

Western New York Southtowns Scenic Byway
51 Timberlake Drive - Orchard Park

WS-4

50

Ashford – Aurora – Boston – Colden – Concord – Ellicottville
Orchard Park - Villages of East Aurora – Ellicottville - Orchard Park - Springville

RLennartz@WNYSSB.org

WNYSSB.org

November 12, 2022

James Bach, Supervisor
Town of Aurora
575 Oakwood
East Aurora, NY 14052
Jbach@townofaurora.com

Dear Jim,

In the past the Town of Aurora has been a member and supporter of the Western New York Southtowns Scenic Byway. Today, we are asking you to endorse the Byway proposal to build informational kiosks at the new football stadium in Orchard Park.

As you know the new stadium is a \$1.4 billion project with funds from New York State, Erie County, the NFL, and the Buffalo Bills. What better community benefit to the towns and villages in southern Erie County and northern Cattaraugus County than a tourism kiosk providing information to the thousands of visitors to the Stadium.

Why a Byway Kiosk at the Stadium? WNYSSB consists of eleven towns and villages along the routes 219, 277 (Boston State Rd) and 240 corridors from Orchard Park to Ellicottville. The Byway is the major route of tourism into the foothills of the Allegheny Mountains and a major access to the Stadium from the south. The community benefit of the Stadium extends to the towns and villages along the Byway.

The proposal calls for strategically placed six-sided kiosks with permanent and electronic messaging. These information panels would display information about the communities and as well as upcoming tourism events and festivals. These kiosks provide tourism messaging to a possible 60,000 people per Stadium event.

The Byway has already communicated with a design company, contractors for the Stadium, and Erie County Legislator John Mills.

We ask for the Town of Aurora's support. Attached is a draft of a support letter we ask you to send to Legislator John Mills asking for support from Erie County.

Thank You

Bill Krebs

WNYSSB Board of Directors Member

SUPERVISOR
James J. Bach
(716) 652-7590
jbach@townofaurora.com



TOWN CLERK
Martha L. Librock
(716) 652-3280
townclerk@townofaurora.com

TOWN OF AURORA

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

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TOWN JUSTICE
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historian@townofaurora.com

FAX: (716) 652-3507

*This institution is an equal
opportunity provider and employer.*

November 28, 2022

Honorable John Mills
Erie County Legislature
92 Franklin Street Fourth Floor
Buffalo NY 14202

Dear Legislator Mills:

The Town of Aurora enthusiastically supports the Western New York Southtowns Scenic Byway (WNYSSB) proposal to strategically place six-sided fixed and electronic tourist kiosks at the new Stadium in Orchard Park.

As you know tourism is an important economic factor in southern Erie County. The WNYSSB goal is to promote tourism in the communities along the routes 219, 277 and 240 through southern Erie County and to Ellicottville in Cattaraugus County. While it is very apparent that Orchard Park and Buffalo have much to gain in tourism dollars from the new stadium, the more distant towns and villages such as Springville, Boston, Aurora, East Aurora, Ashford, and Ellicottville share in the benefits of tourism traffic along the Routes 219, 277 (Boston State Rd), and 240 (Davis Road) corridors.

It only makes sense that a regional economic benefit should be informational kiosks at the Stadium promoting the tourism attractions along these southern corridors into the foothills of the scenic Allegheny Mountains. The Byway is a main access route to the Stadium from the south. The strategically placed kiosks would deliver tourism information to a possible 60,000 each Stadium event. Certainly, the retail, food, agritourism, entertainment, and arts establishments along the Byway will benefit.

Thank you for your support of this and past projects of WNYSSB.

Sincerely,

James J. Bach, Supervisor

Cc: WNYSSB

WS-5

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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 12th day of December, 2022 at 7:00 p.m. at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York, at which hearing parties and interested citizens shall have an opportunity to be heard on the adoption of a Local Law of the Town of Aurora for the year 2022, to add a Chapter entitled "Meetings" to the Codes of the Town of Aurora.

All interested parties are entitled to be heard upon the said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at the offices of the Town Clerk during normal business hours or on the Town website www.townofaurora.com

By Order of the Town Board of the Town of Aurora.

Dated: November 28, 2022

MARTHA LIBROCK, Town Clerk
Town of Aurora

TOWN OF AURORA
LOCAL LAW INTRO – 2022-6
LOCAL LAW NO. _____

A LOCAL LAW TO CREATE A NEW CHAPTER IN THE AURORA TOWN CODE ENTITLED “MEETINGS” AND TO AUTHORIZE MEMBERS OF THE TOWN BOARD AND PUBLIC BODIES OF THE TOWN TO PARTICIPATE IN TOWN BOARD MEETINGS VIDEOCONFERENCING FROM LOCATIONS OUTSIDE THE TOWN OF AURORA’S GEOGRAPHICAL LIMITS.

Section 1. Legislative Intent.

It is the intent of this local law to give members of the town’s local public bodies, as such term is defined in Public Officers Law § 103-a(1), the authority to participate in meetings via videoconferencing in a manner consistent with the town’s videoconferencing policy and the authority granted in Public Officers law Section 103-a.

Although Public Officers Law § 102 expressly allows members of a public body to attend and participate in meetings using videoconferencing, Town Law § 62 states that town board meetings must take place within the town thereby making it unclear if a town board member may participate via videoconference from a location outside the town's boundaries. This local law is meant to expressly provide that authority to members of the town board.

Section 2. Authority.

This local law is adopted pursuant to Public Officers Law § 103-a which expressly authorizes the town board to adopt a local law giving the town’s public bodies the authority to participate in meetings via videoconference from locations not accessible to the public so long as a quorum of the body participates from locations where the public may be physically present and other conditions are met.

Section 3. Videoconferencing from Outside Town Boundaries.

The town board of the Town of Aurora hereby supersedes Town Law § 62 to expressly allow members of the town’s public bodies, in each public body’s discretion, to participate in meetings using videoconferencing technology from locations within the town or outside the town’s boundaries from a location that is not accessible by the public, in a manner consistent with Public Officers Law Section 103-a and the town’s videoconferencing policy adopted by the town board. Attendance via videoconferencing is only permitted if (a) a minimum number of members are present to fulfill the public body's quorum requirement in the same physical location or locations within the Town of Aurora’s boundaries where the public can attend, and (b) the member of the public body is unable to be physically present at any such meeting location due to extraordinary circumstances including, without limitation: disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member's physical attendance at such meeting.

Section 4. Severability.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its application to

the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective date.

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

Town of Aurora Videoconferencing Policy and Procedure

The following shall apply to Town Board and the public bodies of the Town of Aurora, as that term is defined in Public Officers Law Section 102 relative to public meetings thereof, all consistent with the New York Open Meetings Law and the Town of Aurora Videoconferencing Local Law:

1. **Physical Location Quorum for Videoconferencing.** A public body may, in its discretion, use videoconferencing to conduct its meetings, provided that a minimum number of members are present to fulfill the public body's quorum requirement in the same physical location or locations where the public can physically attend, and all other requirements set forth herein have been met.
2. **Physical Presence of Members Unless Extraordinary Circumstances.** In order to participate as a member of a public body during a public meeting, such member shall be physically present at the meeting location(s) at which the public can attend in person unless the member is unable to be physically present due to extraordinary circumstances including: disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes a member's physical attendance at such meeting, in which case the member may participate via videoconferencing as set forth herein.
3. **Notice to Chair and Town Clerk.** Members of a public body wishing to attend by videoconference must advise the public body chair and town clerk as early as possible before the scheduled meeting that they are unable to be physically present at the meeting.
4. **Members Viewable and Audible.** Except during an executive session, the public body shall ensure that the members of the public body can be heard, seen and identified while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon, whether such member(s) are physically present or participating via videoconferencing. Any member attending a public meeting via videoconferencing technology must have their video turned on for the duration of the meeting.
5. **Public Participation in Videoconferencing.** If videoconferencing is used to conduct a meeting, the public body shall provide the opportunity for members of the public to view such meeting via video, and to participate in proceedings via videoconference in real time where public comment or participation is authorized, including that the videoconferencing authorizes the same (except in the case of executive sessions).
6. **Notice.** If videoconferencing is used to conduct a meeting, the public notice for such meeting shall inform the public that videoconferencing will be used, where the public can view and/or participate in such meeting (including participation via video), where required documents and records will be posted or available, and identify the physical location for the meeting where the public can attend.

7. **Voting.** If a vote takes place during the meeting, the remote attendee will be entitled to participate in the vote as usual. The remote attendee will be asked directly what their vote is.
8. **Minutes.** Minutes of any meetings which involves videoconferencing shall include which, if any, members participated remotely and shall be made available to the public pursuant to the New York Open Meetings Law.
9. **Recordings and Transcription.** Each meeting conducted using videoconferencing shall be recorded and such recordings posted or linked on the Town's website within five (5) business days following the meeting, and shall remain so available for a minimum of five (5) years thereafter. Such recordings shall be transcribed upon request.
10. **State of Emergency.** Provisions of this Policy may be waived or altered during a State of Emergency, all in accordance with the New York Open Meetings Law.
11. **Policy on Website.** This Policy shall be posted on the Town of Aurora website.

NOTICE OF PUBLIC HEARING

WS-6

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PLEASE TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Aurora on the 12th day of December, 2022 at 7:00 p.m. at the Aurora Municipal Center, 575 Oakwood Avenue, East Aurora, New York, at which hearing parties and interested citizens shall have an opportunity to be heard on the adoption of a Local Law of the Town of Aurora for the year 2022, to amend Chapter 116 of the Codes of the Town of Aurora by amending the definition of Adult Entertainment Cabaret.

All interested parties are entitled to be heard upon the said proposed Local Law at such public hearing. Copies of said proposed Local Law are available for review at the offices of the Town Clerk during normal business hours or on the Town website www.townofaurora.com

By Order of the Town Board of the Town of Aurora.

