

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, January 28, 1980 at 7:33 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Paul Atkinson

Lawrence R. Brenton Trustees

Connie C. Murray

Rosemarie Sugg

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

Edward Way, Dept. of Public Works

Mayor Kuzon called the meeting to order at 7:33 PM.

ON MOTION by Trustee Brenton, seconded by Trustee Sugg, the minutes of the regular meeting held January 14, 1980 were approved.

Unanimously carried.

ON MOTION by Trustee Sugg, seconded by Trustee Murray, the minutes of the informational hearing held January 14, 1980 regarding regulations for the Nature Building in Glen Park were approved.

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Sugg, the minutes of the informational hearing held January 14, 1980 regarding the preservation and restoration of Main Street were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the minutes of the public hearing held January 14, 1980 regarding the amending of the Traffic Code, Section 60.32(21) by adding new subsection (i) were approved.

Unanimously carried.

ON MOTION by Trustee Brenton, seconded by Trustee Atkinson, the minutes of the public hearing held January 14, 1980 regarding the amending of the Traffic Code, Section 60.32(21) by adding new subsection (j) were approved.

Unanimously carried.

Mayor Kuzon stated the meeting tonight is being held in the Village Conference Room because of the rezoning hearings being held by the Town in the Council Chambers. Our next meeting on February 11th will also be held in the Conference Room for the same reason.

ON MOTION by Trustee Sugg, seconded by Trustee Murray, it was moved to suspend the rules at 7:36 PM in order to hold a public hearing regarding a local law which would amend Section 1.18 of the Sign Code of the Village dealing with Temporary Signs. (The hearing was closed at 7:43 PM.)

Unanimously carried.

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Mayor Kuzon advised that Grievance Day will be Tuesday, February 19th between the hours of 3:00 PM and 7:00 PM. At this time our tax rolls are complete and if there are any questions or if anyone wishes to examine our rolls they are welcome to do so by stopping in at the Village Clerk's Office during normal business hours. One Trustee will be present during the Grievance Day hours and a reevaluation can be requested then.

Mayor Kuzon stated our next meeting on February 11th will be here in the Conference Room due to the rezoning hearings being held by the Town.

Mayor Kuzon reported that last Thursday the Town and Village sat down regarding our common concerns and the meeting went well. We are in agreement on certain concerns and will be working together on this. The quarterly meetings will be the minimum number of joint meetings. There will be additional meetings scheduled as the need arises.

Mayor Kuzon advised that our budget process has begun. Trustee Atkinson has forwarded to the Trustees, Department heads and committees budget forms to be completed and returned to him. When they are returned the Village Clerk and he will put together a working budget within the next couple of weeks.

Mayor Kuzon stated his first four resolutions deal with the upcoming Village election. The first one concerns registration day. It will be on March 1st between 12:00 noon and 9:00 p.m. in the Village Clerk's Office.

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

ELECTION 1980

WHEREAS the next general Village election for officers will be held on March 18, 1980, and

WHEREAS no person shall be entitled to vote at Registration day any Village election whose name does not appear ^{set} on the register of the Election district in which he claims to be entitled to vote, and

WHEREAS it is the duty of inspectors of election to prepare such register of qualified voters for the district for which they are appointed, and

WHEREAS Section 516 of the Election Law of the State of New York requires that every Village hold a registration day for each general Village election.

First: The inspectors of election shall meet on the 1st day of March, 1980 at the Village Clerk's Office beginning at 12:00 noon and ending at 9:00 p.m. to commence the preparation of the register for the forthcoming Village election.

ELECTION 1980

Registration day
set

Second: Registration day for the Village shall be held on Saturday the 1st of March, 1980.

Third: Such registration shall be held at the Village Clerk's Office in the Municipal Building, 5583 Main Street, Williamsville, New York 14221 from 12:00 noon to 9:00 p.m.

