

Minutes of the Regular Meeting of the Village of Williamsville held in the Williamsville Village Hall, 5565 Main Street, Williamsville, New York on December 14, 1998 at 7:30 p.m.

Present: Basil Piazza, Mayor
Richard Langenfeld - Trustees
William Wutz
Joseph Frese
Barbara Schofield

Theresa L. Cummins-Admin./Vlg. Clerk-Treasurer
Sally A. Kuzon, Deputy Clerk-Treasurer
Patrick Kelly, Village Attorney
John Anstett, Dept. of Public Works

Mayor Piazza opened the meeting at 7:30 p.m. with the Pledge of Allegiance led by Trustee Frese.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, it was moved to approve the minutes of the regular board meeting of November 23, 1998.

Unanimously carried.

Prior to public participation Mayor Piazza commented on stop signs at the corners of Eagle and Evans Streets. A traffic study that the Village is doing at that intersection turned into rumors and innuendo's that we were removing the stop signs at that intersection. He stated that as long as he is Mayor, the stop signs are staying for the general safety of the people living in the area.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, it was moved to suspend rules for public participation.

Unanimously carried.

Paul Krieter, 29 S. Ellicott St. stated his understanding is that the Buffalo Country Club is putting tunnels under Young's Road because that will be widened so this may alleviate the traffic on Evans Street.

Trustee Wutz thanked Mr. Krieter for the work he has been doing to beautify Garrison Park.

Charlotte Jurek, 81 Evans Street, thanked the Board for their stand on the Evans Street stop signs. She stated that safety of the residents and school children should be of prime concern. Even now many people only slow down and do not come to complete stops. Any inconvenience caused by these signs to drivers is a minor inconvenience. The neighbors are all interested and appreciate your comments tonight.

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Christine Hunt, 75 Evans Street, stated she is the person who distributed a flyer regarding the stop signs. She read from the Amherst Bee, which stated that the Board is considering the removal of the signs. She wondered where that information came from. Mayor Piazza commented it may have been a misinterpretation of something that had been said.

Chuck Rizzone, 136 Los Robles, asked the Board to reject the development at the corner of Main and Los Robles Streets.

Vicki Lattin, 64 S. Cayuga, spoke in favor of the Rite Aid development.

John Tammaro, 126 Los Robles, spoke in opposition to the development.

Gentleman from 56 Los Robles, asked if there could be only one driveway on Los Robles and if we could control the hours the Rite Aid would be open.

Herb Erbacher, 141 Eagle Street, thanked Mayor Piazza for his comments regarding the stop signs at the corner of Evans and Eagle Streets.

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

Unanimously carried.

Mayor Piazza reported on the following:

- (1) During the last few years we have done several hundred thousand dollars worth of repairs to our water and sewer lines. Our water costs and sanitary sewer costs are dropping because our systems are more efficient. Hopefully that will mean that there will be less likelihood of any tax increases in the future.
- (2) He has been appointed Chairperson of the Amherst Utility Committee. They are looking at saving the Village, Town and School Districts money by cooperatively purchasing natural gas. This will probably expand sometime next year into cooperative purchasing for residences.
- (3) The repair of the Meeting House doors is stuck in bureaucracy of Historic Preservation Commission in New York State and will continue with the work as soon as possible.
- (4) He thanked the DPW for installation of Christmas decorations on Main Street.

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ON MOTION by Mayor Piazza, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that Vouchers in the amount of \$ 375,501.31 covering the period November 22, 1998 - December 5, 1998 were approved as follows:

Payroll fund w/e 11/21/98	\$27,165.24
Payroll fund w/e 12/5/98	23,014.04
General Fund	73,398.19
Water Fund	31,284.62
Sewer Fund	170,557.36
Glen Park Fund	1,436.75
Debt Service Fund	18,300.00
Capital Fund	12,128.74
Trust & Agency Fund	<u>18,216.37</u>
Grand Total*	<u>\$375,501.31</u>

Large Vouchers:

Town of Amherst	\$168,557.00
Erie County Water Authority	\$30,455.00

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Schofield, the following resolution was adopted:

RESOLVED that Sally Kuzon and Elaine Smith-Honan are hereby authorized to attend the NYCOM Village Election Workshop in Syracuse, New York on Tuesday, January 12, 1999, and the cost, not to exceed \$200.00 to be paid by the Village of Williamsville.

