

July 5, 1949.

At a regular meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 5th day of July, 1949, at 2:30 o'clock P.M. E.D.S.T., there were present:

- | | |
|----------------------|------------|
| Benedict T. Holtz | Supervisor |
| Henry Nagel | Councilman |
| Felix T. Wroblewski | Councilman |
| Joseph A. Neibert | Councilman |
| Nicholas Napieralski | Councilman |

Present: -5-

Absent: -0-

The chairman called the meeting to order and directed the Town Clerk to call roll.

Without any objections the minutes of the previous meeting held on June 6th, 13th, 20th, and 25th were dispensed with until a later date.

Petition presented bearing the signatures of approximately eight residents of Olcott Place requesting that Herbert Street be made a one-way street. Ordered referred to the Chief of Police by Supervisor Holtz.

Communication read from Mr. John Szydlowski Secretary, Board of Fire Commissioners, Doyle Fire District No. 1, requesting that telephones at the above mentioned fire house be moved from upstairs to the first floor.

The Supervisor directed the Town Clerk to contact the New York Telephone Company to make the necessary change.

Communication read from Anthony and Rose Ippolito requesting permission to purchase thirty or forty five feet of town owned property on Straley Street. Ordered referred to the Town Board and the Town Attorney by supervisor Holtz.

Communication read from John J. Zablotny, Town Superintendent of Highways recommending that the Town Board accept Park Edge Drive as a town highway. The Town Clerk was authorized to secure a deed to the above mentioned property.

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This being the time and the place advertised for a public hearing the Highway Superintendents recommendation to purchase a Ford Tractor with extra rim to cost the sum of \$1,408.00, complete and a six foot side mounted mower to cost \$323.00 complete.

The Chairman ordered the hearing open and no one appearing in opposition, Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Town Superintendent of Highways has recommended the purchase of a Ford Tractor with extra rim and tire for the cost of \$1,408.00 complete, and a six foot side mounted mower to cost \$323.00 complete from the Buffalo Tractor and Implement Company of 2902 Seneca Street, Buffalo, New York, and

WHEREAS, the Town Board did on June 20th, 1949, call for a public hearing, and a notice having been published in the Cheektowaga Times, the official newspaper of the Town, on June 23rd, 1949, and

WHEREAS, a hearing having taken place this day, and no person appeared in favor or in opposition to the purchase of such equipment;

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor is hereby authorized and directed to purchase from the Buffalo Tractor Implement Co., of 2902 Seneca St., Buffalo New York, a Ford Tractor with extra rim and tire for the cost of \$1,408.00 complete, and a six foot side mounted mower to cost \$323.00 complete.

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Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried: Ayes: -5- Noes: -0- Absent: -0-

This being the time and the place advertised for a public hearing for the purpose of considering the advisability of repealing conflicting provisions of Chapter 10 of the Ordinance of the Town of Cheektowaga Entitled to License Coin Controlled Devices, not in violation of State Law.

The chairman ordered the hearing open, and the following appeared in opposition, Mr. Fred Prantke, Cheektowaga, New York, and Supervisor Benedict T. Holtz.

The chairman ordered the hearing closed and Mr. Wroblewski moved that change in the ordinance be adopted and that the Town Attorney be authorized to draw up the proper resolution.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting No.
Henry Nagel	voting Aye.
Felix T. Wroblewski	voting Aye.
Joseph A. Neibert	voting Aye.
Nicholas Napieralski	voting No.

Carried: Ayes: -3- Noes: -2- Absent : -0-

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, Van Dyke Airport Transportation Corp., a Corporation duly incorporated under the Transportation Corporations Law of the State of New York, with its principal office at the New York Central Terminal Building in the City of Buffalo, New York, having heretofore made written application to the Town Board of the Town of Cheektowaga, New York, pursuant to Section 66 of the Transportations Corporation Law, for the operation of said corporation of a motor bus route within such Town; and public notice having been duly given that a hearing upon said application would be held by said Town Board of said Town of Cheektowaga on the 20th day of June, 1949; and a public hearing having been duly held on such application by said Town Board on said day, and due deliberation having been had thereon,

NOW, THEREFORE BE IT

RESOLVED, that the consent of the Town of Cheektowaga be, and hereby is, given to Van Dyke Airport Transportation Corp., to operate an omnibus line or route upon the following highways in the Town of Cheektowaga, to wit: upon Genesee Street in said Town between the westerly town line (being the easterly city line of the City of Buffalo) and in and to the Buffalo Municipal Airport; such consent being granted upon the following conditions:

1. That such operation shall be exclusively of an express service between the Buffalo Municipal Airport and the Down Town Hotels in Buffalo; no stops will be made to receive and discharge passengers in said Town except at said airport.