Fourth: At least ten days prior to the registration day set in this resolution a copy of such resolution shall be published in the official newspaper and a copy shall be posted in at least one conspicuous public place in each election district.

Fifth: This resolution shall take effect immediately.

Unanimously carried.

Mayor Kuzon stated his next resolution appoints a Board of Inspectors, establishes their compensation and appoints a Chairman.

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

RESOLVED that the Board of Trustees of the Village of Williamsville determines that more than one-half of the voters qualified to vote at the forthcoming election for the Village officers were registered at the last preceding general election; that taking registration for the forthcoming election will be accomplished more efficiently and economically at a single place and by a single board of inspectors of registration; and it hereby appoints: Richard Hill, Marion Garono and Esther Wirth as a single Board of Inspectors to conduct registration for such forthcoming election for each of the three Village election districts. The compensation of inspectors shall be \$2.50 per hour and Richard Hill shall be Chairman of Registration. Registration

ELECTION 1980

Registration
Inspectors
Appointed

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for the forthcoming election shall be conducted on March 1, 1980 from noon until nine o'clock in the evening at the office of the Village Clerk, 5583 Main Street, Williamsville, New York.

Unanimously carried.

Mayor Kuzon advised his third resolution basically divides the Village into three districts. There is no change from previous years.

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

WHEREAS the Annual Village Election of the Village of Williamsville is to be held Tuesday, March 18, 1980, and

ELECTION 1980

WHEREAS at the last general Village election more than eight hundred votes were cast,

Election districts set

NOW, THEREFORE, BE IT RESOLVED that said Village shall be divided into three election districts and the places of holding such election shall be as follows:

District #1 - At the Williamsville Methodist Church, 5681 Main Street. District #1 includes the entire area east of Ellicott Creek, South of Main Street.

District #2 - At the Williamsville Fire Hall, 5570 Main Street. District #2 includes the entire area west of Ellicott Creek, both sides of Main Street.

District #3 - At the Academy Elementary School, Academy Street. District #3 includes the entire area east of Ellicott Creek, north of Main Street.

None of such districts contain more than eight hundred qualified voters.

BE IT FURTHER RESOLVED that the offices to be filled shall be: two (2) Trustees for a term of two (2) years each.

Unanimously carried.

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Mayor Kuzon stated his fourth resolution appoints the inspectors and alternates.

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

RESOLVED that the following be and they hereby are appointed inspectors of election for the Annual Election of the Village of Williamsville, to be held March 8, 1980 to be paid a fee of \$25.00 each.

ELECTION 1980

Election inspectors appointed

DISTRICT #1 - Esther Wirth, Ch.
Betty Klute
Dorothy Goodwin
Marie Eyre

DISTRICT #2 - Richard Hill, Ch.
Joyce Troy
Marion Garono
Betty Schueckler

DISTRICT #3 - Ethel Henning, Ch.
Henry Moore
Mary Ann Piazza
Suzanne LaVere

BE IT FURTHER RESOLVED that the following are appointed alternate inspectors:

Mary M. Hughes
Mary Dombrowski
Jack McMillan
Joseph Kuzon,

and

BE IT FURTHER RESOLVED that Richard Hill is Chairman of the Election Inspectors, and

BE IT FURTHER RESOLVED that in the event of absence or inability of any of the above to serve, the Mayor is hereby authorized and empowered to appoint a substitute.

Unanimously carried.

Mayor Kuzon stated his next resolution concerns the topic of two public hearings held at our last meeting. The hearings related to prohibiting parking on the north and south sides of Main Street between Garrison Road and Park Drive on the south and between Evans Street and Academy on the north. At the time of the public hearings no objections were raised to this proposal. Also, Traffic and Safety has reviewed it and recommended that this action be taken. The State Department of Transportation has

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requested this limitation on parking as it is related to their overall plan for the preservation and restoration of Main Street.