Unanimously carried.

ON MOTION by Mayor Piazza, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that the Village Board hereby adopts the attached policy and complaint procedure regarding Discrimination and Harassment. This policy is effective immediately.

Unanimously carried.

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ON MOTION by Mayor Piazza, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that the 1999 Community Development Funds in the amount of \$48,5480.00 are hereby allocated as follows:

Infrastructure Rehabilitation in	
The Target Area	\$ 38,580.00
Housing Rehabilitation	<u>10,000.00</u>
	<u>\$ 48,580.00</u>

Trustee Frese reported on the traffic blitz which took place from November 24th - December 4th. 175 tickets were issued in the Village during that time. He thanked the Amherst police for their work during this period. (A copy of the Police report is attached.)

Trustee Frese also reported that the Building Department issued 110 building permits in 1998 as compared to 79 in 1997. He thanked Village residents for keeping up their properties and complying with our codes by getting permits for any work that is being done.

ON MOTION by Trustee Frese, seconded by Trustee Wutz, the following resolution was adopted:

RESOLVED, that the Village Board for the Village of Williamsville, hereby authorizes the Mayor to sign the Certification of findings and issue a declaration that the proposed action for the project located at 5447 Main Street, Williamsville, New York will not result in any adverse environmental impacts.

Unanimously carried.

ON MOTION by Trustee Frese, seconded by Trustee Wutz, the following resolution was adopted:

Village Board of Williamsville
Exceptional Development Permit Resolution

APPLICANT: Ellicott Development and Benderson Development

PROPERTY LOCATION: 5447 Main Street, Williamsville, New York

WHEREAS, the property owners have applied for an Exceptional Development Permit for the construction of a 11,348 square foot, one-story retail building, and a 35,000 square foot, 74 room, 3-story hotel, and

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WHEREAS, the Village Board of Trustees reviewed the concept drawings and descriptive information submitted, sought and obtained advisory recommendations from Village committees, and

WHEREAS, after advanced notice, a public hearing was held in the Village of Williamsville, at the Village Hall, 5565 Main Street, October 26, 1998, and

WHEREAS, the Village Board of Trustees finds that:

1. The proposed plan is consistent with the intent, objectives, and use standards of the Village Zoning Ordinance;
2. The proposed plan is consistent with the newly adopted Village Master Plan;
3. The proposed plan is preliminary and conceptual proposal for the architectural and landscaping features of the project. The approval of said proposal can be conditioned to require the submission of detailed plans and engineering reports, to review and approve prior to separate authorization to construct;
4. That the Village Board of Trustees, acting as SEQOR Lead Agency, has determined that the proposed plan of this project through an Exceptional Development Permit will not have a significant adverse affect on the environment. Moreover, the Board believes there are reasonable grounds that such action will promote the public health, safety and welfare of the residents of the Village.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Williamsville, in accordance with Section 28-7 of the Laws of the Village of Williamsville, approves an Exceptional Development Permit for development of the site at 5447 Main Street into a one-story retail building and three-story hotel, subject to the following conditions:

1. That the project be developed pursuant to the site plan drawings set forth as Exhibit A, with the elimination of one of the two drive-through lanes attached to the retail building.
2. That the location and number of parking spaces, the location of the green space and location and size of the buildings be completed as shown in said drawing.
3. That the elevations of the retail building will be developed as shown in Drawing B, which sets forth in detail the architectural nature and scope of said building.

