

AGENDA
Village Board of East Aurora
August 04, 2025, Regular Meeting at 7:00 pm

1. CALL MEETING TO ORDER

- A. Pledge of Allegiance
- B. Roll Call
- C. Approval of Minutes of Village Board Meeting for July 21, 2025
- D. Approve the payment of the abstract for August 04, 2025, for the 2025/2026 fiscal year with a total of \$247,465.73

2. SPEAKERS & COMMUNICATIONS (I)

3. PUBLIC HEARINGS

- A. Consider a Site Plan Application for James Boglioli of Benderson Development, 123 Grey St, to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey St.
- B. Consider an application for Holly Kahler of 357 Mill Rd, for a permit to keep other than household pets, to have 6 hens
- C. Consider a Local Law to amend §240 of the Village Code - Trees
- D. Consider a Local Law regulating the use of Electric/motorized scooters and bikes.
- E. Consider a Local Law to amend §285-44 Sign Regulations.

4. OFFICIAL CONSIDERATIONS

- A. Approve a Determination of Non-Significance pursuant to the State Environmental Quality Review Act in the matter of Site Plan Application for 123 Grey St, James Boglioli of Benderson Development, to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey St.
- B. Approve a Site Plan Application for James Boglioli of Benderson Development, 123 Grey St, to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey St.
- C. Approve an application for Holly Kahler of 357 Mill Rd for a permit to keep other than household pets, to have 6 hens
- D. Approve a Local Law to amend §240 of the Village Code - Trees
- E. Approve a Local Law regulating the use of electric/motorized scooters and bikes.
- F. Approve a Temporary Use Permit for the East Aurora High School, William Roberts, for the Homecoming Parade on October 3, 2025, at 1:30 pm.
- G. Approve a Temporary Use Permit for The Roycroft Campus Fall Festival, Kathleen Flynn at 31 South Grove St on October 4th and 5th, 2025 from 10 am to 5 pm
- H. Approve a resolution to authorize a transfer from the capital reserve for highway equipment for the purchase of a sidewalk plow. The transfer is not to exceed \$200,000.00
- I. Set a public hearing on August 18, 2025, to consider extending the moratorium on unnecessary tree trimming in the village
- J. Permission for the DPW to take down the barrel barn and roof trainer as requested by the Fire Chief

5. NEW BUSINESS

- A. 30-day Liquor License Notice for Touka Buffalo, Inc. – 16 Buffalo Rd.

6. OLD BUSINESS

7. SPEAKERS & COMMUNICATIONS (II)

8. DEPARTMENT HEAD REPORT

9. ADJOURNMENT

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
July 21, 2025 - 7:00 PM**

Present:

Trustee Rabey
Trustee Cameron
Trustee Viger
Trustee Flynn
Trustee Scheer
Mayor Mercurio

Absent:

Trustee Lazickas

Also Present:

Maureen Jerackas, Clerk-Treasurer
Shane Krieger, Village Administrator
Patrick Welch, Police Chief
Chris Trapp, Village Attorney
Jeff Stoll, General Foreman
Rich Miga, Assistant Code Enforcement Officer

6 Members of the public

A Motion by Trustee Cameron to approve the Village Board minutes for July 7, 2025, seconded by Trustee Rabey and carried with unanimous approval.

Trustee Flynn moved to approve the payment of Abstract for July 21, 2025 with a total of \$65,423.65 seconded by Trustee Scheer and carried by unanimous approval.

SPEAKERS AND COMMUNICATIONS (I)

PUBLIC HEARINGS

- Reopen the Public Hearing to Consider a Local Law regulating the use of Electric/motorized scooters and bikes
 - Mayor Mercurio reviewed the work session and referred this to the Village Bike BoardThe Public Hearing will remain open.
- Reopen the Public Hearing to Consider a Local Law to amend §285-44 Sign Regulations.
 - Mayor Mercurio asked about putting together a work session on August 4th at 6pm to discuss this Local Law.The Public Hearing will remain open.

OFFICIAL CONSIDERATIONS

- A motion by Trustee Rabey to set a work session to review Local Law to amend §285-44 Sign Regulations on August 4, 2025, at 6 pm, seconded by Trustee Cameron and unanimously approved.
- A motion by Trustee Flynn, to set a Public Hearing for August 4, 2025, to consider a Site Plan Application to relocate an existing exterior door on the west side of Starbucks to the north to accommodate the tenant layout and landscaping at the ingress/egresses on Grey Street, seconded by Trustee Rabey, and unanimously approved.

- **MODIFY 2025/2026 BUDGET**

July 21, 2025

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

BE IT RESOLVED, the Clerk–Treasurer is hereby authorized to modify the 2024/2025 Budget in the following manner:

Revenue – Appropriated Fund balance - \$ 200,000

Expenditures – Road Materials 5-5110.0420 - \$200,000
Park Place Road Reconstruction

Revenue – Water Fund Appropriated Fund balance - \$ 95,000

Expenditures – Transmission & Distribution maint & repairs F-5-8340-0420 - \$95,000
Waterlines for Park Place Road reconstruction

The following resolution was seconded by Trustee Scheer and unanimously approved

- A motion by Trustee Viger, to Approve Trident as the Village's general liability insurance package for the period August 1, 2025, to July 31, 2026, at a premium of \$210,361.58 and permission for Shane Krieger, Village Administrator, to sign all binding documents, seconded by Trustee Cameron, and unanimously approved.
- A motion by Trustee Rabey, to Award the Bid for Police Vehicles to Delacy Ford Inc. 3061 Transit Rd., for a 2024 Police SUV and a 2025 Police Pick up - \$98,127.00, seconded by Trustee Viger, and unanimously approved.
- A motion by Trustee Viger, to Approve a Temporary Use permit for the Toytown Car Show - Bill Lewis, East Aurora American Legion, August 24, 2025, from 8 am – 5 pm, seconded by Trustee Flynn, and unanimously approved.
- I, Mayor Mercurio, hereby appoint Christopher Miller to the Village Tree Board for a term set to expire the first Monday in April 2028, seconded by Trustee Scheer, and unanimously approved.
 - Trustee Rabey asked about Ashley Curry. Clerk-Treasurer Jerackas responded that she was previously appointed to the Village Tree Board.
- A motion by Trustee Cameron, to declare surplus property for two DPW 2015 International Trucks to be auctioned, seconded by Trustee Viger, and unanimously approved.
 - General Foreman Stoll said that these are the two smaller dump trucks that are ready to be surplus.
- A motion by Trustee Rabey, to Permission for the Code enforcement department to pursue judicial intervention regarding Village code 246-2 Abandoned Vehicles -Sean Heimburg -168 Center Street, seconded by Trustee Flynn, and unanimously approved.
 - Mayor Mercurio asked Code Enforcement for more information. Assistant Code Enforcement Officer Miga reviewed the situation and stated that the vehicle had been cited many times on various dates. Mayor Mercurio asked if it would be OK if the vehicle were put in a garage.

Assistant Code Enforcement Officer Miga said that in the garage or off the property would be OK, but that they haven't done that. Trustee Viger asked if this vehicle was looked for or if there was a complaint. Assistant Code Enforcement Officer Miga said that the vehicle was on Center Road, abandoned and then he moved it to his rear yard.

NEW BUSINESS

OLD BUSINESS

- Clerk- Treasurer Jerackas reviewed that the \$7,000 Lorigo grant can go toward repairing the current playset. Jeff was able to source the replacement parts for just over \$7,000. The DPW to do the labor. The Village Board all agreed to move forward.
- Mayor Mercurio spoke about the Tree Law Work Session. Village Attorney Trapp said he received comments by Code Enforcement Officer Cassidy and Clerk-Treasurer Jerackas to add and will send it over by the end of the week so it can be referred to the Village Tree Board to review.

SPEAKERS AND COMMUNICATIONS (II)

Department Head and Trustee Reports

Police Chief – He spoke about spreading information on e-bike laws and training officers on the subject. He asked the Village Board for opinions on having more crossing guards for events, and the possibility of using a vendor to supply crossing guards. He talked about different options instead of using an officer and paying overtime.

Streets Foreman – He said that the DPW has been patching roads, striping roads, and burning weeds on Main Street. He said that they are starting work on Park Place on Wednesday and sending out flyers to notify residents. Trustee Scheer asked about the lawn maintenance at the Globe Hotel. Mayor Mercurio asked Assistant Code Enforcement Officer Miga to reach out to the property owner about this. Trustee Rabey asked General Foreman Stoll when the state was going to be paving Main Street, he said possibly August. Trustee Viger asked about the Pine Street development and a possible citation for the grass. General Foreman Stoll said that DPW Clerk Cappola notified Code Enforcement Officer Cassidy already. Trustee Viger asked about the possibility of putting no bike signs on the sidewalk, General Foreman Stoll said he would look into it.

Code Enforcement – none

Village Administrator- He said that he has been answering questions about the trash collection RFP and sent the other questions to Village Attorney Trapp. He also said that he has been working on renewing parking lot leases and keeping the no overnight parking policy. Trustee Rabey asked about a meeting to review the Heart of Music Fest, Village Administrator Krieger said that they are working to try to do something in August. Trustee Viger asked about the request for a traffic study for Porterville, Pine, and Girard. Village Administrator Krieger said that they are waiting for a resolution from last meeting and that the engineer said they won't be redoing the one already completed. Police Chief Welch stated that he is working on the lighted crosswalk signs and which roads will be the most important.

Clerk Treasurer- She said that the office is collecting late taxes and water payments. The office will be working on the audit this week and working with the new software. paving Main Street

Trustee Viger- none

Trustee Rabey- none

Trustee Scheer- none

Trustee Cameron – none

Trustee Flynn- none

Mayor Mercurio- He said that the Cheryl Kasprzyk 4 Foundation Fundraiser was great and well run. He also said that he would like to cancel a meeting in late summer. The Village Board agreed to cancel the Village Board meeting on 9/02/2025.

ADJOURNMENT

A Motion was made by Trustee Rabey to adjourn the meeting at 7:49pm. Seconded by Trustee Cameron and unanimously carried.

Respectfully submitted,

Maureen Jerackas
Village Clerk-Treasurer



Village of East Aurora, NY

Expense Approval Report 8.4.25

By Vendor Name

Payable Dates 8/4/2025 - 8/4/2025 Post Dates 8/4/2025 - 8/4/2025

Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
Vendor: 10054 - Amazon							
14D7-LD6T-69PW	Amazon	08/04/2025	VEA OFFICE SUPPLIES	A.5.1325.0403	VILLAGE ADMIN - OFFICE SU...		35.33
Vendor 10054 - Amazon Total:							35.33
Vendor: 10130 - BARTON & LOGUIDICE							
2025000319	BARTON & LOGUIDICE	08/04/2025	General Services	A.5.1440.0410	ENGINEER SVCS - ENGINEERI...	2025000319	1,357.30
2026000044	BARTON & LOGUIDICE	08/04/2025	DPW Garage Roof Replacement Project	H.5.1620.0042	DPW Roof Upper	2026000044	5,450.00
Vendor 10130 - BARTON & LOGUIDICE Total:							6,807.30
Vendor: 10131 - BASCHMANN SERVICES,INC.							
2026000050	BASCHMANN SERVICES,INC.	08/04/2025	July purchases	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...	2026000050	1,375.02
Vendor 10131 - BASCHMANN SERVICES,INC. Total:							1,375.02
Vendor: 10165 - Boston Hill Nursery Inc							
88581	Boston Hill Nursery Inc	08/04/2025	spruce trees	A.5.1620.0420	BUILDINGS - MAINT & REPAI...		304.00
Vendor 10165 - Boston Hill Nursery Inc Total:							304.00
Vendor: 10166 - Bound Tree Medical							
85836315	Bound Tree Medical	08/04/2025	EMS supplies	A.5.3410.0497	FIRE DEPT-EMS SUPPLIES		944.93
Vendor 10166 - Bound Tree Medical Total:							944.93
Vendor: 11339 - BRODNER EQUIPMENT, INC.							
inv454203	BRODNER EQUIPMENT, INC.	08/04/2025	keyswitch	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...		48.93
Vendor 11339 - BRODNER EQUIPMENT, INC. Total:							48.93
Vendor: 10186 - BUFFALO & ORCHARD PARK							
inv 1000-25	BUFFALO & ORCHARD PARK	08/04/2025	topsoil	A.5.8560.0470	SHADE TREES - DEPARTMEN...		400.00
Vendor 10186 - BUFFALO & ORCHARD PARK Total:							400.00
Vendor: 10211 - CAMCO General Contracting Inc.							
GENERAL CONSTRUCTION	CAMCO General Contracting Inc.	08/04/2025	GENERAL CONSTRUCTION HAMLIN BATHROOMS	H.5.7140.0018	PARKS & RECREATION BUILD...		54,896.70
Vendor 10211 - CAMCO General Contracting Inc. Total:							54,896.70
Vendor: 10217 - CARQUEST AUTO PARTS							
584865-586806	CARQUEST AUTO PARTS	08/04/2025	june invoices	A.5.1640.0450	CENTRAL GARAGE - GASOLIN...		73.61
584865-586806	CARQUEST AUTO PARTS	08/04/2025	june invoices	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...		780.15
584865-586806	CARQUEST AUTO PARTS	08/04/2025	june invoices	A.5.3120.0450	POLICE DEPT - GASOLINE, OIL...		53.95
Vendor 10217 - CARQUEST AUTO PARTS Total:							907.71
Vendor: 10229 - Charter Communications							
115006201071425	Charter Communications	08/04/2025	TAXES AND FEES	A.5.1480.0410	PUBINFO SVCS-PUB INFO SUP..		3.12
115006201071425	Charter Communications	08/04/2025	EAFD CABLE	A.5.1480.0410	PUBINFO SVCS-PUB INFO SUP..		54.95

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Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
115006201071425	Charter Communications	08/04/2025	COMBINED EAFD AND EAPD	A.5.1480.0410	PUBINFO SVCS-PUB INFO SUP..		160.00
115006201071425	Charter Communications	08/04/2025	EAPD INTERNET	A.5.1480.0410	PUBINFO SVCS-PUB INFO SUP..		449.00
Vendor 10229 - Charter Communications Total:							667.07
Vendor: 10240 - CINTAS CORPORATION							
2025000001	CINTAS CORPORATION	08/04/2025	Monthly Mats DPW/EAPD/Courts	A.5.1620.0420	BUILDINGS - MAINT & REPAI...	2026000001	319.50
2025000001	CINTAS CORPORATION	08/04/2025	Monthly Mats/Unis for DPW/EAPD/Courts	A.5.1640.0420	CENTRAL GARAGE - MAINT &...	2026000001	335.05
2025000001	CINTAS CORPORATION	08/04/2025	Monthly Mats/Unis for DPW/EAPD/Courts	A.5.1640.0480	CENTRAL GARAGE - UNIFORM...	2026000001	177.50
Vendor 10240 - CINTAS CORPORATION Total:							832.05
Vendor: 10260 - Command LLC							
1600	Command LLC	08/04/2025	aerial test for ladder truck	A.5.3410.0460	FIRE DEPT - VEHICLE MAINT ...		1,572.80
Vendor 10260 - Command LLC Total:							1,572.80
Vendor: 10296 - CSEA EMPL BENEFIT FUND							
12314052Aug2025	CSEA EMPL BENEFIT FUND	08/04/2025	Dental/Vision	A.5.9061.0807	DENTAL INS - DENTAL INS		6,473.68
12314052Aug2025	CSEA EMPL BENEFIT FUND	08/04/2025	Dental/Vision	A.5.9062.0808	OPTICAL - OPTICAL		1,039.30
12314052Aug2025	CSEA EMPL BENEFIT FUND	08/04/2025	Dental/Vision	F.5.9061.0807	DENTAL INS - DENTAL INS		511.08
12314052Aug2025	CSEA EMPL BENEFIT FUND	08/04/2025	Dental/Vision	F.5.9062.0808	OPTICAL - OPTICAL		82.05
Vendor 10296 - CSEA EMPL BENEFIT FUND Total:							8,106.11
Vendor: 10320 - DELL MARKETING L.P.							
2026000031	DELL MARKETING L.P.	08/04/2025	Dell Latitude 3450, XCTO for Detective	A.5.3120.0470	POLICE DEPT - DEPTAL SUPPL...	2026000031	825.22
Vendor 10320 - DELL MARKETING L.P. Total:							825.22
Vendor: 10376 - EIGHTY FOUR LUMBER							
742993-743765	EIGHTY FOUR LUMBER	08/04/2025	lumber for police stn and fence	A.5.1620.0420	BUILDINGS - MAINT & REPAI...		36.93
742993-743765	EIGHTY FOUR LUMBER	08/04/2025	lumber for police stn and fence	A.5.5110.0420	STREET MAINT - ROAD MATE...		96.12
Vendor 10376 - EIGHTY FOUR LUMBER Total:							133.05
Vendor: 10403 - ERIE COUNTY COMPTROLLER							
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	571 MAIN ST VILLAGE HALL ACCT 7933856	A.5.1620.0431	BUILDINGS - ELECTRIC		371.27
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	PINE ST DPW Offices and Garage; ACCT 256115	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC		25.60
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	33 CENTER ST (NEW FIRE HALL) ACCT N01000060689999	A.5.3410.0431	FIRE DEPT - ELECTRIC		512.37
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	ST LIGHTING ACCT 4086039	A.5.5182.0431	STREET LIGHTING - ELECTRIC		284.88
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	ST LIGHTING R2 ACCT 719336	A.5.5182.0431	STREET LIGHTING - ELECTRIC		192.52
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	ELMWOOD & CHESTNUT HILL BOOSTER PUMP STATION ACCT	A.5.5182.0431	STREET LIGHTING - ELECTRIC		162.19

Expense Approval Report 8.4.25

Payable Dates: 8/4/2025 - 8/4/2025 Post Dates: 8/4/2025 - 8/4/2025

Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	GIRARD AVE ACCT 893560	A.5.5182.0431	STREET LIGHTING - ELECTRIC		5.13
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	ELM ST SIGNAL ACCT 3514288	A.5.5182.0431	STREET LIGHTING - ELECTRIC		2.27
1800080793	ERIE COUNTY COMPTROLLER	08/04/2025	PINE ST WATER PLANT; ACCT 288597	F.5.1620.0431	BUILDINGS - ELECTRIC		4.16
Vendor 10403 - ERIE COUNTY COMPTROLLER Total:							1,560.39
Vendor: 10406 - ERIE COUNTY PUBLIC HEALTH LAB							
202600002	ERIE COUNTY PUBLIC HEALTH LAB	08/04/2025	June- Water samples	F.5.8340.0490	TRANSFS & DIST - WATER TE...	2026000002	126.00
Vendor 10406 - ERIE COUNTY PUBLIC HEALTH LAB Total:							126.00
Vendor: 10430 - FERRY INC.							
71311	FERRY INC.	08/04/2025	parts- DPW	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...		13.70
Vendor 10430 - FERRY INC. Total:							13.70
Vendor: 10436 - Firematic Supply Co. Inc.							
2025000301-R1	Firematic Supply Co. Inc.	08/04/2025	CO Monitors	A.5.3410.0200	FIRE DEPT - EQUIP	2025000301-R1	918.27
Vendor 10436 - Firematic Supply Co. Inc. Total:							918.27
Vendor: 10511 - GRAINGER							
inv9560606585-9579425720	GRAINGER	08/04/2025	July purchases	A.5.1640.0470	CENTRAL GARAGE - DEPART...		185.94
inv9560606585-9579425720	GRAINGER	08/04/2025	July purchases	A.5.7140.0420	PLAYGROUNDS & REC CTRS. -...		360.19
Vendor 10511 - GRAINGER Total:							546.13
Vendor: 10547 - Highmark Blue Cross & Blue Shield of Western New York							
250718184117	Highmark Blue Cross & Blue Shield of Western New York	08/04/2025	Health Insurance	A.5.9060.0805	HOSPITAL & MEDICAL INS - H...		41,589.70
250718184117	Highmark Blue Cross & Blue Shield of Western New York	08/04/2025	Health Insurance	A.5.9060.0806	HOSPITAL & MEDICAL INS - H...		21,136.80
250718184117	Highmark Blue Cross & Blue Shield of Western New York	08/04/2025	Health Insurance	F.5.9060.0805	HOSPITAL & MEDICAL INS - H...		4,110.91
250718184117	Highmark Blue Cross & Blue Shield of Western New York	08/04/2025	Health Insurance	F.5.9060.0806	HOSPITAL & MEDICAL INS - H...		1,901.02
Vendor 10547 - Highmark Blue Cross & Blue Shield of Western New York Total:							68,738.43
Vendor: 10613 - JOHN SIXT & SON INC.							
757989/764196/764199/764...	JOHN SIXT & SON INC.	08/04/2025	village owned fence/park repairs	A.5.5110.0420	STREET MAINT - ROAD MATE...		24.18
757989/764196/764199/764...	JOHN SIXT & SON INC.	08/04/2025	village owned fence/park repairs	A.5.7140.0420	PLAYGROUNDS & REC CTRS. -...		191.37
Vendor 10613 - JOHN SIXT & SON INC. Total:							215.55
Vendor: 10645 - KURK FUEL COMPANY							
45575	KURK FUEL COMPANY	08/04/2025	diesel fuel 6/11-7/10/25	A.5.1640.0450	CENTRAL GARAGE - GASOLIN...		2,531.06
45575	KURK FUEL COMPANY	08/04/2025	diesel fuel 6/11-7/10/25	A.5.3410.0450	FIRE DEPT - GASOLINE, OIL &...		538.82
Vendor 10645 - KURK FUEL COMPANY Total:							3,069.88

Expense Approval Report 8.4.25

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Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
Vendor: 10661 - LAKESIDE SOD SUPPLY CO., INC							
82126	LAKESIDE SOD SUPPLY CO., INC	08/04/2025	kentucky bluegrass for police station	A.5.1620.0420	BUILDINGS - MAINT & REPAI...		37.20
Vendor 10661 - LAKESIDE SOD SUPPLY CO., INC Total:							37.20
Vendor: 10704 - LUMSDEN MCCORMICK LLP							
219543	LUMSDEN MCCORMICK LLP	08/04/2025	First Billing for Audit Services through 7/25/25	A.5.1320.0410	AUDITOR - CONTRACT SVCS		9,500.00
Vendor 10704 - LUMSDEN MCCORMICK LLP Total:							9,500.00
Vendor: 10706 - M and T BANK							
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	BUFFALO NEWS	A.5.1325.0403	VILLAGE ADMIN - OFFICE SU...		26.99
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	ADOBE	A.5.1480.0410	PUBINFO SVCS-PUB INFO SUP..		21.74
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	CHIEF'S CONFERENCE - GAS	A.5.3120.0440	POLICE DEPT - TRAINING, TR...		43.43
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	CHIEF'S CONFERENCE HOTEL	A.5.3120.0440	POLICE DEPT - TRAINING, TR...		177.00
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	AMAZON	A.5.3120.0470	POLICE DEPT - DEPTAL SUPPL...		40.98
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	BOOTS	A.5.5110.0480	STREET MAINT - UNIFORMS		140.00
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	UPS STORE	A.5.7140.0420	PLAYGROUNDS & REC CTRS. -...		30.98
JULY 2025 CREDIT CARD	M and T BANK	08/04/2025	MODERN	A.5.8160.0410	REFUSE & GARBAGE		43,928.65
Vendor 10706 - M and T BANK Total:							44,409.77
Vendor: 10803 - NOCO ENERGY CORP.							
SP13096406	NOCO ENERGY CORP.	08/04/2025	unleaded fuel 6/19-7/17/25	A.5.1640.0450	CENTRAL GARAGE - GASOLIN...		268.40
SP13096406	NOCO ENERGY CORP.	08/04/2025	unleaded fuel 6/19-7/17/25	A.5.1640.0450	CENTRAL GARAGE - GASOLIN...		1,063.12
SP13096406	NOCO ENERGY CORP.	08/04/2025	unleaded fuel 6/19-7/17/25	A.5.3120.0450	POLICE DEPT - GASOLINE, OIL...		3,059.99
SP13096406	NOCO ENERGY CORP.	08/04/2025	unleaded fuel 6/19-7/17/25	A.5.3410.0450	FIRE DEPT - GASOLINE, OIL &...		413.78
Vendor 10803 - NOCO ENERGY CORP. Total:							4,805.29
Vendor: 11337 - North East Tap Company							
Permit Rufund	North East Tap Company	08/04/2025	Permit Refund	A.4.2501.0000	SOLICITOR'S PERMITS		100.00
Vendor 11337 - North East Tap Company Total:							100.00
Vendor: 10816 - NOVA HEALTHCARE ADMINISTRATORS, INC.							
NOVA-063347	NOVA HEALTHCARE ADMINISTRATORS, INC.	08/04/2025	Monthly Admin Fee of \$4.50 + extra cards	A.5.9060.0805	HOSPITAL & MEDICAL INS - H...		105.50
NOVA-063347	NOVA HEALTHCARE ADMINISTRATORS, INC.	08/04/2025	Monthly Admin Fee of \$4.50 + extra cards	A.5.9060.0806	HOSPITAL & MEDICAL INS - H...		36.00
NOVA-063347	NOVA HEALTHCARE ADMINISTRATORS, INC.	08/04/2025	Monthly Admin Fee of \$4.50 + extra cards	F.5.9060.0805	HOSPITAL & MEDICAL INS - H...		13.50
NOVA-063347	NOVA HEALTHCARE ADMINISTRATORS, INC.	08/04/2025	Monthly Admin Fee of \$4.50 + extra cards	F.5.9060.0806	HOSPITAL & MEDICAL INS - H...		4.50
Vendor 10816 - NOVA HEALTHCARE ADMINISTRATORS, INC. Total:							159.50
Vendor: 10864 - NYSEG							
1001-0310-448 6/10-7/9/25	NYSEG	08/04/2025	571 MAIN ST 6/10-7/9/25	A.5.5182.0431	STREET LIGHTING - ELECTRIC		612.86
1001-0483-419 6/19-7/21/25	NYSEG	08/04/2025	ELMWOOD & CHEST 1 PH 6/19-7/21/25	F.5.1620.0431	BUILDINGS - ELECTRIC		185.92
1001-1111-704 6/14-7/16/25	NYSEG	08/04/2025	400 PINE ST 6/14-7/16/25	A.5.1640.0431	CENTRAL GARAGE - ELECTRIC		311.04

