

**Minutes of the regular meeting of the Village of Williamsville Board of Trustees held in Village Hall, 5565 Main Street, Williamsville, New York, on Monday, November 27, 2006 at 7:30 p.m.**

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

Present: Mary E. Lowther, Mayor  
Beatrice A. Slick, Trustee  
Basil J. Piazza, Trustee  
Brian J. Geary, Trustee  
Richard P. Sweeney, Trustee

Sally A. Kuzon, Administrator/Clerk-Treasurer  
Lynda L. Juul, Deputy-Treasurer  
R. Scott DeLuca, Village Attorney  
Michael Parker, Crew Chief, DPW

**ON MOTION** by Mayor Lowther, seconded by Trustee Piazza, it was moved to approve the minutes of the regular meeting held on November 13, 2006, as submitted.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Geary, it was moved to suspend the rules to open the public participation portion of the meeting.

Unanimously carried

*The following members of the audience addressed the Board:*

*Sean Michel, 54 Garden Parkway* – Mr. Michel had a question on rezoning. He wondered if a house was taken down on a residential parcel, and a parking lot was put in its place, if this increases or decreases the value of the property. What is the effect on the tax revenue to the Village? Mayor Lowther was not sure, but thought that a commercially zoned parking lot would be assessed higher than a residential parcel with a home on it. Trustee Geary stated that the parcel would be looked at as one business, and would be assessed higher than the residential parcel with a home on it.

*Thomas Frank, 225C Evans Street* - Mr. Frank asked Administrator Kuzon to secure a copy of the Niagara River greenway plan that was submitted last week. The draft of the plan was presented and is available at [www.niagaragreenway.org](http://www.niagaragreenway.org) as of tomorrow. It is very important that the board members review this document. On Sunday the 26<sup>th</sup> there was an article in the Buffalo News. The bone of contention has to do with the tributaries. Mr. Frank offered his services as a volunteer to participate as a liaison to the village community plan for the greenway specifically to collaborate inter-municipally between the village and the town with the town of Tonawanda. Mr. Frank suggested leaving the collapsed wall in Ellicott creek as some sort of design feature. There will be an open space forum at the Town of Amherst tomorrow night.

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**ON MOTION** by Mayor Lowther, seconded by Trustee Slick, it was moved to close the public participation portion of the meeting.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Slick, the following resolution was adopted:

**RESOLVED**, that the following *budget transfers* are hereby made to the *General Fund for the 2006 – 2007* fiscal year:

To:	001-1640-1000 (Central Garage-Personal Svc.)	\$5637.00
	001-8140-1000 (Storm Sewers-Personal Svc.)	\$2484.00
	001-1640-1001 (Central Garage-Personal Svc. –OT	14.00
From:	001-5110-1000 (Street Maint.-Personal Svc.)	\$8121.00
	001-7110-1001 (Parks-Personal Svc.)	\$14.00
To:	001-5110-4161-0906 (Street Maint.-Repairs (906)	\$657.00
From:	001-5110-4161-0916 (Street Maint.-Repairs (916)	\$657.00
To:	001-5110-4161-0912 (Streets/Repairs/Proj. 912))	\$99.00
From:	001-5110-4161-0919 (Streets/Repairs/Proj. 919)	\$99.00
To:	001-5110-4161-0906 (Streets/Repairs/Proj. 0906)	\$654.00
From:	001-5110-4161-0916 (Streets/Repairs/Proj. 0916	\$654.00
To:	001-3620-4010 (Safety Inspection – Office Supplies)	\$84.00
From:	001-3620-4041 (Safety Inspection – Mileage Reimburs.)	\$12.00
	001-360-4620 (Safety Inspection – Books & Public.)	\$40.00
	001-3620-4040 (Safety Inspection – Education)	\$32.00
To:	001-7540-4450 (Water Mill – Misc.)	\$575.00
From:	001-7540-4980 (Water Mill – Building Maint.)	\$575.00

Unanimously carried.



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**BE IT FURTHER RESOLVED**, that if the price of resin decreases, the Village of Williamsville can purchase containers from Rherig Pacific Company using an adjusted pricing structure based on the resin index, per their letter dated November 22, 2006.