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4. That the elevations of the hotel building will be developed as shown in Drawing C, which sets forth in detail the architectural nature and scope of said building.
5. That a complete drainage plan must be submitted to and approved by the engineer of record for the Village of Williamsville.
6. That a complete landscape plan, setting forth exact species of vegetation and location of same shall be submitted to and approved by the Planning Board of the Village of Williamsville.
7. That the outdoor lighting schematics setting forth the location, number, and lumens of light shall be submitted to and approved by the Planning Board of the Village of Williamsville.
8. That the exact schematic and details of the Dumpster enclosure must be submitted to and approved by the Village of Williamsville Planning Board.
9. That the samples of the materials to be used on the façade of both buildings must be submitted to and approved by the Village of Williamsville Planning Board.
10. That all proposed signage for the property must be submitted to and approved by the Village of Williamsville Planning Board.
11. That all outdoor equipment must be properly located and its screening plans must be submitted to and approved by the Village of Williamsville Planning Board.
12. That all fencing and screening must be submitted to and approved by the Village of Williamsville Planning Board. In said approval, it should be noted that the Village Board shall require a six-foot high, wood-screened fence between any commercial and residential areas.
13. That this permit is further conditioned upon the Developer agreeing to move to anywhere within the Town of Amherst corporate limits, at Developer's sole cost and expense, the "Ice House" by January 15, 1999. This is further conditioned upon the Developer receiving a letter signed by the Mayor of the Village of Williamsville, that the Village, or some other entity, desires ownership of said "Ice House." Said letter shall be delivered to Anthony Renaldo, Esq., attorney for the Developers, prior to December 31, 1998.

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If said letter is not delivered to Mr. Renaldo by that date, the Developer shall keep ownership of said "Ice House," and can demolish, or use said "Ice House" as it sees fit.

14. That said Exceptional Development Permit is also subject to the issuance of simultaneous building permits for both buildings to be constructed on the parcel.

Vote on Roll Call:

Trustee Wutz - Yes (comments attached).

Trustee Frese - Yes (comments attached).

He also commented that he has listened to all the statements of the residents and they do have a lot of validity. He apologized for his vote to the people who live on Los Robles but he feels that once the development takes place it will enhance the area.

Trustee Langenfeld - No. He thanked the Ellicott Development Company and Mr. Renaldo for their cooperation in the development of this project. They did a commendable job in working with the Board, which started out as a wishy-washy project but which, in his opinion turned out to be a pretty good project. He personally feels this project could be beneficial to the Village of Williamsville but he was elected to represent the residents of the Village. Normally the residents do not attend our Board meetings and let us run the business of the Village. But occasionally something peeks their interest and they come to a public hearing to express their views. The one we held on October 26th was the largest in attendance. There were over 100 people present. 28 spoke at this hearing - 21 against it, one undecided and seven for the project. The seven in favor were business people and not residents. Since most of the residents spoke in opposition, Trustee Langenfeld votes No.

Trustee Schofield - Yes. She echoed the comments of Trustees Frese and Wutz. She, too, has listened to the concerns of the residents who make up the Village more than the buildings do. She favors the current proposal at 5447 Main Street because the Ellicott Development Corporation has met all the rigorous requirements set forth by all the committees. She approves of the building and the project, especially the hotel and the economic impact that it should produce. The company responded during the past months to the design concerns including the windows, green space and brick construction. In addition, they addressed the Traffic & Safety recommendations for "No right turns" on Los Robles, etc.

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She has listened to many of these committee recommendations and has attended hours of committee and Board meetings and she has earnestly listened to the residents and their concerns and she has taken everything into consideration and in the end submits a "Yes" vote on the project.

Mayor Piazza - Yes (comments attached).

He feels that the company has fulfilled all the requirements set forth by this Board before we were willing to address it at this point.

Motion carried.

ON MOTION by Trustee Langenfeld, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that the Mayor execute, on behalf of the Village, contracts with the Town of Amherst and Hutchinson Hose Company, for fire protection for 1999 in the following districts:

Autumn Harvest	District #1
Lamm Post	District #2
Lehn Springs	District #3
Mill Street	District #4
Park Club Lane	District #15
Williamsville	District #16

Unanimously carried.

Trustee Schofield reported there was wonderful Christmas caroling on December 6th in Island Park. She thanked Trustee Frese for co-MC'ing the event. In January, Youth awards will be presented and in February, we will have Winterfest.

Trustee Wutz reported on the holiday decorations put up by the DPW. Many people comment on the charm of the Village, especially during this period.

ON MOTION by Trustee Wutz, seconded by Trustee Frese, the following resolution was adopted:

RESOLVED that the Village Attorney is hereby authorized to renegotiate the 1994 contract with the Town of Amherst regarding tipping fees.

Unanimously carried.

Administrator Cummins wished everyone a Happy Holiday Season and a Happy New Year.

