

AGENDA
Village Board of East Aurora
August 18, 2025, Regular Meeting at 7 pm

1. CALL MEETING TO ORDER

- A. Pledge of Allegiance
- B. Roll Call
- C. Approval of Minutes of Village Board Meeting for August 4, 2025
- D. Approve the payment of the abstract for August 18, 2025, for the 2025/2026 fiscal year with a total of \$508,709.99

2. SPEAKERS & COMMUNICATIONS (I)

3. PUBLIC HEARINGS

- A. Consider a Local Law to amend §240 of the Village Code - Trees
- B. Consider a Local Law regulating the use of Electric/motorized scooters and bikes.
- C. Consider a Local Law to amend §285-44 Sign Regulations.
- D. Consider a local law to extend the Moratorium on unnecessary tree trimming in the Village.

4. OFFICIAL CONSIDERATIONS

- A. Approve a Local Law to amend §240 of the Village Code – Trees
- B. Approve a Local Law regulating the use of electric/motorized scooters and bikes.
- C. Approve a Local Law extending the moratorium on unnecessary tree trimming in the village
- D. Set a Public Hearing for September 15, 2025, to consider a Special Use Permit for Feng Lin at 16 Buffalo Rd to remove the existing kitchen from the old Wild Ginger location and connect this space with the Touka Kitchen.
- E. Set a Public Hearing for September 15, 2025, to consider an amended Special Use Permit, Nathan & Chelsea Root of Left Coast Taco at 54 Elm St, to expand their restaurant into the former furniture fabrication area, approval to use the attached arcade permanently, and for outdoor music during the summer.
- F. Set a Public Hearing for September 15, 2025, to consider a Site Plan Application, Nathan & Chelsea Root of Left Coast Taco at 54 Elm St, to add an 8'x20' shipping container behind the building that will house an arcade, and it will be connected to the building by an 8'x8' entryway.
- G. Set a Public Hearing for September 15, 2025, to consider a Site Plan Application, Jennifer Greene at 400 Quaker Rd, to construct an existing commercial building addition, parking lot expansion, and stormwater measures.
- H. Refer to the Planning Commission, September 9, 2025, a Special Use Permit, Michael Bowen of Cluck Cluck Moo Moo at 597 Oakwood Ave, for a dine-in and take-out restaurant and no outdoor seating.
- I. Approve a determination to either conduct an uncoordinated review (where the Town decides on its portion of the project only and the Village decides on its portion of the project) or to declare Lead Agency for the site plan application for the 400 Quaker Rd projects?
- J. Appoint Adam Bove to the position of Mechanic at the DPW to start August 18, 2025
- K. Permission to advertise for a bid to have the DPW roof repaired.
- L. Permission to set a public hearing on September 15, 2025 to amend the Village Code Chapter §214 Solid Waste.
- M. Award _____ as the Village's vendor for Refuse and Recycling Services from the Request for Proposal submissions.

5. NEW BUSINESS

6. OLD BUSINESS

7. SPEAKERS & COMMUNICATIONS (II)

8. DEPARTMENT HEAD REPORT

9. ADJOURNMENT

**VILLAGE OF EAST AURORA
VILLAGE BOARD MEETING
August 4, 2025 - 7:00 PM**

Present:

Trustee Lazickas
Trustee Cameron
Trustee Flynn
Trustee Scheer
Mayor Mercurio

Absent:

Trustee Viger
Trustee Rabey

Also Present:

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

22 Members of the public

A Motion by Trustee Cameron to approve the Village Board minutes for July 21, 2025, seconded by Trustee Flynn and carried with unanimous approval.

Trustee Lazickas moved to approve the payment of Abstract for August 04, 2025 with a total of \$247,465.73, seconded by Trustee Scheer and carried by unanimous approval.

SPEAKERS AND COMMUNICATIONS (I)

- David Moore- He came as the triple great-grandson of Cicero Hamlin and wanted to thank the Village Board, especially Trustee Lazickas, for the plaque honoring her. Trustee Lazickas explained about the memorial and about why they are honoring him. He thanked everyone involved. Clerk-Treasurer Jerackas asked if the board to consider the resolution David wanted passed. Trustee Lazickas said that he checked with Village Attorney Trapp, and he stated that the Village Board Members' agreement was good enough. Mayor Mercurio asked who did the fact-checking. Trustee Lazickas said that it was Village Historian Rob Goller and additional people who checked the grammar.
- Holly Maciewski- 218 Center Street- She asked if the application for tree work for residents can have the fee waived for residents. Clerk-Treasurer Jerackas said that the application is not for residents because residents do not work on street trees. Holly asked if Jared, the arborist, was involved in the ordinance. General Foreman Stoll confirmed that he reviewed it with him. Holly asked if there is an updated report on which street trees and which streets have been completed from NYSEG or Go Netspeed. General Foreman Stoll said that he would ask and get it for her if he was able to obtain it.

PUBLIC HEARINGS

- A Motion by Trustee Lazickas, to open the Public Hearing at 7:15 pm to 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, seconded by Trustee Cameron and carried with unanimous approval.
 - The applicant reviewed the project and is working to clean things up for new tenants.
 - Tony Rosati-461 Griggs Pl- He asked if Benderson could address the stoplight issue; the applicant will look into that.
 - Jesse Griffis-Village Tree Board- He asked if the Village can request that the applicant use native bushes, trees, and shrubs in landscaping. The applicant said that he is willing to look into the native list of plants for this area. Mayor Mercurio asked if General Foreman Stoll and the Village Arborist would approve the plants with a consultation and the Tree Board, and he agreed.
 - Nancy Smith- She is happy with Benderson considering this change.

A Motion by Trustee Lazickas to close the public hearing at 7:26 pm, seconded by Trustee Flynn, and carried with unanimous approval.

- A Motion by Trustee Lazickas, to open the Public Hearing at 7:26 pm to Consider an application for Holly Kahler of 357 Mill Rd, for a permit to keep other than household pets, to have 6 hens, for six hens, seconded by Trustee Scheer and carried with unanimous approval.
 - Mayor Mercurio verified that the applicant was given the option for signatures; it was stated that they were informed.

A Motion by Trustee Lazickas to close the public hearing at 7:27 pm, seconded by Trustee Cameron, and carried with unanimous approval.

- A Motion by Trustee Cameron, to open the Public Hearing at 7:27 pm to consider a Local Law to amend §240 of the Village Code - Trees, seconded by Trustee Lazickas and carried with unanimous approval.
 - Clerk-Treasurer Jerackas reviewed the proposed changes. Mayor Mercurio said that he believes that the Village Board needs more time to review the edits given. He said he would like to have a work session on August 18th at 6 pm. Mayor Mercurio said that there was no size of the tree mentioned in 240-5 C-4 and would like more clarification.
 - Jesse Griffis- Village Tree Board- He asked Village Attorney Trapp about the verbiage, and the Village Board had a discussion. Village Attorney Trapp explained that this is why extra verbiage was added. Jesse asked about the application and residents using it, and Clerk-Treasurer Jerackas reviewed that homeowners should call the DPW, and our DPW would take care of it. Jesse asked why there are three classes of tree sizes. Deputy Village Attorney Trapp explained that this is to eliminate putting trees under the lines that allow for a full tree and stop under the lines that have lower lines. Village Attorney Trapp said that cable companies put them low. Jesse said that he would like to see two sizes instead of three and asked for clarity on section 240 6F.
 - Holly Maciejewski- 218 Center- She said she spoke with Robert Perkins, and he told her that Verizon is the lowest on the pole and stated that the one lowest on the pole has to remove the old pole.
 - Nancy Smith- She thanked the Village Board and had comments on the work permit. She said around electric wires it should be 6x6x6x10, not 12, and will add a diagram in the instruction section. She said that the notes were not just from her but from the Tree Task Force, which includes Jesse. She also spoke of using words may vs will.

- Chris Miller- 2 Woodbrook Dr- He thanked the Village Board for approving his application to become a member of the Village Tree Board. He said that he wanted two better definitions of what a tree is, and read his email as follows:
 - a. A "tree" is a perennial woody plant that typically has a single main stem or trunk, growing to a height of at least 10 to 15 feet (3 to 4.5 meters) at maturity, with a distinct crown of foliage formed by branches that arise from the trunk at some distance above ground level.
 - b. A woody plant with a single axis (trunk) emerging from the ground and acquiring a minimum height of 10 feet at maturity.

The Public Hearing will remain open.

- Reopen the Public Hearing to Consider a Local Law regulating the use of Electric/motorized scooters and bikes
 - Mayor Mercurio asked if the Village Bike Board had a meeting. Clerk-Treasurer Jerackas responded that the Village Bike Board has the draft but has yet to set a meeting.
 - John Hanns- 118 Sycamore St- He said that Class 3 e-bikes were not included in the original drafts but is now included He asked about Class 4 e-bikes and what they are. Village Attorney Trapp said that he found out about them during his research. Mr. Hanns asked about the Class 3 and 4 e-bikes being illegal. Trustee Cameron said that we are trying to align with the NY State law. Mr. Hanns asked about the penalties. Police Chief Welch said that Class 3 e-bikes are illegal whether the Village Board passes this or not and they are just mirroring the current state law. Village Attorney Trapp said that certain provisions in the law only apply to people under the age of 16. Mr. Hamm.

The Public Hearing will remain open.

- Reopen the Public Hearing to Consider a Local Law to amend §285-44 Sign Regulations.
 - Mayor Mercurio gave an update on the work session for this topic.
 - Tony Rosati- 461 Griggs Pl- He wanted to have the law express more clarification on election signs. Village Attorney Trapp said he would review the correct wording for that.

The Public Hearing will remain open.

OFFICIAL CONSIDERATIONS

- Resolution of the Village of East Aurora of a Determination of Non-Significance pursuant to the State Environmental Quality Review Act (SEQRA) in the matter of the Site Plan Application for 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 Scheer and seconded by Trustee Lazickas 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 above-mentioned 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 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. Request that the applicant reviews with the Village of East Aurora Department of Public Works via the tree board the uses NY State native plants.

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 Lazickas and seconded by Trustee Flynn and carried on August 4, 2025.

- The Village Board discussed making a condition versus a recommendation for using native plants.
- A motion by Trustee Lazickas, to Approve an application for Holly Kahler of 357 Mill Rd for a permit to keep other than household pets, to have 6 hens, seconded by Trustee Scheer, and unanimously approved
 - Mayor Mercurio said that there can be no roosters and that it must be kept clean.
- A motion by Trustee Cameron, to 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, seconded by Trustee Lazickas, and unanimously approved.
- A motion by Trustee Flynn, to 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, seconded by Trustee Lazickas, and unanimously approved.
- A motion by Trustee Lazickas to Approve a **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

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

Trustee Lazickas - Aye

Trustee Flynn - Aye

Trustee Cameron - Aye

Trustee Scheer – Aye

Trustee Viger- Absent

Trustee Rabey- Absent

Mayor Mercurio – Aye

- Trustee Lazickas asked how old the equipment was. General Foreman Stoll replied that it was 20 years old. Clerk-Treasurer Jerackas said that the sidewalk plow was the number one item on the capital plan to be bought.
- A motion by Trustee Lazickas, to set a public hearing on August 18, 2025, to consider extending the moratorium on unnecessary tree trimming in the village, seconded by Trustee Cameron, and unanimously approved.
- A motion by Trustee Lazickas, to give Permission for the DPW to take down the barrel barn and roof trainer as requested by the Fire Chief, seconded by Trustee Flynn, and unanimously approved.

NEW BUSINESS

- **30-day Liquor License Notice for Touka Buffalo, Inc. – 16 Buffalo Rd** – Village Board has no issues

OLD BUSINESS

SPEAKERS AND COMMUNICATIONS (II)

Department Head and Trustee Reports

Police Chief – He said that they have Lieutenant O’Hara as a trainer for the ERT program. He said that special events are going ok and that they are still looking into a vendor for crossing guard services. He said that Lieutenant Waldron and Officer Denz went to Rochester to learn about e-bike laws, ordered literature and are educating people in the community. He said that he reached out to the DOT with no response for the flashing crosswalk signs, but they say that they are working on it.

Streets Foreman – He said that the playground parts have been ordered. He said that the Park Place water main has been installed and residents seem to be impressed. He said that the DPW is out with the chipper and that when rec is done, they will continue with trees in Hamlin Park.

Code Enforcement – none

Village Administrator- none

Clerk Treasurer- She said that General Foreman Stoll and I met with the engineers about the water system plan, which could help us obtain grants to improve our water system.

Trustee Lazickas- Thanked everyone again about the plaque and all the work that went into it.

Trustee Scheer- none

Trustee Cameron – none

Trustee Flynn- She thanked Police Chief Welch for his work on the crosswalk signs.

Mayor Mercurio- He thanked the Village Board for continuing to have work sessions about the Local Laws. He said that he enjoyed a free show from the Aurora Players. He also said that he walked with General Foreman Stoll by the water tank to look at drainage issues. He announced that the Village has received a \$50,000 Erie County Planning Grant for a feasibility study for senior housing for the land on Girard.

EXECUTIVE SESSION-

A motion by Trustee Lazickas to open an executive session at 8:24 pm for a legal update with regard to a potential personnel action of a particular employee, seconded by Trustee Flynn, and unanimously approved.

A motion by Trustee Lazickas to close the executive session at 9:18 pm, seconded by Trustee Cameron and unanimously approved.

ADJOURNMENT

A Motion was made by Trustee Lazickas to adjourn the meeting at 9:18 pm. Seconded by Trustee Scheer and unanimously carried.

Respectfully submitted,

Maureen Jerackas
Village Clerk-Treasurer



Village of East Aurora, NY

Expense Approval Report 8/18/25
By Vendor Name

Payable Dates 8/13/2025 - 8/18/2025 Post Dates 8/13/2025 - 8/18/2025

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Account Name | Purchase Order Number | Amount |
|---|------------------------------|--------------|---|----------------|-------------------------------|-----------------------|------------------|
| Vendor: 10032 - ADMAR SUPPLY CO.,INC. | | | | | | | |
| invBU2104004/2103117 | ADMAR SUPPLY CO.,INC. | 08/18/2025 | light tower rental/fuel | A.5.7550.0470 | CELEBRATIONS - OPERATING... | | 688.80 |
| Vendor 10032 - ADMAR SUPPLY CO.,INC. Total: | | | | | | | 688.80 |
| Vendor: 10033 - ADVANCED ALARM | | | | | | | |
| 0104557 | ADVANCED ALARM | 08/18/2025 | Service call reset camera 7/21/25 | A.5.3120.0420 | POLICE DEPT - MAINT. SERVI... | | 47.00 |
| 0104557 | ADVANCED ALARM | 08/18/2025 | Service call reset camera 7/21/25 | A.5.3420.0420 | POLICE & FIRE DISPATCH - M... | | 47.00 |
| 0104897 | ADVANCED ALARM | 08/18/2025 | Fire inspection 7/23, devices tested | A.5.3120.0420 | POLICE DEPT - MAINT. SERVI... | | 83.75 |
| 0104897 | ADVANCED ALARM | 08/18/2025 | Fire inspection 7/23, devices tested | A.5.3420.0420 | POLICE & FIRE DISPATCH - M... | | 83.75 |
| Vendor 10033 - ADVANCED ALARM Total: | | | | | | | 261.50 |
| Vendor: 10069 - Amherst Alarm Inc. | | | | | | | |
| inv 6832794 | Amherst Alarm Inc. | 08/18/2025 | connect one service eafd | A.5.3410.0420 | FIRE DEPT - DEPT SUPPLIES | | 994.08 |
| Vendor 10069 - Amherst Alarm Inc. Total: | | | | | | | 994.08 |
| Vendor: 10130 - BARTON & LOGUIDICE | | | | | | | |
| 2025000319B | BARTON & LOGUIDICE | 08/18/2025 | General Services | A.5.1440.0410 | ENGINEER SVCS - ENGINEERI... | 2025000319 | 1,309.50 |
| 2026000044B | BARTON & LOGUIDICE | 08/18/2025 | DPW Garage Roof Replacement Project | H.5.1620.0042 | DPW Roof Upper | 2026000044 | 12,625.00 |
| Vendor 10130 - BARTON & LOGUIDICE Total: | | | | | | | 13,934.50 |
| Vendor: 10134 - BATTERY POST, INC. | | | | | | | |
| inv 80 | BATTERY POST, INC. | 08/18/2025 | batteries for Village bldgs | A.5.1620.0420 | BUILDINGS - MAINT & REPAI... | | 309.70 |
| inv 80 | BATTERY POST, INC. | 08/18/2025 | batteries for Village bldgs | A.5.1640.0420 | CENTRAL GARAGE - MAINT &... | | 57.90 |
| Vendor 10134 - BATTERY POST, INC. Total: | | | | | | | 367.60 |
| Vendor: 10174 - BRENNTAG NORTH AMERICA, INC. | | | | | | | |
| invBLN25-879408 | BRENNTAG NORTH AMERICA, INC. | 08/18/2025 | DPW vehicle oil | A.5.1640.0450 | CENTRAL GARAGE - GASOLIN... | | 459.55 |
| Vendor 10174 - BRENNTAG NORTH AMERICA, INC. Total: | | | | | | | 459.55 |
| Vendor: 10229 - Charter Communications | | | | | | | |
| 142218801080125 | Charter Communications | 08/18/2025 | SPECTRUM 400 PINE ST ACCT 142 AUGUST 2025 | A.5.1480.0410 | PUBINFO SVCS-PUB INFO SUP.. | | 160.00 |
| Vendor 10229 - Charter Communications Total: | | | | | | | 160.00 |

