

To: Town Board <townboard@townofaurora.com>  
Subject: FW: NY Forward Interview

WS-1 5A

LUKE WOCHENSKY  
Councilmember, Town of Aurora  
575 Oakwood Ave.  
East Aurora, NY 14052  
[LWochensky@TownofAurora.com](mailto:LWochensky@TownofAurora.com)

**From:** Sumbundu, Mo (ESD) <Mo.Sumbundu@esd.ny.gov>  
**Sent:** Wednesday, October 4, 2023 9:05 AM  
**To:** Supervisor <supervisor@townofaurora.com>  
**Cc:** Luke Wochensky <lwochensky@townofaurora.com>; Sullivan, Sonia (ESD) <Sonia.Sullivan@esd.ny.gov>; esd.sm.wnydri <WNYDRI@esd.ny.gov>  
**Subject:** NY Forward Interview

Dear Supervisor Bach,

Thank you for your application to the 2023 NY Forward (NYF). Each applicant will be scheduled for a brief interview regarding the details of their proposal with members of the WNY Regional Economic Development Council (REDC) and Empire State Development (ESD). Your interview is scheduled to begin promptly on Monday, October 16, 2023 at **4:00 p.m.** Please confirm your availability to participate at the scheduled time. You will have up to 15 minutes to make your presentation followed by 10 minutes for questions from the WNY REDC and ESD. PowerPoint is not required but if you are using a PowerPoint deck to make your presentation, please send the PPT file to me by **COB Wednesday, October 11<sup>th</sup>**.

During your presentation, please address the three bullets below and complete the attached **budget document** of proposed NYF projects, ranked, including a one sentence description of each project, total project cost for each project, current project status, current funds committed for each project (if any), and NYF funds requested to help support each project. The attachment is also due by **COB Wednesday, October 11<sup>th</sup>**.

- Why do you think your community is ready for this opportunity?
- What makes your community unique?

# AURORA TOWN COU

WS-2 5B

**JEFFREY P. MARKELLO**  
TOWN JUSTICE



**ANTHONY DIFILLIPO IV**  
TOWN JUSTICE

Office of Justice Court Support  
Division of Professional and Court Services  
Attn: JCAP  
2500 Pond View, Suite 104  
Castleton-on-Hudson, NY 12033  
Fax: 518-471-4807  
Email: [jcap@nycourts.gov](mailto:jcap@nycourts.gov)

October 3, 2023

RE: 2023-2024 JCAP Application

To Whom It May Concern,

The Aurora Town Court would like to request grant funding for a construction project in our courtroom. The project will involve covering the main concrete courtroom floor with carpet tiles and tearing up the old carpet and re-carpeting the judge's bench area as well as the stairs to the bench. The concrete flooring makes the acoustics in the room very difficult for the judges, clerks, and lawyers to communicate effectively. The concrete floor can get hazardous during winter due to snow and moisture being brought in on footwear. The stairs to the judge's bench are torn and the bench area is very worn.

In addition to the courtroom, we would also like to request funding to carpet the clerk's office and judge's chambers. The old carpet has water stains that can be seen from the courtroom and is worn and torn.

The project covering the courtroom area should take approximately 1-3 days. The project covering the clerk's office and judge's chambers should take approximately 3-4 days.

Respectfully,

Maureen Kenney  
Court Clerk

571 MAIN STREET · EAST AURORA, NEW YORK 14052  
PHONE: (716) 652-5275 FAX (716) 652-4687

To: Martha Librock

From: Jeffrey P. Markello, Town Justice

Re: Application for funding from the Justice Court Assistance Program

Date: September 29, 2023

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The Town Court is requesting authorization from the Town Board to apply for funding from the Justice Court Assistance Program during the upcoming grant cycle. One required component of that application is a Resolution from the Town Board authorizing the Town Court to apply for this funding.

**The Division of Professional and Court Services will not accept the court's application unless the Resolution incorporates one of the following two options EXACTLY as written below:**

Option # 1

*★  
PREFERRED*

"The Board of the Town of Aurora authorizes the Aurora Town Court to apply for a JCAP grant in the 2023-2024 grant cycle up to \$30,000."

Option # 2

"The Board of the Town of Aurora authorizes the Aurora Town Court to apply for a JCAP grant in the 2023-2024 grant cycle up to \$22,525."

While the Resolution may include one or more "WHEREAS" clauses, it is essential that the "Be it RESOLVED" portion of the Town Board's resolution be worded exactly as one of the options indicated above (with the addition of the name of the Town inserted as shown above in both options and with the addition of the amount requested as shown above in the second option.)

In addition, the Board Resolution must be certified.

**The deadline for our application is Friday, October 13, 2023.**

Thank you for your attention to this matter and for your help with the Court's application.



WS-3

5C

575 Oakwood Avenue, East Aurora, NY 14052  
www.townofaurora.com

**APPLICATION FOR DWELLING GROUP**

Application Date: 9.28.23

Property location

Address: 4479 TRANSIT RD PO ORCHARD PARK SBL# 174.00-1-35.12

Property Owner Name(s): SIMMONS, JEFF + AIMEE

1. Zone(s) or use districts(s) in which property is located: RR/A

2. Existing use of property:  Residential     Residential/Agriculture     Other \_\_\_\_\_

3. Type of building to be constructed/altered: GARAGE Total sq. ft.....

4. Size of building upon completion.....ft wide.....ft long.....ft high.....stories

5. Front yard setback measurement:

Building A: 95'    Building B: 100'    Building C: N/A

6. Rear yard setback measurement:

Building A: 120'    Building B: 80'    Building C: N/A

7. Side Yards setback measurements:

(side 1)    Building A: 70'    Building B: 150'    Building C: N/A

(side 2)    Building A: 70'    Building B: 11'    Building C: N/A

Narrative (Please describe in detail the reason for this request.): \_\_\_\_\_

**We are proposing to remodel approximately 1/2 of the the interior of the existing garage into an "in-law" apartment for [my] parents.**

