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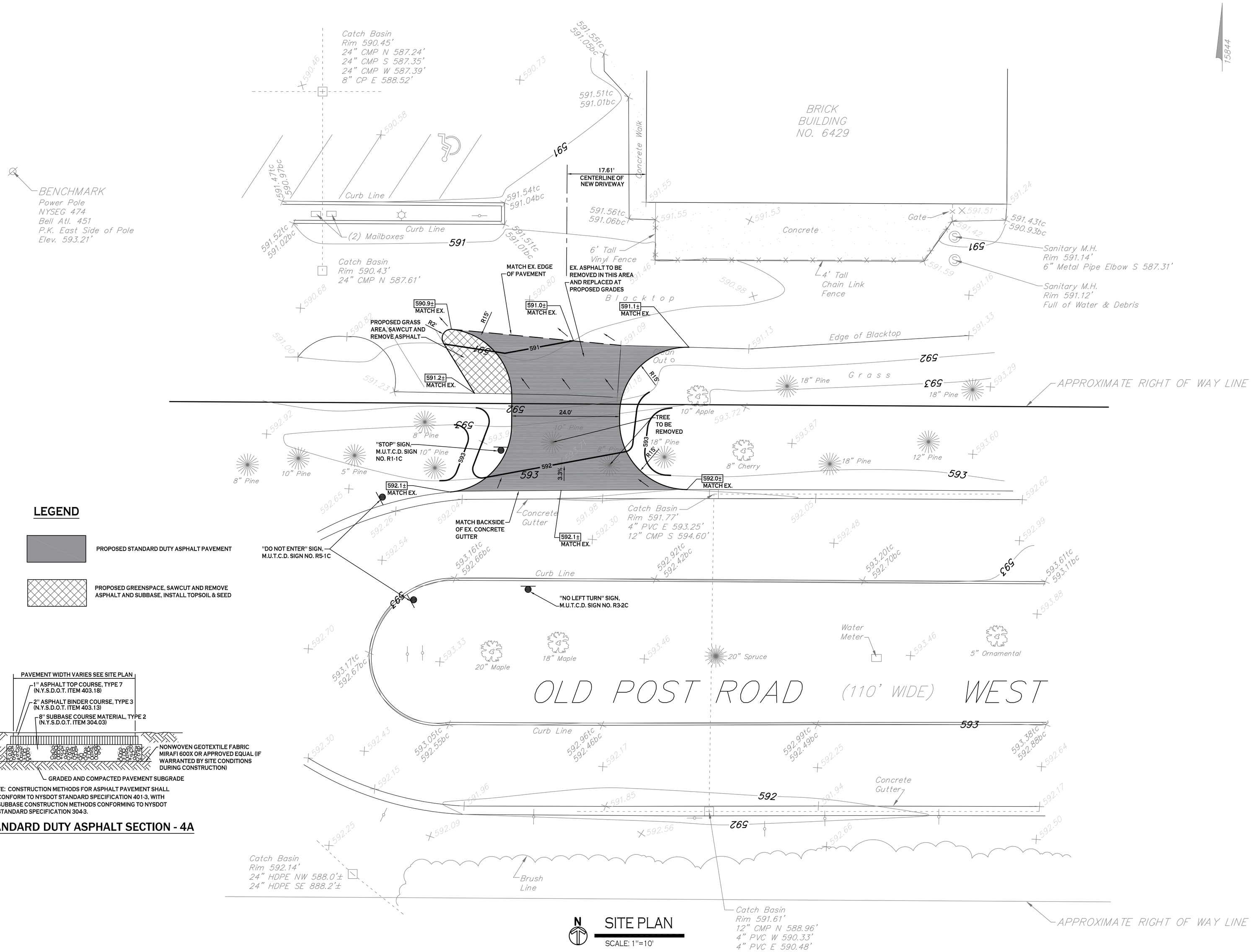
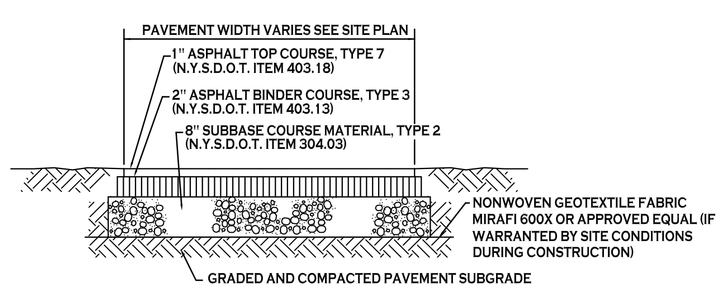


LEGEND

PROPOSED STANDARD DUTY ASPHALT PAVEMENT

PROPOSED GREENSPACE, SAWCUT AND REMOVE ASPHALT AND SUBBASE, INSTALL TOPSOIL & SEED



NOTE: CONSTRUCTION METHODS FOR ASPHALT PAVEMENT SHALL CONFORM TO NYSDOT STANDARD SPECIFICATION 401-3, WITH SUBBASE CONSTRUCTION METHODS CONFORMING TO NYSDOT STANDARD SPECIFICATION 304-3.

STANDARD DUTY ASPHALT SECTION - 4A

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS, CARMINA WOOD MORRIS, P.C. ASSUMES NO RESPONSIBLITY FOR ITS ACCURACY.

10' 10 0 10 20Ft.

Carmina Wood Morris D.P.C
487 Main Street Suite 600
Buffalo, New York 14203
P 716.842.3165
F 716.842.0263

REVISIONS:

No.	Description	Date
1	Rev. Driveway to 2-way	11/9/15
2	Added "Do Not Enter" signs	11/16/15

PROJECT NAME:

New Construction
Proposed Driveway
6429 Transit Road
Town of Clarence, New York

Issued for Construction: xx.xx.xx
Municipality Submission: 10/13/15
Drawn by: C. Wood
Scale: As Noted

DRAWING NAME:

Site Plan

DRAWING NO.

C-100

Project no.: 15.xxx

Carolyn Delgato

From: James Callahan
Sent: Tuesday, January 19, 2016 10:01 AM
To: Carolyn Delgato
Subject: FW: Old Post entrance to plaza
Attachments: DOC011916-01192016093027.pdf; DOC011916-01192016093218.pdf

For Old Post Access File (including attachments).

From: James Dussing
Sent: Tuesday, January 19, 2016 9:53 AM
To: James Callahan <jcallahan@clarence.ny.us>
Cc: P. Casilio - Internet <patjr@casilioco.com>; Jonathan Bleuer <JBleuer@clarence.ny.us>
Subject: Old Post entrance to plaza

Jim,

My initial reaction to the entrance onto Old Post is that it is not in the best interest of that neighborhood. I can see the benefits for the plaza but I think increasing the volume in and out of that plaza in this way would have a negative impact and lead to possible congestion at that light. Would First Niagara (or Chase) want an entrance on the other side if this is allowed? Would we have U-turn or driveway turn around complaints? We have several other entrances in our town that have commercial entrance off the main subdivision feeder road but I can't think of any that involve an island such as this one, which I believe complicates this issue. I have attached to this email copies of the recent speed study that was performed by the Highway Department in 2014. This was in response to repeated requests by residents for traffic calming measures to take place in the subdivision. I have included copies of those email exchanges. Most recently, I have been asked to put sidewalks in on both sides of Old Post to allow kids to ride their bikes and safely move up and down the street due to issues with the traffic moving too quickly. These requests have quieted down in recent history and I would hate to stir these issues up again with increased cut-through traffic and the possibility of congestion at the light.

If the neighbors on Old Post and Farmington Woods subdivision think that this is a good idea and it would make their lives easier, than I would be incline to change my opinion. These residents are the ones who will have to live with this upon approval and completion, the Highway Department can deal with whatever decision is made. I would hate to make a decision that we will regret down the road and have no way to reverse.

Sincerely,

James A. Dussing

Highway Superintendent
Town of Clarence
6185 Goodrich Road
Clarence Center, NY 14032
(716) 741-3210

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MetroCount Traffic Executive
Weekly Vehicle Counts

WeeklyVehicle-1779 -- English (ENU)

Datasets:

Site:	**[Old Post Road] 200 yards East of Transit**
Direction:	8 - East bound A>B, West bound B>A. **Lane:** 0
Survey Duration:	14:13 Monday, August 18, 2014 => 14:30 Sunday, August 24, 2014
Zone:	
File:	Special24Aug2014.EC0 (Regular)
Identifier:	AC141TF9 MC56-L5 [MC55] (c)Microcom 19Oct04
Algorithm:	Factory default (v3.21 - 15275)
Data type:	Axle sensors - Paired (Class/Speed/Count)

Profile:

Filter time:	**14:14 Monday, August 18, 2014 => 14:30 Sunday, August 24, 2014**
Included classes:	1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12
Speed range:	6 - 99 mph.
Direction:	North, East, South, West (bound)
Separation:	All - (Headway)
Name:	Default Profile
Scheme:	Vehicle classification (ARX)
Units:	Non metric (ft, mi, ft/s, mph, lb, ton)
In profile:	Vehicles = 7363 / 7384 (99.72%)

Weekly Vehicle Counts

WeeklyVehicle-1779
Site: Special.0.0EW
Description: **200 yards East of Transit**
Filter time: **14:14 Monday, August 18, 2014 => 14:30 Sunday, August 24, 2014**
Scheme: Vehicle classification (ARX)
Filter: Cls(1 2 3 4 5 6 7 8 9 10 11 12) Dir(NESW) Sp(6,99) Headway(>0)

Hour	Mon 18 Aug	Tue 19 Aug	Wed 20 Aug	Thu 21 Aug	Fri 22 Aug	Sat 23 Aug	Sun 24 Aug	Averages 1 - 5	Averages 1 - 7
0000-0100	*	12	9	7	8	2	4	9.0	7.0
0100-0200	*	5	1	6	5	4	7	4.3	4.7
0200-0300	*	2	8	6	3	5	4	4.8	4.7
0300-0400	*	2	1	4	3	2	2	2.5	2.3
0400-0500	*	2	2	1	3	2	1	2.0	1.8
0500-0600	*	11	9	15	9	3	1	11.0	8.0
0600-0700	*	20	23	23	22	6	3	22.0	16.2
0700-0800	*	50	49	61	52	20	10	53.0	40.3
0800-0900	*	86	80	67	79	45	25	78.0	63.7
0900-1000	*	79	77	66	**83<**	42	44	76.3	65.2
1000-1100	*	**98<**	**83<**	85	72	76	**67<**	84.5	**80.2<**
1100-1200	*	96	81	**86<**	82	**89<**	15	**86.3<**	74.8
1200-1300	*	105	101	94	97	**121<**	0	99.3	86.3
1300-1400	*	98	83	88	80	89	0	87.3	73.0
1400-1500	50	89	75	91	76	93	0	76.2	67.7
1500-1600	78	101	81	95	95	79	*	90.0	88.2
1600-1700	114	100	96	**118<**	89	71	*	103.4	98.0
1700-1800	118	**107<**	**125<**	94	**107<**	85	*	**110.2<**	**106.0<**
1800-1900	111	91	106	84	84	102	*	95.2	96.3
1900-2000	83	70	87	85	56	56	*	76.2	72.8
2000-2100	69	65	82	79	57	63	*	70.4	69.2
2100-2200	52	50	46	46	50	47	*	48.8	48.5
2200-2300	20	29	32	20	28	35	*	25.8	27.3
2300-2400	7	18	6	11	22	18	*	12.8	13.7
Totals									
0700-1900	*	1100	1037	1029	996	912	*	1039.5	939.7
0600-2200	*	1305	1275	1262	1181	1084	*	1256.9	1146.4
0600-0000	*	1352	1313	1293	1231	1137	*	1295.5	1187.4
0000-0000	*	1386	1343	1332	1262	1155	*	1329.0	1215.9
AM Peak	*	1000	1000	1100	0900	1100	1000		
	*	98	83	86	83	89	67		
PM Peak	*	1700	1700	1600	1700	1200	*		
	*	107	125	118	107	121	*		

* - No data.

Class Speed Matrix

ClassMatrix-1778
Site: Special.0.0EW
Description: **200 yards East of Transit**
Filter time: **14:14 Monday, August 18, 2014 => 14:30 Sunday, August 24, 2014**
Scheme: Vehicle classification (ARX)
Filter: Cls(1 2 3 4 5 6 7 8 9 10 11 12) Dir(NESW) Sp(6,99) Headway(>0)

Speed (mph)	Class 1	2	3	4	5	6	7	8	9	10	11	12	Speed Totals	
6 - 12	34	22	.	3	2	10	.	.	.	1	.	.	72	1.0%
12 - 19	37	109	1	18	2	3	.	.	.	.	.	.	170	2.3%
19 - 25	5	683	2	115	4	.	3	14	.	.	.	.	826	11.2%
25 - 31	2	3056	4	272	2	.	8	28	.	.	.	.	3372	45.8%
31 - 37	5	2457	2	110	.	.	3	2	.	.	.	.	2579	35.0%
37 - 43	3	306	.	16	.	.	1	.	.	.	.	.	326	4.4%
43 - 50	.	16	.	1	.	.	.	.	.	.	.	.	17	0.2%
50 - 56	.	1	.	.	.	.	.	.	.	.	.	.	1	0.0%
56 - 62	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
62 - 68	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
68 - 75	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
75 - 81	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
81 - 87	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
87 - 93	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
93 - 99	.	.	.	.	.	.	.	.	.	.	.	.	0	0.0%
Class Totals	86	6650	9	535	10	13	15	44	0	1	0	0	7363	
	1.2%	90.3%	0.1%	7.3%	0.1%	0.2%	0.2%	0.6%	0.0%	0.0%	0.0%	0.0%		

James Dussing

From: Wind, John M (DOT) <John.Wind@dot.ny.gov>
Sent: Wednesday, July 16, 2014 1:51 PM
To: James Dussing; P. Casilio - Internet; nemmer@juno.com
Subject: RE: Update on Speed Bumps

Frankly, most people absolutely despise speed bumps. While sometimes ok in very low-speed locations, such as parking lots, their use is not appropriate on public roads.
There are many mechanisms for dealing with speed issues and speed bumps are not the ultimate solution. I don't believe the Town should entertain further discussion on them.

In all of our traffic control discussions, we need to stick with the philosophy that the roads are built for the thousands of people that use them, but that we also need to be respectful of the property owners adjacent to them. There is always a balance to be struck.

Below are a few items about speed bumps that I found and I cut and pasted. Some relevant, some just piling on.
John

Several studies have investigated the speed bumps' effectiveness in controlling speed. It was found that speed bumps are not the most effective tool for speed control because drivers tend to use odd maneuvers to avoid the speed bump, which effectively encourages poor and unsafe driving. More than half of all drivers and more than 85 percent of motorcyclists will move to the opposite or parking lanes to avoid going over the speed bump.

Here is a list containing the top ten problems with speed bumps:

1. They are detrimental to the environment, increasing pollution by forcing cars to slow well below the speed limit and then accelerate away.
2. They increase noise levels where they are implemented. Not just by engine and brake noise from people slowing down and speeding up, but also from trucks and lorries carrying loads that get bounced around.
3. They cause damage to vehicles, particularly sports cars (even at low speed).
4. They slow the response times of emergency vehicles.
5. They cause discomfort and back injury to drivers and passengers. This also includes those travelling on buses who may be walking down aisles or using the stairs, causing them to fall and injure themselves.
6. They cause vibration when vehicles navigate them and send shockwaves through the ground. This has been proven to damage nearby properties. In fact, the official UK regulations state that they may not be implemented anywhere within 25 metres of bridges, subways or tunnels.
7. They often divert traffic to alternative residential streets.
8. They cost drivers money by using more petrol and brake pads in addition to the damage caused to suspension, oil sumps and exhausts etc. This often makes cars more dangerous.
9. When vehicles drive over them with their lights on, this points the dipped beam up to eye level. This not only causes nearby houses disturbance, but also gives the illusion of the headlights being flashed, dazzling and causing confusion to other motorists and often causing accidents.
10. They are a substitute for active enforcement, even though **they do not even slow down most vehicles.**

"We didn't know what to make of them when they were first put in. But now that I've lived near a speed hump I don't think they do anything to calm the traffic," says Mr Jones. "Drivers race up to it, skid, bang over it and speed away in a cloud of pollution."

From: James Dussing [mailto:JDussing@clarence.ny.us]
Sent: Wednesday, July 16, 2014 7:35 AM
To: patjr@casilioco.com; Wind, John M (DOT); nemmer@juno.com
Subject: FW: Update on Speed Bumps

Gentlemen,

Please read the series of emails below. I have repeatedly denied this request for speed bumps and this resident is adamant on the fact that he and his neighbors want them. I have listed several reason for not allowing this- Noise, damage to vehicles and property damage. If you guys have any other reasons that I could add to the list, I would appreciate it. I believe from the emails that he was after Ted for a long time for the same thing.

Thank you- you input is always appreciated.

James A. Dussing
Highway Superintendent
Town of Clarence
6185 Goodrich Road
Clarence Center, NY 14032
(716) 741-3210

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From: Steven Keith [mailto:stevenkeith1@gmail.com]
Sent: Tuesday, July 15, 2014 11:44 PM
To: James Dussing
Cc: David Hartzell; Charles McNiff; Paul Englert; Gail Englert
Subject: Re: Update on Speed Bumps

James:

Thank you for your follow-up and action - this is a meaningful demonstration of support.

I am pleased to hear the State Police is willing to help but would like to confirm that this monitoring will be consistent and for an extended period of time. Otherwise it will be a flash in the pan and ineffective as similar promises have been from the Erie County Sheriff's office.

Regarding speed bumps and other physical speed inhibitors, I think it's important that we let residents decide what's disruptive. I can assure you that the noise pollution from vehicles accelerating to excessive speeds on a residential street and the danger posed to the children and personal property on the

street are far more disruptive than the sound of vehicles going over a speed bump. I would be happy to have the speed bumps placed directly in front of my home and am convinced it would benefit my property value. I remain at a loss for all the concern there seems to be about people and their vehicles driving recklessly and breaking the law versus the actual taxpaying citizens and their families living in the homes on the street.

Please let me know if 2 p.m. Wednesday 7/16 works for a meeting with you and David at your office in Clarence to discuss the above items and the petition.

Sincerely,

Steven E. Keith
716-525-4953

On Tue, Jul 15, 2014 at 12:42 PM, James Dussing <JDussing@clarence.ny.us> wrote:

Mr. Keith,

I just got off the phone with Sgt. Wilkinson of the State police. He is in charge of ALL enforcement in WNY, he works out of Batavia. He is going to send a car down to do some enforcement on Old Post. He was very willing to help us out and said he would notify the Clarence Station to start as soon as they can. Enforcement is the only way to get these cars to slow down.

I have to tell you that speed bumps or humps are not an option on Old Post or any Town of Clarence roads. They are noisy and disruptive to the neighbors that live near them and can damage vehicles. Your street gets a very heavy volume of service trucks, garbage trucks, landscapers and busses and this would be very disruptive (noisy) even if we pulled them up before winter. People often drive around the bumps and would be damaging more property and lawns. Speed bumps are usually found on private subdivisions and park roads and driveways, not on public roads.

I talked to SGT. Wilkinson and he said that taking down descriptions of vehicles IS exactly the right thing to do and that they will follow up on complaints when they receive them. Of course I don't recommend that you put yourself in harm's way when doing it. The kids that drive 60 or 70 miles an hours are going to do this until they are caught and their licenses are revoked. For example there is a problem in town with kids doing lawn jobs. They are not going to stop until they are caught red handed, we can't put guardrails up in front of every house and on every corner to prevent them from doing this.

I am certainly willing to sit down and talk further about this subject. I called you and left a voicemail about this this afternoon. I will keep my eyes open for other "traffic calming" measures and see if there is any other options available to us that are not so disruptive to the peace and quiet of the neighborhood.

Sincerely,

James A. Dussing

Highway Superintendent

Town of Clarence
6185 Goodrich Road

Clarence Center, NY 14032
(716) 741-3210

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From: stevenkeith1@gmail.com [mailto:stevenkeith1@gmail.com]
Sent: Monday, July 14, 2014 7:32 PM
To: James Dussing; David Hartzell
Subject: Re: Update on Speed Bumps

James:

I appreciate the responses from you and David and would like to work with you on solutions. However, I am not interested in pursuing the methods you indicated because they are ineffective - e.g., try writing down the license plate number of a vehicle driving 70 miles per hour in a residential neneighborhood even if you just so happen to have pen and paper in your hand at the time. The only other option is to attempt to catch up to the vehicle by speeding myself and risk a potential accident or confrontation. Is that really what we are encouraging resdents to do? As far as police monitoring is concerned, I have not seen or heard of ticket-writing on our street in 4 years.

The only effective way to permanently reduce speeds is with physical speed inhibitors. I do not share concerns about liability for damage to a car owned by someone driving recklessly, breaking the law, and endangering my family and personal property.

I've begun work on a petition and would like to arrange some time with you to work on bringing the most effective proposal to the council. Please let me know what day and time works for you and David this week and I will come to your office for a meeting.

I look forward to meeting with you.

Thank you,
Steven Keith
716-525-4953

Sent from my Verizon 4G LTE Smartphone

------ Original message------
From: James Dussing
Date: Mon, Jul 14, 2014 4:05 PM
To: David Hartzell;
Cc: stevenkeith1@gmail.com;
Subject: Re: Update on Speed Bumps

Mr. Keith,

Please don't hesitate to contact me regarding the speeding issue. Request for stop signs and speed control are frequent if not weekly and sometimes daily requests. I have done some research on the topic and have some ideas and some literature to share with you. As I mentioned before this is needs to be a group effort. I am currently working on speed reduction programs on Boxwood and Gott Creek trail in Clarence.

Sincerely,

James A. Dussing

Superintendent of Highways

Town of Clarence

On Jul 14, 2014, at 3:38 PM, "David Hartzell" <DHartzell@clarence.ny.us> wrote:

Dear Steve,

We can meet if you want, but speeding is an issue that comes up ALL the time, and we are limited (without a police department) in what we can do. The Erie County Sherriff and State Police can and will ticket speeders, and they will watch your street if you ask. Please see the Highway Superintendents reply to another citizen (sent less than an hour ago) on this same issue;

Mr. $%$#%^,

I received your request for the speed trailer from Joe Last month and we did attempt to find a good location to park the trailer on Clarence Center Rd. Due to the lack of a shoulder on the north side of the road and line of sight issues on the South side with the driveways and streets we decided not to post the trailer on Clarence Center road. We have cleared up several requests and can put the trailer on Candlewood Lane later today. We have to make sure we have good locations for the speed trailer in close proximity to a street sign because we chain in to the posts to prevent theft or damage to the trailer.

The speed trailer is not a permanent solution to the speeding problem. Most of the time the speeding will resume when the trailer is sent to its next location. Letters to the State Police and Erie County Sheriff's office should be sent by you and your neighbors. Simply put, people won't slow down until they start seeing tickets handed out in the neighborhood. Most of the speeders are also people that live in the neighborhood as well, so you need to spread the word on the street that you are not going to put up with it anymore. When you see someone speeding, take down license number and make and model of the car and periodically give a list the law enforcement. They can then track the people down and go talk to them. I will help in any way that I can but often times, there isn't much that the Highway can do. The only thing that works to reduce the speed of traffic is a combined effort between highway departments, law enforcement and the residents.

Sincerely,

James A. Dussing

Highway Superintendent

Most Sincerely,

<image001.png>
David C. Hartzell, Jr.

Supervisor

Town of Clarence

One Town Place

Clarence, NY 14031
(716)741-8930
<image002.jpg>

From: stevenkeith1@gmail.com [mailto:stevenkeith1@gmail.com]
Sent: Monday, July 14, 2014 3:27 PM
To: David Hartzell
Subject: Re: Update on Speed Bumps

David:

I understand you are very busy with many issues, but this was delegated last time and the highway superintendent's office did nothing. Please let me know when we can meet directy to discuss the issue. I would be happy to meet collectively if you wanted to include Mr. Dussing in the meeting. Please let me know some available dates and times or I can to contact a member of your administrative staff to arrange as necessary.

As an update on the speeding, my neighbor witessed a car doing 60 to 70 mph down our street the same day as my incident and also reported it to the sheriff. Just a matter of time before there's a catostrophic event that everyone wishes they had done something about earlier.

Steven Keith
716-525-4953

Sent from my Verizon 4G LTE Smartphone

------ Original message------
From: David Hartzell
Date: Mon, Jul 14, 2014 2:28 PM
To: Steven Keith;
Subject:RE: Update on Speed Bumps

Dear Steve,

Thanks! for your letter regarding the speeding issue on Old Post Road West. I have forwarded it to our Highway Superintendent, Jamie Dussing., who will get back to you ASAP on this crucial issue.

Most Sincerely,

David C. Hartzell, Jr.

Supervisor

Town of Clarence

One Town Place

Clarence, NY 14031
(716)741-8930

From: Steven Keith [mailto:stevenkeith1@gmail.com]
Sent: Saturday, July 12, 2014 12:36 PM

To: David Hartzell
Subject: Re: Update on Speed Bumps

David:

I am following up with you due to the lack of any effective options put forth by Mr. Donner in my follow-up with him last year and an incident this afternoon that demonstrates the serious safety hazard and potential for property damage posed by the speeding and traffic on Old Post Road West which continues unabated. We are having mulch delivered this afternoon which will be placed in our driveway temporarily. As a result, our vehicles were parked in the street to make room in the driveway and a vehicle somehow clipped one of the mirrors, doing damage to the unit. The vehicle did not stop to exchange information and continued toward Transit Road, despite the fact that this occurred with my two sons and being in the front yard very near to the vehicle at the time. I attempted to catch up with the vehicle to get a license plate number but was unsuccessful. I have reported the incident to the Erie County Sheriff.

Actual damage to our personal property now occurring, in addition to the unbelievable speeding with no monitoring or enforcement of speed limits, is completely unacceptable Continued answers of "there's nothing we can do" in light of these issues which have been ongoing for years based on feedback from my neighbors reflects extremely poorly on the Town's commitment to its residents. I insist on better support from the Town of Clarence to resolve this issue and would like to request a meeting in your office the week of July 14, 2014 to determine real solutions. Please advise your availability and I will work around your calendar.

Sincerely,

Steven E. Keith

716-525-4953

On Mon, Jan 7, 2013 at 10:05 AM, David Hartzell <DHartzell@clarence.ny.us> wrote:

Steve,

This matter lies solely in the hands of our uber-competent Highway Superintendent, Ted Donner. Please refer all future correspondence to him at:

tdonner@clarence.ny.us

Please keep me in the loop,

Dave

AMHERST POLICE
Complaint List

Date Range: 01/01/2014 - 12/31/2015 **Report Date: 1/19/2016**

Complaint	Date		Call Type	Address	
14-403777	01/16/2014	14:26:46	4901 - PDO ACCIDENT	9320 TRANSIT RD	RS
14-406846	01/29/2014	13:36:57	4901 - PDO ACCIDENT	9300 TRANSIT RD	#259
14-412461	02/22/2014	11:46:26	4903 - FATAL ACCIDENT	9300 TRANSIT RD	#583
14-421687	04/05/2014	13:53:34	4902 - INJURY ACCIDENT	9360 TRANSIT RD	#797
14-432502	05/24/2014	13:36:23	4901 - PDO ACCIDENT	9328 TRANSIT RD	RS
14-434991	06/04/2014	08:57:51	4901 - PDO ACCIDENT	9350 TRANSIT RD	#1218
14-437694	06/15/2014	17:24:26	4901 - PDO ACCIDENT	9360 TRANSIT RD	Schara 059
14-439231	06/21/2014	23:25:00	4901 - PDO ACCIDENT	9360 TRANSIT RD	#1335
14-451823	08/16/2014	15:40:27	4901 - PDO ACCIDENT	9350 TRANSIT RD	#1753
15-502324	01/11/2015	18:22:51	3003 - HIT & RUN	9300 TRANSIT RD	NA
15-502843	01/13/2015	20:43:08	4901 - PDO ACCIDENT	9320 TRANSIT RD	#90
15-510580	02/17/2015	12:39:17	4901 - PDO ACCIDENT	9334 TRANSIT RD	#477
15-519544	03/31/2015	16:46:27	4901 - PDO ACCIDENT	9328 TRANSIT RD	RS
15-553027	08/28/2015	18:11:07	3003 - HIT & RUN	9300 TRANSIT RD	Info #124
15-560135	09/29/2015	15:26:08	4901 - PDO ACCIDENT	9362 TRANSIT RD	RS
15-571869	11/23/2015	15:38:54	4901 - PDO ACCIDENT	9300 TRANSIT RD	Info # 17
15-574044	12/04/2015	14:53:35	4901 - PDO ACCIDENT	9360 TRANSIT RD	RS
15-576540	12/16/2015	14:00:59	4901 - PDO ACCIDENT	9350 TRANSIT RD	Info

Total Complaints:18

I am in receipt of your Freedom of Information request, which was received in the Town Clerk's office via email delivery on January 15, 2016 regarding:

Accident records and reports as detailed in your attached request.

I have forwarded your FOIL request to the Police Department. That Department will contact you directly regarding your request.

If you have any questions, please feel free to call my office.

Marjory Jaeger

Amherst Town Clerk

5583 Main Street

Williamsville, New York 14221

phone: 716.631.7021

fax: 716.631.7152

www.amherst.ny.us

From: EmailMeForm [mailto:burst@emailmeform.com]
Sent: Friday, January 15, 2016 3:34 PM
To: Jaeger, Marjory
Subject: Feedback via the APPLICATION FOR ACCESS TO PUBLIC RECORDS [#57]

Applicant's Name*:	Elizabeth A Holmes, Barclay Damon LLP
Address*:	9276 Main Street, Clarence, New York 14031
Phone*:	716-858-3878
Email*:	eholmes@barclaydamon.com

I hereby apply to inspect the following record(s)*:	Any and all accident records/reports of the Town of Amherst Police Department occuring within a 200 foot radius from the Wolters Plaza located at 6429 Transit Road, Clarence, New York (Clarence/Amherst border) or the Transit and Old Post Road intersection, adjacent to the referenced plaza, for the past two years.
Representing:	Joseph Basil/Wolters Plaza (6429 Transit Road)
Mailing Address (If different from above):	n/a
Approved/Denied:	
Denied for the following reason(s):	
NOTICE:	You have the right to appeal a denial of this application to the Town Attorney within thirty (30) days.
Signature:	
Date:	
Title :	

Follow @emfteam on Twitter | Facebook
Powered by EmailMeForm

AMHERST POLICE
Complaint Information

Complaint# 14-403777 Date Received: 01/16/2014 Source: E-911

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9320 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: **Call Back:**

Times: **Received:** 14:26:46 **Dispatched:** 14:28:37 **Arrived:** 14:45:46 **Completed:** 14:53:47

Officers: 048 ALEXANDER,PAUL R

Received By: 674 ONIONS,TYLER J **Dispatcher:** 626 AUTEN,TRACY A

Report (follow up): Radio Sheet **Notified:**

Action Codes 1. 2. 3. 4.

Associated Persons:

01/16/14 14:26:44	674	@CASEY GRY HONDA RIDGELINE & GREEN FORD TAURUS PER DRIVER JOHN 462-1912
01/16/14 14:50:21	048	BKC7584 STRUCK DZB2126 EXCHANGED PRIOR TO ARRIVAL
01/16/14 14:50:27	048	DMV information for driver request: W09440 26131 763926-75 Name: WILLIAMS,JONATHAN,K DOB: 06/07/1975 Sex: M Address: 117 LYRAE DR GETZVILLE NY 14068 License No: W09440 26131 763926-75000 Status: VALID Class: *D* Expires: 2019-06-07
01/16/14 14:50:33	048	DMV information for plate request: DZB2126 Name: WILLIAMS,JONATHAN, K DOB: 06/07/1975 Sex: M Address: 117 LYRAE DRIVE GETZVILLE, NY 14068 Plate: DZB2126 VIN: 2HJYK16228H512874 Vehicle: 2008 HOND GRY PK License No: W09440 26131 763926-75 Status: VALID Expires: 2015
01/16/14 14:50:39	048	DMV information for driver request: S03282 97667 165770-42 Name: SCHMUCKER,HENRY,L DOB: 09/05/1942 Sex: M Address: 895 HOLLYWOOD DR LOCKPORT NY 14094 License No: S03282 97667 165770-42000 Status: VALID Class: *D* Expires: 2020-09-05
01/16/14 14:50:46	048	DMV information for plate request: BKC7584 Name: SCHMUCKER,HENRY, L DOB: 09/05/1942 Sex: M Address: 895 HOLLYWOOD DR LOCKPORT, NY 14094 Plate: BKC7584 VIN: 1FAFP55U41G185621 Vehicle: 2001 FORD GRN 4D License No: S03282 97667 165770-42 Status: VALID Expires: 2014

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-406846

RJAH122P0MPS

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
1	29	2014	Wednesday	13:36	2	0	0			

VEHICLE 1

VEHICLE 1- Driver License ID Number	400887131
State of Lic.	NY
Driver Name - exactly as printed on license	FLAHERTY, JOHN N
Address (Include Number and Street)	5500 MAIN STREET SUITE100
Apt. No.	
City or Town	WILLIAMSVILLE
State	NY
Zip Code	14221
Date of Birth (Month Day Year)	8 28 1995
Sex	M
Unlicensed	☐
No. of Occupants	01
Public Property Damaged	☐
Name - exactly as printed on registration	FLAHERTY, JOHN J
Sex	M
Date of Birth (Month Day Year)	12 19 1956
Address (Include Number and Street)	5500 MAIN STREET SUITE100
Apt. No.	
Haz. Mat. Code	-
Released	☐
City or Town	WILLIAMSVILLE
State	NY
Zip Code	14221
Plate Number	CMB1851
State of Reg.	NY
Vehicle Year & Make	2004 MERC
Vehicle Type	4DSD
Ins. Code	011
Ticket/Arrest Number(s)	AH122P0N10
Violation Section(s)	1141

☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

VEHICLE 2- Driver License ID Number	724402872
State of Lic.	NY
Driver Name - exactly as printed on license	MAZURKIEWICZ, KRISTIN
Address (Include Number and Street)	4 LEHIGH CRT
Apt. No.	
City or Town	DEPEW
State	NY
Zip Code	14043
Date of Birth (Month Day Year)	7 18 1986
Sex	F
Unlicensed	☐
No. of Occupants	01
Public Property Damaged	☐
Name - exactly as printed on registration	MAZURKIEWICZ, KRISTIN
Sex	F
Date of Birth (Month Day Year)	7 18 1986
Address (Include Number and Street)	4 LEHIGH CRT
Apt. No.	
Haz. Mat. Code	-
Released	☐
City or Town	DEPEW
State	NY
Zip Code	14043
Plate Number	FTZ3170
State of Reg.	NY
Vehicle Year & Make	2006 CHEV
Vehicle Type	SUBN
Ins. Code	703
Ticket/Arrest Number(s)	
Violation Section(s)	

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	10				
Box 2 - Most Damage		10			
Enter up to three more damage codes					

Vehicle By: BECKERS
Towed To: BECKERS

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

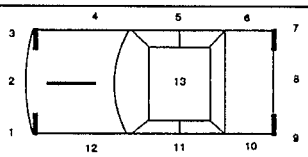
	1	2	3	4	5
Box 1 - Point of Impact	3				
Box 2 - Most Damage		3			
Enter up to three more damage codes					

Vehicle By:
Towed To:

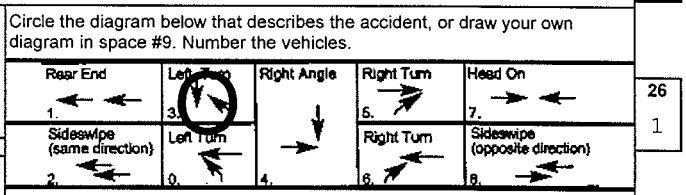
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☑ Town of AMHERST

Road on which accident occurred 9300 TRANSIT ROAD (Route Number or Street Name)

at 1) intersecting street CASEY ROAD (Route Number or Street Name)

or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

VEHICLE #1 WAS NORTH ON TRANSIT ROAD ATTEMPTING TO TURN LEFT ONTO CASEY ROAD. VEHICLE #2 WAS SOUTH ON TRANSIT ROAD IN THE LEFT LANE. BOTH DRIVERS HAD A GREEN LIGHT. DRIVER #1 STATES HE HAD A GREEN LIGHT, NOT A GREEN TURN ARROW, AND BEGAN TO TURN AND WAS STRUCK BY VEHICLE #2. DRIVER #2 STATES SHE HAD A GREEN LIGHT AND VEHICLE #1 TURNED IN FRONT OF HER AND SHE WAS UNABLE TO AVOID HIM. DRIVER #1 WAS ISSUED A SUMMONS FOR FAILING TO YIELD THE RIGHT OF WAY ON A LEFT TURN.

USE COVER SHEET N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	18	M	-	-	-			FLAHERTY, JOHN N	
B	2	1	4	1	27	F	-	-	-			MAZURKIEWICZ, KRIST	
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN J. C. Persons 0106	0106	01451	8		PERSONS, J	1/29/2014 14:23
Print Name in Full: J PERSONS						

Local Codes
14 412461
RJAM512RWPKC

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Fatal

CA #583

19: 19

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene	Left Scene	Police Photos
2	22	2014	Saturday	11:46	2	1	1	☐ Accident Reconstructed ☑	☐	☑ Yes ☐ No

20: 17

VEHICLE 1	VEHICLE 2 ☑ / BICYCLIST ☐ / PEDESTRIAN ☐ / OTHER PEDESTRIAN ☐
VEHICLE 1- Driver License ID Number: 953376781 — State of Lic.: NY	VEHICLE 2- Driver License ID Number: 438061550 — State of Lic.: NY
Driver Name - exactly as printed on license: SMEHLIK, JESSICA	Driver Name - exactly as printed on license: SCHRAVEN, JAMES G
Address (Include Number and Street): 8824 HEARTHSTONE DR — Apt. No.	Address (Include Number and Street): 41 TERRACE LA — Apt. No.
City or Town: EAST AMHERST — State: NY — Zip Code: 14051	City or Town: ELMA — State: NY — Zip Code: 14059
Date of Birth: 6/22/1996 — Sex: F — Unlicensed ☐ — No. of Occupants: 01 — Public Property Damaged ☐	Date of Birth: 9/22/1938 — Sex: M — Unlicensed ☐ — No. of Occupants: 02 — Public Property Damaged ☐
Name - exactly as printed on registration: SMEHLIK, RICHARD — Sex: M — Date of Birth: 1/23/1970	Name - exactly as printed on registration: SCHRAVEN, JAMES G — Sex: M — Date of Birth: 9/22/1938
Address (Include Number and Street): 8824 HEARTHSTONE DR — Apt. No. — Haz. Mat. Code: – — Released ☐	Address (Include Number and Street): 41 TERRACE LA — Apt. No. — Haz. Mat. Code: – — Released ☐
City or Town: EAST AMHERST — State: NY — Zip Code: 14051	City or Town: ELMA — State: NY — Zip Code: 14059
Plate Number: AWF5786 — State of Reg.: NY — Vehicle Year & Make: 2011 GM — Vehicle Type: SUBN — Ins. Code: 011	Plate Number: ESC9504 — State of Reg.: NY — Vehicle Year & Make: 2009 HOND — Vehicle Type: 4DSD — Ins. Code: 328
Ticket/Arrest Number(s): AM512SDZD5	Ticket/Arrest Number(s): AM512SDZLX
Violation Section(s): 1180D	Violation Section(s): 1141

1: – 2: – 3: 2 4: 1 5: 1 6: 1 7: 1 22: 7 23: 5 24: 1 25: 1 26: 3 27: 1 28: 1 29: 17 30: – USE COVER SHEET N

VEHICLE 1

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	3				
Box 2 - Most Damage		3			
Enter up to three more damage codes			2	4	14

Vehicle By: BECKERS TOWING
Towed To: BECKERS TOWING

VEHICLE 2

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

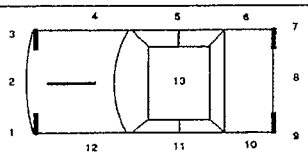
	1	2	3	4	5
Box 1 - Point of Impact	5				
Box 2 - Most Damage		5			
Enter up to three more damage codes			4	6	17

Vehicle By: BECKERS TOWING
Towed To: BECKERS TOWING

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

Rear End	Left Turn	Right Angle	Right Turn	Head On
1.	3.		5.	7.
Sideswipe (same direction)	Left Turn		Right Turn	Sideswipe (opposite direction)
2.	0.	4.	6.	8.

ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8 –	Latitude/Northing
5 3 0 2	Longitude/Easting
1 2 9 1	

Place Where Accident Occurred:

County: ERIE ☐ City ☐ Village ☑ Town of AMHERST

Road on which accident occurred: 9300 TRANSIT ROAD (Route Number or Street Name)

at 1) intersecting street: CASEY ROAD (Route Number or Street Name)

or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

ROADWAY IS TWO NORTH AND TWO SOUTHBOUND LANES WITH A CENTER LEFT TURN LANE FOR NORTH AND SOUTHBOUND TRAFFIC. VEHICLE # 1 TRAVELING SOUTH IN LEFT LANE. VEHICLE # 2 TRAVELING NORTH IN LEFT TURN LANE. DRIVER # 1 APPROACHED INTERSECTION ON A STALE GREEN LIGHT. VEHICLE # 2 TURNED LEFT IN FRONT OF VEHICLE # 1 AND WAS STRUCK IN PASSENGER SIDE. DRIVER # 1 STATED SHE ENTERED INTERSECTION ON A YELLOW LIGHT. SEE RECONSTRUCTION FILE FOR ADDED INFO. WITNESS #1 CAROLINE A

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	A	1	17	F	–	–	–			SMEHLIK, JESSICA	
B	2	1	A	1	75	M	06	12	6	12632ET	1405	SCHRAVEN, JAMES G	
C	2	3	A	1	74	F	12	03	2	11147ET	1405	SCHRAVEN, JOANNE	2/22/2014
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
SR INV — Kevin A Murphy	0111	01451	T8	8	MURPHY, K	3/7/2014 09:45
Print Name in Full: K MURPHY						

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14 412461

RJAM512RWPKC

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
2	22	2014	Saturday	11:46	2	1	1	☐ / ☑	☐	☑ Yes ☐ No

☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

VEHICLE	VEHICLE
Driver License ID Number / State of Lic.	Driver License ID Number / State of Lic.
Driver Name - exactly as printed on license	Driver Name - exactly as printed on license
Address (Include Number and Street) / Apt. No.	Address (Include Number and Street) / Apt. No.
City or Town / State / Zip Code	City or Town / State / Zip Code
Date of Birth Month Day Year / Sex / Unlicensed ☐ / No. of Occupants / Public Property Damaged ☐	Date of Birth Month Day Year / Sex / Unlicensed ☐ / No. of Occupants / Public Property Damaged ☐
Name - exactly as printed on registration / Sex / Date of Birth Month Day Year	Name - exactly as printed on registration / Sex / Date of Birth Month Day Year
Address (Include Number and Street) / Apt. No. / Haz. Mat. Code / Released ☐	Address (Include Number and Street) / Apt. No. / Haz. Mat. Code / Released ☐
City or Town / State / Zip Code	City or Town / State / Zip Code
Plate Number / State of Reg. / Vehicle Year & Make / Vehicle Type / Ins. Code	Plate Number / State of Reg. / Vehicle Year & Make / Vehicle Type / Ins. Code
Ticket/Arrest Number(s)	Ticket/Arrest Number(s)
Violation Section(s)	Violation Section(s)

VEHICLE — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE DAMAGE CODES: Box 1 - Point of Impact (1, 2); Box 2 - Most Damage; Enter up to three more damage codes (3, 4, 5); Vehicle By; Towed To

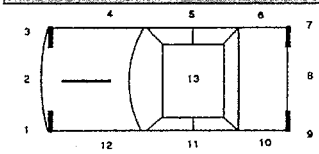
VEHICLE — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE DAMAGE CODES: Box 1 - Point of Impact (1, 2); Box 2 - Most Damage; Enter up to three more damage codes (3, 4, 5); Vehicle By; Towed To

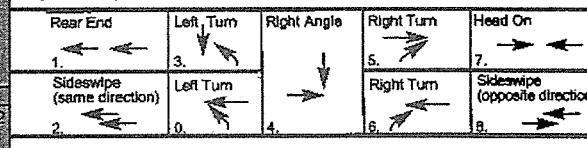
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **17. DEMOLISHED**
15. TRAILER **18. NO DAMAGE**
16. OVERTURNED **19. OTHER**



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☐ Town of

Road on which accident occurred (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) feet miles ☐ N ☐ S ☐ E ☐ W of (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

D'SOUZA , NY (813) 362-8997 WITNESS #2 KAREN K CRANE , (716) 698-4631 WITNESS #3 EVGENY A DYSKIN , (716) 544-0728 WITNESS #4 KELLEY KATHKE , (716) 251-7730 WITNESS #5 FRANCIS J MULVEY JR , NY (585) 820-9500 WITNESS #6 DIANE M SHEHATA , NY (585) 820-9500 WITNESS #7 RAYMOND J BAILEY JR , NY (716) 201-5505

USE COVER SHEET **N**

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A													
B													
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
SR INV Karl A Murphy	0111	01451	T8	8	MURPHY, K	3/7/2014 09:45
Print Name in Full: K MURPHY						

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-434991 / RJAT1934F6ZW

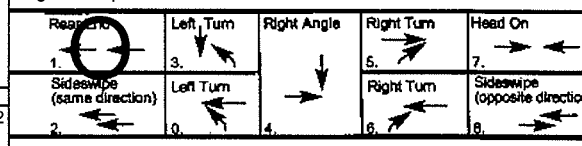
☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
6	4	2014	Wednesday	08:55	2	0	0			

VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number: 946303488 — State of Lic.: NY	VEHICLE 2- Driver License ID Number: 201619916 — State of Lic.: NY
Driver Name - exactly as printed on license: JANIK, ALYSIA A	Driver Name - exactly as printed on license: WYANT, DONNA LOUISE
Address (Include Number and Street): 6725 MOYER ROAD — Apt. No.	Address (Include Number and Street): 6675 BEAR RIDGE RD — Apt. No.
City or Town: LOCKPORT — State: NY — Zip Code: 14094	City or Town: LOCKPORT — State: NY — Zip Code: 14094
Date of Birth: 4/26/1973 — Sex: F — Unlicensed ☐ — No. of Occupants: 01 — Public Property Damaged ☐	Date of Birth: 2/7/1962 — Sex: F — Unlicensed ☐ — No. of Occupants: 01 — Public Property Damaged ☐
Name - exactly as printed on registration: JANIK, ALYSIA A — Sex: F — Date of Birth: 4/26/1973	Name - exactly as printed on registration: WYANT, TERRY D — Sex: M — Date of Birth: 9/24/1954
Address (Include Number and Street): 6725 MOYER ROAD — Apt. No. — Haz. Mat. Code: – — Released ☐	Address (Include Number and Street): 6675 BEAR RIDGE RD — Apt. No. — Haz. Mat. Code: – — Released ☐
City or Town: LOCKPORT — State: NY — Zip Code: 14094	City or Town: LOCKPORT — State: NY — Zip Code: 14094
Plate Number: BCV1436 — State of Reg.: NY — Vehicle Year & Make: 2005 TOYT — Vehicle Type: SUBN — Ins. Code: 011	Plate Number: GFS7504 — State of Reg.: NY — Vehicle Year & Make: 2014 FORD — Vehicle Type: SUBN — Ins. Code: 639
Ticket/Arrest Number(s): AT1934F712	Ticket/Arrest Number(s):
Violation Section(s): 1129A	Violation Section(s):

VEHICLE 1	VEHICLE 2
Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.	Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.
VEHICLE 1 DAMAGE CODES	VEHICLE 2 DAMAGE CODES
Box 1 - Point of Impact: 2 — Box 2 - Most Damage: 2 — Enter up to three more damage codes: 3, 4, 5	Box 1 - Point of Impact: 8 — Box 2 - Most Damage: 8 — Enter up to three more damage codes: 3, 4, 5
Vehicle By: / Towed To:	Vehicle By: / Towed To:

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

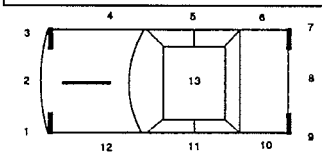
See the last page of the MV-104A for the accident diagram.

9.

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **17. DEMOLISHED**
15. TRAILER **18. NO DAMAGE**
16. OVERTURNED **19. OTHER**



Cost of repairs to any one vehicle will be more than $1000.
☑ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County: ERIE ☐ City ☐ Village ☑ Town of: AMHERST

Road on which accident occurred: 9350 TRANSIT RD (Route Number or Street Name)

at 1) intersecting street: CASEY RD (Route Number or Street Name)

or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

driver 1 states she was driving south on transit rd. in the right curb lane. driver 1 states the light for transit at casey turned green when vehicle 2 which was in front of her stopped for traffic and she failed to stop. vehicle 1 rear ended vehicle 2. driver 2 states she was traveling south on transit rd in the right curb lane and stopped in traffic. driver 2 states she was rear ended by vehicle 1.

USE COVER SHEET: N

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	41	F	–	–	–			JANIK, ALYSIA A	
B	2	1	4	1	52	F	–	–	–			WYANT, DONNA LOUISE	
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0048	01451	P10	1	ALEXANDER, P	6/4/2014 16:07
Print Name In Full: P ALEXANDER						

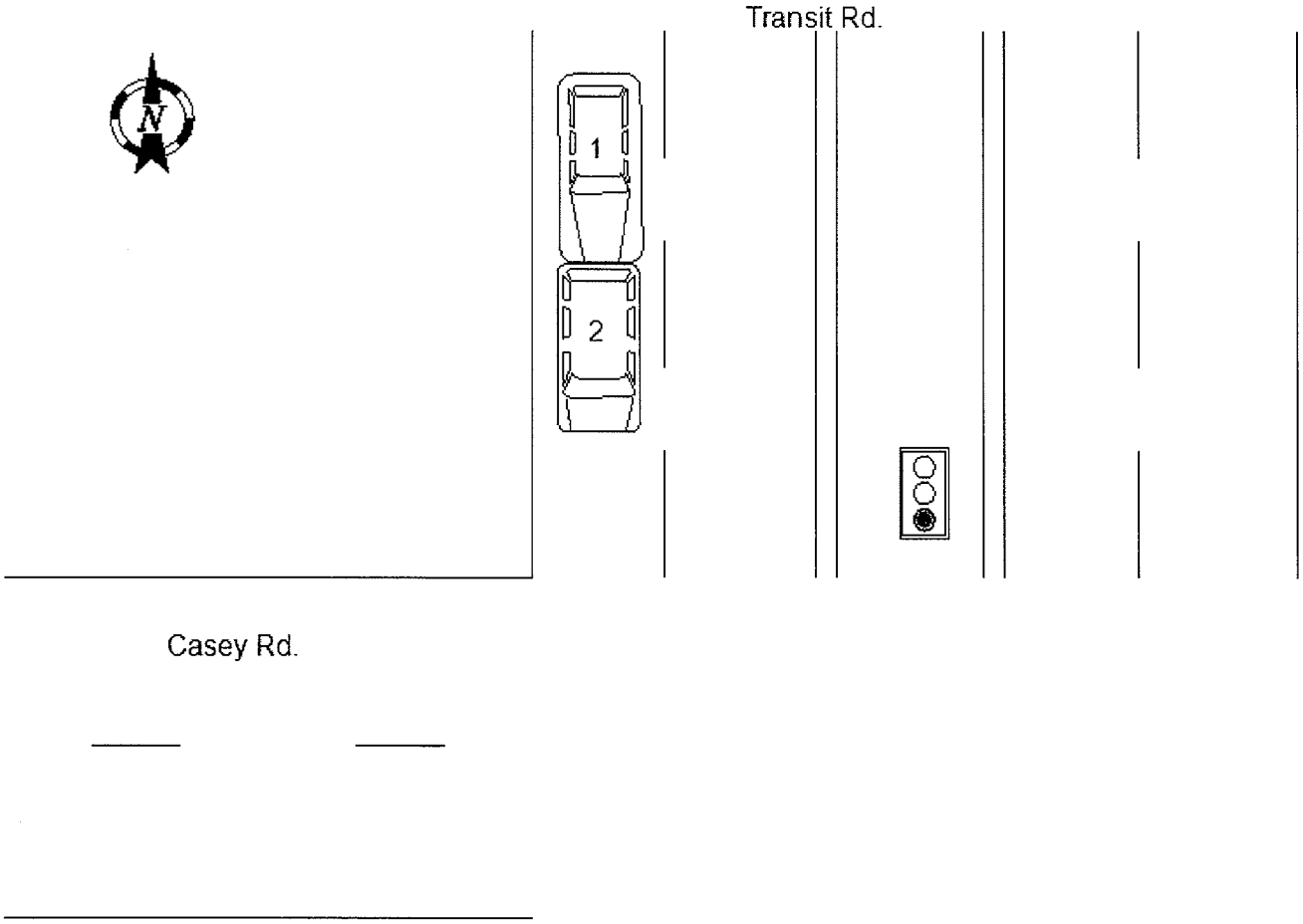
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
14-434991	
RJAT1934F6ZW	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
6	4	2014	Wednesday	08:55	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-437694 / RJAP0135MP3W

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
6	15	2014	Sunday	17:24	2	1	0			

VEHICLE 1

VEHICLE 1- Driver License ID Number: 451097771 — State of Lic.: NY

Driver Name - exactly as printed on license: BISHOP, PATRICIA A

Address (Include Number and Street): 4805 TRANSIT RD APT 606 — Apt. No.:

City or Town: DEPEW — State: NY — Zip Code: 14034

Date of Birth: 4 / 26 / 1959 — Sex: F — Unlicensed ☑ — No. of Occupants: 01 — Public Property Damaged ☐

Name - exactly as printed on registration: keleher, kelly a — Sex: F — Date of Birth: 7 / 10 / 1987

Address (Include Number and Street): 4805 TRANSIT RD APT 606 — Apt. No.: — Haz. Mat. Code: – — Released ☐

City or Town: DEPEW — State: NY — Zip Code: 14034

Plate Number: GMN9378 — State of Reg.: NY — Vehicle Year & Make: 2000 CHEV — Vehicle Type: 2DSD — Ins. Code: 328

Ticket/Arrest Number(s): AP0135MP3L, AP0135MPQQ, AP0135MPV2

Violation Section(s): 1129A, 5091, 5111A

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES
- Box 1 - Point of Impact: 1: 2
- Box 2 - Most Damage: 2: 2
- Enter up to three more damage codes: 3: 1, 4: 3, 5:

Vehicle By: BECKERS
Towed To: BECKERS

VEHICLE 2

☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

VEHICLE 2- Driver License ID Number: 434193680 — State of Lic.: NY

Driver Name - exactly as printed on license: PAWLIK, JOSEPH J

Address (Include Number and Street): 431 5TH STREET — Apt. No.:

City or Town: NIAGARA FALLS — State: NY — Zip Code: 14301

Date of Birth: 3 / 28 / 1984 — Sex: M — Unlicensed ☐ — No. of Occupants: 03 — Public Property Damaged ☐

Name - exactly as printed on registration: pawlik, barbara — Sex: F — Date of Birth: 10 / 9 / 1946

Address (Include Number and Street): 431 5TH STREET — Apt. No.: — Haz. Mat. Code: – — Released ☐

City or Town: NIAGARA FALLS — State: NY — Zip Code: 14301

Plate Number: CCJ7301 — State of Reg.: NY — Vehicle Year & Make: 2012 CHEV — Vehicle Type: PICK — Ins. Code: 386

Ticket/Arrest Number(s):

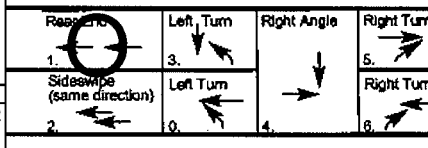
Violation Section(s):

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES
- Box 1 - Point of Impact: 1: 8
- Box 2 - Most Damage: 2: 8
- Enter up to three more damage codes: 3: 9, 4: 7, 5:

Vehicle By:
Towed To:

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



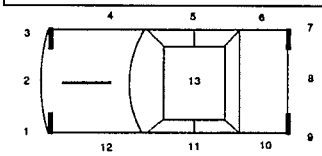
ACCIDENT DIAGRAM

9.

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **17. DEMOLISHED**
15. TRAILER **18. NO DAMAGE**
16. OVERTURNED **19. OTHER**



Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker

Coordinates (if available): Latitude/Northing — Longitude/Easting

Place Where Accident Occurred:

County: ERIE ☐ City ☐ Village ☑ Town of AMHERST

Road on which accident occurred: 9360 TRANSIT RD (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) 100 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY RD (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

vehicle 1 traveling s/b on transit rd in the right curb lane. vehicle 2 stopped in traffic for a red light. driver 1 stated that she was lost and reading a piece of paper that had directions written on it and she did not see vehicle 2 stopped in front of her. vehicle 1 struck vehicle 2 in the rear causing a minor injury accident. WITNESS #1 JOSEPH ARIAS , NY (716) 906-9671

USE COVER SHEET **N**

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	55	F	11	04	6			BISHOP, PATRICIA A	
B	2	1	4	1	30	M	–	–	–			PAWLIK, JOSEPH J	
C	2	4	4	1	33	M	–	–	–			STEPHEN,	
D	2	3	4	1	75	M	–	–	–			PAWLIK, EUGENE	
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0059	01451	8		SCHARA, T	6/15/2014 19:26
Print Name in Full: T SCHARA						

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14439231 / RJAH12369K7P

☐ AMENDED REPORT

19: 4

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
6	21	2014	Saturday	23:24	1	0	0	☐ / ☐	☐	☐ Yes ☑ No

20: –

VEHICLE 1 | ☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

2 –

VEHICLE 1- Driver License ID Number: 639892806 | State of Lic.: NY

Driver Name - exactly as printed on license: VERHAGE, STEPHANIE L

Address (Include Number and Street): 9 SABLE RUN | Apt. No.:

City or Town: EAST AMHERST | State: NY | Zip Code: 14051

3 1

Date of Birth: 8 / 2 / 1994 | Sex: F | Unlicensed: ☐ | No. of Occupants: 01 | Public Property Damaged: ☐

4 4

Name - exactly as printed on registration: VERHAGE, KENNETH a | Sex: M | Date of Birth: 7 / 13 / 1965

Address (Include Number and Street): 9 SABLE RUN | Apt. No.: | Haz. Mat. Code: – | Released: ☐

5 1

City or Town: EAST AMHERST | State: NY | Zip Code: 14051

Plate Number: GHV6157 | State of Reg.: NY | Vehicle Year & Make: 2009 PONT | Vehicle Type: 4DSD | Ins. Code: 295

Ticket/Arrest Number(s):

6 1

Violation Section(s):

7 1

VEHICLE 1

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2
Box 1 - Point of Impact	1	1
Box 2 - Most Damage		

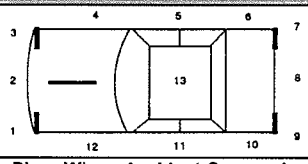
Enter up to three more damage codes	3	4	5
	12		

Vehicle By:
Towed To:

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



VEHICLE 1 | VEHICLE - Driver License ID Number | State of Lic. | Driver Name - exactly as printed on license | Address (Include Number and Street) | Apt. No. | City or Town | State | Zip Code | Date of Birth | Sex | Unlicensed | No. of Occupants | Public Property Damaged | Name - exactly as printed on registration | Sex | Date of Birth | Address (Include Number and Street) | Apt. No. | Haz. Mat. Code | Released | City or Town | State | Zip Code | Plate Number | State of Reg. | Vehicle Year & Make | Vehicle Type | Ins. Code | Ticket/Arrest Number(s) | Violation Section(s)

21 | 22 | 23 1 | 24 | 25 1

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

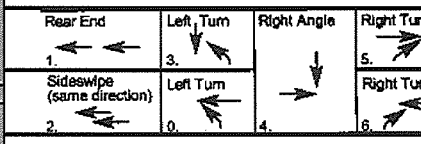
VEHICLE DAMAGE CODES

	1	2
Box 1 - Point of Impact		
Box 2 - Most Damage		

Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



26

ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

27: 2

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

28: 16

Reference Marker | Coordinates (if available): Latitude/Northing | Longitude/Easting

Place Where Accident Occurred:
County: ERIE ☐ City ☐ Village ☑ Town of AMHERST
Road on which accident occurred: 9360 TRANSIT ROAD (Route Number or Street Name)
at 1) intersecting street (Route Number or Street Name)
or 2) 75 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY ROAD (Milepost, Nearest intersecting Route Number or Street Name)

29 –

Accident Description/Officer's notes

Vehicle 1 was pulling forward through the drive thru when the driver hit the gas instead of the brake and struck the south side of the building with the front drivers side corner panel. The building had a very small scrape to a brick on the exterior wall. PROPERTY DAMAGED BY VEHICLE #01 - BRICK WALL OF BUSINESS MIGHTY TACO 9360 TRANSIT ROAD EAST AMHERST, NY 14051

30

USE COVER SHEET N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	19	F	–	–	–			VERHAGE, STEPHANIE	
B													
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0112	01451	8	1	AIELLO, S	6/22/2014 05:47
Print Name in Full: S AIELLO						

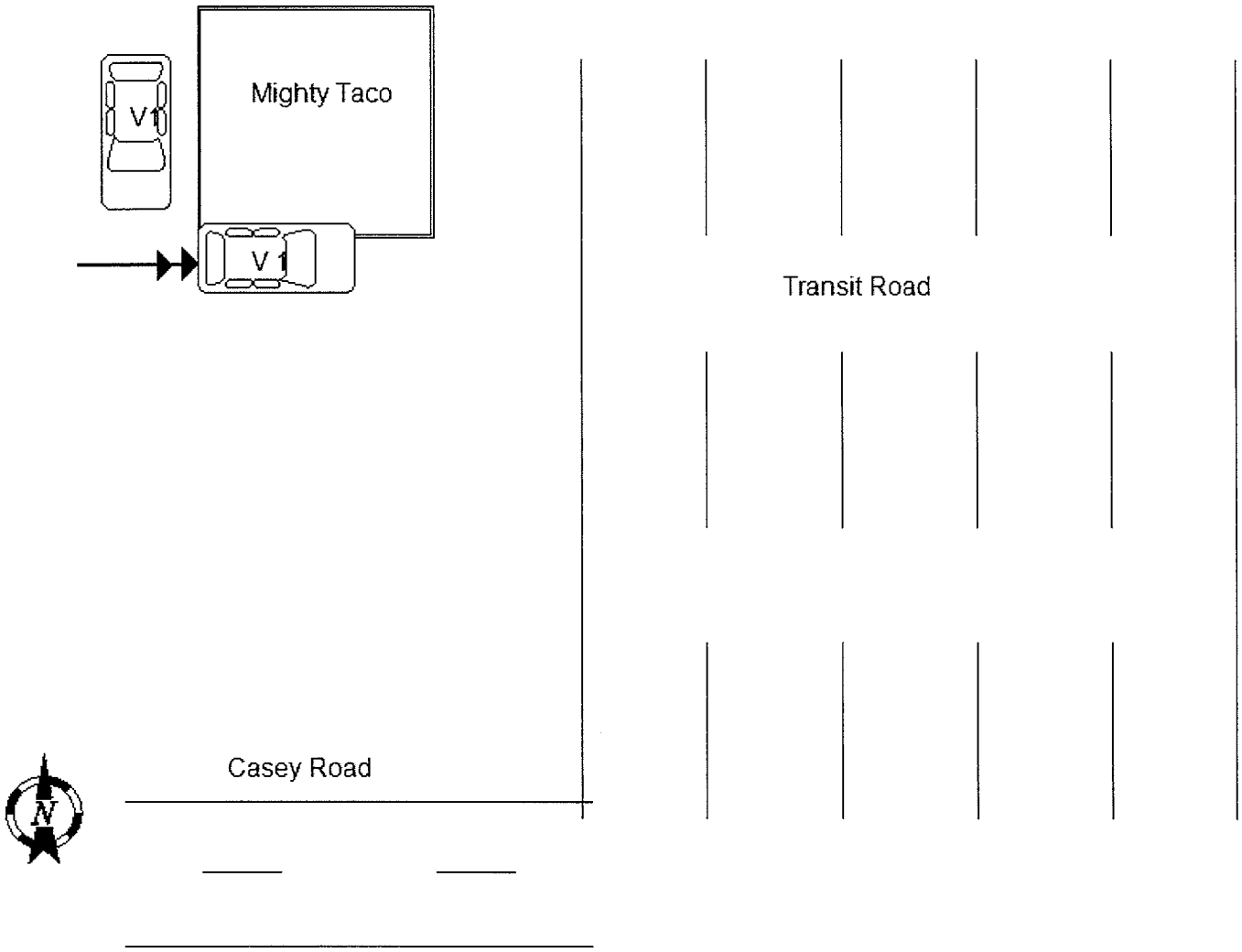
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
14439231	
RJAH12369K7P	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
6	21	2014	Saturday	23:24	1	0	0	☐ / ☐	☐	☐ Yes ☑ No



New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-451823 / RJAM883D7P83

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
8	16	2014	Saturday	15:40	3	0	0			

VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number: 164272262 — State of Lic.: UT	VEHICLE 2- Driver License ID Number: 215391008 — State of Lic.: NY
Driver Name - exactly as printed on license: MAGGARD, WOODROW W	Driver Name - exactly as printed on license: TOPOLSKI, MICHAEL A
Address (Include Number and Street): 4006 NORTH CANYON RD — Apt. No.	Address (Include Number and Street): 26 HILLCREST DR — Apt. No.
City or Town: PROVO — State: UT — Zip Code: 84604	City or Town: LOCKPORT — State: NY — Zip Code: 140940000
Date of Birth: 2/5/1947 — Sex: M — Unlicensed ☐ — No. of Occupants: 02 — Public Property Damaged ☐	Date of Birth: 10/10/1995 — Sex: M — Unlicensed ☐ — No. of Occupants: 02 — Public Property Damaged ☐
Name - exactly as printed on registration: MAGGARD, WOODROW W — Sex: M — Date of Birth: 2/5/1947	Name - exactly as printed on registration: TOPOLSKI, BARBARA A — Sex: F — Date of Birth: 3/28/1963
Address (Include Number and Street): 4006 NORTH CANYON RD — Apt. No. — Haz. Mat. Code: – — Released ☐	Address (Include Number and Street): 26 HILLCREST DR — Apt. No. — Haz. Mat. Code: – — Released ☐
City or Town: PROVO — State: UT — Zip Code: 84604	City or Town: LOCKPORT — State: NY — Zip Code: 14094
Plate Number: B736XH — State of Reg.: UT — Vehicle Year & Make: 2005 HYUN — Vehicle Type: 4DSD — Ins. Code: 183	Plate Number: EMR2133 — State of Reg.: NY — Vehicle Year & Make: 2008 CHRY — Vehicle Type: SUBN — Ins. Code: 169
Ticket/Arrest Number(s):	Ticket/Arrest Number(s):
Violation Section(s):	Violation Section(s):

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	2				
Box 2 - Most Damage	1				
Enter up to three more damage codes			3		

Vehicle By: AAA
Towed To: AAA

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

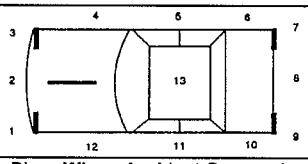
	1	2	3	4	5
Box 1 - Point of Impact	8				
Box 2 - Most Damage	8				
Enter up to three more damage codes			2		

Vehicle By:
Towed To:

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:
County: ERIE ☐ City ☐ Village ☑ Town of AMHERST
Road on which accident occurred: 9350 TRANSIT RD (Route Number or Street Name)
at 1) intersecting street: (Route Number or Street Name)
or 2) 100 feet miles ☐ N ☑ S ☐ E ☐ W of CASEY RD (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

Vehicle 1, 2 and 3 were traveling SB on Transit rd crossing Casey rd intersection. Upon crossing intersection, driver 3 states she was slowing down in traffic near Aldi food store. Vehicle 1 then struck vehicle 2 from behind, which in turn struck vehicle 3. No injuries. Vehicle 1 was towed by AAA.

USE COVER SHEET: N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	67	M	–	–	–			MAGGARD, WOODROW W	
B	1	3	4	1	67	F	–	–	–			MAGGARD, LINDA	
C	2	1	4	1	18	M	–	–	–			TOPOLSKI, MICHAEL A	
D	2	3	4	1	51	F	–	–	–			TOPOLSKI, BARBARA A	
E	3	1	4	1	56	F	–	–	–			SUGG, CHERYL A	
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0116	01451			CANZONERI, B	8/16/2014 22:46
Print Name in Full: B CANZONERI						

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-451823 / RJAM883D7P83

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
8	16	2014	Saturday	15:40	3	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 3

	VEHICLE 3	VEHICLE - Driver
VEHICLE 3- Driver License ID Number	904703321	
State of Lic.	NY	
Driver Name - exactly as printed on license	SUGG, CHERYL A	
Address (Include Number and Street)	6691 OLD BEATTIE RD	
Apt. No.		
City or Town	LOCKPORT	
State	NY	
Zip Code	14094	
Date of Birth Month	3	
Day	29	
Year	1958	
Sex	F	
Unlicensed	☐	
No. of Occupants	01	
Public Property Damaged	☐	
Name - exactly as printed on registration	SUGG, CHERYL A	
Sex	F	
Date of Birth Month	3	
Day	29	
Year	1958	
Address (Include Number and Street)	6691 OLD BEATTIE RD	
Apt. No.		
Haz. Mat. Code	–	
Released	☐	
City or Town	LOCKPORT	
State	NY	
Zip Code	14094	
Plate Number	FZG6430	
State of Reg.	NY	
Vehicle Year & Make	2010 LEXS	
Vehicle Type	SUBN	
Ins. Code	240	
Ticket/Arrest Number(s)		
Violation Section(s)		

☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

VEHICLE 3

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 3 DAMAGE CODES

Box 1 - Point of Impact	1	2	
Box 2 - Most Damage	8	7	
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE DAMAGE CODES

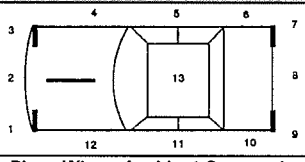
Box 1 - Point of Impact	1	2	
Box 2 - Most Damage			
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

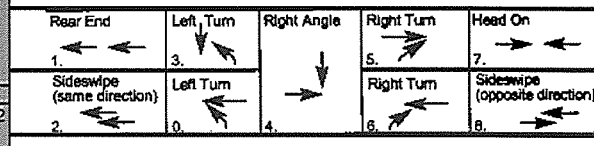
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **17. DEMOLISHED**
15. TRAILER **18. NO DAMAGE**
16. OVERTURNED **19. OTHER**



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☐ Town of

Road on which accident occurred (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) feet miles ☐ N ☐ S ☐ E ☐ W of (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

USE COVER SHEET

N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A													
B													
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0116	01451			CANZONERI, B	8/16/2014 22:46
Print Name in Full: B CANZONERI						

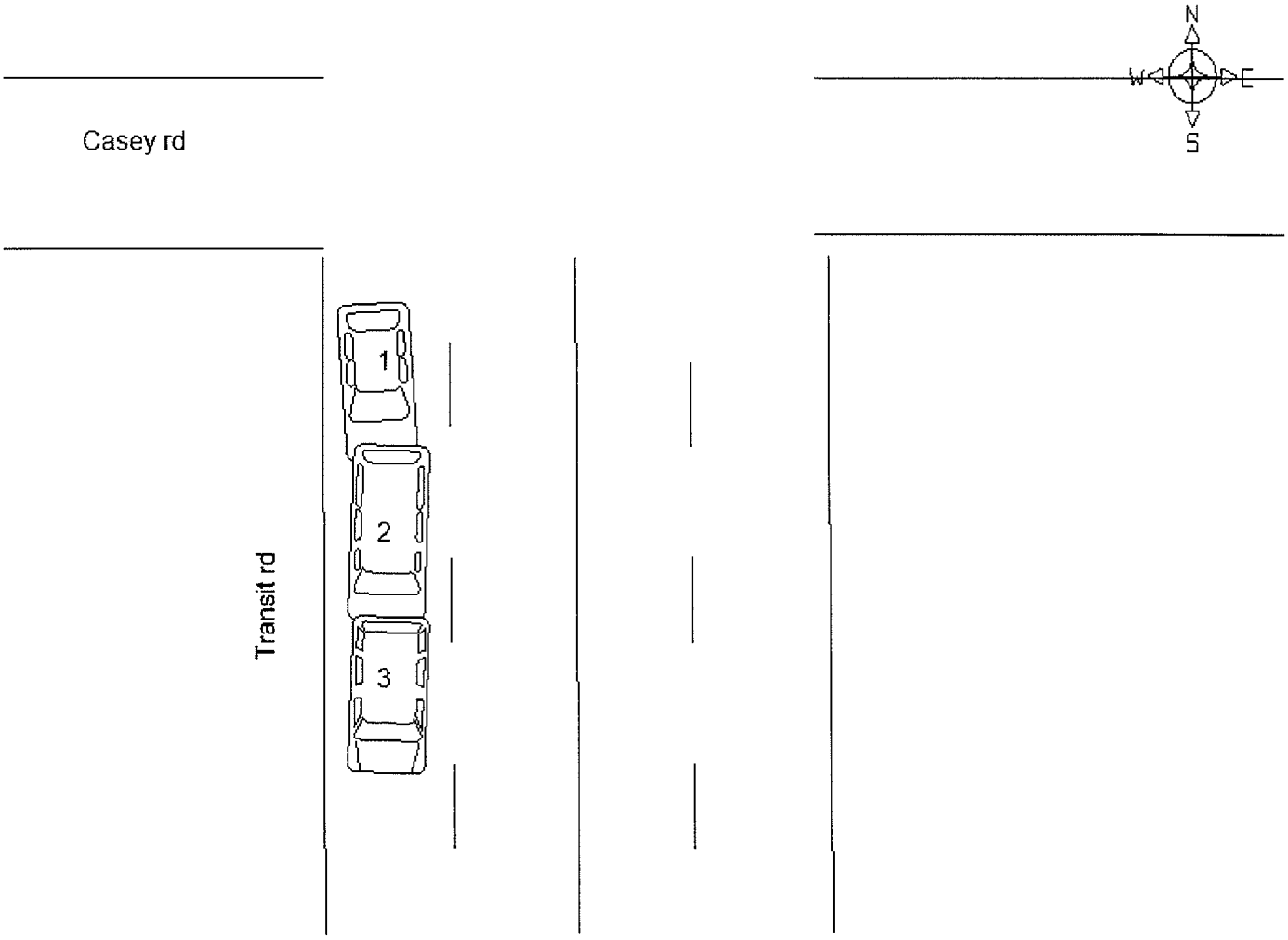
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
14-451823	
RJAM883D7P83	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
8	16	2014	Saturday	15:40	3	0	0	☐ / ☐	☐	☐ Yes ☑ No



AMHERST POLICE
Complaint Information

Complaint# 15-502324 Date Received: 01/11/2015 Source: PHONE

Dispatch Code: 3003 **Description:** HIT & RUN **Call Type:** POLICE

Final Dispatch Code: 3003 **Description:** HIT & RUN

Street: 9300 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: CVS **Call Back:**

Times: **Received:** 18:22:51 **Dispatched:** 18:23:03 **Arrived:** 18:23:05 **Completed:** 18:23:25

Officers: 999 USER,ADMIN

Received By: 657 SECOR,KRISTEN M **Dispatcher:**

Report (follow up): No Action **Notified:**

Action Codes **1.** **2.**
3. **4.**

Associated Persons: CMP - SULLIVAN, ALEXANDER
Phone: (716) 861-2581

01/11/15 18:22:17	657	2010 MAZDA 3 WAS HIT IN THE LOT NYR FAE1290 DAMAGE TO THE BACK RIGHT BUMPER NO INFO ON OTHER VEHICLE
01/11/15 18:22:50	657	INS ENTRY ONLY

Local Codes
15-502843
RJAM883X8D86

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

A #9D

19: 7

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
1	13	2015	Tuesday	20:43	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

20: 69

VEHICLE 1	VEHICLE 2
	☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE 1- Driver License ID Number 571558309 — State of Lic. NY	VEHICLE 2- Driver License ID Number 339494418 — State of Lic. NY
Driver Name - exactly as printed on license FREED, ADAM WILLIAMS	Driver Name - exactly as printed on license DUNNING, ASHLEY E
Address (Include Number and Street) 6249 CREEKHAVEN DR — Apt. No.	Address (Include Number and Street) 5550 THOMPSON RD — Apt. No.
City or Town EAST AMHERST — State NY — Zip Code 140510000	City or Town CLARENCE — State NY — Zip Code 140310000
Date of Birth 9/29/1996 — Sex M — Unlicensed ☐ — No. of Occupants 01 — Public Property Damaged ☐	Date of Birth 12/1/1986 — Sex F — Unlicensed ☐ — No. of Occupants 01 — Public Property Damaged ☐
Name - exactly as printed on registration FREED, JERROLD S — Sex M — Date of Birth 3/24/1955	Name - exactly as printed on registration DUNNING, PATRICK C — Sex M — Date of Birth 7/31/1986
Address (Include Number and Street) 6249 CREEKHAVEN DR — Apt. No. — Haz. Mat. Code – — Released ☐	Address (Include Number and Street) 19 XAVIER RD — Apt. No. — Haz. Mat. Code – — Released ☐
City or Town E AMHERST — State NY — Zip Code 14051	City or Town CLARENCE — State NY — Zip Code 14031
Plate Number ATM9567 — State of Reg. NY — Vehicle Year & Make 2014 VOLK — Vehicle Type 4DSD — Ins. Code 295	Plate Number GHY3711 — State of Reg. NY — Vehicle Year & Make 1999 HOND — Vehicle Type 4DSD — Ins. Code 240
Ticket/Arrest Number(s) AM883X8CVW	Ticket/Arrest Number(s)
Violation Section(s) 1143	Violation Section(s)

21: –

22: –

23: 3

24: 5

25: 1

26: 1

27: 2

28: 1

29:

30:

USE COVER SHEET N

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2
Box 1 - Point of Impact		
Box 2 - Most Damage	19	18
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

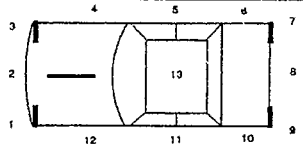
	1	2
Box 1 - Point of Impact	2	2
Box 2 - Most Damage		
Enter up to three more damage codes	3: 2	4: 8	5: 10

Vehicle By: BECKERS
Towed To: BECKERS

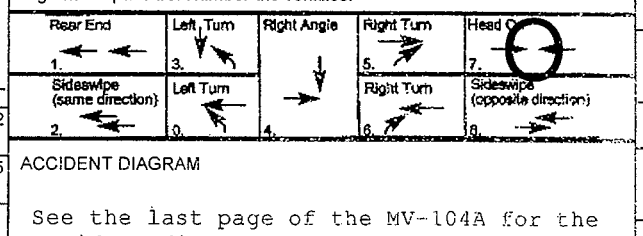
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **17. DEMOLISHED**
15. TRAILER **18. NO DAMAGE**
16. OVERTURNED **19. OTHER**



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of AMHERST
Road on which accident occurred 9320 TRANSIT RD S/B (Route Number or Street Name)
at 1) intersecting street (Route Number or Street Name)
or 2) 100 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY RD (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

V1 WAS ENTERING TRANSIT RD FROM A MIGHTY TACO PARKING LOT. V2 WAS TRAVELING TRANSIT RD S/B IN THE RIGHT LANE. V1 FAILED TO YIELD THE RIGHT OF WAY ENTERING TRANSIT RD IN FRONT OF V2. V2 ATEMPTED TO SWERVE STRIKING THE FRONT OF V2 ON A SNOW BANK. V2 THEN SPUN RESULTING IN THE REAR END OF V2 STRIKING THE SAME SNOW BANK. V2 THEN SPUN ONCE MORE STOPPING IN THE CENTER LANE TRANSIT FACING S/B. V1 AND V2 DID NOT MAKE CONTACT. NO INJURIES WERE REPORTED AT TIME OF REPORT. DRIVER

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	18	M	–	–	–			FREED, ADAM WILLIAM	
B	2	1	4	1	28	F	–	–	–			DUNNING, ASHLEY E	
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN M. Holt	0045	01451	8		HOLT, M	1/13/2015 21:34
Print Name in Full: M HOLT						

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes
15-502843
RJAM883X8D86

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
1	13	2015	Tuesday	20:43	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE		☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
2	VEHICLE - Driver License ID Number / State of Lic	VEHICLE - Driver License ID Number / State of Lic
	Driver Name - exactly as printed on license	Driver Name - exactly as printed on license
	Address (include Number and Street) / Apt. No.	Address (include Number and Street) / Apt. No.
3	City or Town / State / Zip Code	City or Town / State / Zip Code
	Date of Birth Month Day Year / Sex / Unlicensed ☐ / No. of Occupants / Public Property Damaged ☐	Date of Birth Month Day Year / Sex / Unlicensed ☐ / No. of Occupants / Public Property Damaged ☐
4	Name - exactly as printed on registration / Sex / Date of Birth Month Day Year	Name - exactly as printed on registration / Sex / Date of Birth Month Day Year
	Address (include Number and Street) / Apt. No. / Haz. Mat. Code / Released ☐	Address (include Number and Street) / Apt. No. / Haz. Mat. Code / Released ☐
5	City or Town / State / Zip Code	City or Town / State / Zip Code
	Plate Number / State of Reg. / Vehicle Year & Make / Vehicle Type / Ins. Code	Plate Number / State of Reg. / Vehicle Year & Make / Vehicle Type / Ins. Code
	Ticket/Arrest Number(s)	Ticket/Arrest Number(s)
6	Violation Section(s)	Violation Section(s)

7 VEHICLE

Check if involved vehicle is:
- ☐ more than 95 inches wide
- ☐ more than 34 feet long
- ☐ operated with an overweight permit
- ☐ operated with an overdimension permit

VEHICLE DAMAGE CODES

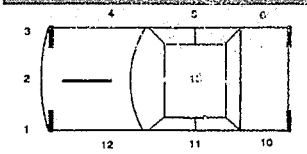
Box 1 - Point of Impact	1		2
Box 2 - Most Damage			
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



VEHICLE

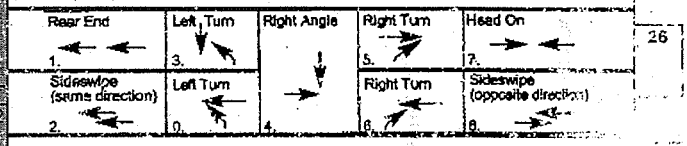
Check if involved vehicle is:
- ☐ more than 95 inches wide
- ☐ more than 34 feet long
- ☐ operated with an overweight permit
- ☐ operated with an overdimension permit

VEHICLE DAMAGE CODES

Box 1 - Point of Impact	1		2
Box 2 - Most Damage			
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

Circle the diagram below that describes the accident, or draw your own diagram in space #9: Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☐ Town of

Road on which accident occurred (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) feet miles ☐ N ☐ S ☐ E ☐ W of (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

OF V1 STATED HIS VIEW WAS OBSTRUCTED BY A LARGE SNOW BANK AT THE EXIT. THIS OFFICER DID OBSERVE THE SNOW BANK TO BE LARGE AND CLOSE TO THE ROAD.

USE COVER SHEET

N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A													
B													
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0045	01451	8		HOLT, M	1/13/2015 21:34
Print Name in Full: M HOLT						

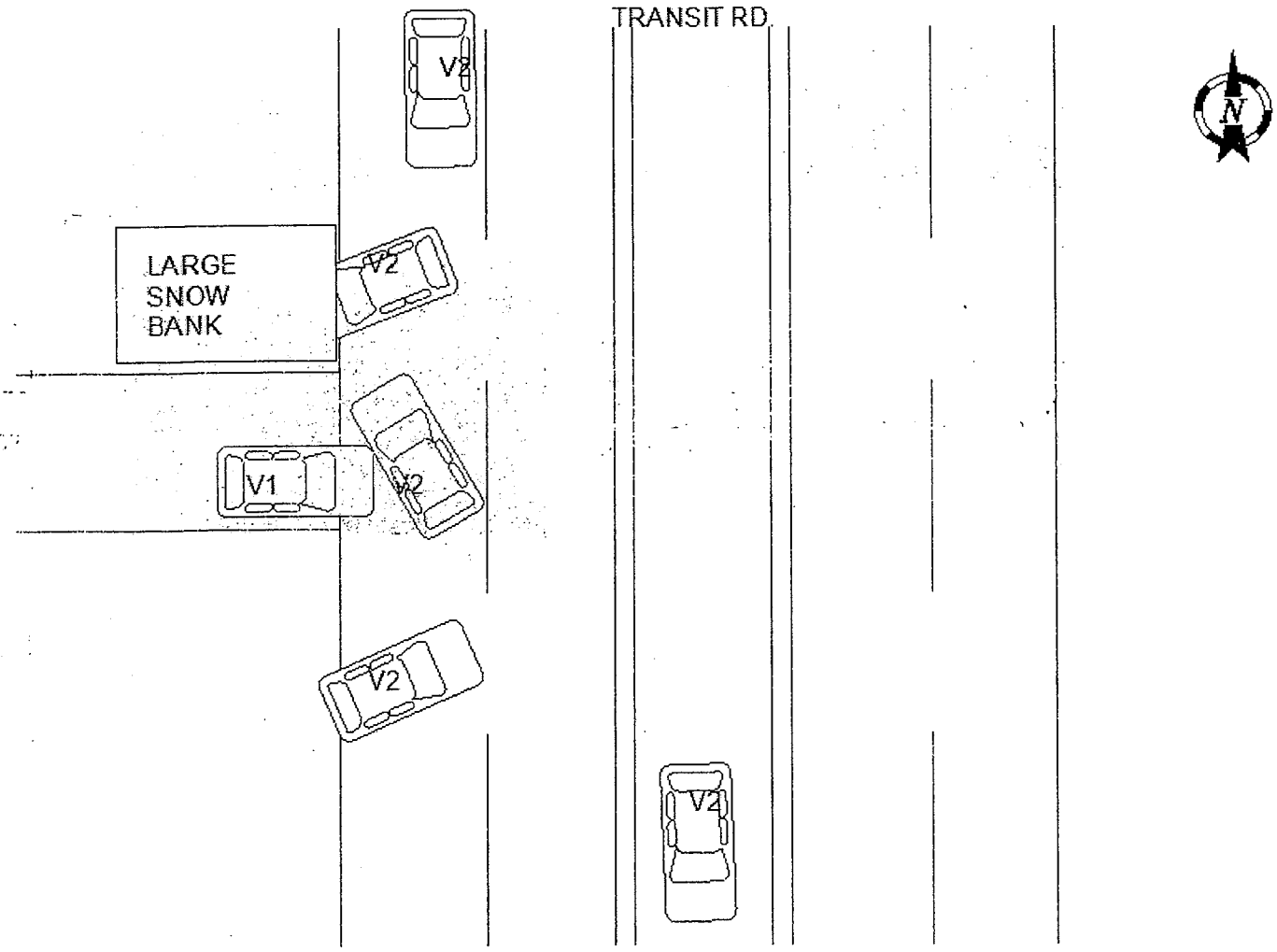
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
15-302843	
RJAM883X8D86	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
1	13	2015	Tuesday	20:43	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

#477

Local Codes: 15-510580

RJAM8841Z9F5

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene	Accident Reconstructed	Left Scene	Police Photos
2	17	2015	Tuesday	12:38	2	0	0	☐	☐	☐	☐ Yes ☑ No

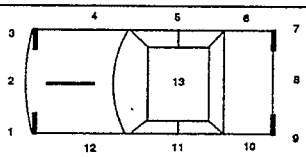
VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number: 335147914 — State of Lic.: NY	VEHICLE 2- Driver License ID Number: 449225498 — State of Lic.: NY
Driver Name - exactly as printed on license: FORSTER, ALBERT M	Driver Name - exactly as printed on license: SCANLON, HAYLEY A
Address (Include Number and Street): 153 HALSTON PKWY — Apt. No.	Address (Include Number and Street): 11 SANDHOLLOW CT — Apt. No.
City or Town: E AMHERST — State: NY — Zip Code: 14051	City or Town: GETZVILLE — State: NY — Zip Code: 14068
Date of Birth: Month 11, Day 6, Year 1951 — Sex: M — Unlicensed: ☐ — No. of Occupants: 01 — Public Property Damaged: ☐	Date of Birth: Month 5, Day 4, Year 1990 — Sex: F — Unlicensed: ☐ — No. of Occupants: 01 — Public Property Damaged: ☐
Name - exactly as printed on registration: NEALS;RADIATOR;SERVICE;IN, — Sex: C — Date of Birth: Month / Day / Year	Name - exactly as printed on registration: SCANLON, HAYLEY A — Sex: F — Date of Birth: Month 5, Day 4, Year 1990
Address (Include Number and Street): 116 GRAND ISLAND BLVD — Apt. No. — Haz. Mat. Code: – — Released: ☐	Address (Include Number and Street): 11 SANDHOLLOW CT — Apt. No. — Haz. Mat. Code: – — Released: ☐
City or Town: TONAWANDA — State: NY — Zip Code: 14150	City or Town: GETZVILLE — State: NY — Zip Code: 14068
Plate Number: 8184622 — State of Reg.: NY — Vehicle Year & Make: 1992 CADI — Vehicle Type: 4DSD — Ins. Code: 122	Plate Number: FZT3470 — State of Reg.: NY — Vehicle Year & Make: 2012 SUZI — Vehicle Type: 4DSD — Ins. Code: 240
Ticket/Arrest Number(s):	Ticket/Arrest Number(s):
Violation Section(s):	Violation Section(s):

VEHICLE 1	VEHICLE 2
Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.	Check if involved vehicle is: ☐ more than 95 inches wide; ☐ more than 34 feet long; ☐ operated with an overweight permit; ☐ operated with an overdimension permit.
VEHICLE 1 DAMAGE CODES: Box 1 - Point of Impact: 8; Box 2 - Most Damage: 8; Enter up to three more damage codes: 3, 4, 5	VEHICLE 2 DAMAGE CODES: Box 1 - Point of Impact: 11; Box 2 - Most Damage: 11; Enter up to three more damage codes: 3, 4, 5
Vehicle By: Towed To:	Vehicle By: Towed To:

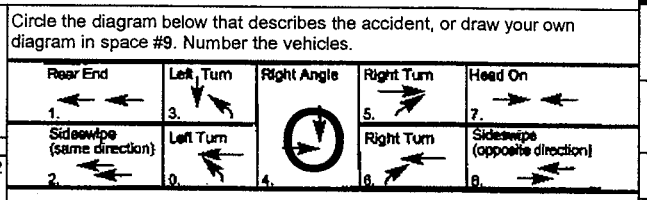
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.