Expense Approval Report 8/18/25

Payable Dates: 8/13/2025 - 8/18/2025 Post Dates: 8/13/2025 - 8/18/2025

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Account Name | Purchase Order Number | Amount |
|--|-----------------------------------|--------------|---|----------------|--|-----------------------|-------------------|
| Vendor: 10248 - CLEAN MD COMMERCIAL CLEANING INC. | | | | | | | |
| inv 18420 | CLEAN MD COMMERCIAL CLEANING INC. | 08/18/2025 | monthly cleaning 7/10-8/9/25 | A.5.3410.0470 | FIRE DEPT - JANITORIAL SUPP... | | 698.14 |
| Vendor 10248 - CLEAN MD COMMERCIAL CLEANING INC. Total: | | | | | | | 698.14 |
| Vendor: 11338 - COMPLETE TABLET SOLUTIONS, LTD | | | | | | | |
| 2026000054 | COMPLETE TABLET SOLUTIONS, LTD | 08/18/2025 | EAFD 3 ipads | A.5.3410.0200 | FIRE DEPT - EQUIP | 2026000054 | 1,469.97 |
| Vendor 11338 - COMPLETE TABLET SOLUTIONS, LTD Total: | | | | | | | 1,469.97 |
| Vendor: 10282 - CORR DISTRIBUTORS, INC. | | | | | | | |
| inv 152190 | CORR DISTRIBUTORS, INC. | 08/18/2025 | janitorial supplies | A.5.1620.0470 | BUILDINGS - DEPARTMENTAL... | | 47.09 |
| inv 152190 | CORR DISTRIBUTORS, INC. | 08/18/2025 | janitorial supplies | A.5.1640.0470 | CENTRAL GARAGE - DEPART... | | 47.09 |
| inv 152190 | CORR DISTRIBUTORS, INC. | 08/18/2025 | janitorial supplies | A.5.7140.0420 | PLAYGROUNDS & REC CTRS. - ... | | 481.70 |
| Vendor 10282 - CORR DISTRIBUTORS, INC. Total: | | | | | | | 575.88 |
| Vendor: 10286 - COUNTY LINE STONE | | | | | | | |
| 17534REV | COUNTY LINE STONE | 08/18/2025 | blacktop | A.5.5110.0420 | STREET MAINT - ROAD MATE... | | 3,506.68 |
| 17534REV | COUNTY LINE STONE | 08/18/2025 | blacktop & Park Place stone#1 | F.5.8340.0420 | TRANSFS & DIST - MAINT & R... | | 2,141.48 |
| 2026000015 | COUNTY LINE STONE | 08/18/2025 | Hot Patch/Stone | A.5.5110.0420 | STREET MAINT - ROAD MATE... 2026000015 | | 9,243.58 |
| 2026000015 | COUNTY LINE STONE | 08/18/2025 | stone | F.5.8340.0470 | TRANSFS & DIST - SUPPLIES &.. | | 9,734.98 |
| inv 17344/17407 | COUNTY LINE STONE | 08/18/2025 | blacktop- Sycamore, Ridge, and Martin Streets | A.5.5112.0200 | CHIPS STREET IMPROVEMEN... | | 103,951.59 |
| Vendor 10286 - COUNTY LINE STONE Total: | | | | | | | 128,578.31 |
| Vendor: 10318 - DELACY FORD | | | | | | | |
| 25T266 | DELACY FORD | 08/18/2025 | 24 Ford explorer, 25 F-150 | A.5.3120.0210 | POLICE DEPT - VEHICLES | | 98,127.00 |
| Vendor 10318 - DELACY FORD Total: | | | | | | | 98,127.00 |
| Vendor: 10348 - E J PRESCOTT, INC. | | | | | | | |
| 2026000035 | E J PRESCOTT, INC. | 08/18/2025 | July - water supplies | F.5.8340.0470 | TRANSFS & DIST - SUPPLIES &.. 2026000035 | | 1,943.18 |
| 6520504/6520185/6519702/... | E J PRESCOTT, INC. | 08/18/2025 | Park Place water | F.5.8340.0420 | TRANSFS & DIST - MAINT & R... | | 3,145.84 |
| inv6516693 | E J PRESCOTT, INC. | 08/18/2025 | Church St Bridge | F.5.8340.0420 | TRANSFS & DIST - MAINT & R... | | 7,914.24 |
| Vendor 10348 - E J PRESCOTT, INC. Total: | | | | | | | 13,003.26 |
| Vendor: 10354 - EAPD PETTY CASH | | | | | | | |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | breakfast for prisone... | A.5.3120.0403 | POLICE DEPT - OFFICE SUPPLI... | | 9.55 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | lunch for prisoner 10/31/24 | A.5.3120.0403 | POLICE DEPT - OFFICE SUPPLI... | | 12.39 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | Parking for ERPO mtg 6/24/24 | A.5.3120.0440 | POLICE DEPT - TRAINING, TR... | | 4.00 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | parking for chiefs mtg 7/15/24 | A.5.3120.0440 | POLICE DEPT - TRAINING, TR... | | 14.50 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | water for range 6/24/25 | A.5.3120.0470 | POLICE DEPT - DEPTAL SUPPL... | | 5.00 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | water for range 9/24/24 | A.5.3120.0470 | POLICE DEPT - DEPTAL SUPPL... | | 5.94 |
| 6/24/24 - 7/3/25 | EAPD PETTY CASH | 08/18/2025 | water for July 3rd. | A.5.3120.0470 | POLICE DEPT - DEPTAL SUPPL... | | 7.45 |
| Vendor 10354 - EAPD PETTY CASH Total: | | | | | | | 58.83 |

Expense Approval Report 8/18/25

Payable Dates: 8/13/2025 - 8/18/2025 Post Dates: 8/13/2025 - 8/18/2025

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Account Name | Purchase Order Number | Amount |
|--|-------------------------|--------------|--|----------------|------------------------------|-----------------------|-----------------|
| Vendor: 10357 - EAST AURORA ADVERTISER | | | | | | | |
| JULY 2025 LEGAL NOTICES | EAST AURORA ADVERTISER | 08/18/2025 | JULY 2025 LEGAL NOTICES | A.5.1325.0410 | VILLAGE ADMIN - LEGAL NOT... | | 66.22 |
| Vendor 10357 - EAST AURORA ADVERTISER Total: | | | | | | | 66.22 |
| Vendor: 10403 - ERIE COUNTY COMPTROLLER | | | | | | | |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 571 PINE ST | A.5.1620.0432 | BUILDINGS - GAS | | -225.94 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 571 PINE ST | A.5.1620.0432 | BUILDINGS - GAS | | 111.83 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 571 PINE ST | A.5.1620.0432 | BUILDINGS - GAS | | 80.82 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 571 MAIN ST | A.5.1620.0432 | BUILDINGS - GAS | | 23.57 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 400 PINE ST | A.5.1640.0432 | CENTRAL GARAGE - GAS | | 262.77 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 400 PINE ST | A.5.1640.0432 | CENTRAL GARAGE - GAS | | -533.66 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 400 PINE ST | A.5.1640.0432 | CENTRAL GARAGE - GAS | | 26.34 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 400 PINE ST | A.5.1640.0432 | CENTRAL GARAGE - GAS | | 164.67 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 33 CENTER ST | A.5.3410.0432 | FIRE DEPT - GAS | | 109.60 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 33 CENTER ST | A.5.3410.0432 | FIRE DEPT - GAS | | 47.89 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 218 S GROVE ST | A.5.7140.0432 | PLAYGROUNDS & REC CTRS. -... | | 26.86 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 218 S GROVE ST | A.5.7140.0432 | PLAYGROUNDS & REC CTRS. -... | | 37.86 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 600 PINE ST | F.5.1620.0432 | BUILDINGS - GAS | | 32.45 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 600 MAIN ST | F.5.1620.0432 | BUILDINGS - GAS | | 39.06 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 600 MAIN ST | F.5.1620.0432 | BUILDINGS - GAS | | -78.14 |
| 1800080993 | ERIE COUNTY COMPTROLLER | 08/18/2025 | 600 PINE ST | F.5.1620.0432 | BUILDINGS - GAS | | 23.10 |
| Vendor 10403 - ERIE COUNTY COMPTROLLER Total: | | | | | | | 149.08 |
| Vendor: 10479 - GE Software Inc. | | | | | | | |
| inv 223169 | GE Software Inc. | 08/18/2025 | monthly fuel module access | A.5.1640.0490 | CENTRAL GARAGE CONTRAC... | | 80.00 |
| Vendor 10479 - GE Software Inc. Total: | | | | | | | 80.00 |
| Vendor: 11340 - GET THE TRUCK OUT LLC | | | | | | | |
| 2026000056 | GET THE TRUCK OUT LLC | 08/18/2025 | Truxport soft cover and istallation | A.5.3120.0210 | POLICE DEPT - VEHICLES | 2026000056 | 425.00 |
| Vendor 11340 - GET THE TRUCK OUT LLC Total: | | | | | | | 425.00 |
| Vendor: 10521 - GRECO TRAPP PLLC | | | | | | | |
| AUGUST 2025 SERVICES | GRECO TRAPP PLLC | 08/18/2025 | SERVICES FROM JOE TRAPP AUGUST 2025 | A.5.1420.0410 | VILLAGE ATTORNEY - CONTR... | | 500.00 |
| JULY 2025 | GRECO TRAPP PLLC | 08/18/2025 | STATEMENT 32432 | A.5.1420.0411 | VILLAGE ATTORNEY - OTHER ... | | 825.00 |
| JULY 2025 | GRECO TRAPP PLLC | 08/18/2025 | STATEMENT 32433 | A.5.1420.0411 | VILLAGE ATTORNEY - OTHER ... | | 639.60 |
| JULY 2025 | GRECO TRAPP PLLC | 08/18/2025 | STATEMENT 32434 | A.5.1420.0411 | VILLAGE ATTORNEY - OTHER ... | | 112.50 |
| JULY 2025 | GRECO TRAPP PLLC | 08/18/2025 | STATEMENT 32431 | A.5.1420.0411 | VILLAGE ATTORNEY - OTHER ... | | 72.08 |
| Vendor 10521 - GRECO TRAPP PLLC Total: | | | | | | | 2,149.18 |
| Vendor: 10599 - IRR SUPPLY CTRS INC | | | | | | | |
| 2026000048 | IRR SUPPLY CTRS INC | 08/18/2025 | July purchases | A.5.1620.0420 | BUILDINGS - MAINT & REPAI... | 2026000048 | 60.83 |
| Vendor 10599 - IRR SUPPLY CTRS INC Total: | | | | | | | 60.83 |

Expense Approval Report 8/18/25

Payable Dates: 8/13/2025 - 8/18/2025 Post Dates: 8/13/2025 - 8/18/2025

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Account Name | Purchase Order Number | Amount |
|---|------------------------------------|--------------|--|----------------|-------------------------------|-----------------------|-------------------|
| Vendor: 10620 - K&S Contractors Supply Inc. | | | | | | | |
| 25-80092 | K&S Contractors Supply Inc. | 08/18/2025 | Park Place water supplies | F.5.8340.0420 | TRANSFS & DIST - MAINT & R... | | 207.00 |
| Vendor 10620 - K&S Contractors Supply Inc. Total: | | | | | | | 207.00 |
| Vendor: 10697 - LOGICS | | | | | | | |
| 25-IN7950 | LOGICS | 08/18/2025 | MONTHLY HOSTING FOR SEPTEMBER | A.5.1480.0410 | PUBINFO SVCS-PUB INFO SUP.. | | 1,363.81 |
| Vendor 10697 - LOGICS Total: | | | | | | | 1,363.81 |
| Vendor: 10702 - LOWE'S | | | | | | | |
| 970868-PGHHVH | LOWE'S | 08/18/2025 | police dept bldg supplies | A.5.1620.0420 | BUILDINGS - MAINT & REPAI... | | 51.19 |
| Vendor 10702 - LOWE'S Total: | | | | | | | 51.19 |
| Vendor: 10726 - MARTYN PRINTING & GRAPHICS, INC. | | | | | | | |
| 00039653 | MARTYN PRINTING & GRAPHICS, INC. | 08/18/2025 | VEA ENVELOPES | A.5.1670.0403 | CENTRAL PRINTING & MAILI... | | 323.00 |
| Vendor 10726 - MARTYN PRINTING & GRAPHICS, INC. Total: | | | | | | | 323.00 |
| Vendor: 11336 - MUVZ, INC. | | | | | | | |
| inv913601 | MUVZ, INC. | 08/18/2025 | pedestrian yield crosswalk barricades | A.5.5110.0420 | STREET MAINT - ROAD MATE... | | 875.28 |
| Vendor 11336 - MUVZ, INC. Total: | | | | | | | 875.28 |
| Vendor: 10810 - North American Rescue Holdings LLC | | | | | | | |
| 2025000288-R1 | North American Rescue Holdings LLC | 08/18/2025 | EMS supplies | A.5.3410.0497 | FIRE DEPT-EMS SUPPLIES | 2025000288-R1 | 709.96 |
| Vendor 10810 - North American Rescue Holdings LLC Total: | | | | | | | 709.96 |
| Vendor: 10864 - NYSEG | | | | | | | |
| 1001-3627-483 7/1-7/31/25 | NYSEG | 08/18/2025 | ST LTG R3 7/1-7/31/25 | A.5.5182.0431 | STREET LIGHTING - ELECTRIC | | 5,880.32 |
| 1001-3627-491 7/1-7/31/25 | NYSEG | 08/18/2025 | ST LTG R2 7/1-7/31/25 | A.5.5182.0431 | STREET LIGHTING - ELECTRIC | | 816.35 |
| Vendor 10864 - NYSEG Total: | | | | | | | 6,696.67 |
| Vendor: 10873 - OCCUSTAR, INC. | | | | | | | |
| inv14522 | OCCUSTAR, INC. | 08/18/2025 | scba and non scba exams, DOT exam, blood tests | A.5.3410.0420 | FIRE DEPT - DEPT SUPPLIES | | 6,053.00 |
| Vendor 10873 - OCCUSTAR, INC. Total: | | | | | | | 6,053.00 |
| Vendor: 11343 - PARAGON INSURANCE HOLDINGS, LLC | | | | | | | |
| PREMIUM 7/31/25 | PARAGON INSURANCE HOLDINGS, LLC | 08/18/2025 | PREMIUM 7/31/25 | A.5.1910.0410 | UNALLOCATED INSURANCE -... | | 182,186.58 |
| PREMIUM 7/31/25 | PARAGON INSURANCE HOLDINGS, LLC | 08/18/2025 | PREMIUM 7/31/25 | F.5.1910.0410 | UNALLOCATED INSURANCE -... | | 25,000.00 |
| Vendor 11343 - PARAGON INSURANCE HOLDINGS, LLC Total: | | | | | | | 207,186.58 |
| Vendor: 10895 - Paul P. Porter III | | | | | | | |
| ADA COORDINATOR PAYME... | Paul P. Porter III | 08/18/2025 | Quarterly Payment - 9/1-12/1/25 | A.5.1480.0410 | PUBINFO SVCS-PUB INFO SUP.. | | 325.00 |
| Vendor 10895 - Paul P. Porter III Total: | | | | | | | 325.00 |

