Jerry Paradise  
124 Brooklea Drive EA

September 21, 2020

**7. Dear Village of East Aurora Board,**

I am writing in regards to the mailing I received regarding a 3rd dog variance for my neighbor, Ann Matott. A few weeks ago, she stopped by and we discussed the matter. We have no issue with the extra dog and hope the variance is approved.

Sincerely,

Valerie and Adam Bernys

809 Martin Dr.

East Aurora, NY 14052

**8. Dear Village Trustees,**

I would like to express my support of Ann Marie Matott's request to keep 3 dogs at 821 Martin Drive. She has already told us about the variance request process and asked us for our concerns. A younger more active dog would bring much joy to her children.

Yours truly,

Diane and Mike Couch

824 Martin Drive

EA, NY

**9. Hello,**

I received a post card advising me of the request for the residents at 821 Martin Drive for a code variance to have a third dog. I am the resident at 135 Brooklea Drive and let it be known that I object to the residents having a third dog.

Thank you.

Kelly A. O'Connor Scarpa

**VILLAGE OF EAST AURORA  
ORGANIZATIONAL MEETING  
MONDAY, September 21, 2020 at 7:00 PM**

**Present:**

Trustee Porter  
Marcia Kimmel Hurt  
Trustee Cameron  
Trustee Rosati  
Trustee Scheer  
Mayor Peter Mercurio

**Absent:**

Trustee Lazickas

**Also Present:**

Maureen Jerackas, Clerk-Treasurer  
Shane Krieger, Chief of Police  
Robert Pierce, Village Attorney  
Chris Trapp, Deputy Village Attorney  
Cathie Thomas, Village Administrator  
Matthew Hoeh, Superintendent of Public Works  
Elizabeth Cassidy, Building Inspector  
Jessica Taneff- Deputy Clerk  
0 Members of the public

**Mayoral Appointments:**

Mayor Peter M. Mercurio announced the following one-year appointments:

A.	Deputy Mayor	Ernest Scheer
B.	Board Liaison to Tree Board	Kristin Cameron
C.	Staff Liaison to Tree Board	Jeff Stoll, Foreman
D.	Board Liaison Historic Preservation Comm.	Tony Rosati
E.	Board Liaison to Pedestrian Bicycle Board	Steve Lazickas
F.	Board Liaison Boys and Girls Club of EA	Paul Porter
G.	Board Liaison to Police & Fire Departments	Kristin Cameron
H.	Board Liaison to DPW	Ernest Scheer
I.	Board Liaison Parks Committee	Ernest Scheer
J.	Board Liaison to Planning Committee	Paul Porter
K.	Board Liaison to Zoning Board of Appeals	Marcia Kimmel-Hurt
L.	Board Liaison NEST	Ernest Scheer
M.	Board Liaison to Cazenovia Creek Advisory Comm.	Tony Rosati

**Mayoral Appointments:**

**Mayor Peter M. Mercurio moved the following Appointments:**

Cathryn C. Thomas is appointed Village Administrator, Budget Officer and Affirmative Action Officer for a one-year term ending April 5, 2021.

All ayes

**Vote on Motion:**

Maureen Jerackas is appointed Clerk-Treasurer, Grant Master and Records Management Officer for a two-year term ending April 4, 2022.

- Trustee Lazickas -Absent
- Trustee Porter - aye
- Trustee Kimmel-Hurt - aye
- Trustee Rosati - aye
- Trustee Cameron - aye
- Trustee Scheer - aye
- Mayor Mercurio – aye

**Vote on Motion**

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

Be it resolved Maureen Jerackas is appointed Registrar of Vital Statistics for a two-year term ending April 4, 2022.

Seconded by Trustee Porter

- Trustee Lazickas -Absent
- Trustee Porter - aye
- Trustee Kimmel-Hurt - aye
- Trustee Rosati - aye
- Trustee Cameron - aye
- Trustee Scheer - aye
- Mayor Mercurio – aye

**MAYORAL COMMISSION AND COMMITTEE APPOINTMENTS:**

**Mayor Peter M. Mercurio announced the following appointments:**

- **Village Historian**

THAT Robert L. Goller is appointed as Village Historian for a one-year term; said term to expire April 5, 2021; Appointment is pursuant to Arts & Cultural Affairs Law, §57.07.

- **Capital Planning Committee**

THAT Trustees Kristin Cameron (Chairperson) and Steve Lazickas, each be appointed as Board of Trustee Members to the Capital Committee for a one-year term to expire on April 5, 2021;

- **Historical Preservation Commission**

THAT **Michael Lennon** is appointed to the Historic Preservation Commission for a four-year term; said term to expire April 1, 2024 pursuant to Village Code Chapter 156;

**Mayor Peter M. Mercurio moved the following appointments:**

- **Zoning Board of Appeals**

THAT **Jenny Schamberger** is appointed to the Zoning Board of Appeals to complete the unexpired term; said term to expire the first Monday in April 2024 pursuant to Village Law, section 712 and Village Code Chapter 285-66;

- **Planning Commission**

THAT **Arron Fisher and Geoffrey Hintz** each are appointed to the Planning Commission for a said term to expire on April 4, 2022 and April 3, 2023 respectively;

THAT **Cornell “Bud” Babcock** be appointed as Alternate Member to the Planning Commission for a term of one (1) year; said term to expire April 5, 2021;

- **Village Tree Commission**

THAT **Dave Simeone, and Joseph Blind** each are appointed to the Village Tree Commission for a three (3) year term; said term(s) to expire April 3, 2023 pursuant to Village Code Chapter 240;

- **State Environmental Quality Review Act (SEQR) Review Committee**

THAT **Cathryn Thomas, William Kramer, Robert Pierce** each be appointed to the SEQR Review Committee for a term of (1) year; said term to expire April 5, 2021.

- **Pedestrian Bicycle Board**

THAT John Newton, Chair, Pam Sieracki, Lisa Hoffman, Stacy Oar, and John Lyons each be appointed to the Pedestrian Bicycle Board (PBB) for a term of one year each; said term to expire April 5, 2021. (Established by Board Resolution May 16, 2005)

- **Cazenovia Creek Advisory Committee**

THAT Joan Barten, Chair, Jim Clark, Ed Fuchs, Jason Rodemayer, and Randy West each be appointed to the Cazenovia Creek Advisory Committee for a term of one year each; said term to expire April 5, 2021. (Established December 20, 2010)

- **Code of Ethics**

THAT Shane Krieger, James Granville and Robert Young each are appointed to the Board of Ethics for a one-year term; terms expire April 5, 2021

Appointments pursuant to General Municipal Law Article 19, § 806 & Village Code Chapter 30

Trustee Lazickas -Absent

Trustee Porter - aye

Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Engineers**

Trustee Cameron offered the following resolution and moved for its adoption:

RESOLVED, that the village desired to obtain new Village engineers; and  
RESOLVED, that a Committee of the Village was assembled to interview engineering firms; and  
RESOLVED, that the Village found that GHD would be the best for our Village Engineer of Record; and  
RESOLVED, that the village wishes to enter into a contract with GHD for Engineering services; and  
BE IT FURTHER RESOLVED, that Mayor Peter Mercurio is granted permission to sign a contract with GHD for Engineering services.

**Resolution seconded by Trustee Kimmel-Hurt**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Board of Trustees Meeting Schedule**

Trustee Porter offered the following resolution and moved for its adoption:

RESOLVED, that the regular meetings of the Village Board of Trustees shall be held in the Village Board Room of the Village Hall 571 Main Street and further held at 585v Oakwood Ave, East Aurora, New York, according to the calendar listed below; and

RESOLVED, that the regular meetings shall be held the first and third Mondays of each month beginning at 7 p.m. and where an official holiday falls on the first or third Monday of the month, said meeting shall be scheduled for the following Tuesday; and

BE IT FURTHER RESOLVED, that the public notice of the time and place of the regular meetings, special meetings, and work sessions of the Village Board of Trustees of the Village of East Aurora as established by this Resolution, be given to the news media as required by Public Officers Law, Article 7, § 104 of the State of New York and that a calendar of Board of Trustee meetings shall be forthwith posted conspicuously on the bulletin board in the lobby of the Village Hall at 571 Main Street, East Aurora, New York, as well as the Village Website at [www.east-aurora.ny.us](http://www.east-aurora.ny.us) and remain conspicuously posted during the Village official year 2020-2021.

**Resolution seconded by Trustee Kimmel-Hurt**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye

Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Village Policies and Procedures:**

Trustee Scheer offer the following resolution and moved the adoption of the following policies:

Cellular Phone Policy; Credit Card Purchasing Policy; Employee Handbook; Honorary Designation of Street Sign; No Smoking Resolution; Purchasing Policy; Red Flag Resolution and Identity Theft Prevention Program; Rules of Procedure for Village Board Meetings; Street Tree Removal Policy; Transitional Duty Policy; Winter Sidewalk Maintenance Policy; Workplace Violence, Injury and Illness Prevention Program

**Resolution seconded by Trustee Cameron**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Authorization to Attend Conferences and Meetings:**

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

RESOLVED, that authorization be given for travel for the Mayor, Trustees, Village Administrator, Village Clerk-Treasurer, Village Attorney, Superintendent of Public Works, for attendance at Annual Meetings, conferences and training sessions of the New York State Conference of Mayors (NYCOM)

- In addition to the aforesaid officials, authorization given to Mayor, Trustees, Village Administrator, Village Attorney for attendance at scheduled meetings of the Erie County Village Officials Association and Association of Erie County Governments;
- Attendance by the Village Administrator, Clerk Treasurer and/or her Deputy(ies) at meetings and training sessions of the Municipal Officers Association of Erie County, Government Finance Officers Association, NYCOM Training conferences and workshops;
- Attendance by the Village Administrator for conferences and training sessions of the New York State County/City Municipal Associations (NYSMCA), ;
- Attendance by the Village Administrator for meetings, conferences and training sessions of ICMA and PERMA;
- Attendance by Superintendent and Foremen of Public Works at workshops and meetings of Western New York Section of American Water Works Association and NYS Rural Water Conference;
- Attendance by the Police Chief at meetings of the Erie County Police Chief's Association and Buffalo/Niagara Frontier Traffic Safety Council and the annual conference of New York State Association of Police Chiefs, a Police Department representative to Magloclen Conference;
- Attendance by the Fire Chief and one (1) Assistant Fire Chief (or alternate) at the annual conference of New York State Fire Chiefs, or the Fire House Expo in Baltimore, or Fire Conference in Harrisburg, PA; and

BE IT FURTHER RESOLVED that attendees be reimbursed by the Village for regular and reasonable budgeted expenses incurred by their attendance at the above functions pursuant to General Municipal Law, Article 5, § 77-b of the State of New York, or as provided for in the Village of East Aurora's Employee Handbook.