Expense Approval Report 8.4.25

Payable Dates: 8/4/2025 - 8/4/2025 Post Dates: 8/4/2025 - 8/4/2025

Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
1001-1111-712 6/18-7/18/25	NYSEG	08/04/2025	712 PINE 6/18-7/18/25	F.5.1620.0431	BUILDINGS - ELECTRIC		35.17
1001-3143-531 6/7-7/10/25	NYSEG	08/04/2025	NEAR 21 ELM ST SIGNL 6/7-7/10/25	A.5.5182.0431	STREET LIGHTING - ELECTRIC		31.54
1003-3707-877 6/19-7/21/25	NYSEG	08/04/2025	NEAR 163 MAIN ST @ TRFIC CIR 6/19-7/21/25	A.5.5182.0431	STREET LIGHTING - ELECTRIC		41.31
1003-3707-893 6/19-7/17/25	NYSEG	08/04/2025	BUFFALO RD @ GREY ST 6/19-7/17/25	A.5.5182.0431	STREET LIGHTING - ELECTRIC		23.12
1004-1637-827 6/18-7/18/25	NYSEG	08/04/2025	33 CENTER FIRE HALL 6/18-7/18/25	A.5.3410.0431	FIRE DEPT - ELECTRIC		830.05
Vendor 10864 - NYSEG Total:							<u>2,071.01</u>
Vendor: 10974 - REBOY SUPPLY INC.							
2026000034	REBOY SUPPLY INC.	08/04/2025	June- Monthly supplies	A.5.5110.0420	STREET MAINT - ROAD MATE...	2026000034	<u>782.00</u>
Vendor 10974 - REBOY SUPPLY INC. Total:							<u>782.00</u>
Vendor: 10978 - REGIONAL INT. CORP.							
2026000049	REGIONAL INT. CORP.	08/04/2025	July purchases	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...	2026000049	<u>4,213.96</u>
Vendor 10978 - REGIONAL INT. CORP. Total:							<u>4,213.96</u>
Vendor: 10993 - ROBINSON PAVING INCORPORATED							
2025-110EAFD	ROBINSON PAVING INCORPORATED	08/04/2025	fire department work	H.5.3410.0016	FIRE DEPT PARKING LOT		19,681.00
Vendor 10993 - ROBINSON PAVING INCORPORATED Total:							<u>19,681.00</u>
Vendor: 11058 - ShelterPoint Life							
08.01.2025D558947	ShelterPoint Life	08/04/2025	NY DBL/PFL	A.5.9045.0803	LIFE INS - LIFE INS		<u>2,085.80</u>
Vendor 11058 - ShelterPoint Life Total:							<u>2,085.80</u>
Vendor: 11059 - SHERWIN-WILLIAMS CO.							
2026000022	SHERWIN-WILLIAMS CO.	08/04/2025	DPW supplies	A.5.5110.0420	STREET MAINT - ROAD MATE...	2026000022	<u>3,202.00</u>
Vendor 11059 - SHERWIN-WILLIAMS CO. Total:							<u>3,202.00</u>
Vendor: 11068 - SITEONE LANDSCAPE							
inv155377858	SITEONE LANDSCAPE	08/04/2025	fertilizer/grass seed/mulch	A.5.5110.0420	STREET MAINT - ROAD MATE...		<u>581.16</u>
Vendor 11068 - SITEONE LANDSCAPE Total:							<u>581.16</u>
Vendor: 11133 - THE HARTFORD							
509154479601	THE HARTFORD	08/04/2025	Life Insurance	A.5.9045.0803	LIFE INS - LIFE INS		836.00
509154479601	THE HARTFORD	08/04/2025	Life Insurance	A.5.9045.0804	LIFE INS - LIFE INS-RETIRES		468.85
509154479601	THE HARTFORD	08/04/2025	Life Insurance	F.5.9045.0803	LIFE INS - LIFE INS		88.00
509154479601	THE HARTFORD	08/04/2025	Life Insurance	F.5.9045.0804	LIFE INS - LIFE INS-RETIRES		<u>30.97</u>
Vendor 11133 - THE HARTFORD Total:							<u>1,423.82</u>
Vendor: 11146 - Tolls By Mail							
18271845120	Tolls By Mail	08/04/2025	Tolls from Det. schoo...	A.5.3120.0440	POLICE DEPT - TRAINING, TR...		<u>10.50</u>
Vendor 11146 - Tolls By Mail Total:							<u>10.50</u>
Vendor: 11169 - TRI-COUNTY TOOL RENTAL & SALES							
2026000036	TRI-COUNTY TOOL RENTAL & SALES	08/04/2025	building maint	A.5.1620.0420	BUILDINGS - MAINT & REPAI...		37.14

Expense Approval Report 8.4.25

					Payable Dates: 8/4/2025 - 8/4/2025 Post Dates: 8/4/2025 - 8/4/2025		
Payable Number	Vendor Name	Payable Date	Description (Item)	Account Number	Account Name	Purchase Order Number	Amount
2026000036	TRI-COUNTY TOOL RENTAL & SALES	08/04/2025	June- Monthly supplies	A.5.5110.0420	STREET MAINT - ROAD MATE...	2026000036	265.85
2026000036	TRI-COUNTY TOOL RENTAL & SALES	08/04/2025	June- Monthly supplies	A.5.8140.0420	STORM SEWERS - MAINT & R...	2026000036	129.81
Vendor 11169 - TRI-COUNTY TOOL RENTAL & SALES Total:							432.80
Vendor: 11204 - University Emergency Medical Services, Inc.							
invoice 203040	University Emergency Medical Services, Inc.	08/04/2025	Dr. Bart annual contract	A.5.3410.0440	FIRE DEPT - TRAINING, TRAV...		500.00
Vendor 11204 - University Emergency Medical Services, Inc. Total:							500.00
Vendor: 11215 - VALLEY FAB & EQUIP INC							
138457	VALLEY FAB & EQUIP INC	08/04/2025	vehicle service	A.5.1640.0460	CENTRAL GARAGE - VEHICLE...		382.55
Vendor 11215 - VALLEY FAB & EQUIP INC Total:							382.55
Vendor: 11248 - W.B. MASON CO., INC.							
255673933, CM3897919	W.B. MASON CO., INC.	08/04/2025	Water 7/21/25 8/8	A.5.3120.0420	POLICE DEPT - MAINT. SERVI...		21.40
255673933, CM3897919	W.B. MASON CO., INC.	08/04/2025	Water 7/21/25 8/8	A.5.3420.0420	POLICE & FIRE DISPATCH - M...		21.40
Vendor 11248 - W.B. MASON CO., INC. Total:							42.80
Grand Total:							247,465.73

Report Summary

Fund Summary

Fund	Expense Amount
A - GENERAL FUND	160,344.75
F - ENTERPRISE WATER	7,093.28
H - CAPITAL PROJECT	80,027.70
Grand Total:	247,465.73

Account Summary

Account Number	Account Name	Expense Amount
A.4.2501.0000	SOLICITOR'S PERMITS	100.00
A.5.1320.0410	AUDITOR - CONTRACT S...	9,500.00
A.5.1325.0403	VILLAGE ADMIN - OFFICE...	62.32
A.5.1440.0410	ENGINEER SVCS - ENGIN...	1,357.30
A.5.1480.0410	PUBINFO SVCS-PUB INFO..	688.81
A.5.1620.0420	BUILDINGS - MAINT & R...	734.77
A.5.1620.0431	BUILDINGS - ELECTRIC	371.27
A.5.1640.0420	CENTRAL GARAGE - MAI...	335.05
A.5.1640.0431	CENTRAL GARAGE - ELEC...	336.64
A.5.1640.0450	CENTRAL GARAGE - GAS...	3,936.19
A.5.1640.0460	CENTRAL GARAGE - VEH...	6,814.31
A.5.1640.0470	CENTRAL GARAGE - DEP...	185.94
A.5.1640.0480	CENTRAL GARAGE - UNI...	177.50
A.5.3120.0420	POLICE DEPT - MAINT. S...	21.40
A.5.3120.0440	POLICE DEPT - TRAINING,..	230.93
A.5.3120.0450	POLICE DEPT - GASOLINE...	3,113.94
A.5.3120.0470	POLICE DEPT - DEPTAL S...	866.20
A.5.3410.0200	FIRE DEPT - EQUIP	918.27
A.5.3410.0431	FIRE DEPT - ELECTRIC	1,342.42
A.5.3410.0440	FIRE DEPT - TRAINING, T...	500.00
A.5.3410.0450	FIRE DEPT - GASOLINE, O...	952.60
A.5.3410.0460	FIRE DEPT - VEHICLE MA...	1,572.80
A.5.3410.0497	FIRE DEPT-EMS SUPPLIES	944.93
A.5.3420.0420	POLICE & FIRE DISPATCH...	21.40
A.5.5110.0420	STREET MAINT - ROAD ...	4,951.31
A.5.5110.0480	STREET MAINT - UNIFO...	140.00
A.5.5182.0431	STREET LIGHTING - ELEC...	1,355.82
A.5.7140.0420	PLAYGROUNDS & REC C...	582.54
A.5.8140.0420	STORM SEWERS - MAINT...	129.81
A.5.8160.0410	REFUSE & GARBAGE	43,928.65
A.5.8560.0470	SHADE TREES - DEPART...	400.00
A.5.9045.0803	LIFE INS - LIFE INS	2,921.80
A.5.9045.0804	LIFE INS - LIFE INS-RETIR...	468.85

Account Summary

Account Number	Account Name	Expense Amount
A.5.9060.0805	HOSPITAL & MEDICAL IN...	41,695.20
A.5.9060.0806	HOSPITAL & MEDICAL IN...	21,172.80
A.5.9061.0807	DENTAL INS - DENTAL INS	6,473.68
A.5.9062.0808	OPTICAL - OPTICAL	1,039.30
F.5.1620.0431	BUILDINGS - ELECTRIC	225.25
F.5.8340.0490	TRANSFS & DIST - WATER..	126.00
F.5.9045.0803	LIFE INS - LIFE INS	88.00
F.5.9045.0804	LIFE INS - LIFE INS-RETIR...	30.97
F.5.9060.0805	HOSPITAL & MEDICAL IN...	4,124.41
F.5.9060.0806	HOSPITAL & MEDICAL IN...	1,905.52
F.5.9061.0807	DENTAL INS - DENTAL INS	511.08
F.5.9062.0808	OPTICAL - OPTICAL	82.05
H.5.1620.0042	DPW Roof Upper	5,450.00
H.5.3410.0016	FIRE DEPT PARKING LOT	19,681.00
H.5.7140.0018	PARKS & RECREATION B...	54,896.70
Grand Total:		247,465.73

Project Account Summary

Project Account Key	Expense Amount
None	247,465.73
Grand Total:	247,465.73

Authorization Signatures

***** 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:

TOWN OF AURORA

575 OAKWOOD AVENUE, EAST AURORA, NY 14052

BUILDING DEPARTMENT

(716) 652-7591

MEMO

TO: Mayor Mercurio and Village Board Members

FROM: Richard Miga, Assistant Code Enforcement Officer

DATE: June 4, 2025

The Building Department has accepted a Site Plan application from James A. Boglioli of Benderson Development, owner of 123 Grey Street. The request is to add an exterior double door with platform and stairs to the rear of the plaza for access to a vacant space adjacent to the Homegoods, relocate an existing exterior door on the west side of the Starbucks to the north to accommodate the tenant layout, and landscaping at the ingresses/egresses on Grey Street.

Village Code section 285-51.5 requires the application to be referred to the Planning Commission for their recommendation. After which a public hearing is required prior to a decision by the Village Board.

Village Code section 285-50.4C(3) requires the application be referred to the Erie County Planning Department for review due to proximity to a State Highway (Hamburg Street/20A).

This is an Type II action for purposes of SEQR.

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

Richard Miga

May 27, 2025

Members of the Village Planning Board
Village of East Aurora
575 Oakwood Avenue
East Aurora, New York 14052

Re: Aurora Village Shopping Center
123 Grey Street (BDP # 2127)
Application for Site Plan Approval for Site Modifications

Dear Chairperson and Members of the Planning Board:

In connection with the above-referenced property, enclosed please find our application seeking site plan approval for the following proposed modifications to the above-referenced shopping center:

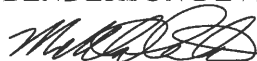
- In connection with the recently approved HomeGoods, a new rear door, with an associated access platform, steps, and railings is proposed at the rear of the tenant space behind the principle building;
- In connection with the recently approved HomeGoods, a rear access door that previously had access to Homegood's space has been relocated to provide new double doors with access to the vacant space next to HomeGoods. An associated access platform, steps and railing are to be provided at door access point;
- In connection with the recently approved Starbucks, an existing access door located along the Northside of the building is proposed to be relocated per the tenant interior requirements.
- At the Plaza entrances, the existing landscaping has, over time, been subject to heavy salt spray during the winter, vehicle destruction and are overgrown. As a result, these landscape areas have degraded and become unattractive. The proposed modifications revitalizes the entrances with new attractive landscaping including heartier shrubs that are resistant to salt from snow deposits, and additional vibrant colors with annual flowers.

In support of this application package, please find enclosed the following information:

- 1) Civil Engineering Plans prepared by James A Rumsey, R.A;
- 2) Architectural Plans;
- 3) Village of East Aurora Application; and
- 4) Short EAF.

We look forward to working with the village on this project. Should you have any questions or require any additional materials, please do not hesitate to either Courtney Adamo at (716) 878-9630 or James Boglioli at (716) 878-9626.

Thank you,
BENDERSON DEVELOPMENT COMPANY, LLC



Matthew J. Oates, P.E.
Director, Engineering

Short Environmental Assessment Form

Part 1 - Project Information

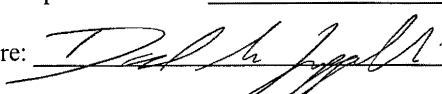
Instructions for Completing

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: Proposed Site Modifications - Aurora Village Shopping Center			
Project Location (describe, and attach a location map): 123 Grey Street, East Aurora, Erie County			
Brief Description of Proposed Action: The proposed action consists of relocating a side door for future Starbucks tenant, relocating the existing doors for the vacant space next to Homegoods, install an access platform with associated stairs and railing at rear door for Homegood; and installing new landscaping to refresh/replace the old design within the existing landscape areas at the plaza entrance drives.			
Name of Applicant or Sponsor: Benderson Development Company, LLC		Telephone: 716-878-9626 E-Mail: jamesboglioli@benderson.com	
Address: 570 Delaware Ave			
City/PO: Buffalo		State: New York	Zip Code: 14202
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval:		NO <input checked="" type="checkbox"/>	YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		14.4 acres	
b. Total acreage to be physically disturbed?		0.01 acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		19.78 acres	
4. Check all land uses that occur on, are adjoining or near the proposed action: <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input checked="" type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban) <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): <input type="checkbox"/> Parkland			

5. Is the proposed action,	NO	YES	N/A
a. A permitted use under the zoning regulations?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?	NO	YES	
If Yes, identify: _____	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Are public transportation services available at or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
c. Are any pedestrian accommodations or bicycle routes available on or near the site of the proposed action?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
9. Does the proposed action meet or exceed the state energy code requirements?	NO	YES	
If the proposed action will exceed requirements, describe design features and technologies:			
Exceed _____	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply?	NO	YES	
If No, describe method for providing potable water: _____			
N/A Existing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities?	NO	YES	
If No, describe method for providing wastewater treatment: _____			
N/A Existing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Sheet drain to nearby storm infrastructures		
18. Does the proposed action include construction or other activities that would result in the impoundment of water or other liquids (e.g., retention pond, waste lagoon, dam)? If Yes, explain the purpose and size of the impoundment:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>David Zuppelli</u> Date: <u>5.27.25</u> Signature: <u></u> Title: <u>Civil Engineer</u>		

VILLAGE OF EAST AURORA
 571 Main Street, East Aurora, New York 14052
 716-652-6000
 In conjunction with
Town of Aurora Building Department
 300 Gleed Ave, East Aurora, NY 14052
 716-652-7591

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

SITE PLAN APPLICATION

PROPOSED PROJECT Building Facade Renovation SBL# _____
 LOCATION 123 Grey Street ZONING DISTRICT C

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

APPLICANT NAME Benderson Development Company, LLC
 ADDRESS 570 Delaware Avenue, Buffalo, New York 14202
 TELEPHONE 716-878-9626 E-MAIL jmb@benderson.com
 SIGNATURE James A. Boglioli
 CELL 716-998-9915

OWNER NAME 93 NYRPT, LLC
 ADDRESS 570 Delaware Avenue, Buffalo, New York 14202
 TELEPHONE 716-878-9626 FAX _____ E-MAIL jmb@benderosn.com
 SIGNATURE James A. Boglioli
 CELL 716-998-9915

ENGINEER/ARCHITECT/LANDSCAPE ARCHITECT
 NAME James A. Rumsey FIRM _____
 ADDRESS 570 Delaware Avenue
 TELEPHONE 716-878-9626 FAX _____ E-MAIL jmb@benderosn.com
 SIGNATURE _____ AFFIX STAMP

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

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

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

REQUIRED MEETINGS/REFERRALS:

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

SEQR ACTION:

___ Type I ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

	Mtg/Mail Date
Public Hearing	_____
Notices Mailed	_____
Posted Notice-VEA Hall	_____
Posted Notice-Prop	_____
Approval/Denial Date	_____

Attach Village Board resolution with noted conditions.

CHECK LIST FOR SITE PLAN APPLICATION

An application for site plan review shall include the following supporting documents, as applicable. A licensed professional engineer or registered land surveyor shall prepare all site plan materials unless otherwise approved by the Village Board.

- ☒ Description or narrative of all proposed uses and structures, including but not limited to hours of operation, number of employees, maximum seat capacity, and proposed number of off-street vehicle and bicycle parking spaces.
- ☒ A site plan drawn at a scale of one inch equals 20 feet or such other scale as the Village Board may deem appropriate, on standard 24 inch by 36 inch sheets, with continuation on 8 ½ inch by 11 inch sheets as necessary for written information.
- ☐ A certified land survey showing the boundaries of the applicant's property under consideration in its current state plotted to scale with the north point, scale, and date clearly indicated, or other document deemed acceptable by the reviewing board.
- ☒ Plans indicating the following with regard to the property in question, where applicable.
 - ☐ The location of all properties, their ownership, uses thereon, subdivisions, streets, easements, and adjacent buildings within 300 feet of the property in question.
 - ☐ The location and use of all existing and proposed structures on the property in question, including all dimensions of height and floor area, exterior entrances, and anticipated future additions and alterations.
 - ☐ The location of all existing and proposed topography features, including but not limited to, site grading, open spaces, woodlands, watercourses, steep slopes, wetlands, floodplains, and watersheds.
 - ☒ The location of existing and proposed landscaping, screening, walls, and fences, including information regarding the size and type of plants and building materials proposed.
 - ☒ The location of existing and proposed public and private streets, off-street parking areas, loading areas, driveways, sidewalks, ramps, curbs, and paths. Such plans shall include considerations for vehicular, pedestrian, and bicycle traffic circulation, parking, and access.
 - ☐ The location of existing and proposed utility systems including sewage or septic, water supply, telephone, cable, electric, and stormwater drainage. Stormwater drainage systems shall include existing and proposed drain lines, culverts, catch basins, headwalls, endwalls, hydrants, manholes, and drainage swales.
 - ☐ The location, height, intensity, and bulb type (sodium, incandescent, etc.) of all external lighting fixtures. The direction of illumination and methods to eliminate glare onto adjoining properties must also be shown.
 - ☐ The location, height, size, material, and design of all existing and proposed signs.
 - ☒ Elevations at a scale of one-quarter inch equals one foot for all exterior facades of the proposed structure(s) and/or alterations to or expansions of existing facades, showing design features and indicating the type and color or materials to be used.
 - ☐ Plans to prevent the pollution of surface or ground water, erosion of soil both during and after construction, excessive runoff, excessive raising or lowering of the water table, and flooding of other properties, as applicable.
 - ☐ A schedule for completion of each construction phase for buildings, parking, and landscaped areas.
 - ☐ Plans for disposal of construction and demolition waste, either on-site or at an approved disposal facility.
- ☒ All New York State SEQR documentation as required by law.
- ☐ The Village Board may request additional information as per Village Code §285-51.3(B)(6) or anything else it deems necessary for a complete assessment of the site plan.
- ☐ All required fees and reimbursements, and an escrow deposit to cover professional review costs, if required.

PROPOSED SITE ADJUSTMENTS

AURORA VILLAGE SHOPPING CENTER
123 GREY STREET, EAST AURORA, NY 14052
BDC Property # 2127
SITE DEVELOPMENT DRAWINGS

INDEX OF DRAWINGS

DWG. #	DRAWING NAME	REVISION	DATE
C1.0	COVER SHEET		
C2.0	EXISTING SITE PLAN		
C3.0	DEMOLITION PLAN		
C4.0	OVERALL SITE PLAN		
C4.1	DETAILED SITE PLAN AND DETAILS		
C5.0	GRADING PLAN		
C7.0	LANDSCAPING PLAN		
C7.1	LANDSCAPING PLAN		

OWNER/DEVELOPER:

NAME: BENDERSON DEVELOPMENT COMPANY, LLC
ADDRESS: 570 DELAWARE AVENUE, BUFFALO, NY 14202
CONTACT: DAVID ZUPPELLI
PHONE: 716 - 878 - 9683



BENDERSON DEVELOPMENT COMPANY, LLC
570 Delaware Ave.
Buffalo, New York 14202

SURVEYOR

NAME: TRUE NORTH LAND SURVEYING PLLC
ADDRESS: 150 AERO DRIVE, BUFFALO, NY 14225
CONTACT: CHRISTOPHER BARR
PHONE: 716-631-5140

UTILITIES:

NATURAL GAS
NAME/TITLE: WILLIAM SCHNEIDER
COMPANY/DEPT: NATURAL FUEL GAS
ADDRESS: -
PHONE: 716 - 696 - 6460

TELEPHONE COMPANY
NAME/TITLE: JOHN HECKMAN
COMPANY/DEPT: VERIZON
ADDRESS: -
PHONE: 716 - 840 - 8603

ELECTRIC
NAME/TITLE: -
COMPANY/DEPT: NATIONAL GRID
ADDRESS: -
PHONE: -

DIG SAFELY NEW YORK
PHONE: 1 - 800 - 962 - 7962 OR (811)

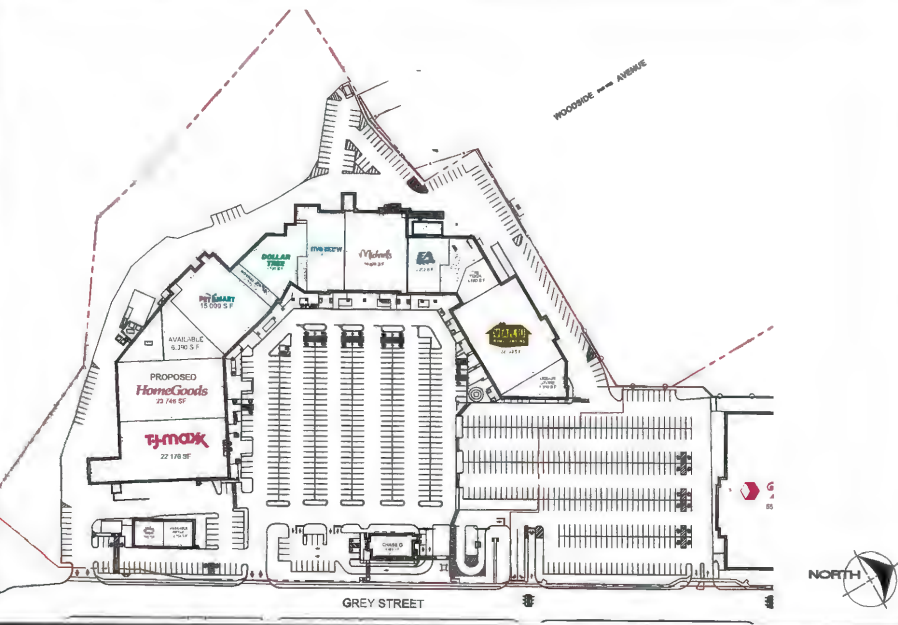
AGENCIES:

PLANNING COMMISSION
NAME/TITLE: DAN CASTLE
COMPANY/DEPT: VILLAGE OF EAST AURORA
ADDRESS: 585 OAKWOOD AVE. EAST AURORA, NY 14052
PHONE: 716 - 652 - 6000 Opt.4

BUILDING & CODE ENFORCEMENT
NAME/TITLE: ELIZABETH CASSIDY / CODE ENFORCEMENT OFFICER
COMPANY/DEPT: VILLAGE OF EAST AURORA / CODE ENFORCEMENT
ADDRESS: 575 OAKWOOD AVE. EAST AURORA, NY 14052
PHONE: 716 - 652 - 7591

DEPARTMENT OF PUBLIC WORKS
NAME/TITLE: MATTHEW HOEH / SUPERINTENDENT
COMPANY/DEPT: VILLAGE OF EAST AURORA
ADDRESS: 400 PINE STREET EAST AURORA, NY 14052
PHONE: 716 - 652 - 6057

SITE LOCATION MAP 1:150



REGIONAL LOCATION MAP NTS



DRAWING REVISIONS:			
No.	DATE	BY	REMARKS

SPECIAL INFORMATION:
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SHOP DRAWING SUBMITTALS ARE REQUIRED FOR ANY AND ALL STRUCTURES.