Unanimously carried.

**ON MOTION** by Trustee Piazza, seconded by Trustee Slick, the following resolution was adopted:

**RESOLVED**, that *Jon Nickerson*, residing at 66 Pasadena Place, Williamsville, New York, is hereby appointed to the *Environmental Advisory Committee* until the end of the *2006-2007* official Village year.

Unanimously carried.

**ON MOTION** by Trustee Piazza, seconded by Trustee Geary, the following resolution was adopted:

**RESOLVED**, that *Jillian Zymanek*, 74 Orchard Street, Williamsville, New York, is hereby appointed *firefighter* for the Williamsville Fire Department.

Unanimously carried.

**ON MOTION** by Trustee Piazza, seconded by Trustee Slick, the following resolution was adopted:

**RESOLVED**, that the Administrator is hereby authorized to publish legal notice of a public hearing to be called for on Monday, December 18, 2006, at 7:40 p.m., for the purpose of hearing all persons interested in discussing the proposed adoption of a Local Law of the Village of Williamsville which would amend the Village of Williamsville Village Zoning Law as follows:

Amending the Village Zoning Map rezoning the following property situate on 56 S. Union Road, which is presently located in an R-3M (Multiple-Dwelling Residential District) to include said property in the C-1 (Professional and Administrative District) as defined in the Village of Williamsville zoning code:

Owner: Anthony J. Ragusa, Jr.  
Tax Map No.: 80.08-6-51

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The environmental significance of the proposed Local Law will be reviewed at said public hearing.

Copies of said proposed Local Law are available for review at the office of the Village Clerk.

Unanimously carried.

**ON MOTION** by Trustee Piazza, seconded by Trustee Slick, the following resolution was adopted:

**A RESOLUTION OF THE BOARD OF TRUSTEES (“VILLAGE BOARD”) OF THE VILLAGE OF WILLIAMSVILLE DECLARING ITS INTENT TO ACT AS LEAD AGENCY UNDER THE STATE ENVIRONMENTAL REVIEW ACT (“SEQRA”) IN CONNECTION WITH AN APPLICATION FOR THE REZONING OF 56 SOUTH UNION ROAD**

**WHEREAS**, an application requesting rezoning from R-3M (Multiple-Dwelling Residential District) zoning to C-1 (Professional and Administrative District) zoning has been submitted by Anthony J. Ragusa, Jr., and is duly on file in the office of the Village Clerk for rezoning and development of lands identified as Tax Map Parcel No. 80.08-6-51, and

**WHEREAS**, under the Village Code the Village Board has accepted the application for review in accordance with the provisions of the Village Code and state law, and

**WHEREAS**, in accordance with the State Environmental Review Act (“SEQRA”), a coordinated review under SEQRA shall be conducted by the Village Board as Lead Agency, and

**WHEREAS**, a full Environmental Assessment Form (“EAF”) has been completed for the application, and

**WHEREAS**, the EAF describes the proposed project as having a project area of 1.62 acres and involving use of the premises as general offices, medical offices and related parking, and

**WHEREAS**, the project is an “Unlisted Action” under the SEQRA regulations, and

**NOW, THEREFORE, BE IT RESOLVED as follows:**

1. That based upon the EAF the proposed development is determined to be an Unlisted Action as that term is defined under SEQRA.

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2. That there shall be coordinated review of this action pursuant to SEQRA.
3. The Village Board shall be the Lead Agency for the coordinated review of this action.
4. That, in addition to the Village Board, the Village Planning Board and the New York State Department of Transportation are potentially involved agencies under SEQRA.
5. That the Clerk of the Village Board is directed to circulate to any involved agency copies of the EAF with a letter stating that a lead agency must be agreed upon within thirty (30) days of the date that the EAF was transmitted to them, and that the Village Board intends to serve as Lead Agency pursuant to SEQRA for the environmental review of the proposed action.

Unanimously carried.

**ON MOTION** by Mayor Lowther, seconded by Trustee Piazza, it was moved to adjourn the regular meeting at 8:07 p.m.

Unanimously carried.

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SALLY A. KUZON  
Administrator/Clerk-Treasurer

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