**Resolution seconded by Trustee Scheer**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Mileage Allowance:**

Trustee Porter offered the following resolution and moved for its adoption:

WHEREAS, the Board of Trustees of the Village of East Aurora has determined to pay a fixed rate for mileage as reimbursement to officers and employees of the Village who use their personal automobiles while performing their official duties on behalf of the Village.

NOW, THEREFORE, BE IT RESOLVED: That the Board of Trustees shall approve reimbursement to such officers and employees at the approved IRS Business Mileage Rate in effect at the time of such travel.

**Resolution seconded by Trustee Kimmel-Hurt**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio – aye

- **Advance Approval of Claims:**

Trustee Porter offered the following resolution and moved for its adoption:

WHEREAS, Village Law, Article 5, § 524(6) of the Village Law provides that the Board of Trustees may, by resolution, authorize payment in advance of audit of claims for certain recurring charges.

WHEREAS, all such claims must be presented at the next regular meeting for audit; and

WHEREAS, the claimant and the officer incurring or approving the claim are jointly and severally liable for any amount the Board of Trustees disallows.

NOW, THEREFORE, BE IT RESOLVED: That the Village Board of Trustees does authorize payment in advance of a regular scheduled audit the following: utility bills, insurance premiums, postage, bond debt, authorized travel advance and fees for registration and attendance at pre-approved meetings, seminars and conferences.

**Resolution seconded by Trustee Cameron**

Trustee Lazickas -Absent

Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Designation of Official Newspaper:**

Trustee Rosati offered the following resolution and moved for its adoption:

WHEREAS, the Village of East Aurora is required by Village Law to annually designate an official newspaper for the publication of legal notices; and

WHEREAS, said newspaper must have general circulation and broad distribution within the Village;

BE IT RESOLVED, that the East Aurora Advertiser be designated the official newspaper of the Village of East Aurora, wherein legal notices can be published in that newspaper.

**Resolution seconded by Trustee Kimmel-Hurt**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio – aye

- **Designation of Village Depositories:**

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

WHEREAS, the Board of Trustees has determined that Village Law Article 4, § 412(3)(2) requires the designation of banks or trust companies for the deposit of all Village monies;

BE IT RESOLVED, that the Board of Trustees designates the following institution(s) as depositories of all moneys received by the Village Treasurer, Clerk, and Receiver of Taxes:

**Bank of Holland, Holland NY  
NYCLASS, Hopewell Junction NY  
M&T Bank, East Aurora, NY**

**Resolution seconded by Trustee Porter**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

- **Fee Schedule:**

Trustee Cameron offered the following resolution and moved for its adoption:

RESOLVED that the Village Board has reviewed the Fee Schedule (see attached) dated April 7, 2015 as amended:

**Resolution seconded by Trustee Scheer**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

**7. Motion to Adjourn**

Motion by Trustee Porter to adjourn the organizational meeting at 7:27pm.

**Seconded by Trustee Kimmel-Hurt**

Trustee Lazickas -Absent  
Trustee Porter - aye  
Trustee Kimmel-Hurt - aye  
Trustee Rosati - aye  
Trustee Cameron - aye  
Trustee Scheer - aye  
Mayor Mercurio - aye

original

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>5/18/20</u>
Complete App _____
Village Clerk: _____
Date Filed _____
Amount \$ <u>150</u>
Receipt # <u>10394</u>

**SPECIAL USE PERMIT APPLICATION**

PROPOSED PROJECT \_\_\_\_\_ SBL#: \_\_\_\_\_  
LOCATION \_\_\_\_\_ ZONING DISTRICT \_\_\_\_\_

The applicant agrees to reimburse the Village for any additional fees required for consultant's review.

APPLICANT NAME Arctic Bile  
ADDRESS 16 Skeneading Rd East Aurora NY 14052  
TELEPHONE 716-227-0888 FAX \_\_\_\_\_ E-MAIL \_\_\_\_\_  
SIGNATURE [Signature]

OWNER NAME Ling Feng  
ADDRESS 16 Buffalo Rd East Aurora NY 14052  
TELEPHONE 716-227-0888 FAX \_\_\_\_\_ E-MAIL \_\_\_\_\_  
SIGNATURE [Signature]

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

**THIS APPLICATION MUST INCLUDE THE FOLLOWING:**

- One (1) – Cover letter to Village Board, Supporting Documents, and SEQR as required in §285-52.2
- 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 or by Dropbox.
- Application fee \$25.00, Permit fee \$25.00, and Public Hearing fee \$100.00 – Total \$150 at time of application

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

To the East Aurora Village Board;

We are going to open a Japanese restaurant. The total number of employees in the restaurant is two. We are going to open 6 days a week except Monday. The operation hours are from 11A.M. to 9P.M. We only offer take out service, so we don't have seat in the restaurant, neither do we need parking spaces.

The space for our restaurant used to be a restaurant, we only need to redecorate the space to add a kitchen to the existing structure. The kitchen will be equipped with advanced ventilation system, so during the operation, we won't cause odor which will affect our neighbors. Besides, considering the characteristics of our restaurant, which is a take-out Japanese restaurant, during the operation, we will conform with the criteria of Chapter 285-52.4.

- Unlisted -

**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.

Part 1 - Project and Sponsor Information			
Name of Action or Project: Arctic Site			
Project Location (describe, and attach a location map): 16 Buffalo Rd East Aurora NY 14052			
Brief Description of Proposed Action:			
Name of Applicant or Sponsor: Ling Feng		Telephone: 716-227-0888	
		E-Mail:	
Address: 16 Buffalo Rd East Aurora NY 14052			
City/PO: East Aurora		State: NY	Zip Code: 14052
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 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:			NO YES <input type="checkbox"/> <input checked="" type="checkbox"/>
3.a. Total acreage of the site of the proposed action? _____ 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? _____ 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 checked="" type="checkbox"/> Commercial <input 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			



<p>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)?</p> <p>If Yes, explain purpose and size: _____</p> <p>_____</p> <p>_____</p>	<p><b>NO</b></p> <p><input checked="" type="checkbox"/></p>	<p><b>YES</b></p> <p><input type="checkbox"/></p>
<p>19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p>	<p><b>NO</b></p> <p><input checked="" type="checkbox"/></p>	<p><b>YES</b></p> <p><input type="checkbox"/></p>
<p>20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste?</p> <p>If Yes, describe: _____</p> <p>_____</p> <p>_____</p>	<p><b>NO</b></p> <p><input checked="" type="checkbox"/></p>	<p><b>YES</b></p> <p><input type="checkbox"/></p>
<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: <u>Ling Feng</u> Date: <u>8-14-20</u></p> <p>Signature: <u>[Signature]</u></p>		

**\*Important instructions to Village Board members:**

Include all pertinent items desired by the Village pertaining to the operation of the business. Note that any items and matters that are part of the discussion, prior to the official approval, which are not included in the conditions section when the approval is granted, those may not be enforceable unless they are made express conditions of the approval.

**An Application of a Request for an Amended Special Use Permit, dated August 18, 2020, is hereby:**

[APPROVED] or [DENIED], as submitted, for applicant Artic Bites, Ling Feng, to operate a Japanese cuisine take-out venue at 16 Buffalo Road.

The Village Board shall serve as the Lead Agency for purposes of the State Environmental Quality Review Act (SEQRA). A Negative Declaration is made under SEQRA and said application is determined to be an Unlisted Action.

***If approved, the following additional language should be part of the approval:***

Approval is Granted for the above-referenced Special Use Permit Application, as written and submitted, including a letter from the company which is incorporated herein, dated July 1, 2020, with details of the proposed operations, and with the following additional modifications and/or conditions\*:

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Should any part of the application and Special Use Permit approval be in conflict with any segment of the underlying Village Code (i.e., Zoning, etc.), adherence shall be with the Village Code provisions.

The Village shall have the right to periodically inspect the property for compliance with the Village Code, the Special Use Permit and its conditions.

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

This Special Use Permit shall expire if meaningful construction has not been commenced within one year, and has not been completed within two years, of final Special Use Permit approval or, if no construction is involved, if the use has not been commenced within one year of final Special Use Permit approval.

This Special Use Permit shall expire if the use, once begun, ceases operation, for any reason, for more than six consecutive months. For seasonal uses, the use will be considered ceased if there is no operation for at least 12 consecutive months.