☑ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing:
	Longitude/Easting:

Place Where Accident Occurred:

County: ERIE ☐ City ☐ Village ☑ Town of AMHERST

Road on which accident occurred: 9334 TRANSIT RD (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) 100 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY RD (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

BOTH VEHICLES IN THE PARKING LOT AT TRANSIT AND CASE NEAR CAMPOBELLO'S. DRIVER 2 STATES SHE WAS STOPPED WHILE MAKING A TURN IN THE PARKING LOT. DRIVER 2 STATES VEHICLE 1 BACKED FROM A PARKING SPACE AND COLLIDED WITH THE DRIVERS SIDE OF HER VEHICLE. DRIVER 1 STATES HE WAS BACKING OUT OF A PARKING SPACE AND DID NOT SEE VEHICLE 2 BEHIND HIM. DRIVER 1 STATES HE COLLIDED WITH VEHICLE 2.

USE COVER SHEET: N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	63	M	–	–	–			FORSTER, ALBERT M	
B	2	1	4	1	24	F	–	–	–			SCANLON, HAYLEY A	
C													
D													
E													
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN	0126	01451	8	1	SHAVER, S	2/17/2015 13:14
Print Name in Full: S SHAVER						

AMHERST POLICE
Complaint Information

Complaint# 15-519544 Date Received: 03/31/2015 Source: PHONE

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9328 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: **Call Back:**

Times: **Received:** 16:46:27 **Dispatched:** 16:49:30 **Arrived:** 16:57:46 **Completed:** 16:58:03

Officers: 055 AWALD,DAVID C

Received By: 642 SECOR,MICHELE M **Dispatcher:** 616 GOULD,CARYN S

Report (follow up): Radio Sheet **Notified:**

Action Codes **1.** **2.**
3. **4.**

Associated Persons: CMP - BATT, PAT
Phone: (716) 870-3740 C

03/31/15 16:45:43	642	MADE UP ADDRESS CMP STATES OCCURRED SOUTHBOUND TRANSIT SOUTH OF CASEY - VEHS PULLED INTO A PKG LOT OPPOSITE RUSSELL'S 2 VEHS INCLUDING TAN CHEV TAHOE ADVISED TO START INFO EXCHANGE
03/31/15 16:57:59	636	STATE POLICE ON LOCATION

CIVILIAN ACCIDENT INFORMATION EXCHANGE FORM

#124

NY State Law requires that any accident resulting in a fatality, injury or damage to property of any person (including damage to your vehicle) or entity over $1000 be reported by YOU to the Department of Motor Vehicles (DMV) within 10 days after an accident. Failure to report an accident or failure to give correct information is a misdemeanor and may result in the suspension/revocation of your driver's license (or operating priviledge in NYS) and all vehicle certifications or registrations.

Report your Accident to DMV on DMV form MV-104 (Report of Motor Vehicle Accident). Police Accident Reports (DMV form MV-104A) DO NOT satisfy YOUR civilian reporting requirement.

Report #	Local Codes	Date	Time	# of Veh.	Town, City	Road Name
DEXAPU14QKRJL	15-553027	08/28/2015	16:00	2	AMHERST, TOWN OF - 1	9300 TRANSIT ROAD

Police Agency	Officer's Name/Badge ID#		
AMHERST TOWN PD - 01451	SEIER	T	0033

VEHICLE # 001

Driver's Name - Last	First	Middle	Suffix	Date of Birth	Address
PATTON	RONALD	G		07/29/1941	89 MENDOTA DR

City/State/Zip		Motorist I.D. #	Vehicle Year	Make	License Plate # and	State
ROCHESTER	NY	998139408	2014	DODG	APN6290	NY

Type	Insurance Co. Code and Name	Vehicle Owner	First	Middle	Suffix
VAN	240 - NY CENT MUT FIRE INS CO	RAPPOLD	MARJORY	D	

Vehicle Towed By	Vehicle Towed To

Miscellaneous Notes

PHONE NUMBER FOR REG OWNER, 912-2172. NO REPORTABLE DAMAGE.

VEHICLE # 002

Driver's Name - Last	First	Middle	Suffix	Date of Birth	Address

City/State/Zip		Motorist I.D. #	Vehicle Year	Make	License Plate # and	State
OT			2003	CHEV	LINSTOY	NY

Type	Insurance Co. Code and Name	Vehicle Owner	First	Middle	Suffix
2DSD	767	STEINHORN	LINDA	E	

Vehicle Towed By	Vehicle Towed To

Miscellaneous Notes

PHONE NUMBER REG OWNER, 634-6330. INSURANCE LISTED AS CSAA GENERAL. DAMAGE TO FRONT END AS SCUFF/SCRAPE. INCIDENT - TOOK PLACE IN PARKING LOT OF CVS PHARMACY. OPER VEH 1 BACKING OUT OF PARKING SPACE AND DID COLLIDE WITH PARKED VEH 2.

WITNESS				
	Name - Last	First	Middle	Suffix
	Address			
	City	State	Zip Code	
	Home Phone	Work Phone		

To obtain a blank civilian Accident Report (Form MV-104),
visit the DMV office nearest you
or
access forms online at www.nysdmv.com.

AMHERST POLICE
Complaint Information

Complaint# 15-560135 Date Received: 09/29/2015 Source: PHONE

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9362 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: MIGHTY TACO CORPORATE OFFICE **Call Back:**

Times: **Received:** 15:26:08 **Dispatched:** 15:46:16 **Arrived:** 16:14:21 **Completed:** 16:31:58

Officers: 051 MARIA,KEVIN P

Received By: 642 SECOR,MICHELE M **Dispatcher:** 657 SECOR,KRISTEN M

Report (follow up): Radio Sheet **Notified:**

Action Codes **1.** **2.** **3.** **4.**

Associated Persons: CMP - WINZENRIED, JAYJAY S. DOB: 3/3/1990
8270 ROLL RD EAST AMHERST Phone: (716) 857-0478 C

09/29/15 15:25:24	642	TO REAR OF PLAZA 2012 SUBARU STRUCK BY CONSTRUCTION VEHICLE
09/29/15 16:22:59	051	COMPLAINANT VEHICLE FTS5576 PARKED IN REAR LOT FACING WEST
09/29/15 16:26:29	051	DAMAGE TO LEFT REAR FENDER OVER WHEEL WELL 26.5" - 29" FROM GROUND
		ADMAR CONSTRUCTION LIFT STRUCK VEHICLE. OPERATED BY CLARENCE WALL AND CEILING INC - AL NEMMER SR 759-2944
09/29/15 16:29:57	051	CLARENCE WALL AND CEILING NOTIFIED COMPLAINANT OF DAMAGE.

CIVILIAN ACCIDENT INFORMATION EXCHANGE FORM

#171

NY State Law requires that any accident resulting in a fatality, injury or damage to property of any person (including damage to your vehicle) or entity over $1000 be reported by YOU to the Department of Motor Vehicles (DMV) within 10 days after an accident. Failure to report an accident or failure to give correct information is a misdemeanor and may result in the suspension/revocation of your driver's license (or operating priviledge in NYS) and all vehicle certifications or registrations.

Report your Accident to DMV on DMV form MV-104 (Report of Motor Vehicle Accident). Police Accident Reports (DMV form MV-104A) DO NOT satisfy YOUR civilian reporting requirement.

Report #	Local Codes	Date	Time	# of Veh.	Town, City	Road Name
DEXAM1951QHGB	15-571869	11/23/2015	15:38	2	AMHERST, TOWN OF - 1	9300 TRANSIT RD

Police Agency	Officer's Name/Badge ID#
AMHERST TOWN PD - 01451	SEIER T 0033

VEHICLE # 001

Driver's Name - Last	First	Middle	Suffix	Date of Birth	Address
FISHER	LESLIE	T		05/06/1938	9838 CHESTNUT RDG RD

City/State/Zip	Motorist I.D. #	Vehicle Year	Make	License Plate # and	State
MIDDLEPORT NY	515346718	2010	CHEV	BWV1772	NY

Type	Insurance Co. Code and Name	Vehicle Owner	First	Middle	Suffix
4DSD	460 - UTICA NATIONAL INS CO TX	FISHER	LESLIE	T	

Vehicle Towed By	Vehicle Towed To

Miscellaneous Notes

PHONE NUMBER, 716-735-9250. SMALL SCUFF NOTED DRIVER SIDE FRONT.

VEHICLE # 002

Driver's Name - Last	First	Middle	Suffix	Date of Birth	Address

City/State/Zip	Motorist I.D. #	Vehicle Year	Make	License Plate # and	State
OT		2015	MITS	BZL8558	NY

Type	Insurance Co. Code and Name	Vehicle Owner	First	Middle	Suffix
SUBN	769	RICHAU	KATHLEEN		

Vehicle Towed By	Vehicle Towed To

Miscellaneous Notes

INSURANCE - TRAVELERS. PHONE NUMBER, 716-628-4813. INCIDENT - VEHICLES IN PARKING LOT OF CVS. OPERATOR OF VEHICLE 1 WAS PULLING INTO A PARKING SPACE WHEN OWNER OF VEHICLE 2 OPENED HER DRIVER DOOR AND IT WAS STRUCK BY VEHICLE 1. NO DAMAGE VISIBLE TO DOOR OF VEHICLE 2.

WITNESS	Name - Last	First	Middle	Suffix
	Address			
	City	State	Zip Code	
	Home Phone	Work Phone		

To obtain a blank civilian Accident Report (Form MV-104),
visit the DMV office nearest you
or
access forms online at www.nysdmv.com.

AMHERST POLICE
Complaint Information

Complaint# 15-574044 Date Received: 12/04/2015 Source: PHONE

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9360 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: MIGHTY TACO **Call Back:**

Times: **Received:** 14:53:35 **Dispatched:** 15:42:51 **Arrived:** 15:54:10 **Completed:** 16:01:43

Officers: 999 USER,ADMIN

Received By: 660 HARRISHBURG,JAY **Dispatcher:** 636 VANDUSEN,DAVID

Report (follow up): Radio Sheet **Notified:**

Action Codes **1.** **2.**
3. **4.**

Associated Persons:

12/04/15 14:53:35	660	BOTH CARS ARE NOW AT NORTH FRENCH AND DODGE IN LOT 7-11 GRAY CHEVY CRUZ AND BLUE IMPALA ELDERLY FEMALE DRIVER WAS UNAWARE SHE HIT CMP CAR ON TRANSIT ADVISED TO START INFO EXCHANGE CMP/CASSI GENTZ 994-4949
12/04/15 16:00:03	094	NY REG CHE6954 PULLED OUT OF A PARKING LOT AND HIT NY REG FBJ3473. DRIVERS EXCHANGED INFORMATION PRIOR TO PATROLS ARRIVAL

AMHERST POLICE
Complaint Information

Complaint# 15-576540 Date Received: 12/16/2015 Source: PHONE

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9350 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: JONNY C'S NY DELI & CATERING **Call Back:**

Times: **Received:** 14:00:59 **Dispatched:** 14:02:11 **Arrived:** 14:16:39 **Completed:** 14:38:27

Officers: 123 WANAT,LAWRENCE J

Received By: 607 SPOTH,GARY A **Dispatcher:** 660 HARRISHBURG,JAY

Report (follow up): Info Exchange **Notified:**

Action Codes **1.** **2.** **3.** **4.**

Associated Persons:

12/16/15 14:00:53 607 IN LOT EQUOINX BLK CHRYLSER 300 GREY

12/16/15 14:36:04 123 DMV information for plate request: BLN2822
Name: MORAN,MARIETTA, E DOB: 04/15/1942 Sex: F
Address: 96 RONDELAY DR CHEEKTOWAGA, NY 14227
Plate: BLN2822 VIN: 2GNFLDE35D6138925
Vehicle: 2013 CHEV BLK LL
License No: M15658 94189 672836-42 Status: VALID Expires: 2016

12/16/15 14:36:17 123 DMV information for driver request: 685796097
Name: KRUPA,PAUL,J DOB: 10/01/1976 Sex: M
Address: 190 WESTWOOD RD LANCASTER NY 14086
License No: K18795 74274 766328-76000 Status: VALID Class: *D*
Expires: 2019-10-01

12/16/15 14:36:30 123 DMV information for plate request: APV1306
Name: KRUPA,CARLETTA, M DOB: 02/29/1952 Sex: F
Address: 190 WESTWOOD RD LANCASTER, NY 14086
Plate: APV1306 VIN: 1C3CCBAG7DN766087
Vehicle: 2013 CHRY GRY 4D
License No: K18795 71718 571850-52 Status: VALID Expires: 2017

12/16/15 14:36:47 123 INFO EXCHANGE COMPLETED

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 14-421687 / RJAM882X1VRV

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
4	5	2014	Saturday	13:51	2	1	0			

VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number: B8111703 — State of Lic.: CA	VEHICLE 2- Driver License ID Number: 631264895 — State of Lic.: NY
Driver Name - exactly as printed on license: MULLEN, RENEE S	Driver Name - exactly as printed on license: LOWELL, TINA MARIE
Address (Include Number and Street): 2655 W 235TH ST APT C — Apt. No.	Address (Include Number and Street): 171 NOKOMIS PKWY — Apt. No.
City or Town: TORRANCE — State: CA — Zip Code: 905050000	City or Town: CHEEKTOWAGA — State: NY — Zip Code: 14225
Date of Birth: 3/6/1978 — Sex: F — Unlicensed ☐ — No. of Occupants: 03 — Public Property Damaged ☐	Date of Birth: 3/2/1968 — Sex: F — Unlicensed ☐ — No. of Occupants: 02 — Public Property Damaged ☐
Name - exactly as printed on registration: MULLEN, RENEE S — Sex: F — Date of Birth: 3/6/1978	Name - exactly as printed on registration: LOWELL, TINA M — Sex: F — Date of Birth: 3/2/1968
Address (Include Number and Street): 2655 W 235TH ST APT C — Apt. No. — Haz. Mat. Code: – — Released ☐	Address (Include Number and Street): 171 NOKOMIS PKWY — Apt. No. — Haz. Mat. Code: – — Released ☐
City or Town: TORRANCE — State: CA — Zip Code: 90505-0000	City or Town: CHEEKTOWAGA — State: NY — Zip Code: 14225
Plate Number: 8U87842 — State of Reg.: CA — Vehicle Year & Make: 2006 FORD — Vehicle Type: 4DSD — Ins. Code: 479	Plate Number: CGT2023 — State of Reg.: NY — Vehicle Year & Make: 2007 MERC — Vehicle Type: SUBN — Ins. Code: 220
Ticket/Arrest Number(s): AM882X1VJW	Ticket/Arrest Number(s):
Violation Section(s): 1162	Violation Section(s):

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES: Box 1 - Point of Impact: 2 (1) — Box 2 - Most Damage: 18 (2) — Enter up to three more damage codes: 3 4 5

Vehicle By: Towed To:

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

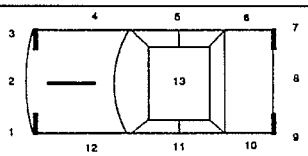
VEHICLE 2 DAMAGE CODES: Box 1 - Point of Impact: 8 (1) — Box 2 - Most Damage: 18 (2) — Enter up to three more damage codes: 3 4 5

Vehicle By: Towed To:

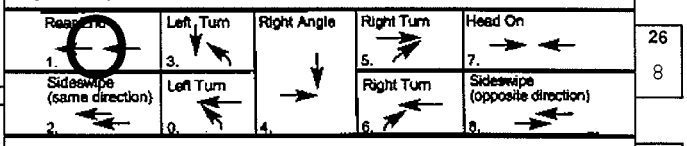
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE **15. TRAILER** **16. OVERTURNED** **17. DEMOLISHED** **18. NO DAMAGE** **19. OTHER**



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☐ Yes ☑ No

Reference Marker	Coordinates (if available)
7 8	Latitude/Northing: 4770120
5 3 0 2	Longitude/Easting: 198766
1 2 9 2	

Place Where Accident Occurred:

County: ERIE ☐ City ☐ Village ☑ Town of AMHERST

Road on which accident occurred: TRANSIT RD (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) 383 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY ROAD (CR-295) (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

Vehicle #1 was traveling south on Transit Rd. in the right (curb) lane. Vehicle #2 was stopped southbound on Transit Rd. in the right (curb) lane. Vehicle #1 began moving from a stopped position behind vehicle #2 and collided with the rear of vehicle #2.

USE COVER SHEET **N**

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A	1	1	4	1	36	F	–	–	–			MULLEN, RENEE S	
B	1	5	5	1	3	F	–	–	–			MULLEN, SAMANTHA	
C	1	4	4	1	6	F	–	–	–			MULLEN, REAGAN	
D	2	1	4	1	46	F	–	–	–			LOWELL, TINA MARIE	
E	2	3	4	1	13	F	09	12	6	11116et	1423	LOWELL, TIFFANY	
F													

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
PATROLMAN (signature)	0018	01451	8	1	CAITO, R	4/5/2014 14:39
Print Name in Full: R CAITO						

AMHERST POLICE
Complaint Information

Complaint# 14-432502 Date Received: 05/24/2014 Source: PHONE

Dispatch Code: 4901 **Description:** PDO ACCIDENT **Call Type:** POLICE

Final Dispatch Code: 4901 **Description:** PDO ACCIDENT

Street: 9328 TRANSIT RD **Tract:** 02 **Street Code:** 5814

Cross Street: **Municipality:** AMHERST

Business: M & T BANK **Call Back:**

Times: **Received:** 13:36:23 **Dispatched:** 13:38:11 **Arrived:** 13:43:41 **Completed:** 13:50:00

Officers: 086 WALKER,EDGAR A

Received By: 617 MILLER,ALISSA **Dispatcher:** 625 BURGHARDT,DONNA

Report (follow up): Radio Sheet **Notified:**

Action Codes **1.** **2.**
3. **4.**

Associated Persons:

05/24/14 13:36:22	617	TRANSIT AND CASEY	PER ECSO
05/24/14 13:44:28	617	CAR IS LEAKING GAS THE ROAD	TROOPER GETTING THEM OFF TO THE SIDE OF
05/24/14 13:49:29	625	NOTHING SHOWING	

BARCLAY DAMON LLP

Elizabeth A. Holmes
Associate

May 17, 2016

Planning Department
ATTN: Mr. James B. Callahan
One Town Place
Clarence, NY 14031

RE: Old Post Road (6429 Transit Road)

Dear Mr. Callahan:

Enclosed please find Accident Reports received from the New York State Police pursuant to Article 6 of the Public Officers Law (Freedom of Information Law). Notably, the NYSP investigated seven (7) accidents in a two-year time frame that occurred within a 200 foot radius of 6429 Transit Road. Please note that the first two (2) accident reports involve vehicles either entering or exiting the Transit Road access point for Wolter's Plaza. The following two (2) reports involve accidents in the parking lot of 6429 Transit Road, the likelihood of which could arguably be minimized with a second point of ingress/egress. The remaining reports do not contain information sufficient to ascertain whether any of the vehicles involved were travelling to or from Wolter's Plaza.

As this completes the information requested by the Planning Board for coordinated review, kindly consider this correspondence as a request to place the matter back on the agenda for the next Planning Board Meeting.

Very truly yours,

Elizabeth A. Holmes

EAH

Enclosure

cc: Mr. Joseph Basil

RECEIVED
MAY 26 2016
ZONING OFFICE

9276 Main Street – Suite 3B – Clarence, New York 14031 barclaydamon.com
eholmes@barclaydamon.com Direct: 716.858.3878 Fax: 716.768.2878

NEW YORK STATE | State Police

ANDREW M. CUOMO
Governor

JOSEPH A. D'AMICO
Superintendent

March 24, 2016

Elizabeth A. Holmes, Esq.
Barclay Damon, LLP
9276 Main Street, Suite 3
Clarence, New York 14221

Dear Ms. Holmes:

Reference is made to your original e-mail correspondence received at this office on January 19, 2016, requesting on behalf of your client, Joseph Basil, copies of reports pertaining to accidents that occurred in front of and within a 200 foot radius from 6429 Transit Road (Wolters Plaza) in Clarence, New York, from January 15, 2014 to January 15, 2016, pursuant to the requirements of Article 6 of the Public Officers Law (Freedom of Information Law).

In accordance with your request and having received your check (#1095357) in the amount of $105.00 on March 23, 2016, I have enclosed copies of seven (7) Accident Reports located concerning the above. Please be advised that redactions have been made to prevent an unwarranted invasion of the personal privacy of those concerned *(Public Officers Law § 87(2)(b))*. Any appeals must be made in writing and mailed to the Records Appeal Officer, Administration, at the address listed below.

Sincerely,

Debra L. Benziger

T/Lieutenant Debra L. Benziger
Records Access Officer
Central Records Bureau

DLB/cmf
16-0162

RECEIVED
MAY 26 2016
ZONING OFFICE

Local Codes
6052539
SP2A343WHQFK

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene	Left Scene	Police Photos
1	6	2015	Tuesday	18:10	2	0	0	☐ Accident Reconstructed	☐	☐ Yes ☑ No

VEHICLE 1	VEHICLE 2
	☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE 1- Driver License ID Number [redacted] State of Lic. NY	VEHICLE 2- Driver License ID Number [redacted] State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license [redacted]
Address (Include Number and Street) [redacted] Apt. No.	Address (Include Number and Street) [redacted] Apt. No.
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐	Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐
Name - exactly as printed on registration [redacted] Sex M Date of Birth [redacted]	Name - exactly as printed on registration [redacted] Sex F Date of Birth [redacted]
Address (Include Number and Street) [redacted] Apt. No. Haz Mat Code – Released ☐	Address (Include Number and Street) [redacted] Apt. No. Haz Mat Code – Released ☐
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2000 CHEV Vehicle Type PICK Ins. Code 148	Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2012 HOND Vehicle Type 4DSD Ins. Code 295
Ticket/Arrest Number(s)	Ticket/Arrest Number(s)
Violation Section(s)	Violation Section(s)

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	9	9			
Box 2 - Most Damage					
Enter up to three more damage codes			8	9	10

Vehicle By:
Towed To:

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

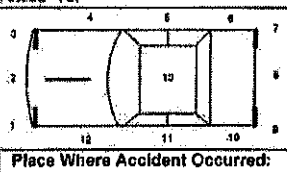
	1	2	3	4	5
Box 1 - Point of Impact	12	12			
Box 2 - Most Damage					
Enter up to three more damage codes			1	12	11

Vehicle By:
Towed To:

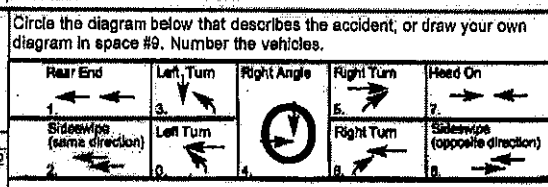
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☑ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8	Latitude/Northing 4770050
5 3 0 2	Longitude/Easting 198768
1 2 9 1	

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of CLARENCE
Road on which accident occurred TRANSIT RD (Route Number or Street Name)
at 1) intersecting street (Route Number or Street Name)
or 2) 25 feet miles ☑ N ☐ S ☐ E ☐ W of CASEY RD (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes
Vehicle #1 entered Transit Road SB from private drive, when Vehicle #2 with green arrow entered Transit Road NB from Casey Road EB and due to inattention on both operators, Veh #2 front driver's side quarter panel struck Veh #1 rear driver's side quarter panel.

USE LOWER SHEET N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	4	1	52	F	–	–	–			[redacted]	
B	2	1	4	1	57	F	–	–	–				
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR KJS	3000	11411	A2	13	STREETY, KEVIN	1/9/2015 13:40
Print Name in Full: KEVIN J STURMER						

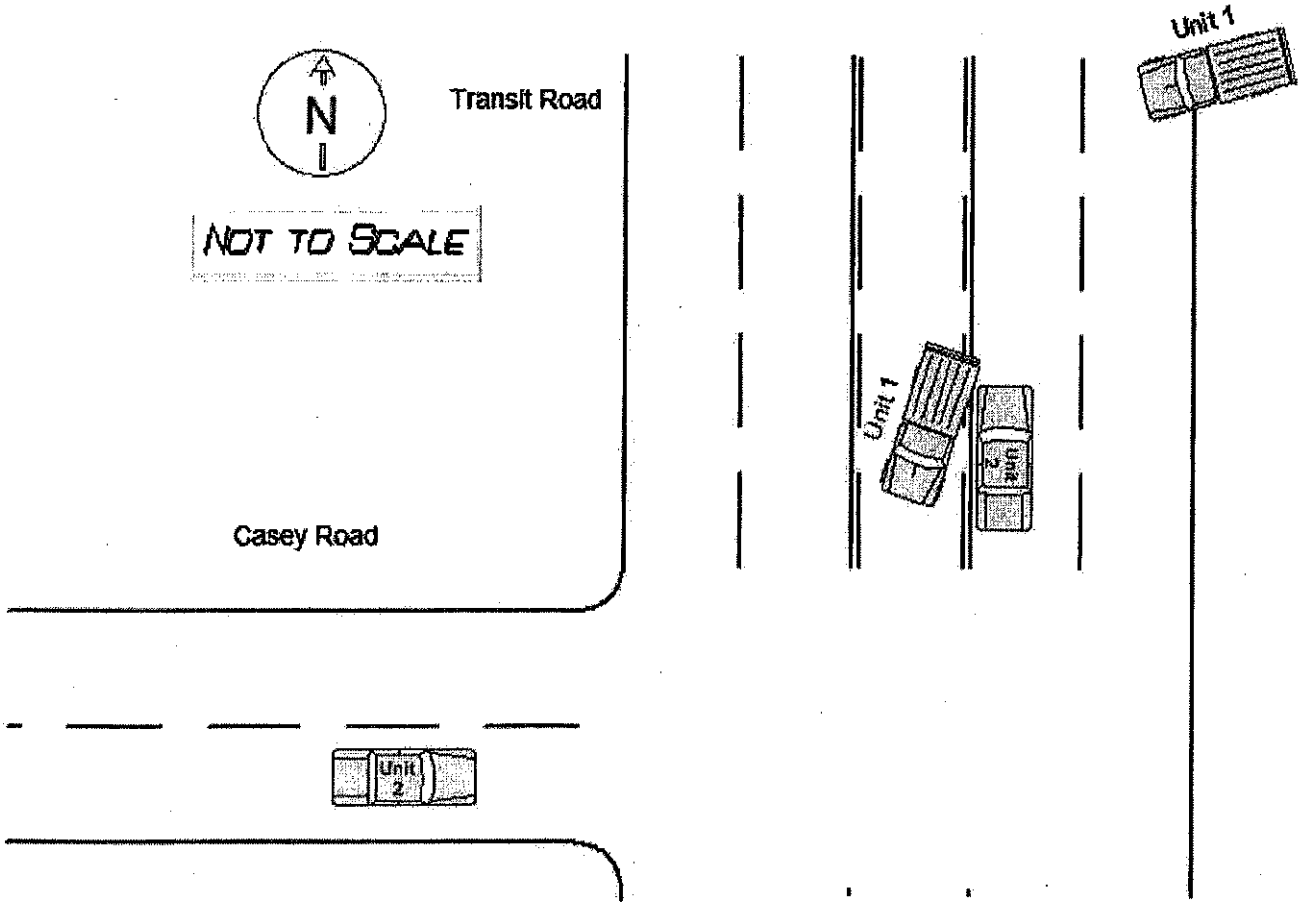
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
6052539	
SP2A343WHQFK	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
1	6	2015	Tuesday	18:10	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 5520522 / SP2A152QQ4RN

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene ☐ / Accident Reconstructed ☐	Left Scene ☐	Police Photos ☐ Yes ☑ No
2	14	2014	Friday	16:13	2	0	0			

VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number [redacted] State of Lic. NY	VEHICLE 2- Driver License ID Number [redacted] State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license [redacted]
Address (Include Number and Street) [redacted] Apt. No.	Address (Include Number and Street) [redacted] Apt. No.
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐	Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐
Name - exactly as printed on registration [redacted] Sex M Date of Birth [redacted]	Name - exactly as printed on registration [redacted] Sex Date of Birth [redacted]
Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐	Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2009 CADI Vehicle Type 4DSD Ins. Code 678	Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2004 CHEV Vehicle Type 4DSD Ins. Code 240
Ticket/Arrest Number(s)	Ticket/Arrest Number(s) [redacted]
Violation Section(s)	Violation Section(s) 1143

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	1				
Box 2 - Most Damage	1				
Enter up to three more damage codes			12		

Vehicle By: BECKERS
Towed To: BECKERS

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

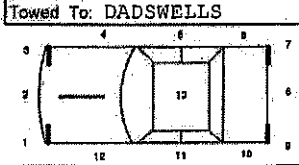
	1	2	3	4	5
Box 1 - Point of Impact	2				
Box 2 - Most Damage	2				
Enter up to three more damage codes			3	1	

Vehicle By: DADSWELLS
Towed To: DADSWELLS

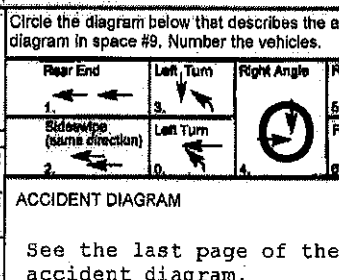
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8 / 5 3 0 2 / 1 2 9 1	Latitude/Northing 4770001 / Longitude/Easting 198772

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of CLARENCE
Road on which accident occurred TRANSIT RD (Route Number or Street Name)
at 1) Intersecting street OLD POST RD W (Route Number or Street Name)
or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

2 CAR PDAA TRANSIT AND CASEY T/CLARENCE VEHICLE #1 NORTHBOUND TRANSIT RD WHEN VEHICLE #2 EASTBOUND ATTEMPTING TO TURN INTO PRIVATE DRIVE AT 6429 TRANSIT STRIKES VEHICLE #1 IN THE ROADWAY. VEHICLE #1 CONTINUES OFF EASTERN SHOULDER OF TRANSIT RD AND CAME TO A STOP IN SNOW EMBANKMENT TOWS - VEH #1 TO/BY BECKERS TOWING VEH #2 TO/BY DADSWELLS ARRESTS - OPERATOR OF VEHICLE #2 - 1143 NO INJURIES OR PHOTOS CLOSED WITNESS

USE COVER SHEET N

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	4	1	53	F	–	–	–			[redacted]	
B	2	1	4	1	41	F	–	–	–				
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR / Print Name in Full: THOMAS M LAWNICZAK	337	11402	A2	11	STREETY, KEVIN	2/15/2014 13:50

Local Codes
5520522
SP2A152QQ4RN

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
2	14	2014	Friday	16:13	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE	☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE - Driver License ID Number / State of Lic.	
Driver Name - exactly as printed on license	
Address (Include Number and Street) / Apt. No.	
City or Town / State / Zip Code	
Date of Birth Month Day Year / Sex / Unlicensed / No. of Occupants / Public Property Damaged	
Name - exactly as printed on registration / Sex / Date of Birth Month Day Year	
Address (Include Number and Street) / Apt. No. / Tax Map Code / Released	
City or Town / State / Zip Code	
Plate Number / State of Reg. / Vehicle Year & Make / Vehicle Type / Ins. Code	
Ticket/Arrest Number(s)	
Violation Section(s)	

VEHICLE — Check if involved vehicle is:
- ☐ more than 95 inches wide
- ☐ more than 34 feet long
- ☐ operated with an overweight permit
- ☐ operated with an overdimension permit

VEHICLE DAMAGE CODES			
Box 1 - Point of Impact			2
Box 2 - Most Damage			
Enter up to three more damage codes	3	4	5
Vehicle By			
Towed To			

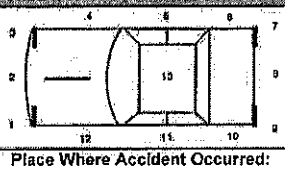
VEHICLE — Check if involved vehicle is:
- ☐ more than 95 inches wide
- ☐ more than 34 feet long
- ☐ operated with an overweight permit
- ☐ operated with an overdimension permit

VEHICLE DAMAGE CODES			
Box 1 - Point of Impact			2
Box 2 - Most Damage			
Enter up to three more damage codes	3	4	5
Vehicle By			
Towed To			

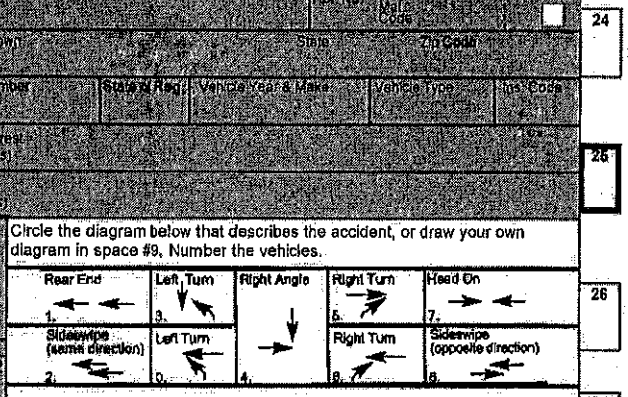
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☐ Town of

Road on which accident occurred (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) feet miles ☐ N ☐ S ☐ E ☐ W of (Milepost, Nearest Intersecting Route Number or Street Name)

Accident Description/Officer's notes

#1 [redacted]

USE OVER SHEET N

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all involved	Date of Death Only
A													
B													
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR					STREETY, KEVIN	2/15/2014 13:50
Print Name in Full: THOMAS M LAWNICZAK	337	11402	A2	11		

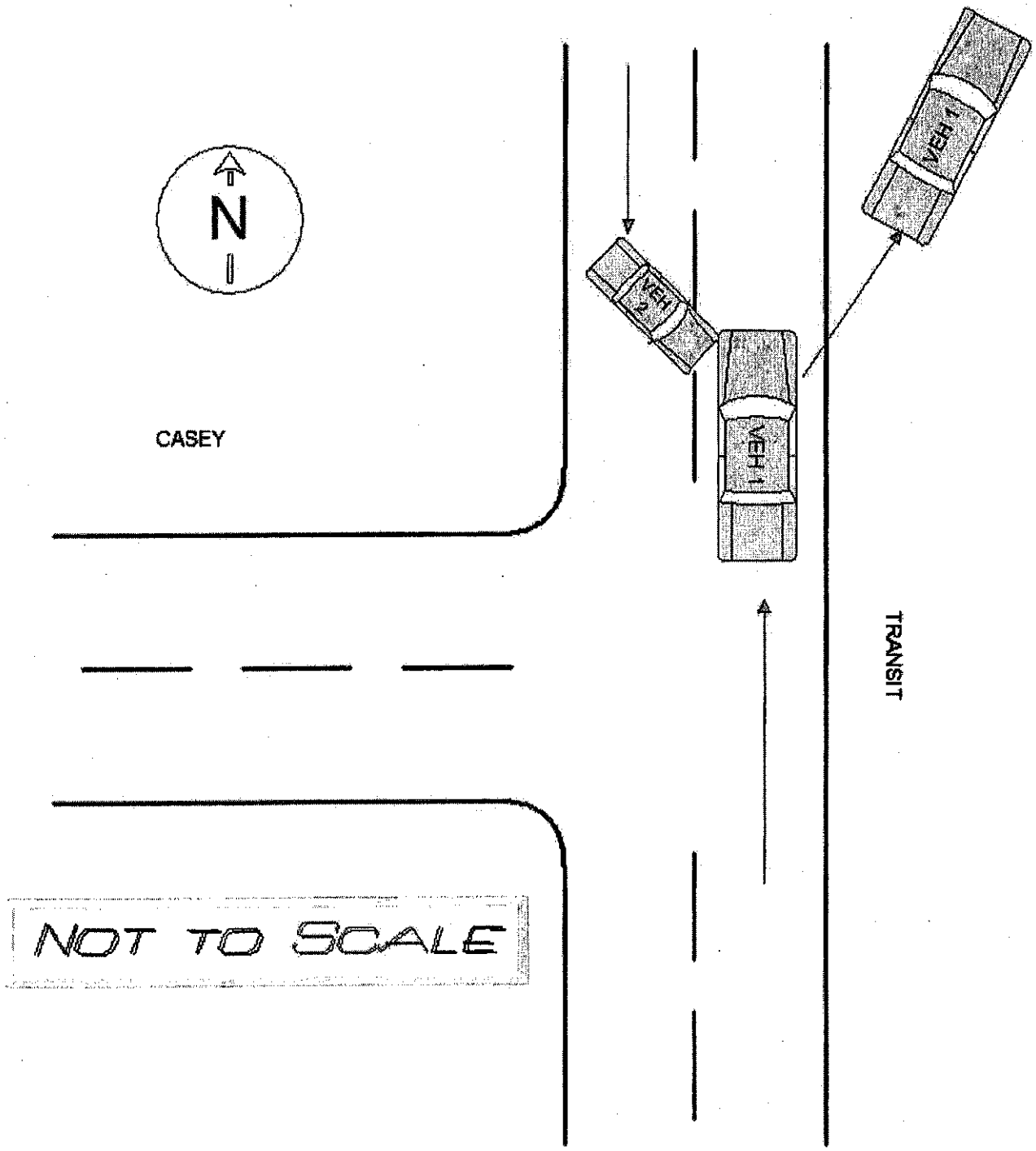
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
5520522	
SP2A152QQ4RN	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
2	14	2014	Friday	16:13	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 6230919 / SP2A1949418H

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
4	25	2015	Saturday	14:50	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 1	VEHICLE 2
	☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE 1- Driver License ID Number [redacted] State of Lic. NY	VEHICLE 2- Driver License ID Number State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license PARKED,
Address (Include Number and Street) [redacted] Apt. No.	Address (Include Number and Street) Apt. No.
City or Town [redacted] State [redacted] Zip Code	City or Town State NY Zip Code
Date of Birth Month Day Year [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐	Date of Birth Month Day Year Sex Unlicensed ☐ No. of Occupants 00 Public Property Damaged ☐
Name - exactly as printed on registration [redacted] Sex F Date of Birth Month Day Year [redacted]	Name - exactly as printed on registration [redacted] Sex Date of Birth Month Day Year [redacted]
Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐	Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2009 SUBA Vehicle Type SUBN Ins. Code 328	Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2015 HOND Vehicle Type 4DSD Ins. Code 182
Ticket/Arrest Number(s) [redacted]	Ticket/Arrest Number(s)
Violation Section(s) 1211A	Violation Section(s)

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2
Box 1 - Point of Impact	8	
Box 2 - Most Damage	8	18
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

	1	2
Box 1 - Point of Impact	8	
Box 2 - Most Damage	8	8
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

Rear End	Left Turn	Right Angle	Right Turn	Head On
1.	3.		5.	7.
Sideswipe (same direction)	Left Turn		Right Turn	Sideswipe (opposite direction)
2.	0.	4.	6.	8.

ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☑ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8	Latitude/Northing 4770043
5 3 0 2	Longitude/Easting 198774
1 2 9 1	

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of CLARENCE
Road on which accident occurred PARKING LOT 6429 TRANSIT RD (Route Number or Street Name)
at 1) Intersecting street (Route Number or Street Name)
or 2) 75 feet miles ☐ N ☐ S ☑ E ☐ W of TRANSIT RD (Milepost, Nearest Intersecting Route Number or Street Name)

Accident Description/Officer's notes
Unit 1 backing in a northerly direction struck unoccupied, parked Unit 2.