Expense Approval Report 8/18/25

Payable Dates: 8/13/2025 - 8/18/2025 Post Dates: 8/13/2025 - 8/18/2025

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Account Name | Purchase Order Number | Amount |
|---|--|--------------|---|----------------|--|-----------------------|-----------------|
| Vendor: 10939 - PUMP DOCTOR | | | | | | | |
| 20579 | PUMP DOCTOR | 08/18/2025 | annual cathodic/triennial spill bucket testing | A.5.1640.0420 | CENTRAL GARAGE - MAINT &... | | 2,700.00 |
| Vendor 10939 - PUMP DOCTOR Total: | | | | | | | 2,700.00 |
| Vendor: 11052 - SEWING TECHNOLOGY UNIFORM | | | | | | | |
| 49976 | SEWING TECHNOLOGY UNIFORM | 08/18/2025 | Body Armor Det Kilburn | A.5.3120.0480 | POLICE DEPT - UNIFORMS, B... | | 1,226.18 |
| 49977 | SEWING TECHNOLOGY UNIFORM | 08/18/2025 | Body Armor Lt Bastine | A.5.3120.0480 | POLICE DEPT - UNIFORMS, B... | | 1,226.18 |
| 50046 | SEWING TECHNOLOGY UNIFORM | 08/18/2025 | ERT Clothing for Ohara, Parka, H2Opnt, range shrt | A.5.3120.0480 | POLICE DEPT - UNIFORMS, B... | | 299.89 |
| 50099 | SEWING TECHNOLOGY UNIFORM | 08/18/2025 | Body Armor PO Sroka | A.5.3120.0480 | POLICE DEPT - UNIFORMS, B... | | 1,226.18 |
| Vendor 11052 - SEWING TECHNOLOGY UNIFORM Total: | | | | | | | 3,978.43 |
| Vendor: 11342 - SKYLAR SOLEM | | | | | | | |
| BOOT REIMBURSEMENT 2025 | SKYLAR SOLEM | 08/18/2025 | BOOTS | A.5.5110.0420 | STREET MAINT - ROAD MATE... | | 266.43 |
| Vendor 11342 - SKYLAR SOLEM Total: | | | | | | | 266.43 |
| Vendor: 11332 - Terratek GPS Modeling LLC | | | | | | | |
| inv 3289 | Terratek GPS Modeling LLC | 08/18/2025 | CAD and field services for Park Pl | F.5.8340.0420 | TRANSFS & DIST - MAINT & R... | | 4,500.00 |
| Vendor 11332 - Terratek GPS Modeling LLC Total: | | | | | | | 4,500.00 |
| Vendor: 11163 - TRANSUNION RISK & ALTERNATIVE DATA SOLUTIONS, INC. | | | | | | | |
| 6734312-202507-1 | TRANSUNION RISK & ALTERNATIVE DATA SOLUTIONS, INC. | 08/18/2025 | July Data search | A.5.3120.0420 | POLICE DEPT - MAINT. SERVI... | | 100.00 |
| Vendor 11163 - TRANSUNION RISK & ALTERNATIVE DATA SOLUTIONS, INC. Total: | | | | | | | 100.00 |
| Vendor: 11164 - Travelers | | | | | | | |
| 000664136 | Travelers | 08/18/2025 | DEDUCTIBLE INVOICE | A.5.1910.0413 | UNALLOCATED INSURANCE - ... | | 5,000.00 |
| Vendor 11164 - Travelers Total: | | | | | | | 5,000.00 |
| Vendor: 11185 - Tyler Technologies, Inc. | | | | | | | |
| 2024000371R1 J | Tyler Technologies, Inc. | 08/18/2025 | Tyler Technologies Inc.from 052424 | A.5.1325.0400 | VILLAGE ADMIN - OPERATING..2024000371-R1 | | 240.00 |
| Vendor 11185 - Tyler Technologies, Inc. Total: | | | | | | | 240.00 |
| Vendor: 11221 - Vaspian | | | | | | | |
| INV-036365 | Vaspian | 08/18/2025 | SERVICES FOR AUGUST 2025 - CELL BLOCKING | A.5.1325.0434 | VILLAGE ADMIN - TELEPHONE | | 10.00 |
| INV-036365 | Vaspian | 08/18/2025 | SERVICES FOR AUGUST 2025 - VEA | A.5.1325.0434 | VILLAGE ADMIN - TELEPHONE | | 89.90 |
| INV-036365 | Vaspian | 08/18/2025 | SERVICES FOR AUGUST 2025 - DPW | A.5.1490.0434 | PUBLIC WORKS ADMIN - TEL... | | 102.80 |
| INV-036365 | Vaspian | 08/18/2025 | SERVICES FOR AUGUST 2025 - EAPD | A.5.3120.0434 | POLICE DEPT - TELEPHONE | | 192.70 |

Expense Approval Report 8/18/25

| Payable Number | Vendor Name | Payable Date | Description (Item) | Account Number | Payable Dates: 8/13/2025 - 8/18/2025 Post Dates: 8/13/2025 - 8/18/2025 | Account Name | Purchase Order Number | Amount |
|--|-----------------------------|--------------|--|----------------|--|-------------------------------|-----------------------|------------|
| INV-036365 | Vaspian | 08/18/2025 | SERVICES FOR AUGUST 2025 - EAFD | A.5.3410.0434 | | FIRE DEPT - TELEPHONE | | 154.80 |
| Vendor 11221 - Vaspian Total: | | | | | | | | 550.20 |
| Vendor: 11225 - VERIZON WIRELESS | | | | | | | | |
| 6120131871 | VERIZON WIRELESS | 08/18/2025 | 716-344-7361 DPW GIS | A.5.1490.0434 | | PUBLIC WORKS ADMIN - TEL... | | 790.28 |
| 6120131871 | VERIZON WIRELESS | 08/18/2025 | 716-359-0911 DETECTIVE OFFICE | A.5.3120.0434 | | POLICE DEPT - TELEPHONE | | 40.31 |
| 6120131871 | VERIZON WIRELESS | 08/18/2025 | 716-913-1761 POLICE SUPERVISOR (LIETENANTS) | A.5.3120.0434 | | POLICE DEPT - TELEPHONE | | 40.31 |
| 6120131871 | VERIZON WIRELESS | 08/18/2025 | 716-344-5189 PATRICK WELCH | A.5.3120.0434 | | POLICE DEPT - TELEPHONE | | 40.31 |
| 6120131871 | VERIZON WIRELESS | 08/18/2025 | 716-256-0983 FIRE CHIEF MOBILE WIFI | A.5.3410.0434 | | FIRE DEPT - TELEPHONE | | 37.99 |
| Vendor 11225 - VERIZON WIRELESS Total: | | | | | | | | 949.20 |
| Vendor: 11226 - Verizon-Local Svc. | | | | | | | | |
| MULTIPLE AUGUST 2025 | Verizon-Local Svc. | 08/18/2025 | 716-N73-1487 DATA PRIVATE LINE HALL AND DPW | A.5.1490.0434 | | PUBLIC WORKS ADMIN - TEL... | | 91.24 |
| MULTIPLE AUGUST 2025 | Verizon-Local Svc. | 08/18/2025 | 716-N73-1438 RADIO TRANSMITTER POLICE TO BOCES | A.5.3120.0434 | | POLICE DEPT - TELEPHONE | | 165.49 |
| MULTIPLE AUGUST 2025 | Verizon-Local Svc. | 08/18/2025 | 716-652-0893 ELEVATOR | A.5.3120.0434 | | POLICE DEPT - TELEPHONE | | 78.66 |
| MULTIPLE AUGUST 2025 | Verizon-Local Svc. | 08/18/2025 | 716-652-0319 FIRE HALL ELEVATOR | A.5.3410.0434 | | FIRE DEPT - TELEPHONE | | 35.84 |
| Vendor 11226 - Verizon-Local Svc. Total: | | | | | | | | 371.23 |
| Vendor: 11246 - VSP MARKETING GRAPHIC GROUP | | | | | | | | |
| 49569 | VSP MARKETING GRAPHIC GROUP | 08/18/2025 | Graphics new cars 23 & 27 | A.5.3120.0210 | | POLICE DEPT - VEHICLES | | 1,849.98 |
| Vendor 11246 - VSP MARKETING GRAPHIC GROUP Total: | | | | | | | | 1,849.98 |
| Vendor: 11248 - W.B. MASON CO., INC. | | | | | | | | |
| 256059291, CM3949238 | W.B. MASON CO., INC. | 08/18/2025 | Water 8/7/25 8/8 | A.5.3120.0420 | | POLICE DEPT - MAINT. SERVI... | | 21.40 |
| 256059291, CM3949238 | W.B. MASON CO., INC. | 08/18/2025 | Water 8/7/25 8/8 | A.5.3420.0420 | | POLICE & FIRE DISPATCH - M... | | 21.40 |
| Vendor 11248 - W.B. MASON CO., INC. Total: | | | | | | | | 42.80 |
| Vendor: 11287 - WNYNETWORKS | | | | | | | | |
| 00006115 | WNYNETWORKS | 08/18/2025 | IT SERVICES FOR JULY 2025 - VEA | A.5.1480.0410 | | PUBINFO SVCS-PUB INFO SUP.. | | 312.50 |
| 00006115 | WNYNETWORKS | 08/18/2025 | IT SERVICES FOR JULY 2025 - DPW | A.5.1490.0420 | | PUBLIC WORKS ADMIN - MA... | | 1,062.50 |
| 00006115 | WNYNETWORKS | 08/18/2025 | IT SERVICES FOR JULY 2025 - EAPD | A.5.3120.0420 | | POLICE DEPT - MAINT. SERVI... | | 125.00 |
| 00006115 | WNYNETWORKS | 08/18/2025 | IT SERVICES FOR JULY 2025 - EAFD | A.5.3410.0420 | | FIRE DEPT - DEPT SUPPLIES | | 562.50 |
| Vendor 11287 - WNYNETWORKS Total: | | | | | | | | 2,062.50 |
| Grand Total: | | | | | | | | 508,709.99 |

Report Summary

Fund Summary

| Fund | Expense Amount |
|----------------------|-------------------|
| A - GENERAL FUND | 441,481.80 |
| F - ENTERPRISE WATER | 54,603.19 |
| H - CAPITAL PROJECT | 12,625.00 |
| Grand Total: | 508,709.99 |

Account Summary

| Account Number | Account Name | Expense Amount |
|----------------|----------------------------|----------------|
| A.5.1325.0400 | VILLAGE ADMIN - OPER... | 240.00 |
| A.5.1325.0410 | VILLAGE ADMIN - LEGAL... | 66.22 |
| A.5.1325.0434 | VILLAGE ADMIN - TELEP... | 99.90 |
| A.5.1420.0410 | VILLAGE ATTORNEY - C... | 500.00 |
| A.5.1420.0411 | VILLAGE ATTORNEY - OT... | 1,649.18 |
| A.5.1440.0410 | ENGINEER SVCS - ENGIN... | 1,309.50 |
| A.5.1480.0410 | PUBINFO SVCS-PUB INFO.. | 2,161.31 |
| A.5.1490.0420 | PUBLIC WORKS ADMIN -... | 1,062.50 |
| A.5.1490.0434 | PUBLIC WORKS ADMIN -... | 984.32 |
| A.5.1620.0420 | BUILDINGS - MAINT & R... | 421.72 |
| A.5.1620.0432 | BUILDINGS - GAS | -9.72 |
| A.5.1620.0470 | BUILDINGS - DEPARTME... | 47.09 |
| A.5.1640.0420 | CENTRAL GARAGE - MAL... | 2,757.90 |
| A.5.1640.0432 | CENTRAL GARAGE - GAS | -79.88 |
| A.5.1640.0450 | CENTRAL GARAGE - GAS... | 459.55 |
| A.5.1640.0470 | CENTRAL GARAGE - DEP... | 47.09 |
| A.5.1640.0490 | CENTRAL GARAGE CONT... | 80.00 |
| A.5.1670.0403 | CENTRAL PRINTING & M... | 323.00 |
| A.5.1910.0410 | UNALLOCATED INSURA... | 182,186.58 |
| A.5.1910.0413 | UNALLOCATED INSURA... | 5,000.00 |
| A.5.3120.0210 | POLICE DEPT - VEHICLES | 100,401.98 |
| A.5.3120.0403 | POLICE DEPT - OFFICE S... | 21.94 |
| A.5.3120.0420 | POLICE DEPT - MAINT. S... | 377.15 |
| A.5.3120.0434 | POLICE DEPT - TELEPHO... | 557.78 |
| A.5.3120.0440 | POLICE DEPT - TRAINING,.. | 18.50 |
| A.5.3120.0470 | POLICE DEPT - DEPTAL S... | 18.39 |
| A.5.3120.0480 | POLICE DEPT - UNIFORM... | 3,978.43 |
| A.5.3410.0200 | FIRE DEPT - EQUIP | 1,469.97 |
| A.5.3410.0420 | FIRE DEPT - DEPT SUPPLI... | 7,609.58 |
| A.5.3410.0432 | FIRE DEPT - GAS | 157.49 |
| A.5.3410.0434 | FIRE DEPT - TELEPHONE | 228.63 |
| A.5.3410.0470 | FIRE DEPT - JANITORIAL ... | 698.14 |
| A.5.3410.0497 | FIRE DEPT-EMS SUPPLIES | 709.96 |

Account Summary

| Account Number | Account Name | Expense Amount |
|----------------|---------------------------|----------------|
| A.5.3420.0420 | POLICE & FIRE DISPATCH... | 152.15 |
| A.5.5110.0420 | STREET MAINT - ROAD ... | 13,891.97 |
| A.5.5112.0200 | CHIPS STREET IMPROVE... | 103,951.59 |
| A.5.5182.0431 | STREET LIGHTING - ELEC... | 6,696.67 |
| A.5.7140.0420 | PLAYGROUNDS & REC C... | 481.70 |
| A.5.7140.0432 | PLAYGROUNDS & REC C... | 64.72 |
| A.5.7550.0470 | CELEBRATIONS - OPERAT... | 688.80 |
| F.5.1620.0432 | BUILDINGS - GAS | 16.47 |
| F.5.1910.0410 | UNALLOCATED INSURA... | 25,000.00 |
| F.5.8340.0420 | TRANSFS & DIST - MAINT... | 17,908.56 |
| F.5.8340.0470 | TRANSFS & DIST - SUPPL... | 11,678.16 |
| H.5.1620.0042 | DPW Roof Upper | 12,625.00 |
| Grand Total: | | 508,709.99 |

Project Account Summary

| Project Account Key | Expense Amount |
|---------------------|----------------|
| **None** | 508,709.99 |
| Grand Total: | 508,709.99 |

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:

§ 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 adjoining 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.

WHEREAS, the Village of East Aurora has been designated as a Tree City based the expansive tree canopy throughout the Village and its overall beauty throughout the community, and

WHEREAS, urban forests have long been recognized as important aspects of any densely populated municipality, and

WHEREAS, trees enhance the property values on the properties upon which they are located and provide habitats for birds and animals in a community, and

WHEREAS, excessive trimming has occurred not for regular maintenance by an existing utility, but rather for capital investments by a third party that wishes to enter the Village for profit purposes, and

WHEREAS, questions exist with respect to the rights of the respective parties to engage in such work in the Village, and

WHEREAS, the preservation of historic districts within the Village such as Roycroft, Fillmore Avenue, and East Main Street, as examples, is critical to the life and fabric of the Village, and

WEHREAS, there is an economic value to the Village which has been used on multiple occasions for purposes of movie and other theatrical productions which may be harmed by virtue of the unwarranted destruction of the tree canopy in the Village, and

WHEREAS, the safety of the residents and property within the Village of East Aurora is of paramount importance, and

WHEREAS, there exists provisions in the Village Code addressing Historic Preservation which must be aligned with this most recent action,

NOW, BE IT THEREFORE RESOLVED, that the Village of East Aurora, acting in the best health and safety interests of the residents and property owners of the Village hereby suspends the further trimming of trees by any entity within the Village limits, except for emergency purposes and then only upon prior notice to the Village, and declares a thirty (30) day moratorium on the trimming of any trees within the right of way owned by the Village in the Village of East Aurora pending further recommendations from the Code Enforcement Office, the Village Administrator, the Village Attorney, and the development of a local law pertaining to same, and

BE IT FURTHER RESOLVED, that the Village shall re-examine the continuation of the moratorium at the completion of this initial period in order to fully and adequately protect the residents of the Village.

