

Please be advised that any information provided on, and with, this Notice of Claim will be published in the Public Access area of the Erie County Water Authorities website which can be accessed by the General Public.

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NOTICE OF CLAIM FORM

ERIE COUNTY WATER AUTHORITY
295 MAIN STREET – ROOM 350
BUFFALO, NEW YORK 14203-2494
(716) 849-8465

Claimant(s) Name	Michael C. Giancarlo		
Address	244 Huxley Dr. Amherst 14226	Cell Phone #	
Email Address		Home Phone #	

Accident / Damage / Injury Location	Damage		
Date of Incident	01/05/2023	Time of Incident	10:00 a.m. / p.m.
Police Contacted?	Yes / No	Police Report Taken?	Yes / No
Name of Police Agency	N/A		

PROPERTY DAMAGE CLAIMS ONLY

If this is not your property, give the name and address of the owner:

N/A if not applicable

Name	Michael C. Giancarlo		
Address	244 Huxley Dr. Amherst NY	Zip Code	14226
Home Phone #		Work Phone #	N/A

PLEASE ATTACH ESTIMATES

Repair Estimates	\$	\$
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PROPERTY DAMAGE AND PERSONAL INJURY WITNESSES

Name	Michael Giancarlo Sr.	Name	
Address	26 Crescent Ct 14225	Address	
Phone		Phone	

Attach copies of Medical bills once submitted to health insurance or automobile insurance.

ONLY PROVIDE COPIES OF THE MEDICAL BILLS. DO NOT PROVIDE MEDICAL RECORDS WITH THIS CLAIM FORM.

Claimant's Statement (please print legibly and be specific):

On 01/05/2023 I was leaving the parking lot of Athens Restuarant (2801 Harlem Rd, Cheektowaga NY, 14225) at approximately 10:00am. At this time I went to exit the parking lot from the west facing driveway that pulls on to Harlem Rd. As I exited I made sure that I was on the far right side of the approach so I could make space for traffic pulling into the parking lot. I then waited for traffic to clear and took a right turn on to Harlem Rd attempting to travel Northbound. When I made the right hand turn I heard a bunch of noise as if something was hitting my car. Upon hearing the noise, I then took a right on to Northern Parkway to pull over and assess the situation. Upon getting out of my vehicle I noticed a huge gash in the passenger side of my car from the front door all the way back through the entire rear door. Upon further investigation I noticed the fire hydrant (J09-F11) in the approach of the driveway. After seeing the yellow paint on my car, I concluded that the fire hydrant was the cause of this damage. I then took several pictures of both and the fire hydrant. Upon further investigatiton I was able to find out the hydrant was the property of the Erie County Water Authority. After speaking with Michael McAuley from the ECWA he informed me that the hydrant was recently moved in August of 2022 due to its location and other incidents with vehicles making contact with it. Upon viewing Google Maps, it can clearly be seen that the not only had the hydrant been moved, but it was moved to the approach of the driveway. I found this decision to be a bit puzzling. After speaking with Mark Jarmoz from the ECWA he informed me that the ECWA had discussions about fire hydrant J09-F11 and that it was agreed that it again needed to be moved. Please find attached several supporting documents including pictures via Google Maps of where the hydrant was once located, pictures of the current location, and the damage to my vehicle (2021 Jeep Grand Cherokee).

All statements herein are made under penalty of perjury.

Add Additional Pages if necessary

Date:

02/09/2023

Claimant's Signature

STATE OF NEW YORK)
COUNTY OF ERIE)

ss:

On this 9 day of February 2023, before me personally appeared to me known, and known to me to be the same person described in and who executed the within instrument and he/she acknowledged to me that he/she executed the same.

AMANDA McDERMOTT
Notary Public - State of New York
No. 01-MC6177323
Qualified in Erie County
My Commission Exp. 11/13/2023

Notary Public

Claimant's Statement (please print legibly and be specific):

On 01/05/2023 I had met my son Michael Giancarlo Jr for breakfast at Athens Restuarant (2801 Harlem Rd Cheektowaga NY 14225). At approximately 10:00am after finishing breakfast we both departed in separate vehicles. As I was preparing to leave I saw my son pull into the approach facing west on to Harlem Rd as he prepared to make a right hand turn traveling northbound on to Harlem Rd. He was on the far-right side of the approach at this time. As he turned; I witnessed the fire hydrant (J09-F11) dig into the passenger side of his vehicle. After further investigation we both realized that the fire hydrant was placed in the approach of the driveway.

All statements herein are made under penalty of perjury.

Date:

2/9/23

Claimant's Signature

Add Additional Pages if necessary


STATE OF NEW YORK)
COUNTY OF ERIE)

ss:

On this 9 day of Feb 2023 before me personally appeared to me known, and known to me to be the same person described in and who executed the within instrument and he/she acknowledged to me that he/she executed the same.

AMANDA McDERMOTT
Notary Public - State of New York
No. 01-MC6177323
Qualified in Erie County
My Commission Exp 11/13/2023

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