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

**Resolution of the Village Board of the Village of East Aurora for Local Law No. 7 of 2020  
in the matter of a request for property at 636 E. Fillmore Avenue to be Rezoned from LCR –  
Limited Commercial Residential to VC – Village Commercial in the Village of East Aurora, New York**

WHEREAS, a Petition to Amend the Zoning Map of the Village of East Aurora, dated May 11, 2020, submitted by Lisa DeCarlo, Urban Falls, LLC, requests that property at 636 E. Fillmore Avenue be rezoned from LCR – Limited Commercial Residential to VC – Village Commercial; and

WHEREAS, on June 1, 2020, the Village Clerk provided to the Erie County Division of Planning the aforementioned application, to provide an opportunity for review and comment within the minimum prescribed 30-day time period, and that no response has been received pertaining to this application from the Erie County Division of Planning, so that the matter is deemed to be one of local concern; and

WHEREAS, the Village Planning Commission, after carefully and fully reviewing the rezoning request, with any and all amendments and modifications, and considering comments and documentation presented for and against the proposed rezoning, voted in the majority recommending against approval of the proposed rezoning; and

WHEREAS, the Village Board of Trustees conducted a public hearing and took an independent hard look and reasoned evaluation of the above-referenced information, comments and written documentation, including, but not limited to Parts I, II and III of the Short Environmental Assessment Form; comments and recommendations of the Planning Commission; all of which are incorporated by reference herein.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of East Aurora hereby:

**[SELECT ONE FROM BELOW]**

\_\_\_\_\_ Adopts Local Law No. 7 of 2020, approving the parcel at 636 E. Fillmore Avenue to be rezoned from LCR – Limited Commercial Residential to VC – Village Commercial, with the following conditions:

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**-OR-**

\_\_\_\_\_ Disapproves and Denies Adoption of Local Law No. 7 of 2020 pertaining to the parcel at 636 E. Fillmore Avenue be rezoned from its current zoning designation of LCR – Limited Commercial Residential.

The foregoing resolution was duly made by Trustee \_\_\_\_\_

and seconded by Trustee \_\_\_\_\_ and the following was the Roll Call Vote:

Trustee Kimmel-Hurt _____	Trustee Porter _____	Trustee Rosati _____
Trustee Cameron _____	Trustee Lazickas _____	Trustee Scheer _____
Mayor Mercurio _____		

The Motion was therefore carried on October 5, 2020.

**Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act in the matter of a Request for Property at 636 E. Fillmore Avenue to be Rezoned from LCR – Limited Commercial Residential to VC – Village Commercial in the Village Of East Aurora, New York**

WHEREAS, the applicant has filed Part I of the Short Environmental Assessment Form, dated May 11, 2020, with this Board, a copy of which is included by reference and made a part hereof, relating to the proposed rezoning of property at 636 E. Fillmore Avenue from LCR – Limited Commercial Residential to VC – Village Commercial; and

WHEREAS, on June 1, 2020, the Village Clerk provided to the Erie County Division of Planning the aforementioned application, to provide an opportunity for review and comment within the minimum prescribed 30-day time period, and that no response has been received pertaining to this application from the Erie County Division of Planning, so that the matter is deemed to be one of local concern; and

WHEREAS, the Village Planning Commission, after carefully and fully reviewing the application, with any and all amendments and modifications, and considering comments and documentation presented for and against the project, voted in the majority recommending against approval of the proposed rezoning; and

WHEREAS, the Village SEQRA Intake Committee carefully and fully reviewed Part I of the Short Environmental Assessment form submitted by applicant; and

WHEREAS, the Village SEQRA Intake Committee, after their review of the above, prepared draft Parts II and III of the Short Environmental Assessment Form 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 I of the Short Environmental Assessment Form; comments and recommendations of the Planning Commission, and the recommendation of the SEQRA Intake Committee and that Committee's completed Part II and Part III of the Short Environmental Assessment Form concerning the potential environmental impact 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 Short Environmental Assessment Form, submitted by the applicant, for proposed rezoning of property at 636 E. Fillmore Avenue from LCR – Limited Commercial Residential to VC – Village Commercial, is declared to be an Unlisted Action and 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 October 5, 2020.

Fee: \$150

PETITION TO AMEND THE ZONING MAP OF THE  
VILLAGE OF EAST AURORA, NEW YORK,  
BY THE VILLAGE BOARD

TO: THE VILLAGE BOARD OF THE VILLAGE OF EAST AURORA, NEW YORK

Pursuant to Article IX of the Zoning Ordinance of the Village of East Aurora, the undersigned owner(s) and petitioner(s) hereby request that the Zoning Map of the Village of East Aurora, be amended as follows:

1. James R Bammel  
Name (First) (Middle Initial) (Last)

2. Location of property to be rezoned: 636 Fillmore

3. Area, in square feet, of the property to be rezoned: 22,000  
Dimension of the property to be rezoned: 285 x 130

4. If the petitioner is not the owner of the property:  
Lisa DeCarlo URBAN FALLS, LLC PO Box 32, EAST AURORA, N.Y. 14052  
Owner's Name and Address  
Architect - Jim Bammel BAMMEL ARCHITECTS PO Box 69A, Orchard Park, N.Y. 14127  
Owner's Name and Address  
What is the interest of the petitioner in the proposed rezoning?

5. Petitioner understands and agrees to furnish any of the following if requested by the Village Board or its agencies: An accurate survey map prepared by a licensed surveyor showing all dimensions, including interior angles or bearing of lines, and the location, proposed use and height of all buildings; location of all parking and truck loading areas, with access and egress drives thereto; location of outdoor storage, if any; location of all existing or proposed site improvements, including drains, culverts, retaining walls and fences; description of method of sewage disposal and location of such facilities; location and size of all signs; location and proposed development of buffer areas;

location and design of lighting facilities; and the amount of building area proposed for retail sales if any.

6. Attach the legal description of the property to be rezoned.

7. Present zoning classification of the property: LCR

8. Proposed zoning classification of the property: VC

9. Present use of the property: Vacant Building

10. Proposed use of the property:

Business renovations with new second story- option for restaurant , and a temporary food/drink tiny house structure

11. Description of uses on all adjacent properties and a general description of the type of neighborhood in which the subject property is located:

ice rink, restaurant, commercial and some residential

12. Names and Addresses of Owners of Abutting Properties:

1. 69 Church Street - Conron, Daniel

2. E Fillmore (SBL165.17-1-26 to the east) Village of East Aurora

3. Riley St (SBL 165.17-1-9.1 to the north) Brooks, Richard A.

4. 41 Riley Street- Aurora Ice Association, Inc

5. 42 Riley Street - 95 NYRPT LLC

6. E Fillmore (SBL 165.17-6-2) - The Little Red Tin Roof, LLC

7. \_\_\_\_\_

13. Additional information which the petitioner believes will assist the Village Board in its consideration of this request for rezoning:

This corner property is bordered by Tannery Creek on the north and east, making a natural buffer to the residential area.

The naturally visual appearance and presentation of the property is VC zoning. The proposed commercial uses are

residential / neighborhood support

14. Petitioner(s) acknowledge that payment of the application fee is for administrative and advertising expense to the Village as a result of this application and in no way relates to either approval or disapproval of the application and is not refundable

Date: May 11, 2020

[Signature]  
(Signature of Petitioner)

[Signature]  
(Signature of Owner)

State of New York  
County of Erie                      SS:  
Village of East Aurora

On this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, personally appeared before me

\_\_\_\_\_  
(Name)

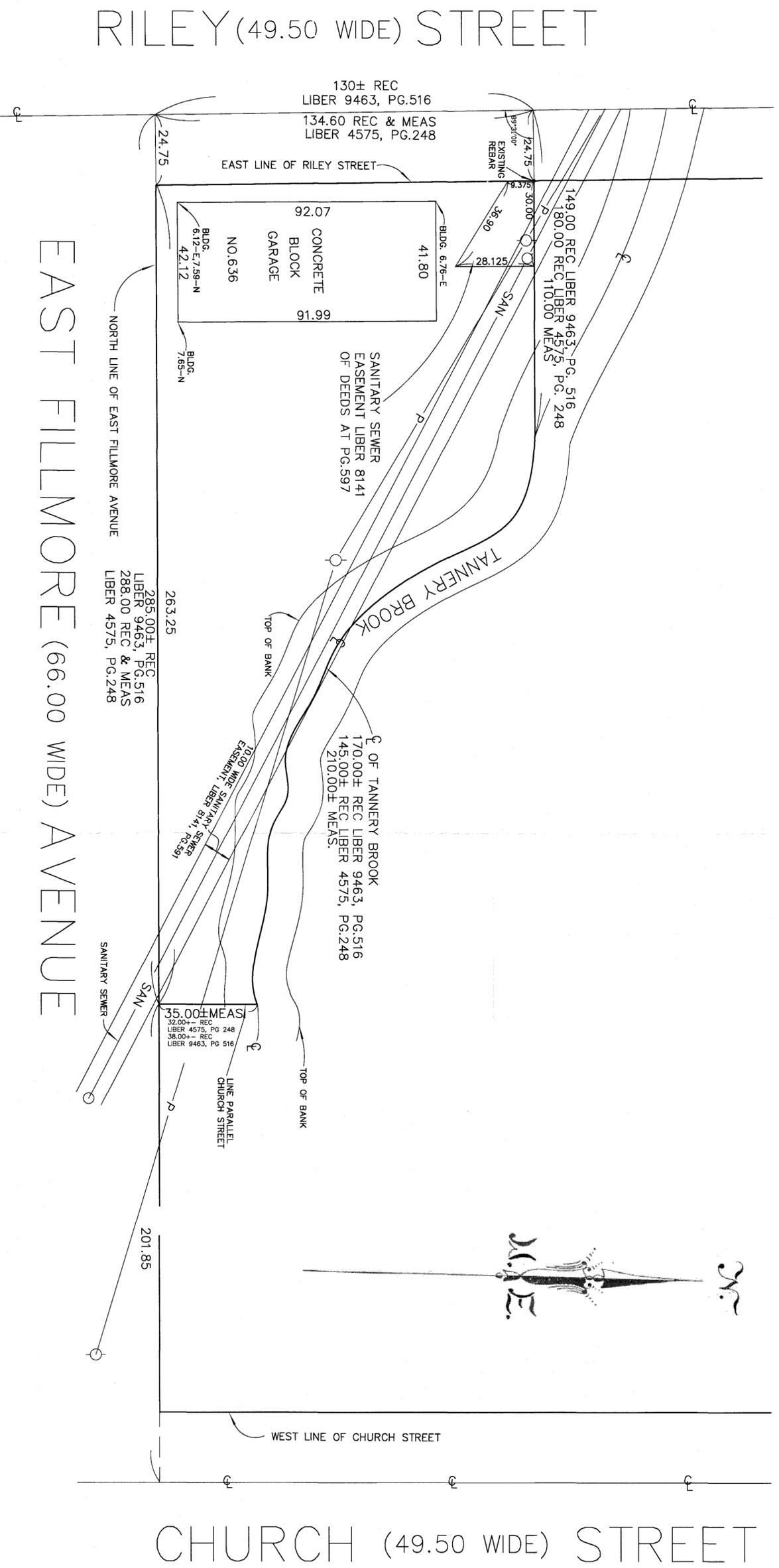
\_\_\_\_\_  
(Address)