2. That this consent shall not be sold, assigned or transferred without the consent of said Town.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried: Ayes : -5- Noes: -0- Absent: -0-

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Walden Construction Corporation be authorized to sub-contract the hereinafter mentioned jobs at the Town Park;

Tennis Courts	Four Winds Farms Nursey Inc.,	\$4,950.00
Tennis Court Fence	Cyclone Fence Division	1,650.00
Toilet Partitions	Troup Engineering Co.,	774.00
Plumbing	Cleveland Hill Plumbing & Heating Co.,	4,820.00
Heating	Ideal Sheet Metal Corp.,	836.00
Roofing	James J. Draper Co.,	290.00
Electric Work	Joseph Zoblotny	982.00

The Mason Work, Carpenter Work and Painting will be performed by the Walden Construction Corporation.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried: Ayes : -5- Noes: -0- Absent: -0-

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Supervisor be authorized to purchase necessary NO PARKING signs to be placed on streets recommended by the Chief of Police.

Seconded by Mr. Neibert, Carried, Ayes : -5-.

Mr. Wroblewski offered the following resilitution and moved its adopiton:

RESOLVED, that the Western New York Water Company be authorized to install a hydrant on Walkowiak Street near the U.S. Rubber Reclaiming Company.

Seconded by Mr. Napieralski , carried, Ayes : -5-.

Mr. Neibert offered the following resolution and moved its adoption:

RESOLVED, that the application of Kensington Village Inc., for building permits on site shown on map filed with the application be denied.

Seconded by Mr. Nagel, carried, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Town Board on the 11th day of February, 1949, by appropriate resolution determined it necessary for the proper maintenance and service of the existing trunk sewer system of Sewer District No. 5 of the Town of Cheektowaga, to increase and improve the facilities thereof and

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the appurtenances thereto, and

WHEREAS, the said Town Board directed Newell L. Nussbaumer and Irving Clarke, duly licensed Engineers, to prepare a map and general plan for the improvement of such trunk sewer system, and

WHEREAS, said map and plan provide for additions, alterations and modifications of the trunk sewer system of said Sewer District No. 5, now to wit:

To excavate present sanitary trunk sewer on Maryvale Road and replace with new tile for a distance of approximately 900 feet and to block off existing deep sanitary trunk sewer on Delavan Avenue, originally built as part of the first sanitary sewer construction which is on the North side of Delavan Avenue, West of Hutzler Road, to install new sewer at higher elevation and block off existing sewers which have leaks or broken pipe and to make other improvements and replacements to said sewer system, more particularly set forth in said map and plan, and

WHEREAS, the expense of the foregoing improvement was estimated by the said Engineers to be the sum of Ninety-eight thousand dollars (\$98,000.00) and

WHEREAS, by said resolution adopted February 11, 1949, the Town Board ordered a public hearing to be held on the 7th day of March, 1949, at 2:30 P.M. E.D.T., for the purpose of hearing and considering the advisability of proceeding with said sewer system and whereas the Town Clerk caused to be published and posted a certified copy of the Resolution as required by said Resolution, and

WHEREAS, a Public Hearing was held on the 7th day of March, 1949 at 2:30 P.M. E.D.T., and at the conclusion of said Public Hearing, the Town Board duly adopted a resolution whereby it was decided at such Public Hearing and upon the evidence given at it, that it is in the public interest to increase and improve the facilities of said Sewer District No. 5 by the construction and improvements set forth in said plan and map of the Engineers and,

WHEREAS, the Town Board at its regular meeting on April 4, 1949, authorized that certain work be done to improve and to replace the sewers on Maryvale Road and Delavan Avenue in accordance with the definite plans and specifications prepared by Nussbaumer and Clarke, Engineers and

WHEREAS, the Town Board invited sealed proposals for the furnishing of labor and materials necessary for the doing of the work authorized to be done and

WHEREAS, a Notice to Contractors, was duly published as required by said Resolution and

WHEREAS, sealed proposals were received by the Town Board for the doing of the work and the furnishing of materials on the 19th day of April, 1949, and

WHEREAS, the Fahning Construction Company submitted a bid in writing to do the work and furnish the necessary materials on both projects for the sum of Seventeen thousand twenty four dollars (\$17,024.00) that being the lowest bid submitted by any bidder and