Dated: November 28, 2022

MARTHA LIBROCK, Town Clerk
Town of Aurora

TOWN OF AURORA
LOCAL LAW INTRO - 2022 -7
LOCAL LAW NO. _____

A LOCAL LAW, TO AMEND LOCAL LAW 3-2022 KNOWN AS “THE ZONING CODE OF THE TOWN OF AURORA, ERIE COUNTY, AND STATE OF NEW YORK”, ADOPTED BY THE TOWN BOARD OF THE TOWN OF AURORA ON JUNE 20, 2022, BY AMENDING THE ZONING CODE REGARDING THE DEFINITION OF ADULT USE.

BE IT ENACTED BY THE TOWN BOARD OF THE TOWN OF AURORA AS FOLLOWS:

SECTION 1. LEGISLATIVE INTENT

This Local Law amends a prior Local Law known as “The Zoning Code of the Town of Aurora, Erie County, and State of New York” adopted by the Town of Aurora on June 20, 2022.

SECTION 2. SECTION 116-60, DEFINITIONS.

The definition of “Adult Entertainment Cabaret” is hereby amended to read as follows:

ADULT ENTERTAINMENT CABARET

A public or private establishment which is licensed to serve food and/or alcoholic beverages and which features topless dancers, strippers, or similar entertainers.

SECTION 3. SEVERABILITY.

If any clause, sentence, paragraph, subdivision, or part of this Local Law or the application thereof to any person, firm or corporation, or circumstance, shall be adjusted by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this Local Law or in its

application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

SECTION 4. EFFECTIVE DATE This Local Law shall take effect immediately upon filing with the New York Secretary of State.

(Submit in Triplicate)

Fee: \$150.00

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PETITION

TO AMEND THE ZONING MAP OF THE TOWN OF AURORA, NEW YORK, OR FOR USE PERMIT BY THE TOWN BOARD

TO: THE TOWN BOARD OF THE TOWN OF AURORA, NEW YORK

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

1. Nicholas P. Tuttle
Name (First) (Middle Initial) (Last)

2. Location of property to be rezoned: 359 Quaker Road, East Aurora, NY 14052
SBL# 175.06-3-9

3. Area, in square feet, of the property to be rezoned: 30,000.00 feet
Dimension of the property to be rezoned: 150' x 200'

4. If the petitioner is not the owner of the property:
PBI Holdings of WNY LLC 359 Quaker Road, East Aurora, NY 14052
Owner's Name and Address

Owner's Name and Address

What is the interest of the petitioner in the proposed rezoning?

Petitioner is attorney for the owner of the Property.

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

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

7. Present zoning classification of the property: Industrial (I) C-3 Commercial

8. Proposed zoning classification of the property: Residence 3 (R-3)

9. Present use of the property: Office Building

10. Proposed use of the property: Two 5-unit apartment buildings

Rec'd 11/14/2022 (m)

11. Description of uses on all adjacent properties and a general description of the type of neighborhood in which the subject property is located: API Delevan Inc is a Manufacturing Plant located next easterly to the Proeprty. 3095 Southwestern Blvd, Inc. is an office building next westerly to the Proeprty. This area of Quaker road is mixed use consititing of buisnesses and residential housing across the street.

12. Names and Addresses of Owners of Abutting Properties:

- 1. API Delevan Inc. 270 Quaker Road, East Aurora, NY 14052
- 2. 3095 Southwestern Blvd Inc. 0 & 400 Quaker Road, East Aurora, NY 14052
- 3. PITCHER 368 QUAKER RD, EA
- 4. LEGACY POLO GROUNDS 350 QUAKER RD, EA
- 5. _____
- 6. _____
- 7. _____

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

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

Date: 10/26/2022

[Signature]
(Signature of Petitioner)

[Signature]
(Signature of Owner)

STATE OF NEW YORK }
COUNTY OF ERIE } SS:
TOWN OF AURORA }

On this 26th day of October, 2022, personally appeared before me

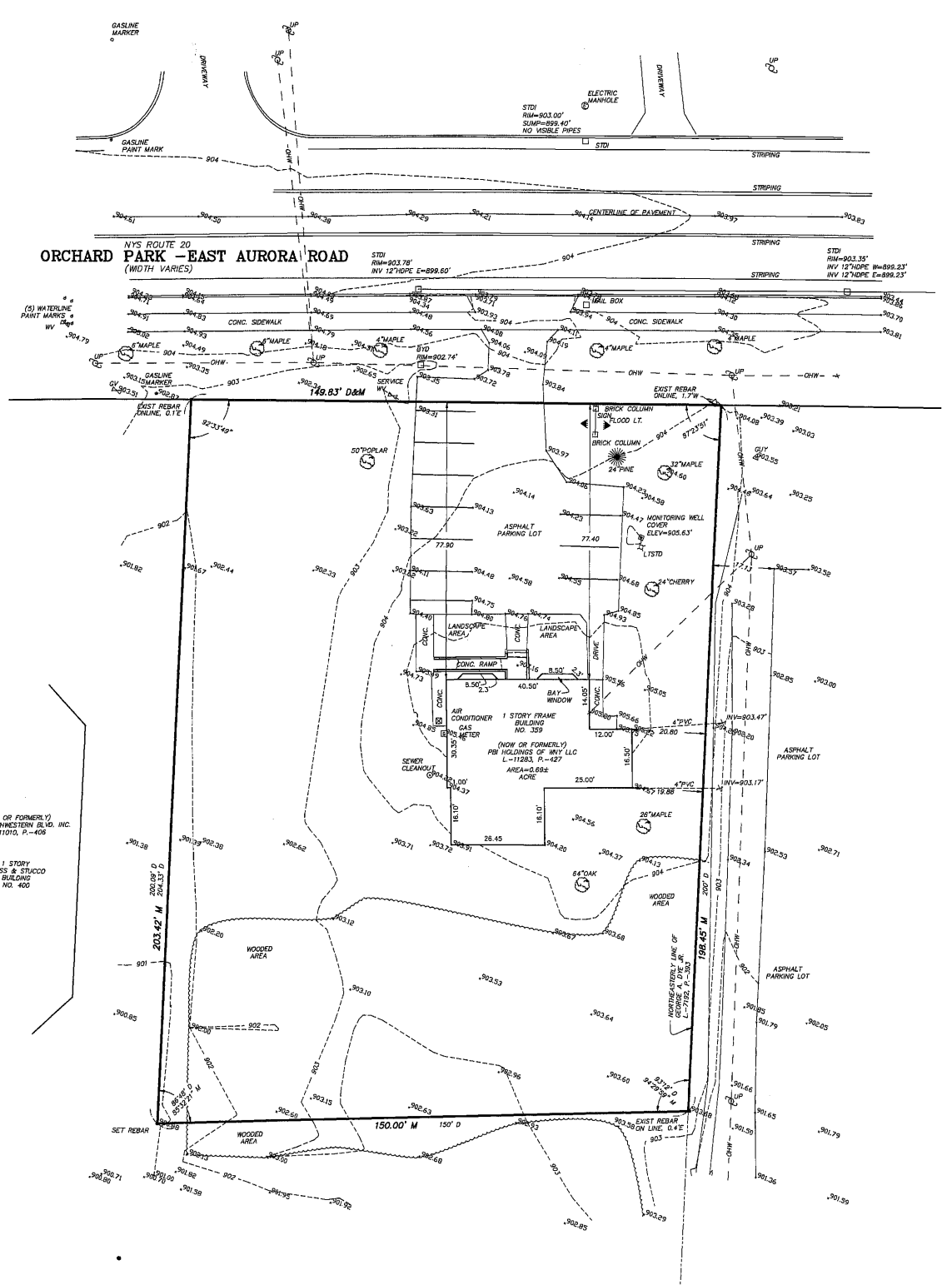
John Patti & Nicholas P. Tuttle
(Name) (Address)

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

[Signature]
(Notary Public)

ROSANNE C. ADAMOWICH
Notary Public, State of New York
Qualified in Erie County
My Commission Expires January 31, 2026

NOTE: UNAUTHORIZED ALTERATION OR ADDITION TO THIS DOCUMENT IS A VIOLATION OF SECTION 1209, PROVISION 2 OF THE NEW YORK STATE EDUCATION LAW.
 NOTE: THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A CURRENT ABSTRACT OF TITLE.
 • SET OR EX. 5/8" REBAR OR AS NOTED



ORCHARD PARK - EAST AURORA ROAD
 (WIDTH VARIES)

(NOW OR FORMERLY)
 3095 SOUTHWESTERN BLDG. INC.
 L-11010, P-406
 1 STORY
 GLASS & STUCCO
 BUILDING
 NO. 400

TOPOGRAPHIC SURVEY OF
 PART OF LOT 39, TOWNSHIP 9, RANGE 6
 HOLLAND LAND COMPANY
 TOWN OF AURORA, ERIE COUNTY, NEW YORK

GPI ENGINEERING, LANDSCAPE ARCHITECTURE & SURVEYING, LLP
 ENGINEERING - SURVEYING - LANDSCAPE ARCHITECTURE
 4650 CHEMISE STREET, SUITE 100
 BUFFALO, NEW YORK 14225
 (716) 633-4844 FAX 633-4840

Job No. 7529 Date: APRIL 26, 2019
 Scale 1" = 20' Tax No. 175.06-3-9

DATE	REVISION/TYPE

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.