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

RESOLVED that Local Law #1 - 1980, Amend Traffic Code - Section 60.32(21) which was the subject of two (2) public hearings on January 14, 1980 is hereby adopted. (Copy of Local Law attached.)	LOCAL LAW ADOPTED #1-1980 Amend Traffic Code 60.32(21)
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Unanimously carried.

Trustee Atkinson reported that on December 10th we applied to the State Comptrollers Office for a refund going back six years for what had previously been an overlooked ability to keep fines from traffic violations taking place in the Village. Our application was for \$26,000 which we felt we were entitled to receive. Based on the experiences of other municipalities in the State if they received about half the refund they were happy. We received in excess of \$22,000 back as of this morning and we are very pleased. We have to thank our Village Clerk, Theresa Cummins, for her assistance in getting this refund and certainly those dollars will help us.

Trustee Atkinson stated we are in the throes of the budgetary process. We want to make sure we get as much input as possible from our departments and committees so we can formulate a good solid budget to present to the community at the proper time. We are working on a capital improvements plan which will be part of this year's budget.

ON MOTION by Trustee Atkinson, seconded by Trustee Brenton, vouchers in the amount of \$51,134.75 were approved as follows:

Payroll Fund	W/E 1/18/80	\$ 3,790.22
	W/E 1/25/80	<u>6,544.13</u>
Total Payroll		\$10,334.35
General Fund	Abstract #457	14,342.03
Sewer & Water Fund	Abstract #38	22,963.49
Federal Revenue Sharing	Abstract #85	561.34
Trust & Agency Fund	Abstract #77	2,928.18
Capital Fund	Abstract #96	<u>5.36</u>
Total Vouchers		\$51,134.75

Unanimously carried.

(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. 1 of the year 19 80

A local law Amend Section 60.32(21) of Traffic 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

§ 60.32(21) B) North and South side between Oakgrove Drive and Hirschfield Drive, between the hours of 9:00 a.m. and 5:00 p.m. for more than two hours except on Sundays and holidays, except that no parking shall be allowed at anytime on the South side of Main Street between Garrison Road and Park Drive and on the North side of Main Street between Evans Street and Academy Street.

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

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Trustee Brenton reported that with respect to the third resolution of his listed on tonight's agenda it will be tabled. The Village has been notified by the State that it has been approved for a Highway Safety Project Grant which we applied for in September. It has been cut down from our original submission so the amount will be \$17,997. We had hoped for some hardware and physical assistance for improving our traffic and safety program in the Village but some of this has been eliminated. Rather than enter into this agreement tonight we will discuss the use of the funds and take action at our next meeting. It is good that we have been accepted and feel we need it. We will begin to look at all aspects of our traffic and safety programs particularly stop signs to see whether they have been legally constructed. We will take all 26 miles of our streets and make sure that we are in compliance with the present New York State codes, so we have a safe and healthy place for our citizens.

Trustee Brenton advised that the bid process has been completed for the Danbern Lane water line and we have a low bidder but at this point we are not ready to award the bid because we feel we should have more information from the low bidder as to the financial background. Therefore, we will hold this in abeyance until we are satisfied the financial background is all right and we make our determination at that time.

Trustee Brenton stated his first resolution deals with the bonding of an emergency vehicle. The cost was \$29,965 but with the cost of bonding, etc. added on the cost will be \$30,500.

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

RESOLVED Bond resolution for \$30,500.00	BOND RESOLUTION
for purchase of one ambulance for Hutchinson	
Hose Fire Company is hereby adopted.	Ambulance
(Bond resolution attached.)	

Unanimously carried.

Trustee Brenton stated his second resolution pertains to publishing the bond resolution.

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

RESOLVED that the Village Clerk is hereby	Authorization -
authorized to publish the foregoing bond	
resolution in the official newspaper of	Clerk to publish bond
the Village of Williamsville.	resolution

Unanimously carried.