NOTICE
UNAUTHORIZED ALTERATIONS OF THIS DOCUMENT ARE IN VIOLATION OF SECTION #7208 OF THE STATE EDUCATION LAW.

CONSTRUCTION SET



PROPERTY NUMBER: #2127
AREA: -

AURORA VILLAGE
SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052
PROPOSED SITE
ADJUSTMENT

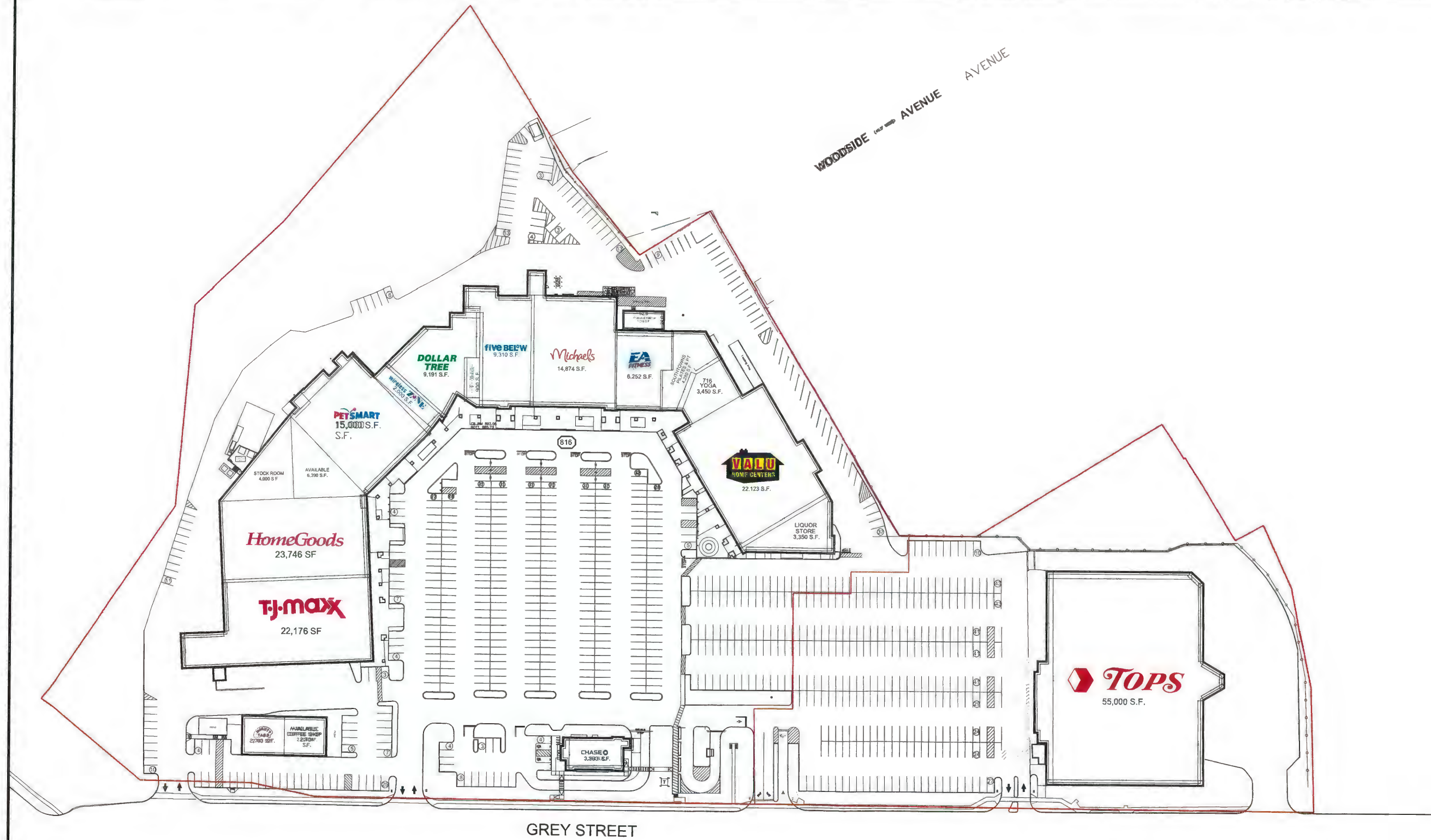
CONSULTANT

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR
BENDERSON DEVELOPMENT
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 886-0211

SEAL



TITLE: Cover Page
SCALE: NTS
DRAWN BY: DMZ
CHECKED BY: MAO
DATE: 05.23.2025
DRAWING NO.: C1.0



DRAWING REVISIONS:			
No.	DATE	BY	REMARKS

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CONSTRUCTION SET



PROPERTY NUMBER: #2127 AREA: -

**AURORA VILLAGE
SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052**


**PROPOSED SITE
ADJUSTMENT**

CONSULTANT

**JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR**

**BENDERSON
DEVELOPMENT**
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 886-0211

SEAL



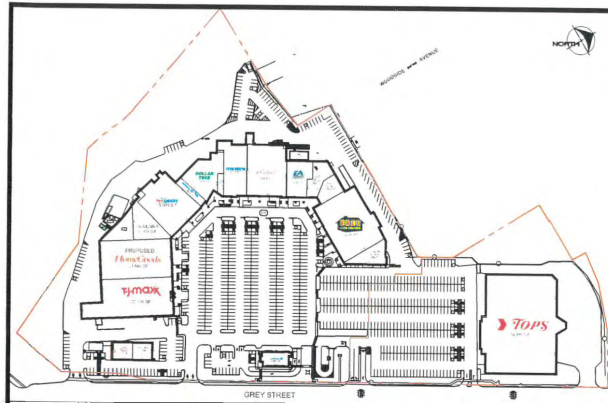
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Site Plan**

SCALE: 1" = 60'

DRAWN BY: DMZ DRAWING NO. **C2.0**

CHECKED BY: MAO

DATE: 05.23.2025



- GENERAL NOTES:
1. INSTALL ALL MATERIALS TO MANUFACTURER'S RECOMMENDATIONS AND BEST STANDARDS OF TRADE INVOLVED.
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 12. LIGHTING FIXTURE ARROW SYMBOLS REFER TO THE DIRECTION THAT THE FIXTURES ARE REQUIRED TO FACE. SPECIFIC MOUNT BRACKETS WILL BE REQUIRED DEPENDING ON ORIENTATION AND FIXTURE COUNT.
 13. CURB ISLAND DIMENSIONS ARE FROM INSIDE OF CURB TO INSIDE OF CURB.

- DEMOLITION NOTES: #
1. Remove Existing Door, In-fill Opening
 2. Cut into existing Wall for New Door Opening
 3. Remove Existing Bollard
 4. Remove Existing Concrete Platform

DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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CONSTRUCTION SET



PROPERTY NUMBER: #2127 AREA: -

AURORA VILLAGE SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052
PROPOSED SITE ADJUSTMENT

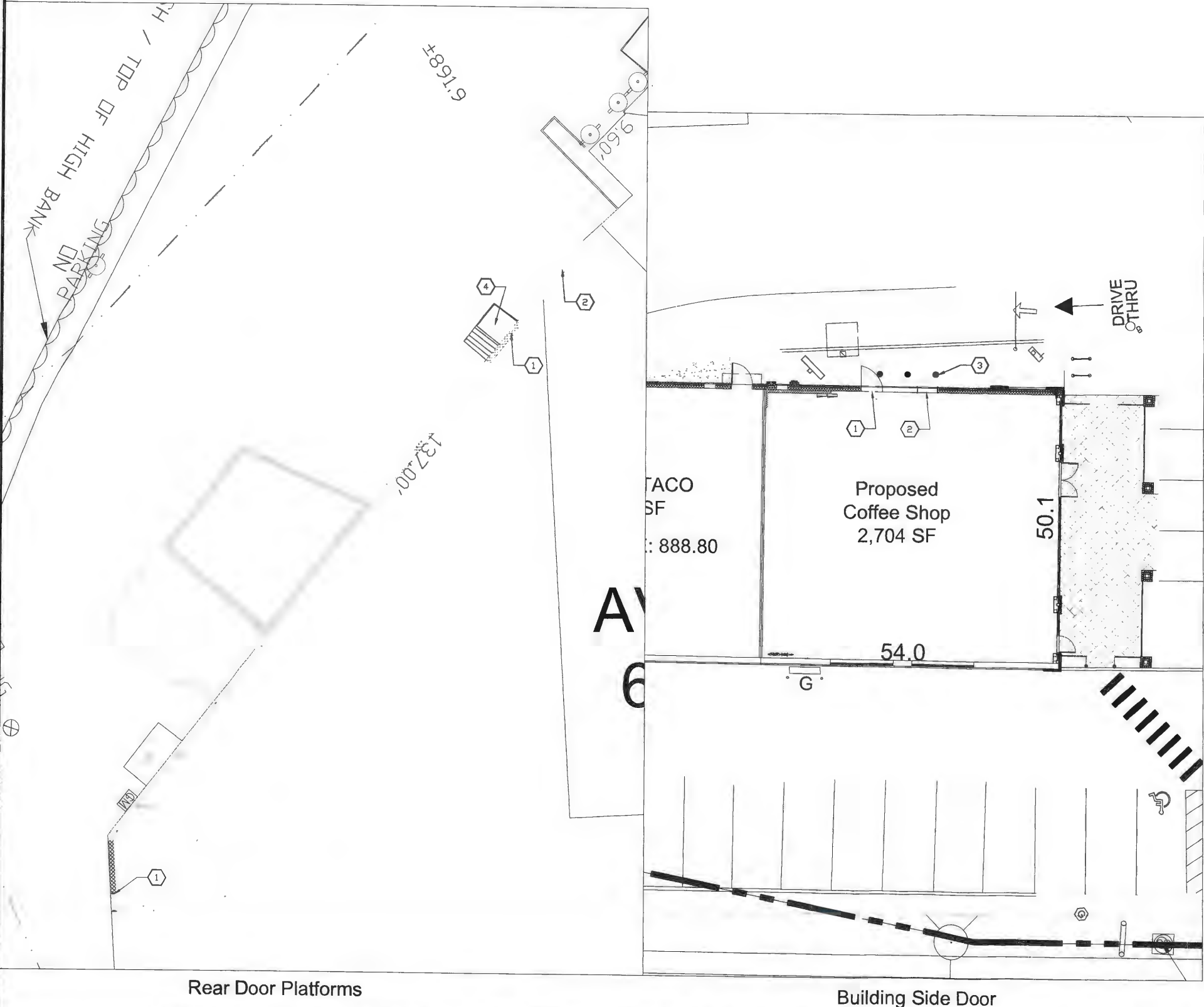
CONSULTANT

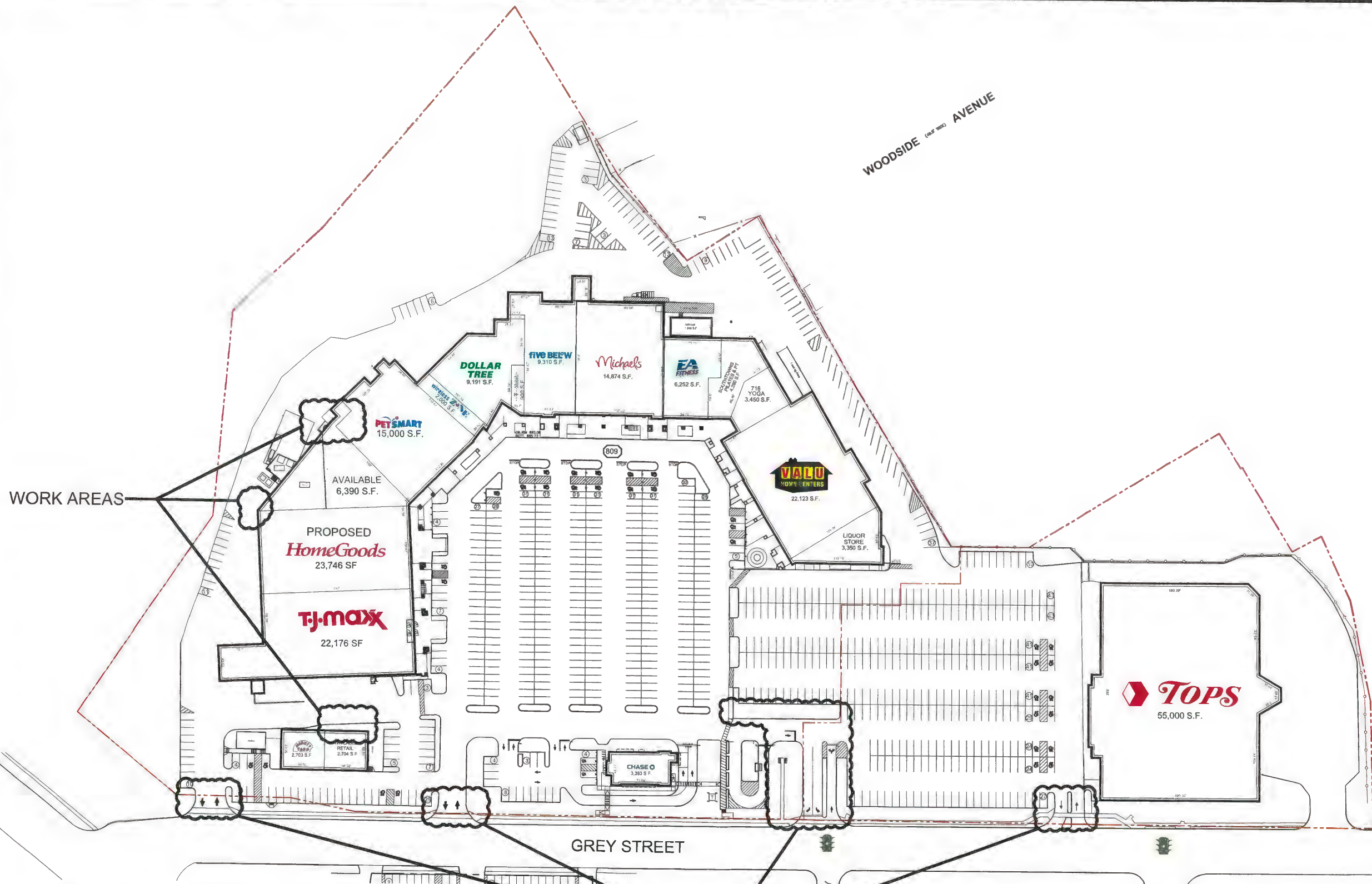
JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR
BENDERSON DEVELOPMENT
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 888-0211

SEAL



TITLE:
Demolition Plan
SCALE:
1" = 10'
DRAWN BY:
DMZ
CHECKED BY:
MAO
DATE:
05.23.2025
DRAWING NO.
C3.0





PROPOSED PARKING ANALYSIS - VILLAGE OF EAST AURORA, NY			
USE	CODE	REQUIRED	PROVIDED
RETAIL STORE	3 SPACE / 1000 SF	146,830 S.F. / (1000) = 441 SPACES*	
FOOD STORE / RESTAURANT	4 SPACE / 1000 SF	60,407 S.F. / (1000) = 242 SPACES*	
TOTAL		683 SPACES	809 SPACES
STALL SIZE		9'x18'	9'x18'
* AVAILABLE SPACE CALCULATED AS RETAIL STORE MAX PARKING = 125% MIN REQUIRED = 683 * 1.25 = 854 SPACES > 809 SPACES			

DRAWING REVISIONS:			
No.	DATE	BY	REMARKS

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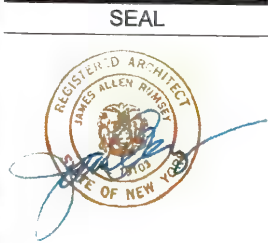


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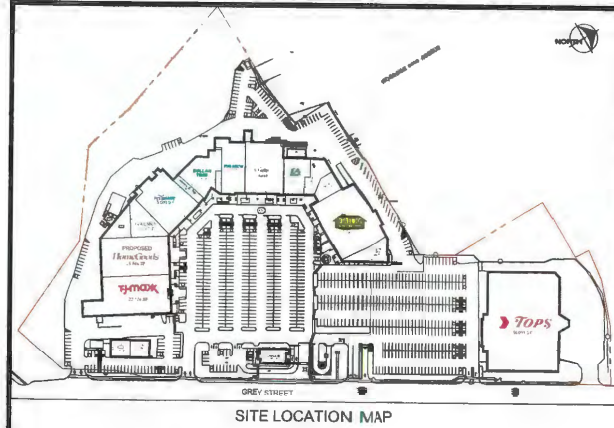
AURORA VILLAGE SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052
PROPOSED SITE ADJUSTMENT

CONSULTANT

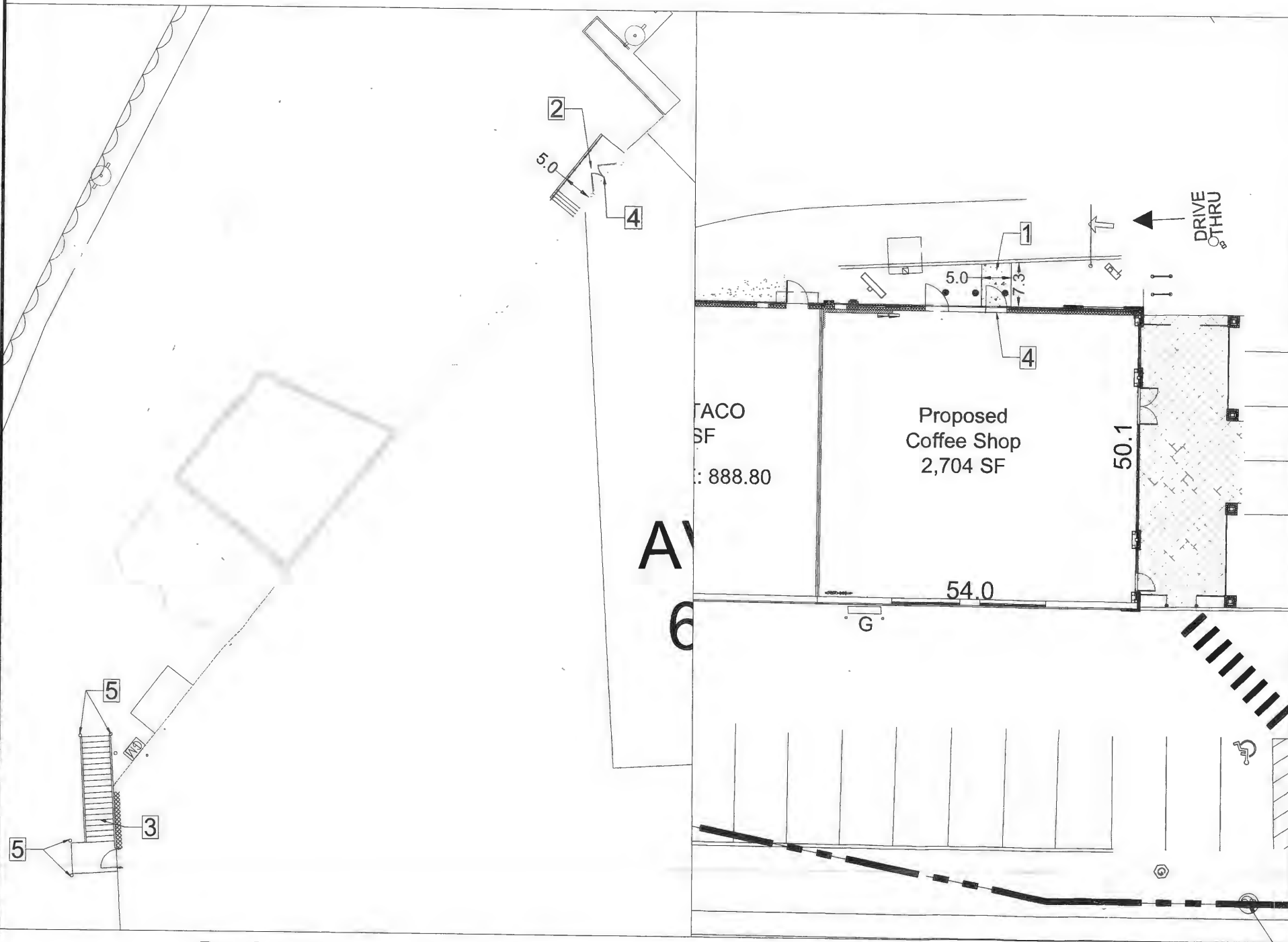
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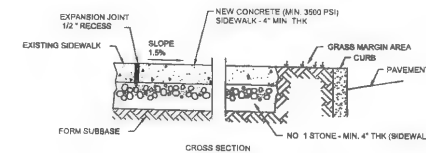
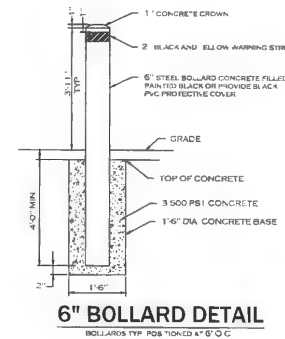
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DRAWN BY: DMZ
CHECKED BY: MAO
DATE: 05.23.2025
DRAWING NO.: C4.0



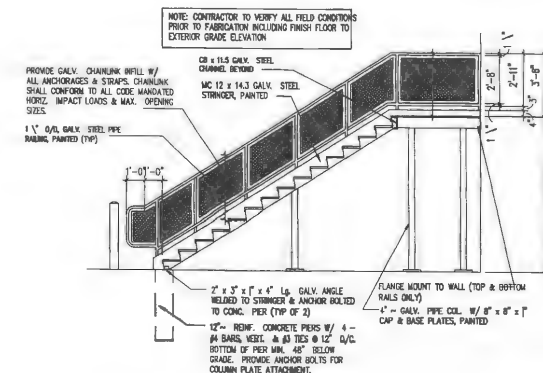
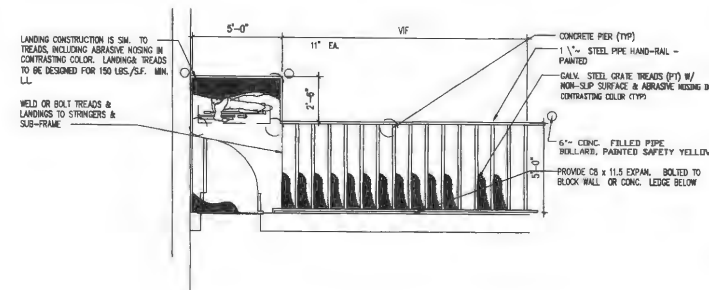
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- SITE NOTES:
1. Proposed Concrete Sidewalk
 2. Proposed Concrete Platform and Steps with Railing
 3. Proposed Metal Platform and Stairs
 4. New Door Location
 5. Proposed 6" Bollard



- NOTES:
1. CONTROL JOINTS TO BE AT 8'-0" O.C. BOTHWAYS. SEE SPECIFICATIONS FOR FURTHER JOINT REQUIREMENTS TO NYSDOT.
 2. CONCRETE SIDEWALK MATERIAL SHALL CONFORM TO NYSDOT STANDARD SPECIFICATION S11 AND CONSTRUCTION METHODS SHALL CONFORM TO NYSDOT STANDARD SPECIFICATION 608-1.
- CONCRETE SIDEWALK SEALERS:
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- REFER TO ARCHITECTURAL PLANS FOR LOCATION OF CONCRETE TYPES FOR SIDEWALKS.



Building Side Door

DRAWING REVISIONS:

No.	DATE	BY	REMARKS

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CONSTRUCTION SET



PROPERTY NUMBER: #2127

AREA:

AURORA VILLAGE SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052

PROPOSED SITE ADJUSTMENT

CONSULTANT

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR

BENDERSON DEVELOPMENT
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 886-0211

SEAL



TITLE

Detailed Site Plan

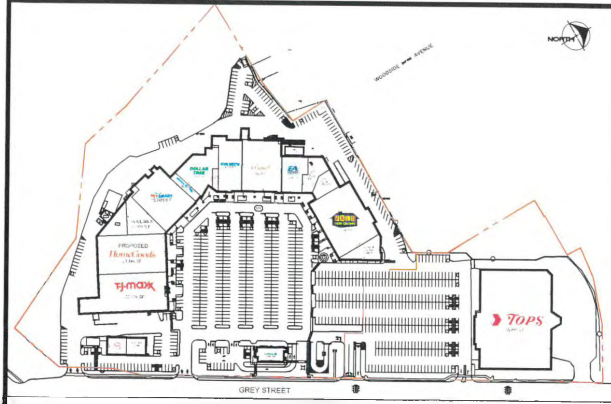
SCALE:
1" = 10'

DRAWN BY: DMZ

CHECKED BY: MAO

DATE: 05.23.2025

DRAWING NO. C4.1



SITE LOCATION MAP

- GENERAL NOTES:
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GRADING LEGEND:

- Property Line
- 6" Curb (typ).
- TC # Catch Basin - Top of Grade
- ### Proposed Contour Line
- ### Slope Direction

DRAWING REVISIONS:			
No.	DATE	BY	REMARKS

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CONSTRUCTION SET


Know what's below.
Call before you dig.