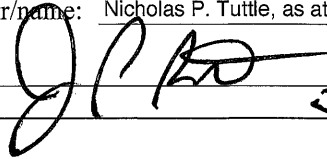
Part 1 – Project and Sponsor Information			
Name of Action or Project: Rezoning of 359 Quaker Road, East Aurora			
Project Location (describe, and attach a location map): 359 Quaker Road, East Aurora, NY 14052			
Brief Description of Proposed Action: This Project would consist of removing an office building that is currently on the property and building two 5-unit apartment buildings and associated parking on the property.			
Name of Applicant or Sponsor: Nicholas Tuttle, as attorney for PBI Holdings of WNY, LLC		Telephone: (716) 648-7000 E-Mail: ntuttle@attealaw.com	
Address: 11 Main Street			
City/PO: Hamburg		State: MY	Zip Code: 14075
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"/>
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:			YES <input type="checkbox"/>
3. a. Total acreage of the site of the proposed action? _____ 0.7 acres b. Total acreage to be physically disturbed? _____ 0.7 acres c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? _____ 0.7 acres			
4. Check all land uses that occur on, are adjoining or near the proposed action:			
5. <input type="checkbox"/> Urban <input type="checkbox"/> Rural (non-agriculture) <input checked="" 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			

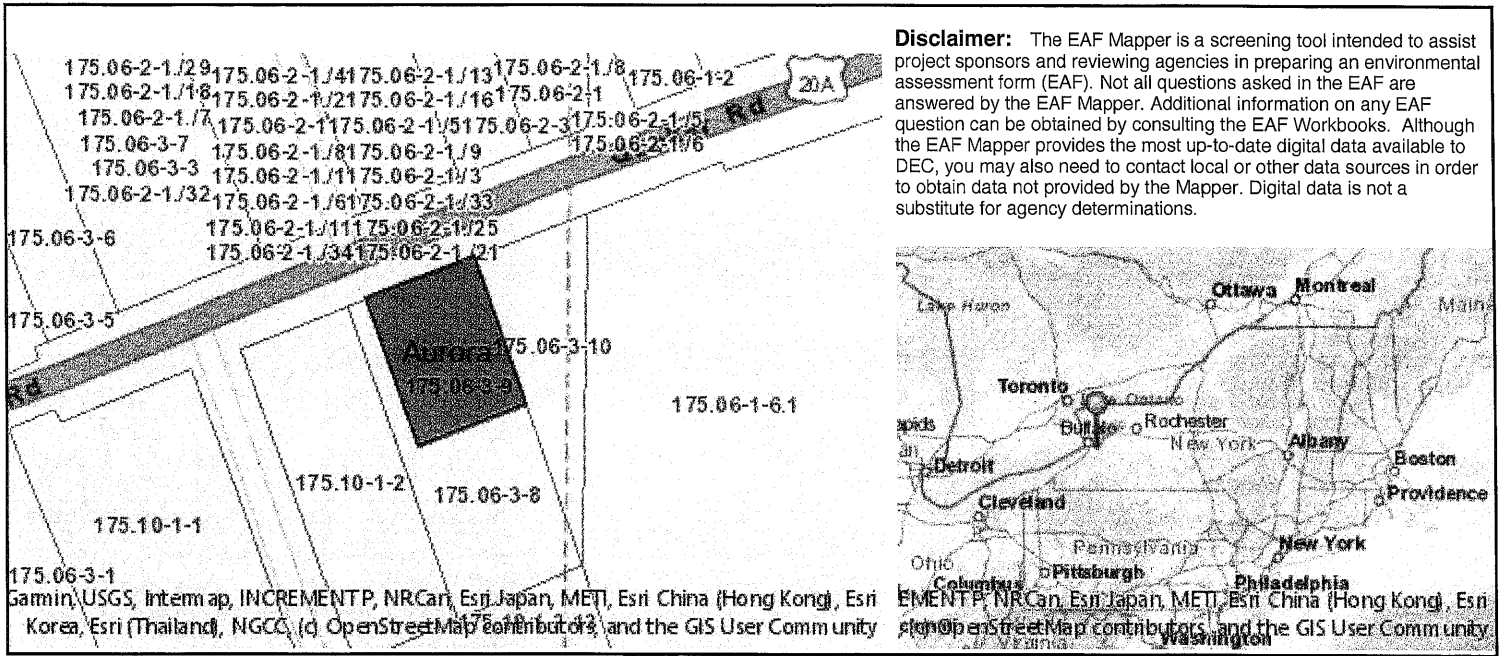
	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations? b. Consistent with the adopted comprehensive plan?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
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 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input 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 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 type="checkbox"/>	<input checked="" type="checkbox"/>	
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment: _____ Note that a public sanitary sewer extension is part of the project.	NO	YES	<input type="checkbox"/>
	<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? 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 checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
	<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?	NO	YES	<input type="checkbox"/>
	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: _____ Note that there are not wetlands on site, there may be wetlands on a adjacent parcel. _____ _____			

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:		
<input type="checkbox"/> Shoreline <input type="checkbox"/> Forest <input type="checkbox"/> Agricultural/grasslands <input type="checkbox"/> Early mid-successional <input type="checkbox"/> Wetland <input type="checkbox"/> Urban <input 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?	NO	YES
If Yes,	<input type="checkbox"/>	<input checked="" type="checkbox"/>
a. Will storm water discharges flow to adjacent properties?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
If Yes, briefly describe:		
Storm water will connect to the NYSDOT drainage system in Rte 20A following the private on-site storm water management area		
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)?	NO	YES
If Yes, explain the purpose and size of the impoundment:	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Storm water management, size TBD		
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility?	NO	YES
If Yes, describe:	<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?	NO	YES
If Yes, describe:	<input checked="" type="checkbox"/>	<input type="checkbox"/>

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor/name: Nicholas P. Tuttle, as attorney for PBI Holdings of WNY, LLC Date: 10/26/2022

Signature:  Title: PARTNER
John P. Patti



Part 1 / Question 7 [Critical Environmental Area]	No
Part 1 / Question 12a [National or State Register of Historic Places or State Eligible Sites]	No
Part 1 / Question 12b [Archeological Sites]	No
Part 1 / Question 13a [Wetlands or Other Regulated Waterbodies]	Yes - Digital mapping information on local and federal wetlands and waterbodies is known to be incomplete. Refer to EAF Workbook.
Part 1 / Question 15 [Threatened or Endangered Animal]	No
Part 1 / Question 16 [100 Year Flood Plain]	No
Part 1 / Question 20 [Remediation Site]	No



County Clerk's Recording Page

Return to:

BALLOW LAW FIRM
8226 MAIN ST
BUFFALO, NY 14221

Book Type: D Book: 11283 Page: 427

Page Count: 3
Doc Type: DEED
Rec Date: 07/30/2015
Rec Time: 02:10:52 PM
Control #: 2015153484
UserID: David RB
Trans #: 15121833
Document Sequence Number
TT2014023739

Party 1:
DAVISON ROGER T

Party 2:
PBI HOLDINGS OF WNY LLC

Recording Fees:

Consideration Amount: 244500.00

RECORDING	\$35.00
COE CO \$1 RET	\$1.00
COE STATE \$14.25 GEN	\$14.25
COE STATE \$4.75 RM	\$4.75
RP5217 CNTY \$9	\$9.00
RP5217 ST-NON RES \$241	\$241.00
TP584	\$10.00

BASIC MT	\$0.00
SONYMA MT	\$0.00
ADDL MT/NFTA	\$0.00
SP MT/M-RAIL	\$0.00
NY STATE TT	\$978.00
ROAD FUND TT	\$1,222.50

Total: \$2,515.50

STATE OF NEW YORK
ERIE COUNTY CLERK'S OFFICE

WARNING – THIS SHEET CONSTITUTES THE CLERK'S ENDORSEMENT REQUIRED BY SECTION 319&316-a (5) OF THE REAL PROPERTY LAW OF THE STATE OF NEW YORK. DO NOT DETACH. THIS IS NOT A BILL.

Christopher L. Jacobs
County Clerk

This Indenture

Made the 30th day of July, Two Thousand Fifteen (2015)

Between: **ROGER T. DAVISON and MARGARET DAVISON, husband and wife,**
253 Porterville Road
East Aurora, NY 14052

Grantors, and

PBI HOLDINGS OF WNY, LLC
359 Quaker Road
East Aurora, NY 14052

Grantee

Witness to, that the said Grantors in consideration of One and More dollars (\$1.00 & More) lawful money of the United States, paid by the Grantee do hereby grant and release unto the Grantee, its successors, heirs and assigns forever.

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Aurora, County of Erie and State of New York, being part of Lot No. 39, Township 9, Range 6 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the southeasterly line of the Orchard Park-East Aurora Road, (also known as Quaker Road and Route 20A) as now existing at the intersection of said line with the northeasterly line of lands conveyed to George A. Dye, Jr. by deed recorded in Erie County Clerk's Office in Liber 7192 of Deeds at page 393; thence southeasterly along the northeasterly line of lands so conveyed to George A. Dye, Jr. a distance of 200 feet to a point; thence southwesterly at an interior angle of 93° 12' a distance of 150 feet to a point; thence northwesterly at an interior angle of 86° 48' and parallel to the northeasterly line of lands conveyed to George A. Dye, Jr. by deed aforesaid a distance of 200.09 feet record, 204.33 feet measured to a point in the southeasterly line of the Orchard Park-East Aurora Road as now existing; thence northeasterly along the southeasterly line of the Orchard Park-East Aurora Road a distance of 149.83 feet to the point or place of beginning.

*file and return to:
The Ballou Law Firm
8026 Main St
Williamsville, NY 14221*

*Aur - 244500
Deed - 2
63484*

TOGETHER with the appurtenances and all the estate and rights of the Grantors in and to the said premises.

TO HAVE AND TO HOLD, the above granted premises unto the said Grantee.

AND the said Grantors do covenant with the said Grantee as follows:


FIRST - That the Grantee shall quietly enjoy the said premises.

SECOND - That the Grantors will forever WARRANT the title to said premises.

THIRD - Subject to the trust fund provisions of section thirteen of the lien law.

IN WITNESS WHEREOF, the said Grantors have hereunto set their hands and seals the day and year first above written.

IN THE PRESENCE OF



ROGER T. DAVISON



MARGARET DAVISON

STATE OF NEW YORK)
) ss:
COUNTY OF ERIE)

On the 30th day of July in the year 2015, before me, the undersigned, a Notary Public in and for the State, personally appeared **ROGER T. DAVISON** and **MARGARET DAVISON**, personally known to me or proved to me on the basis of satisfactory evidence to be the individuals whose names are subscribed to the within attached instrument and acknowledged to me that they executed the same in their capacities, and that by their signatures on the instrument, the individuals, or the persons on behalf of which the individuals acted, executed the instrument.