EXTRACT OF MINUTES

Meeting of the Board of Trustees of the Village
of Williamsville, Erie County, New York

January 28, 1980

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A regular meeting of the Board of Trustees of the Village of Williamsville, in the County of Erie, New York, was held at the Village Hall, 5583 Main Street, Williamsville, New York, on January 28, 1980, at 7:30 o'clock P.M. (E.S.T.).

There were present:

Hon. Gordon J. Kuzon, Mayor,
and

Trustee:

Paul C. Atkinson
Lawrence R. Brenton
Connie C. Murray
Rosemarie Sugg

There were absent:

Also present:

Theresa L. Cummins,
Village Clerk
Thomas V. Troy,
Village Attorney

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Trustee Brenton offered the following
resolution and moved its adoption:

BOND RESOLUTION OF THE VILLAGE OF WILLIAMSVILLE, NEW YORK, ADOPTED JANUARY 28, 1980, AUTHORIZING THE PURCHASE OF AN AMBULANCE, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$30,500, APPROPRIATING SAID AMOUNT THEREFOR AND AUTHORIZING THE ISSUANCE OF \$30,500 SERIAL BONDS OF THE VILLAGE TO FINANCE THE APPROPRIATION.

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE OF WILLIAMSVILLE, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Village of Williamsville (herein called "Village"), in the County of Erie, New York, is hereby authorized to purchase a new ambulance for use by the Hutchinson Hose Company. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$30,500, and the said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$30,500 serial bonds of the Village and the levy of a tax upon all the taxable real property in the Village to pay the principal of and interest on said bonds as the same shall become due and payable.

Section 2. Serial bonds of the Village in the principal amount of \$30,500 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of said specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of §11.00a. 27-a of the Law, is five (5) years.

(b) Current funds are not required to be provided as a down payment prior to the issuance of the bonds herein authorized or of any bond anticipation notes issued in anticipation of the sale of such bonds, in accordance with the provisions of §107.00d. 5 of the Law.

(c) The proposed maturity of the bonds authorized by this resolution may not exceed five (5) years.

Section 4. Each of the serial bonds authorized by this resolution and any notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Village, payable as to both principal and interest by general tax upon all the taxable real property within the Village without limitation of rate or amount. The faith and credit of the Village are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Village by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative

to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Board of Trustees relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Village Treasurer, the chief fiscal officer of the Village.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Village is not authorized to expend money, or,

(b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by
Trustee Sugg and duly put to a vote on roll call,
which resulted as follows:

AYES: 5

NOES: 0

The resolution was declared adopted.

Trustee Brenton offered the following resolution
and moved its adoption:

RESOLVED BY THE BOARD OF TRUSTEES OF THE VILLAGE
OF WILLIAMSVILLE, IN THE COUNTY OF ERIE, NEW YORK,
AS FOLLOWS:

Section 1. The Village Clerk is hereby authorized and directed to publish the foregoing bond resolution, in full, in "AMHERST BEE", a newspaper published in Williamsville, New York, and having a general circulation within said Village and hereby designated as the official newspaper of the Village for such publication, together with a Notice in substantially the form as provided by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Trustee Sugg and duly put to a vote on roll call, which resulted as follows:

AYES: 5

NOES: 0

The resolution was declared adopted.

CERTIFICATE

I, THERESA L. CUMMINS, Village Clerk of the Village of
 Williamsville, in the County of Erie,

 State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the Board of
 Trustees of said Village,
duly called and held on January 28, 19 80, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Board of Trustees
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Village
this 28th day of January, 19 80

 Theresa L. Cummins

. Village Clerk

(Seal)

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, January 28, 1980 at 7:33 PM

Trustee Murray stated the Old Home Day Committee has been established as a joint Village and Town committee. It has been working that way for the past few years and now we have set it up that way with nine members from the Village and nine from the Town. The organizational meeting was held last Thursday and the dates were set for Old Home Days this year. This is the subject of her resolution.