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John Anstett, Department of Public Works reported that the last leaf pickup will be on December 16th. After that they will have to be containerized. Also, Christmas and New Years are on Friday's this year, so the garbage pickup will be on Saturday.

Mayor Piazza and Trustee Frese wished everyone a Happy Holiday Season.

ON MOTION by Mayor Piazza, seconded by Trustee Wutz, it was moved to adjourn the meeting at 8:30 p.m.

Unanimously carried.

Theresa L. Cummins
Administrator/Clerk-Treasurer

Village of Williamsville

Policy and Complaint Procedure Regarding Discrimination and Harassment

I. Purpose

To ensure for all employees of the Village of Williamsville an environment free from sexual, racial, religious, and all other kinds of unlawful discrimination or harassment, including discrimination and harassment based on race, sex, color, religion, national origin, age, disability, marital status, veteran status, or other unlawful considerations.

II. Policy

- A. It is the policy and practice of the Village of Williamsville to prohibit discrimination and harassment in any form of its employees, applicants, contractors, visitors to the Village of Williamsville's offices, sites or facilities, or by any person associated with the Village of Williamsville. It is also the Village of Williamsville's policy that behavior or actions which constitute sexual or other prohibited harassment will not be tolerated. Appropriate disciplinary action, up to and including dismissal, will be taken in any instance where an employee violates this policy.
- B. No supervisor or management representative will make unwelcome sexual advances to anyone for whom he/she has or may have supervisory authority. Furthermore, no supervisor or management representative, whether or not there is an immediate supervisory relationship, will threaten or insinuate, either explicitly or implicitly, that any job applicant's, or employees refusal to submit to his/her sexual advances will adversely affect the applicants ability to be hired or an employee's employment, evaluation, wages, advancement, assigned duties, shifts or any other condition of employment or career advancement or development.
- C. Discrimination and harassment as defined below are illegal under state and federal law. Discrimination or harassing behavior directed towards employees, contractors, job applicants, and visitors to the Village of Williamsville's offices, sites or facilities, whether committed by a management or non-management or non-managerial personnel, is also strictly prohibited by the Village of Williamsville, and by this policy.

III. Sexual Harassment Defined

There are generally two forms of sexual harassment, both of which are unlawful and prohibited by this policy:

- A. Quid Pro Quo: In this type of situation, a supervisor or manager makes unwelcome sexual advances and says or implies that an employee's or applicant's failure to accept the advance could in some way affect the employee's or applicant's employment prospects or conditions of employment (hiring, promotion, work assignments, pay increases, etc.).
- B. Hostile Environment: This is continuing unwelcome sexual or other discriminatory or harassing conduct in the workplace that has the purpose or effect of unreasonably interfering with another employee's job performance or creates an intimidating, hostile or offensive work environment.

IV. Specific Examples of Sexual Harassment

While it is not possible to list all circumstances that may constitute sexual harassment, the following are some examples of conduct which, if unwelcome, may constitute sexual harassment depending upon the totality of the circumstances, including the severity of the conduct and its pervasiveness:

- Unwelcome sexual advances - whether they involve physical touching or not;
- Sexual epithets, jokes, written or oral references to sexual conduct, gossip regarding one's sex life; comment on an individual's body, comments about an individual's sexual activity, deficiencies, or prowess;
- Displaying sexually suggestive objects, pictures, cartoons;
- Leering, whistling, intentionally brushing against another employee's body, sexual gestures, suggestive or insulting comments;
- Making unwelcome inquiries into another employee's sexual experiences; and
- Engaging in unwelcome discussions of sexual activities.

All employees should avoid engaging in any of these activities and should report any such conduct to their immediate supervisor(s), or to other managers or supervisors with whom they feel more comfortable.

V. Retaliation and Other Special Considerations

In addition to the above examples of prohibited conduct, all

employees should take special note that retaliation against an individual who has complained about sexual or other prohibited types of discrimination or harassment, and retaliation against individuals for cooperating with an investigation of a discrimination or harassment complaint is unlawful and will not be tolerated by the Village of Williamsville.