the petitioner, to me known to be the same person described in and who signed and executed the foregoing petition and who duly acknowledged to me and the execution of the same for the purpose therein mentioned.

Witnessed by

[Signature]  
(Notary Public)

Elizabeth Cassidy  
Asst. Code Enforcement  
Officer

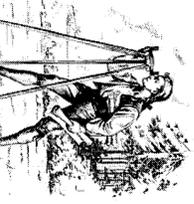


EAST FILLMORE (66.00 WIDE) AVENUE

Part of Lot (Lots) 24, Section 9, Township 9, Range 6, Or The HOLLAND LAND COMPANY'S SURVEY,  
 City (or) Village of EAST AURORA, Town of AURORA, County of ERIE, State of New York

- Notes:
- 1) This Survey is VOID unless embossed with New York State Licensed Land Surveyors seal #050182.
  - 2) Altering any item on this Survey is in violation of law, excepting as provided in Section 7209 Part 2 of the New York State Education Law.
  - 3) This Survey VOID if used with an Affidavit of No Change.
  - 4) 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 the same.

Date of Survey JUNE 5, 2019 Signature



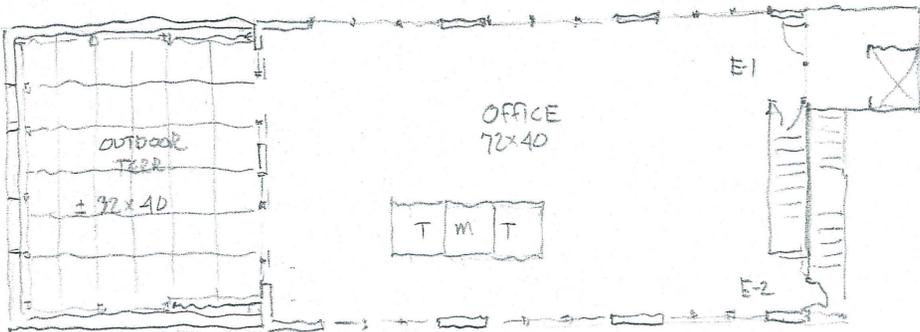
Established 1870  
**Marshall L. Will PLS**  
**Krause & Gantzer Land Surveyors**  
 13 Olean Street  
 East Aurora, New York, 14052

Feet	Inches	Feet	Inches
0.08	1 Inch	0.58	7 Inches
0.17	2 Inches	0.67	8 Inches
0.25	3 Inches	0.75	9 Inches
0.33	4 Inches	0.83	10 Inches
0.42	5 Inches	0.92	11 Inches
0.50	6 Inches	1.00	12 Inches