PROPERTY NUMBER: #2127
AREA:

AURORA VILLAGE
SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052
PROPOSED SITE
ADJUSTMENT

CONSULTANT

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR
**BENDERSON
DEVELOPMENT**
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 886-0211

SEAL



TITLE:
**Grading
Plan**

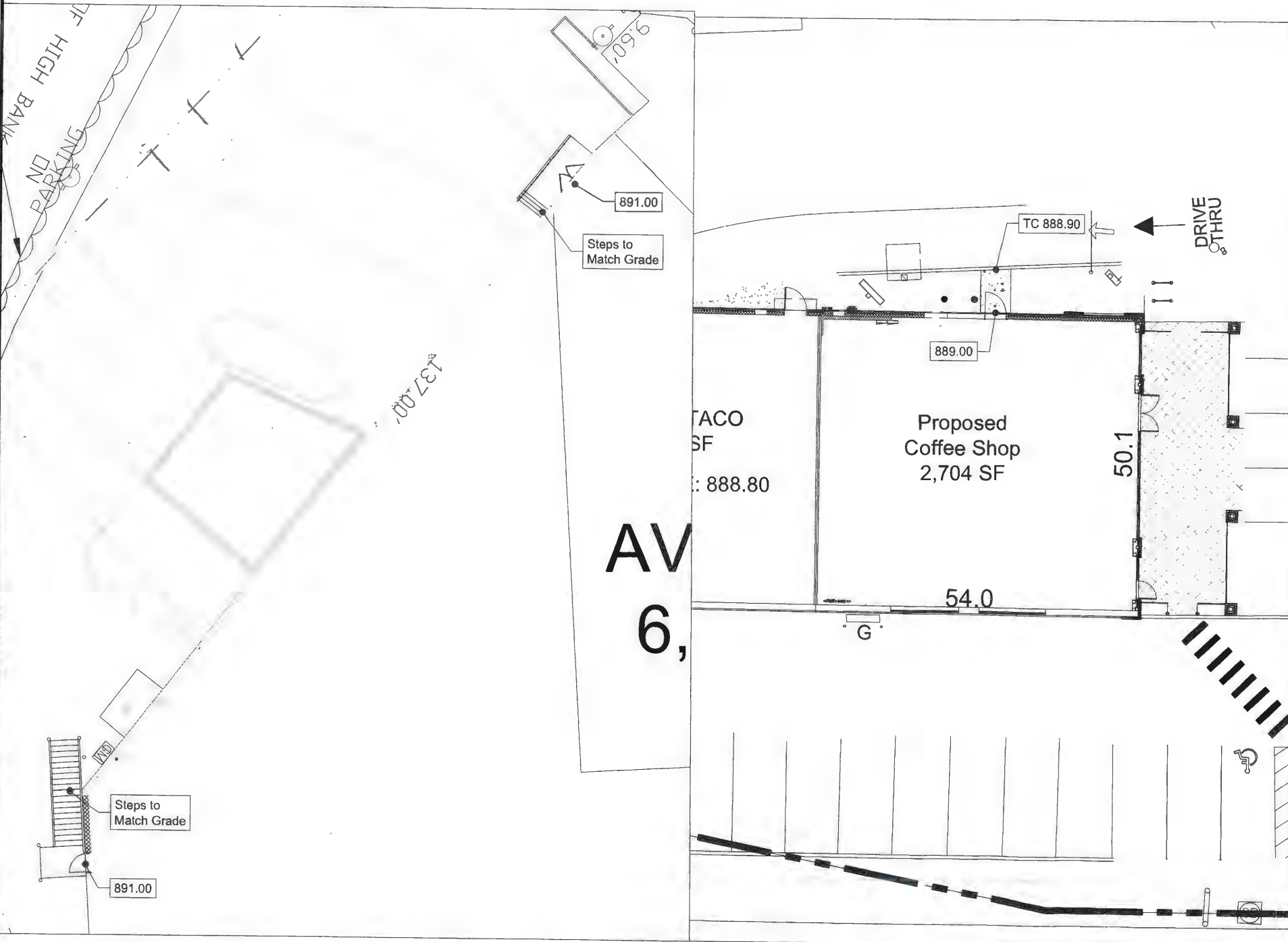
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DMZ

CHECKED BY:
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DATE:
05.23.2025

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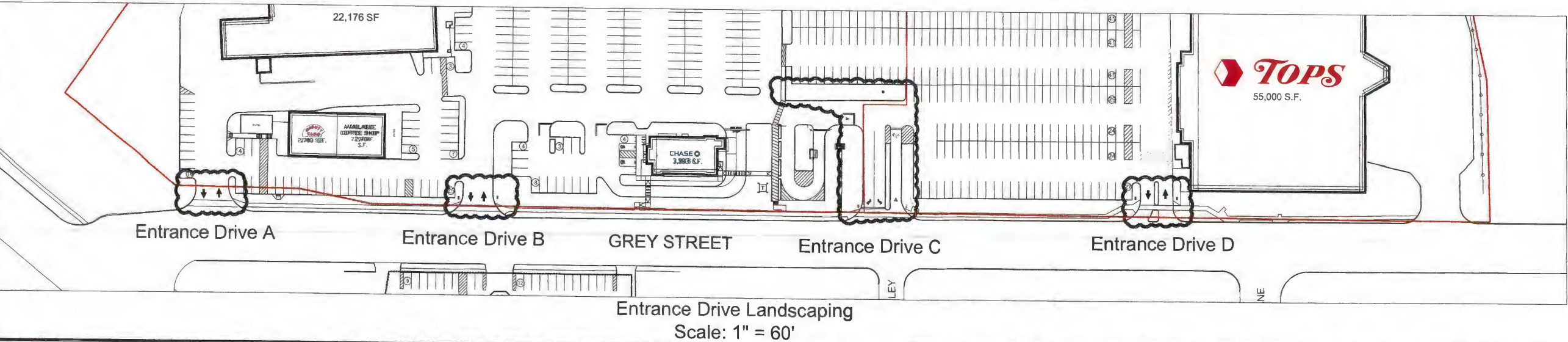
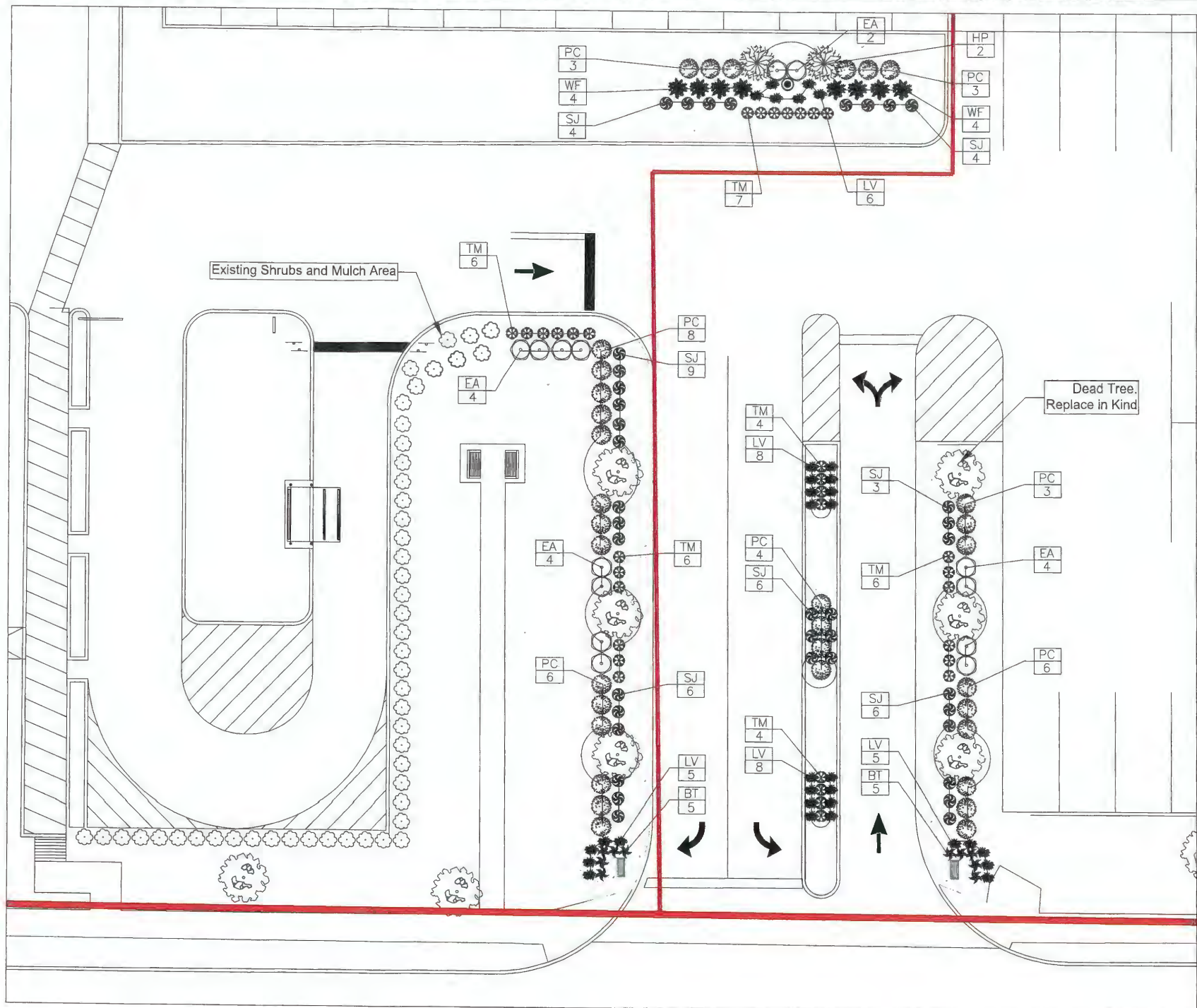
Rear Door Platforms

Building Side Door

- LANDSCAPE NOTES:
- ALL PLANTS INSTALLED SHALL MEET OR EXCEED THE MINIMUM REQUIREMENTS AS NOTED ON THE PLANS AND IN THE LATEST EDITION ON THE AMERICAN STANDARD FOR NURSERY STOCK, BY THE AMERICAN ASSOCIATION OF NURSEYMEN, ANSI Z60.1
 - THE CONTRACTOR SHALL BE RESPONSIBLE FOR HIS OWN QUANTITY TAKEOFF, THE QUANTITIES SHOWN ARE A MINIMUM AND ARE FOR REFERENCE ONLY.
 - PROPOSED PLANTING MATERIAL LOCATIONS IDENTIFIED ON THE PLANS CONVEY DESIGN INTENT ONLY. PRIOR TO INSTALLATION, THE CONTRACTOR SHALL COMPLETE A FIELD STAKEOUT OF ALL PROPOSED PLANTING MATERIAL LOCATIONS FOR THE OWNER'S REPRESENTATIVES INITIAL REVIEW. THE FINAL LOCATION OF ALL PROPOSED PLANTING MATERIALS WILL REQUIRE THE APPROVAL OF THE OWNER'S REPRESENTATIVE AT THE TIME OF INSTALLATION.
 - THE CONTRACTOR IS HEREBY NOTIFIED THAT IF UNDERGROUND UTILITIES EXIST IN THE VICINITY OF THE PLANTINGS, ALL PROPOSED PLANTINGS SHALL BE INSTALLED A MINIMUM OF 5' FROM ANY UNDERGROUND UTILITY. CONTACT THE OWNER'S FIELD REPRESENTATIVE IF PLANTINGS SHOWN ON THE PLANS VIOLATE THIS SITUATION.
 - ALL TREES SHALL BE INSTALLED A MINIMUM OF 20' FROM ANY OVERHEAD ELECTRIC LINES.
 - PLANTING BACKFILL MIXTURE SHALL CONSIST OF 4 PARTS TOPSOIL, 1 PART PEAT MOSS, 1/2 PART WELL ROTTED MANURE. 10 LBS 5-10-5 PLANTING FERTILIZER THOROUGHLY MIXED PER CUBIC YARD.
 - STAKE AND WRAP TREES IMMEDIATELY FOLLOWING INSTALLATION.
 - ALL PLANTED AREAS SHALL RECEIVE A MAX. 2" LAYER OF COCOA BROWN MULCH, WEED MAT EQUAL TO "WEEDBLOCK" BY EASY GARDENER OR DEWITT WEED BARRIER.
 - ALL DISTURBED AREAS NOT RECEIVING PLANTINGS (INCLUDING RIGHT-OF-WAYS) SHALL BE PROVIDED WITH SOD. SEED PERMITTED AT RETENTION POND IF PLANTED EARLY ENOUGH TO ESTABLISH.
 - THE AREAS ON THE PLAN TO BE SEEDED SHALL HAVE 4" MINIMUM OF TOPSOIL, DISK PLOWED, LEVELED AND HAND RAKED SMOOTH. SURFACE SHALL BE ROLLED TO REMOVE LUMPS.
 - ALL SEEDED AREAS SHALL BE HYDROSEEDING IN ACCORDANCE WITH THE SPECIFICATION INDICATED. WHERE REQUIRED BY CLIMATIC CONDITIONS, SLOPE OR SEASON OF PLANTING.
 - HYDROSEED SPEC. 20% RYE, 20% BLUE GRASS, 60% TURF TYPE FESCUE.
 - SOD MAY BE SUBSTITUTED FOR SEEDING IN ORDER TO ACHIEVE THE REQUIRED COVERAGE (REFER TO CONTRACTOR FOR SOD/SEED COVERAGE).
 - THE CONTRACTOR SHALL BE RESPONSIBLE FOR WATERING, MOWING AND OTHER MAINTENANCE TO SEEDED AREAS UNTIL THE PROJECT IS ACCEPTED BY THE OWNER. THIS SHALL INCLUDE WATERING DAILY FOR 15 DAYS OR AS REQUIRED BY WEATHER CONDITIONS AND RE-SEEDING OF THIN SPOTS FOLLOWING THE GERMINATION OF THE SEEDS.
 - CONTRACTOR IS RESPONSIBLE TO PROTECT ALL EXISTING TREES ONSITE AND OFFSITE, WHICH ARE TO BE PRESERVED, FROM ALL POSSIBLE TYPES OF ROOT, TRUNK, AND LIMB DAMAGE.
 - CONTRACTOR TO PROVIDE A ONE YEAR GUARANTEE ON ALL NEW PLANTING MATERIALS, INCLUDING LAWNS, STARTING AT THE DATE OF FINAL ACCEPTANCE.

LANDSCAPING INDEX							
SYMBOL	KEY	BOTANICAL NAME	COMMON NAME	CAL.	SIZE	ROOT	QTY.
[TREES]							
	HP	Hydrangea paniculata	PANICLE HYDRANGEA	2-1/2"	-	B&B	2
[SHRUBS & GRASS]							
	SJ	Spiraea japonica 'Gold Mound'	GOLD MOUND SPIRAEA	-	18"	3 GAL.	38
	WF	Weigela florida	OLD FASHIONED WEIGELA	-	24"	3 GAL.	8
	TM	Taxus x media 'Densiformis'	Dense Yew	-	18"	3 GAL.	33
	PC	Prunus x cistena	PURPLELEAF SAND CHERRY	-	24"	3 GAL.	33
	LV	Ligustrum x vicaryi	Vicary Golden Privet	-	18"	3 GAL.	51
	BT	Berberis thunbergii	Japanese Barberry	-	18"	3 GAL.	28
	EA	Euonymus alatus 'Compactus'	Burning Bush	-	24"	3 GAL.	14

- Grass Area / Sod
- Annual Plantings
- Existing Tree/ Shrubs



DRAWING REVISIONS:			
No.	DATE	BY	REMARKS

SPECIAL INFORMATION:

ALL CONTRACTORS SHALL GUARANTEE THEIR WORK FOR A PERIOD OF ONE YEAR FROM THE DATE OF OWNERS ACCEPTANCE.

SHOP DRAWING SUBMITTALS ARE REQUIRED FOR ANY AND ALL STRUCTURES.

NOTICE

UNAUTHORIZED ALTERATIONS OF THIS DOCUMENT ARE IN VIOLATION OF SECTION #7209 OF THE STATE EDUCATION LAW

CONSTRUCTION SET



PROPERTY NUMBER: #2127

AREA: -

AURORA VILLAGE
SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052

PROPOSED SITE
ADJUSTMENT

CONSULTANT

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR

**BENDERSON
DEVELOPMENT**
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 886-0211

SEAL



TITLE: Landscaping Plan

SCALE: 1" = 10'

DRAWN BY: DMZ

CHECKED BY: MAO

DATE: 05.23.2025

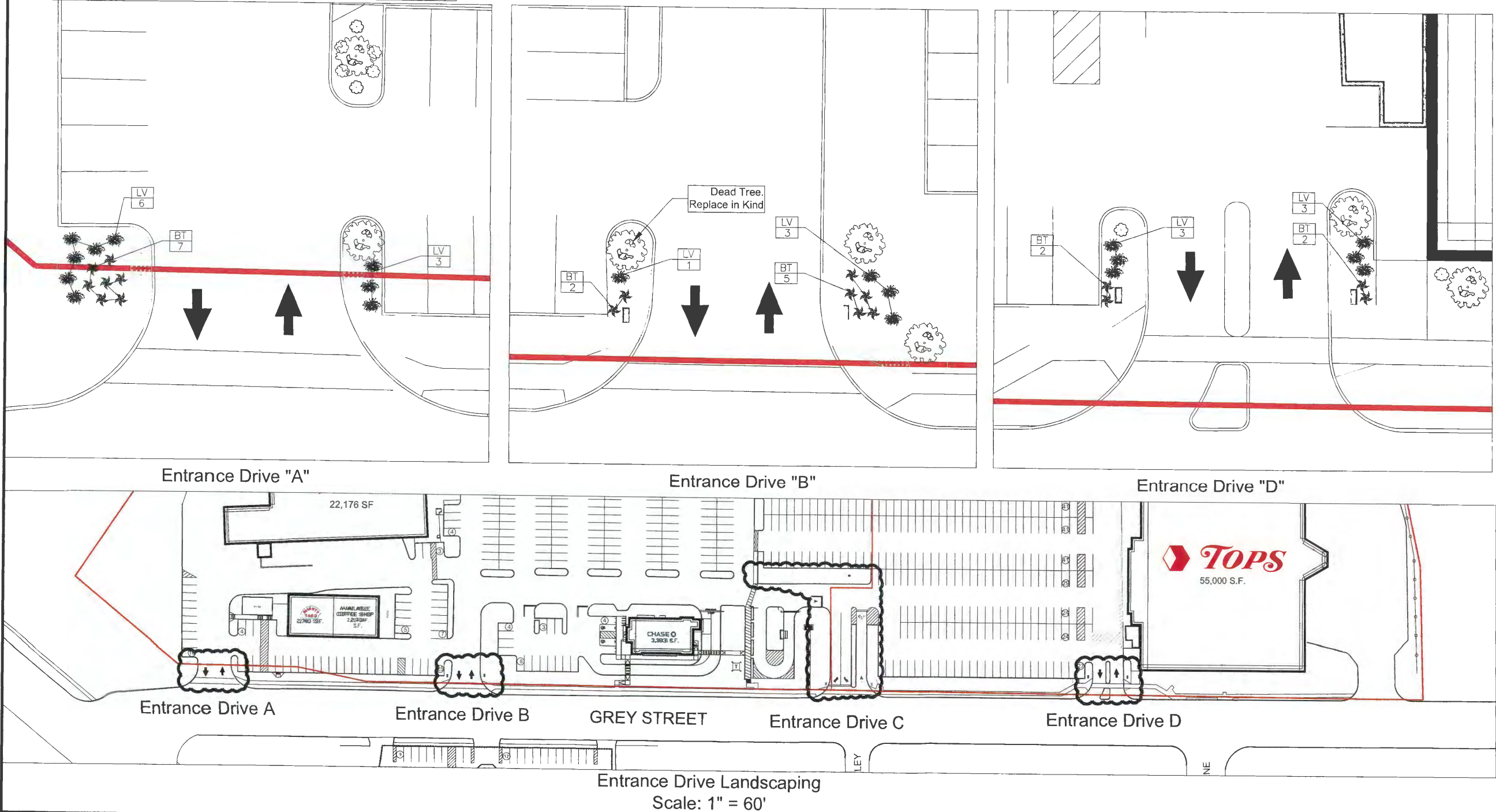
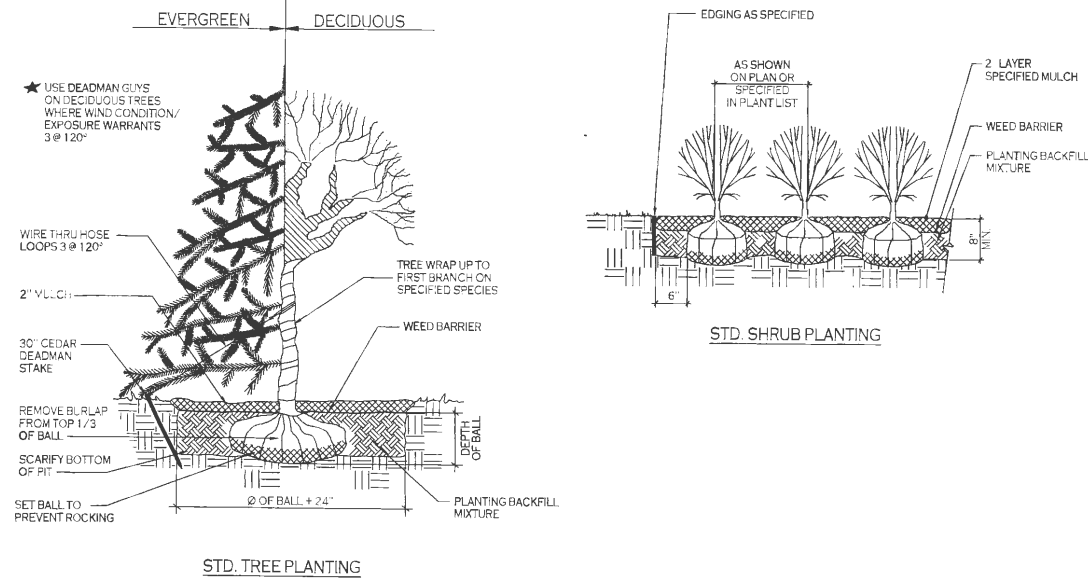
DRAWING NO. C7.0

LANDSCAPING INDEX							
SYMBOL	KEY	BOTANICAL NAME	COMMON NAME	CAL.	SIZE	ROOT	QTY.
[TREES]							
	HP	Hydrangea paniculata	PANICLE HYDRANGEA	2-1/2"	-	B&B	2
[SHRUBS & GRASS]							
	SJ	Spiraea japonica 'Gold Mound'	GOLD MOUND SPIRAEA	-	18"	3 GAL.	38
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	EA	Euonymus alatus 'Compactus'	Burning Bush	-	24"	3 GAL.	14

Grass Area / Sod

Annual Plantings

Existing Tree/ Shrubs



DRAWING REVISIONS.

No.	DATE	BY	REMARKS

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CONSTRUCTION SET

Know what's below.
Call before you dig.