Employees should also be aware of the fact that sexual harassment is not limited to prohibited conduct by a male employee to a female employee, and that:

- A man as well as a woman may be the victim of sexual harassment, and a woman as well as a man may be the harasser.
- The victim does not have to be the opposite sex from the harasser, same sex harassment is likewise unlawful and prohibited by this policy.
- The harasser does not have to be the victim's immediate supervisor. (S)he may also be an agent of the supervisor, a supervisory employee who does not supervise the victim directly, a non-supervisory employee (co-worker), or, in some circumstances, even a non-employee.
- The victim does not have to be the person at whom the unwelcome sexual conduct is directed. (S)he may also be someone who is affected by such conduct when it is directed toward another person. For example, the sexual harassment of one female (or male) employee may create an intimidating, hostile, or offensive working environment for another female (or male) co-worker or may interfere with a co-worker's work performance.

VI. Responsibilities of All Employees and Supervisory Personnel

Each employee and every supervisor or management representative is personally responsible for taking steps to prevent employees and applicants from being harassed or otherwise discriminated against in violation of this policy.

A. Employee Responsibilities

Specific responsibilities for all employees include:

1. Ensuring that (s)he does not sexually harass or in any other way discriminate against any other employee, applicant for employment, or other individual in the workplace, in a manner prohibited by this policy;
2. When any employee feels he/she has been the object of sexual or any other type of harassment or

discrimination prohibited by this policy, the employee must take all reasonable steps to stop or prevent the conduct in question. This includes, whenever feasible, making it clear to the harasser that his/her actions are offensive and unwelcome. If this approach fails to end the offensive behavior, or if the employee is unable to approach the harasser, the employee should report the activity using the complaint procedure outlined below.

3. Cooperating in the investigation of complaints of alleged sexual or other prohibited harassment or discrimination by providing the information (s)he possesses concerning the matters being investigated and by telling the truth about such matters.

B. Additional Responsibilities of Supervisors

Supervisors are also charged with the specific responsibility of discouraging any conduct prohibited by this policy both within and outside of their areas of supervision, and reporting any and all complaints to the Village Administrator. A supervisor's responsibilities therefore include directly confronting the harasser when a supervisor observes harassing behavior that is or may be prohibited by this policy, and/or reporting the activity to the appropriate person.

The refusal or failure of a supervisor to report any and all complaints of harassment or discrimination to the Village Administrator is a serious matter and will be considered grounds for discipline, up to and including discharge.

Even when the complaining employee asks to keep the complaint confidential, or indicates that he or she does not wish to file a formal complaint, supervisors have a responsibility to document all complaints made to them, including those of an informal nature, and to report the complaints and the employee's desires confidentially to the Village Administrator.

VII. Complaint Procedure

Complaints of possible discriminatory actions should be made in the manner most comfortable to the individuals concerned. Normally, complaints of harassment and discrimination of any kind should be made first to the person engaging in the offensive or unwelcome conduct, then to the employee's immediate supervisor, then to the Village Administrator, and then to the Village Mayor.

Realizing that any of these individuals may be the cause of the complaint, a complaint about conduct prohibited by this policy may always be made directly to the Village Administrator and/or to the Mayor. Employees who believe they have been the victim of conduct prohibited by this policy should also feel free to complain to any

other supervisory employee with whom they feel more comfortable.

All complaints will be promptly investigated and the results of the investigation will be reported back to the complainant. The Village of Williamsville will strive to maintain the confidentiality of all complaints. However, such confidentiality cannot be guaranteed in the course of an investigation and the complainant should be advised of this fact, and of the fact that the Village of Williamsville has an obligation to investigate all complaints of discrimination and prohibited harassment and to take appropriate action when warranted by the facts.

Employees who complain about conduct that is or may be prohibited by this policy should also be reminded that it is unlawful and a violation of this policy to retaliate against any employee who has made a complaint in good faith.

Once the investigation has been completed, a determination will be made as to whether this policy has been violated. Where the investigation reveals that there is merit to the complaint and that this policy has been violated, the Village of Williamsville will take appropriate action upon the conclusion of the investigation. The complainant will be advised of the results of the investigation and the corrective action taken, if any.

VIII. Other Legal Remedies:

Following the above procedures does not preclude a complainant from seeking legal remedies outside of this process. A complaint may also be filed with the Equal Employment Opportunity Commission and/or the New York State Human Rights Division.