**We would be installing new septic system - ( previously approved by civil engineer - letter included here)**

**We would run new Erie County Water line from Old Transit Rd.**

**We would run a new gas line from Old Transit Rd.**

**Electric is existing.**

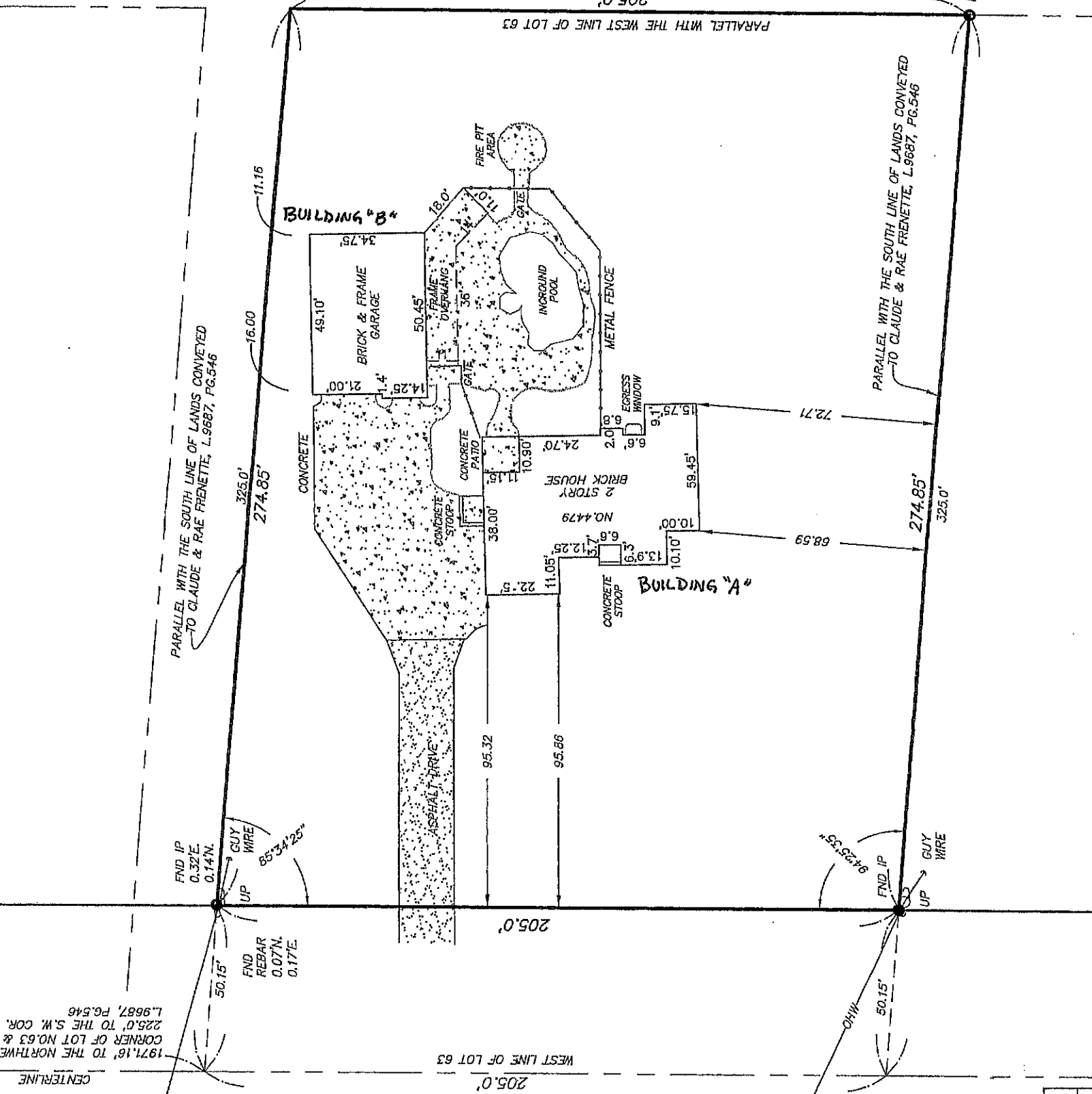


TOWN OF

PAR

FND IP

# TRANSIT ROAD (100' WIDE)



197.16' TO THE NORTHWEST CORNER OF LOT NO. 63 & 225.0' TO THE S.W. COR. L.9687, PG.546

50.15' FND REBAR 0.07'N. 0.17'E

UP GUY WIRE

85°34'25"

94°35'35"

UP GUY WIRE

50.15' FND IP

PARALLEL WITH THE SOUTH LINE OF LANDS CONVEYED TO CLAUDE & RAE FRENETTE, L.9687, PG.546

325.0'

274.85'

16.00'

11.16'

PARALLEL WITH THE SOUTH LINE OF LANDS CONVEYED TO CLAUDE & RAE FRENETTE, L.9687, PG.546

325.0'

274.85'

68.59'

10.00'

58.45'

72.71'

205.0'

PARALLEL WITH THE WEST LINE OF LOT 63

BUILDING "B"

BUILDING "A"

BRICK & FRAME GARAGE

49.10'

34.75'

21.00'

50.45'

14.25'

1.4'

36'

18.0'

INGROUND POOL

METAL FENCE

EGRESS WINDOW

2.0'

9.1'

9.75'

2 STORY BRICK HOUSE NO. 4479

24.70'

10.90'

11.5'

38.00'

11.01'

12.25'

13.9'

10.10'

6.8'

6.3'

ASPHALT DRIVE

95.32'

95.86'

CONCRETE

CONCRETE PATIO

CONCRETE STOOP

CONCRETE STOOP

FIRE PIT AREA

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GATE

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ZBA #1449  
9/21/2023

MINUTES OF A MEETING AS HELD BY THE  
ZONING BOARD OF APPEALS OF THE  
TOWN OF AURORA

September 21, 2023

**CASE #1449-Jeffrey and Amie Simmons**  
**4479 Transit Road, East Aurora, NY**

Decision:

After due deliberation by the members of the Zoning Board of Appeals of the Town of Aurora, County of Erie and State of New York, the following motion was made by Rod Simeone and seconded by Ray Wrazen to grant an 8.4' side yard setback variance and lot width variance for a proposed dwelling group (two separate dwellings on one parcel) at 4479 Transit Road, PO Orchard Park) Town of Aurora, NY, with a condition that the property can never be sub-divided. This variance is being granted in accordance with the testimony and exhibits presented.