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	4	1	71	F	–	–	–			[redacted]	
B													
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR	2548	11402	A2	11	DEDO, DANIEL	4/28/2015 14:08
Print Name in Full: KENNETH D MUHLENBECK						

Local Codes
6230919
SP2A1949418H

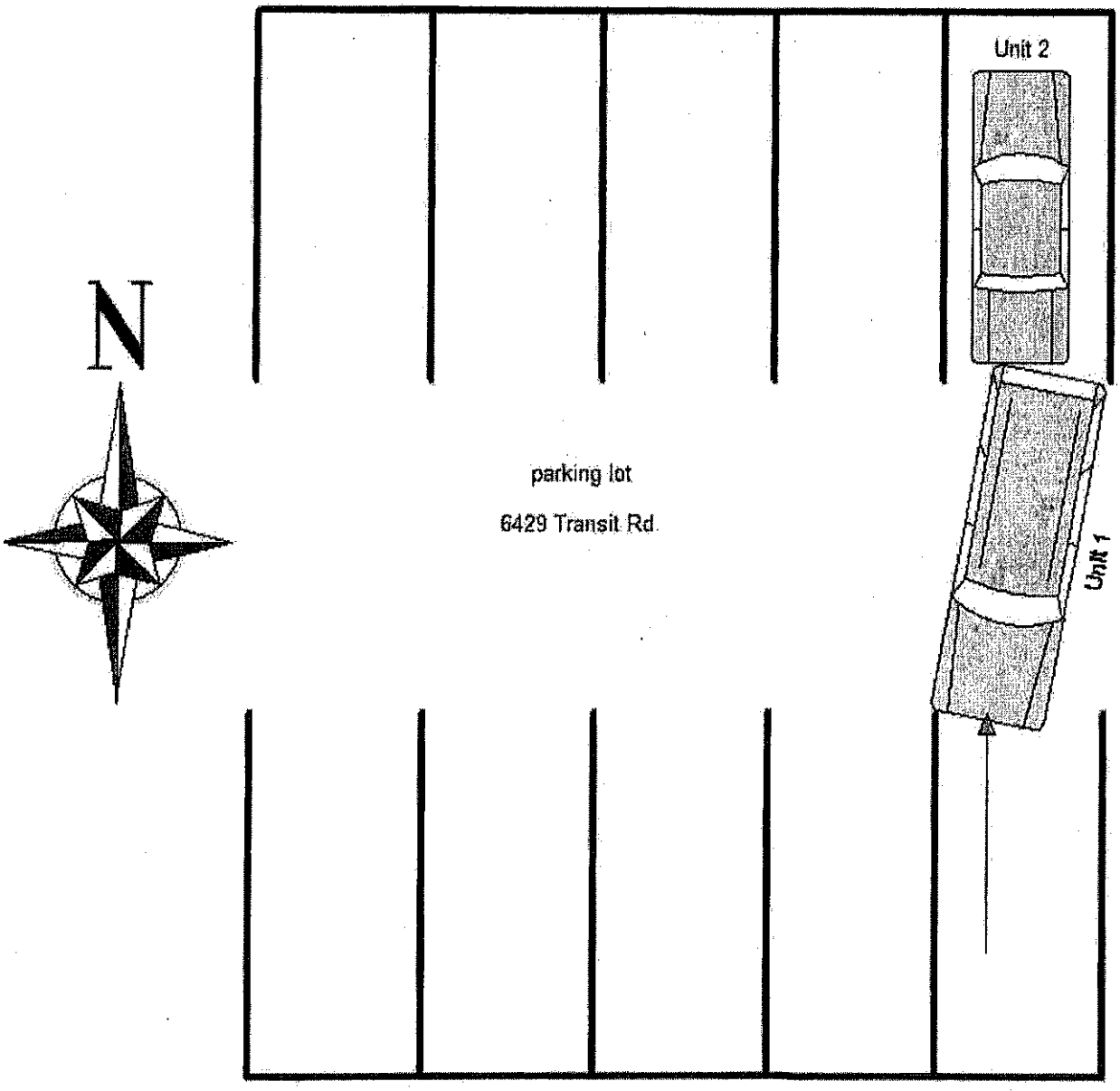
☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
4	25	2015	Saturday	14:50	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

Local Codes
6517264
SP2A114V5JMP

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
10	2	2015	Friday	11:15	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 1	VEHICLE 2
	☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE 1- Driver License ID Number [redacted]	VEHICLE 2- Driver License ID Number [redacted]
State of Lic. NY	State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license [redacted]
Address (Include Number and Street) [redacted]	Address (Include Number and Street) [redacted]
Apt. No.	Apt. No.
City or Town [redacted]	City or Town [redacted]
State [redacted] Zip Code	State [redacted] Zip Code
Date of Birth Month Day Year [redacted]	Date of Birth Month Day Year [redacted]
Sex F	Sex M
Unlicensed ☐	Unlicensed ☐
No. of Occupants 01	No. of Occupants 01
Public Property Damaged ☐	Public Property Damaged ☐
Name - exactly as printed on registration [redacted]	Name - exactly as printed on registration [redacted]
Sex F	Sex C
Date of Birth Month Day Year [redacted]	Date of Birth Month Day Year
Address (Include Number and Street) [redacted]	Address (Include Number and Street) [redacted]
Apt. No.	Apt. No.
Haz. Mat. Code -	Haz. Mat. Code -
Released ☐	Released ☐
City or Town [redacted]	City or Town [redacted]
State [redacted] Zip Code	State [redacted] Zip Code
Plate Number [redacted]	Plate Number [redacted]
State of Reg. NY	State of Reg. NY
Vehicle Year & Make 2013 VOLK	Vehicle Year & Make 2015 TOYT
Vehicle Type SUBN	Vehicle Type 4DSD
Ins. Code 478	Ins. Code 379
Ticket/Arrest Number(s)	Ticket/Arrest Number(s)
Violation Section(s)	Violation Section(s)

VEHICLE 1 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2
Box 1 - Point of Impact	10	10
Box 2 - Most Damage		
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

VEHICLE 2 — Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

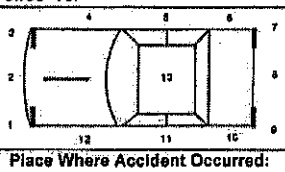
	1	2
Box 1 - Point of Impact	7	7
Box 2 - Most Damage		
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
5	Latitude/Northing 4770001
5 3 0 2	Longitude/Easting 198772
1 2 9 1	

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of CLARENCE
Road on which accident occurred PARKING LOT 6429 TRANSIT RD (Route Number or Street Name)
at 1) intersecting street OLD POST RD W (Route Number or Street Name)
or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest Intersecting Route Number or Street Name)

Accident Description/Officer's notes
V-1, A 2013 VOLKSWAGON, OPERATED BY [redacted] EASTBOUND IN PARKING LOT, IS STRUCK BY V-2, A 2015 TOYOTA, OPERATED BY [redacted], BACKING TO SOUTHWEST FROM PARKING SPOT AND STRIKING V-1, CAUSING MINOR DAMAGE TO BOTH

USE REVERSE SIDE? N

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	4	1	51	F	-	-	-			[redacted]	
B	2	1	4	1	58	M	-	-	-				
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR	1192	11402	A2	11	DIMARIA, JOSEPH	10/4/2015 23:05
Print Name in Full: RONALD T NERO						

Local Codes
6517264
SP2A114V5JMP

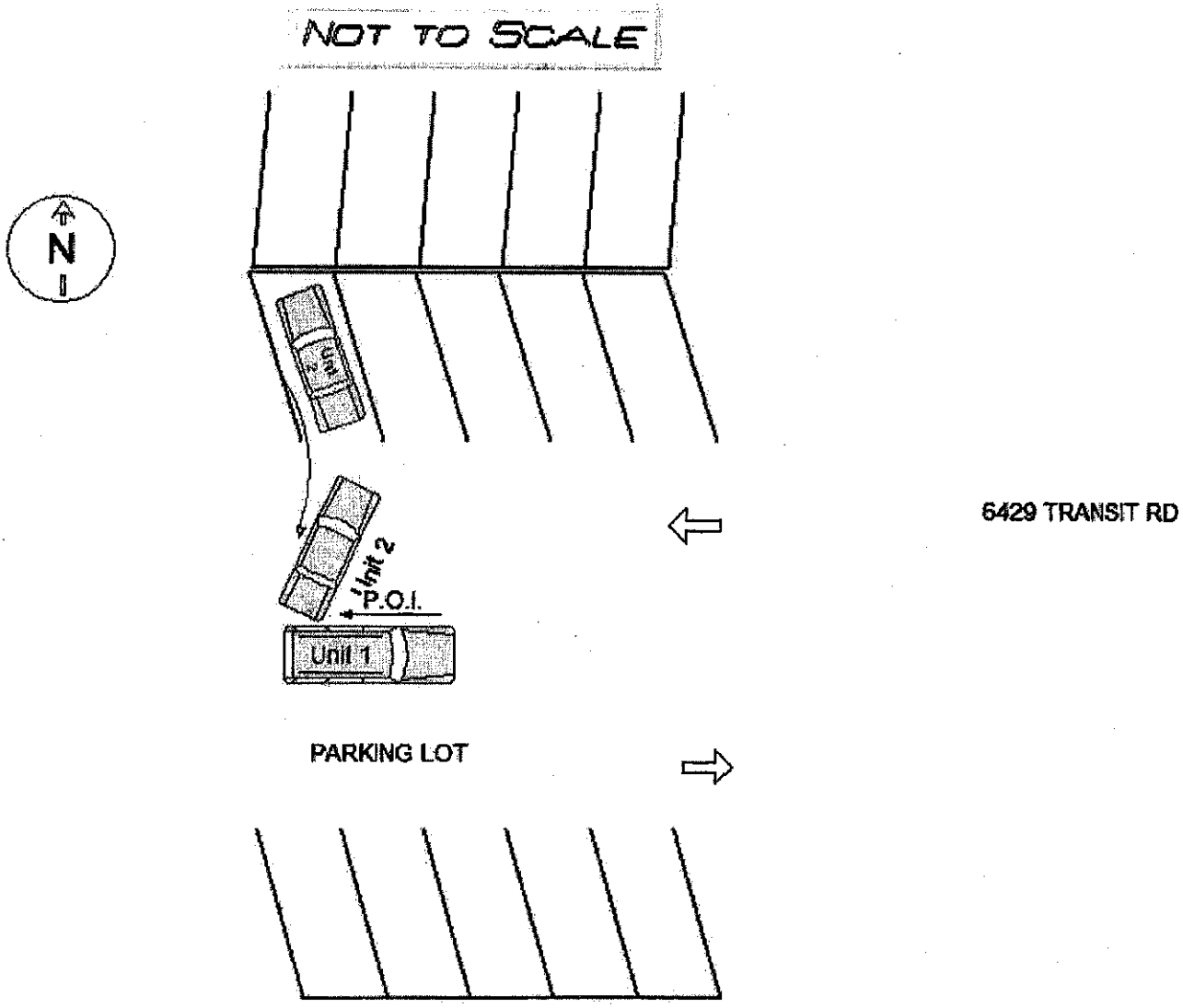
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
10	2	2015	Friday	11:15	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 5765953 / SP2A3138TFQW

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
7	15	2014	Tuesday	16:25	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 1	VEHICLE 2 (☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN)
VEHICLE 1- Driver License ID Number [redacted] State of Lic. NY	VEHICLE 2- Driver License ID Number [redacted] State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license [redacted]
Address (Include Number and Street) [redacted] Apt. No.	Address (Include Number and Street) [redacted] Apt. No.
City or Town [redacted] State [redacted] Zip Code [redacted]	City or Town [redacted] State [redacted] Zip Code [redacted]
Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐	Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐
Name - exactly as printed on registration [redacted] Sex M Date of Birth [redacted]	Name - exactly as printed on registration [redacted] Sex F Date of Birth [redacted]
Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐	Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐
City or Town [redacted] State [redacted] Zip Code [redacted]	City or Town [redacted] State [redacted] Zip Code [redacted]
Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2008 CHEV Vehicle Type 4DSD Ins. Code 148	Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2011 FORD Vehicle Type 4DSD Ins. Code 182
Ticket/Arrest Number(s) [redacted]	Ticket/Arrest Number(s)
Violation Section(s) 1129A	Violation Section(s)

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

	1	2	3	4	5
Box 1 - Point of Impact	2				
Box 2 - Most Damage	2				
Enter up to three more damage codes			3	1	

Vehicle By:
Towed To:

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

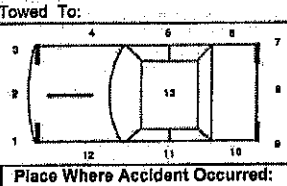
	1	2	3	4	5
Box 1 - Point of Impact	8				
Box 2 - Most Damage	8				
Enter up to three more damage codes			9	7	

Vehicle By:
Towed To:

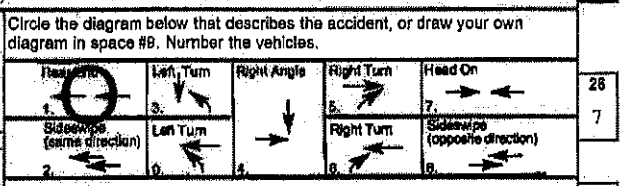
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8	Latitude/Northing 4770003
5 3 0 2	Longitude/Easting 198761
1 2 9 1	

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☑ Town of CLARENCE

Road on which accident occurred TRANSIT RD (Route Number or Street Name)

at 1) intersecting street CASEY RD (Route Number or Street Name)

or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

op unit 2 slowing for red stop light. op unit 1 states she did not see unit 2 breaking and subsequently rear ended same, causing damage to both vehicles.

USE OVER SHEET N

ALL INVOLVED	8	9	10	11	12	13	14	15	16	17 BY	TO 16	Names of all Involved	Date of Death Only
A	1	1	4	1	18	F	–	–	–			[redacted]	
B	2	1	4	1	27	F	–	–	–				
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR Tpr Ryan E Hadsall	2582	11410	A2	12	DEDO, DANIEL	7/16/2014 09:58

Print Name in Full: RYAN E HADSALL

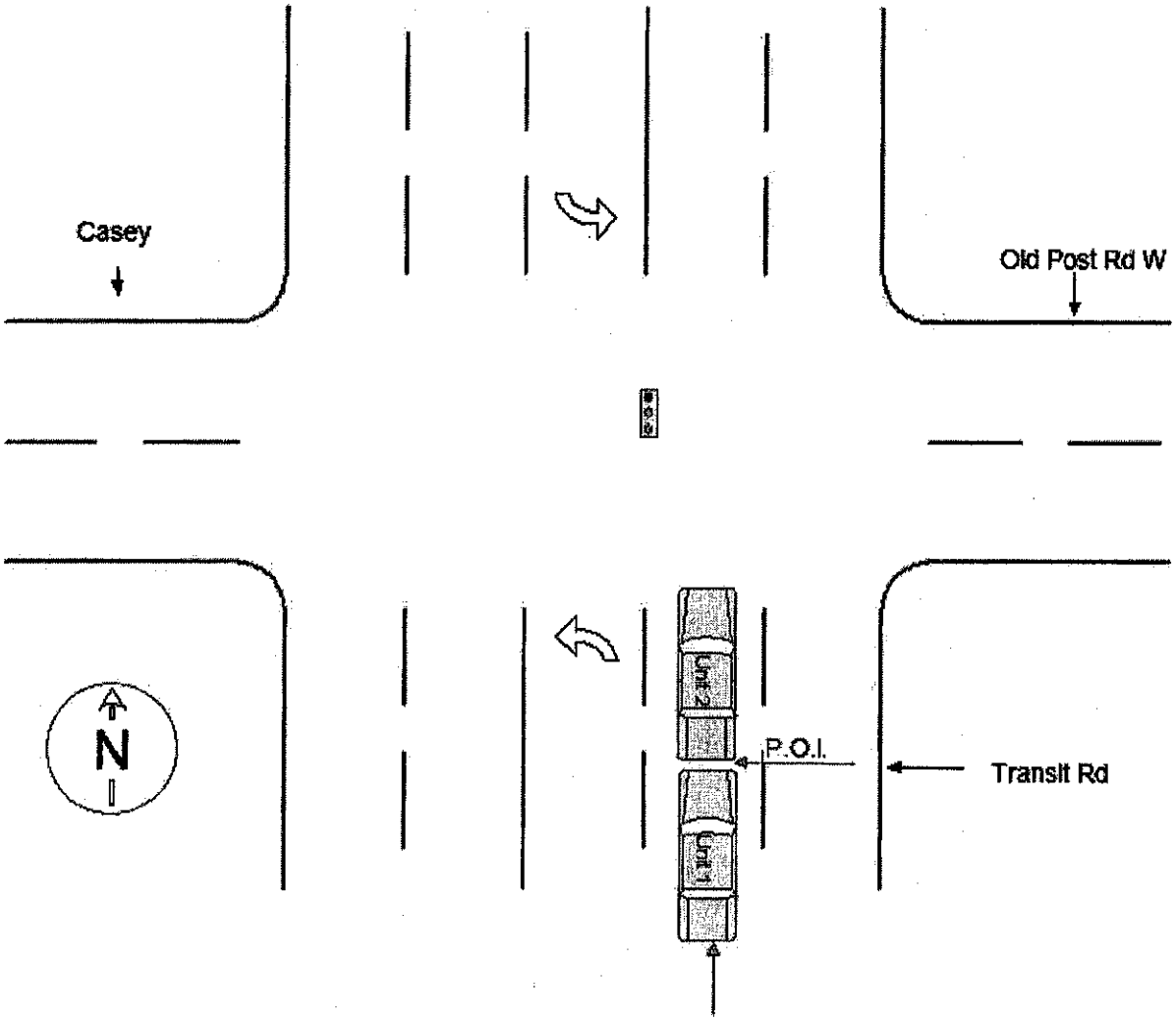
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
5765953	
SP2A3138TFQW	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
7	15	2014	Tuesday	16:25	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

Local Codes: 5878792 / SP2A123J2QXK

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
9	21	2014	Sunday	14:20	3	1	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 1

VEHICLE 1- Driver License ID Number: [redacted] State of Lic.: NY

Driver Name - exactly as printed on license: [redacted]

Address (Include Number and Street): [redacted] Apt. No.:

City or Town: [redacted] State: [redacted] Zip Code:

Date of Birth: [redacted] Sex: F Unlicensed: ☐ No. of Occupants: 01 Public Property Damaged: ☐

Name - exactly as printed on registration: [redacted] Sex: C Date of Birth: Month Day Year

Address (Include Number and Street): [redacted] Apt. No.: Haz. Mat. Code: – Released: ☐

City or Town: [redacted] State: [redacted] Zip Code:

Plate Number: [redacted] State of Reg.: NY Vehicle Year & Make: 2006 FORD Vehicle Type: 4DSD Ins. Code: 232

Ticket/Arrest Number(s): [redacted]

Violation Section(s): 1129A

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 3 DAMAGE CODES

Box 1 - Point of Impact	1	2	
Box 2 - Most Damage	2	2	
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

VEHICLE 2

VEHICLE 2- Driver License ID Number: [redacted] State of Lic.: NY

Driver Name - exactly as printed on license: [redacted]

Address (Include Number and Street): [redacted] Apt. No.:

City or Town: [redacted] State: [redacted] Zip Code:

Date of Birth: [redacted] Sex: M Unlicensed: ☐ No. of Occupants: 01 Public Property Damaged: ☐

Name - exactly as printed on registration: [redacted] Sex: M Date of Birth: [redacted]

Address (Include Number and Street): [redacted] Apt. No.: Haz. Mat. Code: – Released: ☐

City or Town: [redacted] State: [redacted] Zip Code:

Plate Number: [redacted] State of Reg.: NY Vehicle Year & Make: 2005 JEEP Vehicle Type: SUBN Ins. Code: 274

Ticket/Arrest Number(s):

Violation Section(s):

Check if involved vehicle is:
- ☐ more than 95 inches wide;
- ☐ more than 34 feet long;
- ☐ operated with an overweight permit;
- ☐ operated with an overdimension permit.

VEHICLE 2 DAMAGE CODES

Box 1 - Point of Impact	1	2	
Box 2 - Most Damage	8	8	
Enter up to three more damage codes	3	4	5
	2		

Vehicle By:
Towed To:

Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.

Rear End	Left Turn	Right Angle	Right Turn	Head On
1.	3.		5.	7.
Sideswipe (same direction)	Left Turn		Right Turn	Sideswipe (opposite direction)
2.	0.	4.	6.	8.

ACCIDENT DIAGRAM

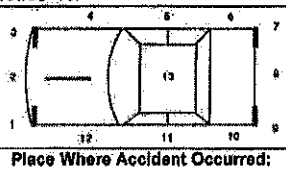
See the last page of the MV-104A for the accident diagram.

9.

VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Cost of repairs to any one vehicle will be more than $1000.
☑ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker: 7 8 / 5 3 0 2 / 1 2 9 1

Coordinates (if available): Latitude/Northing 4769999 Longitude/Easting 198772

Place Where Accident Occurred:
County ERIE ☐ City ☐ Village ☑ Town of CLARENCE
Road on which accident occurred TRANSIT RD (Route Number or Street Name)
at 1) Intersecting street
or 2) 30 feet miles ☐ N ☑ S ☐ E ☐ W of OLD POST WEST (Route Number or Street Name)
(Milepost, Nearest Intersecting Route Number or Street Name)

Accident Description/Officer's notes

V-1 STOPPED IN TRAFFIC IN A N/B DIRECTION ON TRANSIT RD, T/CLARENCE. V-2 STOPPED IN TRAFFIC, IN FRONT OF V-1. V-3 STOPPED IN TRAFFIC, IN FRONT OF V-2. OP OF V-1 STATED HER FLIP-FLOP FELL OFF AND SHE HIT THE ACCELERATE PEDAL. DUE TO V-1 FOLLOWING TOO CLOSELY, V-1 STRUCK V-2, PUSHING V-2 INTO V-3.

ALL INVOLVED

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	4	1	49	F	–	–	–			[redacted]	
B	2	1	4	1	37	M	04	12	6				
C	3	1	4	1	57	F	–	–	–				
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR [signature]	2904	11411	A2	13	DIMARIA, JOSEPH	9/30/2014 13:14

Print Name in Full: REBECCA L BROTZ

Local Codes
5878792
SP2A123J2QXK

☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
9	21	2014	Sunday	14:20	3	1	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 3 | ☐ VEHICLE ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN

1

2 VEHICLE 3- Driver License ID Number [redacted] State of Lic. NY

Driver Name - exactly as printed on license [redacted]

Address (Include Number and Street) [redacted] Apt. No.

3 City or Town [redacted] State [redacted] Zip Code

Date of Birth Month Day Year [redacted] | Sex F | Unlicensed ☐ | No. of Occupants 01 | Public Property Damaged ☐

4 Name - exactly as printed on registration [redacted] | Sex | Date of Birth Month Day Year [redacted]

Address (Include Number and Street) [redacted] | Apt. No. | Haz. Mat. Code | Released ☐

5 City or Town [redacted] State [redacted] Zip Code

Plate Number	State of Reg.	Vehicle Year & Make	Vehicle Type	Ins. Code
[redacted]	NY	2009 FORD	4DSD	100

Ticket/Arrest Number(s)

6 Violation Section(s)

7 VEHICLE 3

Check if involved vehicle is:
☐ more than 95 inches wide;
☐ more than 34 feet long;
☐ operated with an overweight permit;
☐ operated with an overdimension permit.

VEHICLE 3 DAMAGE CODES

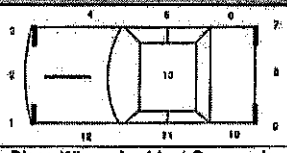
	1	2
Box 1 - Point of Impact	8	8
Box 2 - Most Damage		
Enter up to three more damage codes	3	4	5

Vehicle By:
Towed To:

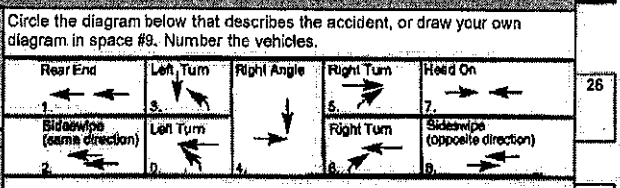
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE
15. TRAILER
16. OVERTURNED
17. DEMOLISHED
18. NO DAMAGE
19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

9.

Cost of repairs to any one vehicle will be more than $1000.
☐ Unknown/Unable to determine ☐ Yes ☐ No

Reference Marker	Coordinates (if available)
	Latitude/Northing
	Longitude/Easting

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☐ Town of

Road on which accident occurred (Route Number or Street Name)

at 1) intersecting street (Route Number or Street Name)

or 2) feet miles ☐ N ☐ S ☐ E ☐ W of (Milepost, Nearest intersecting Route Number or Street Name)

Accident Description/Officer's notes

	8	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
ALL INVOLVED A													
B													
C													
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR [signature]	2904	11411	A2	13	DIMARIA, JOSEPH	9/30/2014 13:14
Print Name in Full: REBECCA L BROTZ						

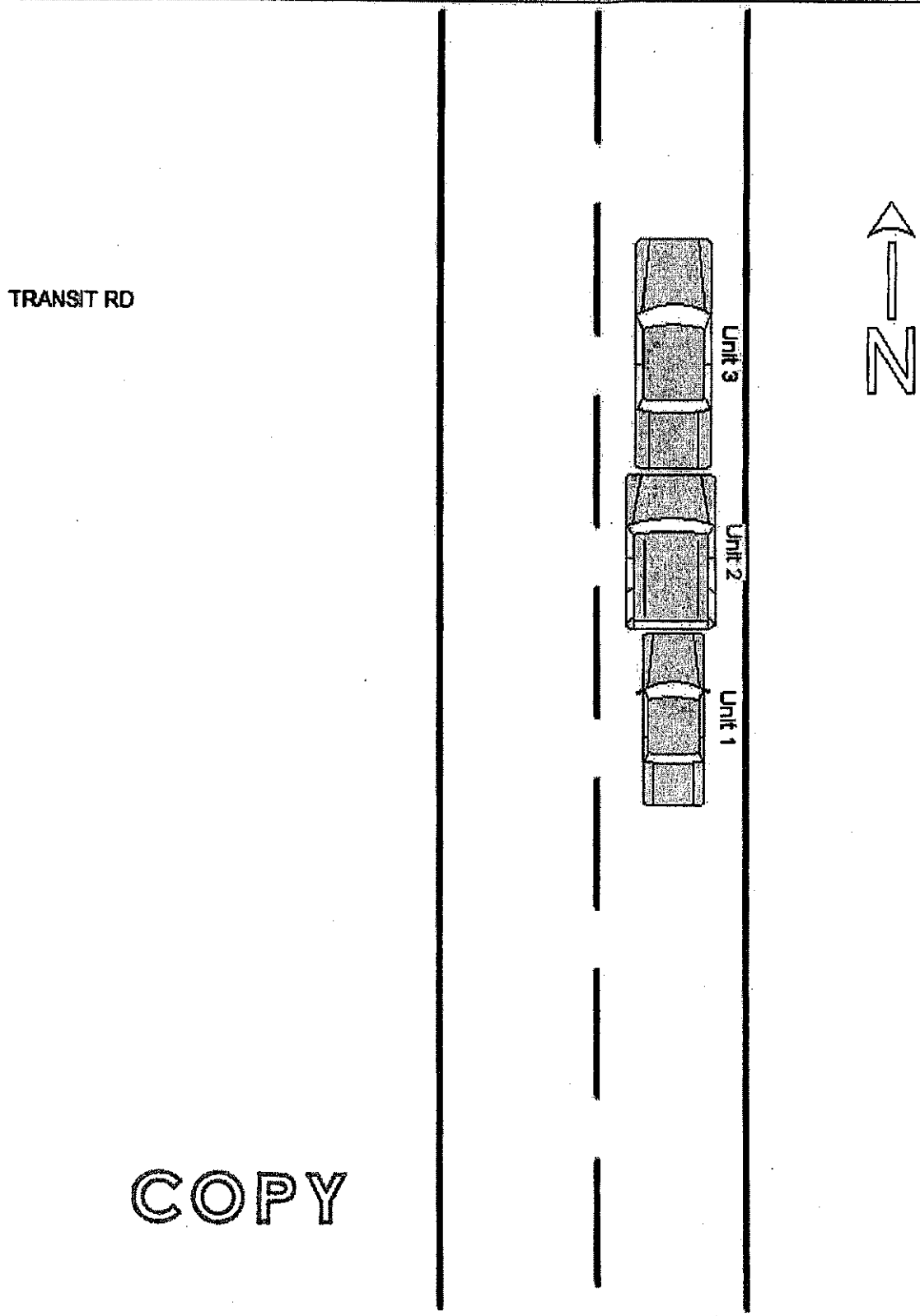
New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes	
5878792	
SP2A123J2QXK	☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
9	21	2014	Sunday	14:20	3	1	0	☐ / ☐	☐	☐ Yes ☑ No



COPY

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Local Codes: 6132808 / SP2A1442L1FP

☐ AMENDED REPORT

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
2	23	2015	Monday	09:00	2	0	0	☐ / ☐	☐	☐ Yes ☑ No

VEHICLE 1	VEHICLE 2
	☑ VEHICLE 2 ☐ BICYCLIST ☐ PEDESTRIAN ☐ OTHER PEDESTRIAN
VEHICLE 1- Driver License ID Number [redacted] State of Lic. NY	VEHICLE 2- Driver License ID Number [redacted] State of Lic. NY
Driver Name - exactly as printed on license [redacted]	Driver Name - exactly as printed on license [redacted]
Address (Include Number and Street) [redacted] Apt. No.	Address (Include Number and Street) [redacted] Apt. No.
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Date of Birth [redacted] Sex M Unlicensed ☐ No. of Occupants 02 Public Property Damaged ☐	Date of Birth [redacted] Sex F Unlicensed ☐ No. of Occupants 01 Public Property Damaged ☐
Name - exactly as printed on registration [redacted] Sex M Date of Birth [redacted]	Name - exactly as printed on registration [redacted] Sex M Date of Birth [redacted]
Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐	Address (Include Number and Street) [redacted] Apt. No. Haz. Mat. Code – Released ☐
City or Town [redacted] State [redacted] Zip Code	City or Town [redacted] State [redacted] Zip Code
Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2002 BUIC Vehicle Type 4DSD Ins. Code 240	Plate Number [redacted] State of Reg. NY Vehicle Year & Make 2013 TOYT Vehicle Type VAN Ins. Code 639
Ticket/Arrest Number(s) [redacted]	Ticket/Arrest Number(s)
Violation Section(s) 1111D1	Violation Section(s)

Check if involved vehicle is:

VEHICLE 1	VEHICLE 2
☐ more than 95 inches wide;	☐ more than 95 inches wide;
☐ more than 34 feet long;	☐ more than 34 feet long;
☐ operated with an overweight permit;	☐ operated with an overweight permit;
☐ operated with an overdimension permit.	☐ operated with an overdimension permit.

VEHICLE 1 DAMAGE CODES

Box 1 - Point of Impact	1: 5	2: 5	
Box 2 - Most Damage			
Enter up to three more damage codes	3: 5	4: 6	5:

Vehicle By: BECKER'S
Towed To: BECKER'S

VEHICLE 2 DAMAGE CODES

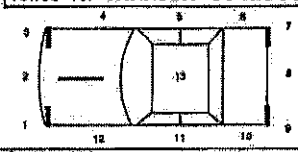
Box 1 - Point of Impact	1: 1	2: 2	
Box 2 - Most Damage			
Enter up to three more damage codes	3: 3	4: 1	5: 2

Vehicle By: BECKER'S
Towed To: CARRUBA COLLISI

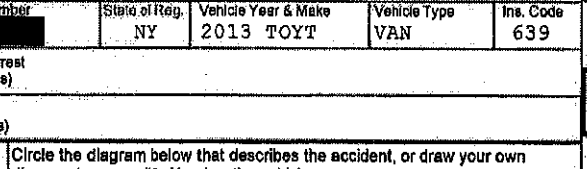
VEHICLE DAMAGE CODING:

1-13 SEE DIAGRAM ON RIGHT.

14. UNDERCARRIAGE 17. DEMOLISHED
15. TRAILER 18. NO DAMAGE
16. OVERTURNED 19. OTHER



Circle the diagram below that describes the accident, or draw your own diagram in space #9. Number the vehicles.



ACCIDENT DIAGRAM

See the last page of the MV-104A for the accident diagram.

9.

Cost of repairs to any one vehicle will be more than $1000.

☐ Unknown/Unable to determine ☑ Yes ☐ No

Reference Marker	Coordinates (if available)
7 8	Latitude/Northing 4770001
5 3 0 2	Longitude/Easting 198772
1 2 9 1	

Place Where Accident Occurred:

County ERIE ☐ City ☐ Village ☑ Town of CLARENCE

Road on which accident occurred TRANSIT ROAD (Route Number or Street Name)

at 1) Intersecting street OLD POST ROAD WEST (Route Number or Street Name)

or 2) ____ feet ____ miles ☐ N ☐ S ☐ E ☐ W of ____ (Milepost, Nearest Intersecting Route Number or Street Name)

Accident Description/Officer's notes

V1 NB ON TRANSIT ROAD APPROACHES INTERSECTION WITH OLD POST ROAD. OP-V1 FAILS TO STOP FOR RED SIGNAL AND CONTINUES INTO INTERSECTION. V2 FACING WB ON OLD POST ROAD PROCEEDS WB ON A GREEN SIGNAL. BOTH VEHICLES IMPACT AT INTERSECTION. V1 CONTINUES APPROXIMATELY 50 FEET NB ON TRANSIT RD, STRIKES A SNOW BANK, AND COMES TO REST. WITNESS #1 [redacted]

USE COVER SHEET N

ALL INVOLVED	6	9	10	11	12	13	14	15	16	17 BY	TO 18	Names of all Involved	Date of Death Only
A	1	1	A	1	89	M	–	–	–			[redacted]	
B	1	3	A	1	86	F	–	–	–				
C	2	1	4	1	43	F	–	–	–				
D													
E													
F													

COPY

Officer's Rank and Signature	Badge/ID No.	NCIC No.	Precint/Post Troop/Zone	Station/Beat Sector	Reviewing Officer	Date/Time Reviewed
TPR [signature]	852	11402	A2	11	DIMARIA, JOSEPH	3/4/2015 03:10
Print Name in Full: MICHAEL G MACIEJEWSKI						

Local Codes
6132808
SP2A1442L1FP

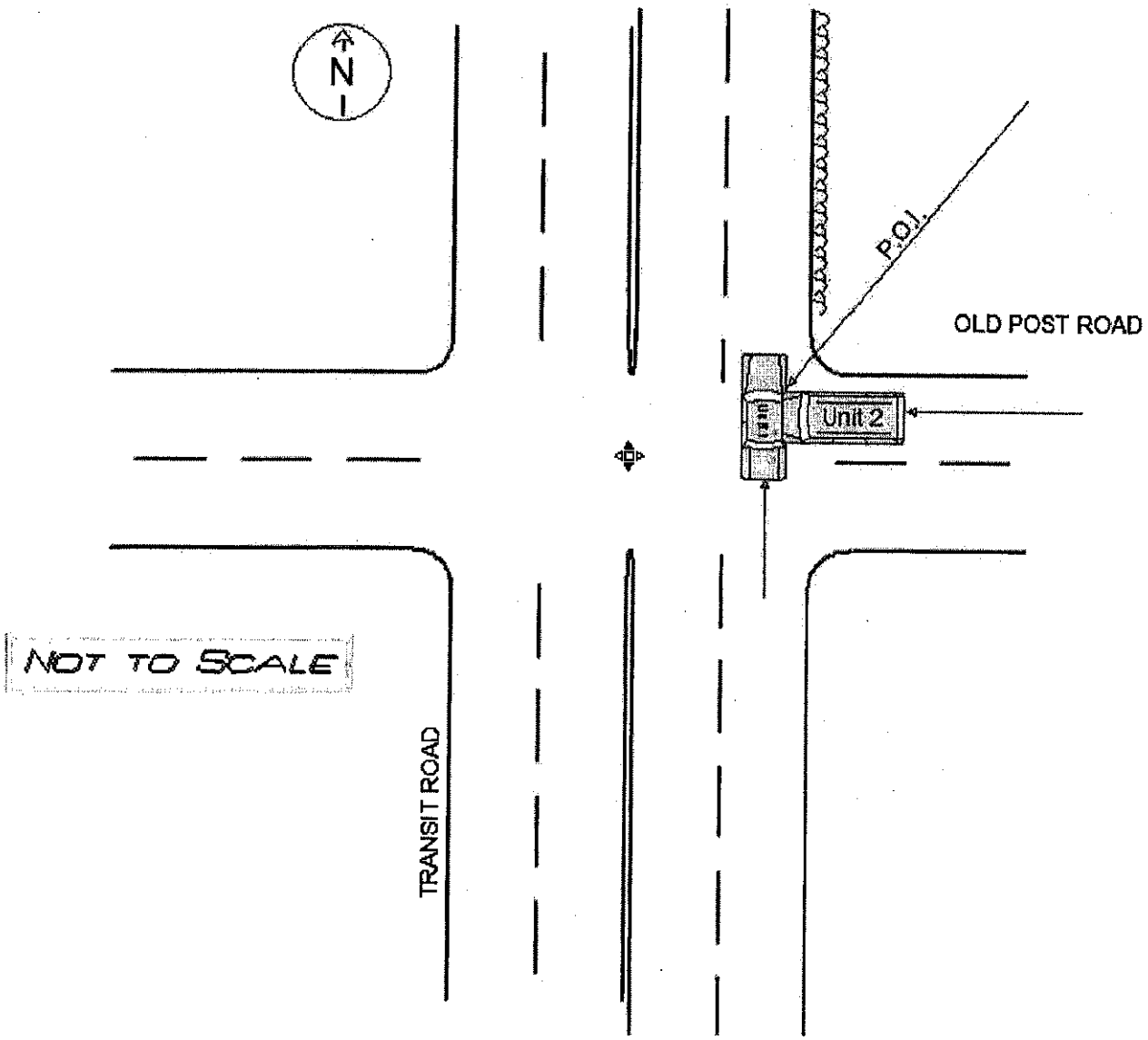
☐ AMENDED REPORT

New York State Department of Motor Vehicles

POLICE ACCIDENT REPORT

MV-104A (6/04)

Accident Date Month	Day	Year	Day of Week	Military Time	No. of Vehicles	No. Injured	No. Killed	Not Investigated at Scene / Accident Reconstructed	Left Scene	Police Photos
2	23	2015	Monday	09:00	2	0	0	☐ / ☐	☐	☐ Yes ☑ No



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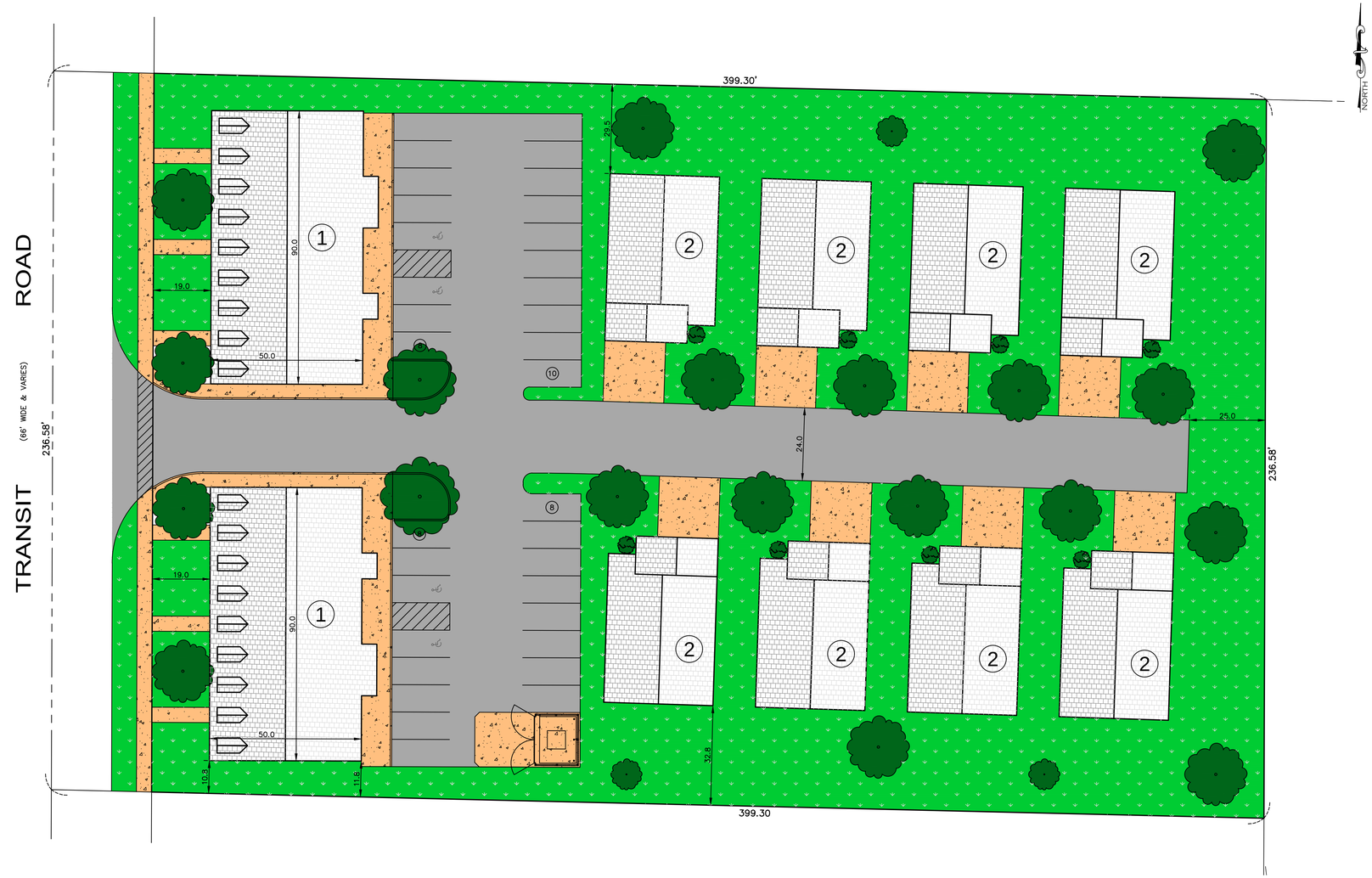
ZONING REVIEW – TND TRADITIONAL NEIGHBORHOOD

	ALLOWED	PROPOSED
PERMITED USES	MIXED-USE BUILDINGS	MIXED-USE BUILDINGS
	SECOND-FLOOR MULTIFAMILY DWELLING UNITS	SECOND-FLOOR MULTIFAMILY DWELLING UNITS
	SINGLE FAMILY RESIDENCES	SINGLE FAMILY RESIDENCES
SPECIAL EXCEPTION USE PERMIT	NEW STRUCTURES 10,000 TO 30,000 GSF	LARGEST SINGLE NEW STRUCTURE 9,255 GSF
	MAX 8 MULTI-FAMILY UNITS PER ACRE	7 MULTI-FAMILY UNITS PER ACRE
LOT AREA	COMMERCIAL LOTS MIN = 8,400 SF	COMMERCIAL AREA = 35,334 SF
	RESIDENTIAL UNIT MIN = 5,000 SF PER UNIT	6,415 SF PER RESIDENTIAL UNIT (8 UNITS ON 51,325 SF)
LOT DIMENSIONS	MIN WIDTH = 70 FT	WIDTH = 236.58 FT
	MIN DEPTH = 120 FT	DEPTH = 366.30 FT
BUILDING SIZE	MIN 800 GSF	SMALLEST SINGLE NEW STRUCTURE 1,700 GSF
	MAX 30,000 GSF	LARGEST SINGLE NEW STRUCTURE 9,255 GSF
	MIN 900 SF LIVING SPACE ONE-STORY RESIDENCE	1,100 SF
	MIN 720 SF LIVING SPACE FOR EACH TWO-BDRM UNIT	1,200 SF
SETBACKS	FRONT 10 FT	FRONT 19 FT
	SIDE 10 FT	SIDE 10 FT
	REAR 25 FT	REAR 30 FT
BUILDING HEIGHT	MAX 40 FT	36 FT
LOT COVERAGE	MAX 60% BUILDINGS AND IMPERVIOUS SURFACES	IMPERVIOUS 57.4% GREEN 42.6%
PARKING SPACE DIMENSIONS	19 FT LONG X 9 FT WIDE	19 FT LONG X 9 FT WIDE
HANDICAPPED PARKING	1 HC SPACE FOR UP TO 50 PARKING SPACES	4 HC SPACES FOR 34 PARKING SPACES
PARKING REQUIREMENTS	COMMERCIAL USES IN TND 1 SPACE PER 1,000 SF	COMMERCIAL USES: 22 SPACES IN 9255 SF (2.4 SPACES PER 1000 SF
	RESIDENTIAL: 2 PER UNIT	SECOND FLOOR UNITS (6 UNITS X 2 = 12 SPACES)
		SINGLE FAMILY UNITS 8 UNITS x 2 = 16 SPACES DRIVEWAY AND GARAGE

TWO-STORY MIXED-USE BUILDING W/ FIRST FLOOR COMMERCIAL AND THREE SECOND FLOOR TWO BDRM DWELLING UNITS - 4,627.5 GSF PER FLOOR (1)

ONE-STORY TWO BDRM SINGLE FAMILY RESIDENCE W/ATTACHED GARAGE – 1,700 GSF (2)



ONE-STORY TWO BEDROOM SINGLE FAMILY

TWO-STORY MIXED-USE BUILDING

0 20 30 40 60 80

SCALE: 1"=20'
GRAPHIC SCALE IN FEET

DRAWING REVISIONS

ITEM	DATE	DESCRIPTION

DESIGNED BY: WES
DRAWN BY: AJP
CHECKED BY: WES
DATE: JANUARY 2016

WARNING:
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WM SCHUTT ASSOCIATES
37 CENTRAL AVE.
LANCASTER, NY 14086-2143
PH. 716-683-5961
FAX 716-683-0169
WWW.WMSCHUTT.COM

6855 TRANSIT ROAD
TOWN OF CLARENCE
COUNTY OF ERIE, STATE OF NEW YORK

CONCEPT PLAN

THIS SHEET ISSUED APRIL 25, 2016

CP1

DRAWING SCALE 1"= 20'

WSA PROJECT NO. 13132B

617.20
Appendix B
Short Environmental Assessment Form

Instructions for Completing

Part 1 - Project Information. The applicant or project sponsor is responsible for the completion of Part 1. Responses become part of the application for approval or funding, are subject to public review, and may be subject to further verification. Complete Part 1 based on information currently available. If additional research or investigation would be needed to fully respond to any item, please answer as thoroughly as possible based on current information.

Complete all items in Part 1. You may also provide any additional information which you believe will be needed by or useful to the lead agency; attach additional pages as necessary to supplement any item.

Part 1 - Project and Sponsor Information

Name of Action or Project:
MIXED-USE PROJECT AT 6855 TRANSIT ROAD, HAMLET OF SWORMVILLE, CLARENCE, NY

Project Location (describe, and attach a location map):
6855 TRANSIT ROAD, HAMLET OF SWORMVILLE, TOWN OF CLARENCE, ERIE COUNTY (LOCATION MAP ATTACHED)

Brief Description of Proposed Action:
TWO MIXED-USE BUILDINGS AND EIGHT SINGLE FAMILY RESIDENCES ON 2 ACRE PROPERTY. EACH MIXED-USE BUILDING TO CONSIST OF FIRST FLOOR COMMERCIAL SPACE AND SECOND FLOOR APARTMENTS.