PROPERTY NUMBER #2127
AREA

AURORA VILLAGE SHOPPING CENTER
123 GREY STREET,
EAST AURORA, NY 14052
PROPOSED SITE ADJUSTMENT

CONSULTANT

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR
BENDERSON DEVELOPMENT
570 DELAWARE AVE., BUFFALO, NY 14202
(716) 866-0211

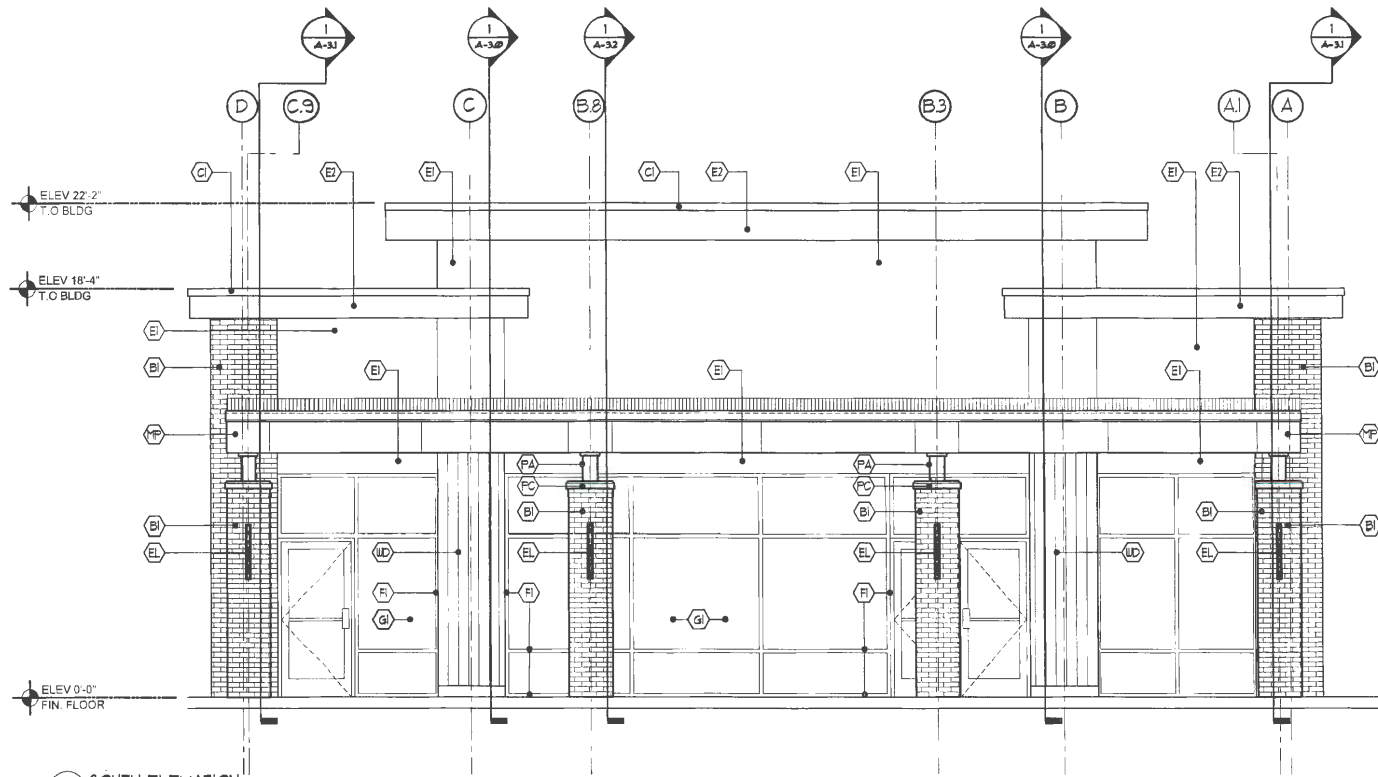
SEAL

TITLE
Landscaping Plan

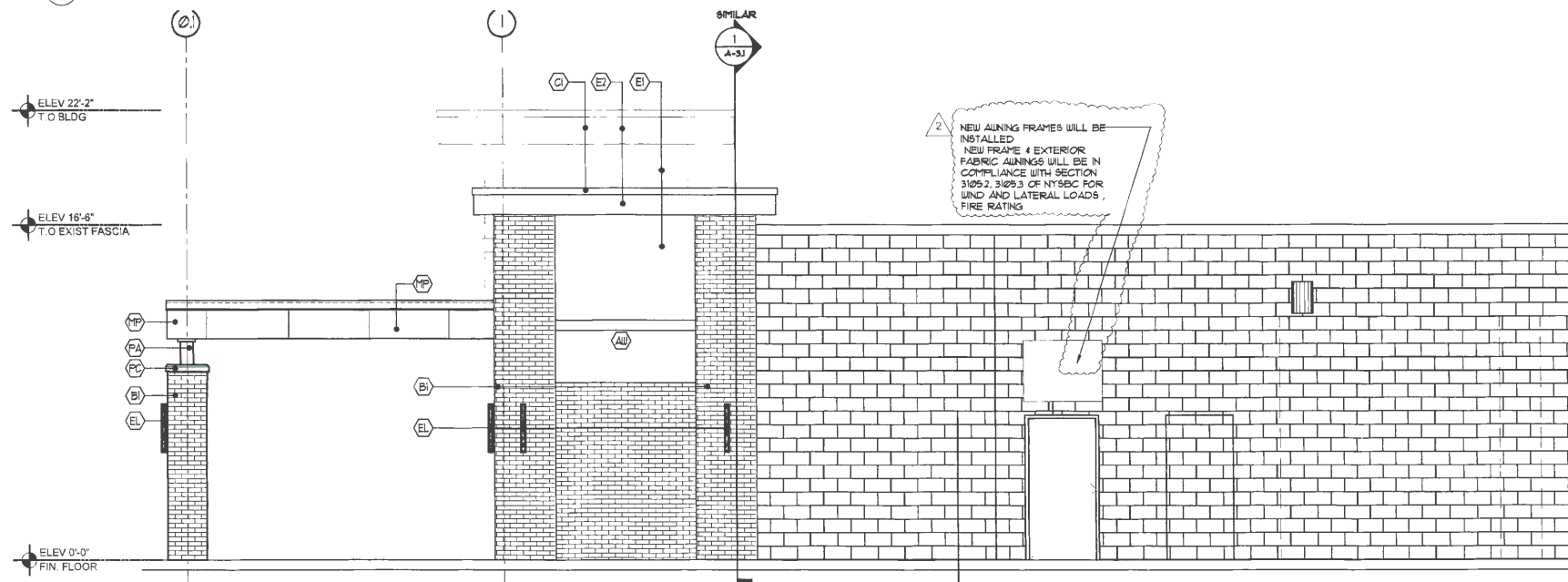
SCALE:
1" = 10'
DRAWN BY:
DMZ
CHECKED BY:
MAO
DATE:
05.23.2025

DRAWING NO.
C7.1

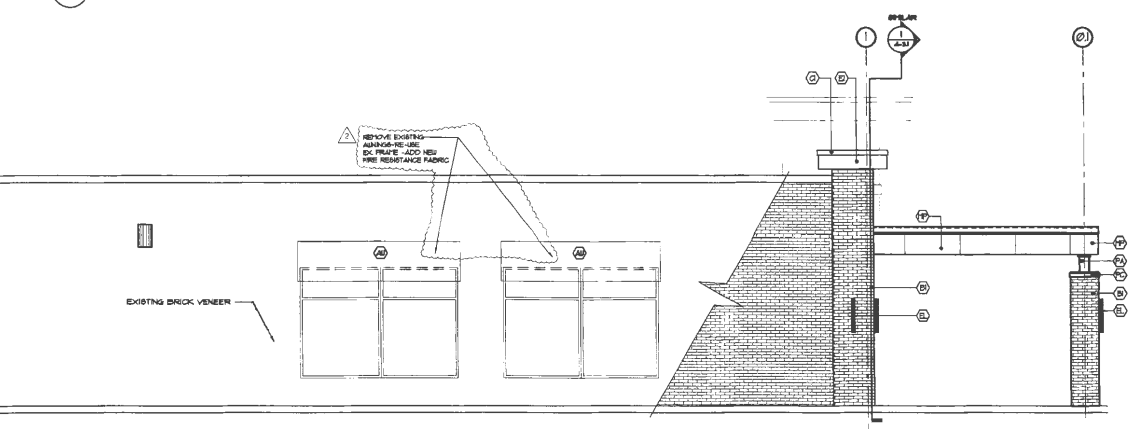
DRAWING NO
A1.0



1 SOUTH ELEVATION
SCALE: 1/4" = 1'-0"



2 EAST ELEVATION
SCALE: 1/8" = 1'-0"



3 WEST ELEVATION
SCALE: 1/8" = 1'-0"

EXTERIOR FINISH MATERIALS LEGEND

COPING

(A) PREFINISHED METAL COPING, ATAS xx

ALUMINUM STONEFRONT FRAMING

(B) KAWNEER TRIFAB 451 ALUMINUM FRAMING
COLOR: CLEAR ANODIZED

GLASS

(C) 1" INSULATED GLASS - COLOR CLEAR

EES

(D) EFS COLOR: DRYVIT SW 1019 GAUNTLET GREY---TEXTURE SANDPEBBLE

(E) EFS COLOR: DRYVIT -SW1020 BLACK FOX---TEXTURE SANDPEBBLE

BRICK

(F) MODULAR BRICK -TO MATCH EXISTING CONTRACTOR TO PROVIDE SAMPLES
F NOT MATCH BRICK WILL NEED TO BE STAINED TO MATCH

PRE-CAST

(G) PRE-CAST #1- LIGHT WHEAT ETCHED

WOOD

(H) REBAWN TIMBER CO. -COLOR WEGA ACCOYA WOOD SIDING -VERTICAL
ORIENTATION -6 3/4" x 3" TONGUE AND GROOVE -SELECT TIGHT KNOT
-REMOVE MAJOR SPLITS OR CHECKS (REFER TO MFG RECOMMENDATION OR
WASTE FACTORY)

-SEAL ALL 4 SIDES PER MFG. RECOMMENDATIONS
-INSTALL PER ALL REBAWN LUMBER RECOMMENDATIONS

-BDCI TO PROVIDE PROPERTY MAINTENANCE PROGRAM TO MAINTAIN
CEDAR COLOR PER MFG. RECOMMENDATIONS
-PROVIDE UV PROTECTION -SEMI TRANSPARENT SEALING OIL
-PROVIDE TEST AREA PRIOR TO FULL STAIN FOR COLOR
VERIFICATION

METAL PAINT

(I) STEEL COLUMN PAINT TO MATCH METAL PANEL PER SPEC. ON A2.0

METAL PANEL

(J) 411 (401) METAL PANEL WITH DRYSEAL EVO CLIP SYSTEM
COLOR: ATAS CLASSIC BRONZE

FABRIC AWING

(K) FLAME RETARDANT FABRIC AWING,
TO BE DETERMINED

EXTERIOR LIGHT FIXTURE

(L) 'NOVUS' ARMOR OUTDOOR WALL SCONSE 412" -LED 3000K
COLOR BLACK LED SCONSE LIGHT

HOLLOW METAL DOORS

(M) HOLLOW METAL DOOR AND FRAME - 'SHERWIN WILLIAMS' SW6093
SAND DOLLAR

GENERAL NOTES:

1. CONTRACTOR SHALL SUBMIT SAMPLES OF ALL FINISH MATERIALS TO
ARCHITECT'S OFFICE FOR APPROVALS, PRIOR TO CONSTRUCTION.

2. WITH OWNER'S APPROVAL, CONTRACTOR MAY SUBMIT TO ARCHITECT,
ALTERNATE MANUFACTURER FINISH PRODUCTS FOR SUBMITTAL
APPROVAL. OWNER/ARCHITECT RESERVE THE RIGHT TO REJECT ANY
OR ALL ALTERNATES.

3. CONTRACTOR TO COORDINATE WITH ARCHITECT'S OFFICE AND
LANDLORD, COLOR AND FINISH MATERIALS SPECIFICATIONS AND
THEIR INTENDED LOCATIONS, PRIOR TO INSTALLATION AND
CONSTRUCTION.

4. LINE INDICATES SIGNBAND AREA.

5. LINE INDICATED CONTROL JOINT.

6. LINE OF FOUNDATION

7. LINE OF ROOF

8. VERT. VEE GROOVE - 1" SEE DETAIL ON SHEET A2.1

9. HORIZ. VEE GROOVE - 1" SEE DETAIL ON SHEET A2.2

DRAWING REVISIONS

No.	DATE	BY	REMARKS
1	2-24-25	JM	ISSUED FOR BID/PERM T
2	3-7-25	JM	TOWN COMMENTS

SPECIAL INFORMATION:

THIS DRAWING PREPARED FOR TENANT IMPROVEMENTS
TO AN EXISTING BUILDING OR BUILDING CONSTRUCTED
BY OTHERS IT IS UNDERSTOOD THAT ANY WARRANTY
INFORMATION CONCERNING EQUIPMENT INSTALLED
MUST BE FORWARDED TO THE OWNER AND THAT ANY
AND ALL CONTRACTORS SHALL GUARANTEE THEIR
WORK FOR A PERIOD OF ONE YEAR FROM THE DATE OF
OWNER'S ACCEPTANCE.

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EDUCATION LAW

2127

N/A SF

**AURORA VILLAGE
SHOPPING CENTER**
123 GREY STREET
EAST AURORA, NY 14052

**Proposed
STARBUCKS**

JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR

**BENDERSON
DEVELOPMENT**

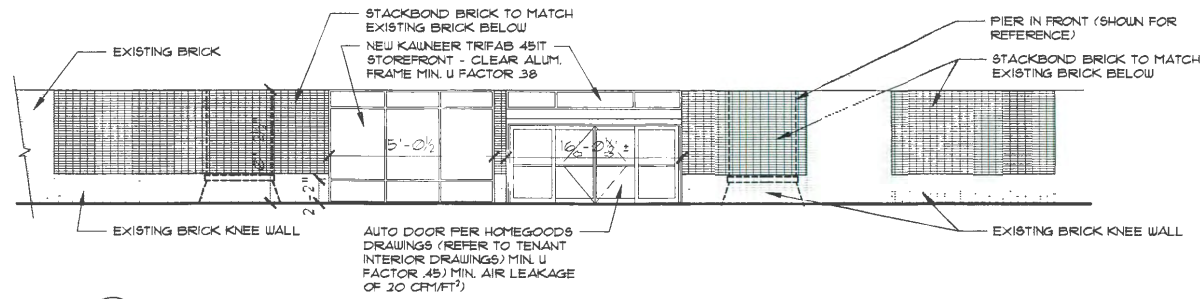
7978 COOPER CREEK BLVD, SUITE 120, UNIVERSITY PARK, FL 34201
Phone (407) 360-1283

SEAL

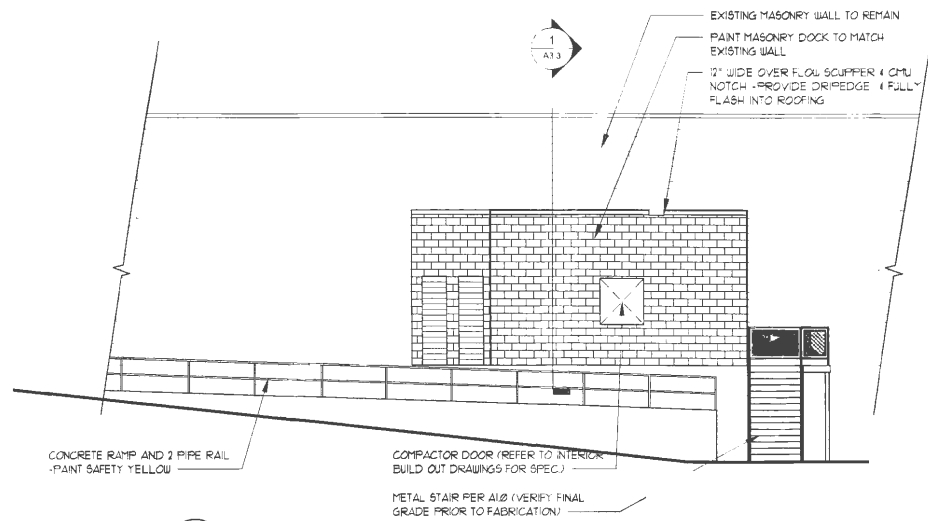
ELEVATIONS
SCHEDULES

JM
JAR
2-24-25

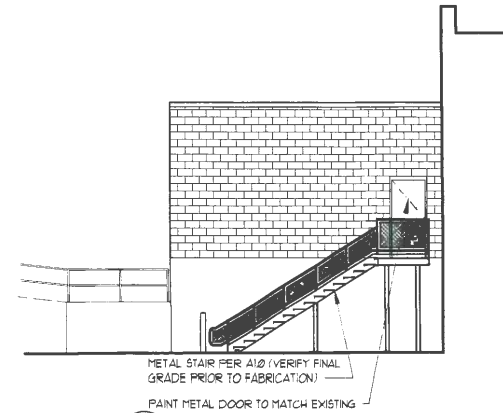
A2.0



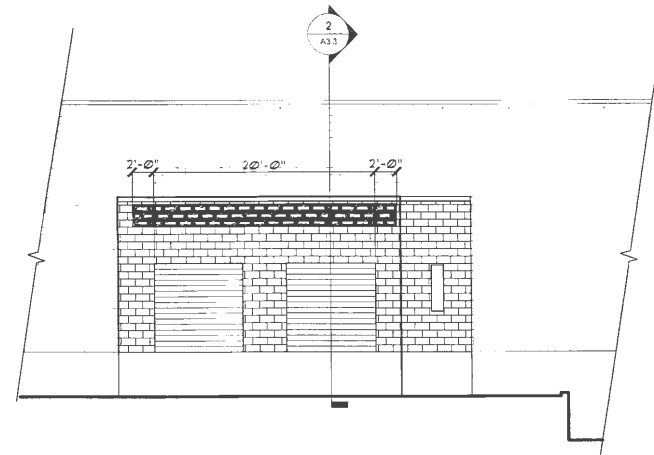
1 NORTH ELEVATION @ STOREFRONT
A2.1 1/8" : 1'-0"



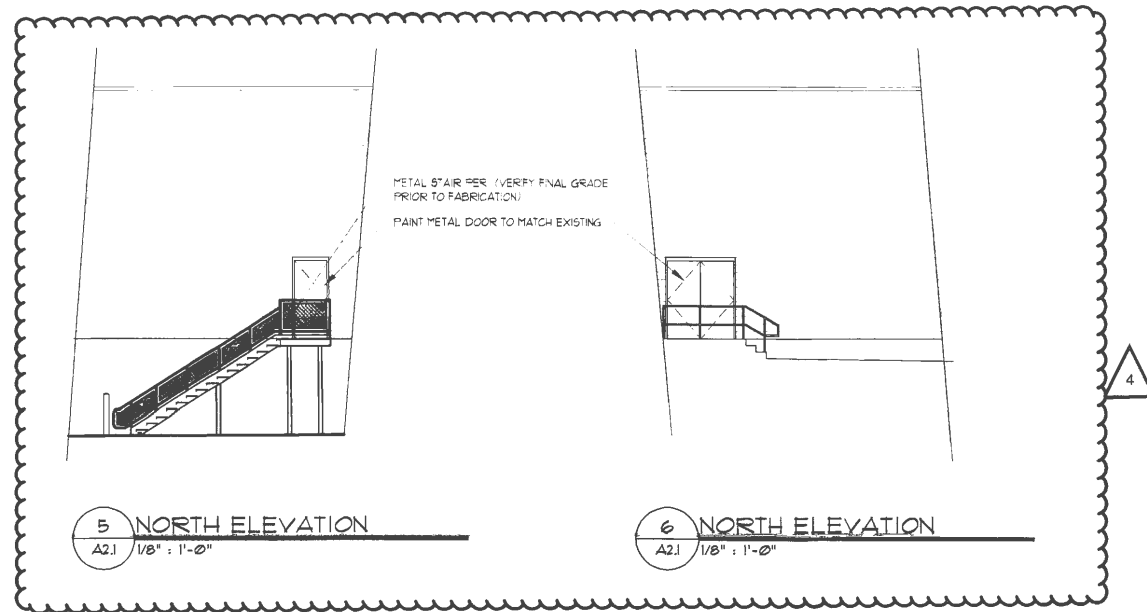
2 NORTH ELEVATION
A2.1 1/8" : 1'-0"



3 NORTH ELEVATION
A2.1 1/8" : 1'-0"

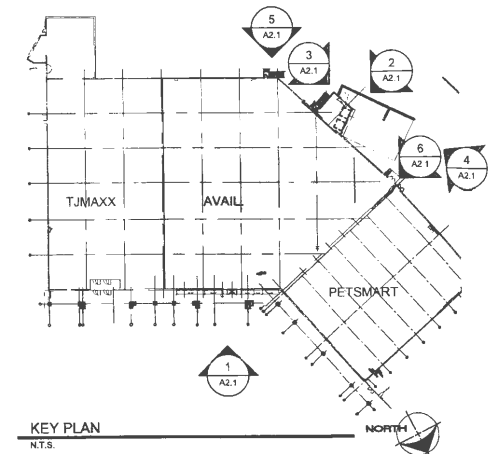


4 NORTH ELEVATION
A2.0 1/8" : 1'-0"



5 NORTH ELEVATION
A2.1 1/8" : 1'-0"

6 NORTH ELEVATION
A2.1 1/8" : 1'-0"



KEY PLAN
N.T.S.

NO.	DATE	BY	REMARKS
1	7.17.24	CAR	INFILL OPENING
2	1.10.25	CAR	DOCK / FRONT GLAZ.
3	2.4.25	CAR	PERMIT RESPONSE
4	5.27.25	CAR	DOOR UPDATE

SPECIAL INFORMATION:
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JAMES ALLEN RUMSEY
ARCHITECT
PREPARED FOR
BENDERSON DEVELOPMENT
570 DELAWARE AVE. BUFFALO, NY 14202
BUFFALO, NY 14202
(716) 886-0211

PROPERTY NUMBER
2127
AREA

AURORA VILLAGE
123 GREY STREET
EAST AURORA, NEW YORK

SEAL:

EXTERIOR ELEVATIONS

DRAWN BY:
CAR
CHECKED BY:
JAR
DATE:
5.30.24
DRAWING NO
A2.1

Application Fee \$25.00 ✓ (Fees are payable at time of application)
Permit Fee \$25.00 ✓
Mailable Fee \$50.00 ✓
*Public Hearing \$50.00 ✓ pd \$150 #151

VILLAGE OF EAST AURORA, 585 OAKWOOD AVE, EAST AURORA, NY 14052

APPLICATION FOR PERMIT FOR KEEPING OTHER THAN HOUSEHOLD PETS
(**pursuant to provisions of Section 104-3 A of the Code of the Village of East Aurora)

APPLICANT: Holly Kahler
(Name)
357 Mill Rd
(Address)
hrc282005@gmail.com
(Email Address)

(Home Phone Number)
716-518-7573
(Work/Cell Phone)

OWNER OF PROPERTY: Kevin Zawadzki
(Name)
12 Byeberry Ct.
(Address)
East Aurora, NY 14052
(City, State) (Zip)

DESCRIBE WHAT IS TO BE KEPT ON PREMISES:

(6) Chickens with chicken coop all hens (Rhode Island Reds)

DESCRIPTION OF AREA WHERE IT/THEY WILL BE KEPT:

A survey map of the property must be attached to this application, with the area specified.

In back by garage

REASON FOR REQUESTING PERMIT:

To house (6) chickens at 357 Mill Rd (egg layers)
Per Village Code 104-3 Permit is required to keep other than household pets.

LIST NAMES AND ADDRESSES OF ALL NEIGHBORS: (Attach list to application)

It is understood that if this permit is granted, it will only apply to what has been specifically listed above and will automatically expire when/if any of the above information changes.

Applicant agrees to allow duly authorized official(s) of the Village of East Aurora to inspect the premises and the site proposed for the keeping of other than household pets as a part of processing this application.

Applicant hereby certifies that he or she is the applicant, and that the information contained in this application is true and correct.

6/12 2025
(Date)

Holly Kahler
(Applicant's Signature)

NOTE: This application must be filed with the Village Administrator, Village Hall, 585 Oakwood Ave, East Aurora, New York 14052. *The Village Board of Trustees reserves the right to require a public hearing.

**§104-3 A of the Village Code: No person or persons shall keep or house horses, cattle, swine, poultry, pigeons or any other animals or bees other than household pets within the limits of the Village of East Aurora without a permit from the Board of Trustees, after investigation., that the keeping of the animal or animals or bees in question will not be objectionable or offensive by reasons of noise, smell or other cause. Such a permit shall be revocable at any time by the Board of Trustees.

To: Village of East Aurora

From: Kevin Zawadzki

Re: Property at 357-359 Mill Road

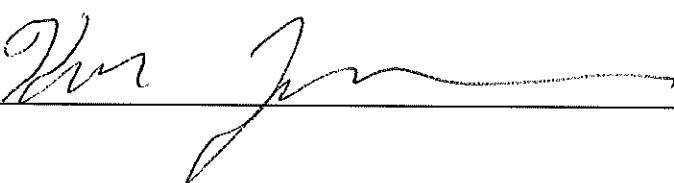
Date: 6-6-2025

Our Tennant Holly Kahler and David Baco have asked for permission to assemble a chicken coop on the property 357-359 Mill road . I am the owner of the property and give them permission to have chickens and a chicken coop on the property in accordance with Village rules and codes. Any questions or concerns I can be reached at 716-771-7443 via phone or text or hhotrod@hotmail.com via email. I hope this satisfies the request of the village on their behalf.

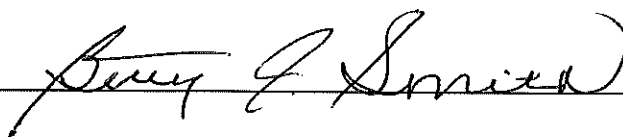
Thank You

Kevin Zawadzki

Owner



Notary





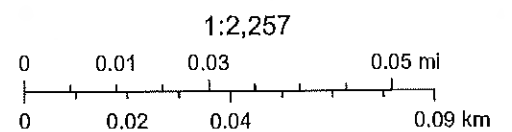
BETTY J SMITH
NOTARY PUBLIC STATE OF NEW YORK
QUALIFIED IN ERIE COUNTY
LIC. #01SM6023963
COMM. EXP. 03/03/2027

Village of East Aurora



6/2/2025, 12:44:59 PM

-  Parcels
-  Municipal Boundary



Maxar, Microsoft, Sources: Esri, TomTom, Garmin, FAO, NOAA, USGS, © OpenStreetMap contributors, and the GIS User Community

357 Mill — 359 Mill



357 Mill — 369 Mill



357 Mill — Aurora Village Apartments



357 Mill — Kelly Drive Apartments



357 Mill — 104 Beech



Current Resident
359 Mill Rd
East Aurora, NY 14052

Current Resident
East Aurora, NY 14052

Current Resident
325 Mill Rd
East Aurora, NY 14052

Current Resident
104 Beech Rd
East Aurora, NY 14052

Current Resident
332 Mill Rd
East Aurora, NY 14052

Current Resident
108 Beech Rd
East Aurora, NY 14052

Current Resident
112 Beech Rd
East Aurora, NY 14052

Current Resident
427 Mill Rd
East Aurora, NY 14052

Current Resident
369 Mill Rd
East Aurora, NY 14052

Zawadski, Kevin
72 Byeberry Ct
East Aurora, NY 14052

Aurora Village Apartments
4221 Buffalo Rd
Orchard Park, NY 14127

Piechota, Jill
104 Beech Rd
East Aurora, NY 14052

Duffy, James
332 Mill Rd
East Aurora, NY 14052

Quigley, Daniel
108 Beech Rd
East Aurora, NY 14052-2246

Martin, Dexter
112 Beech Rd
East Aurora, NY 14052-2246

427 Mill Street Inc
PO BOX 204
Boston, NY 14025

Singer, James
365 Mill Rd
East Aurora, NY 14052

§ 240-1. Intent.

