

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Roll Call	Present	John B. Sheffer, II, Mayor
		Gordon J. Kuzon
		Warren D. Miller Trustees
		Rosemarie Sugg
		Roger C. Walker
		Theresa L. Cummins, Village Clerk
		Thomas V. Troy, Village Attorney
		John Anstett, Dept. of Public Works
	Absent	Edward Way, Dept. of Public Works

Mayor Sheffer called the meeting to order at 7:31 PM.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the minutes of the regular meeting held October 10, 1978 were approved.

Unanimously carried.

Mayor Sheffer stated that in the years he has been on the Board as a Trustee and as Mayor he has tried never to miss a Board meeting and he succeeded to date. He stated he regretably had to leave almost immediately as he had a commitment he could not get out of. He stated there were two important public hearings on the agenda tonight and we want the benefit of your input on them. He stated he has asked the Clerk to tape the two public hearings so that he can listen to them. He stated he tried not to prejudge an issue before a hearing but had comments to make on the two matters scheduled for hearings tonight.

Mayor Sheffer stated that regarding the Cayuga Road lighting matter, it occurs to him that this matter should almost be entirely up to the residents in that immediate area. It is worthwhile to consider if the lighting is the problem that has caused the accidents as in some cases the drivers had been drinking. Also, we should consider whether the lighting should be the high pressure sodium lights as we have on Main Street or the standard lights. Also to be considered is whether a curve sign would serve the purpose as well as increased lights. The wattage proposed is higher than that on Main Street and seems inconsistent to use it in a commercial and residential area. We will appreciate your input on this.

Mayor Sheffer also commented on the Highland Drive matter. The Board has considered this before and it is an important question. He stated that the opinion of area residents is important here. If they can come to an accommodation with the Little White House that is acceptable and will work, perhaps this is possible. If this is not the case, he stated he would think the burden would be on the Little White House to prove why the parking should be extended into the neighborhood and that is a heavy burden indeed.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Mayor Sheffer stated he regretted having to leave tonight but there was a televised debate he has to attend for his assembly race and it could not be changed. He stated he has asked Trustee Miller to chair the meeting from this point on.

ON MOTION by Trustee Kuzon, seconded by Trustee Sugg, it was moved to suspend the rules at 7:37 PM in order to hold a public hearing regarding an exceptional development permit to allow parking on residential lots located at 21 and 23 Highland Drive. (The hearing was closed at 8:00 PM.)

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, it was moved to suspend the rules at 8:00 PM in order to hold a public hearing regarding the installation of three 250 watt high pressure sodium street lights on the Cayuga Road curve. (The hearing was closed at 8:09 PM.)

Unanimously carried.

ON MOTION by Trustee Miller, seconded by Trustee Kuzon, vouchers in the sum of \$162,466.05 were approved as follows:

Payroll Fund	W/E 10/13/78	\$ 3,542.97
	W/E 10/20/78	<u>3,082.13</u>
Total Payroll		\$ 6,625.10
General Fund	Abstract #427	11,243.82
Sewer & Water Fund	Abstract #8	23,214.06
Federal Revenue Sharing	Abstract #60	332.10
Trust and Agency Fund	Abstract #57	5,997.23
Special Assessment	Abstract #1	87,463.85
EDA Glen Park	Abstract #25	<u>30,096.50</u>
Total Vouchers		\$162,466.05

Trustee Miller advised there were large vouchers as follows: To Four Winds Nursery - \$30,096.50; To Lebis Contracting Company for the Mill Street Sewer - \$73,044.00 and \$8,348.40; To Bissell Merrill Associates - total - \$6,071.45; To Erie County Water - \$21,342.97; To New York State Social Security - \$6,681.83; and To Niagara Mohawk - \$2,971.58.

Unanimously carried.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that Attorney Thomas V. Troy is authorized to attend an "Update in Municipal Law" workshop in Syracuse, N.Y. on October 27, 1978 and the costs to be paid by the Village of Williamsville.