Upon a vote being taken:

Ernst	Aye			
Wrazen	Aye			
Simeone	Aye			
Carl	Nay			
Burkhardt	Aye	Ayes-four	Noes-One	Motion carried.

**ZONING BOARD OF APPEALS  
TOWN OF AURORA  
DECISION**

**RE: APPEAL NO. 1449**

A public hearing on the Application of Jeffery and Amie Simmons ("the Petitioners"), for a side yard setback variance and a lot width variance for a proposed dwelling group (two separate dwellings on one parcel) at 4479 Transit Road, PO Orchard Park, Town of Aurora, New York (the "Premises"), having been called before the Zoning Board of Appeals in the Aurora Municipal Building, 575 Oakwood Avenue, on the 21<sup>st</sup> day of September, 2023 at 7:00 p.m., after due notice published in the East Aurora Advertiser as prescribed in Section 267-a, Subdivision 7 of the Town Law and Section 116-9 (F) of the Code of the Town of Aurora.

Present were:

Paul Ernst – Chairman  
Rodney Simeone  
Mandy Carl  
Nancy Burkhardt  
Raymond Wrazen - Alternate

Also Present : Rich Miga – Assist. Code Enforcement Officer  
Sheryl Miller – Secretary

Absent : Davis Heussler  
Stephanie Morgan - Alternate

The Secretary read the Notice of Public Hearing and the Affidavit of Publication which were duly marked as exhibits herein (Exhibits 1 and 2).

Amie Simmons appeared along with her father Chris Revett.

The Petitioners indicated that they are proposing to build out approximately 900-1000 s.f. in the rear portion of the existing garage to become a dwelling unit for Amie's parents. It will consist of a bedroom/bathroom suite, living area, kitchen and mudroom. They stated the existing electrical service is adequate to service the proposed dwelling unit. A new water and gas line will be constructed from the road. A new septic system will also be constructed.

The Chairman told the Board the town had received no opposition to the request.

The Chairman opened the hearing to the public and noted no one had appeared.

At a duly convened public meeting held on the 21st day of September, 2023, after said public meeting, the Zoning Board of Appeals finds as follows :

## Findings

1. This is a Type II Action pursuant to Article 8 of New York State Environmental Conservation Law and the regulations promulgated thereunder, Part 617 of the NYS Code of Rules and Regulations (SEQR). This Petition was referred to the Erie County Division of Planning and it was advised on September 6, 2023, that it had no recommendation on the proposed action and that it was a matter of local concern (Exhibit 6).

2. After further discussion amongst themselves the Board feels the variance will not create an undesirable change in character of the neighborhood, as there is no physical change to the exterior of the structure or property. The benefit sought by the Petitioner cannot be achieved by some other method other than variance. The Board feels the variance is not substantial under the circumstance of a rural lot and it will have no adverse effect or impact on the physical or environmental condition of the rural neighborhood. The landscape and character of the neighborhood will not be changed as there will be no impact on the surroundings, as there is no change to the property. The Board felt the Petitioner did self-created the problem but it is the best solution for them to accomplish their quest of moving in Amie's parents.

Rod Simeone made a motion to approve the side yard setback variance and a lot width variance for a proposed dwelling group (two separate dwellings on one parcel) at 4479 Transit Road, PO Orchard Park, Town of Aurora, New York (the "premises"), with the condition of the property can never be sub-divided.

Raymond Wrazen seconded the motion.

On a roll call, the vote was:

Paul Ernst	Aye
Rodney Simeone	Aye
Nancy Burkhardt	Aye
Mandy Carl	Nye
Raymond Wrazen	Aye

The motion was carried.

Ayes : 4          Noes : 1

RESOLVED, that variances applied for by the Petitioners in Application No. 1449 be and hereby is granted subject to any conditions set forth herein.

Dated: East Aurora, New York  
September 21, 2023

  
Chairman



## 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: <b>REMODEL INTERIOR OF EXISTING GARAGE</b>			
Project Location (describe, and attach a location map): <b>4479 TRANSIT RD., ORCHARD PARK, NY 14127</b>			
Brief Description of Proposed Action: <b>REMODEL 1/2 OF GARAGE (EXISTING) INTO A SMALL IN-LAW APARTMENT. INSTALL NEW, SMALL SEPTIC SYSTEM. BRING E.C. WATER FROM STREET. BRING NAT. FUEL GAS FROM ST. ELECTRIC IS EXISTING. NO CHANGE TO EXTERIOR OF GARAGE.</b>			
Name of Applicant or Sponsor: <b>JEFFREY AND AMIE SIMMONS</b>		Telephone: _____	_____
		E-Mail: <b>ami</b>	<b>mail.com</b>
Address: <b>4479 TRANSIT RD.</b>			
City/PO: <b>ORCHARD PARK</b>		State: <b>NY</b>	Zip Code: <b>14127</b>
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
2. Does the proposed action require a permit, approval or funding from any other government Agency? If Yes, list agency(s) name and permit or approval: <b>ECHD Septic permit, TOA Building Permit</b>			NO <input type="checkbox"/> YES <input checked="" type="checkbox"/>
3. a. Total acreage of the site of the proposed action?		<b>1.29</b> acres	
b. Total acreage to be physically disturbed?		<b>0</b> acres	
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor?		<b>1.29</b> acres	
4. Check all land uses that occur on, are adjoining or near the proposed action:			
<input type="checkbox"/> Urban <input checked="" type="checkbox"/> Rural (non-agriculture) <input type="checkbox"/> Industrial <input type="checkbox"/> Commercial <input checked="" type="checkbox"/> Residential (suburban)			
<input type="checkbox"/> Forest <input type="checkbox"/> Agriculture <input type="checkbox"/> Aquatic <input type="checkbox"/> Other(Specify):			
<input type="checkbox"/> Parkland			