Name of Applicant or Sponsor:	Telephone: 716-907-3726
DAVIS TIBURZI	E-Mail: TOYCONCEPTS@AOL.COM

Address:
10360 KELLER ROAD

City/PO:	State:	Zip Code:
CLARENCE	NY	14031

	NO	YES
1. Does the proposed action only involve the legislative adoption of a plan, local law, ordinance, administrative rule, or regulation? If Yes, attach a narrative description of the intent of the proposed action and the environmental resources that may be affected in the municipality and proceed to Part 2. If no, continue to question 2.	☑	☐
2. Does the proposed action require a permit, approval or funding from any other governmental Agency? If Yes, list agency(s) name and permit or approval: TOWN - FLOODPLAIN DEVELOPMENT PERMIT AND BUILDING PERMIT COUNTY - SEWER AND WATER PERMIT; STATE - HIGHWAY WORK PERMIT	☐	☑

3.a. Total acreage of the site of the proposed action? 2 acres
b. Total acreage to be physically disturbed? 2 acres
c. Total acreage (project site and any contiguous properties) owned or controlled by the applicant or project sponsor? 2 acres

4. Check all land uses that occur on, adjoining and near the proposed action.
☐ Urban ☐ Rural (non-agriculture) ☐ Industrial ☑ Commercial ☐ Residential (suburban)
☐ Forest ☐ Agriculture ☐ Aquatic ☑ Other (specify): CHURCH/SCHOOL
☐ Parkland

RESET

	NO	YES	N/A
5. Is the proposed action, a. A permitted use under the zoning regulations?	☐	☑	☐
b. Consistent with the adopted comprehensive plan?	☐	☑	☐

	NO	YES
6. Is the proposed action consistent with the predominant character of the existing built or natural landscape?	☐	☑
7. Is the site of the proposed action located in, or does it adjoin, a state listed Critical Environmental Area? If Yes, identify:	☑	☐
8. a. Will the proposed action result in a substantial increase in traffic above present levels?	☑	☐
b. Are public transportation service(s) available at or near the site of the proposed action?	☐	☑
c. Are any pedestrian accommodations or bicycle routes available on or near site of the proposed action?	☐	☑
9. Does the proposed action meet or exceed the state energy code requirements? If the proposed action will exceed requirements, describe design features and technologies:	☐	☑
10. Will the proposed action connect to an existing public/private water supply? If No, describe method for providing potable water:	☐	☑
11. Will the proposed action connect to existing wastewater utilities? If No, describe method for providing wastewater treatment:	☐	☑
12. a. Does the site contain a structure that is listed on either the State or National Register of Historic Places?	☑	☐
b. Is the proposed action located in an archeological sensitive area?	☑	☐
13. a. Does any portion of the site of the proposed action, or lands adjoining the proposed action, contain wetlands or other waterbodies regulated by a federal, state or local agency?	☑	☐
b. Would the proposed action physically alter, or encroach into, any existing wetland or waterbody? If Yes, identify the wetland or waterbody and extent of alterations in square feet or acres: SEE WETLAND ATTACHMENT	☑	☐

14. Identify the typical habitat types that occur on, or are likely to be found on the project site. Check all that apply:

☐ Shoreline ☐ Forest ☐ Agricultural/grasslands ☐ Early mid-successional
☐ Wetland ☐ Urban ☑ Suburban

	NO	YES
15. Does the site of the proposed action contain any species of animal, or associated habitats, listed by the State or Federal government as threatened or endangered?	☑	☐
16. Is the project site located in the 100 year flood plain?	☐	☑
17. Will the proposed action create storm water discharge, either from point or non-point sources? If Yes, a. Will storm water discharges flow to adjacent properties? ☐ NO ☑ YES	☐	☑
b. Will storm water discharges be directed to established conveyance systems (runoff and storm drains)? If Yes, briefly describe: ☐ NO ☑ YES STORM WATER DISCHARGE PROPOSED TO BE CONNECTED TO EXISTING STATE STORM SEWER AT TRANSIT ROAD		

RESET

	NO	YES
18. Does the proposed action include construction or other activities that result in the impoundment of water or other liquids (e.g. retention pond, waste lagoon, dam)? If Yes, explain purpose and size: STORM WATER RETENTION POND OR UNDERGROUND RETENTION NECESSARY. SIZE TO BE DETERMINED	☐	☑
19. Has the site of the proposed action or an adjoining property been the location of an active or closed solid waste management facility? If Yes, describe:	☑	☐
20. Has the site of the proposed action or an adjoining property been the subject of remediation (ongoing or completed) for hazardous waste? If Yes, describe:	☑	☐

I AFFIRM THAT THE INFORMATION PROVIDED ABOVE IS TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: DAVIS TIBURZI Date: JUNE 2, 2016

Signature: (WILLIAM SCHUTT - AGENT FOR APPLICANT)

Part 2 - Impact Assessment. The Lead Agency is responsible for the completion of Part 2. Answer all of the following questions in Part 2 using the information contained in Part 1 and other materials submitted by the project sponsor or otherwise available to the reviewer. When answering the questions the reviewer should be guided by the concept "Have my responses been reasonable considering the scale and context of the proposed action?"

	No, or small impact may occur	Moderate to large impact may occur
1. Will the proposed action create a material conflict with an adopted land use plan or zoning regulations?	☐	☐
2. Will the proposed action result in a change in the use or intensity of use of land?	☐	☐
3. Will the proposed action impair the character or quality of the existing community?	☐	☐
4. Will the proposed action have an impact on the environmental characteristics that caused the establishment of a Critical Environmental Area (CEA)?	☐	☐
5. Will the proposed action result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway?	☐	☐
6. Will the proposed action cause an increase in the use of energy and it fails to incorporate reasonably available energy conservation or renewable energy opportunities?	☐	☐
7. Will the proposed action impact existing: a. public / private water supplies?	☐	☐
b. public / private wastewater treatment utilities?	☐	☐
8. Will the proposed action impair the character or quality of important historic, archaeological, architectural or aesthetic resources?	☐	☐
9. Will the proposed action result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora and fauna)?	☐	☐

RESET

	No, or small impact may occur	Moderate to large impact may occur
10. Will the proposed action result in an increase in the potential for erosion, flooding or drainage problems?	☐	☐
11. Will the proposed action create a hazard to environmental resources or human health?	☐	☐

Part 3 - Determination of significance. The Lead Agency is responsible for the completion of Part 3. For every question in Part 2 that was answered "moderate to large impact may occur", or if there is a need to explain why a particular element of the proposed action may or will not result in a significant adverse environmental impact, please complete Part 3. Part 3 should, in sufficient detail, identify the impact, including any measures or design elements that have been included by the project sponsor to avoid or reduce impacts. Part 3 should also explain how the lead agency determined that the impact may or will not be significant. Each potential impact should be assessed considering its setting, probability of occurring, duration, irreversibility, geographic scope and magnitude. Also consider the potential for short-term, long-term and cumulative impacts.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action may result in one or more potentially large or significant adverse impacts and an environmental impact statement is required.

☐ Check this box if you have determined, based on the information and analysis above, and any supporting documentation, that the proposed action will not result in any significant adverse environmental impacts.

Name of Lead Agency	Date
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from Responsible Officer)

PRINT

RESET

SEQR ATTACHMENT

LOCATION MAP

6855 Transit Road
(T) Clarence — Erie County, New York

SEQR ATTACHMENT

CONCEPTUAL PLANS

ZONING REVIEW – TND TRADITIONAL NEIGHBORHOOD

	ALLOWED	PROPOSED
PERMITED USES	MIXED-USE BUILDINGS	MIXED-USE BUILDINGS
	SECOND-FLOOR MULTIFAMILY DWELLING UNITS	SECOND-FLOOR MULTIFAMILY DWELLING UNITS
	SINGLE FAMILY RESIDENCES	SINGLE FAMILY RESIDENCES
SPECIAL EXCEPTION USE PERMIT	NEW STRUCTURES 20,000 TO 30,000 GSF	LARGEST SINGLE NEW STRUCTURE 9,255 GSF
LOT AREA	MAX 8 MULTI FAMILY UNITS PER ACRE	7 MULTI FAMILY UNITS PER ACRE
	COMMERCIAL LOTS MIN = 8 600 SF	COMMERCIAL AREA = 85,334 SF
	RESIDENTIAL UNIT MIN = 5,000 SF PER UNIT	6,425 SF PER RESIDENTIAL UNIT (8 UNITS ON 51,125 SF)
LOT DIMENSIONS	MIN WIDTH = 70 FT	WIDTH = 236.50 FT
	MIN DEPTH = 120 FT	DEPTH = 366.30 FT
BUILDING SIZE	MIN 800 GSF	SMALLEST SINGLE NEW STRUCTURE 1,380 GSF
	MAX 30,000 GSF	LARGEST SINGLE NEW STRUCTURE 9,255 GSF
	MIN 900 SF LIVING SPACE ONE STORY RESIDENCE	1,320 SF
	MIN 720 SF LIVING SPACE FOR EACH TWO BDRM UNIT	1,200 SF
SETBACKS	FRONT 30 FT	FRONT 30 FT
	SIDE 10 FT	SIDE 10 FT
	REAR 25 FT	REAR 40 FT
BUILDING HEIGHT	MAX 40 FT	36 FT
LOT COVERAGE	MAX 80% BUILDINGS AND IMPERVIOUS SURFACES	IMPERVIOUS 57.4% GREEN 42.6%
PARKING SPACE DIMENSIONS	19 FT LONG X 9 FT WIDE	19 FT LONG X 9 FT WIDE
HANDICAPPED PARKING	1 HC SPACE FOR UP TO 50 PARKING SPACES	4 HC SPACES FOR 34 PARKING SPACES
PARKING REQUIREMENTS	COMMERCIAL USES W TWO 1 SPACE PER 1,000 SF	COMMERCIAL USES 85 SPACES IN 9255 SF (7.4 SPACES PER 1000 SF
	RESIDENTIAL 2 PER UNIT	SECOND FLOOR UNITS (6 UNITS X 2 = 12 SPACES)
		SINGLE FAMILY UNITS 8 UNITS x 2 = 16 SPACES DRIVEWAY AND GARAGE

TWO-STORY MIXED-USE BUILDING W/ FIRST FLOOR COMMERCIAL AND THREE SECOND FLOOR TWO BDRM DWELLING UNITS - 4,627.5 GSF PER FLOOR (1)

ONE STORY TWO BDRM SINGLE FAMILY RESIDENCE W/ATTACHED GARAGE – 1,700 GSF (2)

ONE-STORY TWO BEDROOM SINGLE FAMILY

TWO-STORY MIXED-USE BUILDING

SCALE: 1"=20'
DRAWING SCALE IN FEET

DRAWING REVISIONS

ITEM	DATE	DESCRIPTION

DESIGNED BY: WES
DRAWN BY: AJP
CHECKED BY: WES
DATE: JANUARY 2016

WARNING
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WWW.WMSCHUTT.COM

6855 TRANSIT ROAD
TOWN OF CLARENCE
COUNTY OF ERIE, STATE OF NEW YORK

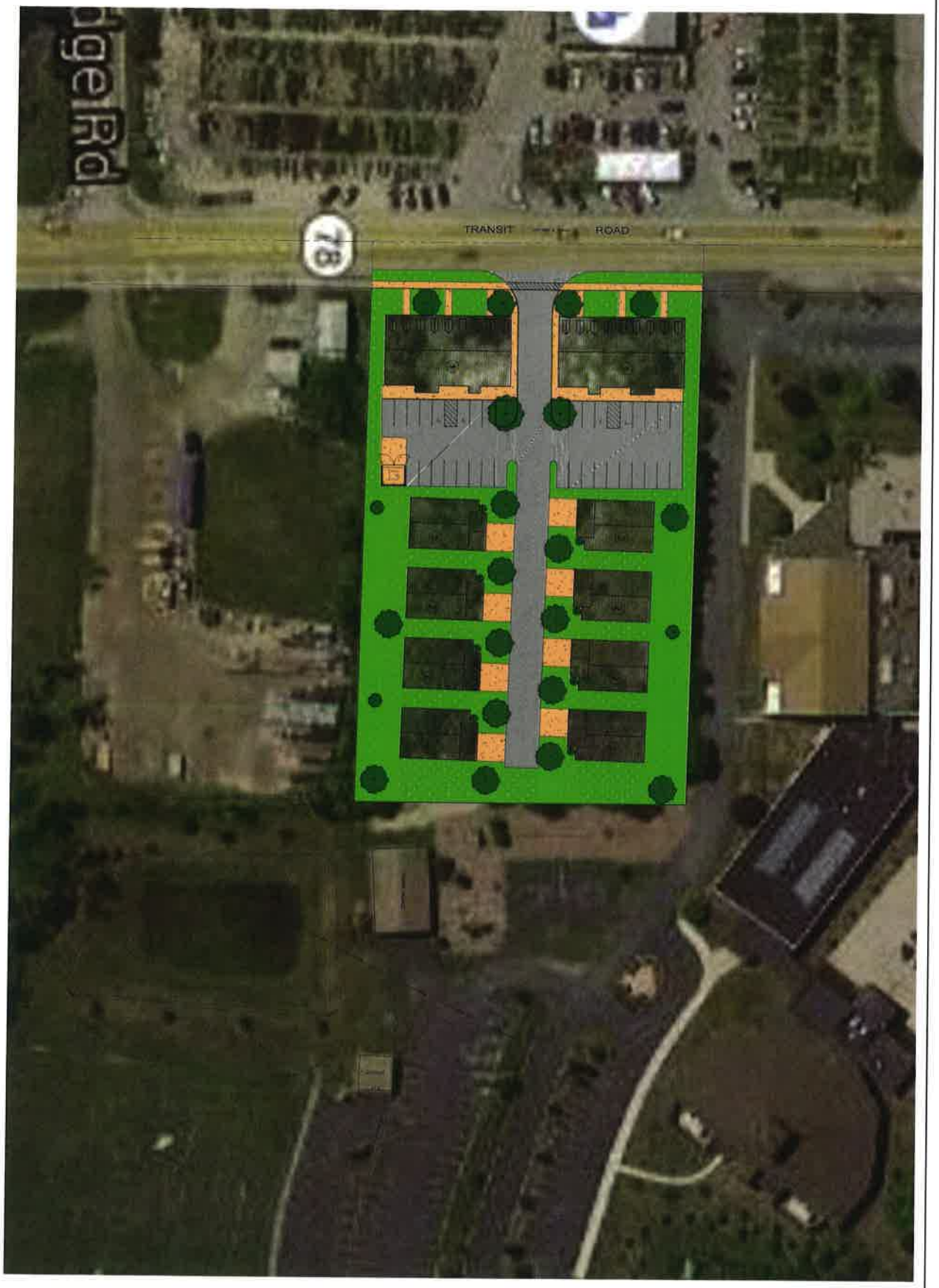
CONCEPT PLAN

THIS SHEET ISSUED APRIL 28, 2016

CP1

DRAWING SCALE 1"= 20'

WSA PROJECT NO. 131326



SCALE 1" = 30'
GRAPHIC SCALE IN FEET

6855 TRANSIT ROAD

TOWN OF CLARENCE
COUNTY OF ERIE, STATE OF NEW YORK

NEIGHBORHOOD PLAN

WM SCHUTT ASSOCIATES
37 CENTRAL AVE
LANCASTER, NY 14086-2143
PH. 716-683-5961
FAX 716-683-0169
WWW.WMSCHUTT.COM

DESIGNED BY	WES
DRAWN BY	AJP
CHECKED BY	WES
DATE	JANUARY 2018

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DRAWING REVISIONS

ITEM	DATE	DESCRIPTION

THIS SHEET ISSUED APRIL 26, 2018

CP2

DRAWING SCALE 1"= 30'

WSA PROJECT NO 131328

SEQR ATTACHMENT

WETLANDS

From:	Don Wilson
To:	"James Pagliaroli"; "Davis R. Tiburzi"
Cc:	William Schutt; "Tim Lavocat"
Subject:	Letter of No Jurisdiction, 6855 Transit Road Parcel, Town of Clarence
Date:	Wednesday, February 10, 2016 1:52:22 PM
Attachments:	6855 Transit 2015-01047 Approved JD letter docx.pdf

Jim and Davis,

I am happy to say that after much wrangling and additional work I have been successful in getting the U.S. Army Corps of Engineers to REVERSE their previous Jurisdictional Determination over the wetland located on the parcel referred to as 6855 Transit Road. This has a been an ongoing press from my side since October of last year which started as soon as the District Supreme Court stayed the Clean Water Rule (CWR), The stay then forced the USACE (Buffalo District included) to considered isolated wetlands as being non jurisdictional under the Clean Water Act. The time it took and the pressure that I applied relative to this site was a long uphill climb, however based on my professional association with the agency and using the previous rules that they operated under pre CWR, I was successful after providing additional information and revisiting the site with two of the USACE biologist. I was able to argue that the no ecological continuum existed between the wetland pockets as delineated on the site and Ransom Creek. In addition to the additional topography that Bill provided, I were able to show no direct overland flow from the wetland to Ransom Creek. These two factors (lack of biological continuum and lack of direct overland hydrological connection) convinced the USACE to reverse their decision and agree that the wetland on the 6588 Transit Road parcel is isolated and as such not subject to regulation under the Clean Water Act. This was further supported through the review process at the US EPA Regional office which did not overturn this determination.

Attached is a scanned copy of the JD that I received today. Jim will receive the original in the mail. In light of this action you can proceed forward with your development plan with total disregard for the wetland area (Both Wetland A and Wetland B) and no need to consider wetland mitigation into your project. I have copied Tim Lovocat, the Town Engineer with this new information as well. I light this turn of events it may be possible that the town will allow the fill material to remain in place in as I assume it can be utilized as base fill in grading into the low areas of the site at a time when weather conditions are suitable, and when proper erosion and sediment control can be put into place.

The Isolated Wetland Jurisdictional Determination is good for a period of 5 years from the date of the letter (which is February 10, 2016) as is stated in the four paragraph, page 1. After that time, if these wet areas are not filled, you would be subject to a reevaluation by the USACE. I WOULD STRONGLY SUGGEST THAT YOU PROCEED WITH A DEVELOPMENT/DISTURBANCE PLAN AS SOON AS POSSIBLE.

Don

Donald G. Wilson
Professional Wetland Scientist(Certified)
Wilson Environmental Technologies, Inc.
1879 Whitehaven Road, Suite 3

Grand Island, New York 14072
don@wilsonenvironmental.com
http://www.wilsonenvironmental.com
716-565-3000 Office
716-775-9140 Fax
716-830-6445 cell

DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

February 10, 2016

Regulatory Branch

SUBJECT: Department of the Army Application No. LRB-2015-01047

Mr. James Pagliaroli
136 Mill Street
Williamsville, New York 14221

Dear Mr. Pagliaroli:

I am writing to you in regard to your recent request for an approved jurisdictional determination for the property located at 6855 Transit Road, Town of Clarence, Erie County, New York.

Section 404 of the Clean Water Act establishes Corps of Engineers jurisdiction over the discharge of dredged or fill material into waters of the United States, including wetlands, as defined in 33 CFR Part 328.3.

Based upon our evaluation of the subject project site, we have determined that there is no clear surface water connection or ecological continuum between the wetlands on the parcel and a surface tributary system to a navigable water of the United States. Therefore, these waters are considered isolated, non-navigable, intrastate waters and not regulated under Section 404 of the Clean Water Act. Accordingly, you do not need Department of the Army authorization to commence work in these areas.

This determination will remain valid for a period of 5 years from the date of this correspondence unless new information warrants revision of the delineation before the expiration. At the end of this period, a new delineation may be required. In addition, this delineation/determination has been conducted to identify the limits of the Corps Clean Water Act jurisdiction for the particular site identified in this request. This delineation/determination may not be valid for the wetland conservation provisions of the Food Security Act of 1985, as amended. If you or your tenant are United States Department of Agriculture (USDA) program participants, or anticipate participation in USDA programs, you should request a certified wetland determination from the local office of the Natural Resource Conservation Service prior to starting work.

I encourage you to contact the appropriate state and local governmental officials to insure that the proposed work complies with their requirements.

Finally, this letter contains an approved jurisdictional determination (JD) for the subject parcel. If you object to this JD, you may request an administrative appeal under Corps regulations at 33 CFR Part 331. Enclosed you will find a Notification of Appeal Process (NAP)

Regulatory Branch

SUBJECT: Department of the Army Application No. LRB-2015-01047

fact sheet and Request for Appeal (RFA) form. If you request to appeal the above JD, you must submit a completed RFA form within 60 days of the date on this letter to the Great Lakes/Ohio River Division Office at the following address:

Attn: Jacob Siegrist
Great Lakes and Ohio River Division
CELRD-PD-REG
550 Main Street, Room 10524
Cincinnati, OH 45202-3222
Phone: 513-684-2699; FAX 513-684-2460

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria for appeal under 33 C.F.R. part 331.5, and that it has been received by the Division Office within 60 days of the date of the NAP. Should you decide to submit an RFA form, it must be received at the above address by April 10, 2016.

It is not necessary to submit an RFA to the Division office if you do not object to the determination in this letter.

Questions pertaining to this matter should be directed to me by calling 716-879-4308, by writing to the following address: U.S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207, or by e-mail at: Heather.L.Adams@usace.army.mil

Sincerely,

Heather Adams
Biologist

Enclosures

NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

Applicant: Mr. James Pagliaroli	File Number: LRB-2015-01047	Date: 2/10/2016
Attached is:		See Section below
	INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)	A
	PROFFERED PERMIT (Standard Permit or Letter of permission)	B
	PERMIT DENIAL	C
X	APPROVED JURISDICTIONAL DETERMINATION	D
	PRELIMINARY JURISDICTIONAL DETERMINATION	E

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at http://www.usace.army.mil/CECW/Pages/reg_materials.aspx or Corps regulations at 33 CFR Part 331.

A: INITIAL PROFFERED PERMIT: You may accept or object to the permit.

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

- **OBJECT:** If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

B: PROFFERED PERMIT: You may accept or appeal the permit

- **ACCEPT:** If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

- **APPEAL:** If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

C: PERMIT DENIAL: You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

D: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information.

- **ACCEPT:** You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.

- **APPEAL:** If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

E: PRELIMINARY JURISDICTIONAL DETERMINATION: You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT

REASONS FOR APPEAL OR OBJECTIONS: (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

ADDITIONAL INFORMATION: The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

POINT OF CONTACT FOR QUESTIONS OR INFORMATION:

If you have questions regarding this decision and/or the appeal process you may contact: Heather Adams U.S. Army Corps of Engineers 1776 Niagara Street Buffalo, New York 14207 716-879-4308 Heather.L.Adams@usace.army.mil	If you only have questions regarding the appeal process you may also contact: Attn: Jacob Siegrist Great Lakes and Ohio River Division CELRD-PD-REG 550 Main Street, Room 10524 Cincinnati, OH 45202-3222 513-684-2699; FAX 513-684-2460

RIGHT OF ENTRY: Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15 day notice of any site investigation, and will have the opportunity to participate in all site investigations.

_____ Signature of appellant or agent.	Date:	Telephone number:

APPROVED JURISDICTIONAL DETERMINATION FORM
U.S. Army Corps of Engineers

This form should be completed by following the instructions provided in Section IV of the JD Form Instructional Guidebook.

SECTION I: BACKGROUND INFORMATION

A. REPORT COMPLETION DATE FOR APPROVED JURISDICTIONAL DETERMINATION (JD): February 10, 2016

B. DISTRICT OFFICE, FILE NAME, AND NUMBER: LRB-2015-01047, 6855 Transit Road

C. PROJECT LOCATION AND BACKGROUND INFORMATION:

State: New York County/parish/borough: Erie City: Clarence
Center coordinates of site (lat/long in degree decimal format): Lat. 43.03602 ° N, Long. 78.6961 ° W
Universal Transverse Mercator: 17
Name of nearest waterbody: Ransom Creek
Name of nearest Traditional Navigable Water (TNW) into which the aquatic resource flows: Tonawanda Creek
Name of watershed or Hydrologic Unit Code (HUC): 04120104

- [x] Check if map/diagram of review area and/or potential jurisdictional areas is/are available upon request.
- [ ] Check if other sites (e.g., offsite mitigation sites, disposal sites, etc…) are associated with this action and are recorded on a different JD form

D. REVIEW PERFORMED FOR SITE EVALUATION (CHECK ALL THAT APPLY):

- [ ] Office (Desk) Determination. Date: *Click here to enter a date.*
- [x] Field Determination. Date(s): October 8, 2015

SECTION II: SUMMARY OF FINDINGS

A. RHA SECTION 10 DETERMINATION OF JURISDICTION.

There are no "*navigable waters of the U.S.*" within Rivers and Harbors Act (RHA) jurisdiction (as defined by 33 CFR part 329) in the review area. [*Required*]

- [ ] Waters subject to the ebb and flow of the tide.
- [ ] Waters are presently used, or have been used in the past, or may be susceptible for use to transport interstate or foreign commerce. Explain: *Click here to enter text.*

B. CWA SECTION 404 DETERMINATION OF JURISDICTION.

There are no "*waters of the U.S.*" within Clean Water Act (CWA) jurisdiction (as defined by 33 CFR part 328) in the review area. ***[Required]***

1. **Waters of the U.S.**
   a. **Indicate presence of waters of U.S. in review area (check all that apply):** [1]

- [ ] TNWs, including territorial seas
- [ ] Wetlands adjacent to TNWs
- [ ] Relatively permanent waters[2] (RPWs) that flow directly or indirectly into TNWs
- [ ] Non-RPWs that flow directly or indirectly into TNWs
- [ ] Wetlands directly abutting RPWs that flow directly or indirectly into TNWs
- [ ] Wetlands adjacent to but not directly abutting RPWs that flow directly or indirectly into TNWs
- [ ] Wetlands adjacent to non-RPWs that flow directly or indirectly into TNWs
- [ ] Impoundments of jurisdictional waters
- [ ] Isolated (interstate or intrastate) waters, including isolated wetlands

   b. **Identify (estimate) size of waters of the U.S. in the review area:**
   Non-wetland waters: # linear feet: # width (ft) and/or # acres.
   Wetlands: # acres.

   c. **Limits (boundaries) of jurisdiction** based on: *Choose an item.*

   Elevation of established OHWM (if known): *Click here to enter text.*

2. **Non-regulated waters/wetlands (check if applicable):**[3]

- [x] Potentially jurisdictional waters and/or wetlands were assessed within the review area and determined to be not jurisdictional. Explain: On October 8, 2015, Katie Buckler and I walked the perimeter of Wetland A (0.48-acre) and Wetland B (0.12-acre). The wetlands are depressions created by the removal of the on-site soils and placing them in one large pile. The wetlands are about 1-2 feet lower than the surrounding elevation with the soil pile several feet high and the wetlands largely contain invasive species such as phragmites. There appears to be a linear ditch leading away from the wetlands going south towards Ransom Creek. However, the elevation of the ditch rises until it's about 2 feet above the wetlands, it has no bed and bank features and contains mainly grass that has

---

[1] Boxes checked below shall be supported by completing the appropriate sections in Section III below.
[2] For purposes of this form, an RPW is defined as a tributary that is not a TNW and that typically flows year-round or has continuous flow at least "seasonally" (e.g., typically 3 months).
[3] Supporting documentation is presented in Section III.F.

been mowed. It is not likely that even under spring thaw and rain conditions that water would flow up hill and all the way to Ransom Creek. The wetlands are bound on all four sides by fill and development. No culverts or other type of swale or possible drainage area was found and no surface water connection to other wetlands or a stream could be discerned. Due to these factors, there is likely no ecological continuum with Ransom Creek. The factors at 328.3(a)(i-iii) were considered and there is no substantial nexus to interstate or foreign commerce, therefore is has been determined the wetland is isolated.

SECTION III: CWA ANALYSIS

A. TNWs AND WETLANDS ADJACENT TO TNWs

The agencies will assert jurisdiction over TNWs and wetlands adjacent to TNWs. If the aquatic resource is a TNW, complete Section III.A.1 and Section III.D.1. only; if the aquatic resource is a wetland adjacent to a TNW, complete Sections III.A.1 and 2 and Section III.D.1.; otherwise, see Section III.B below.

1. **TNW**
   Identify TNW: *Click here to enter text.*
   Summarize rationale supporting determination: *Click here to enter text.*

2. **Wetland adjacent to TNW**
   Summarize rationale supporting conclusion that wetland is "adjacent": *Click here to enter text.*

B. CHARACTERISTICS OF TRIBUTARY (THAT IS NOT A TNW) AND ITS ADJACENT WETLANDS (IF ANY):

This section summarizes information regarding characteristics of the tributary and its adjacent wetlands, if any, and it helps determine whether or not the standards for jurisdiction established under *Rapanos* have been met.

The agencies will assert jurisdiction over non-navigable tributaries of TNWs where the tributaries are "relatively permanent waters" (RPWs), i.e. tributaries that typically flow year-round or have continuous flow at least seasonally (e.g., typically 3 months). A wetland that directly abuts an RPW is also jurisdictional. If the aquatic resource is not a TNW, but has year-round (perennial) flow, skip to Section III.D.2. If the aquatic resource is a wetland directly abutting a tributary with perennial flow, skip to Section III.D.4.

A wetland that is adjacent to but that does not directly abut an RPW requires a significant nexus evaluation. Corps districts and EPA regions will include in the record any available information that documents the existence of a significant nexus between a relatively permanent tributary that is not perennial (and its adjacent wetlands if any) and a traditional navigable water, even though a significant nexus finding is not required as a matter of law.

If the waterbody[4] is not an RPW, or a wetland directly abutting an RPW, a JD will require additional data to determine if the waterbody has a significant nexus with a TNW. If the tributary has adjacent wetlands, the significant nexus evaluation must consider the tributary in combination with all of its adjacent wetlands. This significant nexus evaluation that combines, for analytical purposes, the tributary and all of its adjacent wetlands is used whether the review area identified in the JD request is the tributary, or its adjacent wetlands, or both. If the JD covers a tributary with adjacent wetlands, complete Section III.B.1 for the tributary, Section III.B.2 for any onsite wetlands, and Section III.B.3 for all wetlands adjacent to that tributary, both onsite and offsite. The determination whether a significant nexus exists is determined in Section III.C below.

1. **Characteristics of non-TNWs that flow directly or indirectly into TNW**

   (i) **General Area Conditions:**
   Watershed size: *# Choose an item.*
   Drainage area: *# Choose an item.*

   Average annual rainfall: # inches
   Average annual snowfall: # inches

   (ii) **Physical Characteristics:**
   (a) Relationship with TNW:
   ☐ Tributary flows directly into TNW.
   ☐ Tributary flows through *Choose an item.* tributaries before entering TNW.

   Project waters are *Choose an item.* river miles from TNW.
   Project waters are *Choose an item.* river miles from RPW.
   Project waters are *Choose an item.* aerial (straight) miles from TNW.
   Project waters are *Choose an item.* aerial (straight) miles from RPW.
   Project waters cross or serve as state boundaries. Explain: *Click here to enter text.*

   Identify flow route to TNW[5]: *Click here to enter text.*
   Tributary stream order, if known: *Click here to enter text.*

   (b) General Tributary Characteristics (check all that apply):
   Tributary is: ☐ Natural
   ☐ Artificial (man-made). Explain: *Click here to enter text.*
   ☐ Manipulated (man-altered). Explain: *Click here to enter text.*

[4] Note that the Instructional Guidebook contains additional information regarding swales, ditches, washes, and erosional features generally and in the arid West.
[5] Flow route can be described by identifying, e.g., tributary a, which flows through the review area, to flow into tributary b, which then flows into TNW.

Tributary properties with respect to top of bank (estimate):
Average width: # feet
Average depth: # feet
Average side slopes: *Choose an item.*

Primary tributary substrate composition (check all that apply):

- ☐ Silts
- ☐ Sands
- ☐ Concrete
- ☐ Cobbles
- ☐ Gravel
- ☐ Muck
- ☐ Bedrock
- ☐ Vegetation. Type/% cover: *Click here to enter text.*
- ☐ Other. Explain: *Click here to enter text.*

Tributary condition/stability [e.g., highly eroding, sloughing banks]. Explain: *Click here to enter text.*
Presence of run/riffle/pool complexes. Explain: *Click here to enter text.*
Tributary geometry: *Choose an item.*
Tributary gradient (approximate average slope): #%

(c) Flow:
Tributary provides for: *Choose an item.*
Estimate average number of flow events in review area/year: *Choose an item.*
Describe flow regime: *Click here to enter text.*
Other information on duration and volume: *Click here to enter text.*

Surface flow is: *Choose an item.* Characteristics: *Click here to enter text.*

Subsurface flow: *Choose an item.* Explain findings: *Click here to enter text.*
- ☐ Dye (or other) test performed: *Click here to enter text.*

Tributary has (check all that apply):
- ☐ Bed and banks
- ☐ OHWM[6] (check all indicators that apply):
  - ☐ clear, natural line impressed on the bank
  - ☐ changes in the character of soil
  - ☐ shelving
  - ☐ vegetation matted down, bent, or absent
  - ☐ leaf litter disturbed or washed away
  - ☐ sediment deposition
  - ☐ water staining
  - ☐ other (list): *Click here to enter text.*
  - ☐ the presence of litter and debris
  - ☐ destruction of terrestrial vegetation
  - ☐ the presence of wrack line
  - ☐ sediment sorting
  - ☐ scour
  - ☐ multiple observed or predicted flow events
  - ☐ abrupt change in plant community *Click here to enter text.*
- ☐ Discontinuous OHWM.[7] Explain: *Click here to enter text.*

If factors other than the OHWM were used to determine lateral extent of CWA jurisdiction (check all that apply):
- ☐ High Tide Line indicated by:
  - ☐ oil or scum line along shore objects
  - ☐ fine shell or debris deposits (foreshore)
  - ☐ physical markings/characteristics
  - ☐ tidal gauges
  - ☐ other (list): *Click here to enter text.*
- ☐ Mean High Water Mark indicated by:
  - ☐ survey to available datum;
  - ☐ physical markings;
  - ☐ vegetation lines/changes in vegetation types.

(iii) Chemical Characteristics:
Characterize tributary (e.g., water color is clear, discolored, oily film; water quality; general watershed characteristics, etc.).
Explain: *Click here to enter text.*
Identify specific pollutants, if known: *Click here to enter text.*

---

[6]A natural or man-made discontinuity in the OHWM does not necessarily sever jurisdiction (e.g., where the stream temporarily flows underground, or where the OHWM has been removed by development or agricultural practices). Where there is a break in the OHWM that is unrelated to the waterbody's flow regime (e.g., flow over a rock outcrop or through a culvert), the agencies will look for indicators of flow above and below the break.
[7]Ibid.

(iv) Biological Characteristics. Channel supports (check all that apply):

- ☐ Riparian corridor. Characteristics (type, average width): *Click here to enter text.*
- ☐ Wetland fringe. Characteristics: *Click here to enter text.*
- ☐ Habitat for:
  - ☐ Federally Listed species. Explain findings: *Click here to enter text.*
  - ☐ Fish/spawn areas. Explain findings: *Click here to enter text.*
  - ☐ Other environmentally-sensitive species. Explain findings: *Click here to enter text.*
  - ☐ Aquatic/wildlife diversity. Explain findings: *Click here to enter text.*

2. Characteristics of wetlands adjacent to non-TNW that flow directly or indirectly into TNW

(i) Physical Characteristics:

(a) General Wetland Characteristics:

Properties:

Wetland size: # acres

Wetland type. Explain: *Click here to enter text.*

Wetland quality. Explain: *Click here to enter text.*

Project wetlands cross or serve as state boundaries. Explain: *Click here to enter text.*

(b) General Flow Relationship with Non-TNW:

Flow is: *Choose an item.* Explain: *Click here to enter text.*

Surface flow is: *Choose an item.*

Characteristics: *Click here to enter text.*

Subsurface flow: *Choose an item.* Explain findings: *Click here to enter text.*

- ☐ Dye (or other) test performed: *Click here to enter text.*

(c) Wetland Adjacency Determination with Non-TNW:

- ☐ Directly abutting
- ☐ Not directly abutting
  - ☐ Discrete wetland hydrologic connection. Explain: *Click here to enter text.*
  - ☐ Ecological connection. Explain: *Click here to enter text.*
  - ☐ Separated by berm/barrier. Explain: *Click here to enter text.*

(d) Proximity (Relationship) to TNW

Project wetlands are *Choose an item.* river miles from TNW.

Project waters are *Choose an item.* aerial (straight) miles from TNW.

Flow is from: *Choose an item.*

Estimate approximate location of wetland as within the *Choose an item.* floodplain.

(ii) Chemical Characteristics:

Characterize wetland system (e.g., water color is clear, brown, oil film on surface; water quality; general watershed characteristics; etc.). Explain: *Click here to enter text.*

Identify specific pollutants, if known: *Click here to enter text.*

(iii) Biological Characteristics. Wetland supports (check all that apply):

- ☐ Riparian buffer. Characteristics (type, average width): *Click here to enter text.*
- ☐ Vegetation type/percent cover. Explain: *Click here to enter text.*
- ☐ Habitat for:
  - ☐ Federally Listed species. Explain findings: *Click here to enter text.*
  - ☐ Fish/spawn areas. Explain findings: *Click here to enter text.*
  - ☐ Other environmentally-sensitive species. Explain findings: *Click here to enter text.*
  - ☐ Aquatic/wildlife diversity. Explain findings: *Click here to enter text.*

3. Characteristics of all wetlands adjacent to the tributary (if any)

All wetland(s) being considered in the cumulative analysis: *Choose an item.*

Approximately (#) acres in total are being considered in the cumulative analysis.

For each wetland, specify the following:

Directly abuts? (Y/N)	Size (in acres)	Directly abuts? (Y/N)	Size (in acres)
Y/N	*#*	*Y/N*	*#*
Y/N	*#*	*Y/N*	*#*
Y/N	*#*	*Y/N*	*#*
Y/N	*#*	*Y/N*	*#*

Summarize overall biological, chemical and physical functions being performed: *Click here to enter text.*

C. SIGNIFICANT NEXUS DETERMINATION

A significant nexus analysis will assess the flow characteristics and functions of the tributary itself and the functions performed by any wetlands adjacent to the tributary to determine if they significantly affect the chemical, physical, and biological integrity of a TNW. For each of the following situations, a significant nexus exists if the tributary, in combination with all of its adjacent wetlands, has more than a speculative or insubstantial effect on the chemical, physical and/or biological integrity of a TNW. Considerations when evaluating significant nexus include, but are not limited to the volume, duration, and frequency of the flow of water in the tributary and its proximity to a TNW, and the functions performed by the tributary and all its adjacent wetlands. It is not appropriate to determine significant nexus based solely on any specific threshold of distance (e.g. between a tributary and its adjacent wetland or between a tributary and the TNW). Similarly, the fact an adjacent wetland lies within or outside of a floodplain is not solely determinative of significant nexus.

Draw connections between the features documented and the effects on the TNW, as identified in the *Rapanos* Guidance and discussed in the Instructional Guidebook. Factors to consider include, for example:

- Does the tributary, in combination with its adjacent wetlands (if any), have the capacity to carry pollutants or flood waters to TNWs, or to reduce the amount of pollutants or flood waters reaching a TNW?
- Does the tributary, in combination with its adjacent wetlands (if any), provide habitat and lifecycle support functions for fish and other species, such as feeding, nesting, spawning, or rearing young for species that are present in the TNW?
- Does the tributary, in combination with its adjacent wetlands (if any), have the capacity to transfer nutrients and organic carbon that support downstream foodwebs?
- Does the tributary, in combination with its adjacent wetlands (if any), have other relationships to the physical, chemical, or biological integrity of the TNW?

Note: the above list of considerations is not inclusive and other functions observed or known to occur should be documented below:

1. **Significant nexus findings for non-RPW that has no adjacent wetlands and flows directly or indirectly into TNWs.** Explain findings of presence or absence of significant nexus below, based on the tributary itself, then go to Section III.D: *Click here to enter text.*
2. **Significant nexus findings for non-RPW and its adjacent wetlands, where the non-RPW flows directly or indirectly into TNWs.** Explain findings of presence or absence of significant nexus below, based on the tributary in combination with all of its adjacent wetlands, then go to Section III.D: *Click here to enter text.*
3. **Significant nexus findings for wetlands adjacent to an RPW but that do not directly abut the RPW.** Explain findings of presence or absence of significant nexus below, based on the tributary in combination with all of its adjacent wetlands, then go to Section III.D: *Click here to enter text.*

D. DETERMINATIONS OF JURISDICTIONAL FINDINGS. THE SUBJECT WATERS/WETLANDS ARE (CHECK ALL THAT APPLY):

1. **TNWs and Adjacent Wetlands.** Check all that apply and provide size estimates in review area:
   - ☐ TNWs: # linear feet # width (ft), Or, # acres.
   - ☐ Wetlands adjacent to TNWs: # acres.

2. **RPWs that flow directly or indirectly into TNWs.**
   - ☐ Tributaries of TNWs where tributaries typically flow year-round are jurisdictional. Provide data and rationale indicating that tributary is perennial: *Click here to enter text.*.
   - ☐ Tributaries of TNW where tributaries have continuous flow "seasonally" (e.g., typically three months each year) are jurisdictional. Data supporting this conclusion is provided at Section III.B. Provide rationale indicating that tributary flows seasonally: *Click here to enter text.*.

   Provide estimates for jurisdictional waters in the review area (check all that apply):
   - ☐ Tributary waters: # linear feet # width (ft).
   - ☐ Other non-wetland waters: # acres.
     Identify type(s) of waters: *Click here to enter text.*

3. **Non-RPWs[8] that flow directly or indirectly into TNWs.**
   ☐ Waterbody that is not a TNW or an RPW, but flows directly or indirectly into a TNW, and it has a significant nexus with a TNW is jurisdictional. Data supporting this conclusion is provided at Section III.C.

   Provide estimates for jurisdictional waters within the review area (check all that apply):
   ☐ Tributary waters: # linear feet # width (ft).
   ☐ Other non-wetland waters: # acres.
   Identify type(s) of waters: *Click here to enter text.*

4. **Wetlands directly abutting an RPW that flow directly or indirectly into TNWs.**
   ☐ Wetlands directly abut RPW and thus are jurisdictional as adjacent wetlands.
   ☐ Wetlands directly abutting an RPW where tributaries typically flow year-round. Provide data and rationale indicating that tributary is perennial in Section III.D.2, above. Provide rationale indicating that wetland is directly abutting an RPW: *Click here to enter text.*
   ☐ Wetlands directly abutting an RPW where tributaries typically flow "seasonally." Provide data indicating that tributary is seasonal in Section III.B and rationale in Section III.D.2, above. Provide rationale indicating that wetland is directly abutting an RPW: *Click here to enter text.*

   Provide acreage estimates for jurisdictional wetlands in the review area: # acres.

5. **Wetlands adjacent to but not directly abutting an RPW that flow directly or indirectly into TNWs.**
   ☐ Wetlands that do not directly abut an RPW, but when considered in combination with the tributary to which they are adjacent and with similarly situated adjacent wetlands, have a significant nexus with a TNW are jurisidictional. Data supporting this conclusion is provided at Section III.C.

   Provide acreage estimates for jurisdictional wetlands in the review area: # acres.

6. **Wetlands adjacent to non-RPWs that flow directly or indirectly into TNWs.**
   ☐ Wetlands adjacent to such waters, and have when considered in combination with the tributary to which they are adjacent and with similarly situated adjacent wetlands, have a significant nexus with a TNW are jurisdictional. Data supporting this conclusion is provided at Section III.C.

   Provide estimates for jurisdictional wetlands in the review area: # acres.

7. **Impoundments of jurisdictional waters.[9]**
   As a general rule, the impoundment of a jurisdictional tributary remains jurisdictional.
   ☐ Demonstrate that impoundment was created from "waters of the U.S.," or
   ☐ Demonstrate that water meets the criteria for one of the categories presented above (1-6), or
   ☐ Demonstrate that water is isolated with a nexus to commerce (see E below).