AUTHORIZATION

Attorney to attend workshop in Syracuse

Trustee Kuzon asked what the cost would be and the Clerk advised it was \$20.00 for the conference and the cost for the room for the night before.

Unanimously carried.

Trustee Miller reported that the Danbern water line has been completed and has eliminated a leak of 45 gallons per minute.

Trustee Miller reported the North Ellicott Street line has been completed and the pump and Rinewalt tank are now on automatic. We have repaired some service line leaks and have one to be done this week. We have substantially reduced the leaks in our water system and have found many in the private sector.

ON MOTION by Trustee Miller, seconded by Trustee Kuzon, the following resolution was adopted:

RESOLVED that the Village Clerk publish notice of public hearing to be held in the Municipal Building, 5583 Main Street, Williamsville, New York at 7:35 PM on November 13, 1978 for the purpose of hearing all persons interested in a local law which would amend Section 41.20 of the Sanitary Sewer Code by adding Section 41.20(D) which would impose sewer fees on those residents and/or businesses in the Village who discharge well water into the sanitary sewer system and also amend the water code to provide for cross connection control by requiring the installation of an approved backflow prevention device at the service connection.

CALL FOR PUBLIC HEARING

Amend sewer code
Well water

Trustee Miller stated there are some Village water consumers who use the public system as well as water provided by private wells. This is to consider a method by which we could monitor this and charge sewer fees since it is being discharged into the sanitary sewer system. The installation of backflow prevention devices would prevent well water from backing up into the Village's regular water system.

Unanimously carried.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

ON MOTION by Trustee Miller, seconded by Trustee Walker, the following resolution was adopted:

RESOLVED that Local Law #9 - 1978 - Amending Water Charges, which was the subject of a public hearing on September 11, 1978 is hereby adopted. (Copy of local law attached.)

LOCAL LAW #9-1978
ADOPTED

INCREASE WATER
CHARGES

Trustee Miller asked that the wording in the law be changed as it appears with the agenda as follows: From "B) Tapping Water Mains (including rock, curb stop and street box)" - To "B) Tapping Water Mains (including corporation stop, curb stop and street box)".

Unanimously carried.

Trustee Walker stated that some months ago we had a resolution before the Board to hire Osgood to check into federal money available for the fire hall, water and sewer line repair and Island Park renovation. We are now at the point where the Village has to contract with a design company to give us designs and specifications for applications to be filed in January. The total cost will be \$5,000. One half of that will be reimbursed by the Fire Company so it will only cost the Village \$2,500 out of the contingent account and this will not affect our taxes.

ON MOTION by Trustee Walker, seconded by Trustee Sugg, the following resolution was adopted:

RESOLVED that the Mayor is authorized to sign a contract with Cannon Design, Grand Island, N.Y. covering design and plans for fire hall and Island Park projects, the cost not to exceed \$5,000.00.

AUTHORIZATION

Mayor to sign agreement
with Cannon Design

Trustee Miller asked if this meant the plans will be complete before the application is submitted so we don't have the same problems we had with the Glen Park project. Trustee Walker stated they will be complete and this is why we are starting this now.

Unanimously carried.

Trustee Kuzon advised that at the Traffic and Safety Committee meeting on October 19th they considered the senior citizens housing that is near completion, particularly the dangerous situation that exists at South Long Street and the Alley. They have decided to recommend that the Board consider making the alley one-way. The Committee also considered the parking on Hirschfield Drive. This question seems to come up again and again. At present there is no parking on the east side and restricted parking on the west side. Some of the street residents feel this places a burden on them. This has been tabled for the present.