WHEREAS, the bid of the Fahning Construction Company to reconstruct sanitary sewers in Maryvale Road and on the North side of Delavan Avenue was accepted and thereafter a contract to perform said work was duly entered into between the Fahning Construction Company and the Town of Cheektowaga and

WHEREAS, the Town Board has authorized a bond issue to raise the necessary money to pay for the improvements made and to be made, in Sewer District No. 5, and

WHEREAS, said bond issue has not yet been completed because plans specifications for the additional work to be done have not been completed by the Engineers and there will be a short delay before said bonds will be sold, not exceeding ninety days and

WHEREAS, the Fahning Construction Company have about completed the work specified in its contract with the Town of Cheektowaga and has now due and

owing it, to apply on said contract the sum of \$14,781.60, and

WHEREAS, the Manufacturers and Traders Trust Company has agreed to loan said amount to wit:

To the Town of Cheektowaga, New York for a period of ninety days with interest at the rate of two percent (2%) per annum, upon a note executed by the Supervisor of the Town of Cheektowaga, Said note, with interest thereon, to be paid out of the moneys realized from the sale of the bonds to be sold to pay for said improvements to Sewer District No. 5.

NOW, BE IT RESOLVED, that the Supervisor of the Town of Cheektowaga, New York, be, and he is hereby authorized and directed to execute a promissory note to the Manufacturers and Traders Trust Company, payable ninety days from its date to the Manufacturers and Traders Trust Company of 284 Main Street, Buffalo, New York in the sum of \$14,781.60 with interest at the rate of two percent (2%) per annum. That said note shall provide for its payment out of the funds received from the sale of bonds heretofore authorized to be sold to pay for the improvements heretofore authorized by the Town Board to be made in Sewer District No. 5 and the Supervisor of the Town of Cheektowaga, New York, is hereby authorized to pledge the credit of the Town of Cheektowaga to the payment of said note with intereston its due date and he is further authorized to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned.

BE IT FURTHER RESOLVED, the funds received from said note be immediately paid to the Fahning Construction Company in payment for money now due and owing it.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried: Ayes: -5- Noes: -0- Absent: -0-

STATE OF NEW YORK)
COUNTY OF ERIE) SS
TOWN OF CHEEKTOWAGA)

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of said Town, held on the 5th day of July, 1949, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolution duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the Town Board has due notice of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 5th day of July, 1949.

Kenneth T. Hanley
Town Clerk.

SEAL.

ADASS6

UNITED STATES OF AMERICA
 STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA

The Town of Cheektowaga, Erie County, New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

- FOURTEEN THOUSAND , SEVEN HUNDRED
 EIGHTY-ONE DOLLARS AND SIXTY CENTS (\$14,781.60)-

three (3) months from date hereof together with interest thereon from the date hereof at the rate of Two per cent (2%) per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers and Traders Trust Company, Buffalo, New York.

This note is issued pursuant to the provision of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York at a regular meeting held on July 5th, 1949, authorizing the issuance of a note of the Town of Cheektowaga in the sum of \$14,781.60, to pay an indebtedness to Fahring Construction Company on a contract entered into by said Town for repairing and replacing storm sewers on Maryvale Road and Delavan Avenue, as more fully set forth in said resolution of the Town Board adopted July 5th, 1949, said note to be paid out of funds received from the sale of bonds as therein provided.

The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things, required by the Constitution and Statutes of the State of New York, to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened and have been performed, and that this note, together with all other indebtedness of said Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such state.

IN WITNESS WHEREOF, THE TOWN OF CHEEKTOWAGA,
 has caused this note to be signed by its Supervisor,
 and its corporate seal to be hereunto affixed and
 attested by its Town Clerk, and this note is to be
 dated as of July 8th, 1949.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

BY Benedict T. Holtz

Supervisor.

ATTEST:

Kenneth T. Hanley

Town Clerk.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 5th day of July, 1949, at 2:30 o'clock, P. M. E.D.S.T., there were:

PRESENT:
 Benedict T. Holtz, Supervisor
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Joseph A. Neibert, Councilman
 Nicholas Napieralski, Councilman

ABSENT: None

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 15th day of June, 1949, at 7:30 o'clock P. M., E.D.S.T. of said day, for the purpose of considering the application of John Sadaj, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 18th day of June, 1949 having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a hot dog stand, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 5th day of July, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence district to business district be and the same is hereby confirmed and approved.