E. ISOLATED [INTERSTATE OR INTRA-STATE] WATERS, INCLUDING ISOLATED WETLANDS, THE USE, DEGRADATION OR DESTRUCTION OF WHICH COULD AFFECT INTERSTATE COMMERCE, INCLUDING ANY SUCH WATERS (CHECK ALL THAT APPLY):[10]

☐ which are or could be used by interstate or foreign travelers for recreational or other purposes.
☐ from which fish or shellfish are or could be taken and sold in interstate or foreign commerce.
☐ which are or could be used for industrial purposes by industries in interstate commerce.
☐ Interstate isolated waters. Explain: *Click here to enter text.*
☐ Other factors. Explain: *Click here to enter text.*

Identify water body and summarize rationale supporting determination: *Click here to enter text.*

Provide estimates for jurisdictional waters in the review area (check all that apply):
☐ Tributary waters: # linear feet # width (ft).
☐ Other non-wetland waters: # acres.
Identify type(s) of waters: *Click here to enter text.*
☐ Wetlands: # acres.

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[8] See Footnote # 3.
[9] To complete the analysis refer to the key in Section III.D.6 of the Instructional Guidebook.
[10] Prior to asserting or declining CWA jurisdiction based solely on this category, Corps Districts will elevate the action to Corps and EPA HQ for review consistent with the process described in the Corps/EPA *Memorandum Regarding CWA Act Jurisdiction Following Rapanos.*

F. NON-JURISDICTIONAL WATERS, INCLUDING WETLANDS (CHECK ALL THAT APPLY):

- ☐ If potential wetlands were assessed within the review area, these areas did not meet the criteria in the 1987 Corps of Engineers Wetland Delineation Manual and/or appropriate Regional Supplements.
- ☑ Review area included isolated waters with no substantial nexus to interstate (or foreign) commerce.
  - ☑ Prior to the Jan 2001 Supreme Court decision in "*SWANCC*," the review area would have been regulated based solely on the "Migratory Bird Rule" (MBR).
- ☐ Waters do not meet the "Significant Nexus" standard, where such a finding is required for jurisdiction. Explain: *Click here to enter text.*
- ☐ Other: (explain, if not covered above): *Click here to enter text.*

Provide acreage estimates for non-jurisdictional waters in the review area, where the sole potential basis of jurisdiction is the MBR factors (i.e., presence of migratory birds, presence of endangered species, use of water for irrigated agriculture), using best professional judgment (check all that apply):

- ☐ Non-wetland waters (i.e., rivers, streams): # linear feet # width (ft).
- ☐ Lakes/ponds: # acres.
- ☐ Other non-wetland waters: # acres. List type of aquatic resource: *Click here to enter text..*
- ☑ Wetlands: 0.6-acre

Provide acreage estimates for non-jurisdictional waters in the review area that do not meet the "Significant Nexus" standard, where such a finding is required for jurisdiction (check all that apply):

- ☐ Non-wetland waters (i.e., rivers, streams): # linear feet # width (ft).
- ☐ Lakes/ponds: # acres.
- ☐ Other non-wetland waters: # acres. List type of aquatic resource: *Click here to enter text..*
- ☐ Wetlands: # acres.

SECTION IV: DATA SOURCES.

A. **SUPPORTING DATA. Data reviewed for JD (check all that apply** - checked items shall be included in case file and, where checked and requested, appropriately reference sources below):

- ☑ Maps, plans, plots or plat submitted by or on behalf of the applicant/consultant: *Click here to enter text.*
- ☑ Data sheets prepared/submitted by or on behalf of the applicant/consultant.
  - ☑ Office concurs with data sheets/delineation report.
  - ☐ Office does not concur with data sheets/delineation report.
- ☐ Data sheets prepared by the Corps: *Click here to enter text.*
- ☐ Corps navigable waters' study: *Click here to enter text.*
- ☐ U.S. Geological Survey Hydrologic Atlas: *Click here to enter text.*
  - ☐ USGS NHD data.
  - ☐ USGS 8 and 12 digit HUC maps.
- ☑ U.S. Geological Survey map(s). Cite scale & quad name: NY-Clarence Center
- ☐ USDA Natural Resources Conservation Service Soil Survey. Citation: *Click here to enter text.*
- ☐ National wetlands inventory map(s). Cite name: *Click here to enter text.*
- ☐ State/Local wetland inventory map(s): *Click here to enter text.*
- ☐ FEMA/FIRM maps: *Click here to enter text.*
- ☐ 100-year Floodplain Elevation is: *Click here to enter text.* (National Geodectic Vertical Datum of 1929)
- ☑ Photographs: ☑ Aerial (Name & Date): Google Earth, various years
  - ☐ or ☑ Other (Name & Date): photos submitted with wetland delineation
- ☐ Previous determination(s). File no. and date of response letter: *Click here to enter text.*
- ☐ Applicable/supporting case law: *Click here to enter text.*
- ☐ Applicable/supporting scientific literature: *Click here to enter text.*
- ☐ Other information (please specify): *Click here to enter text.*

B. **ADDITIONAL COMMENTS TO SUPPORT JD:**

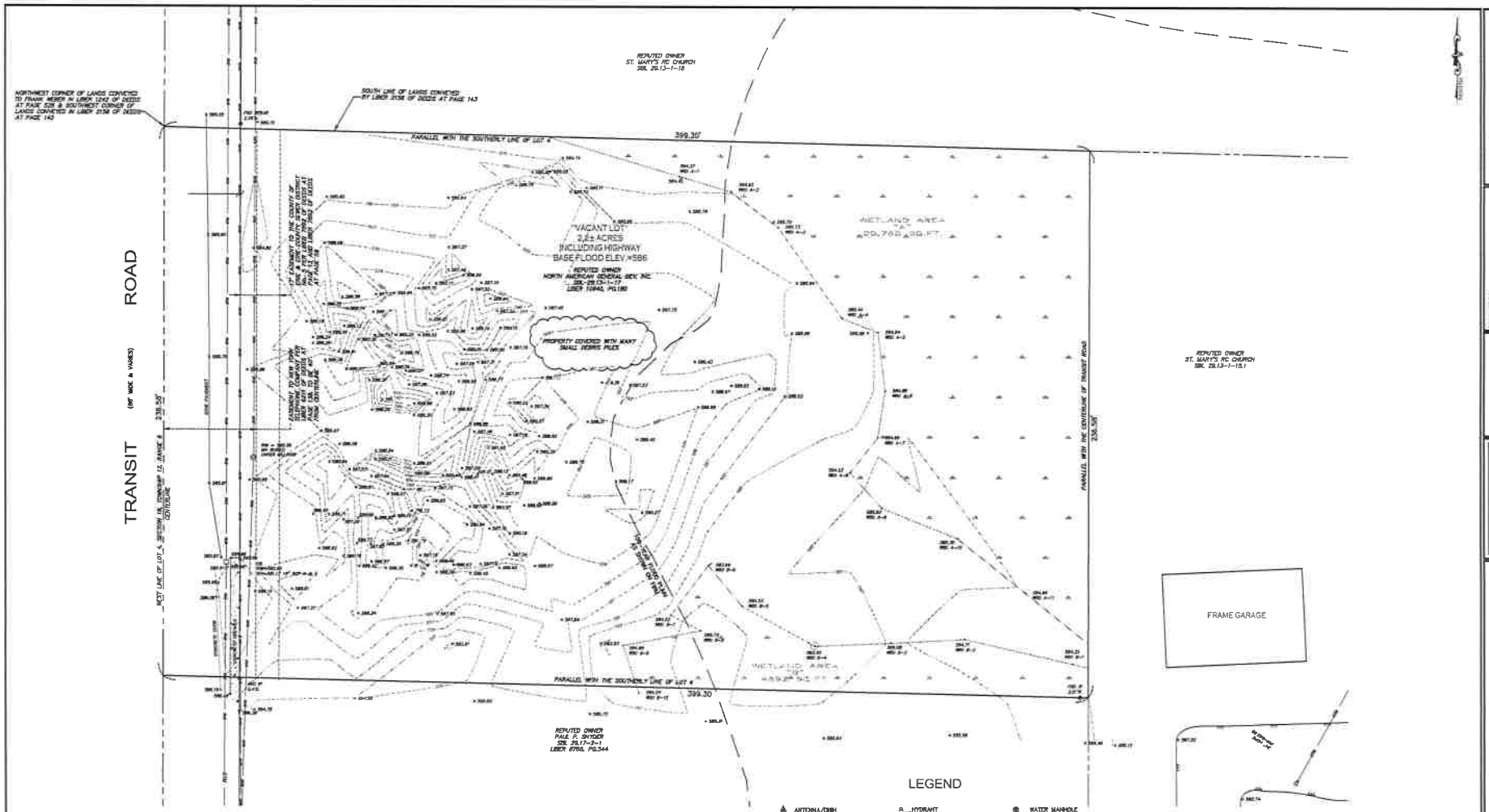
Heather Adams

Heather Adams
Project Manager

February 10, 2016
Date

FIGURE 1
SITE LOCATION
6855 TRANSIT ROAD
TOWN OF CLARENCE, NY
USGS Clarence Center, NY
Quadrangle Map
NTS

3-D Topographic Quadrangle Map Del Orbis Yarmouth, ME 04096 Source Data: USGS 750 ft Scale: 1 : 25,000 Detail: 13-0 Datum: WGS84



UTILITIES

THE UNDERGROUND UTILITIES SHOWN HAVE BEEN LOCATED FROM FIELD SURVEY INFORMATION AND EXISTING RECORD DRAWINGS PROVIDED TO THE SURVEYOR. THE SURVEYOR MAKES NO GUARANTEE THAT THE UNDERGROUND UTILITIES SHOWN COMPRISE ALL SUCH UTILITIES IN THE AREA, EITHER IN SERVICE OR ABANDONED. ADDITIONAL BURIED UTILITIES/STRUCTURES MAY BE ENCOUNTERED. NO EXCAVATIONS WERE MADE DURING THE PROGRESS OF THIS SURVEY TO SUBSTANTIATE BURIED UTILITIES AND STRUCTURES. THE SURVEYOR FURTHER DOES NOT WARRANT THAT THE UNDERGROUND UTILITIES SHOWN ARE IN THE EXACT LOCATION INDICATED, ALTHOUGH HE DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM INFORMATION AVAILABLE. BEFORE EXCAVATIONS ARE BEGUN, THE APPROPRIATE AGENCIES SHOULD BE CONTACTED FOR VERIFICATION OF UTILITY TYPE AND FOR FIELD LOCATIONS.

BENCHMARK TABLE (DATUM NGVD'29)

DESIGNATION	ELEVATION	DESCRIPTION
AMHERST 54	586.13 NGVD 29 585.83 NAVD 88	AMHERST CONTROL
BM-1	593.88 NGVD 29	TOP SHUT OFF VALVE ON HYDRANT SOUTH SIDE OF STANLEY RD., ACROSS FROM HOUSE NO.8080
BM-2	593.44 NGVD 29	TOP SHUT OFF VALVE ON HYDRANT SOUTH SIDE OF STANLEY RD., ACROSS FROM HOUSE NO.8080

FLOOD INFORMATION

THE LOCATIONS, AS SHOWN, OF THE 100-YEAR FLOOD PLAIN AND FLOODWAY BOUNDARY ARE BASED ON FLOOD INSURANCE RATE MAP (FIRM) FOR THE TOWN OF CLARENCE, STATE OF NEW YORK, COMMUNITY PANEL NUMBER 360232 0011 C, DATED MARCH 3, 1986. FIRM MAP ELEVATION REFERENCE NGVD 29 DATUM.

NOTES

1. MAP FOR TOPOGRAPHIC PURPOSES ONLY SEE BOUNDARY SURVEY PREPARED BY OTHERS. BOUNDARY LINES AS SHOWN ARE FOR INFORMATIONAL PURPOSES ONLY.

LEGEND

- ANTENNA/DISH
- BENCHMARK
- BOLLARD
- CATCH BASIN
- CLEANOUT
- COMMUNICATIONS BOX
- COMMUNICATIONS MANHOLE
- COMMUNICATIONS MARKER
- COMMUNICATIONS VAULT
- CONIFEROUS SHRUB
- CONIFEROUS TREE
- CUT
- DECIDUOUS SHRUB
- DECIDUOUS TREE
- DRILL/AUGER HOLE
- ELECTRIC MANHOLE
- ELECTRIC METER
- END SECTION
- FILLER CAPS
- FLAG POLE
- FLOOD LIGHT
- GAS LINE MARKER
- GAS MANHOLE
- GAS METER
- GAS SERVICE VALVE
- GAS VALVE
- GUY WIRE
- HANDICAP PARKING
- HYDRANT
- PROPERTY MONUMENT (AS DESCRIBED)
- LIGHT POLE
- MAILBOX
- MONUMENT AS DESCRIBED
- OIL LINE MARKER
- PHONE BOOTH
- PIPE OUTLET
- POST
- POWER VAULT
- RAILROAD CONTROL BOX
- SANITARY SEWER MANHOLE
- SCUPPER
- SIGN (SINGLE POLE)
- SIGN (DOUBLE POLE)
- SIGN (TRIPLE POLE)
- SIGNAL POLE
- SIGNAL POLE (WITH TRAFFIC UTILITY BOX)
- STORM SEWER MANHOLE
- TRAFFIC CONTROL BOX
- TRAFFIC PULLBOX
- UNKNOWN MANHOLE
- UTILITY BOX
- UTILITY POLE
- UTILITY POLE WITH LIGHT
- WATER MANHOLE
- WATER METER
- WATER SERVICE VALVE
- WATER VALVE
- WELL
- YARD DRAIN
- BERM
- CENTERLINE OF ROAD
- CENTERLINE OF DITCH
- FENCE (CHAINLINK)
- FENCE (WOOD)
- GAS MAIN
- GUIDE RAIL (BOX BEAM)
- GUIDE RAIL (W BEAM)
- OVERHEAD WIRES
- LOT LINE
- PARCEL LINE
- RIGHT OF WAY LINE
- SANITARY SEWER LINE
- STORM SEWER LINE
- TREE LINE
- UNDERGROUND CONDUIT
- UNDERGROUND ELECTRIC
- WATER MAIN

WETLANDS

WETLANDS SHOWN HEREON ARE PRELIMINARY ONLY BASED UPON DELINEATION BY WILSON ENVIRONMENTAL TECHNOLOGIES AND ARE SUBJECT TO REVISION AND CHANGE BASED UPON REVIEW BY THE A.C.O.E.

SCALE 1"=20'
GRAPHIC SCALE IN FEET

DRAWING REVISIONS

ITEM	DATE	DESCRIPTION
1	9/10/2014	ADDED WETLAND PARTS

DESIGNED BY:
DRAWN BY: GCM
CHECKED BY: GJV
DATE: 09/15/2013

WARNING!
THIS DRAWING IS CONSIDERED TO BE IN VIOLATION OF THE LAW IF ALTERED AND REPRODUCED IN ANY FORM WITHOUT THE SEAL AND SIGNATURE OF THE ENGINEER.

WM SCHUTT ASSOCIATES
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LANCASTER, NY 14086-2143
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WWW.WMSCHUTT.COM

TOWN OF CLARENCE
COUNTY OF ERIE, STATE OF NEW YORK
PART OF LOT 4, SECTION 16, TOWNSHIP 12, RANGE 6
HOLLAND LAND COMPANY'S SURVEY

6855 TRANSIT ROAD TOPOGRAPHIC SURVEY

TS-1

DRAWING SCALE 1"= 20'
D13131241
WSA PROJECT NO. 13133

SEQR ATTACHMENT

GEOTECHNICAL

BARRON & ASSOCIATES, P.C.
10440 Main Street
Clarence, New York 14031

Tel: (716) 759-7821 www.barronandassociatespc.com Fax: (716) 759-7823

March 17, 2016 Job No: 16-524

Mr. Davis Tiburzi
958 Maple Road
Amherst, New York 14221

RE: Geotechnical Engineering Report
Proposed Commercial Building
6855 Transit Road (NYS Route 78)
Town of Clarence, Erie Co., New York 14032

Gentlemen:

This report presents the findings of the subsurface investigation program and geotechnical engineering recommendations for the above referenced project. The geographic orientation of the project site is illustrated on the U.S. Geologic Survey (USGS) site location map in Figure No. 1. The project site is illustrated in Figure No. 2, entitled "Test Boring Location Plan", which includes: the approximate location of test boring and 14 test pits advanced by Buffalo Drilling Company, Inc. (BDC); relative ground surface elevations; and additional site details.

EXPLORATION METHODS

Sampling Method: A truck-mounted Diedrich D-50 rotary drill rig was used to drill the test boring to a depth of 26 by using 2-1/4 inch inside diameter (ID), continuous flight hollow stem augers. Samples were recovered by driving a standard split-spoon sampler (2-foot long by 1-3/8 inch inside diameter) 24 inches with a 140-pound hammer falling 30 inches per blow per the American Society of Testing and Materials (ASTM) Standard D1586. The number of blows from six to 18 inches of penetration is defined as the Standard Penetration Test (SPT) N-value. Auger refusal, which may infer the top of bedrock, was not encountered. A Caterpillar mini track excavator was used to excavate 14 test pits into several soil / fill stockpiles and obtain bulk grab samples of the materials.

Any encountered groundwater conditions are documented in the field on the driller's logs for each test boring. If indicators of groundwater are observed on the sampling equipment, the depth to groundwater is also checked and measured through the hollow stem augers at the completion of the sampling efforts.

Classification: The retrieved soil and fill samples were initially logged in the field by the driller, and a portion of each sample was placed and sealed in a glass jar. The boring / pit logs, which are included in

Appendix A, were based upon the field logs and a second visual classification of recovered samples in the laboratory by a geologist. Classification/identification of samples, as noted on the boring logs, is based on the Unified Soil Classification System (USCS) in ASTM D2487/D2488. Refer to Appendix B entitled, "Geotechnical Reference Standards", for an explanation of the terminology that is used for soil and rock descriptions.

Laboratory Testing: Laboratory soil testing was undertaken on several retrieved bulk grab samples. The overall laboratory testing program consisted of the following test methods:

- Water (Moisture) Content of Soil ASTM D2216

Table No. 1 presents the tabulated results of the physical/soil index properties.

SITE AND SUBSURFACE CONDITIONS

General: The proposed site for development is addressed as 6855 Transit Road in the Town of Clarence, Erie County, New York. The project will include an approximate 4,500 square foot single story commercial building at the northwest corner of the site along with associated asphalt parking and roadway area. An equally sized building in the southwest corner and eight patio homes are potential future developments. The site topography is generally level within the building foot print with a u-shaped area of soil / fill stockpiles located within the west end of the site.

Subsurface Soil Conditions: In general, subsurface conditions consist of approximately four feet of granular fill material atop naturally deposited silty sand which mantles lacustrine silty clay that extends the remaining depth drilled.

At boring location B-1, an upper four foot thick layer of granular fill was encountered. This fill consists of fine to coarse grained gravel and sand sized crushed rock with little amounts of silt and concrete. This fill is in a medium dense to very dense and moist state. Random granular fill material also exists within several of the on-site stockpiles. Test pits TP-3, TP-6, TP-8, TP-10 and TP-11 consist of sand and gravel fill materials with little to trace amounts of silt. These fills are noted to be in a moist to wet state.

At the remaining stockpiles where test pits were dug, cohesive fill was encountered. This fill consists primarily of moderately plastic clay with an appreciable amount of silt, little amounts of sand and gravel and trace amounts of concrete, asphalt and brick, some of which is oversized (greater than 6" in diameter). Consistency and moisture contents ranged from moist to wet.

Beneath the fill material at boring B-1, a two foot thick layer of naturally deposited silty sand exists. This soil is medium dense and in a moist state. Assumed bearing grade for the building foundation will be within this unit.

Below the silty sand, naturally deposited lacustrine silty clay exists and extends the remaining depth drilled. This moderately plastic soil is in a stiff to very stiff and moist state within the upper portions of the unit and transitions to soft and wet below a depth of 12 feet.

Bedrock: Auger refusal, which is generally inferred to be the top of the apparent bedrock surface, was not encountered. Based upon the regional geology, the bedrock type beneath the site is Camillus Shale, and depth to bedrock is expected to be less than 50 feet.

Groundwater: Groundwater was not encountered during test drilling or test pit efforts. Note that the groundwater readings were taken at the completion of drilling efforts and, therefore, an adequate amount of time for the groundwater level to recharge to static conditions was probably not allowed. Fluctuations in the groundwater level may occur due to other factors than those present during field operations.

EARTHQUAKE/SEISMIC CONSIDERATIONS

Site Class Definition: For the given site conditions, the most applicable site definition is Site Class E, as listed in Table 1613.5.2 of the Building Code of New York State, © 2010.

Liquefaction Potential: For the Site Class E, the design spectral response acceleration parameters S_{DS}, at 0.2 seconds, and S_{D1}, at one second, are 0.37g and 0.12g (g = 32.2 feet/sec^2), respectively, for this part of Erie County, New York (see Appendix C). These values have a two percent probability of being exceeded in 50 years. Based upon the above conditions and an approximate magnitude 6.0 earthquake on the Richter Scale, the potential for liquefaction or settlement of Site Class E soil is considered low.

FOUNDATION DESIGN AND CONSTRUCTION RECOMMENDATIONS

General: This section will present and discuss recommendations on foundation design and construction and placement of controlled fills, and subgrade and base layer requirements for concrete floor slabs, paved parking and roadway areas.

As shown in Figure No. 2, the proposed 4,500 square foot, single story commercial building will be in the northwest corner of the site. Except for the mounds of random fill, the existing ground surface is relatively flat across the proposed building footprint. Finished floor elevation for the proposed structure was not provided. Finish floor elevation is assumed to be 586.5 +/- feet for this report. The final grade is also assumed be in close proximity to the existing grade at approximate 585.8 +/- feet. The maximum

design exterior bearing wall and column loads are not expected to exceed six kips per lineal foot and 80 kips, respectively. The maximum design interior bearing column load is not expected to exceed 100 kips. The maximum live floor load is taken as 100 pounds per square foot (psf).

Site Preparation and Earthwork: General site preparation will include the demolition and complete removal of any encountered foundations and floor slabs, and removing all unsuitable surficial material (i.e., asphalt pavement, concrete, brick, expansive slag, organic or topsoil layer, and construction and demolition-like fill) to a depth where firm, granular or cohesive fills or naturally occurring soils are encountered. It is recommended, particularly in the location of the proposed structure, that any slag and/or cinder/ash containing material, if encountered, should be tested to determine the expansion and corrosion characteristics (where applicable for direct or potential contact with foundation elements and buried utilities) of these materials prior to their use on-site. Any rubble-like and brick fill, boulders, or wood fill in particular, if encountered, will require undercutting. The proposed building and paved areas are to be proof rolled with a fully loaded ten-wheel dump truck. All encountered soft and disturbed zones should be undercut and stabilized with granular fill that is placed in compacted lifts prior to placement of additional fill materials above. Refer to Appendix D entitled "General Earthwork Specification" for definition of the fill types and gradations, recommended minimum compaction requirements for various site developments, and placement and compaction methods.

It is unknown if any former footings and foundation walls from any former buildings still remain buried at the project site. Septic tank and system locations and the abandonment conditions or practices are normally unknown. If encountered during site development, it is recommended that any tanks and systems should be properly removed/treated/remediated relative to the proposed development and under the applicable local and state regulations. The remaining cavities should be backfilled with select/approved granular fill that is placed in thin lifts and compacted to the minimum recommendation.

Shallow Foundation: The recommended foundation type is shallow footings. Continuous strip and spread exterior footings and interior spread footings would bear at an elevation of four feet or lower below final grade, at elevation 581.8 feet ± or lower. A four foot minimum footing depth (as required by local or New York State code) is required to provide adequate protection from frost for exterior footings.

The exterior and interior footings are recommended to bear at the same relative elevation on stable, naturally deposited medium dense or better silty sand or on thin layers of thoroughly compacted select/approved granular fill that extends to an approved subgrade. If needed, a geotextile strength and filter fabric (such as, Mirafi 600X) may be used to line the excavation bottom for the purpose of stabilizing the excavation and placement of the select/approved granular fill. Alternatively in heated buildings, the

interior footings are recommended to bear at two and one-half feet or lower below finish floor and on the same soil/fill conditions as the exterior footings.

Undercut areas beneath proposed foundations must extend laterally beyond each vertically projected edge of the foundation by a minimum distance equal to one-half the total depth of the undercut or equating to a slope of two vertical to one horizontal from the bottom foundation corner. The undercuts and placement of compacted select/approved granular fill are required to ensure a suitable and more uniform bearing media for the footings, and to prevent unacceptable differential settlements.

Wall footings should have a minimum two-foot width and column footings should have a minimum three-foot width. Based on the above described conditions, the recommended maximum net allowable foundation bearing pressure is 2,000 pounds per square foot (psf) of bearing area. All footings for the proposed building are recommended to be designed near the same contact pressure. The recommended maximum net allowable foundation bearing pressure is based on generally accepted design methods for cohesive soil conditions. Based on the provisions of the above recommendations and estimated design requirements and utilization of proper construction procedures and experienced field supervision and testing personnel, total and differential settlements are estimated to be less than one inch and 3/4's inch, respectively. Refer to Appendix C for additional foundation design and construction details.

Additional Foundation Considerations: In addition to the above, the following recommendations will provide additional assurances with regard to proper foundation construction.

a) All fill placed beneath, adjacent, or above foundations must comply with the "General Earthwork Specification", included as Appendix D.

b) Backfill of foundations with approved select granular fill must be completed prior to placement of substantial superstructure loads, except for basement walls or substructure areas that may additionally require superstructure loads and possibly internal bracing.

c) The upper silty clay materials may rut and "pump" if exposed to excessive surface water and repeated construction traffic. Proper site management and fill placement operations are needed to minimize costly undercuts and subgrade repairs prior to placement of concrete slabs and asphalt pavement. It is noted that construction during wet/rainy and/or Fall and Spring conditions may require added precautions and possibly a thicker base layer to maintain a stable subgrade condition.

d) Step footings, if utilized, should have a rise to run ratio of 1:2, with a two-foot maximum rise and a four-foot minimum run between steps or as recommended by the design structural engineer.

e) The recommended at rest (rigid wall), active, and passive static earth pressure coefficients for unsaturated, select granular sandy gravel fill against an earth retaining structure/wall are 0.76, 0.24, and 2.8 (with an ultimate value of 4.2), respectively. The respective equivalent static lateral fluid pressures are recommended to be 90, 30 and 330 (with an ultimate value of 500) pounds per square foot (psf) per foot depth which are based upon a moist, compacted unit backfill weight of 120 pounds per cubic foot (pcf). The at rest value would account for the average expected compaction induced stresses and/or the potential influences of hydrostatic pressure. The static lateral fluid pressures can be directly proportioned for other unit weights.

Stabilization of Excavations: The trench/excavation sidewall stability concerns can be addressed with the Occupational Safety and Health Act (OSHA) requirements as set forth in Subpart P of 29 CFR Part 1926, Sections 1926.650 to 1926.652. In lieu of a properly designed shoring system, side slopes of the trench excavation should be one on one (vertical to horizontal distance) or flatter in cohesive soils or one on one and one-half or flatter in the granular materials, as required by OSHA.

Water must not be allowed to accumulate or pond on exposed foundation bearing grades. Surface water and groundwater from within the excavation must be either pumped, diverted or channelized by gravity flow to effectuate the construction of the proposed foundation. Pockets of localized perched groundwater may seasonally be expected to be encountered at footing and/or footing undercut bearing grades. At these locations, dewatering with surface sumps may be required to maintain stable side slopes and excavation bottom.

Interior Floor Slab(s)/Pad: For the most part and based on test results for similar soils/fills, moderately plastic cohesive silty clay material may be somewhat difficult to compact in a controlled manner considering the varying soil plasticity and natural moisture contents that are estimated to be at to wet of optimum, at the time of this investigation. Excavated, stockpiled and approvable silty clay soil/fill types are available in reasonable quantities. These soils/fills may be expected to be suitable for re-use as general fill with the implementation of uniformly applied soil conditioning (i.e., drying and blending), removal of over-sized deleterious material (asphalt, concrete and brick) and compaction methods, if additional volume of soil is needed.

Excavated and stockpiled, approvable granular (i.e., sand or gravel and non-plastic silt and sand) soil/fill are expected to be available in limited quantity in the section of B-1 and within the stockpiles at TP-3, TP-6, TP-8, TP-10 and TP-11. For the most part, granular (i.e., sand or gravel) soil/fill is expected to be acceptable for on-site re-use, as general/ordinary fill without substantial reworking and/or modification, while silty gravel and sand may first require drying and blending.

Dissimilar excavated materials should not be commingled prior to their use elsewhere on-site, unless designated for a green/vegetation area. General fill material is also recommended to be placed on prepared and approved subgrade and in accordance with previous recommendations.

A geotextile fabric (such as, Mirafi 600X or equal) that separates the subgrade and the select granular base layer may be needed and is particularly recommended for sensitive cohesive/fine-grained/silty clay subgrade soil/fills. This approach will stabilize and provide a workable building pad condition with minimal required repairs.

The approved subgrades will most likely consist of the medium dense or better/thoroughly compacted (i.e., minimum 92 percent of the maximum dry density by ASTM D 1557) silty gravel fill or upper level stiff or better cohesive/silty clay soil/fill, and/or a thoroughly compacted imported select/approved granular fill. Above the approved subgrades, a minimum eight-inch thick select granular fill (i.e., number two crusher run stone or equal) layer is recommended as the base course for the proposed building concrete floor slab. The NYSDOT specification numbers for typical aggregate subbase/base course components are Item No. 304.12 (Metric) Subbase Course, Type 2 (< 2 inch maximum), which is preferred, or Item No. 304.14 (Metric) Subbase Course, Type 4 (< 2 inch maximum). This select granular base layer would be compacted to a minimum 95 percent of the maximum dry density by ASTM D 1557. The floor slab for the proposed building is recommended to be a four-inch minimum thickness or is as determined by the design structural engineer. The floor slab reinforcement should be provided through placement of wire mesh or plastic fibers and is also as determined by the design structural engineer.

At the discretion of the design architect, a vapor barrier may be considered for use in the proposed structure. The use of a thin gravel cushion, as a capillary break, or a thin sand cushion over a vapor barrier that is placed beneath the concrete slab(s) are at the discretion of the design architect/engineer or as required by local code. Gradations of gravels that are satisfactory capillary breaks include 1 ¼-inch or ¾-inch crushed stone or aggregate per the ASTM D2321 Types IA, IB and II with less than 5 % fines. A number two crusher run stone may also be applicable, but the gradation and material property specifications must qualify.

At the assumed final site grade and based upon the thickness and character of the underlying fill and natural soils, the subgrade modulus is recommended not to exceed 100 pounds per cubic inch (pci). Isolation of the floor slabs from the footings-piers-columns and walls do appear to be warranted. Based upon the subgrade modulus and slab mechanical properties and thickness, the design structural engineer may accordingly adjust the granular aggregate base thickness.

Parking and Roadways: The characteristics of the fill and natural soils and the known frost penetration in Western New York require that specific attention is provided to the design and construction of paved roadway and parking areas. For new pavement sections, isolated pockets of surficial silty/cohesive/fine-grained soil/fill may be encountered and may be too soft and wet in the proposed parking and roadway areas. These types of soil/fill may be adequately conditioned (i.e., dried and blended) and compacted (i.e., minimum 90 percent compaction) to support necessary construction equipment and normal pavement section. Otherwise, the removal/undercutting of the silty/cohesive/fine-grained soil/fill to a firm, approved subgrade and subsequent placement and compaction of select or approved granular fill will be required in order to accommodate the recommended pavement sections.

For new pavement sections, it is recommended that the subgrade surface is adequately graded and/or underdrains are installed to prevent water accumulation. Above the approved subgrade surface (i.e., minimum 90 percent compaction), a minimum eight-inch thick select granular layer is recommended as the base course for lightly traveled roadway and parking areas (standard duty section). A geotextile filter and strength fabric (such as, Mirafi 600X or equal) and minimum 12-inch thick base course are recommended for all truck routes and heavily traveled roadways (heavy duty section). If "pumping" of the silty/cohesive/fine-grained soil subgrade occurs or is difficult to stabilize during construction, an increase in the base thickness to that of the heavy duty section and/or a geotextile filter and strength fabric is recommended to be placed on the prepared and approved subgrade for the standard duty section. The granular aggregate base layer is recommended to be compacted to at least 95 percent of maximum dry density by ASTM D1557.

The thickness of top and binder course layers should be determined in accordance with AASHTO methods. In summary, the minimum recommended asphalt thicknesses for the heavy duty section and standard duty section are three and one-half inches and three inches, respectively. The top and binder course layers are recommended to be designed and constructed in accordance with New York State Department of Transportation Standard Specification.

Portland cement concrete slabs should have minimum thicknesses of five inches for the standard duty section and six inches for the heavy duty section or as determined by the design structural engineer. For design purposes, the subgrade modulus at the top of the approved subgrade is not to exceed 100 pci with a Poisson Ratio of 0.35. As discussed for the interior concrete floor slabs-on-grade, the design civil/structural engineer may also accordingly adjust the granular aggregate base thicknesses relative to the subgrade modulus, traffic loading conditions, and slab mechanical properties and thicknesses.

Limitations, Field Inspections and Monitoring: This report is based on the preliminary information that is provided by project representatives and the subsurface conditions that were encountered at the test boring locations. As detailed in Appendix F "Limitations", modification regarding proposed building/structure locations and other site developments can result in changes to provided recommendations. It is recommended that the geotechnical engineer be provided the opportunity to generally review the final detailed design and contract specifications. Required earthwork and foundation construction should be done under the supervision of experienced construction personnel and in a manner consistent with proven methods. All site work should be carefully monitored and tested by experienced geotechnical personnel to assure compliance with earthwork and foundation construction specifications.

Thank you for the opportunity to assist on this project. If questions should arise, please call the undersigned at your earliest convenience.

Very truly yours,
BARRON & ASSOCIATES, INC.
and
BUFFALO DRILLING COMPANY, INC.

Andrew J. Camping
Senior Geologist

James S. Barron, P.E.
President/Geotechnical Engineer

STATE OF NEW YORK
JAMES S. BARRON
58612
LICENSED PROFESSIONAL ENGINEER

3.17.16

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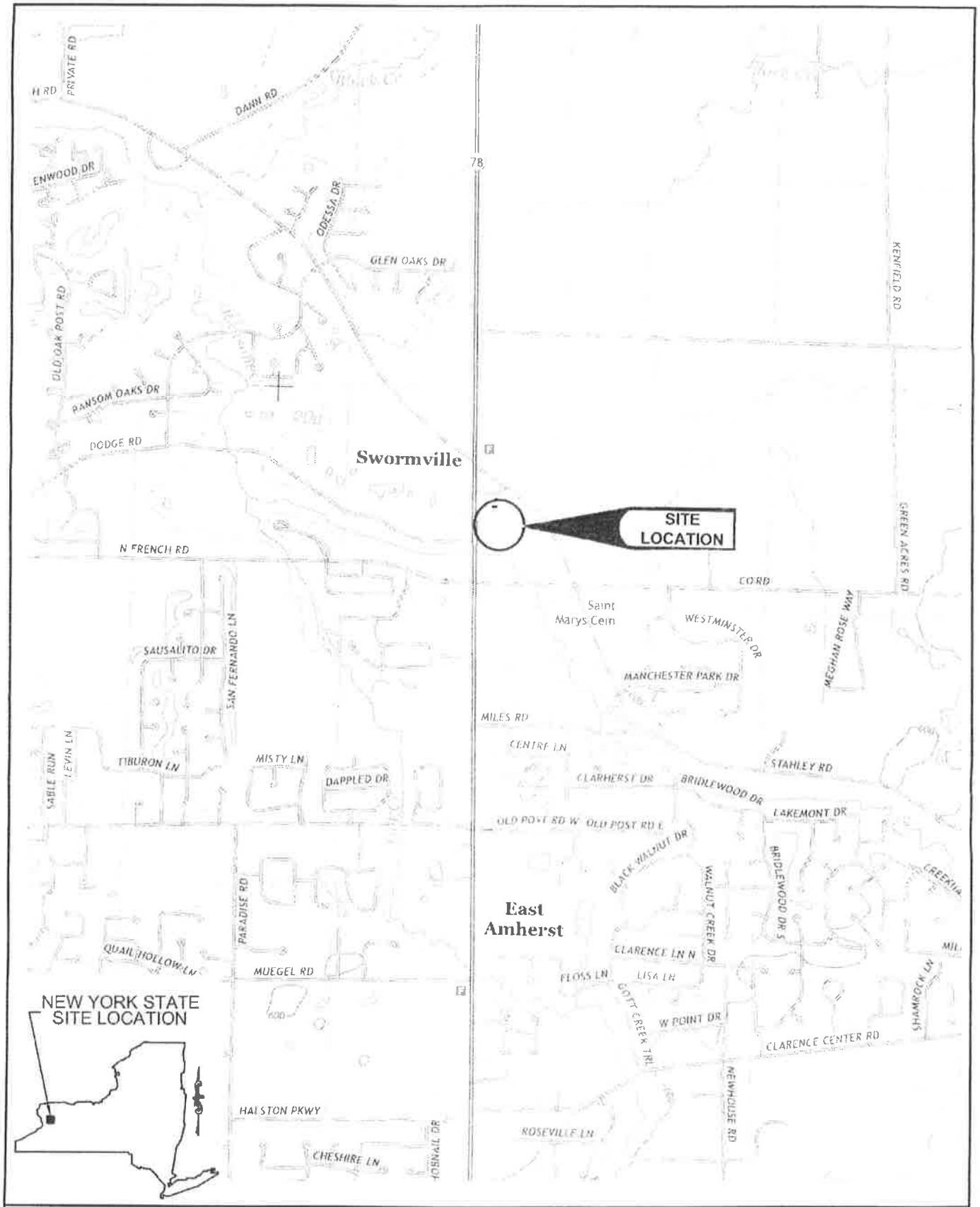
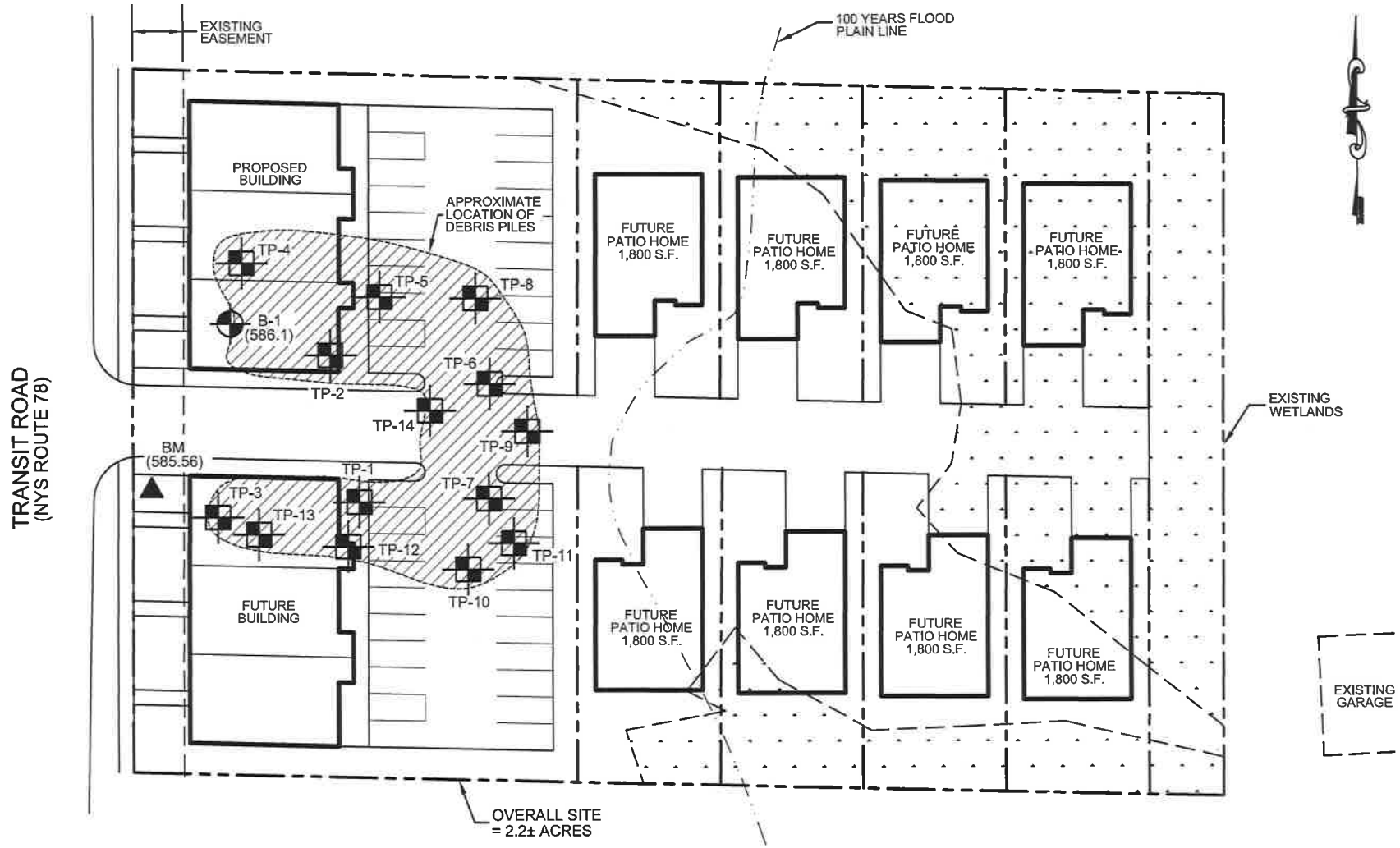


BARRON & ASSOCIATES, P.C. & BUFFALO DRILLING COMPANY 10440 MAIN ST. CLARENCE, NY 14031 (716)759-7821 FAX (716)759-7823 INFO@BUFFALODRILLING.COM INFO@BARRONANDASSOCIATESPC.COM DRAWN: DAN KASPROWICZ	CLIENT: MR. DAVIS TIBURZI 958 MAPLE ROAD AMHERST, NEW YORK 14221 PROJECT: PROPOSED BUILDING STRUCTURE ON THE NORTHWEST AREA OF PROPERTY 6855 TRANSIT ROAD (NYS ROUTE 78) TOWN OF CLARENCE, ERIE CO., NEW YORK 14032	USGS SITE LOCATION PLAN CLARENCE CENTER, N.Y. QUAD 2013 JOB NO.: 16-524 — SCALE: 1" = 2000' ± DATE: 2/26/2016 — FIGURE NO. 1



LEGEND	
B-1	= TEST BORING & NO.
TP-2	= TEST PIT & NO.
(585.8)	= GROUND SURFACE ELEVATION (FT.)
BM	= BENCH MARK (NORTH RIM OF MAN HOLE)

NOTES:

1. BORING, BUILDINGS, SITE FEATURES, PROPERTY LINE LOCATIONS, AND SCALE OF DRAWING ARE APPROXIMATE.
2. BASE MAP REFERENCE AND BENCH MARK ELEVATION PROVIDED BY WM SCHUTT ASSOCIATES, TITLED "CONCEPT PLAN - 6855 TRANSIT ROAD", CP-1, WSA PROJECT NO. 13132B, DATED 1/18/2016.
3. TEST PIT LOCATIONS PROVIDED BY A FIELD SKETCH FROM A BARRON & ASSOCIATES, P.C., REPRESENTATIVE ON 3/15/2016.

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DRAWN: DAN KASPROWICZ

CLIENT: MR. DAVIS TIBURZI
958 MAPLE ROAD
AMHERST, NEW YORK 14221

PROJECT: PROPOSED BUILDING STRUCTURE
ON THE NORTHWEST AREA OF PROPERTY
6855 TRANSIT ROAD (NYS ROUTE 78)
TOWN OF CLARENCE, ERIE CO., NEW YORK 14032

TEST BORING AND TEST PIT LOCATION PLAN

0 25 50 100

JOB NO.: 16-524	SCALE: 1" = 50' ±
DATE: 3/15/2016	FIGURE NO. 2

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B&A JOB NO: 16-524
CLIENT: Davis Tiburzi
PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78)
Town of Clarence, New York 14032

TABLE NO. 1
LABORATORY PHYSICAL SOIL TEST RESULTS

Boring No.	Sample No.	Depth	Moisture Content ASTM D2216	Organic Matter Content ASTM D2974	Unconfined Compressive Strength ASTM D2166	Wet Density ASTM D2166	Grain Size Analysis ASTM D422				Atterberg Limits ASTM D4318			USCS Soil Classification ASTM D2487 / ASTM D2488 *
							Gravel	Sand	Silt	Clay	LL	PL	PI	
		(ft.)	(%)	(%)	(psf)	(pcf)	(%)	(%)	(%)	(%)	(%)	(%)	(%)	(-)
TP-1	S-1	0-3	26.1	-	-	-	-	-	-	-	-	-	-	CL-Fill
TP-2	S-1	0-3	26.5	-	-	-	-	-	-	-	-	-	-	CL-Fill
TP-8	S-1	0-3	19.4	-	-	-	-	-	-	-	-	-	-	SM-Fill
TP-14	S-1	0-3	23.9	-	-	-	-	-	-	-	-	-	-	CL-Fill

* Soil classification based on visual identification and soil classification of adjacent samples (as applicable).