TOWN OF AURORA

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

MEMO

TO: Mayor Mercurio and Village Trustees

FROM: Elizabeth Cassidy, Code Enforcement Officer

DATE: June 10, 2025

The Building Department has accepted an amended Special Use Permit application for Touka at 16 Buffalo Rd as submitted by Feng Lin. The property is located in the Village Center district and a restaurant is allowed by Special Use Permit. The request is to remove the existing kitchen from the old Wild Ginger location and connect this space with the Touka kitchen. The new combined space is approximately 1831 sqft and requires 7 parking spaces. There are currently 8 parking spaces available.

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

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

This is an Unlisted action under SEQRA

liz



VILLAGE OF EAST AURORA

585 Oakwood Ave, East Aurora, New York 14052

716-652-8000

In conjunction with

Town of Aurora Building Department

575 Oakwood Ave, East Aurora, NY 14052

716-652-7591

SPECIAL USE PERMIT APPLICATION



PROPOSED PROJECT Kitchen equipment removal SBL#: 164.19-2-9
LOCATION 16 Buffalo Rd, East Aurora, NY 14052 ZONING DISTRICT VC

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

APPLICANT NAME Feng Lin
ADDRESS 16 Buffalo Road, East Aurora, NY 14052
TELEPHONE 716 655 8888 E-MAIL tonkabuffalo@gmail.com
SIGNATURE Feng Lin

OWNER NAME Feng Lin
ADDRESS 16 Buffalo Road, East Aurora, NY 14052
TELEPHONE 716 655 8888 E-MAIL tonkabuffalo@gmail.com
SIGNATURE Feng Lin

DEVELOPER NAME Feng Lin
ADDRESS 16 Buffalo Road, East Aurora, NY 14052
TELEPHONE 716 655 8888 E-MAIL tonkabuffalo@gmail.com
SIGNATURE Feng Lin

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

Days and hours of operation (indoor) 6 Days a week, 10 hours a day

Are premises handicap accessible? ☐ Yes ☐ No If not, premises must be made ADA compliant,
If yes, contact building department at 716-652-7591

Will there be any renovations ☐ Yes ☒ No

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- Cover Letter to Village Board, Supporting Documents and SEQR as required in §285-52.2
- Complete file of submittal package (cover letter, application, SEQR and supporting documentation) in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD-ROM
- Application fee \$25.00, Permit fee \$25.00 and Public Hearing fee \$100.00 – Total \$150 at time of application.
- 8 copies of complete submittal package (cover letter, application, SEQR and supporting documentation) sent to or dropped off at the Village Clerk's Office at 585 Oakwood Avenue East Aurora, NY 14052.

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

| | Mtg/Mail Date | Conditions/Comments, if applicable: |
|---------------------|---------------|-------------------------------------|
| Planning Commission | _____ | _____ |
| Safety Committee | _____ | _____ |
| VEA DPW | _____ | _____ |
| OTHER (specify) | _____ | _____ |

SEQR ACTION:

___ Type 1 ___ Type 2 X 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.

| |
|------------------------------|
| Building Dept: |
| Date Received <u>6/19/25</u> |
| Complete App <u>6/19/25</u> |
| Village Clerk: |
| Date Filed _____ |
| Amount \$ _____ |
| Receipt # _____ |

CHECK LIST FOR SPECIAL USE PERMIT APPLICATION

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

Short Environmental Assessment Form

Part 1 - Project Information

Instructions for Completing

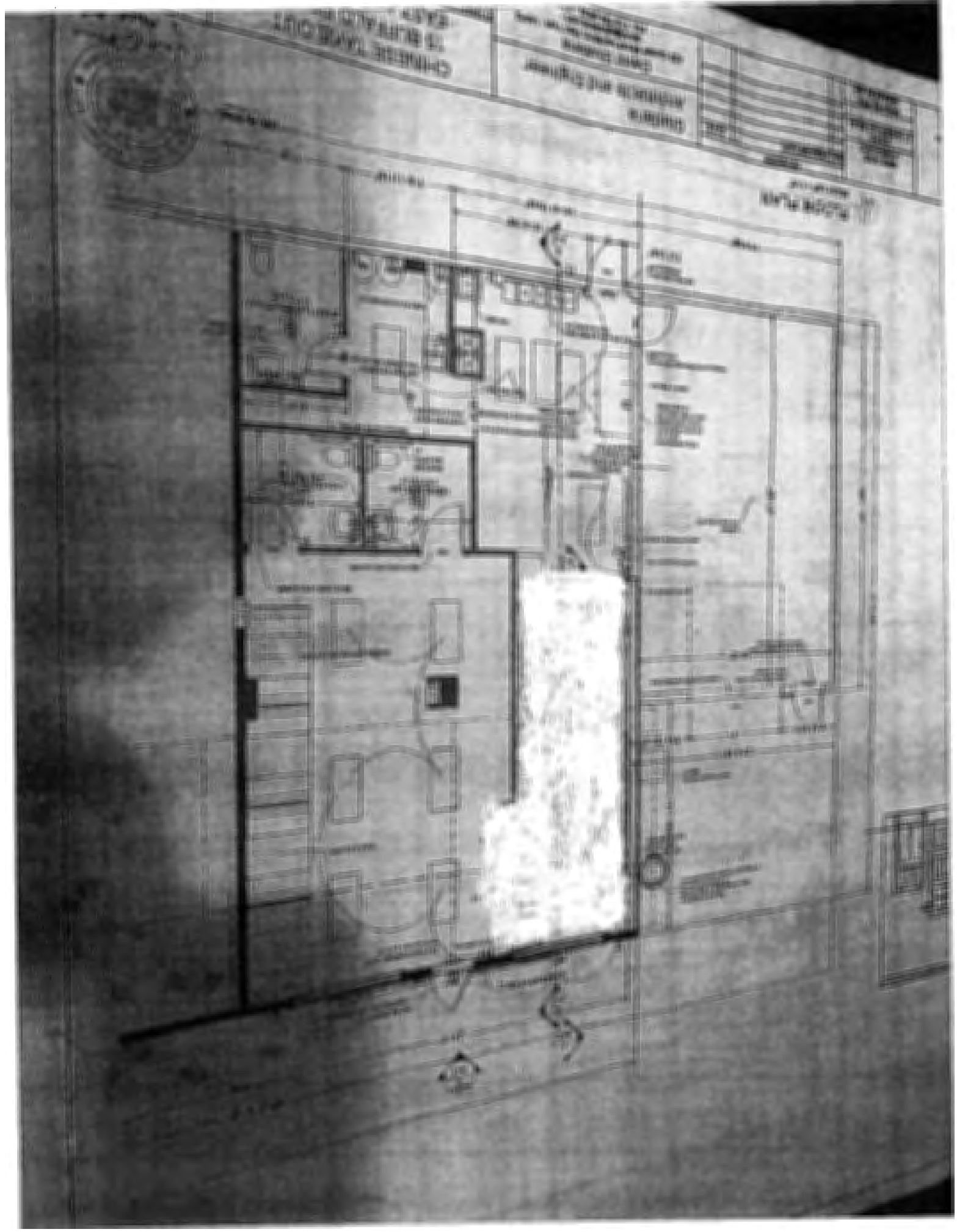
Part 1 – Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. 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: <div style="text-align: center;">Kitchen equipment Removal</div> | | | |
| Project Location (describe, and attach a location map): <div style="text-align: center;">16 Buffalo Rd, East Aurora, NY 14052</div> | | | |
| Brief Description of Proposed Action: <div style="text-align: center;">Removed kiten equipment, other than that everything keep as original.</div> | | | |
| Name of Applicant or Sponsor: <div style="text-align: center;">Feng Lin</div> | | Telephone: 716 655 8888 | |
| | | E-Mail: toukabuffalo@gmail.com | |
| Address: <div style="text-align: center;">16 Buffalo Rd, East Aurora, NY 14052</div> | | | |
| City/PO: <div style="text-align: center;">East Aurora</div> | | State: <div style="text-align: center;">NY</div> | Zip Code: <div style="text-align: center;">14052</div> |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? | | | NO <input type="checkbox"/> |
| 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. | | | YES <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other government Agency? | | | NO <input checked="" type="checkbox"/> |
| If Yes, list agency(s) name and permit or approval: | | | YES <input type="checkbox"/> |
| 3. a. Total acreage of the site of the proposed action? | | 0.01 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? | | 0.01 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 type="checkbox"/> Residential (suburban) | | | |
| <input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify): | | | |
| <input type="checkbox"/> Parkland | | | |

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

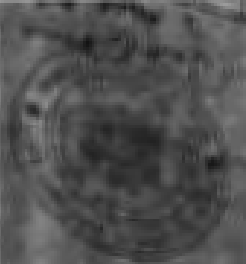
| | | |
|---|---|---------------------------------|
| 14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply: | | |
| <input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input checked="" type="checkbox"/> Urban <input type="checkbox"/> Suburban | | |
| 15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered? | NO <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| 16. Is the project site located in the 100-year flood plan? | NO <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| 17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, | NO <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| a. Will storm water discharges flow to adjacent properties? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| If Yes, briefly describe: _____ _____ | | |
| 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 <input checked="" type="checkbox"/> | YES <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 <input checked="" type="checkbox"/> | YES <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 <input checked="" type="checkbox"/> | YES <input type="checkbox"/> |
| I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE Applicant/sponsor/name: <u>Feng Lin</u> Date: <u>6/9/2015</u> Signature: <u>[Signature]</u> Title: <u>owner</u> | | |



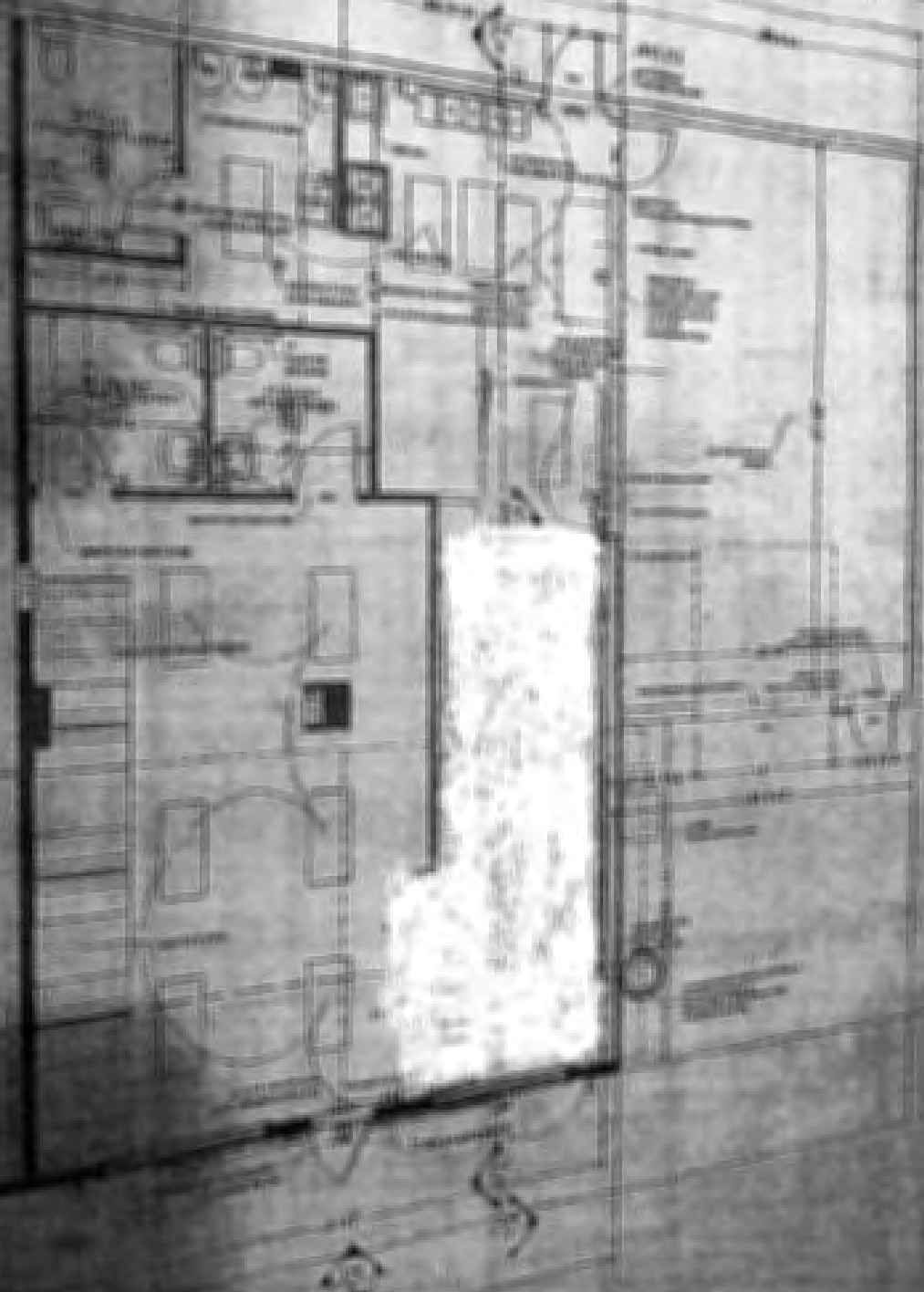
CHINESE TAKE-OUT
IS BUILT ALONG THE
EAST SIDE

CHINESE TAKE-OUT
IS BUILT ALONG THE
EAST SIDE

| DATE | |
|----------|--|
| TIME | |
| LOCATION | |
| REMARKS | |
| BY | |
| FOR | |
| APPROVED | |
| REVIEWED | |
| DATE | |



FLOOR PLAN



Survey of property owned by
SCHAUM

Survey showing location
of property owned by
SCHAUM

EAST AURORA, ILL.

Section

4th

East of 1st Avenue

File 21130

201 16

Wood
Lap 21
7-9
8-6

2nd Ave
Main St

Center

6-104

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

14112

TOWN OF AURORA

575 OAKWOOD AVENUE, EAST AURORA, NY 14052

BUILDING DEPARTMENT

(716) 652-7591

MEMO

TO: Mayor Mercurio, and Village Trustees

FROM: Elizabeth Cassidy, Code Enforcement Officer

DATE: July 16, 2026

The Building Department has accepted revision to the Special Use Permit (SUP) and Site Plan applications for Left Coast Taco at 54 Elm St as submitted earlier this year by Nathan Root, owner of the property.

For the site plan, the applicant would like to add an 8' x 20' shipping container behind the building that will house an arcade and it will be connected to the building by a 8' x 8' entryway. The arcade requires 6 spaces and the restaurant requires 12 spaces. There are 19 spaces provided on site, including a handicap accessible space.

For amending the Special Use Permit, the applicant is requesting approval for expansion of their restaurant into the former furniture fabrication area, approval to use the attached arcade permanently, and for outdoor music during the summer.

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

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

This is an Unlisted action under SEQRA.