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~COUNTY~~
~~CITY~~ of Williamsville
~~TOWN~~
Village

Local Law No. 9 of the year 19 78

A local law Amending Section 65.40 of the Water Code
(Insert title)

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~COUNTY~~
~~CITY~~ of Williamsville as follows:
~~TOWN~~
Village

s65.40 Water Charges

- B) Tapping Water Mains (including corporation cock, curb stop and street box)
 - 3/4 Inch - \$125.00
 - 1 Inch - \$150.00

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

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Trustee Sugg reported the Youth Board is undertaking a new pilot project at the Cayuga Road Youth Center for preteens. They became aware that more and more youngsters, younger than teenagers, need a place to hang out. Our local Lions Club has donated \$1,000 for a program of arts and crafts, movies and a creative workshop for those six to twelve years old. It started on October 7th and will continue through the fall. We want to thank the Lions Club for their very generous donation.

Mr. Anstett had no report from the Department of Public Works.

ON MOTION by Trustee Kuzon, seconded by Trustee Sugg, it was moved to suspend the rules for public participation.

Unanimously carried.

Richard Hill, 18 Brookside Drive, asked what the percentage of water loss was due to leaks in the private sector. Trustee Miller stated we can't tell the percentage but we have uncovered several. The residents have been notified of this and steps are being taken to fix them. Mr. Hill asked if the volume could be determined and Trustee Miller stated it was hard thing to estimate. The listening device has indicated there is a leak. When the valves are replaced on Main Street the isolation program will be continued.

Mr. Hill asked what is being planned for Island Park as part of the \$5,000 that was allocated earlier in the evening. Trustee Walker stated the program had been started by a previous Board but there had been no money to pursue it at the time as Glen Park was being done. Improvements are being considered for the pavillion and for a multiple skating rink (roller skating and ice skating).

Charles Akers, 73 Oakgrove, stated a petition had been passed on Oakgrove several weeks ago for placement of a sign on Oakgrove regarding children at play. This is because of the increase in the number of young families and children on the street. Many do play in the street. He stated he understood the question came up at the Traffic and Safety meeting and he heard they said it was illegal to put up a sign for children at play. He asked what could be done to put up a sign to warn people that there are children there. The street has a lot of traffic due to people going to the Convenient market and using it as a shortcut to use the signal at Main and Mill. He asked if a child has to be injured before something is done about this.

Trustee Miller stated something could be done before a child was hurt and Trustee Kuzon agreed. He stated the committee had been advised this type of sign was illegal but we have since found out that the manual has been changed and these signs can be used if used judiciously. They don't want their meaning to be diminished by their overuse. Traffic and Safety will consider this again. They are considering recommending speed limit signs, a curve sign on the west side going south toward the church and having police check on violations in speed, etc. on the street.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Mrs. Carolyn Schlifke of the Traffic and Safety Committee stated the wording of the petition confused them. The petition seemed to be asking for a sign to discourage use of Oakgrove as a through avenue between Oakgrove and Garrison. This cannot be done. She stated the Traffic and Safety Coordinator for the Town had removed all the children at play signs a few years ago as they were not being observed and children should not be playing in the street.

Trustee Sugg stated Traffic and Safety should do a study of the situation at the plaza if one has not already been done to see if some sort of better traffic flow could be arranged.

Mrs. Schlifke stated such a study was done in the past and we had recommended that some type of barrier be put up to prevent cars from using the plaza as a cut through. This recommendation was not followed.

Mr. William Bancroft, 88 Oakgrove, asked what the recommended speed limit would be and Trustee Kuzon stated the same as in the rest of the Village which is 30 MPH. Mr. Bancroft stated the cars going down the street find the curve to be a challenge and there is parking on both sides of the street. It is a very congested street, with lots of kids playing in the street. He stated that the majority of the cars do not do 30 MPH on the street and perhaps a speed limit sign would only remind them they could go faster than they already do.

Trustee Kuzon stated the next Traffic and Safety meeting is on November 16th and perhaps some of the residents of Oakgrove could attend the meeting and discuss this problem with committee members and perhaps together they could come up with some solution to this problem.