NOTARY PUBLIC (affix stamp)

MONICA M. THOMPSON
Notary Public, State of New York
Qualified in Erie County
My Commission Expires May 29, 2019

Monica M Thompson
NP New York
Erie County
Exp 5/29/19

FOR COUNTY USE ONLY

C1. SWIS Code

142489

C2. Date Deed Recorded

7/30/15

C3. Book

11283

C4. Page

427



New York State Department of Taxation and Finance

Office of Real Property Tax Services

RP- 5217-PDF

Real Property Transfer Report (8/10)

PROPERTY INFORMATION

1. Property Location: 359 Quaker Road
 *STREET NUMBER *STREET NAME
 Aurora 14052
 *CITY OR TOWN *VILLAGE *ZIP CODE

2. Buyer Name: PBI Holdings of WNY, LLC
 * LAST NAME/COMPANY FIRST NAME
 LAST NAME/COMPANY FIRST NAME

3. Tax Billing Address: Indicate where future Tax Bills are to be sent if other than buyer address(at bottom of form)
 LAST NAME/COMPANY FIRST NAME
 STREET NUMBER AND NAME CITY OR TOWN STATE ZIP CODE

4. Indicate the number of Assessment Roll parcels transferred on the deed 1 # of Parcels OR Part of a Parcel (Only if Part of a Parcel) Check as they apply:
 4A. Planning Board with Subdivision Authority Exists
 4B. Subdivision Approval was Required for Transfer
 4C. Parcel Approved for Subdivision with Map Provided

5. Deed Property Size: 150 X 200 OR 0.07
 *FRONT FEET *DEPTH *ACRES
 4B. Subdivision Approval was Required for Transfer
 4C. Parcel Approved for Subdivision with Map Provided

6. Seller Name: DAVISON Roger T
 * LAST NAME/COMPANY FIRST NAME
 DAVISON Margaret
 LAST NAME/COMPANY FIRST NAME

*7. Select the description which most accurately describes the use of the property at the time of sale:
 F. Commercial
 Check the boxes below as they apply:
 8. Ownership Type is Condominium
 9. New Construction on a Vacant Land
 10A. Property Located within an Agricultural District
 10B. Buyer received a disclosure notice indicating that the property is in an Agricultural District

SALE INFORMATION

11. Sale Contract Date: 05/22/2015
 *12. Date of Sale/Transfer: 07/30/2015
 *13. Full Sale Price: 244,500.00
 (Full Sale Price is the total amount paid for the property including personal property. This payment may be in the form of cash, other property or goods, or the assumption of mortgages or other obligations.) Please round to the nearest whole dollar amount.

14. Indicate the value of personal property included in the sale: 0.00

15. Check one or more of these conditions as applicable to transfer:
 A. Sale Between Relatives or Former Relatives
 B. Sale between Related Companies or Partners in Business.
 C. One of the Buyers is also a Seller
 D. Buyer or Seller is Government Agency or Lending Institution
 E. Deed Type not Warranty or Bargain and Sale (Specify Below)
 F. Sale of Fractional or Less than Fee Interest (Specify Below)
 G. Significant Change in Property Between Taxable Status and Sale Dates
 H. Sale of Business is Included in Sale Price
 I. Other Unusual Factors Affecting Sale Price (Specify Below)
 J. None
 *Comment(s) on Condition:

ASSESSMENT INFORMATION - Data should reflect the latest Final Assessment Roll and Tax Bill

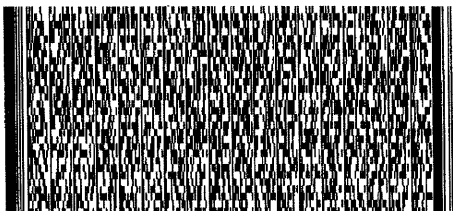
16. Year of Assessment Roll from which information taken(Y) 15 *17. Total Assessed Value 60,200
 *18. Property Class 464 *19. School District Name East Aurora
 *20. Tax Map Identifier(s)/Roll Identifier(s) (if more than four, attach sheet with additional identifier(s))
 175.06-3-9

CERTIFICATION

I Certify that all of the items of information entered on this form are true and correct (to the best of my knowledge and belief) and I understand that the making of any willful false statement of material fact herein subject me to the provisions of the penal law relative to the making and filing of false instruments.

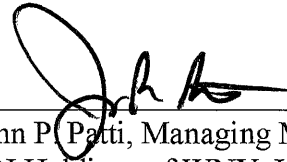
SELLER SIGNATURE: Roger T. Davison
 DATE: 7/30/15
 BUYER SIGNATURE: [Signature]
 DATE: 7/30/15

BUYER CONTACT INFORMATION
 (Enter information for the buyer. Note: If buyer is LLC, society, association, corporation, joint stock company, estate or entity that is not an individual agent or fiduciary, then a name and contact information of an individual/responsible party who can answer questions regarding the transfer must be entered. Type or print clearly.)
 LAST NAME: Iacono FIRST NAME: David
 *AREA CODE: 716 *TELEPHONE NUMBER (Ex: 9998099): 634-0500
 *STREET NUMBER: 359 *STREET NAME: Quaker Rd
 *CITY OR TOWN: Aurora *STATE: NY *ZIP CODE: 14052
 BUYER'S ATTORNEY: Michael
 LAST NAME: Iacono FIRST NAME: Michael
 *AREA CODE: 716 *TELEPHONE NUMBER (Ex: 9999999): 634-0500



PBI Holdings
359 Quaker Road
East Aurora, NY 14052

I, JOHN P. PATTI, am a Managing Member of PBI Holdings of WNY, LLC (the "Company"). The Company is the owner of a piece of real property in the Town of Aurora more commonly known as 359 Quaker Road, East Aurora, NY 14052 (the "Property"). As part of a plan to develop this property, the Company is seeking a rezoning of the Property from its current zoned use of Industrial to a zoning designation of Residence 3 through the Town of Aurora. As such, the Company hereby authorizes and directs the law firm of Attea and Attea, P.C. to act on their behalf with regard to the rezoning the Property.

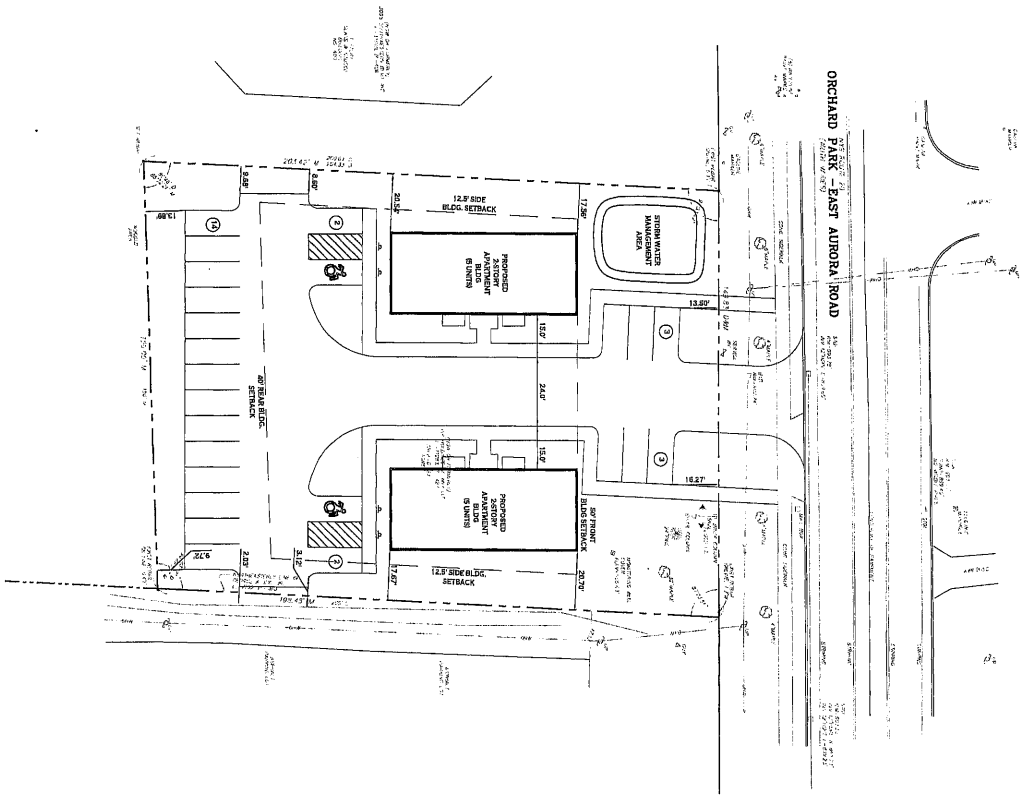


John P. Patti, Managing Member of
PBI Holdings of WNY, LLC

Abutting Land Owners to 359 Quaker Road, East Aurora

API Delevan, Inc. located at 270 Quaker Road, East Aurora, NY

3095 South Western Blvd., Inc. located at 400 Quaker Road, East Aurora, NY



N
SITE PLAN
SCALE: 1"=20'

SITE DATA	
SITE AREA ± 0.7 AC	
ZONING: RESIDENTIAL 1	INDUSTRY: TO BE REVIEWED TO BE RESIDENTIAL
INDICATOR: IMPROVED TO SUIT APARTMENT BUILDING	
REAR SETBACK: 12.5 FT MIN.	REAR SETBACK: 12.5 FT MIN.
FRONT SETBACK: 40 FT MIN.	FRONT SETBACK: 40 FT MIN.
REAR SETBACK: 12.5 FT	REAR SETBACK: 12.5 FT
FRONT SETBACK: 12.5 FT	FRONT SETBACK: 12.5 FT
MAX. BUILDING HEIGHT: 3 1/2 STORIES/35 FT MAX. CH. FT	
THICKNESS OF 12 SPACES	
REAR CALCULATION BEHIND	
LOT AREA: 1.8 AC	LOT AREA: 0.7 AC

RESIDENTIAL 12 SPACES PER OVERLAPPING UNIT
 10 UNITS ± ± 20 PARKING SPACES PER 10
 ** VARIANCES REQUIRED
 ** VARIANCES ALLOWED BETWEEN INDUSTRY AND RESIDENTIAL IN A.R.W.
 ** VARIANCES ALLOWED BETWEEN INDUSTRY AND RESIDENTIAL IN A.R.W.
 ** VARIANCES ALLOWED BETWEEN INDUSTRY AND RESIDENTIAL IN A.R.W.
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 ** VARIANCES ALLOWED BETWEEN INDUSTRY AND RESIDENTIAL IN A.R.W.