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

Liz Cassidy



VILLAGE OF EAST AURORA

585 Oakwood Ave, East Aurora, New York 14052

716-652-6000

In conjunction with

Town of Aurora Building Department

575 Oakwood Ave, East Aurora, NY 14052

716-652-7591

SPECIAL USE PERMIT APPLICATION



PROPOSED PROJECT ArCADE/live music/expansion SBL#: 176.05-1-7
LOCATION 54 Elm St. ZONING DISTRICT NC

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

APPLICANT NAME Nathan Root (property owner)
ADDRESS 91 N. Willow St.
TELEPHONE 619-820-3552 E-MAIL leftcoasttaco@ gmail.com
SIGNATURE [Signature]

OWNER NAME Chelsea Root
ADDRESS 91 N. Willow St
TELEPHONE 716-844-0244 E-MAIL leftcoasttaco@ gmail.com
SIGNATURE _____

DEVELOPER NAME Mike Anderson
ADDRESS 313 Broadway, Buffalo, NY 14204
TELEPHONE 716-812-2596 E-MAIL MikeA@adstnctranch.com
SIGNATURE _____

Request is for: ☒ Restaurant, Indoor Dining and/or ☒ Restaurant, Outdoor Dining

☐ Gas Station ☐ Car Wash ☒ Other ArCADE

☒ Outdoor music or other noise impact; if yes please include a quick summation of request:

Days and hours of operation (indoor) T-Sat 11:30-9

Are premises handicap accessible? ☒ Yes ☐ No If not, premises must be made ADA compliant,
If yes, contact building department at 716-652-7591

Will there be any renovations ☒ Yes ☐ No

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- Cover Letter to Village Board, Supporting Documents and SEQR as required in §285-52.2
- Complete file of submittal package (cover letter, application, SEQR and supporting documentation) in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD-ROM
- Application fee \$25.00, Permit fee \$25.00 and Public Hearing fee \$100.00 – Total \$150 at time of application.
- 8 copies of complete submittal package (cover letter, application, SEQR and supporting documentation) sent to or dropped off at the Village Clerk's Office at 585 Oakwood Avenue East Aurora, NY 14052.

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

Mtg/Mail Date Conditions/Comments, if applicable:

| | | |
|---------------------|-------|-------|
| Planning Commission | _____ | _____ |
| Safety Committee | _____ | _____ |
| VEA DPW | _____ | _____ |
| OTHER(specify) | _____ | _____ |

SEQR ACTION:

___ Type 1 ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

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

Attach Village Board resolution with noted conditions.

| |
|------------------------------|
| Building Dept: |
| Date Received <u>7/16/25</u> |
| Complete App _____ |
| Village Clerk: |
| Date Filled _____ |
| Amount \$ _____ |
| Receipt # _____ |

CHECK LIST FOR SPECIAL USE PERMIT APPLICATION

☒ A cover letter to the Village Board with a narrative of all proposed uses and structures, including but not limited to: hours of operation, number of employees, maximum seat capacity and required number of parking spaces.

☒ A narrative report describing how the proposed use will satisfy the criteria set forth in the Special Use Permit review criteria of Chapter §285-52.4 (also listed below), as well as any other applicable requirements relating to the specific use proposed.

- ☐ Will be generally consistent with the goals of the Village Comprehensive Plan.
- ☐ Will meet all relevant criteria set forth in Chapter §285-52.3 and §285-52.4.
- ☐ Will be compatible with existing uses adjacent to and near the property.
- ☐ Will not create a hazard to health, safety or the general welfare of the public.
- ☐ Will not alter the essential character of the neighborhood nor be detrimental to the neighborhood residents.
- ☐ Will not be a nuisance to neighboring land uses in terms of the production of obnoxious or objectionable noise, dust, glare, odor, refuse, fumes, vibrations, unsightliness, contamination or other similar conditions.
- ☐ Will not cause undue harm to, or destroy, existing sensitive natural features on the site or in the surrounding area or cause adverse environmental impacts such as significant erosion and/or sedimentation, slope destruction, flooding or ponding of water or degradation of water quality.
- ☐ Will not destroy or adversely impact significant historic and/or cultural resource sites.
- ☐ Will provide adequate landscaping, screening or buffering between adjacent uses which are incompatible with the proposed project.
- ☐ Will not otherwise be detrimental to the public convenience and welfare.

☒ All SEQR documentation, as required by New York State Law.

Left Coast Taco

54 Elm St.

East Aurora, NY 14052

leftcoasttaco@gmail.com

716-544-0244

Dear Members of the Board,

I am writing to formally request a Special Use Permit for our business, Left Coast Taco, located at 54 Elm St., in support of our proposed expansion to include an interior renovation, attached arcade and occasional live music.

As part of our continued commitment to offering a vibrant, family-friendly atmosphere in our community, we plan to enhance our current taco shop operation by adding additional dining and event space with a retro-style arcade housed in a custom-fabricated shipping container structure, which will be physically attached to the main building. The arcade will operate within the business's current hours of operation, from 11:30 AM to 9:00 PM.

In addition to the arcade, we may occasionally host live music events, primarily during early evenings and weekends, with careful attention to maintaining appropriate volume levels and ensuring that all activities are respectful of our neighbors and the surrounding area. These performances are intended to enhance the atmosphere and encourage community engagement, not to become a source of disruption.

We believe this project will contribute positively to the local economy and cultural life of the town by providing a unique dining and entertainment destination for residents and visitors alike. We are committed to meeting all town safety, noise, occupancy, and operational requirements and are happy to collaborate with the board to ensure full compliance.

Thank you for considering our application. We welcome the opportunity to discuss our plans further and are happy to provide any additional documentation or information needed.

Sincerely,

Chelsea Root

Owner, Left Coast Taco

Property Information

54 Elm Street, East Aurora NY 14052

Hours of Operation

Tuesday - Saturday 11:30am - 9:00pm

Seating**Current Seating**

12 Bar Stools, 12 Inside seats, 60 Exterior seats

Projected Seating

10 Bar Stools, 20 Inside seats

Employees

Current Employees plus seasonal part-timers

Parking

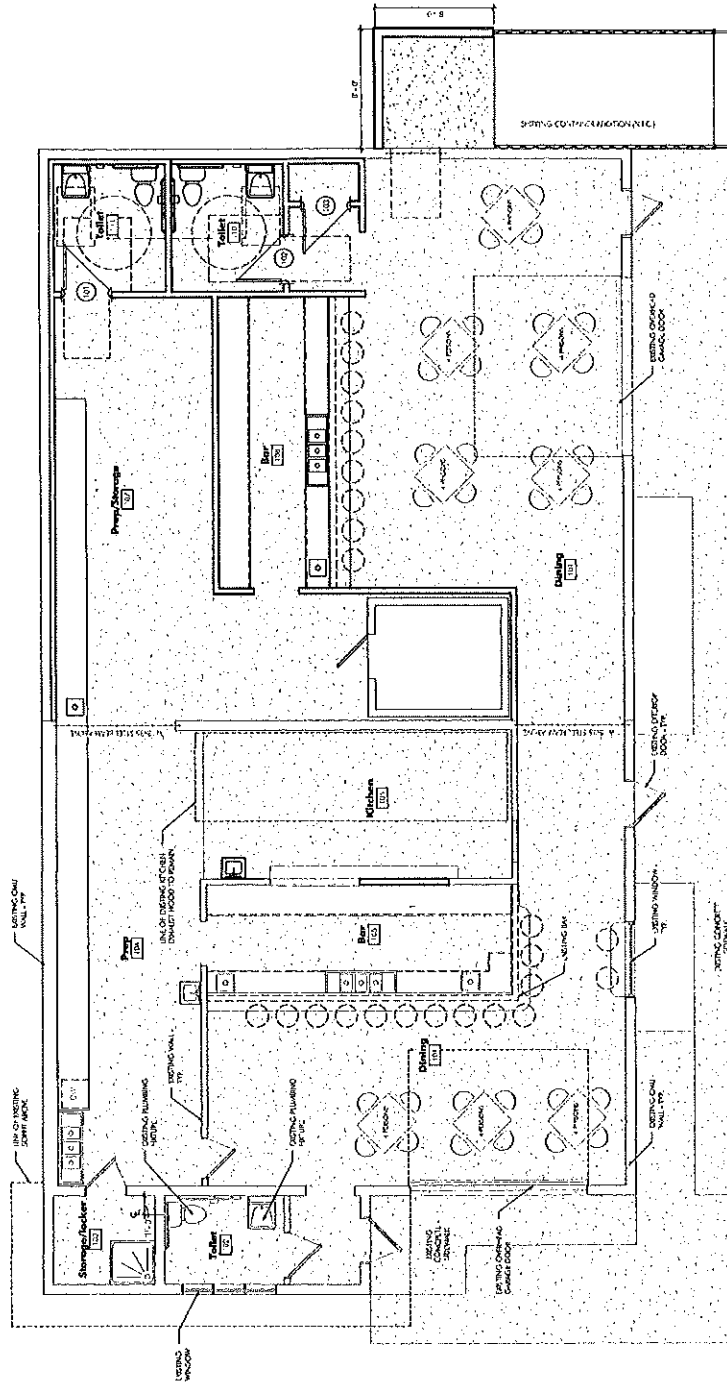
New Parking Lot holds 19 cars plus street parking

Signage

No Additional Signage

Music

Occasional music not to exceed 9pm



First Floor Plan
7.15.2025
Scale: 1/8" = 1'-0"

Full Environmental Assessment Form
Part 1 - Project and Setting

Instructions for Completing Part 1

Part 1 is to be completed by the applicant or project sponsor. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification.

Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information; indicate whether missing information does not exist, or is not reasonably available to the sponsor; and, when possible, generally describe work or studies which would be necessary to update or fully develop that information.

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

A. Project and Sponsor Information.

| | | |
|---|--|-----------------|
| Name of Action or Project: Arcade, Music and Expansion of Left Coast Taco | | |
| Project Location (describe, and attach a general location map): 54 Elm Street East Aurora NY 14052 | | |
| Brief Description of Proposed Action (include purpose or need): As part of our continued commitment to offering a vibrant, family-friendly atmosphere in our community, we plan to enhance our current taco shop operation by adding additional dining and event space with a retro-style arcade housed in a custom-fabricated shipping container structure, which will be physically attached to the main building. The arcade will operate within the business's current hours of operation, from 11:30 AM to 9:00 PM. | | |
| Name of Applicant/Sponsor: Chelsea Root | Telephone: 7165440244 E-Mail: leftcoasttaco@gaill.com | |
| Address: 54 Elm Street | | |
| City/PO: East Aurora | State: NY | Zip Code: 14052 |
| Project Contact (if not same as sponsor; give name and title/role): Nathan Root | Telephone: 6198203552 E-Mail: | |
| Address: same | | |
| City/PO: | State: | Zip Code: |
| Property Owner (if not same as sponsor): | Telephone: E-Mail: | |
| Address: | | |
| City/PO: | State: | Zip Code: |

B. Government Approvals

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

C. Planning and Zoning

| | |
|---|--|
| C.1. Planning and zoning actions. | |
| Will administrative or legislative adoption, or amendment of a plan, local law, ordinance, rule or regulation be the only approval(s) which must be granted to enable the proposed action to proceed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No • If Yes, complete sections C, F and G. • If No, proceed to question C.2 and complete all remaining sections and questions in Part 1 | |
| C.2. Adopted land use plans. | |
| a. Do any municipally- adopted (city, town, village or county) comprehensive land use plan(s) include the site where the proposed action would be located? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, does the comprehensive plan include specific recommendations for the site where the proposed action would be located? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| b. Is the site of the proposed action within any local or regional special planning district (for example: Greenway Brownfield Opportunity Area (BOA); designated State or Federal heritage area; watershed management plan; or other?) <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, identify the plan(s): _____ _____ _____ | |
| c. Is the proposed action located wholly or partially within an area listed in an adopted municipal open space plan, or an adopted municipal farmland protection plan? <input type="checkbox"/> Yes <input type="checkbox"/> No If Yes, identify the plan(s): _____ _____ _____ | |

| | |
|---|---|
| C.3. Zoning | |
| a. Is the site of the proposed action located in a municipality with an adopted zoning law or ordinance. If Yes, what is the zoning classification(s) including any applicable overlay district? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <hr/> | |
| b. Is the use permitted or allowed by a special or conditional use permit? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| c. Is a zoning change requested as part of the proposed action? If Yes, | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| i. What is the proposed new zoning for the site? <hr/> | |
| C.4. Existing community services. | |
| a. In what school district is the project site located? <u>East Aurora</u> | |
| b. What police or other public protection forces serve the project site? none <hr/> | |
| c. Which fire protection and emergency medical services serve the project site? none <hr/> | |
| d. What parks serve the project site? none <hr/> | |

D. Project Details

| | |
|---|------------------|
| D.1. Proposed and Potential Development | |
| a. What is the general nature of the proposed action (e.g., residential, industrial, commercial, recreational; if mixed, include all components)? <u>commercial</u> | |
| <hr/> | |
| b. a. Total acreage of the site of the proposed action? | <u>.25</u> acres |
| b. Total acreage to be physically disturbed? | <u>0</u> acres |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | <u>all</u> acres |
| c. Is the proposed action an expansion of an existing project or use? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | |
| i. If Yes, what is the approximate percentage of the proposed expansion and identify the units (e.g., acres, miles, housing units, square feet)? % <u> </u> Units: <u>1200 sq feet</u> | |
| d. Is the proposed action a subdivision, or does it include a subdivision? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| If Yes, | |
| i. Purpose or type of subdivision? (e.g., residential, industrial, commercial; if mixed, specify types) <hr/> | |
| ii. Is a cluster/conservation layout proposed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| iii. Number of lots proposed? <u> </u> | |
| iv. Minimum and maximum proposed lot sizes? Minimum <u> </u> Maximum <u> </u> | |
| e. Will proposed action be constructed in multiple phases? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| i. If No, anticipated period of construction: <u>4</u> months | |
| ii. If Yes: | |
| • Total number of phases anticipated <u> </u> | |
| • Anticipated commencement date of phase 1 (including demolition) <u> </u> month <u> </u> year | |
| • Anticipated completion date of final phase <u> </u> month <u> </u> year | |
| • Generally describe connections or relationships among phases, including any contingencies where progress of one phase may determine timing or duration of future phases: <hr/> | |
| <hr/> | |

| | | | | |
|---|-------------------|-------------------|---------------------|---------------------------------------|
| f. Does the project include new residential uses? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, show numbers of units proposed. | | | | |
| | <u>One Family</u> | <u>Two Family</u> | <u>Three Family</u> | <u>Multiple Family (four or more)</u> |
| Initial Phase | _____ | _____ | _____ | _____ |
| At completion | _____ | _____ | _____ | _____ |
| of all phases | _____ | _____ | _____ | _____ |

| | |
|--|--|
| g. Does the proposed action include new non-residential construction (including expansions)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, | |
| i. Total number of structures _____ | |
| ii. Dimensions (in feet) of largest proposed structure: _____ height; _____ width; and _____ length | |
| iii. Approximate extent of building space to be heated or cooled: _____ square feet | |

| | |
|--|--|
| h. Does the proposed action include construction or other activities that will result in the impoundment of any liquids, such as creation of a water supply, reservoir, pond, lake, waste lagoon or other storage? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, | |
| i. Purpose of the impoundment: _____ | |
| ii. If a water impoundment, the principal source of the water: <input type="checkbox"/> Ground water <input type="checkbox"/> Surface water streams <input type="checkbox"/> Other specify: _____ | |
| iii. If other than water, identify the type of impounded/contained liquids and their source. _____ | |
| iv. Approximate size of the proposed impoundment. Volume: _____ million gallons; surface area: _____ acres | |
| v. Dimensions of the proposed dam or impounding structure: _____ height; _____ length | |
| vi. Construction method/materials for the proposed dam or impounding structure (e.g., earth fill, rock, wood, concrete): _____ | |

D.2. Project Operations

| | |
|--|--|
| a. Does the proposed action include any excavation, mining, or dredging, during construction, operations, or both? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (Not including general site preparation, grading or installation of utilities or foundations where all excavated materials will remain onsite) If Yes: | |
| i. What is the purpose of the excavation or dredging? _____ | |
| ii. How much material (including rock, earth, sediments, etc.) is proposed to be removed from the site? | |
| • Volume (specify tons or cubic yards): _____ • Over what duration of time? _____ | |
| iii. Describe nature and characteristics of materials to be excavated or dredged, and plans to use, manage or dispose of them. _____ | |
| iv. Will there be onsite dewatering or processing of excavated materials? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, describe. _____ | |
| v. What is the total area to be dredged or excavated? _____ acres | |
| vi. What is the maximum area to be worked at any one time? _____ acres | |
| vii. What would be the maximum depth of excavation or dredging? _____ feet | |
| viii. Will the excavation require blasting? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| ix. Summarize site reclamation goals and plan: _____ | |

| | |
|--|--|
| b. Would the proposed action cause or result in alteration of, increase or decrease in size of, or encroachment into any existing wetland, waterbody, shoreline, beach or adjacent area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: | |
| i. Identify the wetland or waterbody which would be affected (by name, water index number, wetland map number or geographic description): _____ | |