5. Is the proposed action, a. A permitted use under the zoning regulations?	NO	YES	N/A
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Consistent with the adopted comprehensive plan?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify: _____	NO	YES	
	<input checked="" type="checkbox"/>	<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	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" 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	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water: _____ _____	NO	YES	
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: <u>NEW SEPTIC SYSTEM</u> <u>APPROVED BY CIVIL ENGINEER</u>	NO	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
12. a. Does the project site contain, or is it substantially contiguous to, a building, archaeological site, or district which is listed on the National or State Register of Historic Places, or that has been determined by the Commissioner of the NYS Office of Parks, Recreation and Historic Preservation to be eligible for listing on the State Register of Historic Places?  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	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency? 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	YES	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input checked="" type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input checked="" type="checkbox"/> Suburban		
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
16. Is the project site located in the 100-year flood plan?	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes,	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<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	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe: _____ _____	NO	YES
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<b>I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE</b>		
Applicant/sponsor/name: <u>Amie Simmons</u> Date: <u>4/24/23</u>		
Signature: <u>Amie Simmons</u> Title: <u>owner</u>		

Mr. Chris Revett  
4479 Transit Road  
Orchard Park, NY 14127

July 24, 2022

Mr Revett,

This letter is in response to a request for evaluation of the parcel located at 4479 Transit Road. A field visit was made on 7/23/22. The parcel was evaluated to determine if there is adequate room to install a 220 GPD private on-site sewage system for a proposed new In-Law residence.

The parcel size does meet the minimum lot size required by the Erie County Department of Health for private on-site sewage. Additionally, the east and southeast portion of the lot will provide adequate space to accommodate the new septic system and provide for the minimum system offsets required by the health department code. This area will also avoid any conflict with other utilities coming from Transit Road. The field evaluation is limited to the installation of a private on-site sewage system only. The installation of other utilities is not part of this evaluation.

The field evaluation is not to be confused with a final approval. The system will need to be designed by a licensed professional engineer and approved by the Erie County Department of Health.

If you have any questions, please feel free to contact me.

Richard L. Felber, P.E.

*Richard J. Felber P.E.*

WS-4

5D

WHEREAS, Blakeley Corners is a County road within the Town of Aurora; and

WHEREAS, residents of the Town of Aurora have reported that the winding road and speed limit on Blakeley Corners Road pose a risk to drivers in the area and have requested that the Town investigate possible options for improving traffic safety along Blakeley Corners Road beginning at the railroad crossing and extending east to the Wales town line; and

WHEREAS, multiple motor vehicle accidents have occurred along this section of Blakeley Corners Road.

NOW THEREFORE BE IT

RESOLVED, that the Aurora Town Board hereby requests a traffic safety study by Erie County Department of Public Works, Division of Highways to assess the safety concerns arising along Blakeley Corners Road between Olean Road and the Wales town line and to consider better signage and other traffic calming devices for this section of roadway; and

RESOLVED, that the Aurora Town Board directs the Town Clerk to submit a certified copy of this resolution to the Erie County Department of Public Works, Division of Highways.



# Department of Transportation

WS-5

MARIE TI

Commissioner

FRANK P. CIRILLO, SR/WA  
Regional Director

September 25, 2023

Gina Wilkolaski, P.E., Traffic Safety Engineer  
Erie County Department of Public Works  
Rath Building, 14<sup>th</sup> Floor  
95 Franklin Street  
Buffalo, NY 14202

Subject: **SPEED LIMIT REDUCTION  
BOWEN ROAD, EAST AURORA VILLAGE LINE TO ELMA TOWNLINE  
TOWN OF AURORA**

Dear Ms. Wilkolaski:

This is in reply to your recent correspondence regarding the above subject. We have completed our investigation related to this matter.

The need for a reduced speed limit is based on a thorough evaluation of many factors, including roadway characteristics, roadside development, and a statistical analysis of prevailing speeds as determined by radar checks. The majority of motorists drive at a speed which they perceive to be reasonable and prudent for existing conditions. Experience has shown that if there is no apparent reason for driving at a reduced speed, the posting of signs with an arbitrarily lower speed limit does not result in voluntary compliance by the majority of drivers. Thus, the lower speed limit results in larger speed differentials which can make the road less safe.

Generally, the 85<sup>th</sup> percentile speed and the 10-mile pace are the predominant factors in determining the appropriate speed limit. The 85<sup>th</sup> percentile speed is that speed at or below which 85 percent of all vehicles travel. The 10-mile pace is that ten mile per hour speed interval that includes the greatest number of vehicles. In the case of Bowen Road, the 85<sup>th</sup> percentile speed was found to be 47 mph. The 10-mile pace was 38-47 mph with 85 percent of the traffic within the pace. Twenty-eight percent of the traffic exceeded the existing 45 mph speed limit, 77 percent exceeded 40 mph and 98 percent exceeded 35 mph. Any potential reduced speed limit value should not place more than one-third of the traffic in technical violation of said value.

In addition to the radar data we obtained, we utilized the Federal Highway Administration's USLIMITS2 speed limit analysis software program as part of our assessment to independently determine a recommended speed limit on the basis of existing operating speeds, crash data, traffic volumes, roadside development and roadway geometry. The USLIMITS2 program output did not recommend lowering the

September 25, 2023

Page 2 of 2

speed limit on Bowen Road. Considering the radar data we have obtained and the USLIMITS2 output, we have determined that we will not reduce the existing 45 mph speed limit at this time.