NOTE: BUILDING PLAN TO BE SUBMITTED WITH THIS DRAWING.
 ASSUMES NO DEPENDENCY ON OTHER DRAWINGS.
 DRAWING NO.: C-100
 PROJECT NO.: 20.014

DRAWING NO.:
 C-100
 PROJECT NO.: 20.014

PROJECT NAME:
 Site Improvements for
Multi-family Development
 359 Quaker Road
 Town of Aurora, New York

REVISIONS:		Date
No.	Description	



Carmine
 Wood
 Morris, Inc.
 1000 N. 10th Street
 Aurora, NY 13025
 P: 315.262.2222
 F: 315.262.2222

Knox Rd

Gypsy Ln

Ln

Skory

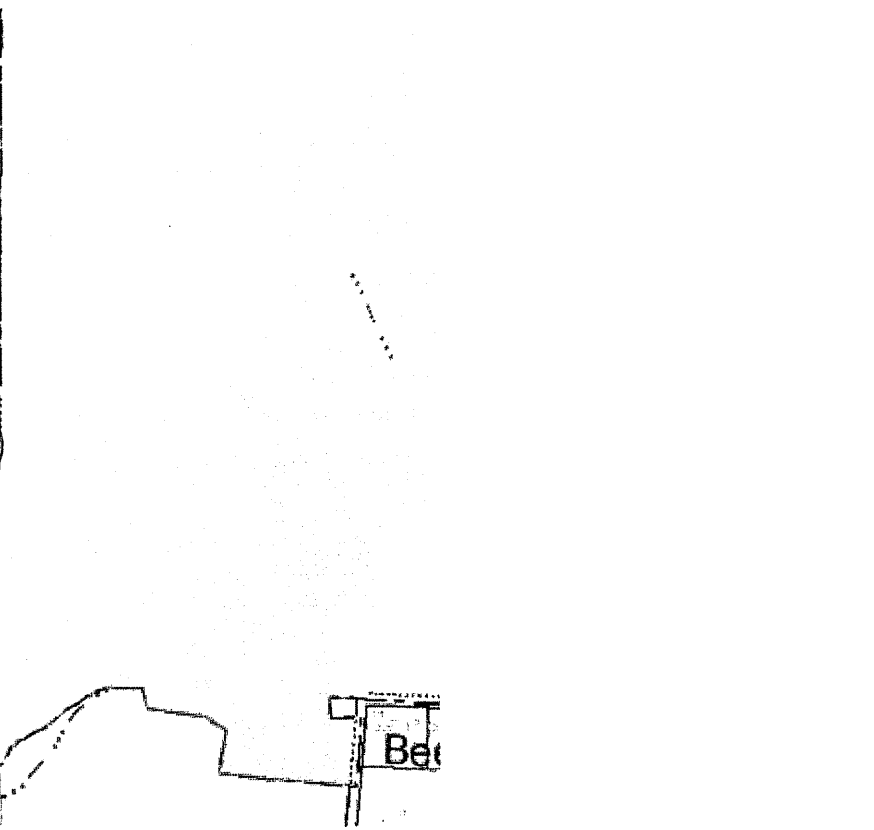
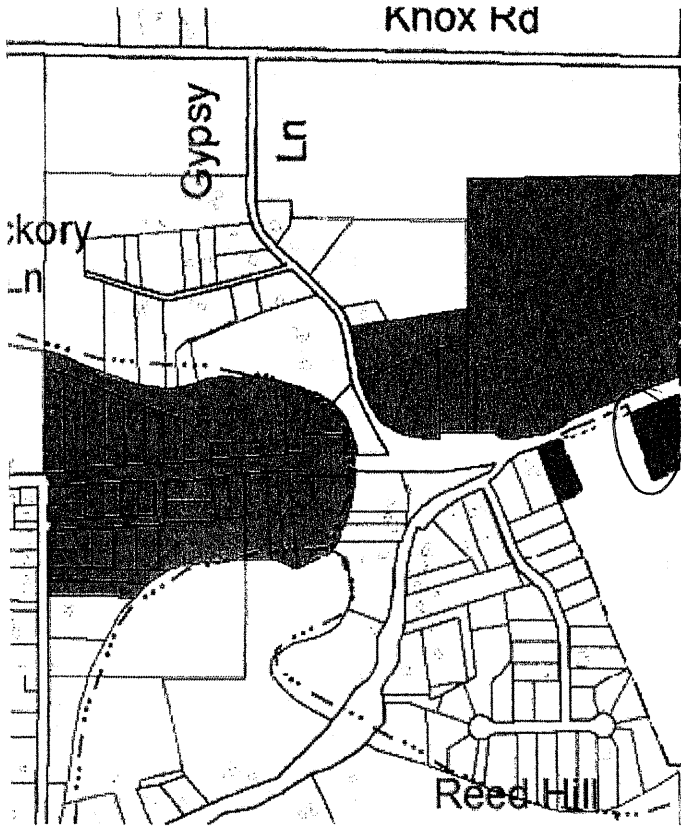
Ln

Ln

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Reed Hill

Be



LEGEND



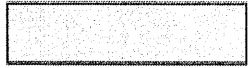
R1 - Residence 1



R2 - Residence 2



R3 - Residence 3



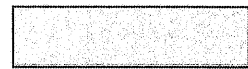
RR - Rural Residential



A - Agricul



B1 - Busi



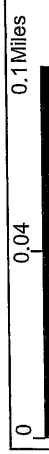
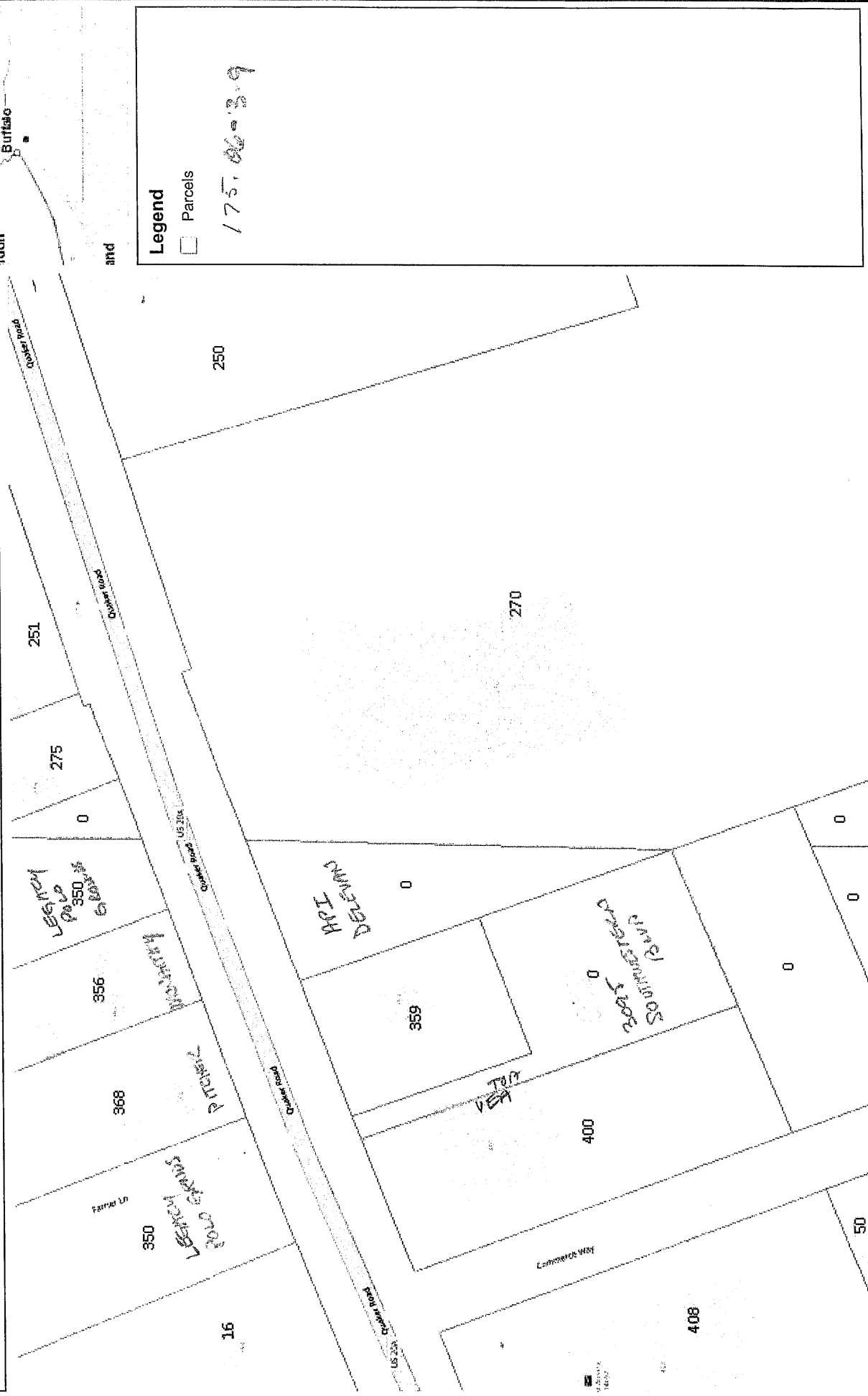
B2 - Busi



I - Indust

175110

Erie County On-Line Mapping Application



WGS_1984_Web_Mercator_Auxiliary_Sphere
 THIS MAP IS NOT TO BE USED FOR NAVIGATION

ERIE COUNTY
DEPARTMENT OF ENVIRONMENT & PLANNING
OFFICE OF GIS

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

1: 2,257



5G

APPLICATION AND CERTIFICATE FOR PAYMENT

AIA Document G702 Page 1

To(OWNER): TOWN OF AURORA

Project: AURORA COMMUNITY POOL
690 SOUTH STREET
EAST AURORA, NY 14052

Application No: 2
Invoice No: 22052-2
Period To: 11/7/2022

From: THE PEYTON BARLOW CO., INC.
360 DELAWARE AVE.
SUITE 300
BUFFALO, NY 14202

Via(Architect): FFAE ARCHITECTS
6395 WEST QUAKER STREET
ORCHARD PARK, NY 14127

Architect's
Project No:

Contract For: UPDATES & REPAIRS TO TOA COMMUNITY POOL

Contract Date: 9/22/2022

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for Payment, as shown below, in connection with the Contract. Continuation Sheet, AIA Document G703, is attached.