The East Aurora Village Board of Trustees hereby finds that there is a direct and important relationship between the existence of trees in the Village of East Aurora and the health, safety and welfare of the community. Trees preserve air and water quality acting as nature's air filters by reducing the risk of respiratory issues, provide shade to people and property, naturally cool their surroundings by releasing moisture into the air, and enhance economic and aesthetic property values. Trees stabilize soil, control air and water pollution, and provide a natural habitat for wildlife. Tree canopies reduce runoff and take pressure off stormwater drainage systems and help to prevent water pollution. Therefore, it is the intent of the Village Board of Trustees that the maintenance of trees in the Village is of significant importance for which regulations must be adopted to protect the trees in the Village.

§ 240-2. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

Company:	Any cable operator, telecommunications entity, internet service provider, and/or utility provider operating or seeking to operate within the jurisdictional limits of the Village of East Aurora. Such term shall also include any contractor and/or subcontractor of any of the above listed entities.
Days:	Calendar days, inclusive of Saturday and Sunday
Emergency:	A serious, unexpected and often dangerous situation requiring immediate attention such as, but not limited to, trees falling in road or on wiring, fire, storm damage, etc. but not including lack of maintenance.
Park:	Village Parks
Park Trees:	Trees in public parks.
Private Trees:	Trees located wholly and solely upon private property with no portion in the right-of-way or on public property
Street Trees:	Trees within the right-of-way of all streets, avenues or highways within the Village.
Topping:	The cutting back of limbs to stubs larger than three inches in diameter with the tree's crown to such a degree so as to remove the normal canopy and disfigure the tree.

Trees: Any woody plants with a mature height above two-and-a-half feet (2.5') which have self-supporting, aboveground parts which are viable year round.

Trim Box: Any area that must be trimmed or pruned to protect utility and similar lines from damage.

§ 240-3. Village Tree Board.

- A. *Creation and Establishment.* There shall be created and established a Village Tree Board of the Village of East Aurora, New York, which shall consist of nine Members. Seven Members shall be from the Village or Town with the majority from the Village; and two ex officio members, comprised of one Village Trustee, and one staff member of the Department of Public Works, all of whom shall be appointed by the Mayor, subject to the approval of the Village Board of Trustees. The Tree Board shall annually elect a Chairperson and advise the Village Board of Trustees of the name of such Chairperson.
- B. *Term of Office.* The term shall be three years, except for the ex officio Members who serve at the pleasure of the Mayor. In the event that a vacancy shall occur during the term of any Member, their successor shall be appointed by the Mayor for the unexpired portion of the term.
- C. *Compensation.* Members of the Tree Board shall serve without compensation.
- D. *Duties and Responsibilities.* The Tree Board may consider, research, advise, report, and recommend upon any matter or question pertaining to the protection and enhancement of Street and Park Trees. The Tree Board will strive to raise consciousness of the importance of trees to the Village. Meetings of the Tree Board shall be called by the Chairperson.

§ 240-4. Powers Granted to the Superintendent of Public Works

- A. The Superintendent shall have the authority to implement and enforce the provisions of this chapter.
- B. The Superintendent shall have the authority to adopt, rules and regulations that govern the planting, maintenance, removal, fertilization, pruning and protection of trees on public streets, parks, or other Village property.
- C. May order any work on trees deemed necessary to protect the health, safety, and welfare of the residents of the Village.

- D. In the absence of the Superintendent, the duties of said role shall be the responsibility of the Superintendent's designee

§ 240-5. Protection and Planting of Trees.

- A. *Damage and/or Removal.* Protection of mature Street and Park Trees shall be a priority. Trees of desirable species and good health shall be protected as much as possible from damage and/or removal during all work performed by **any Company** or the Department of Public Works including construction, sidewalk repair, utility work above and below ground and other similar activities.
- B. *Public Tree Care.* The Village shall have the right to plant and maintain trees within the right-of-way of all streets, avenues, highways and on public grounds, as may be necessary to enhance the beauty of such public grounds.
- C. **Companies**, telecommunication entities, cable television companies, internet providers, and utilities shall obtain a Tree Work Permit prior to **undertaking** any cutting, pruning, **maintenance, trimming**, or removal or other activity within the **jurisdictional limits of the Village** with respect to any Street Tree, Park Tree, and/or Private Tree within an easement held by one of the aforementioned entities.
1. In the event that the work provides **for the installation of any new overhead lines**, the installing Company shall work in good faith with the Village to locate, whenever practicable, the line underground.
 2. In the event that any Company does not already provide service within the Village, such Company must first obtain an easement from the Village for use and/or installation in any Village right-of-way or along any Village street, avenue, and/or highway and/or within any Village park pursuant to the terms as may be determined by the Village Board of Trustees for use of the public right-of-way. No payment shall be required when a franchise agreement exists. Use of an easement granted to another party shall not be permitted **without the prior expressed permission of the Village**.
 3. Written notice of the nature of the work to be performed and the anticipated dates of such work shall be provided to any property owner at least seven (7) days prior to commencing any work on any trees abutting such property.
 4. In the event of any removal after receiving permission from the Village Board of Trustees **or its designee**, the Company shall remove any and all stumps and return the ground to its original condition with seeding same. Nothing herein shall prevent the Village from requiring the entity to re-plant a new tree in the place of the tree that was removed whose species must be on the Preferred Species List.

5. Any company performing any work on any trees within the Village shall provide the Village with a certificate of insurance and such environmental information as may be required by the Village.

§ 240-6. Species and Locations of Trees.

- A. The Superintendent of Public Works, in consultation with the Tree Board, shall develop and maintain a list of desirable trees for planting along streets. The trees shall be divided into three size classes based on mature height: small (under 15 feet), medium (between 15 and 30 feet) and large (over 30 feet). Said list shall be known as the Preferred Species List. Efforts shall be made to ensure a sufficient diversity of tree species.
- B. A list of trees not suitable for planting, known as the Undesired Species List shall also be maintained.
- C. The spacing of trees shall be in accordance with the three species size classes listed in this chapter, and no new trees may be planted closer than the following: small or medium trees 20 feet, large trees 30 feet, except in special plantings designed or approved by a landscape architect, or at the discretion of the Superintendent of Public Works with the advice of the Tree Board.
- D. No new Street Trees may be planted closer than two feet from any curb or sidewalk except at the discretion of the Superintendent of Public Works with the advice of the Tree Board. No new Street Trees shall be planted closer than 10 feet from any fire plug.
- E. The provisions of Chapter 285, Zoning, of this Code shall apply to trees planted at intersecting streets.
- F. Only trees designated as small on the Preferred Species List shall be planted within five (5) feet of an overhead utility line.

§ 240-7. Injury to Trees.

No person, utility, or Company shall cut, mar or otherwise injure any tree planted or growing in or along the streets of said Village and/or in any park, or hitch any animal thereto; provided, however, that the Superintendent of Public Works, or a person authorized in writing by the Superintendent of Public Works, may cut or trim trees growing in or along the streets of the Village where such trimming or cutting is required to preserve the public health, safety and/or welfare.

§ 240-8. Topping and Pruning of Trees.

It shall be unlawful for any person, firm, Company, or other entity to Top any Street or Park Tree. Trees severely damaged by storms or other causes, or trees under utility wires or other

obstructions where other pruning practices are impractical shall be exempted from this section at the determination of the Superintendent of Public Works. The Department of Public Works ~~Member of the Tree Board~~ will notify the ~~Village Board and~~ Tree Board at their next regularly scheduled meeting if an exception does occur.

A. All trimming must occur within the trim box unless otherwise determined by the Superintendent of Public Works with the main focus being the health and preservation of the tree. The trim box shall be defined as an area set by the Village Board of Trustees around any limbs or portions of a tree which may interfere with any utility or other lines.

§ 240-9. Removal of Trees and Stumps.

- A. The Village shall have the right to cause the removal of any dead or diseased trees or s on private property within the Village, when such trees constitute a hazard to life and property or harbor insects or disease which constitute a potential threat to other trees within the Village. The Village may notify, in writing, the owners of the property and such trees. Removal shall be done by said owners within 60 days after the date of service of notice. In the event of failure of owners to comply with such notice, the Village, or its authorized representative, shall have the authority to remove such trees and charge the cost of removal on the owners and levy the same on subsequent tax bills.
- B. The Superintendent of Public Works may remove or cause or order to be removed, any tree or part thereof on public property which is in an unsafe condition or which by reason of its nature is injurious to sewers, electric power lines, gas lines, water lines or other public improvements. ~~Trees removed by the Department of Public Works or by natural causes shall be replaced on a one-for-one basis within one year.~~ The location and species of any replacement tree shall be determined by the Superintendent of Public Works with the advice of the Tree Board in consultation with the owners of the property where such trees are located.
- C. All stumps of Street and Park Trees shall be removed below the surface of the ground so that the top of the stump shall not project above the surface of the ground.

§ 240-10. Affixing Materials to Trees.

No person shall fasten any sign, wire, rope or other material to or around or through any Street or Park Tree in the Village of East Aurora, except by written permission from the Superintendent of Public Works, except in cases of emergency.

§ 240-11. Tree Work Permit.

- A. A permit shall only be necessary for work on Park Trees, Street Trees, and those Private Trees either wholly or partially within a Village right-of-way or an easement held by a utility company or municipal corporation.

- B. A permit request shall be made via the Form on file at the Village Clerk's office. ~~The Village may impose such reasonable conditions and restrictions as may be necessary to protect the trees.~~
- C. Changes to the permit may only be made by the Village Board of Trustees, Village Clerk, Superintendent of Public Works. ~~The Village reserves the right to seek out the assistance of any certified arborist or other individual prior to the grant of any permit.~~
- D. The person or entity receiving such permit shall conduct such work as required in accordance with such generally accepted arboricultural methods as may be necessary to protect the vitality of such trees and abide by the specifications of this Chapter.
- E. The Superintendent of Public Works may revoke for cause any permit previously approved, and no refund of the permit fee shall be made.

§ 240-12. Enforcement.

- A. The Superintendent of Public Works shall have concurrent authority with the Village Code Enforcement Officer to enforce any provision regarding the maintenance of trees as set forth in the Village Zoning Ordinance, ~~including but not limited to Section 1, Subsection H of Article 23 of Chapter 285 [§285-23.1(H)]~~

§ 240-13. Emergency Work.

- A. This chapter shall not govern any emergency activity necessary to protect life, safety, or property; or to maintain access to any property. Any such activity shall incorporate reasonable efforts to protect trees on Village property from unnecessary damage.
- B. Any individual or Company engaged in any action covered by Subsection A shall make a reasonable effort to notify the Superintendent of Public Works prior to commencing that action and shall, in any event, provide written notice of the emergency and the work done to the Superintendent of Public Works within three (3) calendar days of commencing that work ~~if notice of such emergency was not provided to the Company by the Village.~~

§ 240-16. Review by Village Board.

The Village Board will have the right to review and alter any decisions regarding trees.

§ 240-17. Appeals.

Should a dispute arise in the administering of this chapter, an appeal can be requested by petitioning the Village Board of Trustees within thirty (30) days of the decision via written request to the Village Clerk.

§ 240-18. Penalties for Offenses.

Violations of any of the provisions of this chapter shall be punishable by a fine of not more than ~~\$50 for each tree affected~~ or by imprisonment for not more than 15 days, or both, and a civil penalty of ~~\$50 for each tree affected~~ in addition to the cost of rectifying the damage to any tree covered by this Chapter. Each day's continuance of a violation after notice shall be deemed a separate and distinct violation and shall be punishable accordingly.

§ 240-19. Amendments to this Chapter.

This chapter may be amended by resolution by the Village Board of Trustees.

§ 240-20. Severability.

If any provision of this chapter shall be held for any reason to be invalid, in whole or in part, the effect of such determination shall be limited to that provision which is expressly held to be invalid, and shall not invalidate any other provision hereof.

§ 240-21. Effective Date.

This chapter shall become effective upon filing with the Department of State. ~~November 4, 2002.~~

Section 1 Legislative Intent

The Village finds and determines that the use of motorized scooters, [all terrain vehicles](#), electric scooters, [motorized devices](#), and electric bicycles in public should be regulated as a matter of public health and safety as such operation pertains to the drivers of such devices, pedestrians, and also, users of our highways and streets. The use and operation of these devices also differs when they are for solely personal use as opposed to commercial operations. Regulation is also needed to control the proliferation of companies from simply leaving rental devices in areas of the Village not well suited for such devices which will detract from the picturesque community and village way of life. It is the intent of the Village that the use of these devices should be prohibited from use on the sidewalks, except in instances of proper and registered commercial operations, but not the public streets in the Village. Private personal use is also not generally prohibited on the streets of the Village provided that such operation is done safely and within the established rules of the road under the Vehicle and Traffic laws. Therefore, the purpose of this article is to establish reasonable regulations with regard to the use of motorized scooters, [ATVs](#), [motorized devices](#), electric scooters, and electric bicycles in the Village of East Aurora.

Section 2 Definitions

ALL TERRAIN CYCLE: Includes any human powered bicycle, without a motor and/or electric assist function with two or three wheels designed for off road use.

ALL TERRAIN VEHICLE: Includes any three or more wheeled vehicle powered by a motor and designed and manufactured for off road use. It shall include, but not be limited to, a quad and a four wheeler.

ELECTRIC BICYCLE: Includes any bicycle as defined under New York State Vehicle and Traffic Law § 102-c, and more specifically, a bicycle which is not more than thirty six (36) inches wide; has an electric motor that is less than 750 watts; is equipped with operable pedals; and complies with the Consumer Product Safety Commission under 16 CFR 1512.1, et seq. [This shall include Class 1, 2, and 3 motorized bicycles.](#)

ELECTRIC SCOOTER: Includes any scooter as defined under New York State Vehicle and Traffic Law § 114-e as a device weighing less than one hundred (100) pounds; has handlebars; has a floorboard or a seat that the operator can stand or sit upon; has an electric motor; can be powered by the electric motor and/or human power; and has a maximum speed of 20 m.p.h. on a paved level surface when powered solely by the electric motor.

HIGHWAY: Includes any public way as defined by New York State Vehicle and Traffic Law § 118.

LANE OF TRAFFIC: That portion of the paved surfaces of a highway or street normally and customarily used for vehicular traffic, but excluding any marked bike path.

MOTORIZED SCOOTER: A skateboard or [similar](#) device with [one](#), two or more wheels and an upright steering mechanism attached to the front wheel or wheels, upon which a person or persons may ride propelled by other than muscular power, except that it shall not include an electrically driven mobility assistance device or wheelchair as those devices are defined in New York

State Vehicle and Traffic Law § 130-a, nor shall it include any low-speed vehicle as such is defined in New York State Vehicle and Traffic Law §121-f.

MOTORIZED DEVICE: A skateboard and/or dirt bike which operates by means other than muscular power of the rider and including any, single, double and/or more wheel transportation devices with or without handles which shall be considered a motorized device for purposes of this Code.

PARKING AREA OF A SHOPPING CENTER: Includes those areas defined by New York State Vehicle and Traffic Law § 129-a.

PARKING LOT: Includes those areas defined by New York State Vehicle and Traffic Law § 129-b.

SIDEWALK: Includes those areas defined by New York State Vehicle and Traffic Law § 144.

STREET: Includes those areas defined by New York State Vehicle and Traffic Law § 148.

Section 3 Prohibition

Except as provided herein, no person shall operate a motorized scooter, motorized device, ATV, electric scooter, or electric bicycle upon any sidewalk, parking area of a shopping center, except as may be permitted by the shopping center for individuals who are immediate customers of same. Such devices shall not be permitted within the lane of traffic on any highway or street within the Village of East Aurora, if the following regulations are not strictly adhered to at all times.

It shall be an exception to this local law with respect to the use of motorized scooters by disabled individuals who have properly obtained a permit from any local, state, or federal government or agency.

Class 3 and higher electric bicyclers are strictly prohibited

Section 4 Electric Bicycles

Electric bicycles that meet the above requirements are further classified as follows:

"Class one bicycle with electric assist" - A bicycle with electric assist having **an electric motor that provides assistance only when the person operating the bicycle is pedaling**, and that ceases to provide assistance when such bicycle reaches a speed of 20 m.p.h.;

"Class two bicycle with electric assist" - A bicycle with electric assist having **an electric motor that may be used exclusively to propel the bicycle**, and that is not capable of providing assistance when such bicycle reaches a speed of 20 m.p.h.. Such bicycles have a throttle;

"Class three bicycle with electric assist" - A bicycle with electric assist having **an electric motor that may be used exclusively to propel the bicycle**, and that is capable of reaching a speed of 28 m.p.h. Such devices shall have a speedometer.

"Class four bicycle" - A bicycle with electric assist having **an electric motor that may be used exclusively to propel the bicycle**, and that is capable of speeds in excess of 28 m.p.h with more than 750 watts of power.

Section 5 General Rules

Operators of electric scooters, motorized scooters, ATVs, electric devices, and electric bicycles [under the age of eighteen](#) must wear [certified](#) protective headgear and/or helmets at all times while operating such devices.

Operators of electric scooters, [ATVs, motorized devices](#), motorized scooters, and electric bicycles must be at least sixteen (16) years of age at the time of the operation of such devices anywhere on public land.

Except as set forth in section 6, [ATVs, motorized devices](#), electric scooters, motorized scooters, and electric bicycles are not permitted at any time on any public sidewalk within the Village of East Aurora.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles must, at all times, follow all local, State, and Federal Vehicle and Traffic laws, rules, and regulations when operating in the lane of traffic in the Village of East Aurora. [ATVs shall not be permitted on any highway and/or street within the Village of East Aurora.](#)

Electric scooters, motorized scooters, and electric bicycles are prohibited from exceeding [20 m.p.h.](#) while operating in the Village.

~~Operators of electric scooters, motorized scooters, and electric bicycles must wear readily visible reflective clothing or other material while operating such device.~~

Operators of electric scooters, motorized scooters, [motorized devices](#), and electric bicycles must have lamps and lights, [both front and rear](#), permanently affixed to the device which must be in full working order [and use](#) while the device is in operation.

All operators must also have permanently attached to their electric scooters, [motorized devices](#), motorized scooters, and electric bicycles an audible warning device to alert pedestrians, drivers of motor vehicles, and bicycle riders of their presence in the event of an emergency.

Except as limited below with respect to Commercial Use, electric scooters, [motorized devices](#), motorized scooters, and electric bicycles may not be parked on the public sidewalks unless appropriately placed within a bicycle rack that may be present. Same shall at no times be attached to any street signs, telephone and/or electric poles, or trees. At no time may electric scooters, [motorized devices](#), motorized scooters, and electric bicycles be parked in a manner that interferes with pedestrian use of a sidewalk.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles must yield the right of way to pedestrians at all times.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles may only ride single file when on public streets and highways.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles shall not be operated by an individual in an impaired condition due to alcohol or drugs, whether prescription or otherwise.

Section 6 Commercial Use

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles used for commercial use within the Village shall be registered with the Village Clerk prior to such use.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles used for commercial use within the Village may be operated for a limited time on the sidewalks of the Village when such operation is in the course and scope of the commercial operations, provided that the license has been obtained as set forth below.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles used for commercial use within the Village must yield the right of way to pedestrians.

Electric scooters, [motorized devices](#), motorized scooters, and electric bicycles used for commercial use within the Village may be parked on the Village sidewalks for the sole purposes of loading and unloading.

Applications for a permit or certificate of registration shall contain the following information: name, proof of age, address, and electronic mail address of the person to be conducting the commercial activity; the name and address of the business or organization for which the permit or certificate of registration is sought; a brief description of the business or activity to be conducted; if employed, the name, address, electronic mail address, and telephone number of the employer; or if acting as an agent, the name, address, electronic mail address, and telephone number of the principal who is being represented, with credentials in written form establishing the relationship and the authority of the employee or agent to act for the employer or principal, as the case may be; a statement as to whether or not the applicant has been convicted of a felony, misdemeanor or local law violation, the nature of the offense or violation, the penalty or punishment imposed, the date when and place where such offense occurred, and other pertinent details thereof; the type of device that will be used and its registration number, if any, and name and address of registrant together with the name and policy number of the insurance carrier covering the device; proof of possession of any license or permit which, under federal, state or local laws or regulations, the applicant is required to have in order to conduct the proposed business, or which, under any such law or regulation, would exempt the applicant from the licensing requirements of this article; two photographs of the applicant that shall have been taken within sixty (60) days immediately prior to the date of filing of the application. The photographs shall measure one (1) inch by two (2) inches and show the head and shoulders of the applicant in a clear and distinguishing manner; and such other information as may reasonably be required by the Board of Trustees as a condition to registration or permitting or to permit investigation into the applicant's background and past practices. The application shall be signed by the applicant and shall be accompanied by the fees established in the Village's fee schedule, as amended by the Board of Trustees from time to time. All applications shall be made at least twenty (20) days prior to conducting any activities requiring a permit.

Investigation, Approval or Disapproval.

A. The Village may conduct such background checks as the Village deems necessary and prudent. The following shall be grounds for denying a permit:

1. Failure of an applicant to truthfully provide any information requested by the Village as part of the application process.

2. The time of use would endanger the health, safety, and welfare of the public

3. Failure of the applicant to pay any required fee.

4. When an applicant has a bad business reputation. Evidence of a bad business reputation may include prior revocations of any permit or license, prior convictions for violation of any federal or state law or regulation or of any local ordinance, which adversely reflects upon the person's ability to conduct the business or other operation/activity for which the permit is being sought, or prior complaints with the Village, Better Business Bureau, state Attorney General, or other similar business or consumer rights office.

5. The applicant has been convicted of a felony, misdemeanor, or local law violation involving a sex offense, trafficking in controlled substances, or any violent acts against persons or property, such conviction being entered within the five (5) years preceding the date of application.

6. The applicant is a person against whom a judgment based upon, or conviction for, fraud, deceit or misrepresentation has been entered within the five (5) years immediately preceding the date of application.

7. The applicant offers no proof of authority to serve as an agent.

8. The applicant has been denied a permit under this article within the immediate past year, unless the applicant can and does show to the satisfaction of the Clerk that the reasons for such earlier denial no longer exist.

9. Such other legitimate reason as may be determined by the Board of Trustees.

10. The Board of Trustees may also impose such conditions on any approval that shall be deemed reasonable and prudent by the Board.

B. In the event of any permit is not approved, the applicant shall have the right to present such evidence to the Board of Trustees with respect to such application within ten (10) calendar days of such disapproval.

Refusal of license or permit; appeal.

In the event that the Clerk shall refuse to issue a license or permit, the person who has been refused a license or permit may appeal to the Board of Trustees, who shall, upon a favorable majority vote, order the Village Clerk to issue a license or permit to the applicant.

Permit expiration.

All permits issued under the provisions of this article shall expire on December 31st of each year from the date of issuance, unless an earlier expiration date is noted on the permit.

Permit exhibition.

Every person required to obtain a permit under the provisions of this article shall exhibit the permit when requested to do so by any prospective customer or individual.

Transfer prohibited.

It shall be unlawful for any person other than the permit holder to use or wear any permit or badge issued under the provisions of this article.

Permit revocation.

Any permit issued under this article may be revoked or suspended by the Clerk, after notice for any of the following reasons:

A. Fraud, misrepresentation or false statement contained in the application for a permit;

B. Fraud, misrepresentation or false statement made by the permit holder in the course of conducting solicitation or peddling activities;

C. Conducting peddling or solicitation activities contrary to the provisions of the permit;

D. Conviction for any crime involving moral turpitude; or

E. Conducting peddling or solicitation activities in such a manner as to create a public nuisance, constitute a breach of the peace or endanger the health, safety or general welfare of the public.

Notice and hearing.

Notice of a hearing for revocation of a permit issued under this article shall be provided in writing and shall set forth specifically the grounds for the proposed revocation and the time and place of the hearing. Notice shall be faxed, sent electronically, or mailed to the permit holder at the address shown on the permit application or at the last known address of the permit holder or by causing a copy of such notice to be personally delivered the applicant. In either case, the permit will be deemed revoked upon mailing or delivery of such notice.

Appeals.

1. Any person aggrieved by the action or decision of the Clerk to deny, suspend or revoke a permit applied for under the provisions of this article shall have the right to appeal such action or decision to the Mayor within fifteen (15) days after the notice of the action or decision has been mailed to the person's address as shown on the permit application form, or to his last known address.
2. An appeal shall be taken by filing with the Clerk a written statement setting forth the grounds for the appeal.
3. The Clerk shall transmit the written statement to the Mayor within ten (10) days of its receipt and the Mayor shall set a time and place for a hearing on the appeal.
4. A hearing shall be set not later than twenty (20) days from the date of receipt of the appellant's written statement by the Mayor.
5. Notice of the time and place of the hearing shall be given to the appellant in the same manner as provided for the mailing of notice of action or decision.
6. The decision of the Mayor on the appeal shall be final and binding.

Where any business, trade or other entity for which a license is granted by the Village is or is about to become a nuisance or menace to the peace, comfort and health of the Village of East Aurora or its inhabitants, the Code Enforcement Officer shall have the right to immediately suspend such license or permit upon serving written notice to the holder of such license or permit or upon any person in charge of such business, trade or other entity, pending a decision by the Board of Trustees.

