

Motion by Trustee Meyer, seconded by Trustee Przykuta, that the following permit applications, having been submitted and conforming with all Village Ordinances, be granted:

86-48	Lawrence Rozek	102 Pleasant Avenue	Porch
50	Sharon Possehl	52 Banner	Replace 4 Windows
54	Paul A. Vox	80 W. Drullard	Alter factory
55	Marcella Seibel	200 Central	Fence
56	Aubrey Thomas Gordon	23 St. John	Storage Building
58	Ronald Hadsall	48 Lombardy	Fence
59	William Bosse	16 Liberty	Single Dwelling
60	Ed Dembik	99 Aurora	Portable sign
61	Gary Tamol	37 School	Fence
62	Gary Tamol	37 School	Deck
63	Ronald Polanski	67 W. Drullard	Addition (bedroom)
64	Edith Gillon	89 Church	Demolish garage
65	David Satola	31 Newell	Fence
66	Frank Germote	105 Sawyer	Fence
67	Ron Downey	30 Park Blvd.	Fence
68	Joseph Dennis	22 Mt. View	Porch
	Adopted	Trustee Meyer	Aye
	Resolution #4063	Trustee Przykuta	Aye
		Trustee Humphrey	Aye
		Trustee Gast	Aye
		Trustee Posluszny	Aye
		Trustee Collins	Aye
		Mayor Hadsall	Aye

At 8:30 p.m., as advertised in the Official Newspaper, Mayor Hadsall called the Public Hearing to order to consider the adoption of a local law for 1986, amending the Code of the Village of Lancaster, to establish a Historic Preservation Law.

Walter Przybyl, 5564 Broadway; James Keysa, 5455 Broadway and Kathryn Kochli, 27 Court Street, spoke in favor of adopting the law.

No one in the audience spoke against the Local Law.

Motion by Trustee Przykuta, seconded by Trustee Humphrey, to amend the Code of the Village of Lancaster adopting the Historic Preservation Law.

On the Roll Call Vote:

Trustee Meyer	Aye
Trustee Przykuta	Aye
Trustee Humphrey	Aye
Trustee Gast	Aye
Trustee Posluszny	Aye
Trustee Collins	Aye
Mayor Hadsall	Aye

Adopted
Resolution #4064

Motion by Trustee Collisn, seconded by Trsutee Posluszny, to accept the Proposal submitted by Debra A. Mattice, 230 North Street, B-22, Buffalo, New York 14201, to conduct a survey of buildings for use in establishing the Village of Lancaster Historic District, at a cost, not to exceed \$5,546.00.

Adopted
Resolution #4065

Trustee Meyer	Aye
Trustee Przykuta	Aye
Trustee Humphrey	Aye
Trustee Gast	Aye
Trustee Posluszny	Aye
Trustee Collins	Aye
Mayor Hadsall	Aye

Public Hearing closed at 8:55 p.m.

Comittee Reports

Finance & Claims - No report

Public Works - Trustee Przykuta stated the Committee have established a program for sidewalk installation. Trustee Gast reported a bad sidewalk between 217 and 221 Aurora Street.

Fire & Water - No report

Sewer & Sanitation - Motion by Trustee Collins, seconded by Trsutee Przykuta, to schedule a Public Hearing, June 9, 1986 at 8:30 p.m., to determine a rate increase for maintenance of sewer lines.

Adopted
Resolution #4066

Trustee Meyer	Aye
Trustee Przykuta	Aye
Trustee Humphrey	Aye
Trustee Gast	Aye
Trustee Posluszny	Aye
Trustee Collins	Aye

Police & Public Safety - Mayor Hadsall received a complaint - Re: speeding west bound traffic into the Village on Broadway and requested the Police Captain investigate the situation. Mayor Hadsall offered a \$100 reward for the conviction of anyone stealing hanging flower baskets or painting graffiti on the bridges.

Land & Tax - Trustee Humphrey directed the Clerk to inform the Chairman of the Planning Commission to notify the Village Attorney and Trustee Humphrey of the next meeting and Mr. Ferster's name be placed on the agenda for that meeting.

Building & Lights - No report

Personnel Relations - No report



**LEGAL NOTICE
FOR THE VILLAGE OF LANCASTER**

PLEASE TAKE NOTICE that the Board of Trustees of the Village of Lancaster, New York, will conduct a public hearing on May 27, 1986 at 8:30 p.m. in the Council Chambers of the Municipal Building located at 5423 Broadway, in the Village of Lancaster, to consider the adoption of a local law for the year 1986, amending the Code of the Village of Lancaster as follows:

HISTORIC PRESERVATION LAW

A LAW relating to the establishment of landmarks or historic districts in the Village of Lancaster.

Section 1. PURPOSE

It is hereby declared as a matter of public policy that the protection, enhancement and perpetuation of landmarks and historic districts is necessary to promote the economic, cultural, educational, and general welfare of the public. Inasmuch as the identity of a people is founded on its past, and inasmuch as Lancaster has many significant historic, architectural and cultural landmarks which constitute its heritage, this law is intended to:

- (a) protect and enhance the landmarks and historic districts which represent distinctive elements of Lancaster's historic, architectural, and cultural heritage;
- (b) foster civic pride in the accomplishments of the past;
- (c) protect and enhance Lancaster's attractiveness to visitors and the support and stimulus to the economy thereby provided; and
- (d) insure the harmonious, orderly, and efficient growth and development of the Village.

Section 2. HISTORIC PRESERVATION COMMISSION

There is hereby created a commission to be known as the Village of Lancaster Historic Preservation Commission.