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Approved previous months	0.00	0.00
Approved this month	3,323.00	0.00
TOTALS	3,323.00	0.00
Net change by change orders	3,323.00	

1. ORIGINAL CONTRACT SUM..... \$ 374,670.00
2. Net change by Change Orders..... \$ 3,323.00
3. CONTRACT SUM TO DATE(Line 1 +/- 2).....\$ 377,993.00
4. TOTAL COMPLETED & STORED TO DATE.....\$ 201,725.25
(Column G on G703)
5. RETAINAGE(Column I on G703).....\$ 20,172.53
6. TOTAL EARNED LESS RETAINAGE.....\$ 181,552.72
(Line 4 less Line 5)
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT..... \$ 32,700.06
(Line 6 from prior Certificate)
8. SALES TAX.....\$ 0.00
9. CURRENT PAYMENT DUE.....\$ 148,852.66
10. BALANCE TO FINISH, PLUS RETAINAGE.....\$ 196,440.28
(Line 3 less Line 6)

The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: THE PEYTON BARLOW CO., INC.
By: [Signature]

Date: 11.7.2022

State of: New York County of: ERIE
Subscribed and sworn to before me this 7 day of November

Notary Public: [Signature]
My Commission expires:

ROBERT K STEVIC
Notary Public - State of New York
No. 01576392066
Qualified in Erie County
My Comm. Expires May 20, 2023

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED.....\$ 148,852.66
(Attach explanation if amount certified differs from the amount applied for.)

ARCHITECT:
By [Signature] Date 11/17/22

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.

[Signature]

CONTINUATION SHEET

AIA Document G703

AIA Document G702, APPLICATION AND CERTIFICATE FOR PAYMENT, containing Contractor's signed Certification is attached.

Application Number: 2
 Application Date: 11/4/2022
 Period To: 11/7/2022
 Architect's Project No:

A ITEM NO.	B DESCRIPTION OF WORK	C SCHEDULED VALUE	D WORK BILLED		F MATERIALS STORED THIS PERIOD	G TOTAL COMPLETED AND STORED TO DATE (D+E+F)	H % G/C	H BALANCE TO FINISH (C-G)	I RETAINAGE
			FROM PREV. APPLICATION (D+E+F)	THIS PERIOD					
0100	GENERAL CONDITIONS	27,870	6,968	13,935	0	20,903	75	6,968	2,090
0213	SELECT DEMO	29,600	22,200	7,400	0	29,600	100	0	2,960
0214	SITework	22,500	0	22,500	0	22,500	100	0	2,250
0300	FOUNDATIONS	25,425	0	25,425	0	25,425	100	0	2,543
0310	FLATWORK	31,000	0	0	0	0	0	31,000	0
0400	MASONRY	21,625	0	21,625	0	21,625	100	0	2,163
0600	ROUGH CARPENTRY	29,360	0	0	0	0	0	29,360	0
0730	ROOFING	44,650	0	22,325	0	22,325	50	22,325	2,233
0800	DOORS AND FRAMES	7,451	0	1,863	0	1,863	25	5,588	186
0900	DRYWALL	5,800	0	0	0	0	0	5,800	0
0940	PAINTING	20,170	0	15,128	0	15,128	75	5,043	1,513
0945	EPOXY FLOORS/WALLS	20,440	0	0	0	0	0	20,440	0
1000	TOILET ACCESSORIES	17,120	0	4,280	0	4,280	25	12,840	428
1510	PLUMBING	47,600	4,760	19,040	0	23,800	50	23,800	2,380
1600	ELECTRICAL	24,059	2,406	9,624	0	12,030	50	12,030	1,203
	<u>CHANGE ORDER #1</u>								
JM2	ADDL SUBPANEL	1,075	0	0	0	0	0	1,075	0
		1,075	0	0	0	0	0	1,075	0
	<u>CHANGE ORDER #2</u>								
JM3	SUBGRADE PREP	2,248	0	2,248	0	2,248	100	0	225
		2,248	0	2,248	0	2,248	100	0	225
	Totals	377,993	36,333	165,392	0	201,725	53	176,268	20,173

**FEDERAL AID PROJECT
SPONSOR CONSULTANT REIMBURSEMENT REQUEST**

5H

FIN 421LL (05/12)


PAYEE ID: (FEDERAL ID)	16-1210859	NYS Comptroller's Contract No.	Est. No. 3
Payee Name: Foit-Albert Associates 295 Main Street, Suite 200 Buffalo New York 14203		Work Period (this est.) FROM 10/01/22 TO 10/28/22	
		Current Completion Date MIR Date _/_/_. (completed by SPONSOR)	
		Original Contract Amount	\$160,698.92
		Current Contract Amount (includes thru approved S.A. NO.) RRDA NO. (if applicable)	\$160,698.92

	Consultant Prepares	Sponsor use only
1. Total work reported on previous estimates	\$51,942.94	
2. Work reported on this estimate	\$13,122.03	
3. Total work reported to date (must equal page 2)	\$65,064.97	
4. Adjustments (Sponsor use only) Reason _____		
5. Retainage thru current estimate	\$0.00	
6. Total work reported less retainage	\$65,064.97	
7. Previous payments	\$51,942.94	
8. Payment requested or processed	\$13,122.03	

CERTIFICATION BY CONSULTANT

I, Scott W. Dabb, do hereby certify that I am Controller of Foit-Albert Associates, PC, consultant for the work referred to in the foregoing reimbursement request, that I am the person in whose name, the foregoing account against the State of New York is rendered; that the labor, materials, expenses or services charged for were actually delivered, incurred or rendered, as named, heretofore, and that the prices charged are just and reasonable; that the expenses detailed herein were actually incurred; that the services specified were actually rendered as charged; and further, that no percentage or compensation has been paid or promised to be paid to any manager, trustee, officer or employee of said institution, department, board of commission by reason of the claimant having been allowed to sell to, incur expenses for, or render services to, said institution; and also, that to the best of my knowledge and belief, no manager, trustee, officer or employee of said institution, department, board of commission has or has had, any interest directly or indirectly in said article, materials, expenses or services; and that no part of the foregoing account has been paid, and that the above statement is true and correct.

By my signature I further certify that all partial payments due to subconsultants or subcontractors in accordance with Article 5 of the subject consultant agreement have been paid.

<u>November 14, 2022</u> (DATE)	 _____ (SIGNATURE)
------------------------------------	--

CERTIFICATION BY SPONSOR

I, _____, do hereby certify that I am the _____
 (Name) (Title)
 in the supervision of the work described in the attached consultant's reimbursement request; that the materials, labors and services have been furnished and the work properly performed in accordance with the contract and that payment in the sum of \$ _____ can be made on this contract without detriment of the interests of the sponsor, _____ to the best of my knowledge and belief.

_____ (DATE)	_____ (SIGNATURE)
-----------------	----------------------

FIN 421LL (05/12) REVERSE

CONSULTANT'S REIMBURSEMENT REQUEST

SPONSOR CONTRACT NO.

ESTIMATE NO. 3

**IMPORTANT: The amounts reported below for each PIN must be supported by a
CONSULTANT'S REIMBURSEMENT REQUEST CONTINUATION FORM FIN 422
A SEPARATE FORM FIN 422 must be completed for each nine digit pin.**

**FAILURE TO REPORT ALL COSTS PROPERLY BY 9 DIGIT PIN
MAY RESULT IN THE REJECTION OF THIS ESTIMATE**

PIN (MUST BE 9 DIGITS)	WORKED PERFORMED			MAXIMUM ALLOC. THRU SA	FUNDS REMAINING OVER/UNDER
	CURRENT	PRIOR	TO DATE		
5763.87.121	\$12,324.53	\$51,942.94	\$64,267.47	\$160,698.92	\$96,431.45
5763.87-221	\$797.50	\$0.00	\$797.50	\$27,308.76	\$26,511.26
5763.87.321	\$0.00	\$0.00	\$0.00	\$3,414.62	\$3,414.62
TOTAL	\$13,122.03	\$51,942.94	\$65,064.97	\$191,422.30	\$126,357.33
LESS: RETAINAGE	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
TOTAL NET OF RETAINAGE	\$13,122.03	\$51,942.94	\$65,064.97	\$191,422.30	\$126,357.33

**RE: Church Street Over Tannery Brook
PIN 5763.87**

Progress Report No. 3: October 1, 2022 through October 3, 2022

Achievements

- Began the ROW analysis
- Continued environmental research including wetland delineation
- Continued drafting the DAD
- Performed the hydraulic analysis
- Laid out preliminary designs and had several discussions about raising the profile

Scheduled Statement

- On Schedule

Budget Statement

- On Budget

Planned For Next Month

- Complete ROW analysis and mapping
- Advance environmental work
- Submit a draft DAD

Items Required

- Nothing at this time

Very truly yours,

Gerard J. Sentz, P.E.
Vice President
Foit-Albert Associates



Town of Aurora
Department of Parks & Recreation

575 Oakwood Avenue
East Aurora, New York 14052

recreation@townofaurora.com
www.aurorarec.com

SI

To: Town Board
From: Chris Musshafen
Date: 11/17/2022
Re: Lifeguard RPT

Approval is requested to hire Elizabeth Osucha as a lifeguard RPT. She will be primarily working with EAST and occasionally our learn to swim programs. She has years of experience as a coach and swim instructor. If approved, her first day would be the day she is able to sign her papers.