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

- Name of wastewater treatment plant to be used: _____
- Name of district: _____
- Does the existing wastewater treatment plant have capacity to serve the project? ☐ Yes ☒ No
- Is the project site in the existing district? ☐ Yes ☒ No
- Is expansion of the district needed? ☐ Yes ☒ No

| | |
|--|---|
| <ul style="list-style-type: none"> • Do existing sewer lines serve the project site? _____ • Will line extension within an existing district be necessary to serve the project? _____ <p>If Yes:</p> <ul style="list-style-type: none"> • Describe extensions or capacity expansions proposed to serve this project: _____ | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <p>iv. Will a new wastewater (sewage) treatment district be formed to serve the project site? _____</p> <p>If Yes:</p> <ul style="list-style-type: none"> • Applicant/sponsor for new district: _____ • Date application submitted or anticipated: _____ • What is the receiving water for the wastewater discharge? _____ | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <p>v. If public facilities will not be used, describe plans to provide wastewater treatment for the project, including specifying proposed receiving water (name and classification if surface discharge, or describe subsurface disposal plans): _____</p> | |
| <p>vi. Describe any plans or designs to capture, recycle or reuse liquid waste: _____</p> | |
| <p>e. Will the proposed action disturb more than one acre and create stormwater runoff, either from new point sources (i.e. ditches, pipes, swales, curbs, gutters or other concentrated flows of stormwater) or non-point source (i.e. sheet flow) during construction or post construction? _____</p> <p>If Yes:</p> <p>i. How much impervious surface will the project create in relation to total size of project parcel?</p> <p style="margin-left: 40px;">_____ Square feet or _____ acres (impervious surface)</p> <p style="margin-left: 40px;">_____ Square feet or _____ acres (parcel size)</p> <p>ii. Describe types of new point sources. _____</p> <p>iii. Where will the stormwater runoff be directed (i.e. on-site stormwater management facility/structures, adjacent properties, groundwater, on-site surface water or off-site surface waters)? _____</p> <p style="margin-left: 20px;">• If to surface waters, identify receiving water hodies or wetlands: _____</p> <p style="margin-left: 20px;">• Will stormwater runoff flow to adjacent properties? _____</p> | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <p>iv. Does proposed plan minimize impervious surfaces, use pervious materials or collect and re-use stormwater? _____</p> | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <p>f. Does the proposed action include, or will it use on-site, one or more sources of air emissions, including fuel combustion, waste incineration, or other processes or operations? _____</p> <p>If Yes, identify:</p> <p>i. Mobile sources during project operations (e.g., heavy equipment, fleet or delivery vehicles) _____</p> <p>ii. Stationary sources during construction (e.g., power generation, structural heating, batch plant, crushers) _____</p> <p>iii. Stationary sources during operations (e.g., process emissions, large boilers, electric generation) _____</p> | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| <p>g. Will any air emission sources named in D.2.f (above), require a NY State Air Registration, Air Facility Permit, or Federal Clean Air Act Title IV or Title V Permit? _____</p> <p>If Yes:</p> <p>i. Is the project site located in an Air quality non-attainment area? (Area routinely or periodically fails to meet ambient air quality standards for all or some parts of the year) _____</p> <p>ii. In addition to emissions as calculated in the application, the project will generate:</p> <ul style="list-style-type: none"> • _____ Tons/year (short tons) of Carbon Dioxide (CO₂) • _____ Tons/year (short tons) of Nitrous Oxide (N₂O) • _____ Tons/year (short tons) of Perfluorocarbons (PFCs) • _____ Tons/year (short tons) of Sulfur Hexafluoride (SF₆) • _____ Tons/year (short tons) of Carbon Dioxide equivalent of Hydroflourocarbons (HFCs) • _____ Tons/year (short tons) of Hazardous Air Pollutants (HAPs) | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |

| | | | |
|---|---|--|---|
| <p>h. Will the proposed action generate or emit methane (including, but not limited to, sewage treatment plants, landfills, composting facilities)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate methane generation in tons/year (metric): _____</p> <p>ii. Describe any methane capture, control or elimination measures included in project design (e.g., combustion to generate heat or electricity, flaring): _____</p> | | | |
| <p>i. Will the proposed action result in the release of air pollutants from open-air operations or processes, such as quarry or landfill operations? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes: Describe operations and nature of emissions (e.g., diesel exhaust, rock particulates/dust): _____</p> | | | |
| <p>j. Will the proposed action result in a substantial increase in traffic above present levels or generate substantial new demand for transportation facilities or services? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. When is the peak traffic expected (Check all that apply): <input type="checkbox"/> Morning <input type="checkbox"/> Evening <input type="checkbox"/> Weekend <input type="checkbox"/> Randomly between hours of _____ to _____.</p> <p>ii. For commercial activities only, projected number of semi-trailer truck trips/day: _____</p> <p>iii. Parking spaces: Existing _____ Proposed _____ Net increase/decrease _____</p> <p>iv. Does the proposed action include any shared use parking? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>v. If the proposed action includes any modification of existing roads, creation of new roads or change in existing access, describe: _____</p> <p>vi. Are public/private transportation service(s) or facilities available within ½ mile of the proposed site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>vii. Will the proposed action include access to public transportation or accommodations for use of hybrid, electric or other alternative fueled vehicles? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>viii. Will the proposed action include plans for pedestrian or bicycle accommodations for connections to existing pedestrian or bicycle routes? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | | | |
| <p>k. Will the proposed action (for commercial or industrial projects only) generate new or additional demand for energy? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Estimate annual electricity demand during operation of the proposed action: _____</p> <p>ii. Anticipated sources/suppliers of electricity for the project (e.g., on-site combustion, on-site renewable, via grid/local utility, or other): _____</p> <p>iii. Will the proposed action require a new, or an upgrade to, an existing substation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | | | |
| <p>l. Hours of operation. Answer all items which apply.</p> <table style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> <td style="width: 50%; vertical-align: top;"> <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ </td> </tr> </table> | | <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ | <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ |
| <p>i. During Construction:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ | <p>ii. During Operations:</p> <ul style="list-style-type: none"> • Monday - Friday: _____ • Saturday: _____ • Sunday: _____ • Holidays: _____ | | |

| | |
|--|--|
| <p>m. Will the proposed action produce noise that will exceed existing ambient noise levels during construction, operation, or both? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes:</p> <p>i. Provide details including sources, time of day and duration:</p> <p>_____</p> | |
| <p>ii. Will proposed action remove existing natural barriers that could act as a noise barrier or screen? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Describe: _____</p> | |
| <p>n.. Will the proposed action have outdoor lighting? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes:</p> <p>i. Describe source(s), location(s), height of fixture(s), direction/aim, and proximity to nearest occupied structures:</p> <p>_____</p> | |
| <p>ii. Will proposed action remove existing natural barriers that could act as a light barrier or screen? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Describe: _____</p> | |
| <p>o. Does the proposed action have the potential to produce odors for more than one hour per day? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes, describe possible sources, potential frequency and duration of odor emissions, and proximity to nearest occupied structures: _____</p> <p>_____</p> | |
| <p>p. Will the proposed action include any bulk storage of petroleum (combined capacity of over 1,100 gallons) or chemical products 185 gallons in above ground storage or any amount in underground storage? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Product(s) to be stored _____</p> <p>ii. Volume(s) _____ per unit time _____ (e.g., month, year)</p> <p>iii. Generally describe proposed storage facilities: _____</p> | |
| <p>q. Will the proposed action (commercial, industrial and recreational projects only) use pesticides (i.e., herbicides, insecticides) during construction or operation? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe proposed treatment(s):</p> <p>_____</p> <p>_____</p> | |
| <p>ii. Will the proposed action use Integrated Pest Management Practices? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | |
| <p>r. Will the proposed action (commercial or industrial projects only) involve or require the management or disposal of solid waste (excluding hazardous materials)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p>i. Describe any solid waste(s) to be generated during construction or operation of the facility:</p> <ul style="list-style-type: none"> • Construction: _____ tons per _____ (unit of time) • Operation : _____ tons per _____ (unit of time) <p>ii. Describe any proposals for on-site minimization, recycling or reuse of materials to avoid disposal as solid waste:</p> <ul style="list-style-type: none"> • Construction: _____ • Operation: _____ <p>iii. Proposed disposal methods/facilities for solid waste generated on-site:</p> <ul style="list-style-type: none"> • Construction: _____ • Operation: _____ | |

s. Does the proposed action include construction or modification of a solid waste management facility? ☐ Yes ☒ No

If Yes:

i. Type of management or handling of waste proposed for the site (e.g., recycling or transfer station, composting, landfill, or other disposal activities): _____

ii. Anticipated rate of disposal/processing:

- _____ Tons/month, if transfer or other non-combustion/thermal treatment, or
- _____ Tons/hour, if combustion or thermal treatment

iii. If landfill, anticipated site life: _____ years

t. Will proposed action at the site involve the commercial generation, treatment, storage, or disposal of hazardous waste? ☐ Yes ☒ No

If Yes:

i. Name(s) of all hazardous wastes or constituents to be generated, handled or managed at facility: _____

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

iii. Specify amount to be handled or generated _____ tons/month

iv. Describe any proposals for on-site minimization, recycling or reuse of hazardous constituents: _____

v. Will any hazardous wastes be disposed at an existing offsite hazardous waste facility? ☐ Yes ☒ No

If Yes: provide name and location of facility: _____

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

E. Site and Setting of Proposed Action

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

a. Existing land uses.

i. Check all uses that occur on, adjoining and near the project site.

☐ Urban ☐ Industrial ☒ Commercial ☐ Residential (suburban) ☐ Rural (non-farm)

☐ Forest ☐ Agriculture ☐ Aquatic ☐ Other (specify): _____

ii. If mix of uses, generally describe: _____

b. Land uses and coovertypes on the project site.

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

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

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

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

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

iii. Describe any development constraints due to the prior solid waste activities: _____

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

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

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

| | |
|--|--|
| v. Is the project site subject to an institutional control limiting property uses? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| <ul style="list-style-type: none"> • If yes, DEC site ID number: _____ • Describe the type of institutional control (e.g., deed restriction or easement): _____ • Describe any use limitations: _____ • Describe any engineering controls: _____ • Will the project affect the institutional or engineering controls in place? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No • Explain: _____ | |
| E.2. Natural Resources On or Near Project Site | |
| a. What is the average depth to bedrock on the project site? _____ feet | |
| b. Are there bedrock outcroppings on the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, what proportion of the site is comprised of bedrock outcroppings? _____ % | |
| c. Predominant soil type(s) present on project site: _____ % _____ % _____ % | |
| d. What is the average depth to the water table on the project site? Average: _____ feet | |
| e. Drainage status of project site soils: <input type="checkbox"/> Well Drained: _____ % of site <input type="checkbox"/> Moderately Well Drained: _____ % of site <input type="checkbox"/> Poorly Drained: _____ % of site | |
| f. Approximate proportion of proposed action site with slopes: <input type="checkbox"/> 0-10%: _____ % of site <input type="checkbox"/> 10-15%: _____ % of site <input type="checkbox"/> 15% or greater: _____ % of site | |
| g. Are there any unique geologic features on the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes, describe: _____ | |
| h. Surface water features. | |
| i. Does any portion of the project site contain wetlands or other waterbodies (including streams, rivers, ponds or lakes)? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| ii. Do any wetlands or other waterbodies adjoin the project site? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes to either <i>i</i> or <i>ii</i> , continue. If No, skip to E.2.i. | |
| iii. Are any of the wetlands or waterbodies within or adjoining the project site regulated by any federal, state or local agency? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| iv. For each identified regulated wetland and waterbody on the project site, provide the following information: | |
| <ul style="list-style-type: none"> • Streams: Name _____ Classification _____ • Lakes or Ponds: Name _____ Classification _____ • Wetlands: Name _____ Approximate Size _____ • Wetland No. (if regulated by DEC) _____ | |
| v. Are any of the above water bodies listed in the most recent compilation of NYS water quality-impaired waterbodies? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, name of impaired water body/bodies and basis for listing as impaired: _____ | |
| i. Is the project site in a designated Floodway? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| j. Is the project site in the 100 year Floodplain? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| k. Is the project site in the 500 year Floodplain? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |
| l. Is the project site located over, or immediately adjoining, a primary, principal or sole source aquifer? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If Yes: | |
| i. Name of aquifer: _____ | |

| | |
|---|--|
| <p>m. Identify the predominant wildlife species that occupy or use the project site:</p> <p>_____</p> <p>_____</p> <p>_____</p> | |
| <p>n. Does the project site contain a designated significant natural community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Describe the habitat/community (composition, function, and basis for designation): _____</p> <p style="margin-left: 20px;">ii. Source(s) of description or evaluation: _____</p> <p style="margin-left: 20px;">iii. Extent of community/habitat:</p> <ul style="list-style-type: none"> • Currently: _____ acres • Following completion of project as proposed: _____ acres • Gain or loss (indicate + or -): _____ acres | |
| <p>o. Does project site contain any species of plant or animal that is listed by the federal government or NYS as endangered or threatened, or does it contain any areas identified as habitat for an endangered or threatened species? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | |
| <p>p. Does the project site contain any species of plant or animal that is listed by NYS as rare, or as a species of special concern? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> | |
| <p>q. Is the project site or adjoining area currently used for hunting, trapping, fishing or shell fishing? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If yes, give a brief description of how the proposed action may affect that use: _____</p> <p>_____</p> | |
| <p>E.3. Designated Public Resources On or Near Project Site</p> | |
| <p>a. Is the project site, or any portion of it, located in a designated agricultural district certified pursuant to Agriculture and Markets Law, Article 25-AA, Section 303 and 304? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes, provide county plus district name/number: _____</p> | |
| <p>b. Are agricultural lands consisting of highly productive soils present? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p style="margin-left: 20px;">i. If Yes: acreage(s) on project site? _____</p> <p style="margin-left: 20px;">ii. Source(s) of soil rating(s): _____</p> | |
| <p>c. Does the project site contain all or part of, or is it substantially contiguous to, a registered National Natural Landmark? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. Nature of the natural landmark: <input type="checkbox"/> Biological Community <input type="checkbox"/> Geological Feature</p> <p style="margin-left: 20px;">ii. Provide brief description of landmark, including values behind designation and approximate size/extent: _____</p> <p>_____</p> <p>_____</p> | |
| <p>d. Is the project site located in or does it adjoin a state listed Critical Environmental Area? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>If Yes:</p> <p style="margin-left: 20px;">i. CEA name: _____</p> <p style="margin-left: 20px;">ii. Basis for designation: _____</p> <p style="margin-left: 20px;">iii. Designating agency and date: _____</p> | |

| | |
|---|---|
| e. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on, or has been nominated by the NYS Board of Historic Preservation for inclusion on, the State or National Register of Historic Places? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If Yes: | |
| i. Nature of historic/archaeological resource: <input type="checkbox"/> Archaeological Site <input type="checkbox"/> Historic Building or District | |
| ii. Name: _____ | |
| iii. Brief description of attributes on which listing is based: _____ | |
| f. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| g. Have additional archaeological or historic site(s) or resources been identified on the project site? | |
| If Yes: | |
| i. Describe possible resource(s): _____ | |
| ii. Basis for identification: _____ | |
| h. Is the project site within five miles of any officially designated and publicly accessible federal, state, or local scenic or aesthetic resource? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If Yes: | |
| i. Identify resource: _____ | |
| ii. Nature of, or basis for, designation (e.g., established highway overlook, state or local park, state historic trail or scenic byway, etc.): _____ | |
| iii. Distance between project and resource: _____ miles. | |
| i. Is the project site located within a designated river corridor under the Wild, Scenic and Recreational Rivers Program 6 NYCRR 666? | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No |
| If Yes: | |
| i. Identify the name of the river and its designation: _____ | |
| ii. Is the activity consistent with development restrictions contained in 6NYCRR Part 666? | |
| <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | |

F. Additional Information

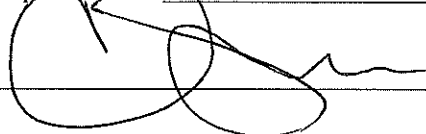
Attach any additional information which may be needed to clarify your project.