Section 7 Motorized and Electric Scooters, [Motorized Devices](#), and Electric Bicycles

Motorized and Electric Scooter, [Motorized Devices](#), and Electric Bicycle operators, in addition to the provisions above:

May not carry more than one person at one time without an approved cart or seat,. Children riding in such cart or seat shall wear, at all times, appropriate safety helmets;

May not carry any package, bundle or article which prevents the operator from keeping at least one hand upon the handle bars or which obstructs his or her vision in any direction;

May only operate on highways with a posted speed limit of 30 m.p.h. or less, including non-interstate public highways, private roads open to motor vehicle traffic, and designated bicycle or in-line skate lanes, except otherwise provided;

May not operate any such device in excess of 20 m.p.h.;

Motorized and Electric scooter and/or motorized device operators and/or Electric Bicycle operators may not attach their scooter, or himself or herself, to any vehicle being operated upon a roadway. Moreover, vehicle operators may not permit any person to attach any motorized or electric scooter, or himself or herself, to such operator's vehicle in violation of this section.

Section 8 Bicycle and Scooter Sharing Systems

In addition to the provisions set forth above, bicycle and scooter sharing systems shall be permitted in the Village subject to the reasonable conditions placed by the Board of Trustees as to their location and use and further provided that the operator of such system has registered and received a permit as set forth in section 6 above.

Furthermore, all trip data, personal information, images, videos, credit card information, and other recorded images collected by any share system must be for the exclusive use of such shared bicycle or shared electric scooter or shared bicycle with electric assist system and may not be sold, distributed, or otherwise made available for any commercial purpose and may not be disclosed or otherwise made accessible except (i) to the person who is the subject of such data, information or record; or (ii) if necessary to comply with a lawful court order, judicial warrant, or subpoena for individual data, information or records properly issued pursuant to the criminal procedure law or the civil practice law and rules.

Section 9 Penalties

In the event a child sixteen (16) years or younger operates any Motorized and Electric scooter, motorized device, and/or Electric Bicycle in violation of this Article and/or the Vehicle & Traffic law of the State of New York, such device shall be impounded by any police department authorized to operate within the Village of East Aurora. The parent(s)/guardians of such child shall be notified by the such police department to appear before the police department in order to have such device released to the parent/guardian upon the payment of the penalty amounts set forth below.

Violations of this Article shall be subject to a Fifty Dollar (\$50.00) fine for the first violation, up to One Hundred Fifty Dollars (\$150.00) for a second violation, and up to Two Hundred Fifty Dollars (\$250.00) for each subsequent violation. In the event that the violator is less than sixteen (16) years old, a summons shall be issued to the parent and/or guardian. Attendance at a driver improvement program may also

be required. Such cumulative penalty shall apply regardless of the nature of the violation or the type of device used. Upon the fourth violation for any reason whatsoever, the Village may permanently seize the device. All payments shall be made directly to the Village Clerk.

Section 10 Effective Date

This law shall take effect immediately upon filing with the Secretary of State.

ARTICLE 44
Sign Regulations

§ 285-44.1. Purpose and intent.

- A. The primary purpose of these sign regulations for the Village of East Aurora is to permit the erection and display of signage within the Village, while protecting public health, safety and general welfare. All signs and sign systems are subject to the regulations that follow in this article.
- B. These regulations also serve to achieve the following objectives:
- (1) Ensure right to free speech as protected under the Constitution;
 - (2) Protect property values, create a more attractive economic and business climate, and protect the physical appearance of the community;
 - (3) Provide structures and uses with effective means of identification while reducing visual clutter through the prevention of excessive and confusing sign displays;
 - (4) Reduce traffic conflicts or hazards by minimizing visual distractions or obstacles in or visible from the public rights-of-way;
 - (5) Minimize the adverse effect of signs on nearby public and private property;
 - (6) Avoid personal injury and property damage from unsafe or confusing signs; and
 - (7) Establish a clear and impartial process for those seeking to install signs.
- C. The regulations of this article shall govern and control the erection, enlargement, expansion, renovation, operation, maintenance, relocation, and removal of all signs within the Village visible from any street, sidewalk, public right-of-way, or public space.

§ 285-44.2. Sign permit required.

Except as hereinafter provided, no person shall erect, alter, construct, relocate or cause to be erected, altered, constructed or relocated any sign without first having obtained a sign permit from the **Code Enforcement Officer (CEO)** with final approval from the **Board of Trustees** unless otherwise stated in this article.

Application requirements. The following information shall be provided to the CEO for a sign permit application:

- (1) Name, address, **telephone number, including cellular number, email address, ~~contact information~~**, and signature of the applicant.
- (2) Name, address, **telephone number, including cellular number, email address**, and signature of the building and/or property owner, if not the applicant.

- (3) Dimensions and drawings indicating the size, shape, construct, materials, and layout of the sign(s), **including any requests for illumination or moving parts.**
 - (4) Site plan and elevations indicating the proposed location and size of the sign(s) to scale, **including any provisions for illumination and structural supports.**
 - (5) Any additional site and/or sign information as requested by the CEO.
- B. **Historical signs. Signs such as cornerstones, commemorative tablets, and historical markers, provided that said signs are less than six (6) square feet in area and not illuminated shall require a permit.**
- C. **Three dimensional signs, statutes, depictions of any nature shall be permitted with the prior approval of the CEO and Board of Trustees.**
- D. No permit required. The following situations shall not require the issuance of a sign permit provided such maintenance, changes, or alterations do not in any way alter the physical size, design, or nature of the sign.
- (1) The repainting, repairing, changing of parts, and maintenance of signs.
 - (2) A change in the message of a sign.
- E. Board review.
- (1) New development subject to review and approval by the Village Board or Planning Commission, ~~at the request of the applicant,~~ may have proposed signage reviewed and approved as part of the special use permit or site plan review process. **[Amended 5-4-2020 by L.L. No. 2-2020]**
 - (2) In the event of such review, all required sign permit application materials shall be provided to the reviewing board as part of the complete application.
 - (3) Any sign permit application for a marquee sign shall require review and approval by the Village Board **after referral to the Planning Commission.**
- F. Alteration. Any sign for which a permit has been issued shall not be modified, relocated, altered, or replaced, unless an amended or new sign permit is obtained from the CEO.
- G. Expiration. A sign permit shall expire if the sign for which the permit has been issued is not fully constructed within **six (6) months** ~~one year~~ from the date of issuance of the sign permit.
- H. Revocation. The CEO or designee may, at any time for a violation of this regulation, issue a notice of violation. A written notice of the violation including all reasons for the violation shall be mailed to the property and sign owner(s). Said violation must be corrected within **thirty (30) days** of the date of notice; otherwise, the sign permit shall be revoked and the sign in question shall be required to be removed.

§ 285-44.3. Measurement.

- A. Sign area.

- (1) Single sign face. The area of a sign shall be computed by means of the smallest square, circle, rectangle, triangle, or geometric combination thereof that will encompass the extreme limits of the writing, representation, emblem, graphic, and/or other display, together with any material, backdrop, or structure on which it is placed.
- (2) Multifaced signs. In the case of a multifaced sign, only one side of the sign is considered in determining sign area if the sides of the sign are back-to-back or diverge at an angle of 45° or less.
- (3) Structural support not included. The supporting structure or bracing of a sign shall not be computed as part of the sign area, unless such supporting structure or bracing is made a part of the message with the inclusion of any text or graphics. If such is the case, a combination of regular geometric shapes which can encompass the area of said text or graphics shall be included as part of the total sign area computation.

B. Sign height.

- (1) Freestanding sign. The height of a freestanding sign shall be calculated by measuring the vertical distance between the top part of such sign or its structure, whichever is highest, to the elevation of the ground directly beneath the center of the sign.
- (2) Other signs. The height of all other signs shall be determined by measuring the vertical distance between the top part of the sign face or structure, whichever is highest, to the bottommost edge of the sign face or structure.
- (3) Structural support included. Any material whose major function is to provide structural support for a sign shall be considered part of the sign for purposes of determining sign height.

§ 285-44.4. Regulations applicable to all signs.

A. Safety provisions. All signs shall be designed, constructed, and located in accordance with the following criteria to protect the general health, safety, and welfare of the public.

- (1) No sign shall be erected in such a manner as to obstruct free egress from a window, door or fire escape or to become a menace to life, health or property.
- (2) No sign shall be erected at or near any intersection of streets, alleys, or railways in a manner that obstructs free and clear vision for pedestrians, bicyclists, and motorists.
- (3) No sign shall be of a shape or color that may be confused with any authorized traffic control device.
- (4) No rotating beam, beacon, or flashing illumination ~~resembling an emergency light~~ shall be used with any sign display.
- (5) The erection of any sign and its supports, including any wiring and/or electrical components utilized therein, shall be consistent with the general accepted

standards and practices of the New York State Building Code.

- (6) The erection of any sign, its supports, wiring, or other structural and/or electrical elements may be subject to inspection and approval by the CEO.
- B. Design and construction. All signs shall be designed and constructed in accordance with the following criteria:
- (1) All signs shall be constructed of permanent, weather-resistant, and durable materials, except for banners, flags, temporary signs, and window signs otherwise in conformance with this article.
 - (2) Where applicable, signs shall be supported by sign structures that are designed to resist wind pressures, dead loads, and lateral loads in accordance with the appropriate provisions of the New York State Building Code.
 - (3) All sign lettering shall be permanently affixed to the sign.
 - (4) No permanent sign may be constructed of untreated or unpainted wood, sandblasted metal, or other unfinished material.
 - (5) No sign may use an audible device or sound amplifier.
- C. Location. All signs shall be so located in accordance with the following standards:
- (1) Signs shall not be erected within nor project into any public right-of-way or between any sidewalk and street or highway. ~~unless otherwise specified within this article.~~ Signs must be located on private property and comply with the dimensional and setback requirements herein.
 - (2) Off-premises signs are prohibited. All signs shall be located on the site being promoted, identified, or advertised with the exception of temporary signs.
 - (3) All signs, unless otherwise noted, are to be setback at least ~~ten (10)~~ ~~five~~ feet from any property line.
 - (4) For the purposes of this article, flexible banners, inflatable banners/signs, balloons with messages, flags (other than government), or pennants shall be permitted as temporary signs for a period not to exceed thirty (30) consecutive days in any twelve (12) month period without the prior approval of the CEO. No banner shall be displayed over any sidewalk, Village street or highway except upon approval by the Village Board. A public liability bond or policy in the sum of at least \$500,000 shall be furnished for each banner which extends across and/or onto a sidewalk, street or highway.
 - (5) No signs shall be placed on any electrical pole, light pole, hydrant, municipal trash receptacle, utility pole, tree within the municipal right of way, municipal fence, street sign, or any traffic control device.
 - (6) Except as provided for elsewhere in this Article and subsection 7 below, no more than two (2) signs or shall be permitted on any property.
 - (7) Signs pertaining to elections shall not be erected more than thirty (30) days

prior to any election and must be removed within five (5) days of such election.

No more than one sign for each candidate shall be permitted at any one time and no signs shall be placed within any right of way.

- D. Visibility at intersections. No sign or any part of a sign exceeding three (3) feet in height, other than a supporting pole or brace no greater than eighteen (18) inches in width or diameter, shall be located within the designated clear sight triangle of any intersecting streets. The clear sight triangle shall be defined by the triangle formed by two intersecting street lines and a line joining points on such street lines thirty (30) feet from their intersection.
- E. Illumination. All sign illumination shall be in accordance with the following standards:
- (1) Light sources for illuminated signs shall not be of such brightness as to constitute a hazard to pedestrians or motorists and shall be shielded so as not to cast an illumination of more than two (2) footcandles on adjacent nonresidential properties or more than 0.1 footcandle on adjacent residential properties.
 - (2) Up-lighting, or the illumination of signs from a light source below that of the sign face, shall be permitted for ground signs or wall signs only. No sign in a residential district may be illuminated between the hours of 8:00 p.m. and 6:00 a.m. except for official flags of the United States of America, State of New York, County of Erie, Town of Aurora, or Village of East Aurora.
 - (3) Intermittent illumination or illumination which involves movement or causes the illusion of movement resulting from the arrangement of lighting, is prohibited.
- F. Maintenance and repair. All signs shall be maintained in safe and good structural condition, in compliance with all applicable building and electrical codes, and in conformance with this article at all times. Such maintenance includes replacement of all defective bulbs, parts, materials, painting, repainting, cleaning, replacement of copy, and other acts required for maintenance of such sign. If any sign does not comply with these standards, the CEO may require its removal.
- G. Obsolete signs. Absent written permission from the CEO, any sign that no longer advertises or identifies the current or permitted use of the property and/or event must be removed within ten (10) ~~30~~ days after the conclusion of the event or written notification from the CEO, whichever is sooner.
- H. Removal of signs.
- (1) Where required by this article, the removal of signs shall be the sole responsibility of the sign owner. If said sign is not removed within ten (10) ~~30~~ days of the date of written notice by the CEO, the CEO or their designee is authorized to affect its removal.
 - (2) The CEO may immediately and without notice remove any sign that is found to be in violation of this article. This shall include any sign that is found to be

unsafe, insecure, or in such condition as to be a menace to the safety of the public. **After removal**, the sign owner shall be given written notice of the removal of such sign by the CEO. If the sign is not claimed within ten (10) days of such notice, the sign may be disposed of by the Village.

- (3) Any costs incurred for the removal of a sign shall be fully reimbursed to the Village of East Aurora by the sign owner. Such costs may be placed on the tax roll for collection by the Village.

§ 285-44.5. Signs authorized without a permit.

The following types of signs may be erected in the Village without obtaining a sign permit. Although permits are not required for these signs, they shall conform to all other requirements of this article or may be subject to removal by the CEO.

- A. Directional signs. Signs that provide direction to pedestrians, bicyclists, or motorists shall not require a sign permit provided the following conditions are met:
- (1) The cumulative area of signs on any one property shall not exceed an area of six (6) square feet in a residential district or twelve (12) square feet in a nonresidential district.
 - (2) No sign exceeds three (3) feet in height or six square feet in area.
 - (3) The signs are not illuminated, unless otherwise approved by the Village Board.
 - (4) The signs do not extend above the first floor or project beyond property lines.
- B. Signs on gasoline pumps. Signs attached to a gasoline pump shall not require a permit provided they do not exceed six square feet in area per sign.
- C. Governmental signs. Any official sign, public notice, or warning sign supported by federal, state or local law, including but not limited to signs erected and maintained pursuant to and in discharge of any government functions. (Example: New York State inspection station or authorized repair shop identification). There are no size requirements or time limits for governmental signs.
- D. Incidental signs. Signs containing no commercial message that are intended to identify incidental property information, such as addresses, entrances, exits, hours of operation, or open/closed, shall not require a permit provided the following conditions are met:
- (1) The sign does not exceed four (4) square feet in area and two (2) feet in height.
 - (2) The sign is not illuminated.
 - (3) If placed in a window, the sign **must be is** in conformance with all applicable regulations of window signs (§ 285-44.9).
- ~~E.~~ Internal signs. Signs within a building not **visible legible** from the public right-of-way or adjacent lots, or any sign within an enclosed outdoor space, such as an athletic field, where such sign is not **visible legible** beyond the property lines **shall not be subject to these regulations. There are no requirements for internal signs.**

Illuminated internal signs shall not be permitted without the prior approval of the CEO and Board of Trustees.

- F. Lawn signs. Lawn signs shall be allowed on any lot without a permit provided the following conditions are met **in addition to the provisions elsewhere in this Article:**
- (1) The sign does not exceed three (3) feet in height and six (6) square feet in area.
 - (2) The sign is not displayed for more than **thirty (30) days in a ~~one hundred twenty~~ ninety (90)-day period. Such signs may be displayed for three (3) additional ninety (90) day periods within the same calendar year.**
 - (3) The sign is not illuminated.
 - (4) **No more than two (2) signs shall be permitted at any one time.**
 - (5) **No signs shall be placed within ten (10) feet of the property line.**
 - (6) **No signs shall have any moving parts.**
 - (7) **Signs pertaining to elections shall not be erected more than thirty (30) days prior to any election and must be removed within **five (5) days of such election.****
- G. Noncommercial signs on a residential property. Any sign on a residential property that does not contain a commercial message shall not require the issuance of a sign permit, provided the following conditions are met **in addition to the provisions elsewhere in this Article:**
- (1) There is no more than **two (2) signs** per dwelling unit.
 - (2) No single sign exceeds two (2) feet in height and **four (4) square** feet in area.
 - (3) The cumulative area of all signs does not exceed **eight (8) ~~twelve (12)~~ square feet.**
 - (4) The sign is not illuminated.
 - (5) The sign is not attached to any permanent building or structure.

§ 285-44.6. Prohibited signs.

The following signs are prohibited within the Village:

- A. Signs for which no sign permit was issued or for which a sign permit has been revoked.
- B. Signs that are not properly maintained, considered structurally unsound, hazardous, or otherwise unsafe.
- C. Signs that contain words or pictures of an obscene or pornographic nature.
- D. Signs that emit audible sounds, odor, or visible matter, **such as smoke or a mist, or similar matter without prior Board approval.****
- E. Signs placed on a curb, sidewalk, hydrant, utility pole, trees, **electrical pole, light pole, hydrant, municipal trash receptacle, municipal fence, street sign, or any traffic**

control device or other objects located on or over any public street unless otherwise permitted by the Village Board.

- F. Signs that may be confused with a traffic control sign, signal or device or the light of an emergency or road equipment vehicle or hide from view any traffic or street sign, signal, or device.
- G. Signs that flash, blink, rotate, or revolve, and/or utilize unshielded lighting devices or reflectors to outline or provide the background of a sign. **[Amended 5-4-2020 by L.L. No. 2-2020]**
- H. Internally illuminated signs and signs that utilize exposed neon tubing for letters or lighting, **except where permitted by the Board of Trustees.**
- I. Signs that are mounted on wheels or mounted on any structure on wheels.
- J. Signs mounted on or applied to registered or unregistered vehicles unless such vehicle is parked legally **on property owned by the vehicle owner** or out of public view. **[Amended 5-4-2020 by L.L. No. 2-2020]**
- K. Signs with mirrors or any other reflective material.
- L. Signs painted directly on walls or other structural building features except by special use permit from the Village Board. **[Amended 5-4-2020 by L.L. No. 2-2020]**
- M. Manual changeable copy signs, electronic changeable copy signs, and signs that are animated or utilize full motion or video technology, **with the exception of a theater marquee.**
- N. Banners, pennants, windblown or inflated signs. **[Amended 5-4-2020 by L.L. No. 2-2020]**
- O. Roof signs **not otherwise permitted by the Board of Trustees**, obsolete signs, off-premises signs, and billboards.
- P. **Pole signs without the prior approval of the CEO and Board of Trustees.**

§ 285-44.7. Sign provisions by zoning districts.

- A. Residential districts.
 - (1) No lot or use shall have more than **two (2)** sign types, as provided for in § 285-44.9.
 - (2) The illumination of signs in residential districts is prohibited.
 - (3) Where a single or multifamily residential development exists, such as an apartment complex, one ground sign may be permitted for the development at each entrance/exit access point **for a period not to exceed twelve (12) months.**
- B. Nonresidential districts.
 - (1) No use or lot shall have more than two sign types, as provided for in

§ 285-44.9.

- (2) Where multiple operations or uses are located on a single lot, such as, but not limited to, industrial centers, business parks, or shopping plazas, each use shall be allowed two signs of any type in addition to one freestanding sign for the development.
- (3) Window signs shall be included in the count of total allotted signage for any lot or use. **[Amended 5-4-2020 by L.L. No. 2-2020]**
 - (a) Window signs in restaurants or taverns advertising items other than the particular establishment shall be permitted with the prior approval of the Board of Trustees.
- (4) Marquee signs may be permitted with Village Board review and approval.

§ 285-44.8. Nonconforming signs.

- A. All permanent signs that are nonconforming as of the date of enactment of this chapter must be removed or brought into compliance at such time as the sign is replaced, the property and/or business changes use or ownership, or a new permit is required under the provisions of this article. Lawn signs shall be removed upon the expiration of the time limits set forth in this article.
- B. Any nonconforming sign that is removed from its position or siting and not replaced in-kind within thirty (30) days shall be presumed to be abandoned and discontinued and may not be restored or re-erected except in compliance with this article.
- C. No nonconforming sign may be altered in any way that would increase its nonconformity with the regulations of this article, including, but not limited to area, height, setback, and illumination.
- D. Nothing herein shall be deemed to prevent maintaining a nonconforming sign in good repair and safe condition.

§ 285-44.9. Regulations by sign type. [Amended 5-4-2020 by L.L. No. 2-2020]

The following tables outline the requirements for sign types that may be proposed for installation within the Village. The tables regulate each type of sign by the zoning district in which it is located.

Table 44.9A: Ground Signs

Ground sign: A sign not attached to any building or structure, which may be supported by one or two columns or posts provided the distance between the ground and bottommost edge of the sign is no greater than three feet.

		Zoning Districts					
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted ¹	1 per lot	–	1 per lot	1 per lot	–	1 per lot	1 per lot
Maximum area (square feet)	6	–	16	16	–	16	16

§ 285-44.9

Maximum height ² (feet)	6	–	7	7	–	7	7
Minimum setback ³ (feet)	5	–	5	5	–	5	5
Illumination permitted	No	–	Yes	Yes	–	Yes	Yes

§ 285-44.9

NOTES:

¹ Signs shall be so located so that the sign face is parallel to the street.

² Measured from the elevation of the ground at the center of the sign to the topmost edge of the sign.

³ Measured from the nearest edge of the sign to the front or side lot line.

Table 44.9B: Pedestal Signs

Pedestal sign: A sign not attached to any building or structure supported by one or two columns or posts with a distance exceeding seven feet from the ground and the bottommost edge of the sign.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted ¹	-	1 per lot	-	-	1 per lot	-	-
Maximum area (square feet)	-	32	-	-	32	-	-
Maximum height ² (feet)	-	15	-	-	15	-	-
Minimum setback ³ (feet)	-	10	-	-	10	-	-
Illumination permitted	-	Yes	-	-	Yes	-	-

NOTES:

¹ Signs shall be so located so that the sign face is parallel to the street.

² Measured from the elevation of the ground at the center of the sign to the topmost edge of the sign.

³ Measured from the nearest edge of the sign to the front or side lot line.

Table 44.9C: Wall Signs

Wall sign: Any sign fastened to a building or structure that does not project more than 12 inches from the facade.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted	1 per structure	1 per facade	1 per facade	1 per facade	1 per facade	1 per facade	1 per facade
Maximum area ¹	6 square feet	12%	10%	10%	12%	10%	10%

Table 44.9C: Wall Signs**Wall sign: Any sign fastened to a building or structure that does not project more than 12 inches from the facade.**

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Maximum height (feet)	2	5	4	4	5	4	4
Illumination permitted ²	No	Yes	Yes	Yes	Yes	Yes	No

NOTES:

¹ Unless otherwise noted, the maximum area of a sign shall be measured as a percentage of the facade upon which it is to be located.

² Any sign located on a facade facing a residential district or use shall not be illuminated.

Table 44.9D: Projecting Signs**Projecting sign: A sign wholly or partly dependent upon a building or structure for support which projects more than 12 inches, but less than 36 inches from the facade.**

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted	-	1 per use	1 per use	1 per use	-	1 per use	-
Maximum area (square feet)	-	8	6	6	-	6	-
Maximum height (feet)	-	3	2	2	-	2	-
Minimum clearance ¹ (feet)	-	8	8	8	-	8	-
Illumination permitted	-	Yes	Yes	Yes	-	Yes	-

NOTE:

¹ Measured from the elevation of the ground directly beneath the center of the sign to the bottommost edge of the sign.

Table 44.9E: Suspended Signs**Suspended sign: A sign attached to and supported by the underside of a horizontal plane.**

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted	-	1 per use	1 per use	1 per use	-	-	-
Maximum area (square feet)	-	8	6	6	-	-	-
Maximum height (feet)	-	3	2	2	-	-	-
Minimum clearance ¹ (feet)	-	8	8	8	-	-	-
Illumination permitted	-	No	No	No	-	-	-

NOTE:

¹ Measured from the elevation of the ground directly beneath the center of the sign to the bottommost edge of the sign.

Table 44.9F: Awning Signs

Awning sign: A sign that is part of or attached to an awning, canopy, or other fabric, plastic, or structural protective cover over a door, entrance, window, or outdoor area.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted ¹	-	1 per awning	1 per awning	1 per awning	1 per awning	1 per awning	-
Maximum height (inches)	-	6	6	6	6	6	-
Minimum clearance ² (feet)	-	8	8	8	8-	8	-
Illumination permitted	-	No	No	No	No	No	-

NOTES:

¹ Said sign shall only be permitted on the bottommost edge of the canvas, fabric, or other material to which it is applied, often referred to as the valence.

² Measured from the elevation of the ground directly beneath the center of the awning to the bottommost edge of the awning.

Table 44.9G: Window Signs

Window sign: A sign which is applied or attached to the exterior or interior of a window or is installed inside of a window within 12 inches of the window through which it can be seen.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted	-	Any	Any	Any	Any	Any	-
Maximum Area ¹	-	20%	15%	15%	20%	15%	-
Illumination permitted	-	No	No	No	No	No	-

NOTES:

¹ The maximum area of a sign shall be determined by the percentage of window area covered.

Table 44.9H: Sandwich Board Signs

Sandwich board sign: A freestanding sign that is comprised of two sign faces diverging at a 45-degree angle from their adjoined edge.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted ¹	1 per use	1 per use	1 per use	1 per use	1 per use	1 per use	1 per use
Maximum area (square feet)	6	6	6	6	6	6	6
Maximum height (feet)	4	4	4	4	4	4	4
Illumination permitted	No	No	No	No	No	No	No

NOTE:

¹ Sign must be brought in each day at the close of business.