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APPENDIX A

TEST BORING / TEST PIT LOGS

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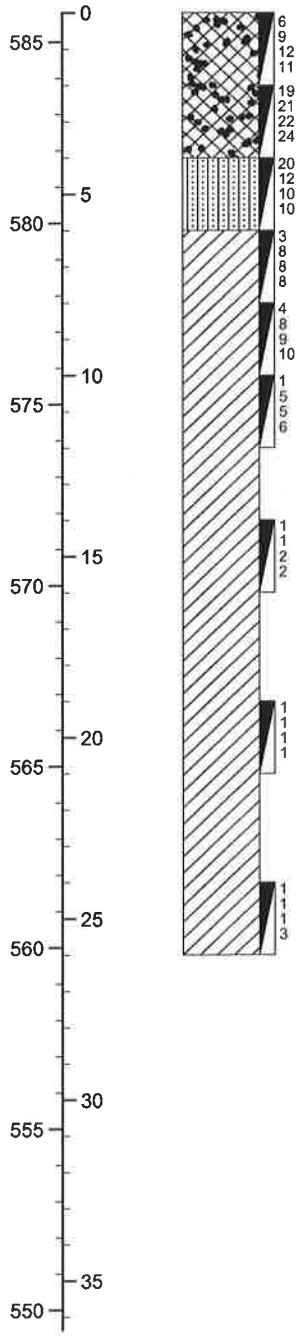
TEST BORING LOG

JOB No.: 16-524 **BORING No.:** B-1

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

DRILLER:	J. Gardner	**TYPE OF DRILL RIG:**	Diedrich D-50 (Truck)
SAMPLING METHODS:	ASTM D1586	**SIZE AND TYPE OF BIT:**	2 1/4" I.D. H.S.A.
DATE STARTED:	3/4/16	**SURFACE ELEVATION (ft.):**	585.8
DATE COMPLETED:	3/4/16	**GROUNDWATER DEPTH (ft.):** (measured at completion unless indicated below)	None

Elevation/ Depth (feet) | Soil Symbols Sampler Symbols Field Test Data



Sample No. : Range	N-Value	% REC (RQD)	Soil and Rock Description / Remarks
S-1 : 0.0'- 2.0'	21	40	Dk. gray, m. dense f/c sand to gravel sized Crushed Rock, little Concrete, moist (GW-Fill)
S-2 : 2.0'- 4.0'	43	40	...grade: dense
S-3 : 4.0'- 6.0'	22	50	Brown, m. dense f. SAND, little Silt, tr. Gravel, wet (SM)
S-4 : 6.0'- 8.0'	16	70	Gray, v. stiff CLAY, some Silt, tr. f. Sand, mod. plastic, moist (CL)
S-5 : 8.0'- 10.0'	17	90	Same as S-4
S-6 : 10.0'- 12.0'	10	70	...grade: stiff
S-7 : 14.0'- 16.0'	3	100	...grade: Red/brown, soft, little Silt, wet
S-8 : 19.0'- 21.0'	2	100	Same as S-7
S-9 : 24.0'- 26.0'	2	100	Same as S-7

Depth to Bottom of Hole: 26.0 feet

Logged by: B. Smith

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-1

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	3'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
5				Depth to Bottom of Test Pit: 3.0 feet
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-2

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR: J. Gardner
DATE STARTED: 3/14/16
DATE COMPLETED: 3/14/16
LOGGED BY: B. Smith
DIMENSIONS: 3'L x 2'W x 3'D

EQUIPMENT: CAT Mini Excavator
SAMPLING METHOD: N/A
SURFACE ELEVATION (FT): -
GROUNDWATER DEPTH (FT): None
(measured at completion unless indicated below)

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
5				Depth to Bottom of Test Pit: 3.0 feet
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-3

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	3'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Gray, f/c Sand, tr. Silt, moist (SW-Fill)
				Depth to Bottom of Test Pit: 3.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-4

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR: J. Gardner
DATE STARTED: 3/14/16
DATE COMPLETED: 3/14/16
LOGGED BY: B. Smith
DIMENSIONS: 3'L x 2'W x 3'D

EQUIPMENT: CAT Mini Excavator
SAMPLING METHOD: N/A
SURFACE ELEVATION (FT): -
GROUNDWATER DEPTH (FT): None
(measured at completion unless indicated below)

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Topsoil, mod. plastic, moist (CL-Fill)
5				Depth to Bottom of Test Pit: 3.0 feet
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-5

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	3'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
5				Depth to Bottom of Test Pit: 3.0 feet
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-6

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR: J. Gardner
DATE STARTED: 3/14/16
DATE COMPLETED: 3/14/16
LOGGED BY: B. Smith
DIMENSIONS: 3'L x 2'W x 3'D

EQUIPMENT: CAT Mini Excavator
SAMPLING METHOD: N/A
SURFACE ELEVATION (FT): -
GROUNDWATER DEPTH (FT): None
(measured at completion unless indicated below)

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Gray, f/c Sand, tr. Silt, moist (SW-Fill)
				Depth to Bottom of Test Pit: 3.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-7

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR: J. Gardner
DATE STARTED: 3/14/16
DATE COMPLETED: 3/14/16
LOGGED BY: B. Smith
DIMENSIONS: 2'L x 2'W x 2'D

EQUIPMENT: CAT Mini Excavator
SAMPLING METHOD: N/A
SURFACE ELEVATION (FT): -
GROUNDWATER DEPTH (FT): None
(measured at completion unless indicated below)

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
				Depth to Bottom of Test Pit: 2.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-8

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	2'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Brown, f. Sand, some Silt, tr. Gravel, tr. Roots, moist (SM-Fill)
				Depth to Bottom of Test Pit: 3.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-9

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR: J. Gardner
DATE STARTED: 3/14/16
DATE COMPLETED: 3/14/16
LOGGED BY: B. Smith
DIMENSIONS: 2'L x 2'W x 2'D

EQUIPMENT: CAT Mini Excavator
SAMPLING METHOD: N/A
SURFACE ELEVATION (FT): -
GROUNDWATER DEPTH (FT): None
(measured at completion unless indicated below)

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
				Depth to Bottom of Test Pit: 2.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort *:
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-10

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	2'L x 2'W x 2'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Gray, f/c sand to gravel sized Crushed Limestone, tr. Silt, moist (GM-Fill)
				Depth to Bottom of Test Pit: 2.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-11

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	2'L x 2'W x 2'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Gray, f/c Sand, little Silt, tr. Gravel, moist (SW-Fill)
				Depth to Bottom of Test Pit: 2.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-12

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	2'L x 2'W x 2'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
				Depth to Bottom of Test Pit: 2.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort *:
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-13

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	3'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
				Depth to Bottom of Test Pit: 3.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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TEST PIT LOG

JOB No.: 16-524 **PIT No.:** TP-14

PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032

OPERATOR:	J. Gardner	**EQUIPMENT:**	CAT Mini Excavator
DATE STARTED:	3/14/16	**SAMPLING METHOD:**	N/A
DATE COMPLETED:	3/14/16	**SURFACE ELEVATION (FT):**	-
LOGGED BY:	B. Smith	**GROUNDWATER DEPTH (FT):**	None
DIMENSIONS:	3'L x 2'W x 3'D	(measured at completion unless indicated below)	

Elevation/ Depth	Soil Symbols Sampler Symbols Field Test Data	Excavation Effort *	Sample No. : Range	Soil and Rock Description / Remarks
0				Grayish brown, Clay, some Silt, little Gravel, little f/c Sand, tr. Concrete, tr. Asphalt, tr. Brick, mod. plastic, moist (CL-Fill)
				Depth to Bottom of Test Pit: 3.0 feet
5				
10				
15				
20				
25				
30				
35				

1. Test pit represents an exploratory excavation into soil/fill stockpile.

Excavation Effort * :
E = Easy
M = Moderate
D = Difficult

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APPENDIX B

GEOTECHNICAL REFERENCE STANDARDS

GEOTECHNICAL REFERENCE STANDARDS
SUMMARY OF LOGGING TECHNIQUES

Depth (ft.)	Blows per .5 ft.	Sample No.	N	% REC (RQD)	SOIL AND ROCK DESCRIPTION	REMARKS

Depth- The depth column provides the verticle scale of the boring log in feet below ground surface.

Blows per .5 ft. The number of blows obtained from each of the 0.5 ft. intervals of sampler penetration.

NOTE: WR represents the static weight of drill rods. WH represents the static weight of rods and hammer.

Sample Identification Number- Disturbed samples are identified with "S" preceding the sample number. Undisturbed samples (shelby tube) samples are identified with "U" preceding the sample number. Rock core samples are identified with "C" preceding the core run.

% Recovery- The length of sample recovered divided by the total length sampled. The result is numerically expressed as percent.

(RQD)- The "Rock Quality Designation". The total length of pieces>4 inches divided by the total length of core run.

N-value- The Standard Penetration Test N-value, as specified by ASTM D1586 is defined as the number of blows required by a 140-pound hammer falling 30 inches each blow to drive a 2 inch outside diameter split spoon sampler 12 inches.

TERMINOLOGY USED FOR SOIL DESCRIPTION

Density Description of Granular Soil

Number of Blows per ft., N.	Relative Density
0-4	Very loose
4-10	Loose
10-30	Medium
30-50	Dense
Over 50	Very dense

Consistency Description of Cohesive Soil

Number of Blows per ft., N.	Consistency
Below 2	Very soft
2-4	Soft
4-8	Medium
8-15	Stiff
15-30	Very stiff
Over 30	Hard

Grain Size

Boulder - greater than 12 inch diameter
Cobble - passing 12 inch, retained on 3 inch
Gravel - passing 3 inch, retained on No. 4 sieve
Sand - Coarse - passing No. 4 sieve, retained on No. 10 sieve
Medium - passing No. 10 sieve, retained on No. 40 sieve
Fine - passing No. 40 sieve, retained on No. 200 sieve
Silt - 0.074 mm to 0.005 mm
Clay - smaller than 0.005 mm

Description of Percentage or Proportions Used in Soil Sample Classification

Trace	0-10%
Little	10-20%
Some	20-35%
And	35-50%

Abbreviations Used In Soil Sample Classification

f - fine	v - very
m - medium	gr - gray
c - coarse	bn - brown
f/m - fine to medium	yel - yellow
f/c - fine to coarse	sl - slight
tr - trace	

Plasticity

Non-plastic - A 1/8 inch thread cannot be rolled at any water content.
Slight plasticity - The thread can barely be rolled.
Moderate Plasticity - Thread is easy to roll and little time is required to reach plastic limit.
Plastic - Considerable time is required to reach plastic limit. Thread can be re-rolled several times after reaching the plastic limit.

Moisture

Dry - Absence of moisture, dusty, dry to the touch.
Moist - Small quantity of moisture. Soil usually above groundwater level.
Wet - Moisture noticeable to the touch. Soil may be below groundwater level.
Saturated - Visible free water, usually soil is below groundwater level.

TERMINOLOGY USED FOR ROCK DESCRIPTION

Bedding

Parting	Less than 0.02 ft.
Band	0.02 to 0.2 ft.
Thin bed	0.2 to 0.5 ft.
Medium bed	0.5 to 1.0 ft.
Thick bed	1.0 to 2.0 ft.
Massive	Over 2.0 ft.

Hardness

Very Soft or Plastic	- Can be indented w/ thumb
Soft	- Can be scratched with fingernail
Moderately Hard	- Can be scratched easily with knife; cannot be scratched with fingernail
Hard	- Difficulty to scratch with knife
Very hard	- Cannot be scratched with knife

Crystallinity or Texture

Dense - Crystals are so small they cannot be distinguished with the naked eye.

Very Fine Crystalline - Crystals barely discernible with the naked eye.

Crystalline - Crystals are medium size -up to 1/8 inch diameter.

Very Coarsely Crystalline - Crystals larger than 1/8 inch diameter.

Voids

Pourous - Smaller than a pinhead. Their presence is indicated by the degree of absorbancy.
Pitted - Pinhead size to 1/4 inch. If only thin walls separate the individual pits, the core may be described as honeycombed.
Vug - 1/4 inch to the diameter of the core. The upper limit will vary with core size.
Cavity - Larger than the diameter of the core.

Remarks - Denotes exact depth of recovery and general documentation of drilling efforts.

Notes - Description and classification are based on visual inspection of samples and boring operations.

The stratum lines shown on the boring logs are based upon interpretation and may not represent precise subsurface conditions.

Water level readings have been made in the drill holes at times and under conditions stated on the boring logs. Fluctuations in the water level may occur due to other factors than those present at the time measurements taken.

SOIL CLASSIFICATION CHART
(Unified Soil Classification System)

MAJOR DIVISIONS			GRAPH SYMBOL	LETTER SYMBOL	TYPICAL DESCRIPTIONS
COARSE-GRAINED SOILS More than 50% of material larger than No. 200 sieve	GRAVELS- More than 50% of coarse fraction larger than No. 4 sieve	Clean Gravels (little or no fines)		GW	Well-graded gravels, gravel-sand mixtures, little or no fines
				GP	Poorly-graded gravels, gravel-sand mixtures, little or no fines
		Gravels with appreciable amounts of fines		GM	Silty gravels, gravel-sand-silt mixtures
				GC	Clayey gravels, gravel-sand-clay mixtures
	SANDS- Less than 50% of coarse fraction larger than No. 4 sieve	Clean sands (little or no fines)		SW	Well-graded sands, gravelly sands, little or no fines
				SP	Poorly-graded sands, gravelly sands, little or no fines
		Sand with appreciable amounts of fines		SM	Silty sands, silt-sand mixtures
				SC	Clayey sands, sand-clay mixtures
FINE-GRAINED SOILS Less than 50% of material larger than No. 200 sieve	SILTS AND CLAYS Low plasticity Liquid Limit < 50%			ML	Inorganic silts and very fine sands, rock flour, silty or clayey fine sands or clayey silts with slight plasticity
				CL	Inorganic clays of low to medium plasticity, gravely clays, sandy clays, silty clays, lean clays
				OL	Organic silts and organic silty clays of low plasticity
	SILTS AND CLAYS High plasticity Liquid limit > 50%			MH	Inorganic silts, micaceous or diatomaceous fine sand or silty soils
				CH	Inorganic clays of high plasticity, fat clays
				OH	Organic clays of medium to high plasticity, organic silts
	Highly Organic Soils			Pt	Peat, humus, swamp soils with organic contents
	Miscellaneous Fill			FILL	Miscellaneous fill may belong in any division but is identified as FILL

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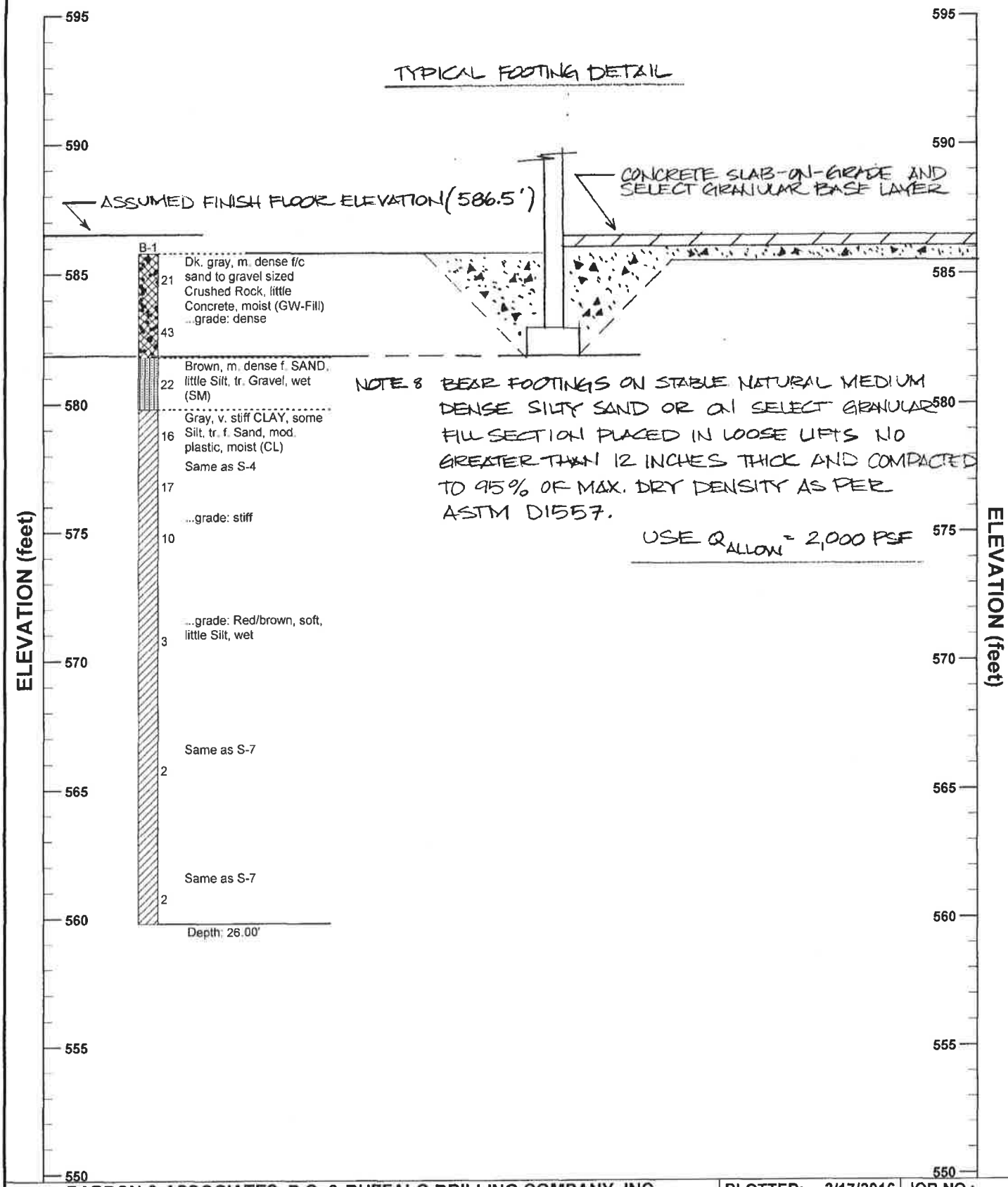
APPENDIX C

ENGINEERING COMPUTATIONS AND SCHEMATICS

"PROFILE OF BORING"



BARRON & ASSOCIATES, P.C. & BUFFALO DRILLING COMPANY, INC. 10440 MAIN STREET, CLARENCE, NEW YORK 14031	PLOTTED: 3/17/2016 BY: A. Camping	JOB NO.: 16-524
PROJECT: Proposed Commercial Building 6855 Transit Road (NYS Route 78), Town of Clarence, New York 14032	PAGE NO.: 1 of 3	FIGURE NO.: P-1

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DATA INPUT BY: Andrew J. Camping
B&A JOB NO.: 16-524
CLIENT: Mr. Davis Tiburzi
PROJECT: Proposed Commercial Building
6855 Transit Road (NYS Route 78)
Town of Clarence, New York

BUILDING CODE OF NEW YORK STATE © - 2010: USGS 2008 ACCELERATIONS at 2% IN 50 YEARS CALCULATED BY LATITUDE AND LONGITUDE

Site Latitude (o) = +43.0360

Site Longitude (o) = -78.6961

Seismic Site Class = E

Building/Structure with Shallow Foundation

S_s = 0.2 sec acceleration value for Class B (in g's)

Acceleration Values Below are S_s

LAT. =	LONG. = -78.7000	-78.6961	-78.6500
43.0000	0.22158		0.22162
+43.0360	0.22031	0.22030	0.22020
43.0500	0.21982		0.21965

S_1 = 1.0 sec acceleration value for Class B (in g's)

Acceleration Values Below are S_1

LAT. =	LONG. = -78.7000	-78.6961	-78.6500
43.0000	0.05138		0.05152
+43.0360	0.05134	0.05135	0.05146
43.0500	0.05132		0.05144

SEISMIC SITE CLASS	Site Coefficient and Design Spectral Response Acceleration Values			
	0.2 Second		1.0 Second	
	F_a	$S_{ds} = 0.6667 * F_a * S_s$	F_v	$S_{d1} = 0.6667 * F_v * S_1$
A	0.8000	0.1175 g	0.8000	0.0274 g
B	1.0000	0.1469 g	1.0000	0.0342 g
C	1.2000	0.1763 g	1.7000	0.0582 g
D	1.6000	0.2350 g	2.4000	0.0822 g
E	2.5000	0.3672 g	3.5000	0.1198 g
F	2.5000	0.3672 g	3.5000	0.1198 g

<<------- USE THESE VALUES FOR SHALLOW FOUNDATIONS

NOTE: F_a and F_v values are linearly interpolated, for the above S_s and S_s values, respectively, within the appropriate range of the mapped spectral response accelerations.
(Gridded data at 0.05 degree increments from: http://earthquake.usgs.gov/research/hazmaps/products_data/2008/data/)

Created By: Carmen M. Panuccio

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B&A JOB NO.: 16-524

DATE: 03/15/16

LATERAL EARTH PRESSURE ON GENERIC BLOCK FOUNDATIONS FOR SIGNS, FREE-STANDING RETAINING WALLS, OR BELOW GRADE/BASEMENT/TANK/POOL RETAINING WALLS (Less Than 20 Feet High)

a) Porous filter media, in contact with the basement/below grade foundation wall or retaining walls, protects and is in contact with a minimum 4 inch diameter perforated drainage pipes at the footing/base of the foundation/structural wall (exterior backfill side and interior basement side) and/or weep pipes through the wall, as needed and as applicable.

b) Where recommended, a geotextile filter fabric will protect the gravel filter media from the earth backfill. Overlap unsewn seams as per the manufacturer's recommendations.

c) Waterproof earth side of wall, as is customarily provided in practice.

d) Drainage pipes are connected to an appropriately designed collector pipe, conveyance, and/or sump pump system as is applicable for the intended purpose of the wall and as customarily provided/installed in practice.

e) For potential groundwater table conditions above the top of the basement slab-on-grade condition, install continuous waterstops (with no joints in stop) at wall and floor construction joints, as is customarily provided in practice. Interior intermediate drainage pipes beneath the slab, that are spaced on-center and in both directions, do appear to be needed.

f) Assume a uniformly graded, clean coarse sand or sandy gravel backfills:

- equivalent N-value in a dense state: $(N_1)_{60}$ = 40 blows/foot
- friction angle: ϕ' = 38 degrees {Teng, pg. 12}
- average in-place densities: moist - γ_m = 120 pcf
  saturated - γ_{sat} = 132 pcf submerged - $\gamma' = (\gamma_{sat} - \gamma_w)$ = 70 pcf

g) Assume at base of wall/footing, coefficient of friction against sliding (f_s) at base of wall (Refer to Teng, pg. 320-1):

$f_s = \tan(0.58 \times \phi') = 0.40$ (AREA silty soil to silty coarse-grained soil)

h) Use equivalent fluid pressure design approach {Hough, pg. 249 and NAVFAC pg. 7-10-9}:

- at rest pressure coefficient - $K_0 = 1 - \sin(\phi') = 0.38$
- effective lateral pressure of soil - $\gamma'_l = K_o \times \gamma' = 26.6$ pcf
- hydrostatic pressure - γ_w = 62.4 pcf
- equivalent fluid pressure with water level - at the top of the grade at the wall $\gamma_{eo} = \gamma'_l + \gamma_w$ = 89 pcf (say 90 pcf)
- equivalent fluid pressure with compaction induced lateral stress increase (W&F, pg 409) $\gamma_{eo} = 2 \times K_o \times \gamma_m$ = 91 pcf (say 90 pcf)
- active pressure case - $K_a = [1 - \sin(\phi')] / [1 + \sin(\phi')] = 0.24$
  $\gamma_{ea} = K_a \times \gamma_m$ = 29 pcf (say 30 pcf)
- passive pressure case - $K_p = [1 + \sin(\phi')] / [1 - \sin(\phi')] = 4.2$
  $\gamma_{ep} = K_p \times \gamma_m$ = 504 pcf (say 330 pcf with a F.S. = 1.5)

		Thoroughly Compacted ⇒⇒		Uniformly Graded & Clean Coarse Sand or Sandy Gravel Fill	Non-Plastic Silty Sand or Sandy Silt Fill	
USE:	Earth Pressure Coefficient	Static Active	=	0.24	0.33	
		Static At-Rest	=	0.76	1.00	
		Static Passive	=	2.80	2.00	(with F.S. = 1.5)
		Static Passive	=	4.20	3.00	(with F.S. = 1.0)
USE:	Equivalent Fluid Pressure	Static Active	=	30 pcf		
		Static At-Rest	=	90 pcf (for rigid walls)		
		Static Passive	=	330 pcf (with F.S. = 1.5)	[500 pcf with (with F.S. = 1.0)]	

[For earthquakes, structural engineer may elect to use the above Static Passive case instead of the below Earthquake Lateral Load for Non-Yielding Wall movement into the soil backfill.]

USE: Simplified Model for Earthquake Lateral Load/Ft. Wall Length @ 0.6 H_{bw} above base. Loads for Non-Yielding Wall. H_{bw} = Earth Height Behind Wall (feet)

Reduce load by 33% for Yielding Wall (active case) = (6.8 psf / foot) x H_{bw}^2 (NYS, S_{ds} = 0.25 g)
(γ_m = 120 pcf for S_{ds} value. Add to Static At Rest/ Active Pressure/Load for unsaturated backfill case) = (13.5 psf / foot) x H_{bw}^2 (NYS, S_{ds} = 0.50 g)
= (17.5 psf / foot) x H_{bw}^2 (NEern NYS, $S_{ds} \leq 0.65$ g)
[Above for Site Class C to E soils. Interpolate for other S_{ds} values.
Use 1.75 x values for walls on Class B/A rock or on rigid foundation base. (FEMA NEHRP Guidelines)]

Saturated/Liquified Soil During Earthquake = 132 pcf
(Equivalent Fluid Pressure. Add to inertial hydrodynamic pressure, not presented here.)

{For looser/denser backfills, adjust above pressures by the ratio = new density / 120 pcf or / 132 pcf (for saturated case)}

USE: Coefficient of Friction Against Sliding (f_s) = 0.45 (on compacted NYSDOT Item #304.12 or #304.14 gravels)
(use lowest f_s with no underlying weaker layers) = 0.35 (on compacted granular soil & non-plastic silt)
= 0.20 (slab-on-grade on polyethylene on granular fill)
[with a F.S. = 1.0] = 0.60/0.50 (on clean, rough, & sound bedrock/smooth bedrock)
Min. Factor of Safety Against Sliding = 1.5 *[Rev.9-30-09]*

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APPENDIX D

GENERAL EARTHWORK SPECIFICATION

Barron & Associates, P.C.
GENERAL EARTHWORK SPECIFICATION

PART 1 GENERAL

1.1 SITE AND SUBSURFACE CONDITIONS

1.1.1 Overview

This specification is included as a courtesy to the clients of Barron & Associates, P.C, and addresses earthwork site preparation. Additions and modifications are necessary to create a job-specific specification. This specification may serve as a basis for the development for a technical specification under Division 2, *Site Work.*

1.1.2 Site Conditions

The site-specific conditions are described under separate cover or may be available from the OWNER.

1.1.3 Subsurface Conditions

The site-specific subsurface conditions are described under separate cover or may be available from the OWNER.

1.2 REFERENCES

American Standard for Testing and Measurement (ASTM):

ASTM C136	Method for Sieve Analysis of Fine and Coarse Aggregates
ASTM C2922	Density for Soil and Soil-Aggregate in Place by Nuclear Methods
ASTM D422	Test Method for Particle-Size Analysis of Soils
ASTM D1140	Amount of Material in Soils Finer Than the No. 200 Sieve
ASTM D1557	Laboratory Compaction Characteristics of Soil Using Modified Effort (56,000 ft-lb/ft^3)
ASTM D2216	Test Method for Laboratory Determination of Water (Moisture) Content of Soil and Rock
ASTM D2487	1990 Classification of Soils for Engineering Purposes
ASTM D4318	Test Method for Liquid Limit, Plastic Limit, and Plasticity Index of Soils.

1.3 DEFINITIONS

1.3.1 Unacceptable Material

Soil material containing debris, wood, scrap material, vegetation, refuse, soft unsound particles, and other organic, frozen, deleterious, or objectionable materials. Contaminated soils shall be properly documented and removed or remediated on site. If necessary, remediation procedure will be defined by the OWNER.

1.3.2 Unsuitable Material

Brown, organic topsoil and underlying soft pockets of organic silt or wet, reworked silty clay.

1.3.3 Ordinary Fill

Friable soil containing no stone greater than two-thirds loose lift thickness and no unacceptable or unsuitable materials. In general, existing random fill is expected to be acceptable for reuse as ordinary fill given proper sorting, blending, drying, and controlled placement methods.

1.3.4 Granular Fill

Ordinary fill meeting the designation of ASTM D2487 classification of GW with a maximum of 10 percent by weight passing ASTM D1140, No. 200 sieve.

1.3.5 Select Granular Fill

Clean, uncoated soil which contains no unacceptable materials and conforms to the gradation requirements defined in Table A: Select Granular Fill.

Table A: Select Granular Fill	
Sieve Size	Percent Finer by Weight
2/3 of the loose lift thickness	100
No. 10	30 - 95
No. 40	10 - 70
No. 200	0 - 15

1.3.6 Sand and Gravel

Clean, hard, durable, uncoated particle of sand and gravel, free from lumps of clay, containing no unacceptable matter, and conforming to gradation requirements of *Table B : Sand and Gravel*

Table B: Sand and Gravel	
Sieve	Percent Finer by Weight
*	100
No. 4	50 - 85
No. 10	--
No. 40	10 - 35
No. 100	--
No. 200	0 - 8

* Job-Specific. To be determined by the ENGINEER

1.3.7 Crushed Stone

Clean, durable, sharp-angled fragments of rock or crushed gravel stone of uniform quality, containing no unacceptable matter, free from coatings, and conforming to gradation requirements of *Table C: Crushed Stone*

Table C: Crushed Stone		
	Percent Passing	
Sieve Size	¾-inch Stone	1 ¼-inch Stone
1 ½-inch	—	100
1 ¼-inch	—	85-100
1- inch	100	—
¾-inch	90-100	10-40
5/8-inch	—	—
½-inch	10-50	0-8
3/8-inch	0-20	—
#4	0-5	—

1.3.8 Flowable Fill

Also known as Controlled Low Strength Material – Controlled Density Fill (CLSM-CDF), this material is available under a variety of producer names (e.g., K-Krete©, M-Crete, Flash Fill©, Flowable Mortar, Unshrinkable Fill, etc.). This non-settling backfill mixture is most commonly used for its flowable characteristics, its support strength under traffic loads, and its removability at a later date. The material may be produced on-site or off-site. In either case, the producer of such materials and the product must meet certain certification criteria. Such information is beyond the scope of this specification and will be considered on a site-specific basis.

Flowable fill may be acceptable for use as a backfill for utility trenches of other low-lying areas which require a compacted granular fill. Its use and warranty of performance is left to the CONTRACTOR in such applications.

The use of flowable fill under load-bearing structural components in place of properly placed and compacted granular fill is NOT common and is questionable. The localized use of such material may have profound affects on the performance of a foundation system. Site-specific conditions and the extent of anticipated use of flowable fill must be examined by geotechnical engineer. Cost of such consultation shall be borne by the CONTRACTOR unless specifically directed by the OWNER to seek such consultation. Without such consultation, warranty of performance for such use is left to the CONTRACTOR.

1.4 SUBMITTALS

The following submittals shall be provided in accordance with approved submittals procedures.

1. Fill Source: Provide name and source locations of fill material.

2. Field Test Reports: Field tests will be performed by OWNER's Representative as needed. CONTRACTOR may be required to perform such tests on proposed off-site fill materials.
   a. Fill material grain size analyses per ASTM C136, D422, D1140, D2487
   b. Moisture/Density test results per ASTM D2216
   c. Liquid limit, plastic limit, and plasticity index per ASTM D4318
   d. Compaction/Density test results per ASTM C2922 and D1557

3. Sample: Geotextile fabric

PART 2 PRODUCTS

Geotextile Fabric: Mirafi 600X or equal. (Also referred to as synthetic fabric).

PART 3 EXECUTION

3.1 PROTECTION

3.1.1 General

Manner of excavation shall minimize disturbance of underlying natural ground. If deemed necessary by the Engineer, alter construction procedures to reduce subgrade disturbance. Excavate areas which have been excessively disturbed to firm ground and backfill with properly compacted granular fill.

3.1.2 Roads and Walks

Keep roads and walks free of dirt and debris at all times.

3.1.3 Trees, Shrubs, and Existing Facilities

Protect from any damage all vegetation and facilities identified to remain.

3.1.4 Utility Lines

Locate all utilities within the area of disturbance prior to the start of work. Show locations on initial plans. Protect utility lines from damage. Notify the ENGINEER immediately of damage to or an encounter with an unknown utility. Damage to utility lines are to be repaired by the CONTRACTOR at no additional cost. The CONTRACTOR shall have underground utility owners stake out utility locations prior to the start of clearing and excavation operations.

3.2 VERIFICATION OF CONDITIONS/PROOF-ROLLING

Prior to placement of the initial layer of fill over the natural ground, proof-roll the exposed natural ground above the groundwater table elevation by making two passes with a fully-loaded ten-wheel truck. Excavate unstable areas detected by this process and replace with compacted granular fill.

3.3 PREPARATION

3.3.1 Surface Preparation

Within the site limits indicated on the drawings, excavate all unsuitable material to firm natural ground in the manner specified herein. Follow a construction procedure which permits visual identification of firm natural ground. In the even that groundwater is encountered, the ENGINEER may require that the size of the open excavation be limited to that which can be handled by open pumping to allow visual inspection of the excavation bottom and the performance of backfill operations to be conducted in a dry state.

Excavation of unsuitable material shall be limited to the greater of the following:

- A distance of 5 feet beyond building lines or
- The area defined by a one-horizontal to one-vertical line sloping down from the outside bottom edge of exterior footings to firm natural ground.

3.4 PLACEMENT AND COMPACTION

3.4.1 General

Place fill in accordance with *Table D: Compaction Alternatives.* These alternatives are provided as minimum compaction
standards only and in no way relieve the CONTRACTOR of his obligation to achieve any specified degree of compaction by whatever means may be necessary.

Grade to provide positive drainage and a smooth surface which will readily shed water. To the extent practicable, compact each layer to the specified density on the same day placed. Place fill in horizontal layers. Where horizontal layers meet a natural slope, key layer into slope by cutting a bench.

Fill that is too wet for proper compaction: Disc, harrow, or otherwise dry to proper moisture content for compaction to the required density.

Fill that is too dry for proper compaction: Uniformly apply water over the surface of the loose layer in sufficient quantity to allow compaction to the required density.

Table D: Compaction Alternatives					
Compaction Method	Max. Stone Size	Maximum Loose Lift Thickness (inches)		Maximum Number of Passes	
		Below Structure and Pavements	Less Critical Areas	Below Structure and Pavements	Less Critical Areas
Hand operated vibratory plate of light roller in confined areas	3	4	4	4	4
Hand operated vibratory drum rollers weighing at least 1,000 pounds in confined areas	4	6	8	4	4
Loaded 10-wheel truck or D-8 crawler	6	10	12	4	2
Light vibratory drum roller; Min. weight at drum 8,000lbs; Min. dynamic force 10,000lbs.	8	12	12	6	2
Minimum vibratory drum; Min. weight at drum 10,000lbs; Min. dynamic force 20,000lbs.	8	18	18	6	4

3.4.2 Dewatering

Provide adequate pumping and drainage facilities to keep excavated areas sufficiently dry of groundwater and surface run-off. Dewatering shall avoid adversely affection construction procedures or causing excessive disturbance of underlying natural ground. Drain all pumped water in such a manner as to avoid damage to adjacent property.

If requested by the ENGINEER, place a 6-inch to 12-inch layer of sand and gravel or crushed stone over the natural underlying soil to stabilize area which have been disturbed due to groundwater seepage pressures and to expedite dewatering operations. Particular attention shall be given areas under proposed foundations.

3.5 FIELD QUALITY CONTROL

3.5.1 Compaction Requirements

Allow the ENGINEER sufficient time to make necessary observations and tests. Base the degree of compaction on maximum dry density as determined by ASTM D1557. The minimum degree of compaction for placed fill shall be as indicated *in Table E: Compaction Requirements.*

Table E: Compaction Requirements	
Area	Minimum Degree of Compaction (%)
Below foundation	95
Pavement and building subbase and base courses	95
Below building slab base course and above bottom of foundation	92
Below pavement subbase and base courses	90
Trench backfill outside of building	90
Trench backfill inside of building	Refer to one of the above-listed categories
Ordinary fill within 5 feet of grade	90
Vegetated areas below 5 feet of grade	85

3.5.2 Testing

Site work should be monitored and tested by geotechnical ENGINEER or his representative and in accordance with requirements of the design team to assure compliance with earthwork and foundation construction specifications.

The owner will retain a geotechnical ENGINEER or his representative to perform on-site observations and testing during this phase of construction operations. The geotechnical ENGINEER or his representative will:

- Observe excavation and dewatering of building and controlled fill areas;
- Observe backfill and compaction within building and controlled fill areas;
- Laboratory test and analyze fill material; and
- Observe construction – and performing water content, gradation, and compaction tests.

On a timely basis, the CONTRACTOR will receive copies of test results submitted to the OWNER. In addition, during construction the geotechnical ENGINEER will advise the OWNER and CONTRACTOR in writing of conditions which fail to conform to the Contract Documents. The CONTRACTOR shall take immediate action to remedy indicated deficiencies.

The geotechnical ENGINEER or his representative will not supervise or direct the actual work of the CONTRACTOR or employees and representatives of the CONTRACTOR. The presence of, observations by, and testing performed by the geotechnical ENGINEER or his representatives shall not excuse the CONTRACTOR from defects discovered in the work.

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APPENDIX E

LIMITATIONS

LIMITATIONS

1. This report is based on the data that was obtained from the subsurface explorations and on the design of the proposed commercial building as submitted to the geotechnical engineer. A geotechnical engineer, who is experienced in foundation construction and earthwork, should be engaged to review the final design and specifications in order to determine whether any change in concept may have any effect on the validity of the conclusions presented herein, and whether these conclusions have, in fact, been implemented in the design and specifications.

2. The subsurface conditions, including thickness, between the exploration locations are approximate and simplified representations of the strata and transitions. There is the possibility that variations in soil and rock conditions and boundaries will be encountered during construction. In order to permit correlation between the exploratory soil data and the actual soil conditions encountered during construction and so as to assess conformance with the plans and specifications as originally contemplated, it is recommended that a geotechnical engineer, who is experienced in foundation construction and earthwork monitoring, should be retained to perform continuous construction review during the site preparation and foundation construction operations.

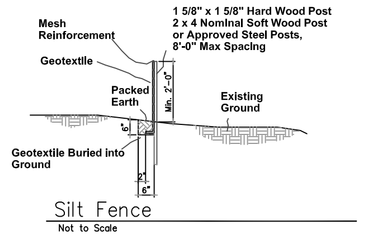
3. The subsurface exploration logs and subsurface conditions may aid in estimating material quality and quantities, such as topsoil/organic matter, fills, natural soils, and rock, but are not to be relied upon as the exclusive means for bid preparation purposes. It is the responsibility of the contractor to perform any additional site examinations and explorations and to prepare an accurate bid.

4. Disclaimers:

   a. In the event that any changes in the nature, design or location of the structure are planned, the conclusions that are contained in this report shall not be considered valid unless the changes are reviewed and the conclusions of this report are modified or verified in writing.

   b. The geotechnical engineering report has been prepared for this project by Barron & Associates, P.C. This report is for assistance in design only and is not a sufficient basis on which to prepare an accurate bid.

   c. This report has been prepared for the exclusive use of Mr. Davis Tiburzi, his client and his designated design representatives, for specific application to the construction of a single story commercial building at 6855 Transit Road (NYS Route 78) in the Town of Clarence, New York and in accordance with generally accepted geotechnical engineering practice. No other warranty, expressed or implied, is made.