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

G. Verification

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

Applicant/Sponsor Name Chelsea Root Date 7/15/25

Signature  Title 7/15/25

TOWN OF AURORA

575 OAKWOOD AVENUE, EAST AURORA, NY 14052

BUILDING DEPARTMENT

(716) 652-7591

MEMO

TO: Mayor Mercurio, and Village Trustees

FROM: Elizabeth Cassidy, Code Enforcement Officer

DATE: July 16, 2026

The Building Department has accepted revision to the Special Use Permit (SUP) and Site Plan applications for Left Coast Taco at 54 Elm St as submitted earlier this year by Nathan Root, owner of the property.

For the site plan, the applicant would like to add an 8'x 20' shipping container behind the building that will house an arcade and it will be connected to the building by a 8'x8' entryway. The arcade requires 6 spaces and the restaurant requires 12 spaces. There are 19 spaces provided on site, including a handicap accessible space.

For amending the Special Use Permit, the applicant is requesting approval for expansion of their restaurant into the former furniture fabrication area, approval to use the attached arcade permanently, and for outdoor music during the summer.

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

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

This is an Unlisted action under SEQRA.

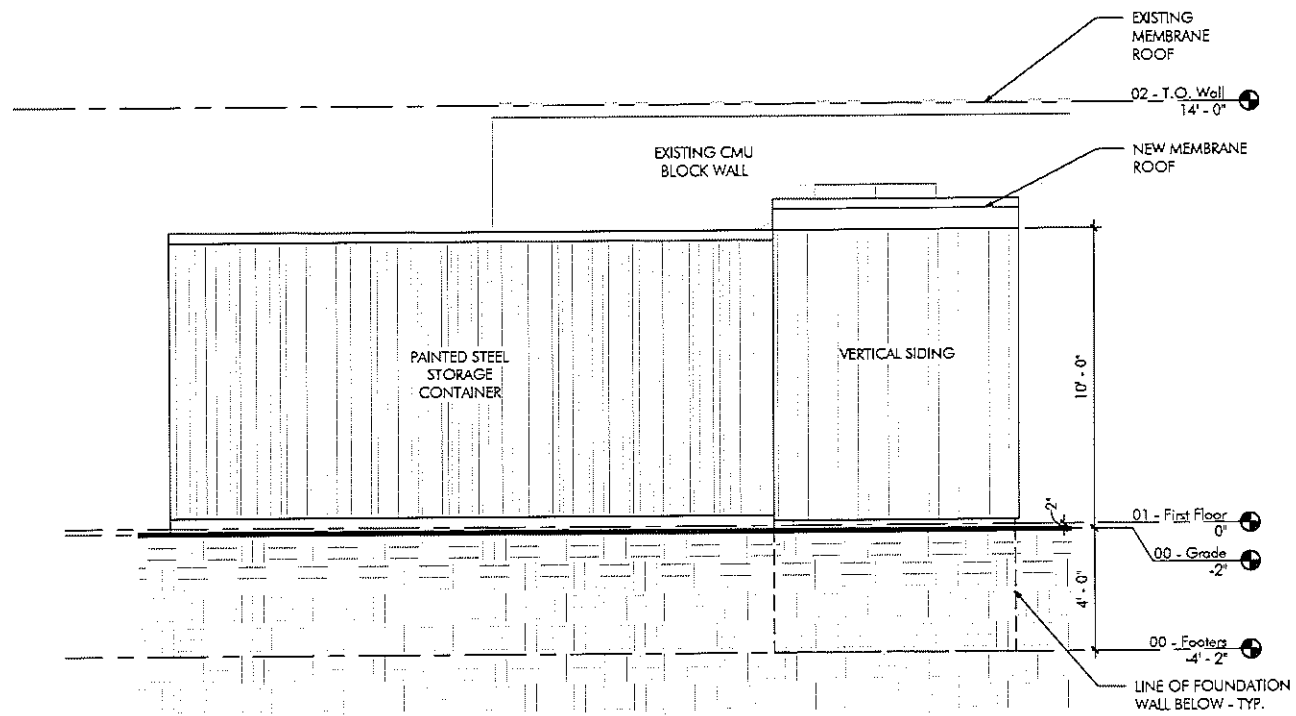
If you have any questions, please contact me at 652-7591.

Liz Cassidy

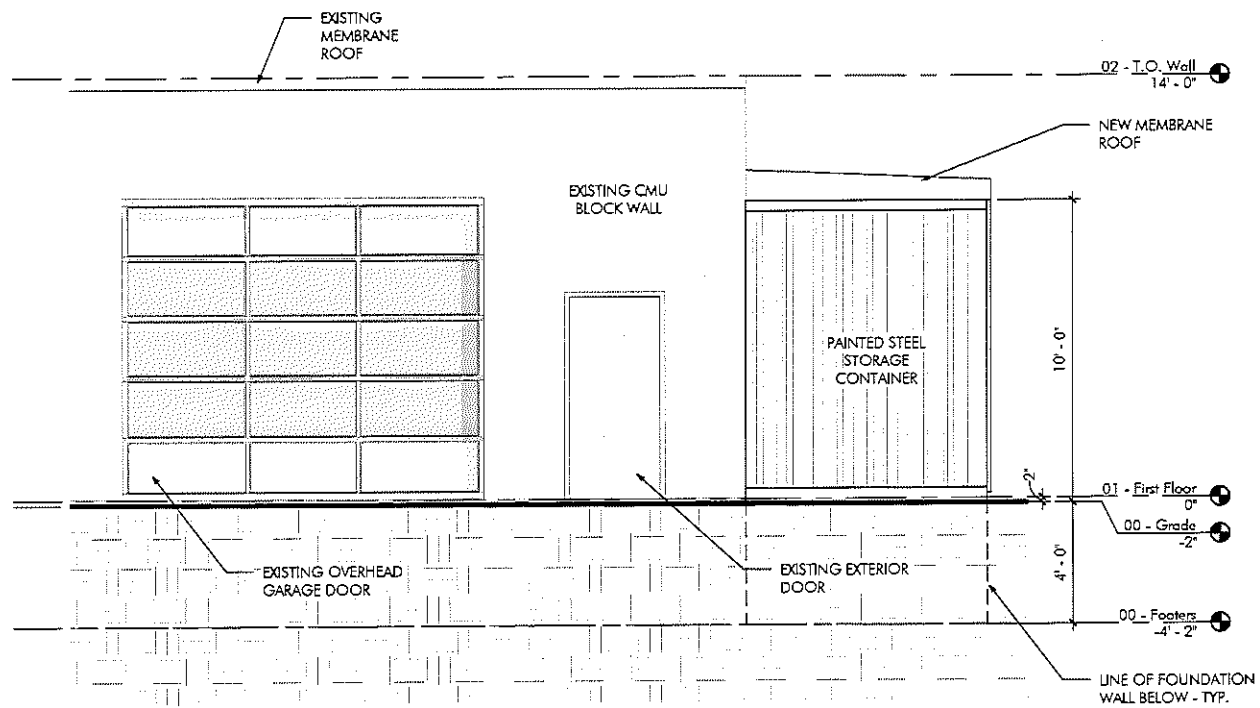
The floor plan illustrates a restaurant layout with the following components:

- Entrance:** Located at the top center, labeled "ENTRANCE DOOR".
- Bar:** A long bar labeled "Bar" is situated in the upper middle section.
- Seating Areas:**
 - Bar Seating:** A row of circular stools along the bar.
 - Booth Seating:** A long booth with circular stools along the right wall.
 - High Top Seating:** A row of high-top stools along the bottom wall.
 - Booth Seating (Opposite):** A row of circular stools along the left wall.
- Tables:**
 - Bar Tables:** Small square tables near the bar.
 - Booth Tables:** Small square tables along the booth.
 - High Top Tables:** Small square tables near the high-top seating.
 - Booth Tables (Opposite):** Small square tables along the opposite booth.
- Kitchen:** A large rectangular area labeled "Kitchen" is located in the center.
- Storage:**
 - Bar Storage:** Labeled "Bar Storage" near the bar.
 - Booth Storage:** Labeled "Booth Storage" near the booth.
 - High Top Storage:** Labeled "High Top Storage" near the high-top seating.
 - Booth Storage (Opposite):** Labeled "Booth Storage" near the opposite booth.
- Restrooms:** Two restrooms are located in the bottom right corner, labeled "Men" and "Women".
- Other Features:**
 - Booth Counter:** A counter along the booth.
 - High Top Counter:** A counter near the high-top seating.
 - Booth Counter (Opposite):** A counter along the opposite booth.
 - High Top Counter:** A counter near the high-top seating.

First Floor Plan
7.15.2025
Scale: 1/8" = 1' - 0"



Proposed East Elevation
7.16.2025
Scale: 1/4" = 1'-0"



Proposed South Elevation
7.16.2025
Scale: 1/4" = 1'-0"

TOWN OF AURORA

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

MEMO

TO: Mayor Mercurio and Village Trustees

FROM: Elizabeth Cassidy, Code Enforcement Officer

DATE: June 23, 2025

The Building Department has received a site plan application for 400 Quaker Rd and 0 Commerce Way (SBL: 175.10-1-3.13) as submitted by Jennifer Greene of WH Greene & Associates, Inc. This project is unique in that it encompasses three parcels, two in the Village and one in the Town. The project proposes construction of an addition to the existing commercial building at 400 Quaker Rd and expand parking. The Village portion of the site plan includes the building addition, parking lot expansion, and stormwater measures. The Town parcel involves parking lot expansion.

Due to the size of the project, a SWPPP has been prepared and submitted to the Village.

The application and SWPPP has been forwarded to Barton & Loguidice for review

This is an Unlisted action for purposes of SEQRA. It is my recommendation that the Village declare lead agency and list the Town as an interested agency in a coordinated review.

Please contact me with any questions.

liz

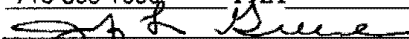
VILLAGE OF EAST AURORA
571 Main Street, East Aurora, New York 14052
716-652-6000
In conjunction with
Town of Aurora Building Department
300 Glead Ave, East Aurora, NY 14052
716-652-7591

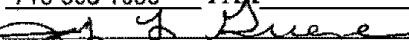
| |
|---------------------|
| Building Dept: |
| Date Received _____ |
| Complete App _____ |
| Village Clerk: |
| Date Received _____ |
| Amount \$ _____ |
| Receipt # _____ |

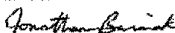
SITE PLAN APPLICATION

PROPOSED PROJECT Proposed Office Building SBL#: 175.10-1-2, 175.06-3-8, 175.10-1-3.13
LOCATION 400 Quaker Road, East Aurora, NY 14052 ZONING DISTRICT GM & VM

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 Jennifer Greene - WH Greene & Associates Inc.
ADDRESS 400 Quaker Road, East Aurora, NY 14052
TELEPHONE 716-805-1090 FAX _____ E-MAIL jgreene@whgreene.com
SIGNATURE 

OWNER NAME Jennifer Greene - WH Greene & Associates Inc.
ADDRESS 400 Quaker Road, East Aurora, NY 14052
TELEPHONE 716-805-1090 FAX _____ E-MAIL jgreene@whgreene.com
SIGNATURE 

ENGINEER/ARCHITECT/LANDSCAPE ARCHITECT
NAME Jonathan Barniak FIRM Carmina Wood Design
ADDRESS 80 Silo City, Suite 100, Buffalo, NY 14203
TELEPHONE 716-842-3165 FAX _____ E-MAIL jbarniak@carminawooddesign.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.jcrackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD Rom.
- Application fee \$25.00 and Public Hearing fee \$100.00 – Total \$125 at time of application

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

REQUIRED MEETINGS/REFERRALS:

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

SEQR ACTION:
___ Type 1 ___ Type 2 ___ Unlisted

VILLAGE BOARD ACTION:

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

Attach Village Board resolution with noted conditions.

CARMINAWOOD DESIGN

June 11, 2025

Ms. Elizabeth Cassidy, Code Enforcement Officer
The Aurora Municipal Center - Building & Code Enforcement
575 Oakwood Avenue
East Aurora, New York 14052

Re: VILLAGE OF EAST AURORA - SITE PLAN APPLICATION
Proposed Office Building
400 Quaker Road
East Aurora, NY 14052

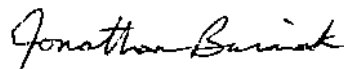
Dear Ms. Cassidy:

On behalf of WH Greene & Associates Inc., please find enclosed the following documents:

- (1) Village of East Aurora - Site Plan Review Application
- (1) Application Fee: \$125
- (20) Site Development Drawings
- (20) Proposed Addition - Exterior Elevations (by Silvestri Architects, PC)
- (20) Short Environmental Assessment Form
- (3) Stormwater Pollution Prevention Plan (SWPPP)

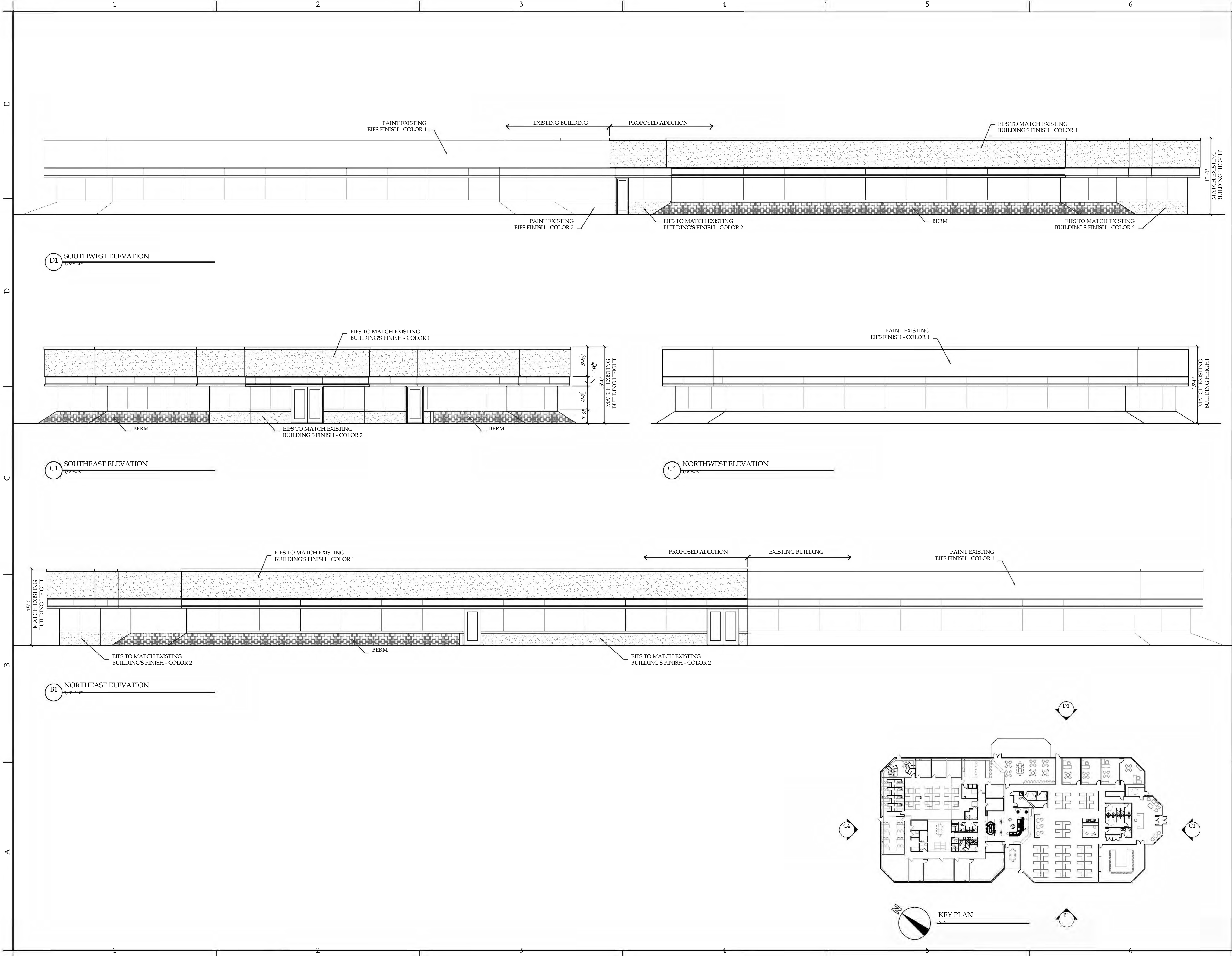
These documents are being submitted for Site Plan Review of the proposed site development located at 400 Quaker Road. If you should have any questions regarding this letter, please contact me at (716) 501-5766. Thank you.

