

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.

C-4

NOTICE OF CLAIM FORM

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

Claimant(s) Name	Justin Zayhofski		
Address	6041 Dover Rd Lake View NY 14085	Cell Phone #	716 [REDACTED]
Email Address	[REDACTED]	Home Phone #	

Accident / Damage / Injury Location	3650 Fifth St. Blasdell, NY 14219		
Date of Incident	12-10-21	Time of Incident	4:00 a.m. (p.m.)
Police Contacted?	Yes (No)	Police Report Taken?	Yes (No)
Name of Police Agency			

PROPERTY DAMAGE CLAIMS ONLY

N/A if not applicable

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

Name	N/A		
Address		Zip Code	
Home Phone #		Work Phone #	

PLEASE ATTACH ESTIMATES

Repair Estimates	\$ 9,981.13	\$
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PROPERTY DAMAGE AND PERSONAL INJURY WITNESSES

Name	Joseph Zayhofski	Name	
Address	3650 Fifth St Blasdell 14219	Address	
Phone	716- [REDACTED]	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):

January 29, 2022

To whom it may concern:

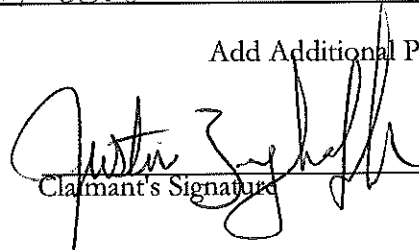
On December 10, 2021 I received a phone call by my tenant, Joseph Zoyhofski, Residing at 3650 Fifth St. Blasdell, NY 14219 stating that the sewer appeared to be plugged. Toilet not flushing properly, sink not draining properly, etc. I went to the residence and removed caps from sewer lateral clean out and found water backing up the vertical line. I then went to Lakeshore Hardware and rented a snake. I then proceeded to attempt to snake out what I thought was a plugged pipe. After attempting to unplug with no progress I found minimal toilet paper on cutting head, but did pull out a piece of thick black plastic and a few rocks. I measured the amount of snake that was in the lateral line from the clean out. Approx 22' was in the line stopping at the obstruction. After measuring from cleanout towards road, it put my obstruction under the road at a road saw cut area.

Back in the summer of 2018 the water main was replaced down Fifth St and the repaired section of the road is where my problem was.

All statements herein are made under penalty of perjury.

Add Additional Pages if necessary

Date: 2/7/2022



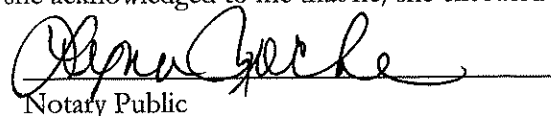
Claimant's Signature

STATE OF NEW YORK)
COUNTY OF ERIE)

ss:

On this 7 day of Feb 2022, 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.

LYNN ROCHE
Notary Public, State of New York
Qualified in Erie County
My Commission Expires 3.28.2022



Notary Public

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

January 29, 2022

I then proceeded with contacting ECWA emergency number and spoke with an operator. They stated if this problem was found with a few days of the replacement project it would be no problem looking into this. But due to it being a few years later there was nothing that they could do and that I would need to get in contact with the Legal Dept.

The following morning 12-11-21 I called the Woodlawn Sewer Auth, and spoke with Chris Kresenko (District manager) and explained what was going on. He explained to me that the sewer was my responsibility to the connection made at the main in the middle of the road. Chris then did come to the residence with a sewer site permit that I needed to sign and pay for. I then proceeded to call 811 for an emergency excavation and then called Under Dogg Construction to come give me an estimate for repair. After discussing job I gave them authorization to start work. While excavating site we found that the new water main was ran right through my lateral sewer line and found that the new water main was wrapped in what appeared to be the same black plastic that was found on the snake and the same stones that were around the new water main. Under Dogg continued with the work and

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 COUNTY OF ERIE)

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Lynn Roche
 Notary Public

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

made proper repairs to the sewer line. I have enclosed a copy of the invoice that describes the work that had been done. After repairs were made, I contacted Chris Kriscenko again to do a Final inspection. He came to site and did Final inspection and gave me Certificate of Inspection that I also enclosed a copy of. Under Dogg continued to finish back filling and cleaning up site.

This residence has been vacant since mid 2017.

Joseph had just moved in on December 6th. After speaking with Chris Kriscenko he advised me that another resident at the end of Fifth St. also had the same problem immediately following the water main replacement in 2018 and had to have their lateral line replaced also. The address for that residence is 3616 Fifth St.

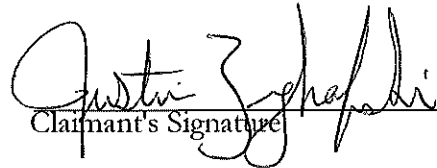
On Monday, December 13th 2021 I reached out to ECWA and spoke with Andrea Poole from claims. She advised me that I needed to complete a Notice of Claim. She then emailed them to me for me to print and fillout.

I also spoke with a Mike Quinn in the ECWA Construction Dept about this matter. He did confirm with me that the water main was replaced in 2018 and gave me the number of the contractor that performed.

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the work the company was the site contractor and the foreman was Eric Pacer 716-343-3403. I have attempted to contact Eric Pacer several times by phone to discuss that matter. I have left voice mails and still to this date I have not heard back from him.

I am now filling out the Notice of Claim and sending to the ECUA. I have attached all permits, invoices, inspection, photos and a hand drawn diagram showing where the utilities are in the ground.

Please contact me via email or postmail.

Thank You

Justin Zayhofski

Justin Zayhofski
6041 Dover Rd
Lake View NY 14085

Heavy-Hauling@hotmail.com
(716)(465-3997)

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