(a) The Commission shall consist of seven (7) members to be appointed, to the extent available in the community, by the mayor as follows:

the Commission members or on the call of the Chairman or the Mayor.

(f) A quorum for the transaction of business shall consist of four (4) of the Commission's members, but not less than a majority of the full authorized membership may grant or deny a Certificate of Appropriateness.

Section 3. DESIGNATION OF LANDMARKS OR HISTORIC DISTRICTS

(a) The Commission may designate an individual property as a landmark if it:

- (i) Possesses special character or historic or aesthetic interest or value as part of the cultural, political, economic or social history of the locality, region, state or nation; or
- (ii) Is identified with historic personages; or
- (iii) Embodies the distinguishing characteristics of an architectural style; or
- (iv) Is the work of a designer whose work has significantly influenced an age; or
- (v) Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood.

(b) The Commission may designate a group of properties as a historic district if it:

- (i) contains properties which meet one or more of the criteria for designation of a landmark; and
- (ii) by reason of possessing such qualities, it constitutes a district section of the Village.

The boundaries of each historic district designated henceforth shall be specified in detail and shall be filed, in writing, in the Village Clerk's Office for public inspection.

(c) Notice of a proposed designation shall be sent by registered mail to the owner of the property proposed for designation, describing the property proposed and announcing a public hearing by the Commission to consider the designation. Where the proposed designation involves so many owners that individual notice is not feasible, notice may instead be published at least once in a newspaper of general circulation at least 10 days prior to the date of

their relation to similar features of other properties in the neighborhood.

- (iv) visual compatibility with surrounding properties; including proportion of the property's front facade, proportion and arrangement of windows and other openings within the facade, roof shape; and the rhythm of spacing of properties on streets, including setback.
- (v) the importance of historic, architectural or other features to the significance of the property.

Section 6. CERTIFICATE OF APPROPRIATENESS APPLICATION PROCEDURE

(a) Prior to the commencement of any work requiring a certificate of appropriateness the owner shall file an application for such a certificate with the Historic Preservation Commission. The application shall contain:

- (i) name, address and telephone number of applicant
- (ii) location and photographs of property
- (iii) elevation drawings of proposed changes, if available
- (iv) perspective drawings, including relationship to adjacent properties, if available
- (v) samples of color or materials to be used
- (vi) where the proposal includes signs or lettering, a scale drawing showing the type of lettering to be used, all dimensions and colors, a description of materials to be used, method of illumination and a plan showing the sign's location on the property
- (vii) any other information which the Commission may deem necessary in order to visualize the proposed work

(b) No building permit shall be issued for such proposed work until a certificate of appropriateness has first been issued by the Historic Preservation Commission. The certificate of appropriateness required by this act shall be in addition to and not in lieu of any building permit that may be required by any other ordinance of the Village of Lancaster.

(c) The Commission shall approve, deny

Section 10. MAINTENANCE AND REPAIR REQUIRED

Nothing in this law shall be construed to prevent the ordinary maintenance and repair of any exterior architectural feature of a landmark or property within a historic district which does not involve a change in design, material, color or outward appearance.

No owner or person with an interest in real property designated as a landmark or included within a historic district shall permit the property to fall into a serious state of disrepair so as to result in the deterioration of any exterior architectural feature which would, in the judgment of the Historic Preservation Commission, produce a detrimental effect upon the character of the historic district as a whole or the life and character of the property itself.

Examples of such deterioration include:

- (a) Deterioration of exterior walls or other vertical supports.
- (b) Deterioration of roofs or other horizontal members.
- (c) Deterioration of exterior chimneys.
- (d) Deterioration or crumbling of exterior stucco or mortar.
- (e) Ineffective waterproofing of exterior walls, roofs or foundations, including broken windows or doors.
- (f) Deterioration of any feature so as to create a hazardous condition which could lead to the claim that demolition is necessary for the public safety.

Section 11. VIOLATIONS

(a) Failure to comply with any of the provisions of this law shall be deemed a violation and the violator shall be liable to a fine of not less than \$250.00 nor more than \$50.00 for each day the violation continues.

(b) Any person who demolishes, alters, constructs or permits a designated property to fall into a serious state of disrepair in violation of this law shall be required to restore the property and its site to its appearance prior to the violation. Any action to enforce this subsection shall be brought by the Village Attorney.

(iii) texture, materials, and color and their relation to similar features of other properties in the neighborhood.

(iv) visual compatibility with surrounding properties, including proportion of the property's front facade, proportion and arrangement of windows and other openings within the facade, roof shape and the rhythm of spacing of properties on streets, including setback.

(v) the importance of historic, architectural or other features to the significance of the property.

**Alternate Section 6
PROCEDURE FOR CONSULTING WITH THE HISTORIC PRESERVATION COMMISSION**

(a) Prior to the commencement of any work requiring consultation with the Commission, the owner shall file a request for consultation with the Commission. The request shall contain:

- (i) name, address and telephone of the applicant
- (ii) location and photographs of property
- (iii) elevation drawings or proposed changes, if available
- (iv) perspective drawings, including relationship to adjacent properties, if available
- (v) samples of color or materials to be used
- (vi) where the proposal includes signs or lettering, a scale drawing showing the type of lettering to be used, all dimensions and colors, a description of materials to be used, method of illumination and a plan showing the sign's location on the property.
- (vii) any other information which the Commission may deem necessary in order to visualize the proposed work.

(b) No building permit shall be issued for such proposed work until the delay period imposed by the Commission has expired, or until the property owner and the Commission have reached written agreement on the appropriateness of the proposed project, whichever event shall occur first.

(c) All agreements resulting from consultation with the Commission shall be filed with the Commission.