Table 44.9I: Temporary Signs

Temporary sign: A sign which is not intended to be used for a period of time exceeding 30 days and is not attached to a building, structure, or the ground in a permanent manner.

Zoning Districts							
Requirement	R	GC	NC	VC	GM	VM	OS
Number permitted ¹	1 per use	1 per use	1 per use	1 per use	1 per use	1 per use	1 per use
Maximum area (square feet)	12	32	32	32	32	32	32
Maximum height (feet)	3	4	4	4	4	4	4
Illumination permitted	No	No	No	No	No	No	No
Maximum display time ²	30 days	30 days	30 days	30 days	30 days	30 days	30 days

NOTES:

¹ Temporary signs shall not be included in the count of total allotted signage for any lot or use.

² Maximum display time shall be limited to any given ninety-day period.

Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act (SEQRA) in the matter of the Site Plan Application for 123 Grey St, to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey Street.

WHEREAS, the applicant has filed Part 1 of the Short Environmental Assessment Form (SEAF) with this Board, a copy of which is included by reference and made a part hereof, relating to the proposed project at 123 Grey Street, East Aurora, New York, wherein the applicant, James Boglioli as agent for Benderson Development; and

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of East Aurora as Lead Agency has determined that the proposed action described in the SEAF, submitted by the applicants, for the site plan proposed to , to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey St. at 123 Grey St, as detailed in the Site Plan Application dated June 4, 2025, is classified as an Type II Action and therefore issues a Negative Declaration, that this development will not have a significant environmental impact and a Draft Environmental Impact Statement will not be required nor prepared.

The foregoing resolution was duly made by Trustee _____ and seconded by Trustee _____ and carried on August 4, 2025.

Resolution of the Village Board of East Aurora Approving the Site Plan for 123 Grey Street, applicant Benderson Development to relocate an existing exterior door to the north of Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey Street

WHEREAS, an application has been submitted for Site Plan Approval at the above referenced property by applicant Benderson Development, represented by: James Boglioli,

WHEREAS, the Village Board referred the site plan to the Planning Commission for review, comment and recommendation, and the Planning Commission resolution, recommending site plan approval, with findings and no conditions; and

WHEREAS, the Village's SEQRA Intake Committee considered the application and reviewed Part 1 of the Short Environmental Assessment Form submitted by the applicant and completed Part 2 and Part 3 thereof on behalf of the Village, and it was the recommendation of the SEQRA Committee and approved by the Village Board as a Negative Declaration, including that the proposed development plan is a Type II Action and would have no significant environmental impact; and

WHEREAS, the Village Board at a public meeting reviewed and considered further the comments and all written materials submitted by the applicant and all other information and recommendations before the Board, including minutes of prior Village Board meetings and the recommendations from the SEQRA Intake Committee and Planning Commission, and the referral and response from the Erie County Division of Planning declaring: No Recommendation; proposed action has been reviewed and determined to be of local concern; and

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

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

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

1. The Findings of Fact of the SEQRA Intake Committee, the resolution with findings of the Planning Commission, and the site plan application, all information included in the minutes taken in relation to the abovementioned Village Board and Planning Commission meetings are herein incorporated by reference, including the following findings of the Planning Commission:
 - Minor changes to exterior commercial building, all will be code-compliant
 - Landscaping improvement with noninvasive plantings
2. The Resolution of the Village Board considering the environmental impacts of the project and the issuance of a Negative Declaration of environmental significance is incorporated herein by reference.
3. The Site Plan relating to the proposed project at 123 Grey Street, East Aurora, New York, wherein the applicant proposes to to relocate an existing exterior door to the north of

Starbucks to accommodate the tenant layout and landscaping at the ingress/egresses on Grey Street, as detailed on documents submitted with the application, is hereby approved and is subject to the following additional conditions:

a.

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

The foregoing resolution was duly made by Trustee _____ and seconded by Trustee _____ and carried on August 4, 2025.



VILLAGE OF EAST AURORA

APPLICATION FOR TEMPORARY USE PERMIT

Not less than 60 days or more than 75 days before date of activity

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

Date Application Filed: _____

Date of V.B. Action: _____

Approved: _____ Disapproved: _____

Conditions of approval will be listed in the permit.

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

Please type or print legibly

Name of Organization: EAST AURORA HIGH SCHOOL

Is Organization a: not-for-profit Charitable/Service Business School Government

Name & Address of Individual Responsible: William Roberts, Principal

Phone Number: 716-627-2500 E-mail: wroberts@ea412.org

Event Name: Homecoming Parade

Date(s) of Event: 10/8/25 Time(s) of Event: 1:30 Estimated # of People: 350

Please describe activity/purpose of this event: Celebrate EA45 Homecoming

Location (include all areas of the event): Franklin Park, Main St, Maple Ave, Parkdale
(attach map)

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

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

Will this event be held entirely in the Village of East Aurora? Yes No

If no, specify: _____

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

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

Road/Lot Name(s): Main St

Date(s) of Closure: _____ Time(s): 1:30 - 2:00

Will the event include:

Parade or motorcade Yes No (If Yes, attach Map of route)

Walk or Run Yes No (If Yes, attach Map of route)

Will there be outdoor music? Yes No Time & Location: _____

Amplification: Yes No Type: Live DJ Multiple/Mixed

Will you be providing or selling alcohol? Yes No

Will people be allowed to bring alcohol? Yes No

Will there be Security Guards? Yes No Volunteers or Private Paid Entity

Please List Entity Name FANS Staff and GPO

Will there be temporary food stands? Yes No

How many? _____

Food Truck? If yes, name of vendor: _____

(additional permit required)

Will a tent or other structure be erected for the event? Yes No Size: _____

Date & Time to be installed _____ Date & Time to be removed _____

Indemnification Agreement

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



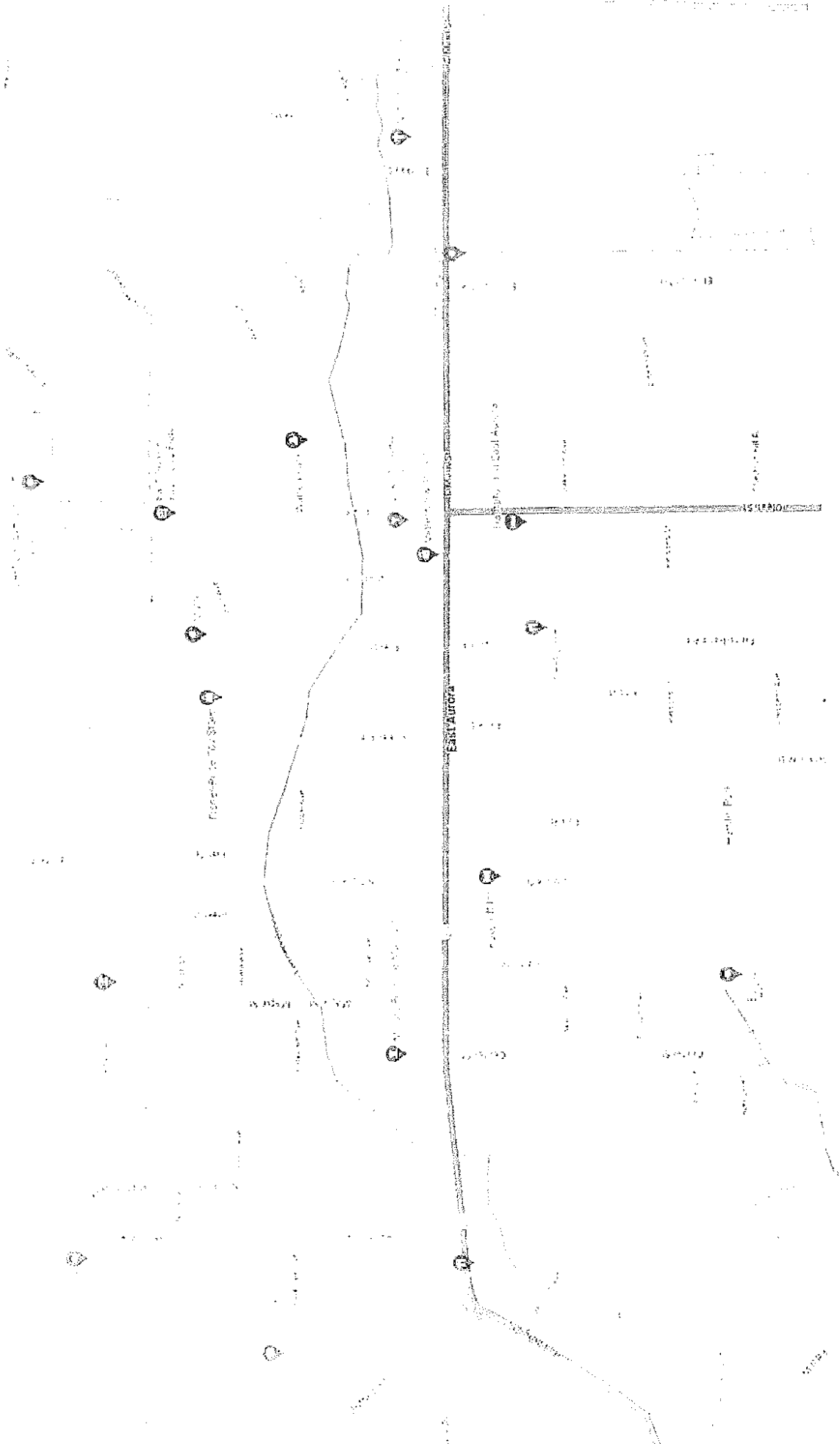
Authorized Applicant or Officer

Subscribed and sworn to before me this 22 day of July, 2025



Notary Public

SUZANNE M. CEDFELDT
Notary Public, State of New York
No. 01CE6367410
Qualified in Erie County
Commission Expires 11/20/2025





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

7/30/2025

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

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

PRODUCER Arthur J. Gallagher Risk Management Services, LLC 285 Delaware Ave Ste 4000 Buffalo NY 14202	CONTACT NAME: PHONE (A/C, No, Ext): E-MAIL ADDRESS: certrequests@ajg.com	FAX (A/C, No):
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A : Utica National Insurance Company of Ohio		13998
INSURER B :		
INSURER C :		
INSURER D :		
INSURER E :		
INSURER F :		

COVERAGES **CERTIFICATE NUMBER:** 1768402225 **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y		CPP4051326	7/1/2025	7/1/2026	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 3,000,000 PRODUCTS - COMP/OP AGG \$ 3,000,000 \$
A	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			BAC4051327	7/1/2025	7/1/2026	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$ 10,000			CULP4055492	7/1/2025	7/1/2026	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y / N <input type="checkbox"/>	N / A				PER STATUTE <input type="checkbox"/> OTH-ER <input type="checkbox"/> E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
Village of East Aurora is included as additional insured on the General Liability under form number 8E3042(NY) as required per written agreement as respects to Celebrate EAHS Homecoming Parade on October 3rd, 2025.

CERTIFICATE HOLDER**CANCELLATION**

Village of East Aurora
585 Oakwood Avenue
East Aurora NY 14052

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

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VILLAGE OF EAST AURORA

APPLICATION FOR TEMPORARY USE PERMIT

Not less than 60 days or more than 75 days before date of activity\$25.00 Application Fee \$50.00 Permit Fee \$100.00 Mailer Fee (300 feet for road/public parking lot closure and/or outdoor music) Date Application Filed: 7/30/25Date of V.B. Action: Approved: Disapproved:

Conditions of approval will be listed in the permit.

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

Please type or print legibly

Name of Organization: Roycroft Campus CorpIs Organization a: not-for-profit Charitable/Service Business School GovernmentName & Address of Individual Responsible: KATHLEEN FLYNN, 31 South Grove St., East AuroraPhone Number: 655-0264 E-mail: KFlynn@roycroftcampuscorp.comEvent Name: Roycroft Campus Fall FestivalDate(s) of Event: Oct. 6/7/8 Time(s) of Event: 10am-5pm Estimated # of People: 2000Please describe activity/purpose of this event: Roycroft Fall Festival on Campus GroundsLocation (include all areas of the event): Map Attached
(attach map)Will this event be donating a portion of proceeds to one or more charities and publicizing that in promotional material? Yes NoIf yes, list charities and the percentage of proceeds to be donated: Will this event be held entirely in the Village of East Aurora? Yes NoIf no, specify: Will the event include more than one vendor/organization? Yes No (if Yes, attach list of vendors/participants)Will the event involve a street or parking lot closure/usage? Yes No If yes, please note:Road/Lot Name(s): All parking lots on the Roycroft CampusDate(s) of Closure: Oct. 3-5 Time(s): 5pm-5pm

Will the event include:

Parade or motorcade Yes No

(If Yes, attach Map of route)

Walk or Run Yes No

(If Yes, attach Map of route)

Will there be outdoor music? Yes NoTime & Location: Amplification: Yes NoType: Live DJ Multiple/MixedWill you be providing or selling alcohol? Yes NoWill people be allowed to bring alcohol? Yes NoWill there be Security Guards? Yes No Volunteers or Private Paid EntityPlease List Entity Name Will there be temporary food stands? Yes NoHow many? 3-5Food Truck? If yes, name of vendor: MAINE BITE'S, World of Desserts, SWEET MINIS

(additional permit required)

Will a tent or other structure be erected for the event? Yes No Size: multiple 10x10 EatsDate & Time to be installed: Friday, Oct. 3rd 12pm Date & Time to be removed: Sunday, Oct. 5th 5pm

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

Please describe: vegans will be setting up & tearing down booths

Set up Date: Oct 3 Time: 12 pm

Clean up Date: Oct 5 Time: 5 pm

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

Do you have a **Recycling Plan**? Yes ☒ No ☐ Please describe:

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

Will a **dumpster** be used? ☒ Yes ☐ No ☐ If yes, location: BEHIND Copper Shop

Will there be **portable lavatories**? Yes ☒ No ☐ How Many?
Location(s):

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

What is the source of **electricity**, if applicable? N.A.

Please list any extras e.g. Light show, loudspeakers, decorations, paints, or dyes:

NONE

Police Services Requested:

(Crossing Guards may be required dependent upon event and is a decision of the Police Department)

DPW Services Requested:

Fire/Other:

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

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

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

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

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

Police Department: Conditions/Comments

Dept of Public Works: Conditions/Comments

Fire Dept/Disaster Coordinator: Conditions/Comments

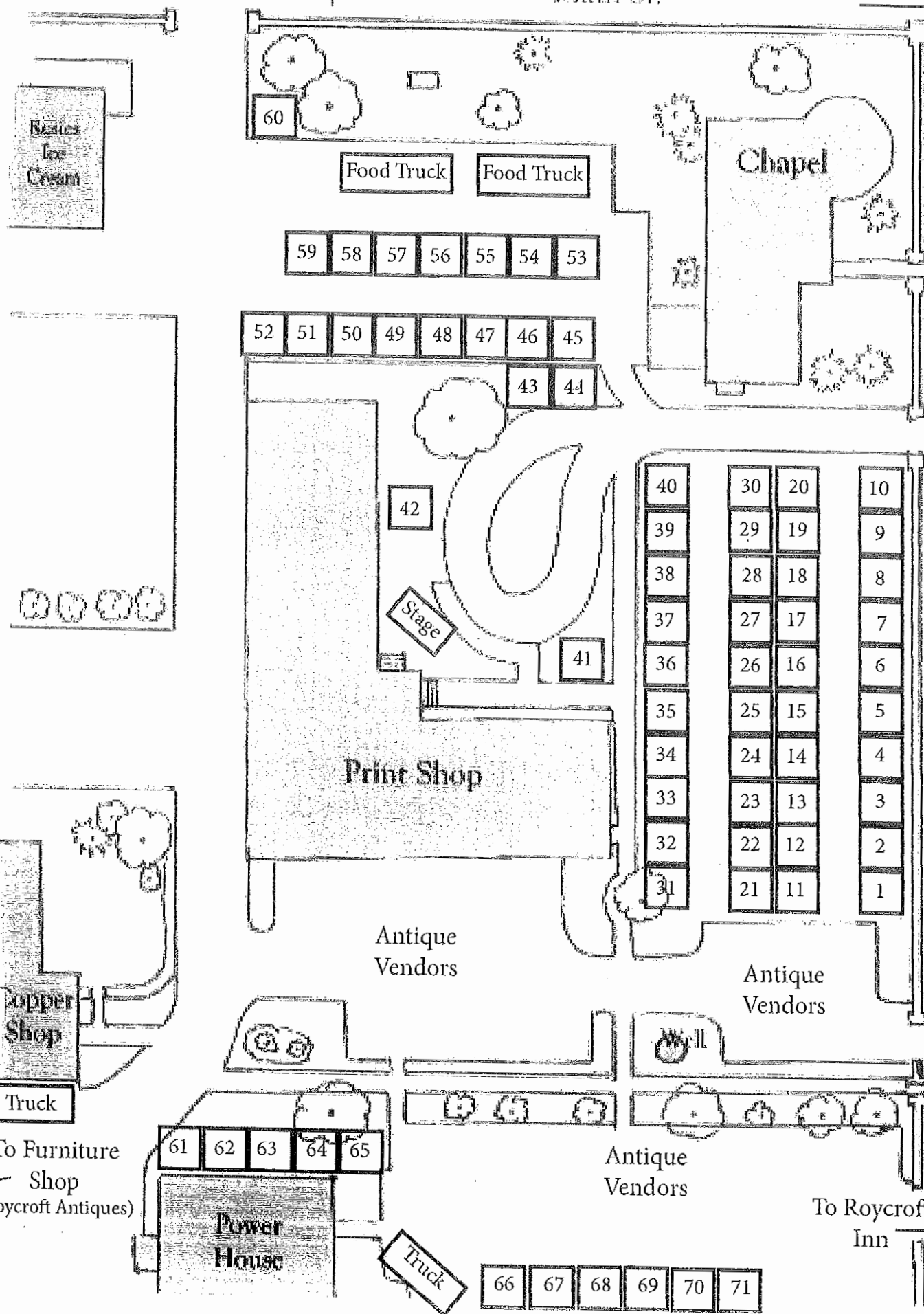
Sign Permits are to be obtained from the Town of Aurora Building Department 575 Oakwood Ave, 716.652.7591

Clerk Shared/Forms/Village Permit Application Forms/Application Temporary Use Permit

To E.A. Art Society Show
(E.A. Middle School)

To RALA Show
(Classic Rink)

Main St.





CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

8/9/2024

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

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PRODUCER Arthur J. Gallagher Risk Management Services, LLC 285 Delaware Avenue, Suite 4000 Buffalo NY 14202	CONTACT NAME: Client Service Team PHONE (A/C, No, Ext): 800-716-8314 FAX (A/C, No): 855-595-4605 E-MAIL ADDRESS: GGB.BU2.CL.Srv@ajg.com
INSURED Roycroft Campus Corporation 31 South Grove Street East Aurora NY 14052	INSURER(S) AFFORDING COVERAGE INSURER A: Great Northern Insurance Co. INSURER B: Federal Insurance Company INSURER C: Hartford Accident and Indemnity Company INSURER D: INSURER E: INSURER F:

COVERAGES **CERTIFICATE NUMBER:** 1655740864 **REVISION NUMBER:**

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

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC <input type="checkbox"/> OTHER:	Y	Y	36072784	9/8/2023	9/8/2024	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COMP/OP AGG \$2,000,000 \$
B	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY	Y	Y	73623863	9/8/2023	9/8/2024	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input type="checkbox"/> DED <input checked="" type="checkbox"/> RETENTION \$10,000	Y	Y	78194752	9/8/2023	9/8/2024	EACH OCCURRENCE \$5,000,000 AGGREGATE \$5,000,000 \$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N N	N/A	01WECAF0PVF	3/16/2024	3/16/2025	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$500,000 E.L. DISEASE - EA EMPLOYEE \$500,000 E.L. DISEASE - POLICY LIMIT \$500,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
RE: Fall Festival Oct 5-6 2024

Village of East Aurora is included as an Additional Insured under the General Liability if required by written contract.

CERTIFICATE HOLDER

Village of East Aurora
585 Oakwood Avenue
East Aurora NY 14052

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

AUTHORIZED REPRESENTATIVE

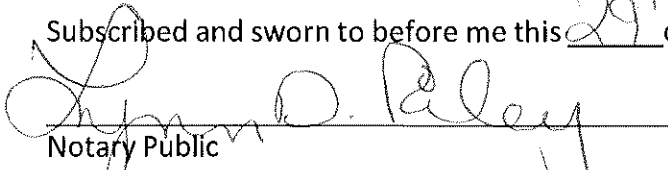
© 1988-2015 ACORD CORPORATION. All rights reserved.

Indemnification Agreement

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


Authorized Applicant or Officer

Subscribed and sworn to before me this 29th day of July, 2025


Notary Public

LYNN D. RILEY
Notary Public, State of New York
Qualified in Erie County
Commission Expires
November 8, 2025

RESOLUTION TO AUTHORIZE A TRANSFER
FROM THE CAPITAL RESERVE FOR HIGHWAY EQUIPMENT

WHEREAS, the Reserve for Highway Equipment was established to fully or partially fund the purchase of highway vehicles and equipment, and

WHEREAS, the Village desires to purchase a new sidewalk plow at a cost of \$220,000,

THEREFORE, be it RESOLVED, that the Village Board wishes to authorize an amount not to exceed \$200,000.00, to be transferred from the Reserve for Highway Equipment to the General Fund account, A5110.200, to be applied towards the purchase cost of the sidewalk plow, and further

BE IT RESOLVED, that this RESOLUTION is subject to permissive referendum

July 11, 2025

Town Clerk

The Aurora Municipal Center

575 Oakwood Avenue

East Aurora, New York 14052

Subject: TUOKA BUFFALO INC. – Beer & Wine License Application

Dear **Martha L. Libroek**,

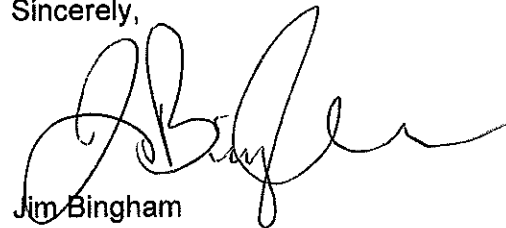
My name is Jim Bingham, and I am writing to you on behalf of my client, Touka Buffalo Inc, located at 16 Buffalo Rd East Aurora NY 14052.

To expedite the approval process for the full liquor license, I respectfully request two items: a Town timestamp acknowledging receipt of the enclosed 30-Day Local Municipality Notice for this new liquor license application, and a formal waiver letter for the customary 30-day notice period.

This written waiver is crucial as it will enable us to promptly submit my client's full liquor license application (covering beer, and wine) to the New York State Liquor Authority without delay.

Thank you for your prompt attention to this matter. Please feel free to contact me directly with any questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Bingham', with a stylized, cursive script.

Jim Bingham

Enclosure: 30-Day Local Municipality Notice for Touka Buffalo Inc (Beer & Wine License)

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 Sent: 07/28/2025 1a. Delivered by: Certified Mail Return Receipt Requested

2. Select the type of Application that will be filed with the Authority for an On-Premises Alcoholic Beverage License:

For premises outside the City of New York:

☒ New Application ☐ Removal ☐ Class Change

For premises in the City of New York:

☐ New Application ☐ New Application and Temporary Retail Permit ☐ Temporary Retail Permit ☐ Removal

☐ Class Change ☐ Method of Operation ☐ Corporate Change ☐ Renewal ☐ Alteration

For New and Temporary Retail Permit 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

Please include all documents as noted above. Failure to do so may result in disapproval of the application.

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: The Aurora Municipal Center 575 Oakwood Avenue East Aurora, New York 14052

Applicant/Licensee Information:

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

5. Applicant or Licensee Name: TUOKA BUFFALO INC

6. Trade Name (if any): Touka Sushi & Hibachi

7. Street Address of Establishment: 16 Buffalo Rd

8. City, Town or Village: East Aurora, NY Zip Code: 14052

9. Business Telephone Number of applicant/ Licensee: (716) 655-8888

10. Business E-mail of Applicant/Licensee: toukabuffalo@gmail.com

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/cook ☒ Menu meets legal minimum food requirements; food prep area required

13. Type of Establishment: Bar/Tavern

☐ Seasonal Establishment ☐ Juke Box ☐ Disc Jockey ☒ Recorded Music ☐ Karaoke

14. Method of Operation: (check all that apply) ☐ 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: ☐ None ☒ Patio or Deck ☐ Rooftop ☐ Garden/Grounds ☐ Freestanding Covered Structure
(check all that apply) ☐ Sidewalk Cafe ☐ Other (specify): _____

OFFICE USE ONLY

☐ Original☐ Amended

Date _____

49

16. List the floor(s) of the building that the establishment is located on:

1

17. List the room number(s) the establishment is located in within the building, if appropriate:

7

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:

Name

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:

Lin Feng

23. Building Owner's Street Address:

92 Jasmine Ave

24. City, Town or Village:

Buffalo

State:

NY

Zip Code:

14224

25. Business Telephone Number of Building Owner:

716-655-8888

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:

Jim Bingham

27. Representative/Attorney's Street Address:

PO BOX 26257

28. City, Town or Village:

Rochester

State:

NY

Zip Code:

14626

29. Business Telephone Number of Representative/Attorney:

585.683.9647

30. Business E-mail Address of Representative/Attorney:

licenseapproval@gmail.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:

Michael Lin

Title:

President

Principal Signature:

