

Minutes of the Public Hearing of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, January 11, 1988 at 7:40 P.M.

Roll Call

Present

Lawrence R. Brenton, Mayor

Robert V. Bindert

Michael W. Kibby Trustees

Carolyn M. Schlifke

Richard P. Sweeney

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

David Laubisch, Supt. of Public Works

The Clerk read the notice of public hearing which was being held to discuss the proposed repeal of an Exceptional Development Permit which had been granted to the owners of the Little White House Restaurant to use a residentially zoned parcel as a parking lot.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved to open the public hearing at 7:40 P.M.

Unanimously carried.

Trustee Kibby stated the Village has had a great deal of trouble in getting the Little White House Restaurant to comply with the stipulations of the Exceptional Development Permit which changed that property from strictly residential use to exceptional use of the property. There have been a number of construction problems which seem to be mostly resolved at this time. They have agreed to put a 6' fence along the southern edge and a 3' fence along the eastern edge of the property and replace the arborvitae on the southerly and easterly edge. They have pulled up the illegally placed blacktop and put in the bumpers and striped the lot. They have met with the Chairman of the Environmental Committee who polled the members. The Committee is in agreement with the changes. The whole project was brought back to the Planning Board who looked over the plans for the fence and the landscaping and were in concurrence with the Environmental Committee regarding the landscaping and did approve the fence. A bond in the form of a bank check has been posted by the owner for the completion of the job. By the next meeting when the Board votes on this issue, we should have a good idea on how the project is progressing. This might make for a negative vote on this repeal.

Marsha Irish stated she is a part of the new group who bought the Little White House in July. She is not very happy about the image they now have. They want to be good neighbors. She feels that anyone looking at their present plans and the ones they have for the Little White House for the future will be impressed.

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ON MOTION by Trustee Kibby, seconded by Trustee Bindert, the public hearing was closed at 7:45 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk-Treasurer

Minutes of the Regular Meeting of the Board of Trustees of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on Monday, January 11, 1988 at 7:35 P.M.

Roll Call

Present

Lawrence R. Brenton, Mayor

Robert V. Bindert

Michael W. Kibby Trustee

Carolyn M. Schlifke

Richard P. Sweeney

Theresa L. Cummins, Village Clerk

Thomas V. Troy, Village Attorney

David Laubisch, Supt. of Public Works

Mayor Brenton called the meeting to order at 7:35 P.M. with the Pledge of Allegiance.

ON MOTION by Mayor Brenton, seconded by Trustee Sweeney, the minutes of the regular board meeting held on December 14, 1987 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, the minutes of the public hearing on a proposed local law to amend Section 60.80 of the Traffic Code held on December 14, 1987 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, the minutes of the public hearing on a proposed local law to add Section 60.80(B) to the Traffic Code held on December 14, 1987 were approved.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved at 7:40 P.M. to open a public hearing which was being held for the purpose of discussing the proposed repeal of the Exceptional Development Permit which had been granted to the owners of the Little White House Restaurant to use a residentially zoned parcel as a parking lot. (The public hearing was closed at 7:45 P.M.)

Unanimously carried.

Mayor Brenton reported that he has been informed by Niagara Mohawk that the streets originally designated to be converted to high pressure sodium cannot be done for 5 or 6 months because the Village owns the poles, so he has requested Hirschfield and Garrison Road be done now. If there is no opposition to this type of lighting, then the entire community will be converted to high pressure sodium.

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ON MOTION by Mayor Brenton, seconded by Trustee Kibby, vouchers in the amount of \$126,149.64 covering December 15, 1987 thru December 28, 1987 were approved:

payroll fund w/e 12/23/87		\$ 17,073.88
	* subtotal *	17,073.88
General Fund	# 646	66,157.19
Sewer & Water Fund	# 226	15,988.55
Trust & Agency Fund	# 263	2,496.98
Glen Park Jt. Activities	# 163	7,298.24
Capital Fund	# 191	17,134.80
	* Grand Total *	<u>\$126,149.64</u>

Large vouchers were for J & I Disposal, J.F. Krantz Nursery and State Insurance Fund.

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Bindert, vouchers in the amount of \$46,678.49 covering December 28, 1987 thru January 11, 1988 were approved:

payroll fund w/e 01/06/88		\$ 13,285.48
	* subtotal *	13,285.48
General Fund	# 647	22,609.44
Sewer & Water Fund	# 227	2,737.49
Trust & Agency Fund	# 264	6,633.64
Glen Park Jt. Activities	# 164	52.00
Capital Fund	# 192	1,360.44
	* Grand Total *	<u>\$ 46,678.49</u>

Large vouchers were for Niagara Mohawk, City Fence and Hospital Service.

Unanimously carried.

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

RESOLVED that Theresa Cummins, Clerk-Treasurer is hereby authorized to attend a meeting of the Board of Governors of the New York State Government Finance Officers Association in Albany, New York on January 22, 1988 and the cost, not to exceed \$150.00, to be paid by the Village of Williamsville.

Unanimously carried.

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

RESOLVED that James E. Evans, 6 Arend Avenue, is hereby appointed Water Meter Reader, Part Time at the rate of \$5.00 effective December 28, 1987.

Unanimously carried.

Trustee Schlifke commended the Williamsville Youth Committee and all the other groups involved in the excellent program put on for the Christmas Caroling. She enjoyed it very much and feels that all who attended had a good time. The Williamsville Youth Committee always puts on a good program.

Trustee Sweeney had no report and no resolutions.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the following resolution was adopted:

RESOLVED that Local Law #1-1988, Amending Section 60.80 of the Traffic Code which includes Aero Drive as a truck route and adds penalties for violation of this section, which was the subject of public hearings on December 14, 1987 is hereby adopted.