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

RESOLVED that Old Home Days for 1980
are July 22 - July 25.

OLD HOME DAYS
DESIGNATED

Unanimously carried.

Trustee Sugg advised that the Village Meeting House Committee has accepted a contract with the Foit-Albert architectural firm and they were in on Friday and today surveying the project to prepare a bid package. A structural engineer will be in tomorrow to make his recommendations. The committee is holding a special meeting tomorrow night with respect to uses for the building. Several proposals have been advanced and they want to study them. The meeting will be at 7:30 PM. Due to commitments of various committee members it has been necessary to change meeting dates. They will be meeting on the third Mondays, with their next regular meeting scheduled for February 18th.

Trustee Sugg reported that with respect to Glen Park Mr. Way reports that the pond is ready for ice skating. There will be skating in the park unless we have a thaw.

Trustee Sugg reported that in the joint meeting with the Town it was agreed that one-half of the Department of Youth funding for the Town will go to Glen Park during July and August for youth workers and a supervisor. This program worked out well last year. Trustee Sugg stated she will be submitting a revised operating budget to the Town for their approval on Glen Park.

Trustee Sugg stated her resolution deals with the subject of one of the informational hearings at our last meeting dealing with regulations for the Glen Park Nature Building.

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

RESOLVED that the Nature Building regulations
for Glen Park, Sections 26.150 through 26.190
be adopted.

GLEN PARK
Nature Building
Regulations
Adopted

Unanimously carried.

Mr. Way advised that if anyone has any stumps to be ground out they should come in and sign a release form and they will grind them out for them. The machine will be taken off the tractor at the end of this week for this season.

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

Unanimously carried.

John C. Peter, 89 S. Union Road, appeared and read a statement regarding the barber shop business that is apparently operating out of a home at 93 S. Union. A copy of his statement is attached.

Mayor Kuzon advised that with respect to the addition on the home a building permit was granted for the addition with the understanding that it was for residential purposes. At this point it has not been completed and apparently some confusion exists as to whether it could be used for business or not. He has been advised by our Building Department that the permit was granted for residential purposes and it cannot be used for anything but residential purposes. An enforcement proceeding has also been started. Neighbors have given us information on this. The Village prosecutor was unable to attend the enforcement meeting last Thursday but there is a meeting scheduled for this Thursday. We will discuss this in depth at that time. We are reviewing it further at present. Some of the information may not be substantial enough to bring a judgement against him. He has been advised that this business is not allowed. At our meeting on Thursday he anticipates they will discuss the information that has been presented by the residents and what would be necessary to assure he will not continue this type of operation. Mayor Kuzon stated he will present a copy of Mr. Peter's statement to the meeting for discussion. If anyone has any questions they can call me or the Building Department and if anything new develops they should notify us.

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

Unanimously carried.

ON MOTION by Trustee Murray, seconded by Trustee Atkinson, the meeting was adjourned at 8:06 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer

MAYOR KUZON, MEMBERS OF THE WILLIAMSVILLE BOARD OF TRUSTEES,
LADIES AND GENTLEMEN :

MY NAME IS JOHN C. PETERS, A PROPERTY OWNER AND TAXPAYER
RESIDING AT 89 SOUTH UNION ROAD. MY PROPERTY BORDERS ON
THAT LOCATED AT 93 SOUTH UNION ROAD IN THE VILLAGE OF WILLIAMSVILLE, N.Y.

I SHOULD LIKE TO READ A STATEMENT I HAVE PREPARED REGARDING
THE OPERATION OF A BARBERSHOP AT 93 SOUTH UNION ROAD.