Mr. Bancroft asked if the manholes would be raised to the level of the newly resurfaced streets. Trustee Miller stated we have developed a schedule for doing this. We have to order different sizes of rims and the foundry in Jamestown is just filling our order. We want to get these done as soon as possible or this will cause problems with surface run off and snow plowing. Mr. Bancroft asked if resurfacing were planned for next year and, if so, would the same method be followed. Trustee Miller stated we will have in stock standard sized rims.

James Saia, 20 Belmont, stated that considering the price of water in the Village he would like someone to make a resolution or something that at a certain time each year, possibly in January, Village residents would be told what the water loss had been for the past year. For example, in January, 1979 the Board would tell the residents what the loss was from January, 1978 to January, 1979. If this were done, perhaps an increase in the water loss would show up sooner and something could be done to correct it sooner.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Mr. Saia stated there are many residents in the Village concerned about the situation that is transpiring in the Town relating to the truck place on Youngs Road at Wehrle Drive. One of the Board members has made a statement about this and Mr. Saia asked that the other Board members go on record as to their feelings on this matter. He stated he does not want to hear the argument that the Board does not want to meddle in Town affairs. One of their Board members appeared at our public hearing relating to the 70% sewer tax.

Lawrence Brenton, 31 Monroe Drive, asked if the Board had considered turning the water system over to the County. Trustee Miller stated this had been considered. However, the County does not want to take us over as they do not want to accept our debts. They would take us over only if we had no debts. If they took it over they would take over the service connections from the main to the edge of the right-of-way. They are not eager to do this.

Mr. Brenton asked what our indebtedness is and the Clerk advised it is basically about \$80,000 per year until 1996. This is principal and interest and it decreases. Mr. Saia asked what the total bond is and the Clerk stated it was about \$600,000 and \$200,000 when they started.

Mr. Saia asked why some of the 70% tax and the amount of water bills couldn't be used to pay off some of this debt. Another issue is coming next year for repairs and will cause another tax increase. He stated if we could pay off the debt and turn over to the County we could save money.

Mr. Brenton asked if anyone had researched the Hamburg situation as they turned their system over to the county and Trustee Miller stated this had been done and there was no debt involved. Trustee Miller stated the bond is an affordable cost. If the Village turned it over to the county there might not be a reduction in the cost of water as they would probably make this a separate district.

Mr. Brenton stated he sometimes wonders if Village government isn't more expensive. He feels something should be done to enable us to turn the system over to the county.

Mr. Akers asked if it wouldn't be cheaper to turn it over and Trustee Miller stated the cost would be divided by the number of users and would have maintenance costs as well.

Mr. Saia stated everytime something is done with the system it is supposed to raise our fire insurance rating and it is still the same. Trustee Miller stated the water system is only one thing involved in the rating. The underwriters look at other things also, such as the number of people, number of trucks, number of firemen who are active and the condition and location of buildings.

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

Trustee Miller stated the water system repairs are for improved fire flow to put out fires and to eliminate water losses and improve pressure to the consumers.

Mr. Saia asked if all the meters had been sealed and Trustee Miller stated it was being done.

Mr. Saia stated we are going further into debt with the new bonds and Trustee Miller stated we are applying for federal help in paying for these.

Mr. Saia asked if the the sewer bill from the Town had been paid and Trustee Miller stated installments had been paid but the capital has not. We have a debt to the Town mandated by the EPA as they will treat our sewerage.

Mr. Brenton stated it seems that only the Village residents are paying this bill, not Town residents. Trustee Miller stated it is included in the Town residents' taxes.

Trustee Sugg stated this has to do with the difference in the fiscal year between the Town and the Village. The Town's year begins in January and ours in June. The Clerk stated the bill received was from January, 1977 to December, 1977 had to be billed in March and have to pay by the end of our fiscal year on May 31st. We get billed in March, have to pay by the end of May and we must have the money accumulated to pay this.

Mr. Saia asked why the \$180,000 bill was not paid when it was billed and the Clerk advised we had some questions and felt that from an audit standpoint they needed further justification. Trustee Miller stated we have already negotiated a Town bill for \$62,000 down to zero.