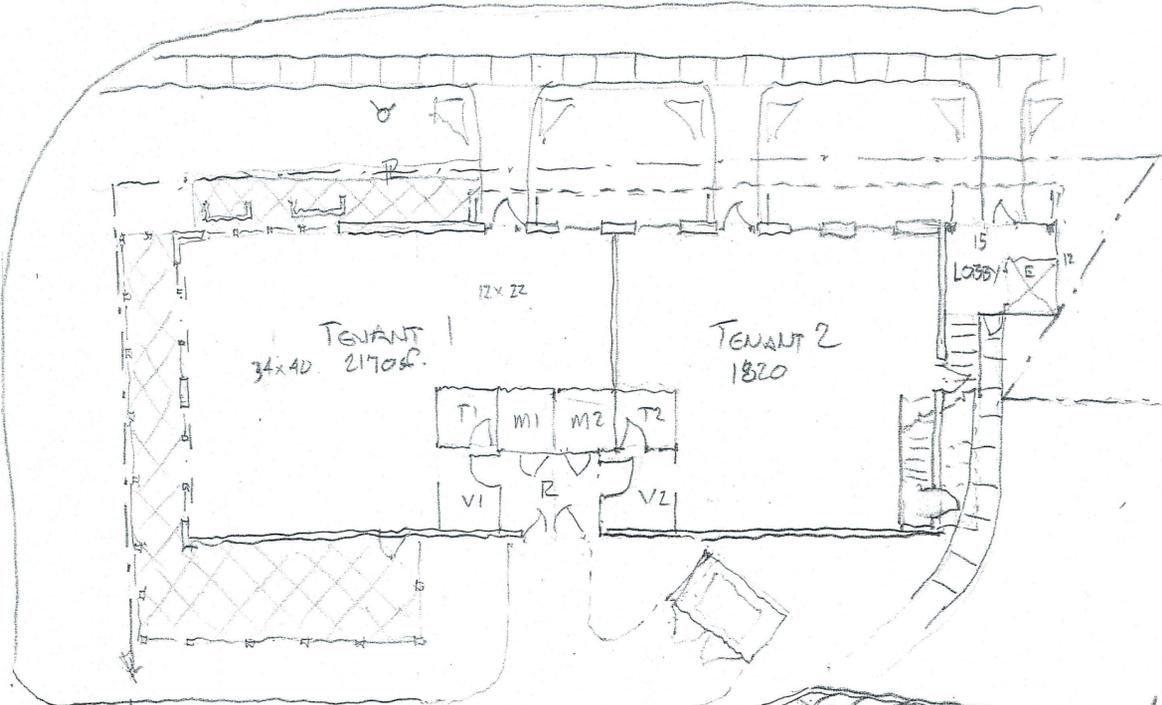
Job No. 169, 537 LL 7218

169,537  
 LL 7218

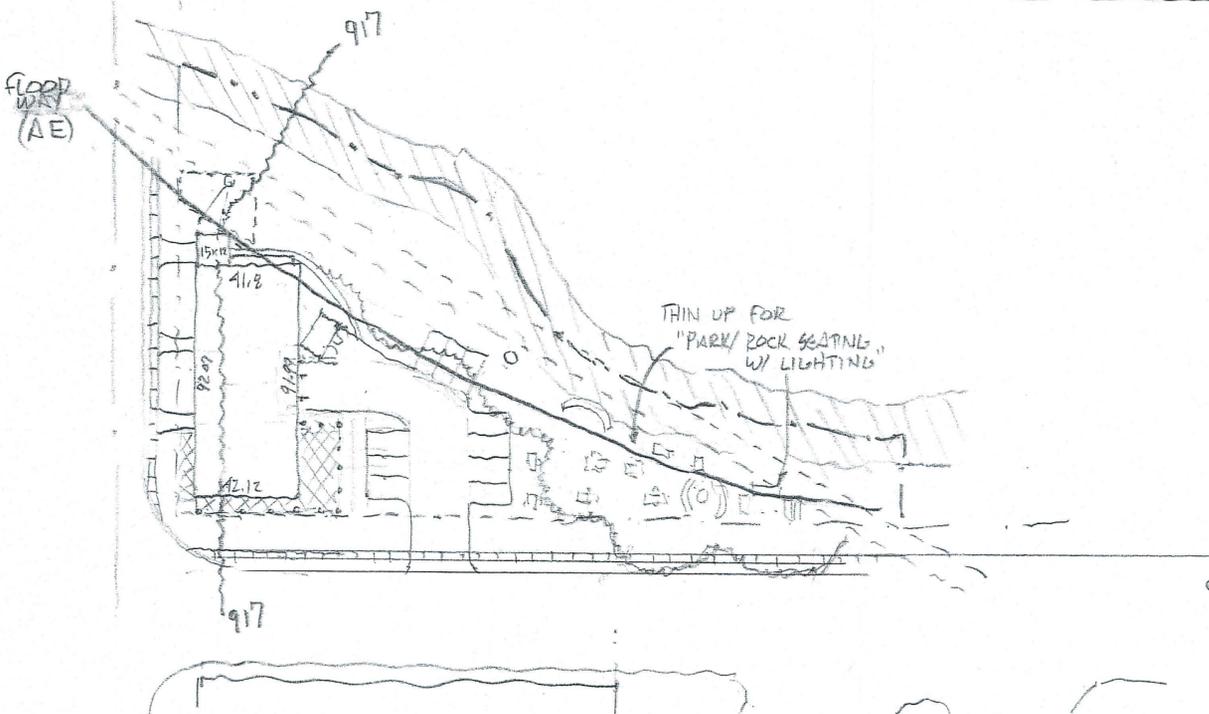
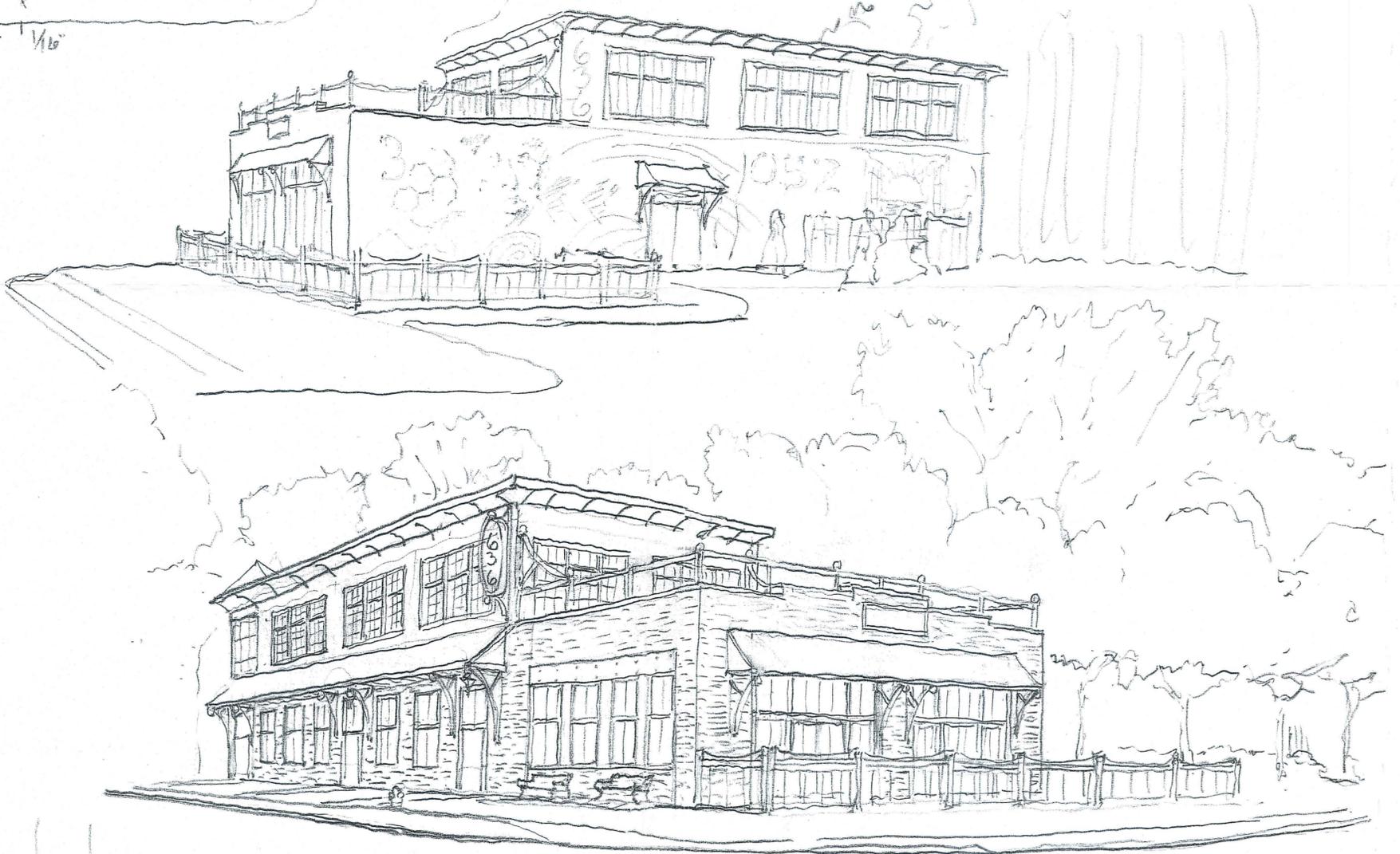




SECOND 1/16"



FIRST 1/16"



1036 FULLMOON  
8/16/19  
I 1.50

Project:	636 East Fillmore
Date:	Oct. 2, 2020

**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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Will the proposed action result in a change in the use or intensity of use of land?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Will the proposed action impair the character or quality of the existing community?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
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?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
7. Will the proposed action impact existing:		
a. public / private water supplies?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. public / private wastewater treatment utilities?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
11. Will the proposed action create a hazard to environmental resources or human health?	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Project: 636 East Fillmore

Date: Oct. 2, 2020

**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.

Village of East Aurora	Oct. 2, 2020
Name of Lead Agency	Date
Peter Mercurio	Mayor
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

**PRINT FORM**

Application Fee \$25.00  Paid 8/3/20  
 Permit Fee \$25.00  # 458  
 No Public Hearing Necessary/Mailing Fee for mailers \$50.00

Total fees of \$100.00 are payable at time of application to the Village of East Aurora, 571 Main Street, East Aurora, NY 14052.

**VILLAGE OF EAST AURORA, NEW YORK**

**APPLICATION FOR PERMIT TO KEEP OR MAINTAIN THREE OR MORE DOGS IN ONE DWELLING UNIT (pursuant to provisions of Section 104-3 B of the Code of the Village of East Aurora)**

APPLICANT: Anthony ; Jennifer Izzo 716-655-4860  
 (Name) (Phone Number)  
85 Brooklea Dr. 716-225-3901  
 (Address) (Work/Cel Phone)

OWNER OF PROPERTY: Anthony ; Jennifer Izzo  
 (Name)  
85 Brooklea Dr.  
 (Address)  
E. Aurora, NY 14052  
 (City, State) (Zip)

**DOGS TO BE KEPT ON PREMISES:** (Fill in all information for each dog)

BREED	SEX	AGE	NAME	CURRENT LICENSE #
<u>Poodle</u>	<u>F</u>	<u>14</u>	<u>Hindy</u>	<u><del>KB0214</del> K9819076</u>
<u>Poodle</u>	<u>M</u>	<u>10wks</u>	<u>Theoden</u>	<u>not yet registered</u>
<u>poodle - not yet obtained</u>				

**DESCRIPTION OF FACILITIES FOR KEEPING THE DOGS:**

Inside the dwelling: within home with family or in crate.

Outside the dwelling: fenced in backyard

**REASON FOR REQUESTING PERMIT:**

we would like a third poodle as a companion for our son who has muscular dystrophy. All dogs will be spayed/neutered.

It is understood that if this permit is granted, it will only apply to the dogs listed above and will automatically expire when only two of them remain in the dwelling unit.

Applicant agrees to allow the duly appointed Dog Warden of the Village of East Aurora to inspect the facilities provided for these dogs as a part of processing this application.

Applicant hereby certifies that he or she is the head of the household where the dogs will be kept and that the information contained in this application is true and correct.

August 3 2020  
 (Date)

Jennifer C. Izzo  
 (Applicant's Signature)

**NOTE: This application must be filed with the Village Administrator, Village Hall, 571 Main Street, East Aurora, New York 14052**

\*§104-3 B of the Village Code: No person or persons shall keep or maintain three or more dogs in any one dwelling unit, as defined in Chapter 285 of the Code of the Village of East Aurora, or in any one building, as defined in Chapter 285 of the said Code, within the limits of the Village of East Aurora without a permit from the Board of Trustees. Such permit may be granted if it shall appear to the Board of Trustees, after investigation, that the keeping of the dogs in question will not be objectionable or offensive by reason of noise, smell or other cause. Such a permit shall be revocable at any time by the Board of Trustees. **No resident of any two-family dwelling, multiple dwelling, townhouse or apartment house shall keep more than one dog in or on such premises.**

Paid 8/10/20  
ch # 301

Application Fee \$25.00 ✓

Permit Fee \$25.00 ✓

No Public Hearing Necessary/Mailing Fee for mailers \$50.00 ✓

Total fees of \$100.00 are payable at time of application to the Village of East Aurora, 571 Main Street, East Aurora, NY 14052.

**VILLAGE OF EAST AURORA, NEW YORK**

**APPLICATION FOR PERMIT TO KEEP OR MAINTAIN THREE OR MORE DOGS IN ONE DWELLING UNIT (pursuant to provisions of Section 104-3 B of the Code of the Village of East Aurora)**

**APPLICANT:** Ann Marie Matott (Name) 716-652-3595 (Phone Number)  
821 Martin Drive (Address) 716-997-4853 (Work/Cell Phone)

**OWNER OF PROPERTY:** Ann Marie and Shawn Matott (Name)  
821 Martin Drive (Address)  
East Aurora, NY 14052 (City, State) (Zip)

**DOGS TO BE KEPT ON PREMISES:** (Fill in all information for each dog)

<u>BREED</u>	<u>SEX</u>	<u>AGE</u>	<u>NAME</u>	<u>CURRENT LICENSE #</u>
Miniature Dachshund - red, 14 lbs	male	15	Porter	1403 0004779
Miniature Dachshund - black & tan, 12 lbs	male	14	Stout	1403 0003624
Micro Doodle - apricot, 20 lbs (expected)	female	2 mos	Vita	approval requested

**DESCRIPTION OF FACILITIES FOR KEEPING THE DOGS:**

Inside the dwelling: the dogs reside on the first floor within our living space with the rest of our family. This includes Ann, Shawn, Lulu (10), Ruby (7), Leo (4).

Outside the dwelling: the dogs are within an Invisible Fence. The two senior dogs are frail with mobility issues and only go outside to relieve themselves and move around for approx. 10 min, 5 times a day. Porter (15 years old) ruptured 2 spinal discs and is partially paralyzed. Stout (14 years old) has had part of his hip removed.