Employees covered by a collective bargaining agreement may also wish to file a grievance regarding any conduct engaged in by a supervisor in violation of this policy. For additional information on employee rights to file a grievance under the terms of an applicable collective bargaining agreement, interested employees should contact their union representatives. Employees who have questions about this policy should contact the Village Administrator.



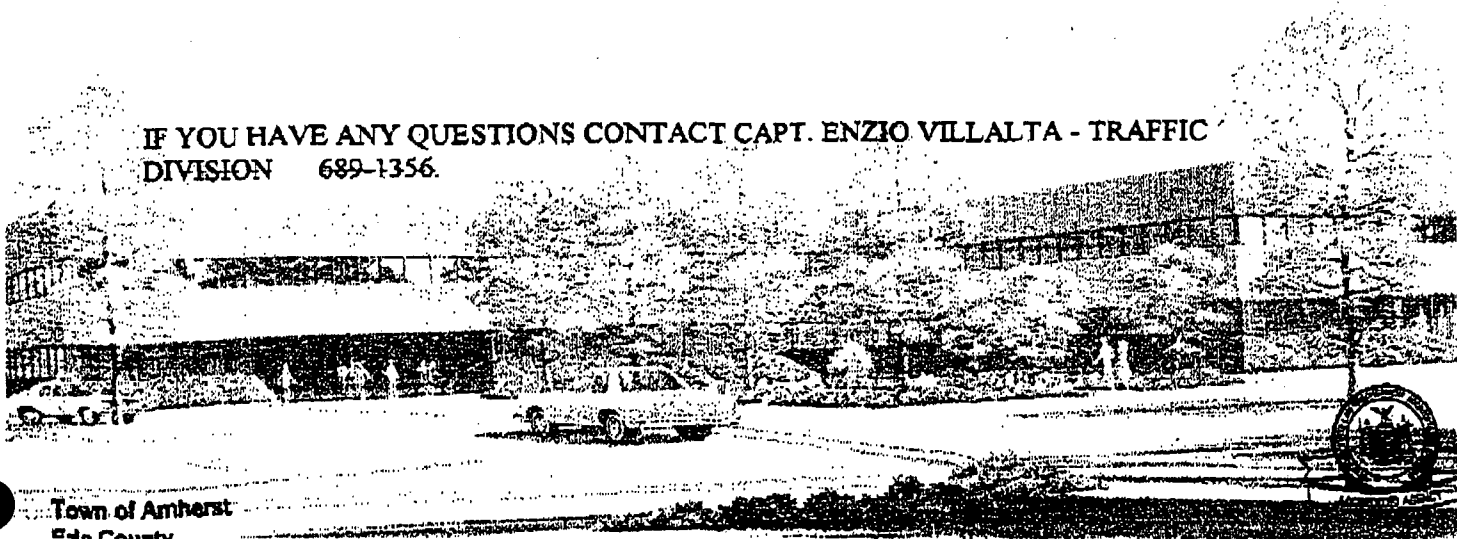
Amherst Police Department

John B. Askey, Chief
500 John J. Audubon Parkway
Amherst, New York 14228
716-689-1322

**RESULTS OF TRAFFIC ENFORCEMENT EFFORTS IN THE VILLAGE OF
WILLIAMSVILLE NOV. 24 TO DEC. 4, 1998**

<u>VIOLATION</u>	<u>SUMMONSES ISSUED</u>
SPEEDING	102
PASSED STOP SIGN	15
SEAT BELT	12
PASSED RED LIGHT	9
UNINSPECTED VEHICLE	7
INADEQUATE HEADLIGHTS	7
SUSPENDED/REVOKED DRIVER'S LICENSE	4
UNREGISTERED VEHICLE	4
PASSING IN NO PASSING ZONE	4
NO INSURANCE	3
UNSAFE LANE CHANGE	1
SWITCHED PLATES	1
PASSED STOPPED SCHOOL BUS	1
FAILURE TO OBEY TRAFFIC CONTROL DEVICE	1
UNLICENSED OPERATOR	1
VIOLATION OF LICENSE RESTRICTION	1
COMMERCIAL VEHICLE OFF TRUCK ROUTE	1
OTHER EQUIPMENT VIOLATIONS	1
TOTAL	175

IF YOU HAVE ANY QUESTIONS CONTACT CAPT. ENZIO VILLALTA - TRAFFIC
DIVISION 689-1356.