Mr. Saia stated he wanted answers to his two questions - the one regarding a resolution to make known once a year the water loss for the year and the other to have the Board members make known their positions on the Youngs Road - Wehrle Drive situation.

Trustee Sugg stated she and Trustee Kuzon have agreed to send the councilmen a joint letter expressing our disapproval. She stated ~~they~~ were present at the hearing and have called those people who voted in favor of the proposal.

Trustee Kuzon stated he attended the meeting but chose not to speak. He felt it would be more effective to contact the councilmen individually and he is doing this.

Trustee Miller stated he did not feel it was appropriate for him as a municipal officer of the Village to use that office to present his feelings in a Town matter but he has spoken of

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:31 PM

his concern to the appropriate councilmen. His personal feelings are that he is concerned with the type of operation that is going in there.

Trustee Walker stated he has spoken with the councilmen about this. He stated he has worked around diesel and they are not quiet. He has expressed his opinion on this and does not think this should be rezoned.

With respect to the resolution regarding water loss, Trustee Miller stated he did not see why this couldn't be done.

Mr. Hill stated he understood repairing was to be done in the 12 bays but that Mr. Owens had the impression that they were for loading and unloading.

Trustee Miller stated anyone having an opinion on the Youngs Road matter should attend the Board meetings and let the Town know their feelings.

Mr. Hill stated the Board has involved itself before in other areas and not considered it to be meddling. One of these was the Academy School issue. He stated he believes the Board should take a stand on the Youngs Road issue also.

Trustee Miller stated they felt the Town zoning machinery should handle this issue and that there was sufficient opportunity to air our views at the Town meetings and hearings.

ON MOTION by Trustee Sugg, seconded by Trustee Walker, it was moved to return to the regular agenda.

Unanimously carried.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the meeting was adjourned at 9:20 PM.

Unanimously carried.



Theresa L. Cummins,
Village Clerk-Treasurer

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:37 PM

Roll Call

Present

Warren D. Miller, Acting Chairman

Gordon J. Kuzon
Rosemarie Sugg Trustees
Roger C. Walker

Theresa L. Cummins, Village Clerk
Thomas V. Troy, Village Attorney
John Anstett, Dept. of Public Works

Absent

John B. Sheffer, II, Mayor
Edward Way, Dept. of Public Works

Trustee Miller called the public hearing to order at 7:37 PM.

The Clerk read the notice of public hearing regarding an exceptional development permit under Section 70.112 of the Village Zoning Code which would allow parking on residential lots located at 21 and 23 Highland Drive. PUBLIC HEARING

Trustee Miller then turned the hearing over to Trustee Kuzon who stated the purpose of the hearing was to consider a request by the Little White House to expand their parking facilities. This is for an exceptional development permit because it involves use of a lot in a residential district for parking. There is a definite procedure to be followed. A public hearing is held and recommendations are solicited from four Village committees. He then summarized their recommendations. The Planning Board recommends denial based upon zoning ordinances 70.405 (R District Off Street Parking) and 70.402(D) (Access). The Traffic and Safety Committee found no reason to object but made two recommendations - one with respect to landscaping and one regarding the buffer area. They did state the Board should seriously consider whether this rezoning could set a precedence. They do feel this would help relieve some of the on-street parking problems in this area. EXCEPTIONAL DEVELOPMENT

Trustee Kuzon stated the Environmental Advisory Council feels no variance should be granted. They feel more information is needed as to how this area will be developed and that off-street parking may diminish the residential character of the area. They stated they are opposed to a parking lot directly across from a residential area because it is detrimental to the residents themselves. The Recreation Committee feels that as the request has no impact on parks or recreation they feel no recommendation is needed at this time from them.

21 - 23 Highland Ave.