**REASON FOR REQUESTING PERMIT:**

Our two older dogs are unable to keep up with 3 active kids. While they are master snugglers, walks and play are no longer options.

While we will always love and care for our older dogs, we see the value in a dog who fullfills the needs of our active family. Welcoming a new dog now, with COVID, makes puppy training easier and softens the inevitable heartache that will accompany our older dogs' passing.

It is understood that if this permit is granted, it will only apply to the dogs listed above and will automatically expire when only two of them remain in the dwelling unit.

Applicant agrees to allow the duly appointed Dog Warden of the Village of East Aurora to inspect the facilities provided for these dogs as a part of processing this application.

Applicant hereby certifies that he or she is the head of the household where the dogs will be kept and that the information contained in this application is true and correct.

8-12 2020 (Date)

Ann Marie Matott (Applicant's Signature)

**NOTE:** This application must be filed with the Village Administrator, Village Hall, 571 Main Street, East Aurora, New York 14052

\*§104-3 B of the Village Code: No person or persons shall keep or maintain three or more dogs in any one dwelling unit, as defined in Chapter 285 of the Code of the Village of East Aurora, or in any one building, as defined in Chapter 285 of the said Code, within the limits of the Village of East Aurora without a permit from the Board of Trustees. Such permit may be granted if it shall appear to the Board of Trustees, after investigation, that the keeping of the dogs in question will not be objectionable or offensive by reason of noise, smell or other cause. Such a permit shall be revocable at any time by the Board of Trustees. No resident of any two-family dwelling, multiple dwelling, townhouse or apartment house shall keep more than one dog in or on such premises.



ROBERT HEIL

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5008 MOUNT VERNON BLVD.

HAMBURG, NY 14075

716-512-5018

[info@slasolutions.com](mailto:info@slasolutions.com)

[www.slasolutions.com](http://www.slasolutions.com)

### REQUEST FOR WAIVER OF THE 30 DAY MUNICIPALITY NOTIFICATION

Date: 09/25/2020

To the Municipality of: VILLAGE OF EAST AURORA

Please be advised that a waiver of the 30 day notification is being requested by GROVE STREET HOLDINGS INC dba ROYCROFT INN, CRAFTSMAN LOUNGE AT THE ROYCROFT INN, located at 40 S GROVE ST., EAST AURORA, NY 14052 is applying for an ON PREMISE LIQUOR LICENSE serving LIQUOR, WINE, BEER, & CIDER in a HOTEL. This request is made to expedite the licensing process.

Thank You,

A handwritten signature in black ink, appearing to read 'Robert Heil', written in a cursive style.

Robert Heil

If such waiver is granted, please write a letter to that effect, signed by an Official, on OFFICIAL municipality stationary and either fax, e-mail or forward it to:

Robert Heil, Liquor License Consultant

5008 Mount Vernon Blvd.

Hamburg, NY 14075

FAX : 866-910-5025

E-MAIL : [info@slasolutions.com](mailto:info@slasolutions.com)



OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

## Standardized NOTICE FORM for Providing 30-Day Advance Notice to a Local Municipality or Community Board

1. Date Notice was Sent:  1a. Delivered by:

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:  
 New Application    Renewal    Alteration    Corporate Change    Removal    Class Change    Method of Operation Change

For **New** applicants, answer each question below using all information known to date  
 For **Renewal** applicants, answer all questions  
 For **Alteration** applicants, attach a complete written description and diagrams depicting the proposed alteration(s)  
 For **Corporate Change** applicants, attach a list of the current and proposed corporate principals  
 For **Removal** applicants, attach a statement of your current and proposed addresses with the reason(s) for the relocation  
 For **Class Change** applicants, attach a statement detailing your current license type and your proposed license type  
 For **Method of Operation Change** applicants, although not required, if you choose to submit, attach an explanation detailing those changes

**This 30-Day Advance Notice is Being Provided to the Clerk of the Following Local Municipality or Community Board:**

3. Name of Municipality or Community Board:

**Applicant/Licensee Information:**

4. Licensee Serial Number (if applicable):  Expiration Date (if applicable):

5. Applicant or Licensee Name:

6. Trade Name (if any):

7. Street Address of Establishment:

8. City, Town or Village:  , NY Zip Code:

9. Business Telephone Number of Applicant/Licensee:

10. Business E-mail of Applicant/Licensee:

11. Type(s) of alcohol sold or to be sold:    Beer & Cider    Wine, Beer & Cider    Liquor, Wine, Beer & Cider

12. Extent of Food Service:  
 Full food menu; full kitchen run by a chef or cook    Menu meets legal minimum food availability requirements; food prep area at minimum

13. Type of Establishment:

14. Method of Operation: (check all that apply)  
 Seasonal Establishment    Juke Box    Disc Jockey    Recorded Music    Karaoke  
 Live Music (give details i.e., rock bands, acoustic, jazz, etc.):   
 Patron Dancing    Employee Dancing    Exotic Dancing    Topless Entertainment  
 Video/Arcade Games    Third Party Promoters    Security Personnel  
 Other (specify):

15. Licensed Outdoor Area: (check all that apply)  
 None    Patio or Deck    Rooftop    Garden/Grounds    Freestanding Covered Structure  
 Sidewalk Cafe    Other (specify):

OFFICE USE ONLY		
<input type="radio"/> Original	<input type="radio"/> Amended	Date _____

16. List the floor(s) of the building that the establishment is located on: **1ST, 2ND, 3RD, BASEMENT**

17. List the room number(s) the establishment is located in within the building, if appropriate: **1ST-BAR, DINING, KITCHEN, STORAGE**

18. Is the premises located within 500 feet of three or more on-premises liquor establishments?  Yes  No

19. Will the license holder or a manager be physically present within the establishment during all hours of operation?  Yes  No

20. If this is a transfer application (an existing licensed business is being purchased) provide the name and serial number of the licensee:

**N/A**  
Name

**N/A**  
Serial Number

21. Does the applicant or licensee own the building in which the establishment is located?  Yes (If YES, SKIP 23-26)  No

**Owner of the Building in Which the Licensed Establishment is Located**

22. Building Owner's Full Name: **MARGARET L WENDT FOUNDATION HOLDINGS LLC**

23. Building Owner's Street Address: **111 GENESEE ST**

24. City, Town or Village: **BUFFALO** State: **NY** Zip Code: **14203**

25. Business Telephone Number of Building Owner: **(716) 855-2146**

**Representative or Attorney Representing the Applicant in Connection with the Application for a License to Traffic in Alcohol at the Establishment Identified in this Notice**

26. Representative/Attorney's Full Name: **ROBERT HEIL**

27. Representative/Attorney's Street Address: **5008 MOUNT VERNON BLVD**

28. City, Town or Village: **HAMBURG** State: **NY** Zip Code: **14075**

29. Business Telephone Number of Representative/Attorney: **(716) 512-5018**

30. Business E-mail Address of Representative/Attorney: **info@slasolutions.com**

I am the applicant or licensee holder or a principal of the legal entity that holds or is applying for the license. Representations in this form are in conformity with representations made in submitted documents relied upon by the Authority when granting the license. I understand that representations made in this form will also be relied upon, and that false representations may result in disapproval of the application or revocation of the license.

By my signature, I affirm - under Penalty of Perjury - that the representations made in this form are true.

31. Printed Principal Name: **Claire Kresse White** Title: **Secretary, Officer**

Principal Signature: *Claire Kresse White*

# TOWN OF AURORA

300 GLEED AVENUE, EAST AURORA, NY 14052  
BUILDING DEPARTMENT  
(716) 652-7591

## MEMO

TO: Mayor Mercurio and the Village Trustees  
FROM: Elizabeth Cassidy, Asst. Code Enforcement Officer  
DATE: October 1, 2020

A special use permit application from Darryl L. Howe of Aurora Brew Works has been received. ABW is located at 191 Main St in a Village Center (VC) zoning district. As this is a special use permit and the property is located on a State highway, it must be referred to the Erie County Department Environment and Planning for review and comment. There is a 30 day review period for this process.

The Village Board may request a review and recommendation by the Planning Commission; however, if this application is not referred to the Planning Commission, then a public hearing should be scheduled as per 285-50.1A. Prior to rendering a decision on the application, the Village Board will need to make a formal statement that the application is complete. This is an Unlisted action under SEQRA.

If you have any questions, please contact our office at 652-7591.

Liz Cassidy

Darryl L. Howe  
c/o Howe Innovations, LLC  
DBA: Aurora Brew Works  
191 Main Street  
East Aurora, NY

September 30, 2020

Village of East Aurora  
Board of Trustees  
571 Main Street  
East Aurora, NY

RE: Patio Tent for Extended Outdoor Seating at 191 Main Street

I would like to request permission to erect a (2) 16 ft x 26 ft white PVC tents on the front patio outside my business, Aurora Brew Works, located at 191 Main Street. The current NYS COVID-19 regulations on bars & restaurants which dictates 50% capacity and 6 ft social distancing (of which we completely support and comply with at all times) means that once the weather becomes inhospitable for patrons to sit outside on our patio we will be forced to turn away many of our customers due to a lack of indoor seating – about 12-16 people depending on group size. These limitations will be extremely detrimental to our small business during the cold weather months.

The tents would be positioned end-to-end to provide cover for both Andrew's Barber Parlor and Aurora Brew Works where we currently have picnic tables and chairs. The tent would be heated by (3) patio heaters, but would not include sidewalls as to not impede foot traffic along the sidewalk or adjoining patio spaces. The tents would be lit by dimmable warm-colored (2700k) LED lights along the ridgeline of the tent similar to the warm glow of our current patio lights.

This plan has already been Okayed by our landlord, Clark Crook, as well as CJ & Wendy Andrews of the barber parlor, and I sincerely hope that the board will see the necessity for extending the use of our patio and providing residents & visitors alike with safe outdoor seating options.

Thank you for your consideration,

Darryl L. Howe  
Owner / Operator

# VILLAGE OF EAST AURORA

VILLAGE HALL • 571 MAIN STREET  
EAST AURORA, NEW YORK 14052  
(716) 652-6000 FAX (716) 652-1290  
www.east-aurora.ny.us



## VILLAGE OF EAST AURORA SPECIAL PERMIT

### AURORA BREW WORKS

**THIS PERMIT MUST BE DISPLAYED AT 191 MAIN STREET**

AMENDED JULY 1, 2013

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

**Permit Number:** 2013.07.01-1

**Issued To:** Darryl Howe of Howe Innovations, LLC dba Aurora Brew Works

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

Monday – Sunday from 11:00 am – 1:00 am

**For the purpose of:** SELLING PACKAGED BEER AT RETAIL AS WELL AS TO PURCHASE DRAFT BEER, BOTTLED BEER AND FOOD FROM A ROTATING MENU.

**As per Village Board Approval:** January 7, 2013 and July 1, 2013

**Conditions:**

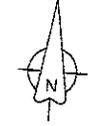
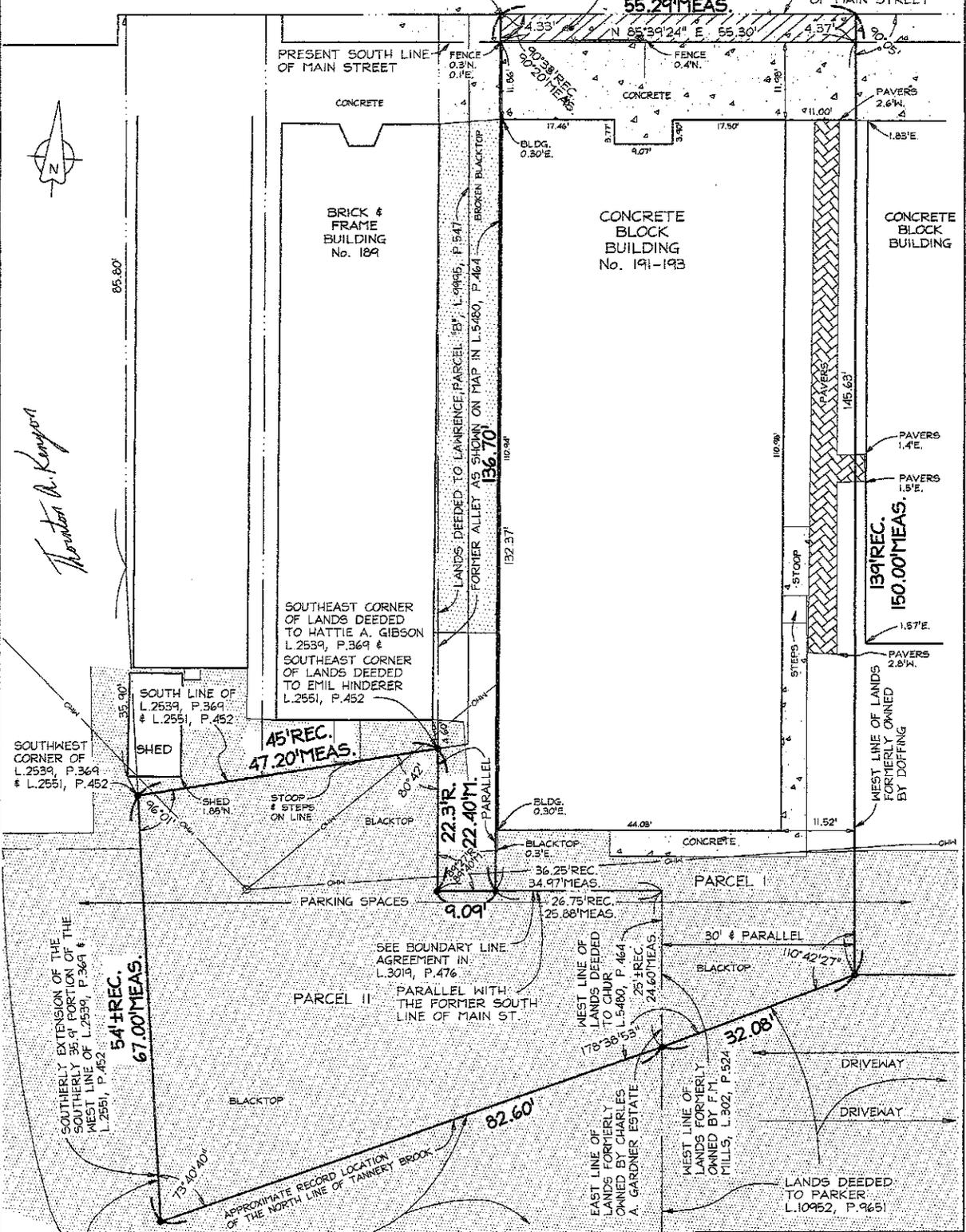
1. The maximum capacity for the indoor seating shall be pursuant to NYS Building Code.
2. The permit herein cannot be transferred by such permittee without the written consent of the Village Board of Trustees. Exception is pursuant to §285-51 G (1).
3. Outdoor patio seating with 17 seats for beverage service. Cannot impede pedestrian traffic and will leave 5 feet of unobstructed sidewalk for pedestrians.
4. No outdoor music.
5. 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.
6. 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.

**COPY**



# MAIN STREET (S.H. 5433)

(WIDTH VARIES)  
(ALSO KNOWN AS BIG TREE ROAD)  
(ALSO KNOWN AS STATE ROAD)



Houston A. Kenyon

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.

LANDS DEEDED TO DUSEL L.10909, P.7848

PART OF LOT(S) 31 SECTION 1 TOWNSHIP 9 RANGE 6		LOCATION: VILLAGE OF EAST AURORA TOWN OF AURORA COUNTY OF ERIE STATE OF NEW YORK		SCALE: 1" = 15'
	KIND	DATE	REQUESTED BY	JOB NO.
	SURVEY	11/27/13	JERRY THOMPSON	13B-0451
100 Hamburg Street - P.O. Box 516 East Aurora, New York 14052-0516 (716) 655-1050				

• DENOTES SET SURVEY MARKER

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



# Change Order Form

Owner   
 Engineer   
 Contractor   
 Field   
 Other

THIS DOCUMENT HAS IMPORTANT LEGAL CONSEQUENCES. ATTORNEY CONSULTATION, WITH RESPECT TO ITS COMPLETION OR MODIFICATION, IS ENCOURAGED.

<b>PROJECT:</b> (Name & address)	<u>Village of East Aurora</u> <u>Oakwood Avenue Reconstruction</u> <u>Village of East Aurora</u> <u>571 Main Street</u> <u>East Aurora NY 14052</u>	<b>CHANGE ORDER NO.:</b>	<u>7</u>
<b>CONTRACTOR:</b> (Name & address)	<u>Nova Site Company, LLC</u> <u>6 Lena Court</u> <u>West Seneca, NY 14224</u>	<b>DATE:</b>	<u>September 28, 2020</u>
		<b>ENGINEER'S PROJECT NO.:</b>	<u>14946.00</u>
		<b>CONTRACT DATE:</b>	<u>August 2, 2019</u>
		<b>CONTRACT FOR:</b>	<u>Road Reconstruction</u>

### The Contract is changed as follows:

This change order is for all contract items installed as an addition or deduction, at or below contract quantity. See attached for supporting documentation of addition/deduction.

**Total for this Change Order:** \$36,303.89

**Not valid unless signed by the Owner, Engineer and the Contractor.**

The original ( <input checked="" type="checkbox"/> Contract Sum)( <input type="checkbox"/> Guaranteed Maximum Price) was:	<u>\$4,714,920.39</u>
The net change by previous Change Order(s) is:	<u>\$134,967.32</u>
The ( <input checked="" type="checkbox"/> Contract Sum)( <input type="checkbox"/> Guaranteed Maximum Price) prior to this Change Order was:	<u>\$4,849,887.71</u>
The ( <input checked="" type="checkbox"/> Contract Sum)( <input type="checkbox"/> Guaranteed Maximum Price) will be ( <input checked="" type="checkbox"/> increased) ( <input type="checkbox"/> decreased) ( <input type="checkbox"/> unchanged) by this Change Order in the amount of:	<u>\$36,303.89</u>
The new ( <input checked="" type="checkbox"/> Contract Sum)( <input type="checkbox"/> Guaranteed Maximum Price) including this Change Order will be:	<u>\$4,899,271.28</u>
The Contract Time will be ( <input type="checkbox"/> increased) ( <input type="checkbox"/> decreased) ( <input checked="" type="checkbox"/> unchanged) by days:	
The date of Substantial Completion as of the date of this Change Order therefore is:	<u>August 30, 2020</u>

<b>Engineer:</b> <u>Clark Patterson Lee</u> <u>26 Mississippi Street, Suite 300</u> <u>Buffalo, NY 14203</u>	<b>Contractor:</b> <u>Nova Site Company, LLC.</u> <u>6 Lena Court</u> <u>West Seneca, NY 14224</u>	<b>Owner:</b> <u>The Village of East Aurora</u> <u>571 Main Street</u> <u>East Aurora, NY 14052</u>
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By: <u>Jason L. Havens, P.E.</u>	By: <u>[Signature]</u>	By: _____
Date: <u>09/28/2020</u>	Date: <u>9/29/20</u>	Date: _____