ON THE AFTERNOON OF NOVEMBER 21, 1979, AT THE REAR OF THE RESIDENCE
OF MR. WILHELM WEBER, 93 SOUTH UNION ROAD, WILLIAMSVILLE, N.Y. I
OBSERVED TWO MEN ACCOMPANIED BY MRS. WEBER MAKING MEASUREMENTS
OF THE REAR WALL OF THE HOME. MRS. WEBER INQUIRED AS TO THE LOCATION
OF THE PROPERTY LINE AND INFORMED ME THAT MR. WEBER HAD SOLD HIS
BUSINESS. PREVIOUS KNOWLEDGE REMINDED ME THAT THE NAME OF THE
BUSINESS OPERATED IN BUFFALO, N.Y. WAS "WILLY'S BARBERSHOP AND BEAUTY SALON."
LOGICAL REASONING CAUSED ME TO CONCLUDE THAT A BUSINESS WAS ABOUT
TO BE ESTABLISHED AT 93 SOUTH UNION ROAD, THE MOST LIKELY CHOICE
BEING ONE IN WHICH MR. WEBER HAD PREVIOUS EXPERIENCE.

DURING THE MONTHS OF DECEMBER 1979 AND JANUARY 1980 CONSTRUCTION
ON THE REAR OF THE DWELLING PROCEEDED, WEATHER PERMITTING. A DOOR
WAS INCLUDED IN THE ADDITION WHICH COULD BE USED EITHER AS AN ENTRANCE
OR AN EXIT. A NEW RURAL TYPE OUTDOOR MAIL BOX, MOUNTED ON A
POST WAS INSTALLED ABOUT TEN FEET FROM THE CURB AT THE ROADSIDE.
ON THE FRONT, NORTH SIDE AND SOUTH SIDE OF THE MAIL BOX WAS PAINTED
THE WORD "WILLY'S". BY COINCIDENCE OR DESIGN THIS NAME IS THE SAME
AS THAT USED BY THE BUSINESS OPERATED AT THE PREVIOUS LOCATION
IN BUFFALO, N.Y. OCCASIONALLY, THE VACANT LOT ADJACENT TO THE
DRIVEWAY AT 93 SOUTH UNION ROAD HAS BEEN AND IS NOW BEING USED
AS A PARKING LOT TO FACILITATE MOVEMENT OF VEHICLES IN AND OUT
OF THE DRIVEWAY.

IF THE RESIDENTIAL ZONING ORDINANCE GOVERNING SOUTH UNION ROAD IN THE VILLAGE OF WILLIAMSVILLE IS NOT ENFORCED, OTHER BUSINESSES WILL MOVE INTO THE NEIGHBORHOOD CREATING THE FOLLOWING SERIOUS NEW PROBLEMS:

1. A SUBSTANTIAL DECREASE IN RESIDENTIAL PROPERTY VALUES.
2. SERIOUS TRAFFIC SAFETY DIFFICULTIES.
3. A GENUINE INCREASE IN NOISE LEVELS IN THE AREA ESPECIALLY DURING WARM WEATHER SEASONS WITH THE ADDITIONAL BARKING OF TWO GERMAN SHEPHERD DOGS HOUSED AT 93 SOUTH UNION ROAD.
4. A POTENTIAL DANGER TO THE SECURITY OF THE NEIGHBORHOOD WITH THE INTRODUCTION OF STRANGERS TO THE AREA.

FOR THESE REASONS I RESPECTFULLY REQUEST AND ^{STRONGLY} URGE THE WILLIAMSVILLE VILLAGE BOARD TO TAKE IMMEDIATE ACTION AND TO ^{LEGALLY} ENFORCE THE RESIDENTIAL ZONING ORDINANCE UNDER WHICH ^{THE} SOUTH UNION ROAD ^{AREA} HAS GROWN AND PROSPERED FOR MANY YEARS.

THANK YOU

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, January 28, 1980 at 7:36 PM

Roll Call

Present

Gordon J. Kuzon, Mayor

Paul Atkinson

Lawrence R. Brenton Trustees

Connie C. Murray

Rosemarie Sugg

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

Edward Way, Dept. of Public Works

Mayor Kuzon called the hearing to order at 7:36 PM.