Trustee Kuzon gave some background on this matter. This issue has been before the Board previously and this is the second public hearing on this request. The first was in July of 1977. At that time there was opposition to this from the residents in the area. The matter was tabled pending the possibility of

a compromise being worked out between the restaurant owners and the neighbors. No compromise was reached at that time.

James Saia, 20 Belmont, stated he does not favor a parking lot in front of a house on a residential lot. They do not intend to remove the house. You would have a lot that was half residential and half parking. Nothing in the ordinance says you can do this. He stated he does not believe the exceptional development permit ordinance is a good one. He stated he believes the Board should take the recommendations of the Planning Board.

EXCEPTIONAL DEVELOPMENT

Charles Akers, 73 Oakgrove, stated he is Chairman of the Environmental Advisory Council. They considered this issue both times it came up. They feel it should be denied. They feel they do not want to see the residential area of the Village encroached upon by the business district.

21-23 Highland Drive

Mrs. Eleanor McConnell, 94 Highland Drive, stated there are two reasons she is against this. The Little White House has not been a good neighbor. The dumpster area is unkempt and the landscaping has not been kept up. One section of their yard seems to be a dumping place for old trees, stones and dirt. This is not in character with the neighborhood. She stated that from their past actions she sees no reason to believe they will change.

Trustee Kuzon stated that at the time of the first public hearing last summer, other residents voiced similar objections to the conditions there. In the Spring of 1977 the restaurant started work on the lot without a permit and the Building Inspector issued a stop work order and the condition there is exactly the condition they left it in at that time. At one point the Board has sent them a letter to remind them to cut the grass as it was too high and in violation of the ordinance.

Mr. Richard Hill, 18 Brookside, asked if there was any way to make a business clean up a place like they should. Trustee Kuzon stated the dumpster comes under the Erie County Health Department. We did find a part of the code dealing with the high grass. There does not seem to be anything in the law dealing with the stones, etc. that were left on the property. He stated they have talked with the Village Attorney about this. Mr. Hill stated perhaps something should be written in to the law about this. Trustee Kuzon stated this is an extremely hard thing to do as where do you draw the line.

Mr. Hill stated the Traffic and Safety Committee has inspected this place and feel it is hazardous to young children. Perhaps you could get them on this aspect. Trustee Kuzon stated this could be checked into.

Mrs. Susan Harlock, 28 Park Drive, stated she was against this mainly from the standpoint of the encroachment of business into the residential area.

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 7:37 PM

Mr. Saia stated the signs in front of the Little White House seem to be in violation. There are two A-frame signs in front of the building. Also, there is a no parking here to corner sign on a telephone pole about 4½ feet from the corner. Cars are parked on the sidewalk to the corner. Attorney Troy stated he would discuss this with Mr. Saia after the meeting as it was not related to the public hearing.

PUBLIC HEARING (Con't)

Trustee Sugg stated she is a resident of Highland and agrees with those who have spoken against the rezoning for all the reasons stated. She stated she was present at the Planning Board meeting the night they recommended denial of this. One of the points brought out was the difficulty of having parking that close to a house as it related to effecting any type of rescue in the home on the lot. They have trouble in the area already with the parking that exists there now. We should be careful not to trade a bad situation for a worse one.

Exceptional Development

Trustee Walker stated the last time this came up 8 parking spaces were being considered. What advantages would these 8 spaces be. He stated he did not believe it would make that much difference in the parking problems in the area. Trustee Sugg stated she believes there is adequate parking there at the moment.

21-23 Highland Drive

Trustee Miller stated the problem he has is not with the need for off street parking to support the commercial district but he is disappointed that the restaurant and neighbors could not work out their differences when this first came up a year ago. The restaurant interpreted the stop work order as meaning they could not go in and clean up the mess in the lot. He stated he does not believe this to be the start of encroachment into the residential area. He believes this has been overstated.

Mr. Saia stated that if they get this one rezoned for the lot they go further down the street as they want to by the same process. There should be something contained in the new master plan that would prevent this from happening.