Silt Fence
Not to Scale

Silt Fence Geotextile Fabric To Be Securely Fastened To Fence Posts w/ Wire Ties or Staples

Overlap Sections Of Geotextile Fabric A Minimum Of Six Inches (6"), Fold Over & Install Post

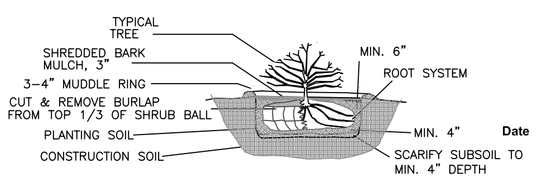
Maintenance Shall Be Performed As Needed & Sediment Removed When 'Bulges' Develop In The Silt Fence Fabric

Install Filkter fabric Drop Inlet Protection @ all Existing and New Catch Basins

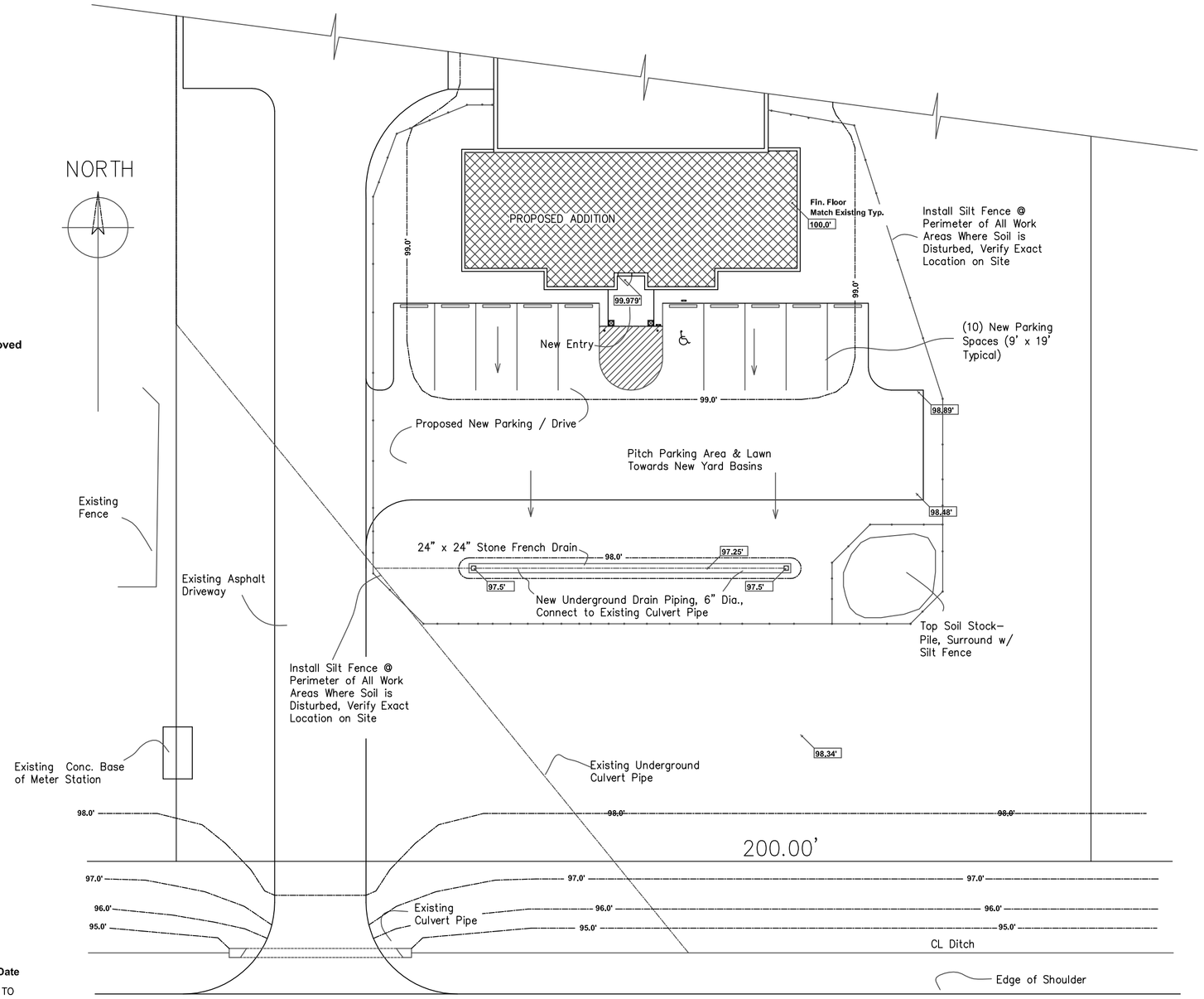
NOTES: Tree Shall Bear Same Relation to Finished Grade as it Bore to its Previously Existing Grade

All Trees are to be Staked

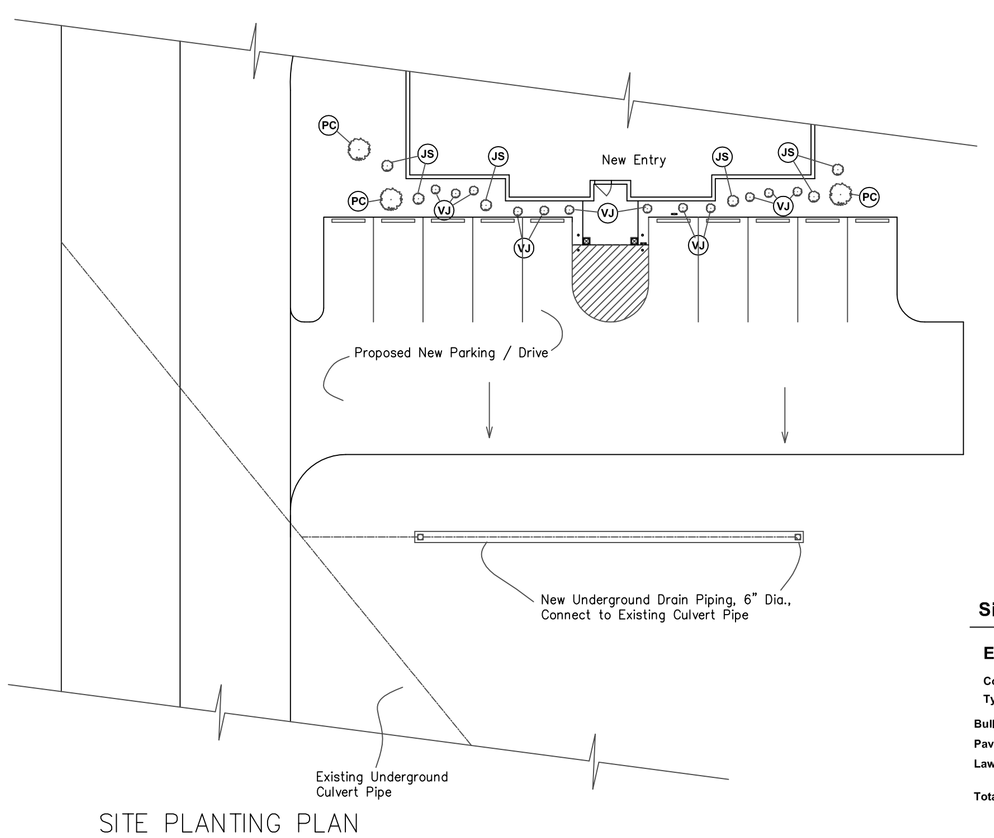
Never Cut Leader



SHRUB / TREE PLANTING DETAIL
N.T.S.



EROSION CONTROL & GRADING PLAN
1" = 20'-0"



SITE PLANTING PLAN
1" = 20'-0"

Planting Schedule

Plant Symbol	Number of Plants	Botanical Name	Common Name	Plant Size
PC	3	Pyrus calleryana "Cleveland Select"	Cleveland Select Pear	1 3/4" Cal.
JS	6	Juniperus chinensis 'Sea Green'	Sea Green Juniper	48" Hgt.
VJ	12	Miscanthus sinesis 'Variegatus'	Variegated Japanese Silver Grass	24" Hgt.

Site Cover Schedule

Existing			Proposed		
Cover Type	Cover Size	% of Site	Cover Type	Cover Size	% of Site
Building	9,010 SF	6.44%	Building	11,143 SF	7.96%
Paving	13,632 SF	9.73%	Paving	18,352 SF	13.11%
Lawn	117,358 SF	83.83%	Lawn	110,505 SF	78.93%
Total	140,000 SF	100.0%	Total	140,000 SF	100.0%

No. 1 Stone w/ A Gradation Conforming to NYSDOT Section 703-02, Latest Edition, The Crushed Stone Shall Be Uniformly Graded w/ No Particles Larger Than (1) Inch & Having A Max. Gradation Meeting The Limits Described In The Specifications. No Slag Shall Be Used In Place of No. 1 Stone.

No. 2 Crusher Run Stone, Uniformly Graded, w/ A Gradation Conforming w/ NYSDOT Section 304-2.02 Type 4 & NYSDOT Section 703-02, Compacted in 6" Lifts to 90% Density. No Slag Shall Be Used In Place of No. 2 Stone

NOTES

PVC Pipe to be Manufacturered in Accordance w/ ASTM D-3033 / D-3034, Latest Edition

Cast Iron Pipe to be Extra Heavy ASTM A74-42

Per Town Rules & Regulations, Pipe to be Pitched a Min. of 1/4" per Foot. Any Variance Must be Approved by District Manager, Slope Must Not be Less Than 1/8" per Foot

An OSHA Approved Moveable Protective Trench Shield May Be Used

Follow All OSHA Rules Concerning Trenching Operations

Vents & Cleanouts Must be Installed in Lawn Area, Not in Sidewalk or Drive

Concrete Encasement Required if Cover Depth is Less Than 4'-0" Beneath Paved Areas

Minimum Depth of Cover is 3'-0"

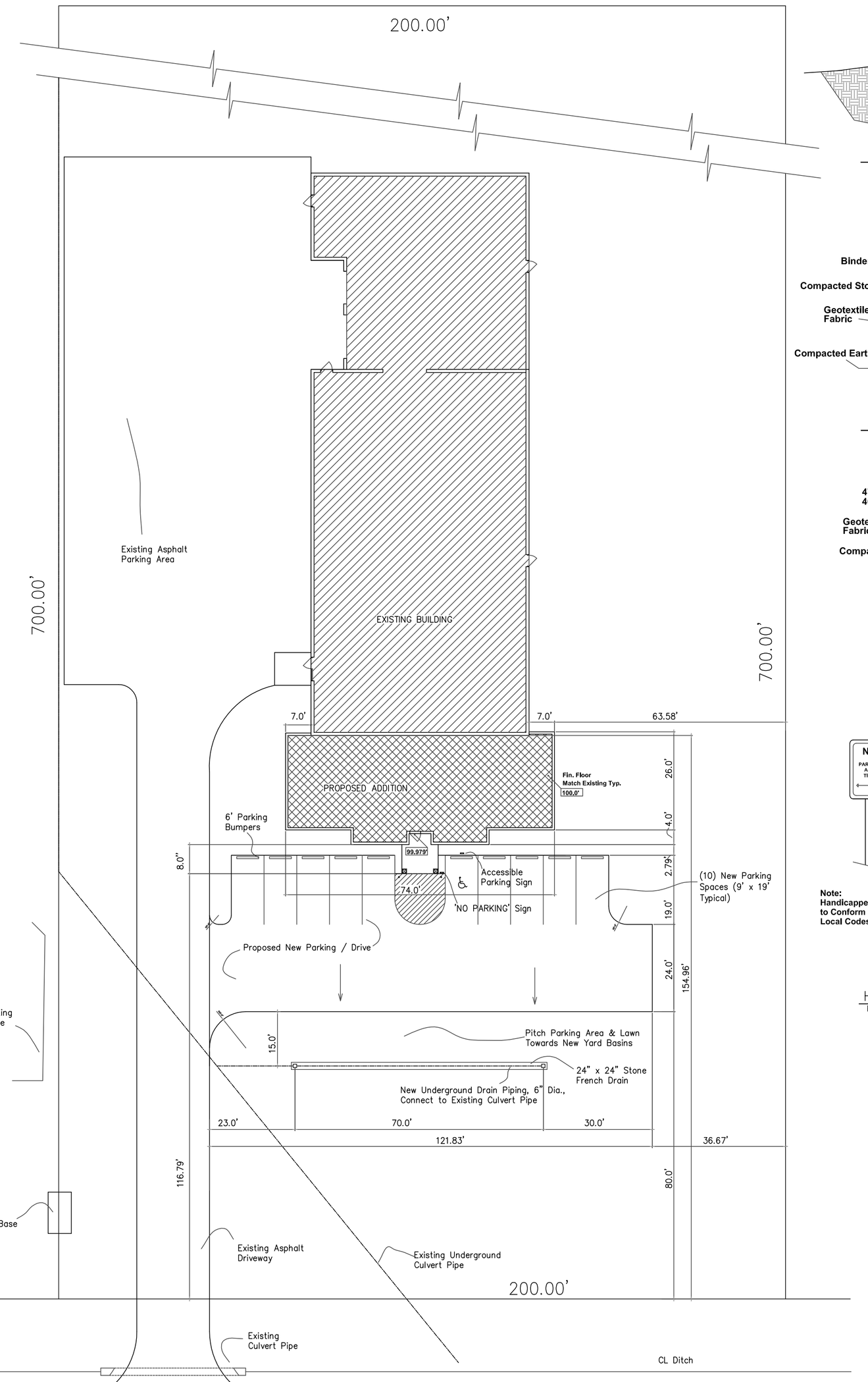
Any Change in Direction of Pipe to be Dbl. 45 Degree Rather than 90 Degree Fitting

All Excavations to be Completely Backfilled w/ Proper Material Excavated Material @ Lawn Areas, Select Fill @ Paved Areas

Notes:

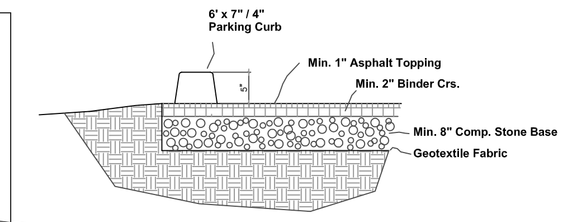
Contractor to verify all conditions, dimensions and utility locations prior to construction & Notify Owner of Any Discrepancies.
OSHA Safety Rules and all other Codes which apply.
Contractor to Notify Underground Locating Service to Determine the Location of All Utilities within the Limits of Construction for All Items of Construction.
Erosion & Sediment Control as Shown on Drawings Shall be Implemented as Required to Prevent Any Discharge of Pollutants Off of the Site. Additional Control Elements as Recommended by NYSDEC Shall be Implemented.
Soil Erosion & Silt Controls are to be Instituted Immediately Upon Clearing Any Ground That Exposes Raw Earth. Silt Fencing Min. 24" High, is to be Placed In Any Area that Could Allow Runoff from Any Storm Event to Traverse Off the Property.

Topsoil is to be Stockpiled in the Areas Shown for Reuse. The Topsoil Stockpile is to be Covered to Protect From Wind Erosion & the Bottom Slope is to be Protected Against Erosion with a Silt Fence. Topsoil May Not be Removed from the Site Without a Permit.
All Materials That result From the Clearing & Grubbing Operations Other Than Topsoil, are to be Removed From the Site and Legally Disposed Of. Stumps, Brush and Roots That are Cleared During Demolition May Not Be Buried or Burned at the Site.
Contractor to Obtain a Permit Prior to the Start of All Work
Contractor to Clean All Adjacent Road Areas to the Satisfaction of the Town

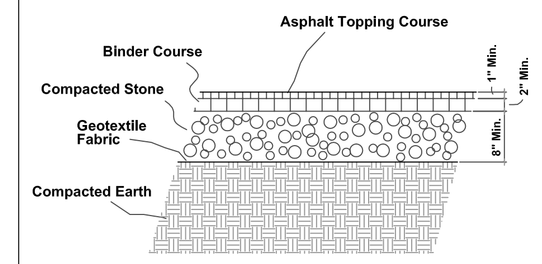


NORTH

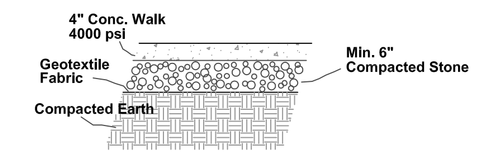
SITE PLAN
1" = 20'-0"



Concrete Curb Detail
Not to Scale



ASPHALT PAVING DETAIL
Not to Scale



Conc. Walk Detail
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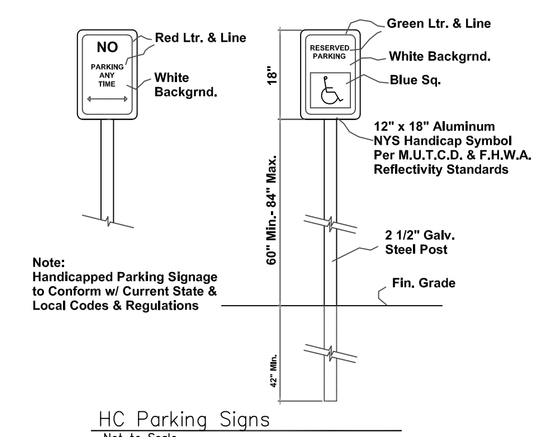

Note:
Handicapped Parking Signage to Conform w/ Current State & Local Codes & Regulations

HC Parking Signs
Not to Scale

Revisions
5/11/16
5/16/16

Project

WMS
Addition to Existing Building

9580 County Road
Clarence Center, New York

John R. Haas / Architect, P.C.

2243 Wilcox Road, N. Collins, New York 14111
716-523-4001 / fx. 716-337-0271

Sheet Title

SITE PLANS & DETAILS

Project No. JRH15-52

Scale As Noted

Date August 7, 2015

Drawing No. S-1a

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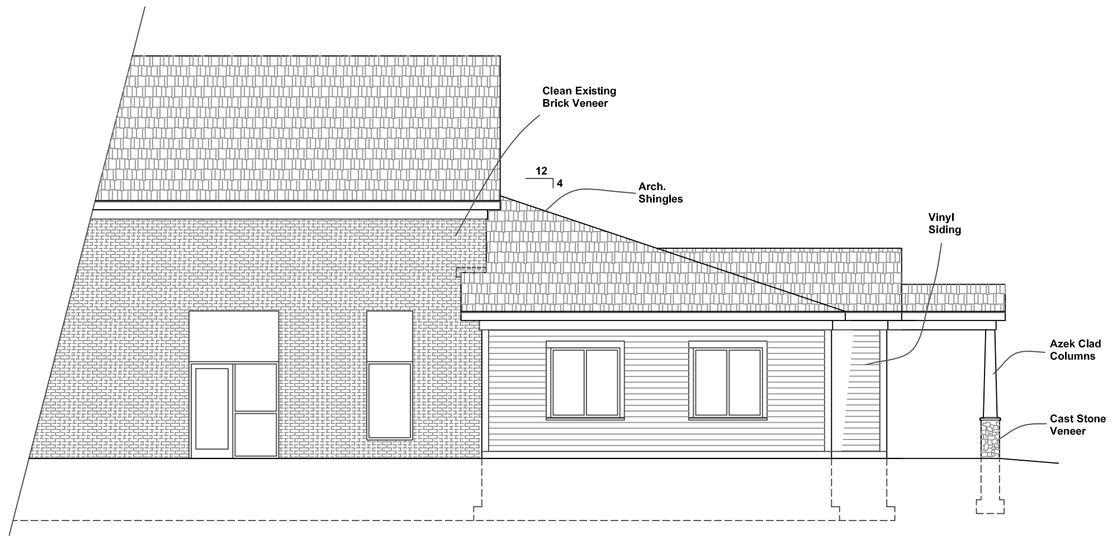
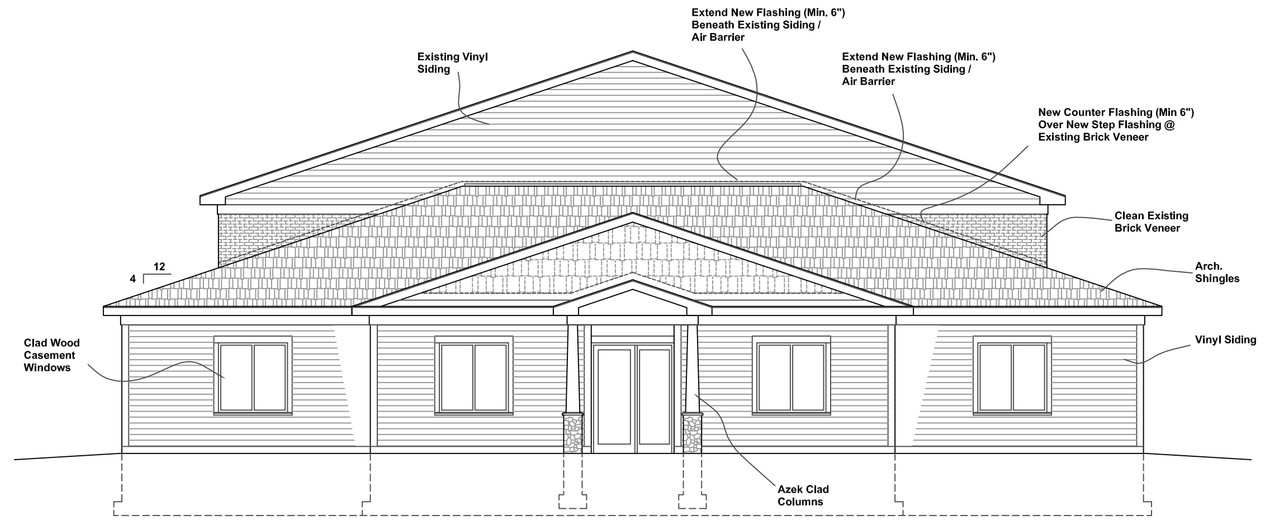


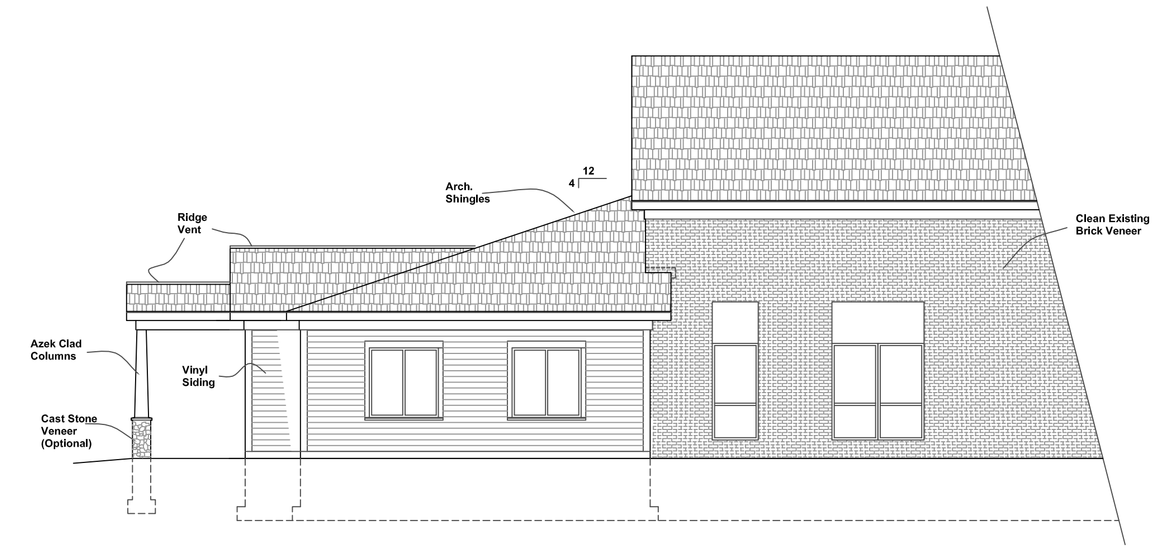
LEFT (WEST) SIDE ELEVATION

1/8" = 1'- 0"



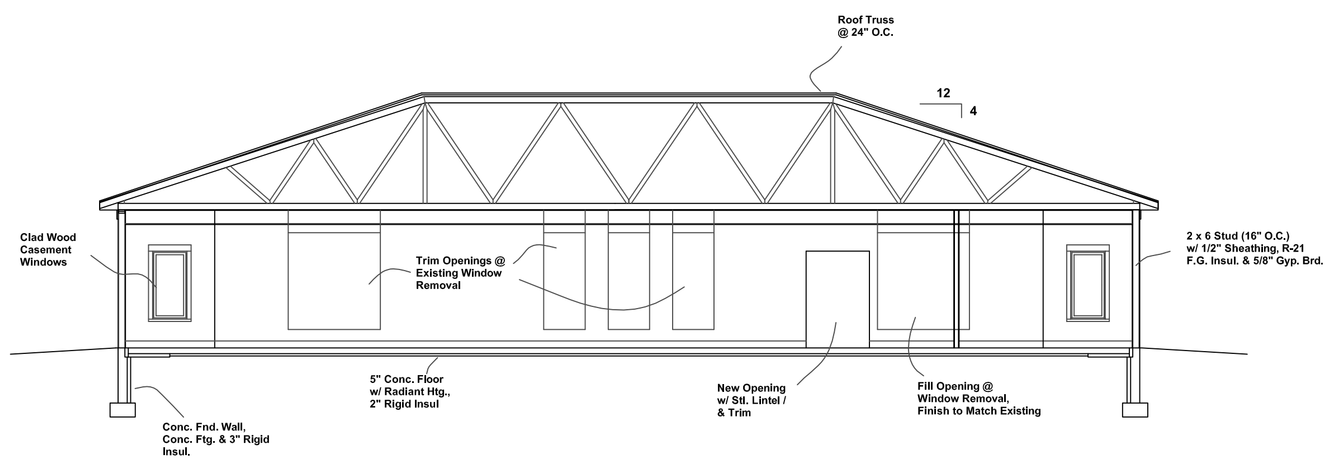
FRONT (SOUTH) ELEVATION

1/8" = 1'- 0"



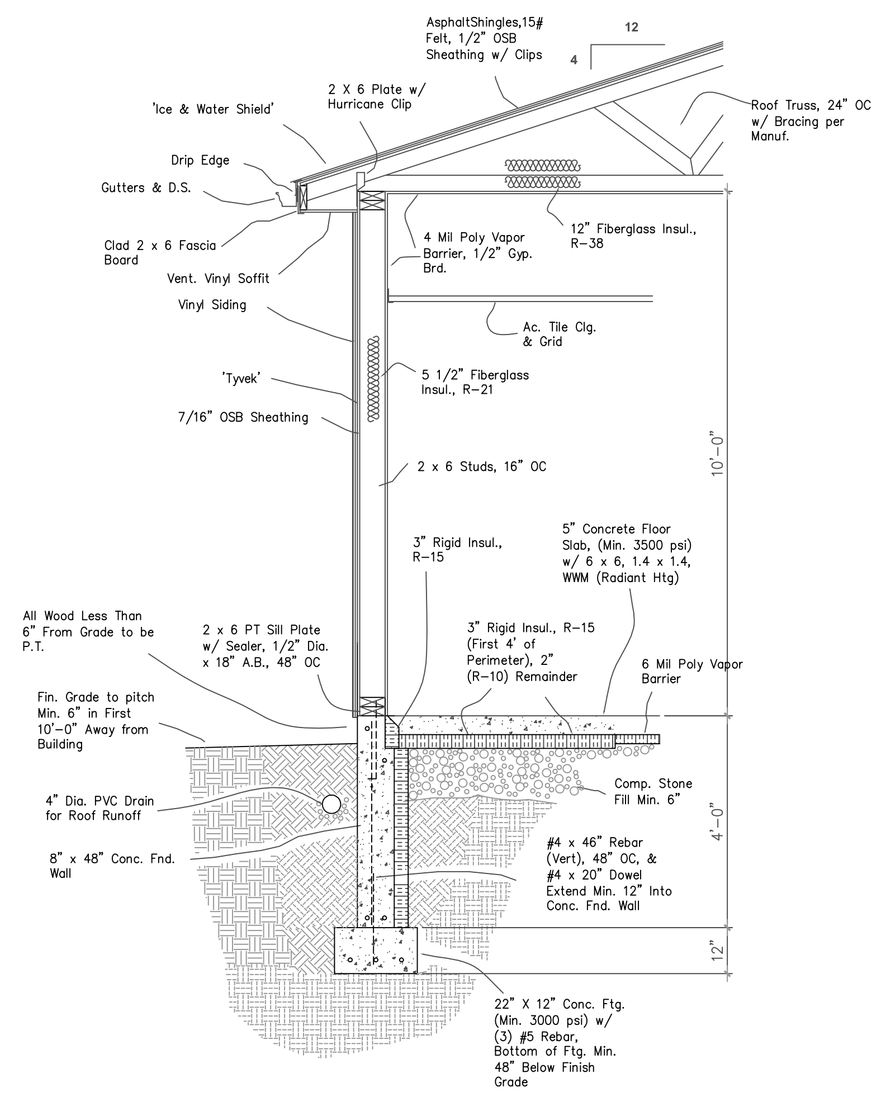
RIGHT (EAST) SIDE ELEVATION

1/8" = 1'- 0"



BUILDING SECTION 302

1/8" = 1'- 0"



WALL SECTION 301

1"= 1'-0"

Revisions
5/2/16
5/16/16

Project

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Clarence Center, New York

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Sheet Title

ELEVATIONS & SECTIONS

Project No. JRH15-52

Scale As Noted

Date August 7, 2015

Drawing No. A-3

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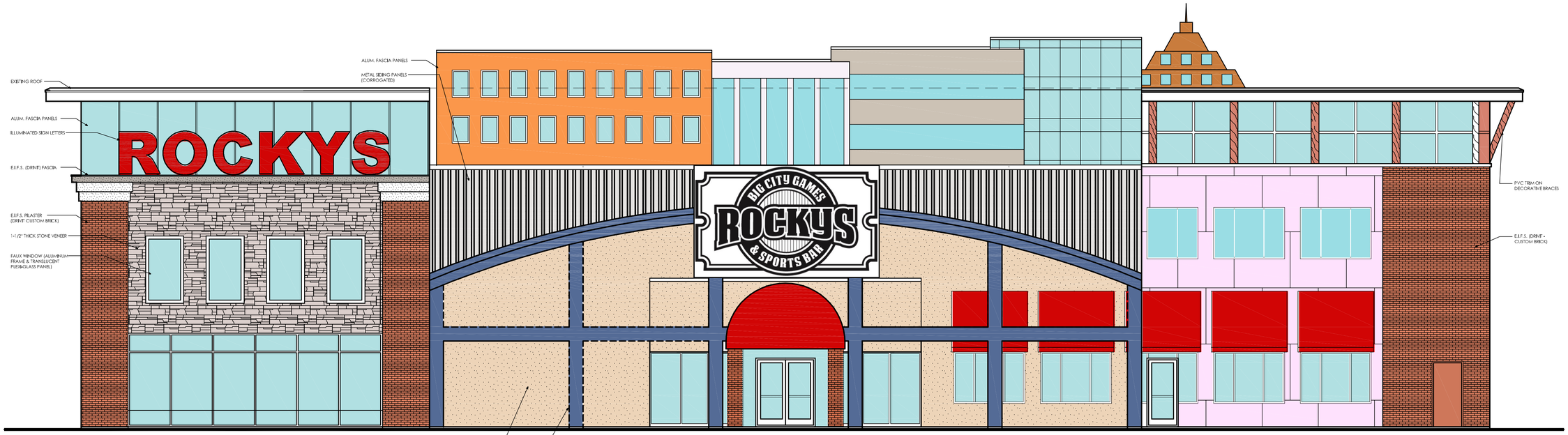
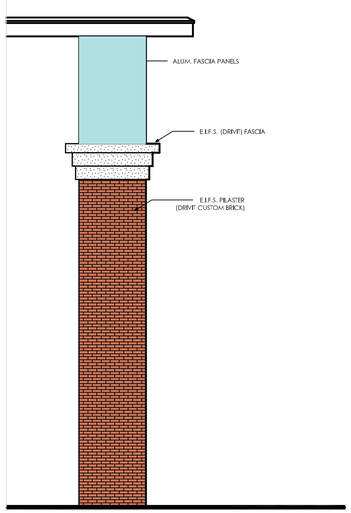


WEST ELEVATION

SCALE : 3/16"= 1'-0"



g | a

Galbo | Architects

PO Box 255
Buffalo, New York
14207

Tele: 716 . 862 . 9340

Email: galboarchitects@verizon.net
www.galboarchitects.com

PROJECT:

ROCKYS BIG CITY GAMES & SPORTS BAR

EASTERN HILLS MALL

FACADE UPGRADES TO:
4545 TRANSIT ROAD,
SUITE 220
BUFFALO, NEW YORK
14221

FOR:

EAST COAST ENTERTAINMENT
606 NORTH FRENCH ROAD, SUITE 8
AMHERST, NEW YORK
14228

SEAL:

THE BUILDER MUST CHECK ALL DIMENSIONS PRIOR TO ORDERING MATERIALS AND STARTING WORK. NOTIFY ARCHITECT OF ANY DISCREPANCIES.

DO NOT SCALE DRAWINGS. USE DIMENSIONS GIVEN. CONTACT ARCHITECT FOR CLARIFICATION WHEN REQUIRED.

ALTERATIONS OF THIS DOCUMENT EXCEPT BY THE ARCHITECT IS ILLEGAL AS PROVIDED BY THE NEW YORK STATE EDUCATION LAW.

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DRAWING TITLE:

PLAN OF FACADE & WEST ELEVATION

PROJ. NO.: **15010**

DATE: **4-6-2016**

REVISION DATES:

SHEET NO.:

A1

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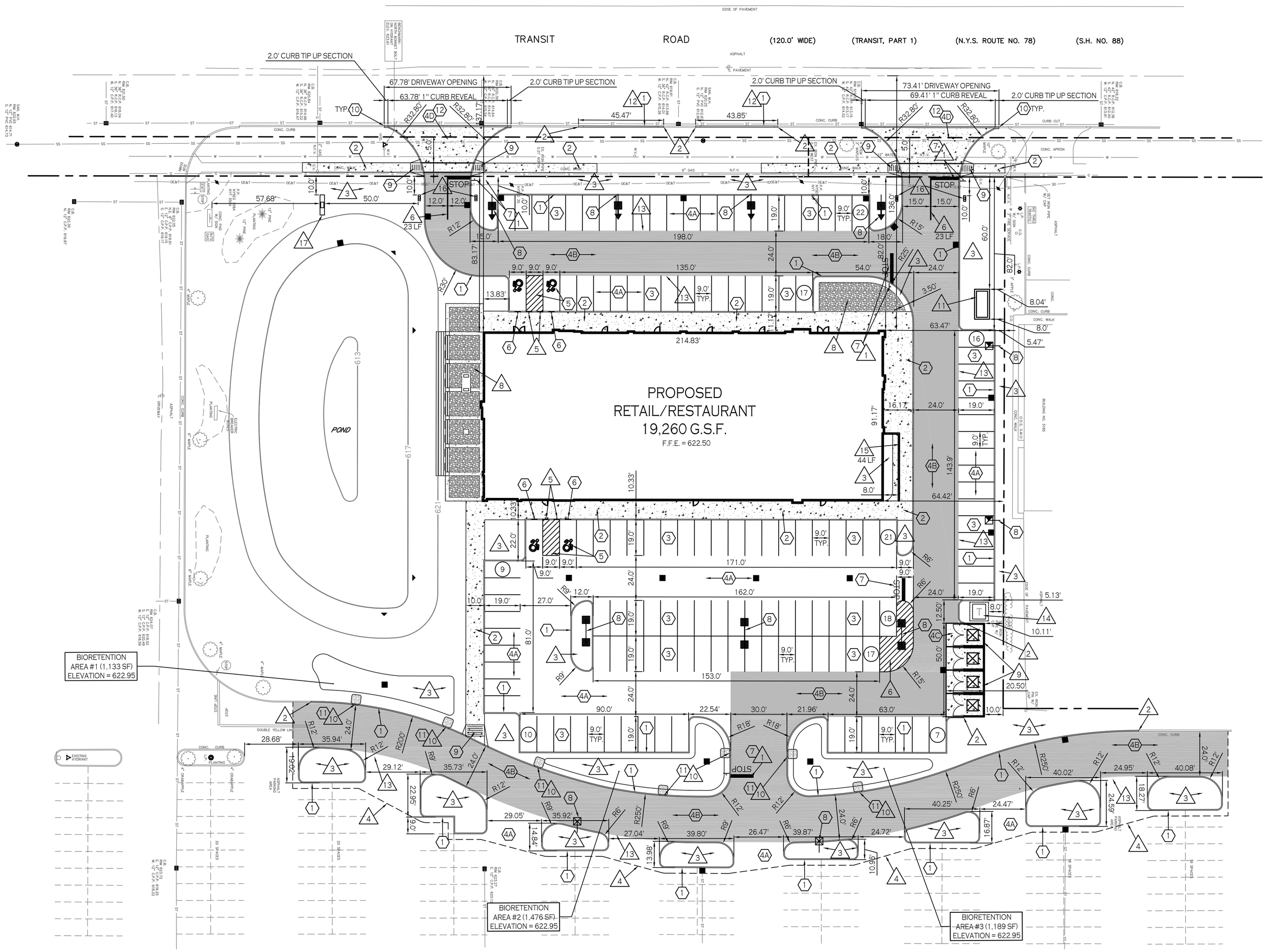

SITE PLAN

SCALE: 1"=30'

SITE DATA		
SITE AREA: PROPOSED "DISTURBED" AREA = 3.4± ACRES		
ZONED: MA MAJOR ARTERIAL		
BUILDING AREA: 19,260 G.S.F. (RESTAURANT 9,000 G.S.F, 219 SEATS. & RETAIL 10,260 G.S.F.) MAX. BUILDING HEIGHT: < 45'		
BUILDING SETBACK REQUIREMENTS:	REQUIRED	PROVIDED
FRONT (TO C.L. OF R.O.W.)	135 FT	136.0 FT
SIDE:	25 FT	63.47 FT
REAR:	25 FT	> 25 FT
ABUTTING RESIDENTIAL:	45 FT	N/A
PARKING SETBACK REQUIREMENTS:		
FRONT:	5 FT	10.0 FT
SIDE:	5 FT	5.11 FT
REAR:	5 FT	> 5 FT
ABUTTING RESIDENTIAL:	45 FT	N/A

NOTE LEGEND

1. INSTALL STOP SIGN - M.U.T.C.D. SIGN NO. R1-1B
2. RUN OUT CURB IN 2' OR MATCH EXISTING CURB
3. LANDSCAPED AREA - SEE LANDSCAPE PLAN, IF NO PLANTINGS, INSTALL TOPSOIL & SEED
4. SAWCUT LINE WITH 2 FT. REBATE & SEAL STRIP. MATCH EXISTING EDGE OF PAVEMENT.
5. INSTALL "NO PARKING" SIGN, M.U.T.C.D. SIGN NO. P1-1C
6. 4" WIDE YELLOW PAVEMENT STRIPES @ 2' O.C. & 45° TO PARKING LINES
7. 4" WIDE DOUBLE YELLOW PAVEMENT STRIPE @ 4" SPACING
8. PATIO AREA, SEE PLANS BY OTHERS
9. MASONRY DUMPSTER ENCLOSURE, SEE ARCHITECTURAL PLANS
10. INSTALL 5'X5' LIGHT STONE FILL RIP RAP FOR STORM WATER DRAINAGE
11. INSULTED RPZ & METER ENCLOSURE ON CONCRETE PAD
12. INSTALL CURBING PER NYSDOT STANDARD SHEETS, SECTION 609
13. LIMIT OF HEAVY DUTY PAVEMENT
14. PROPOSED ELECTRICAL TRANSFORMER ON CONCRETE PAD
15. MASONRY SCREEN WALL TO MATCH BUILDING, SEE ARCHITECTURAL PLANS
16. INSTALL "ENTER" & "EXIT" SIGNS PER BDC DWG #2085 ENTER/EXIT
17. INSTALL "PLAZA TENANT" PYLON SIGN PER BDC DWG #2085PY2

DETAIL LEGEND

SEE SITE DETAIL SHEET

1. TYPE "A" CONCRETE CURB
2. CONCRETE SIDEWALK
3. 90° PARKING STALL
4A. STANDARD DUTY ASPHALT
4B. HEAVY DUTY ASPHALT
4C. EXTERIOR CONCRETE SLAB ON GRADE
4D. N.Y.S.D.O.T. CONCRETE SECTION
5. HANDICAPPED PAVEMENT MARKINGS
6. HANDICAPPED PARKING SIGN
7. STOP BAR
8. LIGHT POLE FOUNDATION
9. SIDEWALK CURB RAMP
10. N.Y.S.D.O.T. DRIVEWAY DROP CURB TRANSITION
11. 3' WIDE OPENING IN CURB FOR STORM WATER DRAINAGE
12. N.Y.S.D.O.T. MINOR COMMERCIAL DRIVEWAY LAYOUT

LEGEND

OE	OVERHEAD ELECTRIC
OT	OVERHEAD TELEPHONE
OE&T	OVERHEAD ELECTRIC & TELEPHONE
SS	SANITARY SEWER
ST	STORM SEWER
W	WATER
G	GAS
P.P.	POWER POLE
L.P.	LIGHT POLE
E.B.	ELECTRIC BOX
C.B.	CATCH BASIN
SAN. M.H.	SANITARY MANHOLE
E.M.	ELECTRIC METER
G.P.	GUARD POST
C.O.	CLEANOUT
G.V.	GAS VALVE
G.M.	GAS METER
D.S.	DOWNSPOUT
W.V.	WATER VALVE
HYD.	HYDRANT
	SIGN
N.F.V.	NOT FIELD VERIFIED
67.78 TOP 67.68 BOT	CURB WITH ELEVATIONS

SITE LEGEND

PROPERTY LINE	
PROPOSED CURB	
PROPOSED SIDEWALK / CONCRETE PAD	
PROPOSED HEAVY DUTY PAVEMENT	
NUMBER OF PARKING SPACES	27
PROPOSED SIGN	
PROPOSED LIGHT POLE W/ SINGLE FIXTURE	
PROPOSED LIGHT POLE W/ DOUBLE FIXTURE	
PROPOSED CATCH BASIN	CB

NOTE: BOUNDARY AND TOPOGRAPHIC INFORMATION PROVIDED BY OTHERS. CARMINA WOOD MORRIS, D.P.C. ASSUMES NO RESPONSIBILITY FOR ITS ACCURACY.

30' 30 0 30 60Ft.

GENERAL NOTES:

1. INSTALL ALL MATERIALS TO MANUFACTURER'S RECOMMENDATIONS AND BEST STANDARDS OF TRADE INVOLVED.
2. SUBSTITUTIONS SHALL BE MADE ONLY WITH OWNER'S APPROVAL AND BE OF EQUIVALENT QUALITY TO WHAT IS SPECIFIED.
3. WORK SHALL BE COMPLETED IN STRICT ACCORDANCE WITH ALL LOCAL CODES AND OSHA SAFETY RULES AND REGULATIONS.
4. VERIFY ALL EXISTING CONDITIONS AND DIMENSIONS AT THE SITE. NOTIFY OWNER & ENGINEER OF DISCREPANCIES IN CONDITIONS SHOWN ON DRAWINGS PRIOR TO PROCEEDING WITH THE WORK.
5. CONTRACTOR SHALL BE RESPONSIBLE FOR PROTECTION OF ANY EXISTING STRUCTURES TO REMAIN AND ANY FINISH MATERIAL INSTALLED WHILE WORKING ON OTHER COMPONENTS.
6. CONTRACTOR SHALL KEEP JOB FREE OF DEBRIS AND MAKE FINAL CLEANUP TO SATISFACTION OF OWNER.
7. CONTRACTOR SHALL ASCERTAIN THE LOCATION OF ALL UTILITIES PRIOR TO CONSTRUCTION SO THAT THIS WORK WILL NOT DISTURB EXISTING LINES AND/OR INSTALLATIONS. COORDINATE ALL WORK WITH THE APPLICABLE UTILITY COMPANIES.
8. CONTRACTOR SHALL OBTAIN AND PAY FOR ALL REQUIRED PERMITS NECESSARY TO PERFORM THE WORK.

NOTES:

1. ALL RADII SHALL BE 3'-0" UNLESS OTHERWISE NOTED.
2. ALL DISTURBED AREAS: SHALL HAVE 4" MIN. OF TOPSOIL AND SEED.
3. ALL DIMENSIONS FROM PROPERTY LINES SHALL BE MEASURED PERPENDICULAR TO THE PROPERTY LINE.
4. CENTER ENTRANCE SIDEWALKS ON DOOR OPENINGS.
5. BUILDING DIMENSIONS ARE APPROXIMATE, REFER TO ARCHITECTURAL DRAWINGS FOR LAYOUT DIMENSIONS.

Carmina Wood Morris D.P.C
487 Main Street Suite 600
Buffalo, New York 14203
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REVISIONS:

No.	Description	Date
1	Rev. per BDC & agency comments	4/26/16
2	Added Ex. Hydrant SE of 19k Bldg.	5/26/16

PROJECT NAME:

Redevelopment BDC #2085

Eastgate Plaza

Proposed Retail/Restaurant Outparcel
4927-5183 Transit Road
Town of Clarence, New York 14221

Issued for Construction: xx.xx.xx
Municipality Submission:
Drawn by: JPB
Scale: As Noted

DRAWING NAME:

Site Plan

DRAWING NO.

C-4

Project no.: 15.118

TOWN OF CLARENCE

ENGINEERING and BUILDING DEPARTMENTS
6221 Goodrich Road
Clarence Center, NY 14032
716-741-8952
FAX: 716-407-8915

Timothy M. Lavocat, P.E., CFM
Town Engineer

June 1, 2016

Matthew J. Oates, P.E.
Benderson Development
570 Delaware Ave
Buffalo, New York 14202

RECEIVED
JUN - 1 2016
ZONING OFFICE

Re: Eastgate Plaza Retail/Restaurant Outparcel
4927-5183 Transit Road
Development Plan Technical Review #3

Dear Mr. Oates:

The Town of Clarence Engineering Department has reviewed the development plan information for the above referenced project dated January 2016, received by this Department May 27, 2016. **The design plans are approved based on the technical requirements of the Engineering Department only with the following conditions. Additional Town Committees and/or Boards may have comments in addition to those provided by the Engineering Department.**

GENERAL REQUIREMENTS

1. Private Improvement Permits (PIP's) are required for pavement and curbing, storm drainage, grading and fire main prior to any site work.
2. Conditions of the Planning Board Resolution for Development Plan approval shall be clearly presented on the cover sheet of the PIP Plans.
3. PIP plans are to be wet stamped and signed. Three (3) sets of plans are required to be submitted. Electronic stamps and signatures will not be accepted.
4. Only approved plan sets bearing the signature of the Town Engineer shall be considered valid plans to be used on site. All sheets of PIP plans to be clearly labeled "ISSUED FOR CONSTRUCTION".
5. Full compliance with and all signatory requirements of GP-0-15-002 are required.
6. The Owner/Operator, qualified inspector and contractor certifications, as part of the SWPPP must be signed prior to issuance of PIP's.
7. Please be advised that SWPPP site inspections are required under permit GP-0-15-002 and are the responsibility of the owner/operator to ensure continued maintenance of the stormwater management system. The maintenance agreement required under permit GP-0-15-002 is required prior to any certificate of occupancy.
8. A preconstruction meeting is required prior to issuance of PIP's.

Should you have any questions or require further clarification regarding the review of the above referenced project please feel free to contact me.

Very truly yours,

Joseph Lancellotti
Civil Engineer

Cc: James B. Callahan, Director of Community Development
David Metzger, Senior Code Enforcement Officer
Jeffrey Wilson, Code Enforcement Officer
Chris Wood, P.E., Carmina Wood Morris DPC, 487 Main Street, Suite 600, Buffalo, NY 14203