We also reviewed the latest three years of crash data along Bowen Road as reported to the New York State Department of Motor Vehicles. Within that period, there were five crashes. One crash was attributed to DWI, one head collision due to unsafe speed, one collision with a deer, and two rear end crashes (attributed to following too closely and the other to a road rage event). There does not appear to be a pattern of crashes where speed is a contributing factor.

Thank you for your interest in and support for the transportation system. If you have any questions or need additional information, please feel free to contact me at (716) 847-3268 or David Sobol, of my staff, at (716) 847-3256.

Sincerely,

*"Original Signed by  
Brian P. Kirby, P.E."*

Brian P. Kirby, P.E.  
Acting Regional Traffic Engineer

BPK/BMC/DAS

cc: Major Eugene Staniszewski, Troop "A" Commander, NYS Police  
Martha L. Librock, Town Clerk, Town of Aurora

14.22-00  
5230032



## Department of Transportation

**KATHY HOCHUL**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**FRANK P. CIRILLO, SR/WA**  
Regional Director

September 25, 2023

Gina Wilkolaski, P.E., Traffic Safety Engineer  
Erie County Department of Public Works  
Rath Building, 14<sup>th</sup> Floor  
95 Franklin Street  
Buffalo, NY 14202

Subject: **SPEED LIMIT REDUCTION  
CENTER STREET, WEST GATE DRIVE TO EAST AURORA VILLAGE LINE  
TOWN OF AURORA**

Dear Ms. Wilkolaski:

This is in reply to your recent correspondence regarding the speed limit reduction on Center Street between West Gate Drive and East Aurora Village, in the Town of Aurora. We have completed our investigation related to this matter.

The need for a reduced speed limit is based on a thorough evaluation of many factors, including roadway characteristics, roadside development, and a statistical analysis of prevailing speeds as determined by radar checks. The majority of motorists drive at a speed which they perceive to be reasonable and prudent for existing conditions. Experience has shown that if there is no apparent reason for driving at a reduced speed, the posting of signs with an arbitrarily lower speed limit does not result in voluntary compliance by the majority of drivers. Thus, the lower speed limit results in larger speed differentials which can make the road less safe.

Generally, the 85<sup>th</sup> percentile speed and the 10-mile pace are the predominant factors in determining the appropriate speed limit. The 85<sup>th</sup> percentile speed is that speed at or below which 85 percent of all vehicles travel. The 10-mile pace is that ten mile per hour speed interval that includes the greatest number of vehicles. In the case of Center Street, the 85<sup>th</sup> percentile speed was found to be 51 mph. The 10-mile pace was 42-51 mph with 84 percent of the traffic within the pace. Sixty-nine percent of the traffic exceeded the existing 45 mph speed limit, 99 percent exceeded 40 mph and 100 percent exceeded 35 mph. Any potential reduced speed limit value should not place more than one-third of the traffic in technical violation of said value.

In addition to the radar data we obtained, we utilized the Federal Highway Administration's USLIMITS2 speed limit analysis software program as part of our assessment to independently determine a recommended speed limit on the basis of existing operating speeds, crash data, traffic volumes, roadside development and



September 25, 2023

Page 2 of 2

roadway geometry. The USLIMITS2 program output did not recommend lowering the speed limit on Center Street. Considering the radar data we have obtained and the USLIMITS2 output, we have determined that we will not reduce the existing 45 mph speed limit at this time.

We also reviewed the latest three years of crash data along Center Steet as reported to the New York State Department of Motor Vehicles. Within that period, there were five reported crashes. Three were run off the road type (one attributed to mechanical failure, one to snow and ice road conditions and another to DWI). The other two crashes were deer related. There does not appear to be a pattern of crashes where speed is a contributing factor.

Thank you for your interest in and support for the transportation system. If you have any questions or need additional information, please feel free to contact me at (716) 847-3268 or David Sobol, of my staff, at (716) 847-3256.

Sincerely,

*"Original Signed by  
Brian P. Kirby, P.E."*

Brian P. Kirby, P.E.  
Acting Regional Traffic Engineer

BPK/BMC/DAS

cc: Major Eugene Staniszewski, Troop "A" Commander, NYS Police  
Martha L. Librock, Town Clerk, Town of Aurora

14.22-00  
5230033

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## NOTICE OF PUBLIC HEARING

A Public Hearing will be held on Tuesday, October 10, 2023 at 7:00 p.m. in the Aurora Municipal Center meeting room at 575 Oakwood Avenue, East Aurora, NY, regarding the use of Federal Community Development funds in the Town of Aurora.

The Town of Aurora is eligible for a Federal Community Development grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Aurora.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Aurora's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Town Clerk at (716) 652-3280 by October 6, 2023.

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**NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Aurora on the 10<sup>th</sup> day of October, 2023 (Tuesday) at 7:00 p.m. at the Aurora Municipal Center located at 575 Oakwood Avenue, East Aurora, New York, 14052, at which interested citizens shall have an opportunity to be heard on the plans for a proposed family golf center at SBL 176.00-4-25.1 Olean Road (aka 600 Olean Road), East Aurora, New York. Copies of the proposal are available for review at the offices of the Town Clerk during normal business hours or on the Town website [www.townofaurora.com](http://www.townofaurora.com)

By Order of the Town Board of the Town of Aurora  
Dated: September 25, 2023  
Martha L. Librock  
Town Clerk  
Town of Aurora

5E



SUPERVISOR  
JAMES J. BACH  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)

MARTHA L. LIBROCK  
(716) 652-3280  
[townclerk@townofaurora.com](mailto:townclerk@townofaurora.com)

**TOWN OF AURORA**  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

**MEMO** \_\_\_\_\_

TO: Aurora Town Board  
FROM: Kathleen Moffat  
RE: Tentative Budget Changes  
DATE: 10/10/23

The following is a list of changes made to the 2024 Tentative Budget:

- Increased A Fund Appropriated Fund Balance from \$130,000 to \$138,100
- Increased A 1220.102 Assistant to the Supervisor from \$48,481 to \$49,718
- Increased A 1410.100 Town Clerk from \$72,908 to \$74,158
- Increased A 3620.100 Code Enforcement Officer from \$71,223 to \$72,459
- Increased A 5010.100 Highway Superintendent from \$72,908 to \$74,158
- Increased A 6772.100 Senior Center Director from \$55,000 to \$56,236
- Increased A 7020.100 Director of Recreation from \$58,835 to \$60,072
- Increased A 9030.800 Social Security from \$130,000 to \$130,600

**Budget Impacts:**

- \$36,364 under the tax cap
- A Fund: 2.97% tax increase
- B Fund: .47% tax decrease
- DA Fund: 5.6% tax increase
- DB Fund: 1.73% tax decrease

LEGAL NOTICE  
TOWN OF AURORA  
PUBLIC HEARING  
on the  
2024 Preliminary Operating Budget

Notice is hereby given that the Preliminary Operating Budget of the Town of Aurora for the fiscal year beginning January 1, 2024 has been completed and filed in the office of the Aurora Town Clerk where it is available for inspection by any interested persons during regular business hours and posted on the Town of Aurora website [www.townofaurora.com](http://www.townofaurora.com); and

Further notice is hereby given that the Aurora Town Board will meet and review said budget and hold a public hearing thereon at 7:00 p.m. on the 23<sup>rd</sup> day of October, 2023 in the Aurora Municipal Center meeting room, 575 Oakwood Avenue, East Aurora, New York, and that at such hearing any person may be heard in favor of or against the budget as compiled, or for or against any item or items therein contained, and

Further notice is hereby given pursuant to Section 108 of New York State Town Law that the following are proposed yearly salaries of the Town of Aurora Officials to wit:

Councilman \$12,867.00; ✓ Councilman \$12,867.00; ✓ Councilman \$12,867.00; ✓  
Councilman \$12,867.00; ✓ Town Justice \$38,391.00; ✓ Town Justice \$38,391.00; ✓ Supervisor  
\$45,274.00; ✓ Town Clerk \$74,158.00; ✓ Town Clerk-Registrar \$985.00; ✓ Town Clerk – Grant  
Coordinator - \$5,464.00; ✓ Superintendent of Highways \$74,158.00; ✓ Superintendent of  
Highways-Parks \$12,305.00; ✓ Superintendent of Highways - Building \$6,274.00; ✓ Superintendent  
of Highways - Water Director \$1,030.00; ✓ Superintendent of Highways - Dog Control Director  
\$4,767.00; Superintendent of Highways – Bridge Director \$5,464. ✓

Martha L. Librock  
Town Clerk

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authorize the Supervisor to sign, submit and execute contracts with the Erie County Community Development Block Grant (ECCDBG) program for the following projects upon approval of the ECCDBG:

- 1) Continuation of the Rural Transit Services, Inc. program

## TO ALL TOWN AND VILLAGE OFFICIALS

For all communities that will be continuing the Rural Transit Service program, the following is needed:

1. A copy of the resolution authoring you to sign onto the van program for the 2024-2025 CDBG year.
2. A letter from you by October 23, 2023 with your support indicated and a ranking of the van program. Please rank RTS #1 if you are not proposing another community project and at the bottom if you are.

Please mail the following to:

Rural Transit Service, Inc.  
PO Box 212  
Brant, NY 14027

If you are unable to have the materials ready by this date due to the timing of your Town/Village meetings please send an email to [suni@ruraltransitservice.org](mailto:suni@ruraltransitservice.org) with the date it can be expected.

Thank you for your interest in Rural Transit Service. If you have any questions, please do not hesitate to call (716) 472-6065.

Sincerely,

*Suni Stachura*  
Executive Director

SUPERVISOR  
JAMES J. BACH  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)



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**TOWN OF AURORA**  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

**MEMO** \_\_\_\_\_

TO: Aurora Town Board

FROM: Kathleen Moffat

RE: Budget Amendment: State Share of Federal Disaster 4694 Severe Winter Storm & Snowstorm

DATE: 10/10/23

Please consider the following budget amendment to record the receipt of funds from NY State for a portion of FEMA Disaster 4694:

- Increase revenue line DB 4960 Federal Aid – FEMA by \$5,236.23
- Increase appropriation line DB 5142.449 Materials & Supplies by \$5,236.23



**Kathleen Moffat**

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**From:** Recovery.dhSES.ny.gov <no-reply@emgrants.com>  
**Sent:** Wednesday, October 4, 2023 3:34 AM  
**To:** Kathleen Moffat  
**Cc:** Elizabeth Deveso; David Gunner  
**Subject:** Payment Notification

FEMA: 4694  
Aurora, Town of  
PA# 029-03199-00

Federal Project Number - PW#1  
Project Title - Snow Removal and Associated Costs

Dear KATHLEEN MOFFAT,

The New York State Division of Homeland Security and Emergency Services (DHSES) has processed a payment in the amount of **\$5,236.23**. This payment is related to Disaster **4694 Severe Winter Storm and Snowstorm** declared on **Mar 15, 2023** and represents the following breakdown of funding:

TOTAL STORM EXPENDITURES =  
\$41,889.80

Federal Share: \$0.00 - PAID 75%  
State Share: \$5,236.23 \* 50% OF THE REMAINING 25%

If you need further information, please feel free to contact:  
Kristin Fargione at [Kristin.fargione@dhSES.ny.gov](mailto:Kristin.fargione@dhSES.ny.gov)

DB 4960  
DB 5142.449

Sincerely,  
Bryan Bagstad  
Director of Finance for Disaster Recovery Programs NYS DHSES

SUPERVISOR  
JAMES J. BACH  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)



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CK  
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[townclerk@townofaurora.com](mailto:townclerk@townofaurora.com)