Town of Amherst
Eds County

COMMENTS REGARDING 5447 MAIN STREET

When the project was first proposed, I was against it because:

The design and construction of the building was in direct conflict to the spirit of the master plan.

HOWEVER –

1. The development company has acceded to every demand of the Traffic and Safety Committee, the Environmental Committee, the Planning Board, and this board.
2. This development project closely followed the guidelines for such a project as set down by the American Institute of Architects and the Preservation League of New York.
3. The developer is investing upwards of \$5,000,000 in the Village, adding to the tax rolls and removing an eyesore that will only become a target for vandalism and arson as happens to empty buildings.

FINALLY –

I believe that in the spirit of competition and free trade and I believe this board has no business in determining who can or cannot do business in our Village. Nor should we have that kind of power.

REASONS FOR FAVORABLE VOTE

- IMPROVEMENT TO EXISTING C-2 PROPERTY
- COMPLIANCE WITH ALL NEWYORK STATE AND VILLAGE BUILDING CODES, AND COMPLIANCE WITH THE NEWLY ADOPTED VILLAGE MASTER PLAN
- THE ABSENCE OF A NEGITIVE IMPACT ON BOTH THE ENVIROMENT AND TRAFFIC AS PER CURRENT STUDIES
- RELOCATION OF THE ICE HOUSE TO MAINTAIN IT'S EDUCATIONAL VALUE, AT NO EXPENSE TO VILLAGE TAX PAYERS
- INTRODUCTION OF NEW BUSINESSES TO OUR COMMERICAL DISTRICT, TO MAINTAIN AND ENHANCE BOTH FUTURE AND EXISTING RETAIL ESTABLISHMENTS
- ADDITION OF A HOTEL WHICH IS A CONVIENCE FOR RELATIVES OF VILLAGE RESIDENTS, AND WILL ENCOURAGE VISITORS TO OUR AREA
- DESIGN OF THE RETAIL BUILDING TO ALLOW SUB-DIVIDING FOR FUTURE USES
- POSSIBILITY OF EMPLOYMENT FOR APPROXIMATELY 25 TO 30 VILLAGE RESIDENTS

Mayor Piazza's position RE: Main & Los Robles Proposal (5447 Main Street)

BACKGROUND

The Village Board has used recommendations from citizens, from the American Institute of Architects and from the Preservation League of New York State in formulating its demands upon Ellicott Development Company.

POSITON

Mayor Favors the Current Proposal because Ellicott Development has met all the requirements set forth by the Village Board.

SPECIFIC REASONS ARE AS FOLLOWS:

1. The company responded to design concerns by presenting a Georgian style pharmacy, which will be compatible with other buildings facing Main Street and with the historical uniqueness of the Village of Williamsville.
2. Further design demands concerning windows and appearance were also responded to.
3. Both buildings will be brick construction in order to retain their appearance and provide potential reuse, if necessary.
4. The additional green space facing Main Street captures the spirit of the Village Master Plan.
5. The park-like design at Main and Los Robles will provide an opportunity to relocate portions of the ice house façade in order to respect its historical significance - - if the Amherst Museum concludes that it does not want the building. In addition, the green space will create a pedestrian friendly environment.
6. Ellicott Development Company, through Attorney Renaldo, has repeated its willingness to move the ice house building to the Amherst Museum site - at its own expense.
7. The Hotel building design has responded to several design demands.
 - A. The brick will be variegated to improve its appearance.
 - B. The set back facing Los Robles was increased.
 - C. Multiple set backs facing Los Robles were designed into the building to reduce its visual impact.
 - D. Windows were added to the side facing Los Robles to improve its look.

- E. A hip roof was incorporated into the side facing Los Robles – again to reduce the visual impact of the building.
- F. The height of the hotel was reduced to below 40 feet.
- G. The Entrance of the hotel will be visually compatible with the entrance of the pharmacy

- 8. The side facing the first house on Los Robles will be partially masked by a combination of fencing and green space.