Trustee Kuzon stated this is for an exceptional development permit which means the Board of Trustees may waive in total or in part any part of the ordinances that pertains to the application. Or, they could vote not to do it.

Trustee Kuzon stated we will most likely vote on this at our next scheduled meeting on the 13th of November.

ON MOTION by Trustee Kuzon, seconded by Trustee Sugg, the hearing was closed at 8:00 PM.

Unanimously carried.



Theresa L. Cummins,
Village Clerk-Treasurer

TO: Village Board
FROM: Traffic and Safety Committee
DATE: September 22, 1978
SUBJECT: Little White House Parking

This Committee has again discussed the parking in this area. It is still felt that the additional parking would help relieve some of the on street parking problems in this area.

However, we feel that the Board should seriously consider the fact that this rezoning could lead to future rezonings of this property which could further infringe on the residential area.

Our recommendation remain the same:

1. That the stone and bush area at the east end of this parcel be kept at a low profile so as to allow cars using the drive behind the restaurant a clear view of cars backing up.
2. This area to be 10' in width in accordance with the Village Ordinance.

Minutes of the Recreation Committee held on March 16, 1977 at the Municipal Building, 5583 Main Street, Williamsville, NY at 8:00 p.m.

Present: Nancy DiPasquale
Roger Walker
Alice McDonald

Awaiting the commissions decision were three items:

1. The Village Board asked that commissions opinion of the proposed plan of the Senior Citizen housing. The commissions opinion is as follows: The "green" area east of the proposed building is adequate. There must be more parking made available and that the Village buy the land west of the proposed building for municipal parking. Parking is needed to accommodate those who participate or view the games that are played at the South Long Street Park.

2. The Village Board asked the commissions for comments on the request of The Little White House for additional parking. The Recreation Commission does not have any interest in this request inasmuch as it does not involve recreation.

3. The Village Clerk's office asked that the Recreation Commission prepare the permit they wished used for the park permits. One has been designed and given to the Village Clerk's office to be printed. (Enclosed copy)

It has been recommended that park permits involving 25 persons or less be issued on the Village Clerks signature alone. Any more than 25 require the signature of the trustee or the commission chairman, and any permit of any size gathering having beer be signed by the Mayor and trustee or the Recreation Commission chairman.

The permits will be used as soon as they are available and the commission suggests that 500 permits with carbon copies be ordered. A copy of Park Regulations are to be issued with each permit.

Due to William Brunskill's absence, a phone call was placed in order to secure information about diamond scheduling of the baseball field. Mr. Brunskill reported he had all the requests and that the schedule of games was ready. Mr. Brunskill said he will deliver the acknowledging letters and the diamond schedule to the Village Clerk's office.

Meeting adjourned until April 20, 1977 at 8:00 p.m.

Respectfully submitted

Alice McDonald

Log #264 Little White House Restaurant
5877 Main Street

This was for the Board's recommendations under exceptional development regarding a parking area at 21 Highland Drive. Mr. and Mrs. Keena of 16 Highland Drive were present. There was a review of the findings of the other committees studying this parking plan. Traffic and Safety stated they can find no reason for not allowing the additional parking. The Environmental Committee recommends that no variance of the existing ordinances relating to off-street parking be granted. The Recreation Committee stated they had no interest in this matter. The Planning Commission previously studied this question at their meeting of July 11, 1977 and submitted their recommendations of denial of the parking plan to the Board.

ON MOTION by Mr. Atkinson, seconded by Mr. Brenton, it was moved that the Planning Commission would restate their previous recommendations to the Board as contained in the minutes of their meeting held July 11, 1977:

"...the Planning Commission acting as Architectural Review Board recommend denial of parking plan request on the basis of:

(1) Zoning Ordinance (70.405 - R District Off Street Parking). In any R District no off-street parking shall be permitted in a front or exterior side yard, nor within five (5) feet of any side or rear lot line, except in driveways.