<u>Name</u>	<u>Address</u>	<u>Position</u>	<u>Rate</u>
Elizabeth Osucha	Alley Rd, Alden ^	Lifeguard RPT	\$15.00/hr

^non-resident

5J



Town of Aurora
Department of Parks & Recreation

575 Oakwood Avenue
East Aurora, New York 14052

recreation@townofaurora.com
www.aurorarec.com

To: Town Board
From: Chris Musshafen
Date: 11/22/22
Re: Budget Line Increase Request

Approval is requested to increase the lines listed below to reflect the additional revenue generated a larger donation for the town's 3rd of July Celebration. This donation allowed us to obtain more bands for the parade.

Increase Line	Originally Budgeted	Amount to be Increased	New Balance
A00-2080-0001-0000	\$ 2,400.00	\$ 1,900.00	\$ 4,300.00

Increase Line	Originally Budgeted	Spent	Amount to be Increased	New Balance
A00-7550-0413-0000	\$ 7,325.00	\$ 8,693.83	\$ 1,900.00	\$ 531.17

**TOWN OF AURORA SENIOR CENTER
DIRECTOR'S REPORT
MONTH OF October 2022**

6A

The mission of the Town of Aurora Senior Center is to help older adults remain healthy and active through participation in recreational pursuits and to provide leadership and advocacy to ensure the availability of leisure and recreational opportunities for seniors.

ADMINISTRATION

We are pleased to work with Erie County Senior Services and RSVP programs to offer their University Express lectures. The topics offered by retired professors, experts in their field, and hobbyists allow are members to enrich and learn. This month we offered Looking Ahead: A plan for the future, Practicing Medicine in the 19th Century, Fossils beneath our feet, Spot that Scam, and the War in Ukraine. The programs continue until the end of December.

REVENUE & EXPENDITURES: See Supervisor's Report

PROGRAMS:

Title: WORKOUT ROOM
Day & time: M-F 8:00am- 4:00pm
Participants: Approximately 45 per day
Title: LINE DANCING
Day & time: Mondays, 9:00 – 10:00 (beginners) 10:15 – 1:15 (advanced)
Participants: 22 people
Supervisors: Nance Baranowski
Title: SENIOR NOTES Paused
Day & time: Mondays, 12:45 – 2:30pm
Participants: 23 people
Supervisor: Kathy Almeter
Title: EUCHRE
Day & time: Mondays, 1:00 – 4:00pm
Participants: 24 people
Title: PINOCHLE
Day & Time: Fridays, 1:00 – 4:00pm
Participants: 20 people
Title: CERAMICS
Day & time: Tuesdays, 10:00am – 4:00pm
Participants: 35 people
Supervisor: Elaine Schiltz
Title: EXERCISE CLASS
Day & time: Tuesdays & Wednesdays 8:30 – 9:30am
Participants: 14 people
Title: TAI CHI
Day & time: Tuesdays & Thursdays 3:00 beginners 3:30veterans
Supervisor: Judy Augustyniak & Susan Ott
Participants: 15 people
Title: TAI CHI – advanced
Day & time: Mondays 10:00 & Thursdays 9:00am
Supervisor: Dennis Desmond
Participants: 10
Title: YOGA
Day & time: Wednesdays, 9:45 – 11:00am
Supervisor: Irene Kulbacki
Participants: 14 people
Title: BOWLING
Day & time: Wednesdays, 1:00pm
Supervisor: Barb D'Amato
Participants: 24 people
Title: PAINTING
Day & time: Wednesdays, 1:00 – 3:30pm
Supervisor: Walt Carrick
Participants: 4 people
Title: BRIDGE
Day & time: Wednesdays, 9:30am – 2:00pm
Supervisor: Dave Lorcom
Participants: 24 people
Title: SENIOR CLUB
Day & time: Thursdays, 10:00am – 3:00pm
President: Bev Ciszkowski
Title: PACE (people with arthritis can exercise)
Day & time: Fridays, 9:00 – 10:00am
Supervisor: Donna Bodekor
Participants: 12 people
Title: SEWING & QUILTING
Day & time: Tuesday 10-2pm
Supervisor: Terry Piper
Participants: 12 people
Title: WOOD CARVING

Day & time: Fridays, 1:00 – 4:00pm
 Supervisor: Walt Carrick
 Participants: 10 people
 Title: 55 ALIVE – Defensive driving classes
 Day & time: 1st Monday & Wednesday of the month – Nov 15 & 17, 2022
 Supervisor: Ronald Krowka
 Participants: 40 people max.
 Title: SCRABBLE
 Day & time: Wednesdays 9:30-11:00am
 Supervisor: Dianne Bender
 Participants: 8+ people
 Title: FIBER ARTS
 Day & time: Tuesdays 1st & 3rd
 Participants: 12 people
 Title: MAHJONG
 Day & time: Mondays 2:00pm
 Supervisor: Lou Plotkin
 Participants: 12
 Title: MEXICAN DOMINOS
 Day & time: Thursdays 9:30 am
 Supervisor: Laurie Smith
 Participants: 8+
 Title: BOOK CLUB
 Day & time: 2nd Wednesday of the month
 Supervisor: Barb Dadey
 Participants: 8-10
 Title: Chess Club
 Day & time: Thursdays 10:00am
 Supervisor: Roberto Gesualdi
 Participants: 4
 Title: Wii Bowling
 Day & time: Tuesdays 12:30pm
 Supervisor: Don Karl
 Participants: 6
 Title: Portrait Sketching
 Day & time: Fridays
 Supervisor: Kurt Almond
 Participants: varies 4-8
 Title: Creative Painting
 Day & time: Friday 9-12noon
 Supervisor: Meg Hausauer
 Participants: 6

TRIPS

October 17 – 21ARK Kentucky
 October 25 – Oktoberfest – Hofbräuhaus

FUTURE TRIPS

November 7 – Seneca Niagara Casino
 November 15 – Sprague’s Restaurant

EVENTS & OTHER ACTIVITIES

October – The Farm Market truck sponsored by Feedmore WNY is selling produce for our seniors and all community members for a fair price.
 October 19 – We offered a virtual Healthy Blue Seminar –Healthy Eating on the Go was presented by Jennifer Johnston.
 October 6 - Clarity Group assisted our seniors with Medicare insurance for 2023.
 October 27 – The Thursday Senior Club held our annual Halloween Party with costumes and music by Lowmslow
 October 13 – Highmark Rep assisted our seniors with Medicare insurance for 2023
 October 26th – Book Club selection The Code Talker by Chester Nez
 October 11 – Our annual tea party was held with a great turnout. Special thanks to Barb Dadey and Diane Dodge for all the hard work.

NUTRITIONAL LUNCH PROGRAM

Lunches are offered daily at a donation of \$3.00. Our weekly count for the program averaged 303 per week. Lunch totals for the month of October are 1215
 We continue to distribute frozen meals along with our in-house lunches.

	In-house	Frozen		In-house	Frozen
Week of Oct. 3	234	73	Week of Oct. 10	200	73
Week of Oct. 17	248	70	Week of Oct. 24	239	78

Submitted by: Donna Bodekor

Town of Aurora Building Department
Monthly Report - October 2022

6B

	Town	Village	Totals
Permits Issued			
Number of Permits	30	18	48
Current Month Fee Total	\$ 10,743.05	\$ 2,608.40	\$ 13,351.45
2022 Year Fee Total	\$ 93,712.01	\$ 20,873.20	\$ 114,585.21
2021 Year Fee Total	\$ 82,272.03	\$ 20,389.22	\$ 102,661.25

**08/01/2022 implemented new fee schedule*

Inspections Completed			
Building Permit	85	27	112
Fire Safety	2	4	6
Complaint/Violation	3	3	6

Notices Sent			
Permits Expiring Soon	no letters this month, all		0
Permit Expired	phone call follow-ups		0
Violations	4	0	4
2nd Notice Violations	0	0	0
Zoning Compliance Letter	0	0	0
False Alarm	0	-	0

Reviews			
Zoning Board Cases - New	4	1	5
Site Plan Applications	1	1	2
Special Use Permit Applications	0	0	0
ODA Applications	0	0	0