Unanimously carried.

Trustee Bindert stated his next resolution is more controversial. There have been many discussions regarding parking between the sidewalk and the street. It is a safety hazard to have cars parked at the intersection between the sidewalk and the curb where there is no parking. The cars exiting from nearby parking lots do not have full vision leading to a possibility of an accident. The question remained whether this parking should be prohibited only in some areas or throughout the entire Village.

ON MOTION by Trustee Bindert, seconded by Trustee Sweeney, the following resolution was proposed:

RESOLVED that Local Law #2-1988, adding Section 60.30(9) to the Traffic Code, which will prohibit parking, standing and stopping in commercially zoned areas between the curb line and the outer edge of the public sidewalk in those areas where there is no parking on the street and was the subject of a public hearing on September 28, 1987, is hereby adopted.

Trustee Kibby stated that although he would like to see parking banned between the sidewalk and street throughout the Village, he does not believe that resolution would pass, Therefore, he

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is proposing the words "in those areas where there is no parking on the street" be deleted from this resolution.

ON MOTION by Trustee Kibby, seconded by Trustee Schlifke, the following amendment was adopted:

RESOLVED that Local Law #2-1988, adding Section 60.30(9) to the Traffic Code, which will prohibit parking, standing and stopping in commercially zoned areas between the curb line and the outer edge of the public sidewalk and was the subject of a public hearing on September 28, 1987, is hereby adopted.

Trustee Bindert stated he was not especially happy with the amendment but thought he could go along with it.

Trustee Sweeney stated he is in favor of the amendment because it is a further attempt to return public property to public use and hopefully regain additional green space to the Village.

Roll Call vote on the amendment: Sweeney - Aye,
Schlifke - Aye,
Kibby - Aye,
Bindert - Aye,
Brenton - No. He stated that

this law will by inference grant the authority to park in other areas of the community and he doesn't want to see that happen. In addition he feels this is a selective type of law. It bans the parking in commercial areas but not in other areas throughout the Village.

Amendment - Carried.

Vote on the original motion as amended: Bindert - Aye,
Kibby - Aye,
Sweeney - Aye,
Schlifke - Aye,
Brenton - No

Carried.

ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the following resolution was adopted:

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on January 25, 1988 at 7:35 P.M., for the purpose of hearing all persons interested in discussing a proposed local law which would add Section 60.40(26)(E) to the Traffic Code by providing a stop sign on Pine Acres at Oakgrove.

Unanimously carried.

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ON MOTION by Trustee Bindert, seconded by Trustee Schlifke, the following resolution was adopted:

RESOLVED that the Village Clerk publish notice of public hearing to be held by the Board of Trustees of the Village of Williamsville on January 25, 1988 at 7:40 P.M., for the purpose of hearing all persons interested in discussing a proposed local law which would add Section 60.40(26)(F) to the Traffic Code by providing a stop sign on South Ellicott at Oakgrove.

Unanimously carried.

ON MOTION by Trustee Bindert, seconded by Trustee Kibby, the following resolution was adopted:

RESOLVED that \$587.75 of Community Development Funds be transferred from 1985 Meeting House Account (85-102) to Housing Rehabilitation (85-103).

Unanimously carried.

Trustee Kibby reported that the Compliance Committee, made up of the Village Attorney, Village Prosecutor, the Building Administrator, the Building Inspector, along with the Trustee Liaison to the Building Department, meet once a month and go over sore spots in the community. These include illegal fences, housing going up without a permit and potential fire violations. One of the properties they have had problems with is the Williamsville Inn. He wants to report that a number of changes have been brought about through the efforts of the Building Department, the Village Court and the Compliance Committee. They have installed a new fire entranceway, a sprinkler system has been improved in the kitchen and they are at a point where the fire inspector is very satisfied. He wanted the community as a whole to know that the fire inspector and the building inspector are doing a good job but it sometimes takes a while to get these things accomplished because they are trying to work with the owners to get the deficiencies corrected.

Superintendent of Public Works Laubisch stated that the truck weight limit signs are up on Wehrle Drive. Also the Department of Public Works is in the process of chipping Christmas trees and if any Village residents are interested in these wood chips, they are available in the Department of Public Works garage.

ON MOTION by Mayor Brenton, seconded by Trustee Kibby, it was moved to suspend rules for public participation

Unanimously carried.

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Elroy Avery, 75 rinewalt asked if the Meeting House was available for public use. Trustee Schlifke stated the work is about 75% finished. The floors have to be sanded and carpeting installed. We're still working with the State to get the funds released. Hopefully by March, the work will be completed.

Mr. Avery stated he is here on behalf of the Williamsville Homeowners Association. He wondered whether the Village had received a copy of the Larson Engineers report as it related to the Ciminelli project. There was an article in the Buffalo News relating to it. The Board members stated they have not received a copy and Mr. Avery stated he would leave a copy for the Board. He also questioned whether the Village had received a copy of a traffic study which was done by the Town within the last month. The Village Board members have not seen that report as yet.

Richard Hill, 18 Brookside Drive, questioned what happened to the Section 60.80 (B) proposal for penalties. He was informed that the one local law passed tonight amended the entire section of the code.

Harmon Whipple, 51 Garden Parkway, wondered if they are going to fix up the York property on South Long. The Building Inspector said his understanding is they have a tenant for the second floor. He has sent them a letter stating what has to be done before the property can be rented out. We have had no reply to the letter.

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

Unanimously carried.

ON MOTION by Mayor Brenton, seconded by Trustee Schlifke, it was moved to adjourn the meeting at 8:15 P.M.

Unanimously carried.

Theresa L. Cummins
Village Clerk-Treasurer