(2) 70.402(D) - Access. No entrance or exit to any automotive use area shall be permitted within 30 feet of any intersecting street lines, and, except for off-street parking areas for uses permitted in any R District requiring less than ten parking spaces, no entrance or exit shall be permitted within ten feet of a lot in any R District. Access to automotive use areas, except for off-street parking areas in R Districts for less than ten vehicles, shall be approved by the Building Inspector and shall be so arranged that vehicles shall not back into a street.

The Planning Board believes that these 2 ordinances take precedence over 70.210C because there is a residence on the lot and only if residence is razed would 70.210C be applicable."

Unanimously carried.

To: Gordon Kuzon

From: Environmental Advisory Council

Date: October 10, 1978

Subject: Parking at 21-23 Highland Dr. (Little White House
Restaurant)

The Environmental Advisory Council after meeting on October 4, 1978, feels that no variance be granted to the Little White House Restaurant for additional parking. The Council still feels as stated in a letter of July 6, 1977 to the Village Board that:

1. The proposal as submitted lacks proper and adequate information as to how this area will be developed.
2. From an environmental point of view, the proposal to permit off-street parking in the area may diminish the residential character of the area.

In addition, the Council is opposed to a parking lot directly across from a residential area because it is detrimental to the residents themselves.

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 8:00 PM

Roll Call

Present

Warren D. Miller, Acting Chairman

Gordon J. Kuzon
Rosemarie Sugg Trustees
Roger C. Walker

Theresa L. Cummins, Village Clerk
Thomas V. Troy, Village Attorney
John Anstett, Dept. of Public Works

Absent

John B. Sheffer, II, Mayor
Edward Way, Dept. of Public Works

Trustee Miller called the hearing to order at 8:00 PM.

The Clerk read the notice of public hearing regarding the installation of three (3) 250 watt high pressure sodium street lights on the Cayuga Road curve at a net annual cost to the Village of \$272.50, plus fuel adjustment.

PUBLIC HEARING

Trustee Miller then turned the hearing over to Trustee Kuzon who stated we want to improve the illumination in the area of the curve on Cayuga Road. We would revise the two present lights that are there and install one new light. The Traffic and Safety Committee has recommended this due to the number of accidents in that area and the dark spots in the curve area. By increasing the illumination, we would improve safety for the pedestrians, vehicles and property owners. The two present lights are a ways from the curve and it creates dark spots. Traffic and Safety and Niagara Mohawk have recommended these high pressure sodium lights. The cost would be \$272.50 plus fuel adjustment. It is now \$76.50 annually. The three would cost \$348.00 less the \$76.50. It would give better illumination and the lights would be installed with pieces to block out the light on the residential side so it will not interfere with the houses. Traffic and Safety surveyed six residents living in the area of the curve and they had no objections. They seemed to think it was an excellent idea because of the accidents in the area.

Cayuga Rd.
Lighting

James Saia, 20 Belmont, stated he was in favor of this. He has seen some bad accidents there. Anything that can be done to save even one life it's worth it. Trustee Kuzon stated there had been a recent accident where a car had hit a house at California and Cayuga.

Trustee Miller stated it seems most of the accidents have been due to drinking by the drivers and asked if the lights would have made any difference. Trustee Kuzon stated the Mayor raised a valid point about this and about whether this is the type of light that should be installed in a residential area. These questions will have to be addressed by the Board before it is voted on.

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Municipal Building, Williamsville, New York on Monday, October 23, 1978 at 8:00 PM

Mrs. Carolyn Schlifke of the Traffic and Safety Committee asked them to consider how many accidents were perhaps avoided by sober drivers on the curve. There could be many close calls we know nothing about where the accident was prevented by an alert driver. These close calls could be prevented by the increased illumination. This is a bad area.

ON MOTION by Trustee Kuzon, seconded by Trustee Walker, the hearing was closed at 8:09 PM.

Unanimously carried.



Theresa L. Cummins,
Village Clerk-Treasurer