*permit #22-0382 is VOID, not used

Town of Aurora

Building Permit Fee Report - by Issued Date: 10/01/2022 - 10/31/2022

Permit#	Location	Issued	Description	Square Ft	Project Cost	Permit Fee	Rec Fee	Water Fee	Sec Dep
2022-0376	227 Main St	10/03/22	Roof over existing patio	256.00	26,884.00	104.00			
2022-0377	175 Glenridge Rd	10/03/22	Special Permit - Chickens - ZBA #1414 -			25.00			
2022-0378	949 Jewett Holmwood Rd	10/03/22	Addition and Interior Renovations		150,000.00	1396.00			
2022-0379	121 Manchester Rd	10/03/22	Shed on stone and skids	400.00	3,500.00	140.00			
2022-0380	123 Grey St	10/04/22	Sign - Permanent wall sign @ T-Mobile	22.37	1,800.00	60.00			
2022-0381	3 Millstone Dr.	10/05/22	deck	192.00	8,000.00	88.00			
2022-0383	578 Main St	10/05/22	NOT USED						
2022-0384	1755 Bailey Rd	10/05/22	Signs - 1 new wall sign to replace exist	4.00	2,637.19	120.00			
2022-0384	1755 Bailey Rd	10/05/22	Generator		5,500.00	75.00			
2022-0385	30 Walnut St	10/05/22	Interior Renovations - 2nd floor	761.00	60,000.00	440.50			
2022-0386	385 Oakwood Ave	10/06/22	Repair front porch	100.00	6,000.00	110.00			
2022-0387	6 Aurora Mills Dr.	10/06/22	Single Family Dwelling with Attached Gar	2,897.00	618,115.00	1508.50	200.00		
2022-0388	78 Pine St	10/07/22	Basement Wall Repair	100.00	13,753.00	110.00			
2022-0389	271 Olean St	10/12/22	Pole Barn	960.00	23,611.00	280.00			
2022-0390	860 Chestnut Hill Rd	10/12/22	Fence - 6' h privacy fence in rear yard		6,625.00	50.00			
2022-0391	9 Creekstone Dr.	10/12/22	Generator		9,947.00	150.00			
2022-0392	140 Kirkwood Dr	10/12/22	Replace beams on existing covered patio,	100.00	35,000.00	110.00			
2022-0393	990 Center St	10/12/22	Patio with roof @ rear of dwelling	450.00	33,900.00	152.50			
2022-0394	2240 Lapham Rd	10/13/22	Single Family Dwelling with Attached Gar	4,261.00	450,000.00	2205.50	200.00		
2022-0395	185 Green St	10/13/22	Pergola over existing patio	196.00	2,000.00	89.00			
2022-0396	243 Cazenovia St	10/13/22	1st floor renovation - kitchen/breakfas	217.00	101,419.00	168.50			
2022-0397	272 Prospect Ave	10/14/22	First floor bathroom and laundry room pl	115.00	11,500.00	117.50			
2022-0398	597 Oakwood Ave	10/17/22	Sign - permanent wall sign @ Flow Fitness	24.00	500.00	60.00			
2022-0399	265 Geneva Rd	10/17/22	Fence - 6' h wood privacy in rear yard		900.00	50.00			
2022-0400	1849 Olean Rd	10/17/22	(RI 21-352) Addition/Alteration and Movi	1,036.00		171.30			
2022-0401	290 Behm Rd	10/17/22	Detached Garage	2,230.00	100,000.00	597.50			
2022-0402	165 Buffalo Rd	10/18/22	Kitchen remodel, remove load bearing wal	262.00	80,000.00	191.00			
2022-0403	1837 Mill Rd	10/18/22	Fence - 3.5' h in front and side yard		9,000.00	50.00			
2022-0404	357 Oakwood Ave	10/18/22	Fence - 6' h privacy in rear yard		4,320.00	50.00			

Permit#	Location	Issued	Description	Square Ft	Project Cost	Permit Fee	Rec Fee	Water Fee	Sec Dep
2022-0405	700 Davis Rd	10/18/22	Pool - Inground with alarms and enclosur		60,000.00	150.00			
2022-0406	1467 Blakeley Rd	10/19/22	Interior Renovations; electrical, insula	725.00	40,000.00	422.50			
2022-0407	1112 Davis Rd	10/19/22	Shed with Lean-to	196.00	7,000.00	89.00			
2022-0408	270 Quaker Rd	10/20/22	Installation of 1,500 gallon liquid nitr		78,500.00	225.00			
2022-0409	1320 Olean Rd	10/21/22	Convert closet to half bathroom	28.00	5,000.00	110.00			
2022-0410	1514 Davis Rd	10/21/22	Demo existing dwelling to foundation; ne	3,391.00	500,000.00	1770.50			
2022-0411	211 Greenwood Dr	10/24/22	Generator		10,580.00	75.00			
2022-0412	1224 Big Tree Rd	10/24/22	(RI 21-364) roof over barn	840.00		54.50			
2022-0413	1224 Big Tree Rd	10/24/22	(RI 21-365) Mudroom addition	120.00		20.00			
2022-0414	1224 Big Tree Rd	10/24/22	(RI 21-366) Addition	1,073.00		42.75			
2022-0415	1224 Big Tree Rd	10/24/22	(RI 21-367) Pole Barn	2,720.00		148.50			
2022-0416	1916 Reading Rd	10/24/22	Polebarn (ZBA Case 1408 approved 7/21/22	1,728.00	32,000.00	472.00			
2022-0417	32 South Willow St	10/25/22	Addition of 2 roof dormers @ 3rd floor,	469.00	50,000.00	294.50			
2022-0418	2085 Davis Rd	10/25/22	Prebuilt shed on stone and pressure trea	144.00		76.00			
2022-0419	470 Ridge Ave	10/26/22	Roofop Mounted Solar PV System	184.00	18,130.00	68.40			
2022-0420	190 Willardshire Rd	10/28/22	Pole Barn	1,352.00	30,000.00	378.00			
2022-0421	606 Center St	10/28/22	Fence - 6' h wood privacy fence in rear		9,820.00	100.00			
2022-0422	850 Davis Rd	10/28/22	Pre-built Shed	10.00	400.00	65.00			
2022-0423	199 North Willow St	10/28/22	Pre-built Shed	120.00	5,795.00	70.00			
2022-0424	247 Greenwood Dr	10/31/22	Fence - 6' h privacy fence in side/rear		6,000.00	50.00			
Total Count:					48	2,618,136.19	13351.45	400.00	

All Calls & Complaints

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Summary Report by Date: 10-01-2022 through 10-31-2022, for Category: BUILDING DEPARTMENT WORK REQUI -

Caller Name/Address	Date/Phone	Notes	Closed
Building Department Work Requi			
Kathleen Town Hall	10-04-22	Please purchase and replace filters in the 2 Elkay E2H2O water fountains at Town Hall, 1 upstairs, 1 downstairs. Mike I-1.5 hours	10-17-22
Donna Senior Center	10-05-22	Please install narcan cabinet near AED cabinet on wall near bathrooms. Mike I-	10-13-22
Liz Highway Office	10-07-22	Please put Knox Pond picture up next to thermostat in front of Dave's office. Mike I-.5 hours	10-14-22
Sheryl Town Hall	10-07-22	Pick up broken recycling bins and bring 15 new ones. Jason-30 minutes Remove dead squirrel from lawn near King St.-Jason 15 min	10-12-22
Charles Snyder Town Hall	10-08-22	While meeting with Dan Murray re: tree planting he noticed wires from staked trees are cutting into and girdling trees. Please remove stabilization wires and pull stakes on all trees, the west and south line and any in the plantings.	10-12-22
Meaghan Rec Department	10-12-22	Mike I please hang up pictures in Rec Department when you come to see Meaghan about July 3r Mike I.	10-13-22
Donna Senior Center	10-12-22	The breaker for our projection screen keeps popping and I reset it almost every use. Please check. Mike I-replaced switch	10-28-22
Donna Senior Center	10-12-22	Please rake leaves around Senior Center. Kyle	10-19-22
Donna Senior Center	10-14-22	Mike -Diane tried to get the screen to come down today and it still doesn't work. Please check Monday as they have a presentation Tuesday.	
Sheryl Town Hall	10-19-22	Bring 2 cases of paper to highway office. Kyle-15 min	10-20-22
Dave Highway Office	10-19-22	Please replace lighting that is out in office ceiling. Please price out how much it would be to replace with LEDs.	

Caller Name/Address	Date/Phone	Notes	Closed
Diane Senior Center	10-20-22	New lunch room tables being delivered sometime Monday. When they come please have employees help unload truck and bring tables in. Take old tables to Hamlin Park rec building. Diane will let us know when driver is coming. Nick, Kyle-1 hour	10-31-22
Kathy Town Library	10-20-22	Please repair left side public restroom sink. It is leaking and our custodian is unable to locate the shut off valve. Mike I and E-changed two cartridges	10-20-22
Dave Highway Office	10-24-22	Please replace blinds facing parking lot in Dave's office that are broken.	
Donna Senior Center	10-25-22	Please check automatic door in front of building. The toggle with to activate seems to have fallen inside the black box. Please check sewer smell in front of building near staff door. Mike I-Talked with Donna about smell. Repaired switch by replacing switch nut and palced back in end cover.	10-31-22
Martha Town Hall	10-27-22	Adjust parking lot lighting. See Martha. Mike, I-Reset to 6pm on, 8AM off.	10-31-22
Donna Senior Center	10-28-22	Need a sub for Norm Mon-Wed. Also need to move round tables on Monday so an extra person would be helpful. Kyle-45 minutes	11-02-22
Sheryl Town Hall	10-31-22	Please bring 2 cases of paper from Town Hall to Town court.	11-03-22
Total count: Building Department Work Requi			18

All Calls & Complaints

Summary Report by Date: 10-01-2022 through 10-31-2022, for Category: PARKS - PARKS

Caller Name/Address	Date/Phone	Notes	Closed
Parks			
Mark Knox Soccer Fields	10-17-22	Meet Mark on Friday at 8AM. He wants to have some nets moved.	10-18-22
Meaghan South St Park	10-24-22	Take red/orange wagon from South Street snack shack storage side and bring to rec building storage. Mike l-.5 hours	11-01-22
Total count: Parks			2

6D

TOWN OF AURORA DOG CONTROL REPORT:

Oct-22

PHONE CALLS RECEIVED	TOWN OF AURORA	EAPD	NYSP	TOTAL CALLS
Attack/Fighting		1		
Barking				
Bites				
Cats	1			
Damage by Dogs				
Deceased Dogs				
Found Dogs	1	1		
Injured/Sick	2	1		
Licensing	2			
Running at Large	5	5		
Lost Dogs	1			
Miscellaneous Calls	1			
Mutual Aid				
Other Animals	2			
Threatening Dogs	1			
Welfare				
TOTAL	16	8	0	24

IMPOUNDMENTS:

DATE	BREED	Amount
10/6/2022	German Shepherd	\$45
10/13/2022	Collie Mix	\$45
10/19/2022	Golden Doodle	\$85
10/21/2022	Maltese	\$85
10/20/22	Aussie Mix	\$0 adopted out
10/28/2022	Aussie Mix	\$0 adopted out
	Total	\$260