Sincerely,



Jonathan Barniak | Associate, Civil Engineering

cc: Jennifer Greene, WH Greene & Associates Inc., (email)
Christina Barmosz, Silvestri Architects, PC (email)




NOTICE

This document, the property of, prepared and issued by the architect, is submitted for the specific project namely _____ and the recipient by accepting this document assumes custody and agrees that this document will not be copied or reproduced in part or in whole, and any special features peculiar to this design shall not be incorporated in any other project, unless prior agreement has been obtained in writing. These documents will be returned immediately upon completion of the project or upon the request of the architect.

This document is the exclusive property of the architect, no rights to ownership are transferable, or shall be lost by the filing of this document with any and all public authorities for the purpose of compliance with Codes and or Ordinances, i.e. Building Permit, etc.

Proposed Addition
to

 **GREENE**
& ASSOCIATES

400 Quaker Road
East Aurora, NY 14052


ISSUE:

| | |
|--|-----------------|
| SA PROJECT TEAM: PRINCIPAL P.Silvestri | |
| PROJ. ARCH. _____ | DRAFTER B.Pacos |
| JOB CAPT. _____ | INTERIORS _____ |

SEAL:

TITLE:

**EXTERIOR
ELEVATIONS**


SILVESTRI
ARCHITECTS • PC

1321 MILLERSPORT HWY PH. 716.691.0900
AMHERST, NY 14221 FAX 716.691.4773

| | |
|------------|----------|
| SA JOB #: | DATE: |
| 24116.01 | 06-10-25 |
| DRAWING #: | |
| A-201 | |

TOWN OF AURORA

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

MEMO

TO: Mayor Mercurio, and Village Trustees

FROM: Elizabeth Cassidy, Code Enforcement Officer

DATE: August 12, 2025

The Building Department has accepted a Special Use Permit (SUP) application for Cluck Cluck Moo Moo, LLC at 597 Oakwood Ave (601 Oakwood mailing address) as submitted by Michael Bowen. The request is for a dine-in and take-out restaurant and no outdoor seating is proposed. This property is a plaza located in the Neighborhood Commercial (NC) zoning district and a restaurant is an allowable use in this district. Parking for this use is provided as there are currently 74 parking spaces for the plaza in front of the buildings and additional parking behind.

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

This application does not need to be sent to Erie County Planning Department.

This is an Unlisted action under SEQRA.

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

Liz Cassidy

VILLAGE OF EAST AURORA

585 Oakwood Ave, East Aurora, New York 14052

716-652-6000

In conjunction with

Town of Aurora Building Department

575 Oakwood Ave, East Aurora, NY 14052

716-652-7591

Building Dept:
Date Received 8/12/25
Complete App 8/12/25
Village Clerk:
Date Filed _____
Amount \$ _____
Receipt # _____

SPECIAL USE PERMIT APPLICATION

PROPOSED PROJECT CLUCK CLUCK MOO MOO LLC SBL#: 176.05-7-2.1
LOCATION 601 OAKWOOD AVE EAST AURORA ZONING DISTRICT NC
(597 Oakwood Ave address)

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

APPLICANT NAME MICHAEL BOWEN
ADDRESS 220 KING STREET EAST AURORA NY 14052
TELEPHONE 716 706 5929 FAX _____ E-MAIL CLUCKCLUCKMOOMOO@BUFFALO.ORG
SIGNATURE [Signature] GMAIL.COM

OWNER OF PROPERTY JERRY THOMPSON SR
ADDRESS _____
TELEPHONE 716 472 0154 FAX _____ E-MAIL _____
SIGNATURE [Signature]

DEVELOPER NAME N/A
ADDRESS _____
TELEPHONE _____ FAX _____ E-MAIL _____
SIGNATURE _____

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

Days and hours of operation (indoor) SUNDAY - SATURDAY 11AM - 9PM
Days and hours of operation (outdoor) N/A

Will alcoholic beverages be served? ☐ Yes ☒ No

Will there be outdoor music? ☐ Yes ☒ No If yes, what type of music: _____

Days and times of music _____

Are premises handicap accessible? ☒ Yes ☐ No

If not, premises must be made ADA compliant

If yes, contact building department at 716-652-7591

Will there be any renovations ☒ Yes ☐ No

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- One Cover Letter to Village Board, Supporting Documents and SEQR as required in §285-52.2
- One complete file of submittal package in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD-ROM
- Application fee \$25.00, Permit fee \$25.00 and Public Hearing fee \$100.00 – Total \$150 at time of application



VILLAGE OF EAST AURORA

585 Oakwood Ave, East Aurora, New York 14052

716-652-6000

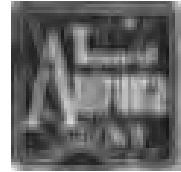
In conjunction with

Town of Aurora Building Department

575 Oakwood Ave, East Aurora, NY 14052

716-652-7591

SPECIAL USE PERMIT APPLICATION



PROPOSED PROJECT Chuck Chuck Mod Mod LLC SBL# 176.05-7-2.1

LOCATION 601 Oakwood Ave East Aurora ZONING DISTRICT NC

(585 Oakwood legal address)

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

APPLICANT NAME _____

ADDRESS _____

TELEPHONE _____ E-MAIL _____

SIGNATURE _____

OWNER NAME OAKWOOD SQUARE LLC

ADDRESS 601 OAKWOOD AVE E. AURORA

TELEPHONE 716.473.0154 E-MAIL CZIGLDTSR@AGG.COM

SIGNATURE _____

DEVELOPER NAME _____

ADDRESS _____

TELEPHONE _____ E-MAIL _____

SIGNATURE _____

Request is for: ☐ Restaurant, Indoor Dining and/or ☐ Restaurant, Outdoor Dining

☐ Gas Station ☐ Car Wash ☐ Other _____

☐ Outdoor music or other noise impact; if yes please include a quick summation of request: _____

Days and hours of operation (indoor) _____

Are premises handicap accessible? ☐ Yes ☐ No If not, premises must be made ADA compliant,
If yes, contact building department at 716-652-7591

Will there be any renovations ☐ Yes ☐ No _____

THIS APPLICATION MUST INCLUDE THE FOLLOWING:

- Cover Letter to Village Board, Supporting Documents and SEQR as required in §285-52.2
- Complete file of submittal package (cover letter, application, SEQR and supporting documentation) in PDF format via email (under 10MB) to maureen.jerackas@east-aurora.ny.us. Larger files may be submitted on a USB drive or CD-ROM
- Application fee \$25.00, Permit fee \$25.00 and Public Hearing fee \$100.00 – Total \$150 at time of application.
- 8 copies of complete submittal package (cover letter, application, SEQR and supporting documentation) sent to or dropped off at the Village Clerk's Office at 585 Oakwood Avenue East Aurora, NY 14052.

OFFICE USE ONLY: Sketch Plan Meeting Date _____

REQUIRED MEETINGS/REFERRALS:

| | Mtg/Mail Date | Conditions/Comments, if applicable: |
|---------------------|---------------|-------------------------------------|
| Planning Commission | _____ | _____ |
| Safety Committee | _____ | _____ |
| VEA DPW | _____ | _____ |
| OTHER (specify) | _____ | _____ |

SEQR ACTION:

___ Type 1 ___ Type 2 ☒ Unlisted

VILLAGE BOARD ACTION:

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

CHECK LIST FOR SPECIAL USE PERMIT APPLICATION

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



Cluck Cluck Moo Moo Inc.
484 Elmwood Ave. Buffalo, NY 14222
cluckcluckmoomoobuffalo@gmail.com
716.706.5929

August 12th, 2025

To whom it may concern,

We are a locally owned and operated takeout smashburger & hot chicken sandwich restaurant. We currently have four locations operating out of Buffalo, NY, East Amherst, NY and Snyder, NY. We are open from 11am-9pm Monday-Saturday and noon-9pm on Sunday. Each location operates with two employees per shift and we welcome indoor seating of 8-10 people that may want to enjoy their meal in our establishment. We are a counter service establishment heavily focused on the take-out experience that does not serve alcohol. The location we have chosen in East Aurora is in a commercial plaza offering ample parking to our short stay visitors.

Michael Bowen
Owner



**CLUCK CLUCK
MOO MOO**

Cluck Cluck Moo Moo Inc.

484 Elmwood Ave. Buffalo, NY 14222

cluckcluckmoomoobuffalo@gmail.com

716.706.5929

August 12th, 2025

We have chosen the Oakwood Plaza based on its proximity to the center of the village allowing for easy access by foot, bike or vehicle. My family and I have lived on King Street, located a few hundred feet from the plaza, for 8 years, and on Mill St in the Town of Aurora for 10 years previous to that. We see the need for a place to grab quick made-to-order food on the go in our community. Our business will compliment the neighboring businesses already located within the plaza and we have reached out to the owner's of Del Aureo's, located in the same plaza they have welcomed us with open arms. The space we are proposing to lease was April's Home-style Meals, (previously David's Home-style Meals) which focused on meal's cooked on the premises and purchased to-go. The exterior of the property is meticulously maintained by the building manager and his grounds crew. There will be no negative impact to the surrounding area due to noise, dust, fumes, or contaminations to the environment. Both myself, my business partner Nick Kotrides and our operating managers are on hand at each of our locations to ensure not only the quality of food that is produced, meets our high standards, but that our establishments are clean, safe and properly presented to the public. We look forward to becoming a partner in business with the same community we have been fortunate to raise our children.

Michael Bowen
Owner

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: Cluck Cluck Moo Moo LLC | | | |
| Project Location (describe, and attach a location map): 601 Oakwood Ave East Aurora, NY 14052 | | | |
| Brief Description of Proposed Action: We are looking to remodel the 1200 square foot retail space located in the Oakwood Plaza, formerly April's Homecook Meal's, and make it into a takeout smashburger restaurant. | | | |
| Name of Applicant or Sponsor: Michael Bowen | | Telephone: 7167065929 E-Mail: cluckcluckmoomoonbuffalo@gmail.com | |
| Address: 484 Elmwood Ave | | | |
| City/PO: Buffalo | | State: New York | Zip Code: 14222 |
| 1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? | | NO | YES |
| 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. | | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 2. Does the proposed action require a permit, approval or funding from any other government Agency? | | NO | YES |
| If Yes, list agency(s) name and permit or approval: | | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 3. a. Total acreage of the site of the proposed action? | | 1.3 N/A acres | |
| b. Total acreage to be physically disturbed? | | 0 N/A acres | |
| c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? | | 1.3 N/A 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. <u>A permitted use under the zoning regulations?</u> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| b. <u>Consistent with the adopted comprehensive plan?</u> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6. <u>Is the proposed action consistent with the predominant character of the existing built or natural landscape?</u> | NO | YES | |
| | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 7. <u>Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area?</u> | NO | YES | |
| If Yes, identify: _____ | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 8. a. <u>Will the proposed action result in a substantial increase in traffic above present levels?</u> | 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. <u>Does the proposed action meet or exceed the state energy code requirements?</u> | NO | YES | |
| If the proposed action will exceed requirements, describe design features and technologies: _____ _____ | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 10. <u>Will the proposed action connect to an existing public/private water supply?</u> | NO | YES | |
| If No, describe method for providing potable water: _____ _____ | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 11. <u>Will the proposed action connect to existing wastewater utilities?</u> | NO | YES | |
| If No, describe method for providing wastewater treatment: _____ _____ | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places? | NO | YES | |
| | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| b. Is the project site, or any portion of it, located in or adjacent to an area designated as sensitive for archaeological sites on the NY State Historic Preservation Office (SHPO) archaeological site inventory? | <input checked="" type="checkbox"/> | <input type="checkbox"/> | |
| 13. a. <u>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?</u> | 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: _____ _____ _____ | | | |

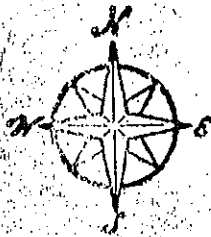
[illegible]

SHARED WALL WITH GOLDEN CALF BUTCHER

SHARED WALL WITH LARWOOD PHARMACY-

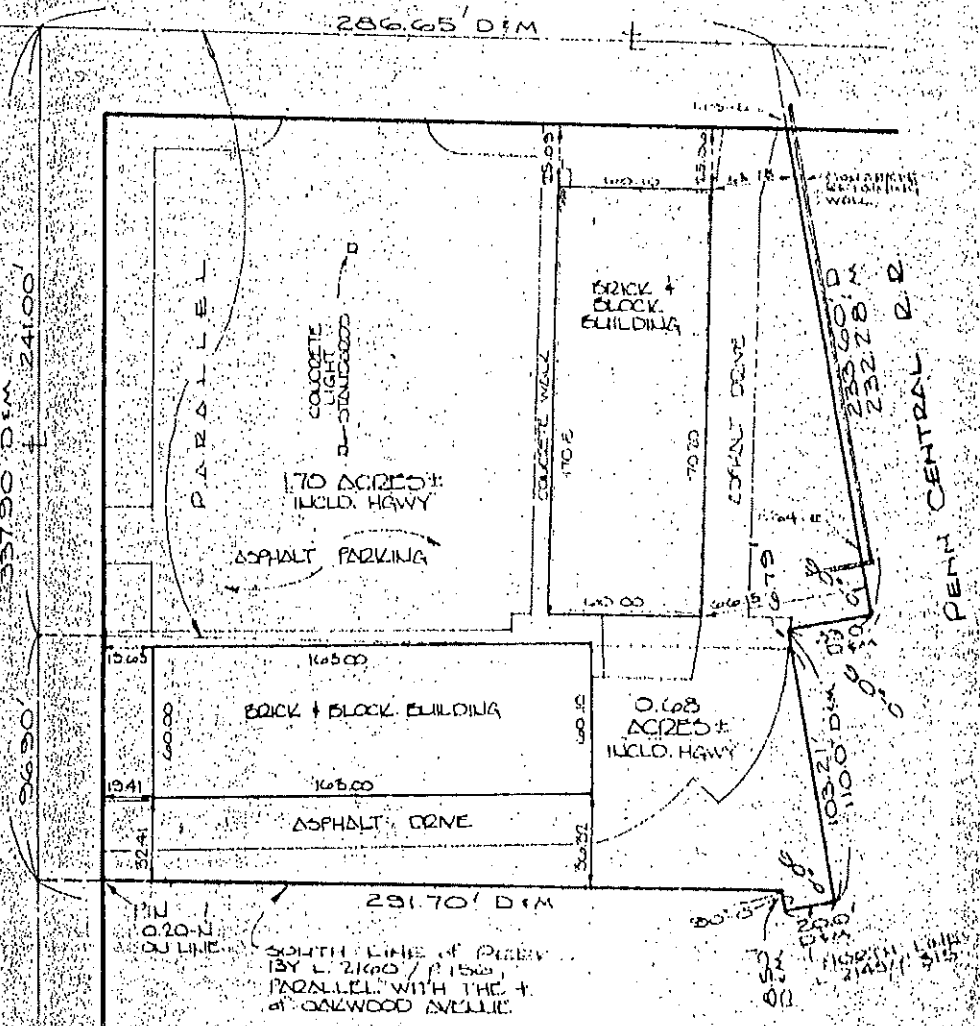
FRONT OF PLAZA

$$\downarrow$$



OAKWOOD (66' WIDE) AVENUE

KING STREET (45.5' WIDE)



UNAUTHORIZED ALTERATION OR ADDITION TO THIS SURVEY MAP IS A VIOLATION OF SECTION 7209, PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW



VILLAGE OF EAST AURORA
PART OF L. 235 T. 2 R. 2 E. TOWN OF AURORA; COUNTY OF ...; NEW YORK

| RESURVEY | | |
|----------|--------|---------------------|
| DATE | JOB | DESCRIPTION |
| 12-11-72 | 721213 | BUILDING LOCATE CAD |
| 9-13-74 | 740867 | RESURVEY CAD |
| | | |
| | | |
| | | |

Conable, Sampson, Van Kuren, Huffcut & Gerlis
Engineers ——— Surveyors

Orchard Park, New York Lanes, Penna.

DRAWN BY CAD SCALE 1"=60'
CHECKED BY DATE 10-8-12

JOB 720563 SHEET 2E-50/60

Application #475-7