The Clerk read the notice of hearing regarding a local law which would amend Section 1.18 of the Sign Code of the Village dealing with Temporary Signs.

Mayor Kuzon stated the purpose of the hearing is to consider a proposal regarding our Temporary Sign Code with our Sign Code provisions. The proposal has nine parts. It will define temporary signs, state the purposes for which they may be used, set the time period it will be granted for, set the fees, establish the procedure for issuing permits, regulating the dimension, placement and message on the signs, listing those signs prohibited in the Village and those signs excluded from the law.

PUBLIC
HEARING

Mayor Kuzon then reviewed the proposed law. A temporary sign will be one which is designed to announce a special event or activity, erected in the open, on or near the exterior of any building, and which is intended to be removed upon the conclusion of the special event or activity. The sign may be erected only upon the granting of a permit by the Building Inspector after proper application. A temporary sign permit may be granted only to the following applicants: a charitable or not for profit educational, professional or service organization; an agency of local, state or federal government; a newly established or located business enterprise awaiting the erection of a permanent sign; an existing business enterprise which has lost the use of an earlier, legal, existing sign by reason of accident or other unanticipated event beyond the control of the operator of the business, and a newly constructed multiple dwelling or other multiple residence development announcing the availability of residential leases or sales.

Temporary
Sign

Mayor Kuzon stated a permit shall be granted for one temporary sign Code for a period not to exceed thirty (30) days from the date of issue. It may be extended once for an added period not to exceed thirty days, upon written application setting forth the special circumstances requiring the extension. Any extension must be granted by the Building Inspector and countersigned by the Mayor and at least two other Trustees.

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There will be a non-refundable fee of \$25.00 required at the time the permit is issued and an added fee of \$25.00 if an extension is granted. A security deposit will be required of every applicant to assure timely removal of any sign erected. It will be refunded upon removal of the sign.

PUBLIC
HEARING

Each application for a temporary sign permit shall describe the manner in which the proposed sign is to be erected, whether attached to an existing structure, free standing or otherwise. The application shall be accompanied by a drawing setting out thereon the exact dimensions of the proposed sign and the exact wording or message to appear thereon.

To
Temporary
Sign Code

Mayor Kuzon advised that the dimensions of any temporary sign, its placement and the message or wording thereon shall be regulated by the provisions of Section 1.14 of the existing sign code.

Mayor Kuzon stated the following temporary signs are expressly prohibited: portable signs, whether on wheels, skids or temporarily anchored to the ground, and all "A" frame signs; signs containing any flashing, rotating or colored lights; signs painted, erected or attached to any telephone, telegraph, electric or lighting pole, or on any traffic device, or on any tree, stone or natural object. The following types of temporary signs are excluded from the law: signs advertising a political campaign or election regulated by the New York Election Law; signs advertising the sale or lease of real estate, placed on or about the premises so advertised; and garage sales, yard sales, basement sales, or other casual sales conducted from private premises by the owner or occupant of the premises.

Mayor Kuzon advised that the motivation for this proposal is that there have been many abuses of the present ordinance. The abuse has been caused partly by the ambiguousness of parts of the ordinance and by the inadequacy of parts of the code. It has been reviewed by the Planning Board and the Village Attorney and comes with the approval of the Planning Board.

Trustee Sugg stated that when he said some signs were excluded Mayor Kuzon did not mean they were excluded from being allowed but that they were excluded from compliance with this particular ordinance.

Warren D. Miller, former Trustee, asked if the portable signs with the letters that change were prohibited and Mayor Kuzon advised they were. Mr. Miller stated he thought this was a good thing.

ON MOTION by Mayor Kuzon, seconded by Trustee Sugg, the hearing was closed at 7:43 PM.

Unanimously carried.

Theresa L. Cummins,
Village Clerk-Treasurer