26 Mississippi Street  
 Suite 300  
 Buffalo, NY 14203  
 clarkpattersonlee.com  
 716.852.2100 TEL  
 716.852.2120 FAX

**OAKWOOD AVE RECONSTRUCTION  
CHANGE ORDER 2  
SUMMARY, THROUGH MARCH 31, 2020**

QUANTITIES WERE AGREED TO BY CONTRACTOR PRIOR TO SUBMITTAL

CREATED BY J.L.H. CPL

9/28/2020

OAKWOOD AVENUE  
RECONSTRUCTION

CHANGE ORDER 7  
SUPPORTING DOCUMENTATION

ITEM NUMBER	NEW ITEM NUMBER PER CO	WORK PERFORMED	DESCRIPTION	COMMENT	Unit	Qty Bid, or amended by previous CO	Unit Price Bid	Unit Price Via Change Order	Qty Via this Change Order	Original Bid Amount	Change Order Amount	Over / Under Contract Amount
2		Per the contract	Cleaning and Grubbing	The quantity needed to complete the contract was less than contract quantity	LS	1.00	\$ 4,975.00		0.30	\$ 4,975.00	\$1,492.50	-\$3,482.50
3		Per the contract	Unclassified Excavation	Per the contract, including additional work at Oleen and S. Grove as well as driveway widenings	CY	17850.00	\$ 17.15		18079.68	\$ 306,127.50	\$310,066.51	\$3,939.01
4A		Per the contract	Subbase Course, Type 2	Per the contract, including additional work at Oleen and S. Grove as well as driveway widenings	CY	5730.00	\$ 44.00		4922.93	\$ 252,120.00	\$216,608.92	-\$35,511.08
4D		Per the contract	Subbase Course, Type 3 - Recycled Concrete	The quantity needed to complete the contract was slightly more than contract quantity	CY	6891.61	\$ 30.26		6972.24	\$ 208,540.12	\$210,979.98	\$2,439.86
6		Per the contract	Underdrain Filter, Type 1	The quantity needed to complete the contract was slightly more than contract quantity	CY	3088.75	\$ 21.40		3102.54	\$ 66,099.25	\$66,394.36	\$295.11
7F		Per the contract	6" PSICPP Storm Pipe	The quantity needed to complete the contract was less than contract quantity	CY	6300.00	\$ 6.95		6017.00	\$ 43,785.00	\$41,818.15	-\$1,966.85
9A		Per the contract	Furnish and install Type B Catch Basin	Per the contract, as well as additional structure installed and actual depth measured and required based on field conditions	VF	195.00	\$ 656.75		268.37	\$ 128,066.25	\$176,252.00	\$48,185.75
9B		Per the contract	Furnish and install Type C Catch Basin	Per the contract, as well as additional structure installed and actual depth measured and required based on field conditions	VF	68.00	\$ 610.50		75.11	\$ 41,514.00	\$45,854.66	\$4,340.66
10		Per the contract	Furnish and install 5ft Dia. Manhole	Per the contract, as well as additional structure installed and actual depth measured and required based on field conditions	VF	50.00	\$ 135.75		44.96	\$ 6,787.50	\$6,103.32	-\$684.18
13		Per the contract	HMA, Type 1 Base Course	Per the contract, including driveway widenings	TON	3515.00	\$ 73.50		3399.87	\$ 258,352.50	\$249,890.45	-\$8,462.055
15		Per the contract	HMA, Type 9.5 F2 Top Course	Per the contract, including driveway widenings	TON	1825.00	\$ 87.60		2019.54	\$ 159,870.00	\$176,911.70	\$17,041.70
16		Per the contract	Diluted Tack Coat	The quantity needed to complete the contract was less than contract quantity	Gal	1100.00	\$ 4.45		1080.00	\$ 4,895.00	\$4,806.00	-\$89.00
17		Per the contract	Type VF 150 Concrete Curb	The quantity needed to complete the contract was less than contract quantity	LF	11850.00	\$ 16.90		11796.00	\$ 200,265.00	\$199,352.40	-\$912.60
18		Per the contract	ADA Ramp DWS	Per the contract, including additional work at Oleen and S. Grove.	SF	840.00	\$ 38.15		738.00	\$ 32,046.00	\$28,154.70	-\$3,891.30
19		Per the contract	6" Concrete Driveway and Sidewalk w/Mesh	Per the contract, including residential driveway widenings	CY	405.00	\$ 331.00		398.40	\$ 134,055.00	\$131,870.40	-\$2,184.60
20		Per the contract	4" Concrete Sidewalk - No Mesh	Per the contract, including the additional work at S. Grove Street	CY	575.00	\$ 374.50		608.46	\$ 215,337.50	\$227,868.27	\$12,530.77
21		Per the contract	Relocating Roof and Sump Pump Assy	The quantity needed to complete the contract was slightly more than contract quantity	EA	7.00	\$ 321.95		9.00	\$ 2,249.45	\$2,892.15	\$642.70

**OAKWOOD AVE RECONSTRUCTION  
CHANGE ORDER 2  
SUMMARY, THROUGH MARCH 31, 2020**

Item #	Description	Per the contract	Topsoil	The quantity needed to complete the contract was less than contract quantity	CY	760.00	\$	88.35	\$	875.00	\$	67,146.00	\$	777,306.25	\$	10,160.25
23		Per the contract	Topsoil	The quantity needed to complete the contract was less than contract quantity	CY	760.00	\$	88.35	\$	875.00	\$	67,146.00	\$	777,306.25	\$	10,160.25
24		Per the contract	Seeding, Fertilizing and Mulching	The quantity needed to complete the contract was less than contract quantity	SY	3250.00	\$	1.70	\$	11850.22	\$	5,525.00	\$	20,145.37	\$	14,620.37
26		Per the contract	White Epoxy ReflectORIZED Pavement Stripes, 20 MILS	The quantity needed to complete the contract was less than contract quantity	LF	9500.00	\$	2.75	\$	6167.77	\$	26,125.00	\$	16,961.37	\$	-9,163.63
37		Per the contract	Remove, Store, & Reinstall Sign Posts and Signs	The quantity needed to complete the contract was less than contract quantity	EA	80.00	\$	120.00	\$	57.00	\$	9,600.00	\$	6,840.00	\$	-2,760.00
38		Per the contract	Restoration of Roadway	The quantity needed to complete the contract was more than contract quantity, as this item includes all of the Villages portion of Phase 1 pavement repairs. Note: this results in only an additional \$7,512.39 cost beyond contract for the Villages Phase 1 repairs.	SY	500.00	\$	44.30	\$	669.58	\$	22,150.00	\$	29,662.39	\$	7,512.39
39		Per the contract	Restoration of Lawn	The quantity needed to complete the contract was less than contract quantity	SY	1000.00	\$	1.80	\$	0.00	\$	1,800.00	\$	0.00	\$	-1,800.00
46		Per the contract	Fuel Price Adjustment	The quantity needed to complete the contract was less than contract quantity	Dc	1000.00	\$	1.00	\$	0.00	\$	1,000.00	\$	0.00	\$	-1,000.00
47		Per the contract	Asphalt Price Adjustment	The quantity needed to complete the contract was less than contract quantity	Dc	1000.00	\$	1.00	\$	0.00	\$	1,000.00	\$	0.00	\$	-1,000.00
CO #6		Added to contract	Driveway Cuts	Driveway widening, approved by Village board	EA	0.00	\$	517.50	\$	7.00	\$	-	\$	3,622.50	\$	3,622.50
CO #7		Added to contract	ADA Grates	At new Village Hall	EA	0.00	\$	1,000.00	\$	2.00	\$	-	\$	2,000.00	\$	2,000.00
											<b>\$2,199,431.07</b>		<b>\$2,253,854.35</b>		<b>\$54,423.28</b>	

**BASE BID SUMMARY, CO7**

Item #	Description	AS DEFINED IN CONTRACT	Sanitary Sewer Main Pipe Replacement	As installed, reduced for actual amount needed	LF	490	\$	67.00	\$ <th>420.00</th> <th>\$ <th>32,830.00</th> <th>\$ <th>28,140.00</th> <th>\$ <th>-4,690.00</th> </th></th></th>	420.00	\$ <th>32,830.00</th> <th>\$ <th>28,140.00</th> <th>\$ <th>-4,690.00</th> </th></th>	32,830.00	\$ <th>28,140.00</th> <th>\$ <th>-4,690.00</th> </th>	28,140.00	\$ <th>-4,690.00</th>	-4,690.00
S-1		AS DEFINED IN CONTRACT	Sanitary Sewer Main Pipe Replacement	As installed, reduced for actual amount needed	LF	490	\$	67.00	\$	420.00	\$	32,830.00	\$	28,140.00	\$	-4,690.00
S-3		AS DEFINED IN CONTRACT	6" Diameter HSE lateral extension and Reconnection	As installed, reduced for actual amount needed	LF	135	\$	104.65	\$	109.00	\$	14,127.75	\$	11,406.85	\$	-2,720.90
S-4		AS DEFINED IN CONTRACT	Select material Backfill	As installed, reduced for actual amount needed	CY	400	\$	56.00	\$	236.50	\$	22,400.00	\$	13,244.00	\$	-9,156.00
											<b>\$69,357.75</b>		<b>\$52,790.85</b>		<b>-16,566.90</b>	

**ALTERNATE BID SUMMARY, CO7**

Budget Transfers	2020-2021				
TO			From		
A.5.8140.420	Storm Sewer maintance and re	\$12,200	A.5.1990.0000	Contingency	\$12,200