**TOWN OF AURORA**  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

**MEMO**

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TO: Aurora Town Board  
FROM: Kathleen Moffat  
RE: Budget Amendment: Highway FEMA Funds  
DATE: 10/10/23

Please consider the following budget amendment to record the receipt of FEMA funds for the December 2022 blizzard:

- Add and increase revenue line DB 4960 Federal Aid – FEMA by \$31,417.35
- Increase appropriation line DB 5142.412 December Snowstorm 2022 by \$8,767.97
- Increase appropriation line DB 5142.449 Snow Materials & Supplies by \$22,649.38

SUPERVISOR  
JAMES J. BACH  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)



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[townclerk@townofaurora.com](mailto:townclerk@townofaurora.com)

**TOWN OF AURORA**  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

**MEMO**

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TO: Aurora Town Board  
FROM: Kathleen Moffat  
RE: Budget Amendment: Insurance Recovery for Damage to Town of Aurora Library  
DATE: 10/10/23

Please consider the following budget amendment to record the receipt of insurance recovery funds for damages caused to the Town of Aurora Library by an Amazon truck:

- Add and increase revenue line A 2680 Insurance Recoveries by \$1,275
- Increase appropriation line A 1620.422 Buildings & Grounds – Repairs by \$1,275

## Kathleen Moffat

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**From:** AMZ2023250933-execna@arcclaims.net on behalf of Claims <AMZ2023250933-execna@arcclaims.net>  
**Sent:** Tuesday, September 26, 2023 7:13 AM  
**To:** Elizabeth Deveso  
**Cc:** Kathleen Moffat  
**Subject:** RE: Claim # AMZ2023250933

Hello,

Thank you for your email.

We have now submitted the payment request for a paper check in the amount of \$1275.00. Once it is released you will get a follow up email from us so you may watch for it in the mail. Please kindly note that the check can take up to 20 business days to be received. If you have any questions, you may contact us at our office number noted below.

Kind regards,  
ARC Team  
856 651 1387

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Great! Thank you. Please address the check to The Town of Aurora, 575 Oakwood Ave., East Aurora NY 14052. Please send it to the attention of Kathleen Moffat.  
Liz Deveso

**From:** AMZ2023250933-execna@arcclaims.net <AMZ2023250933-execna@arcclaims.net>  
**Sent:** Monday, September 25, 2023 2:06 PM  
**To:** Elizabeth Deveso <edeveso@townofaurora.com>  
**Cc:** klocekp@buffalolib.org  
**Subject:** Claim # AMZ2023250933

Hello,

Thank you for taking the time to read this email. After careful review, the amount of \$1275.00 can be awarded for your property damage escalation with Amazon.

Please advise the name for the check (name of the property owner) and full mailing address.

Many thanks,  
ARC Team



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# BUDGET TRANSFER REQUEST FORM

Please note the following guidelines:

- A shortage of **less than \$750 per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the **approval of the Supervisor**.
- A shortage of **\$750 or more per line** can be satisfied with this form requesting a budget transfer(s) between lines that are **within the responsibility of a single Department Head**. These will require the approval of the Town Board.
- A shortage of **any amount** can be satisfied with this form requesting a budget transfer(s) between lines which fall under **the responsibility of different Department Heads**. These will require the approval of the Town Board.
- Budget transfers must be made **PRIOR** to the expenditure.
- **All budget transfers must be submitted to the Supervisor's Office using this form.**

Department Head Name (printed): David Ganner

Signature: [Signature] Date: 10/4/23

I am requesting the following budget transfer(s):

1. \$ 30,000 From (account number): DB 5112.433 ✓ Current Balance 30,321.52 ✓  
 To (account number): DB 5130.217 ✓ New Balance (31,253.73)  
 Reason: To pay for New Pickup Trucks

2. \$ 55,678.73 From (account number): DB 5142.499 <sup>449</sup> ✓ Current Balance ~~68,299.31~~ 67,324.71  
 To (account number): DB 5130.217 ✓ New Balance 24,425.00  
 Reason: to pay for new pickup trucks

3. \$ \_\_\_\_\_ From (account number): \_\_\_\_\_ Current Balance \_\_\_\_\_  
 To (account number): \_\_\_\_\_ New Balance \_\_\_\_\_  
 Reason: \_\_\_\_\_

**Approvals:**  
 Supervisor Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
 Town Board Approval Meeting Date: \_\_\_\_\_ Action #: \_\_\_\_\_



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**TOWN OF AURORA**

**Aurora Municipal Center**

575 Oakwood Avenue, East Aurora, NY 14052

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

October 4, 2023

To: Town Board

From: Highway Department

Re: Request to Transfer funds in Operation of Buildings Accounts

Please approve the transfer of \$7,302 from Account A 1620.414 to Account A 1620.422 to pay for the overhead garage door replacement at the highway department. The expense was approved at the August 14<sup>th</sup> board meeting, but there is not enough money in the Buildings R & M line to cover it, as this was an unbudgeted and unplanned expense. We have requested that this account be raised by \$7,000 in the 2024 budget to better manage rising costs. The Buildings R & M line has not been raised in fifteen years.

Thank You,

Elizabeth Deveso

Town of Aurora Highway Secretary

10/5 - Liz D.  
USING FUNDS FROM  
A 1620.414?  
CONVECTION +/or  
APPROVAL FROM SURVEY  
NEEDED BEFORE USING  
FUNDS FROM A BUDGET  
LINE OUTSIDE OF PURVIEW

**Kathleen Moffat**

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**From:** Steven V. Damico <sdamico@ecwa.org>  
**Sent:** Friday, September 22, 2023 11:12 AM  
**To:** Supervisor  
**Cc:** Assessor; Martha Librock  
**Subject:** 2023 Delinquent Account Referrals - Town of Aurora  
**Attachments:** TWNREFAUTN23.xls

Dear Supervisor Bach,

Enclosed please find a listing showing the amounts due from Authority customers in your Water Districts to whom billings have been issued and from whom payment has not been received to date.

Under contracts between the Erie County Water Authority and the Water District Board of Commissioners, provision was made that, in the event of nonpayment of water billings, the Water District would proceed to collect such unpaid charges in the manner prescribed by law. I respectfully request that you proceed to make such collections in whatever manner is provided.

As a service, I've copied the Office of your Assessor for processing as well as the Town Clerk.

If you have any questions about this action or any other matter, please contact me by email or directly by phone at (716)849-8466.

Thank You

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Confidentiality Notice: This electronic mail transmission is intended for the use of the individual or entity to which it is addressed and may contain confidential information belonging to the sender which is protected by the attorney-client privilege/or otherwise. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this transmission in error, please notify the sender immediately by e-mail and delete the original message. Thank you for your cooperation.

# 2023 Delinquent Water Accounts - Town of Aurora

Acct# 60595991-3

Sbl Print Key	Account Number	Total Amt Due	Customer Name(Not Necessarily the Owner)	Service Address	Town Code
163.03-1-2	60601427-7	66.01	JERRY HUGHES	100 STEWART CT	AUTN
165.10-2-16	60665738-2	41.97	LEE VANLEAVEN	615 PORTERVILLE RD	AUTN
176.00-1-10.311	60631692-4	18.37	SHARIQUE ANSARI	2150 LAPHAM RD	AUTN
186.00-2-31	17926590-3	53.66	RONALD D ECKERT	1731 MILL RD	AUTN
199.03-2-39	17908721-0	112.83	HENRY J KROL	760 WEST FALLS RD	AUTN
201.00-2-1.1	18459140-6	<u>130.56</u>	MATTHEW GUARD	2081 CORNWALL RD	AUTN

\$ 423.40



SUPERVISOR  
James J. Bach  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)



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[townclerk](mailto:townclerk@townofaurora.com)

**TOWN OF AURORA**  
Aurora Municipal Center  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

To: Aurora Town Board

From: Martha Librock, Town Clerk

Date: October 4, 2023

Re: Delinquent Water Charges

Please have the following delinquent Town of Aurora water customers added to the County of Erie Tax Rolls for the year 2024:

Lutterbein, Craig 35 Mary Janes Lane SBL#164.16-4-33.112	\$208.53
Corp, Robert 14 S. Herrick SBL#165.10-2-1.1	\$421.42



SUPERVISOR  
JAMES J. BACH  
(716) 652-7590  
[jbach@townofaurora.com](mailto:jbach@townofaurora.com)

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(716) 652-7590  
[townclerk@townofaurora.com](mailto:townclerk@townofaurora.com)

**TOWN OF AURORA**  
575 Oakwood Avenue, East Aurora, NY 14052  
[www.townofaurora.com](http://www.townofaurora.com)

## MEMO

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TO: Town Board  
FROM: Kathleen Moffat  
RE: Use of Debt Reserve Funds  
DATE: 10/10/23

I respectfully request approval to use Debt Reserve funds to make \$1,665 interest payment to Greene County Commercial Bank for the Glead Avenue Parking Lot bond. The payment is due 10/15/23.



## TOWN OF AURORA SENIOR CENTER

101 King Street, Suite A  
East Aurora, New York 14052  
Phone: (716) 652-7934  
Fax: (716) 652-9083

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MEMO

TO: SUPERVISOR JAMES BACH & TOWN BOARD MEMBERS

FROM: DONNA BODEKOR, SENIOR CITIZEN RECREATION LEADER

DATE: September 25, 2023

I am asking for permission to purchase Hunter Douglas Powerview skylight blinds including installation for our dining room. I have included 2 quotes with the lowest cost from Ethan Allen at \$2990.00. I also contacted Budget Blinds in Williamsville, but they do not install remote blinds. The funds will be taken from a grant we received from Legislator Malczewski and was placed in line A6772.401. Our current blinds were purchased 20 years ago and do not have remotes.

Amherst

QUOTE #: 206216

Date: 09/22/23 Page # 1

Customer 90042  
Donna Bodekor Sr. Ctr.  
101 King Street  
E. Aurora NY 14052

SHIP TO: 90042  
Donna Bodekor Sr. Ctr.  
101 King Street  
E. Aurora NY 14052

Designer: Patty A Riley

REG

Stock #/Description	Qty	Amount	Extension
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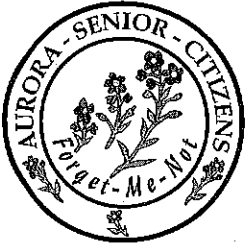
WTINFO Final Price Confirmed With Client After Final Remeasure After Final Remeasure *** Est. Delivery/Warehouse Date: 12/28/2023 ***	1	.00	.00
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HD-0100 Hunter Douglas *** Est. Delivery/Warehouse Date: 12/22/2023 *** **Dining Room in Senior Center-two Hunter Douglas 3/4" Duette double cell Skylift with Powerview, Color: Aspen Snow, inside mount. Extra battery pack to provide uninterrupted power and one remote. Price includes remeasure and install.	1	2990.00	2990.00
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Contact is Donna Bodekor	Total Sale:	2990.00
	Tax:	.00
	Total:	2990.00
	Dn Pmt Req:	1196.00

QUOTATION ONLY, PRICES AND AVAILABILITY SUBJECT TO CHANGE WITHOUT NOTICE





## TOWN OF AURORA SENIOR CENTER

101 King Street, Suite A  
East Aurora, New York 14052  
Phone: (716) 652-7934  
Fax: (716) 652-9083

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MEMO

TO: SUPERVISOR JAMES BACH & TOWN BOARD MEMBERS

FROM: DONNA BODEKOR, SENIOR CITIZEN RECREATION LEADER

DATE: September 6, 2023

I am asking the Town Board to accept a donation of \$250.00 from the Kiwanis Club of East Aurora. I would like the money to be placed in our line TA 1000.90.