NOW THEREFORE

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential" district to "business district", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a hot dog stand, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga in the County of Erie State of New York, being part of lot number 11, Township 11, range 7 of the Holland Land Companies survey bounded and described as follows:

Beginning at a point on the westerly line of said lot number 11, being the east line of a road now known as Union Road 1 chain wide on the west side of said lot number 11, at the distance of 17 chains and 23 links south from the northwest corner of said lot; running thence easterly parallel with the north line of said lot number 11, 14 chains 51 links to a soft maple post thence south parallel with the westerly line of said number of 11, 10 chains 42 links to a white oak post, thence westerly parallel with the said northerly line of the said lot number 11, 14 chains 51 links to a white oak post on said west line, thence north along said westerly line of said lot which is the east line of said Union Road 10 chains 42 links to the place of beginning containing 15 and 12 hundredths (15.12) acres of land according to a map or survey made by Tobias Witmer Surveyor dated March 10th 1853 and filed in the office of the Clerk of the County of Erie on May 25th, 1853, with a decree and a partition action brought by Peter Davis against Joseph Neyerling and others.

3615 Union Road,
 100x150 ft. to be rezoned for business.

Seconded by Mr. Wroblewski, and duly put to a vote which resulted as follows:

Benedict T. Holtz, Voting Aye,
 Henry Nagel, Voting Aye,
 Felix T. Wroblewski, Voting Aye,
 Joseph A. Neibert, Voting Aye,
 Nicholas Napieralski, Voting Aye.

Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: July 5, 1949.

(seal) **KENNETH T. HANLEY,**
 Town Clerk

July 14-21 Town of Cheektowaga,
 Erie County, New York

ADAMS

Posted as follows on the 18th day of July, 1949;

- 1- Telephone Pole No. 283, Union Road.
- 2- Telephone Pole No. 282, Union Road.
- 3- Telephone Pole No. 281, Union Road.
- 4- Telephone Pole No. 1832, Zoerb Avenue.
- 5- Tree in front of No. 3615 Union Road.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga News.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 5th day of July, 1949, at 2:30 o'clock, P. M., ~~E.D.S.T.~~, there were:

~~At the distance of 17 chains and 23 links south from the northwest corner of said lot; running thence easterly parallel with the north line of said lot number 11, 14 chains 51 links to a soft maple post thence south parallel with the westerly line of said number of 11, 10 chains 42 links to a white oak post, thence westerly parallel with the said northerly line of the said lot number 11, 14 chains 51 links to a white oak post on said west line, thence north along said westerly line of said lot which is the east line of said Union Road 10 chains 42 links to the place of beginning containing 15 and 12 hundredths (15.12) acres of land according to a map or survey made by Tobias Witmer Surveyor dated March 10th 1853 and filed in the office of the Clerk of the County of Erie on May 25th, 1853, with a degree and a partition action brought by Peter Davis against Joseph Neyerling and others.~~

3615 Union Road.
100x150 ft. to be rezoned for business.

Seconded by Mr. Wroblewski, and duly put to a vote which resulted as follows:

- Benedict T. Holtz, Voting Aye,
- Henry Nagel, Voting Aye,
- Felix T. Wroblewski, Voting Aye,
- Joseph A. Neibert, Voting Aye,
- Nicholas Napieralski, Voting Aye,

Summary of vote: 5 Ayes, 0 Noes, 0 Absent.
Dated: July 5, 1949.

KENNETH T. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

Sworn to before me this 22nd day of

July 19. 49
John H. ...
Notary Public in and for Erie County.

hn-49 5803

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

Depew Cheektowaga
Herald and News

of the
a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for ~~two~~ weeks, the first insertion being on the ~~10th~~ day of ~~July~~, 1949, and the last insertion being on the ~~21st~~ day of ~~July~~, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

1951

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 5th day of July, 1949, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Henry Nagel, Councilman.
- Felix T. Wroblewski, Councilman
- Joseph A. Neibert, Councilman
- Nicholas Napieralski, Councilman

ABSENT: None.

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of June, 1949, at 7:30 o'clock P. M., of said day, for the purpose of considering the application of Joseph Bosela, for the rezoning from residence district to business district of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 18th day of June, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Restaurant and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 5th day of July, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Cleveland Drive.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business district be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Restaurant, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THOSE TRACTS BEING PART of Lot No. 14, Township 11, Range 7, of the Holland Land Company's survey and according to a map of Nob Hill Subdivision filed in Erie County Clerk's Office under cover No. 1623 are known as subdivision lots numbers 61 and 62.

Located on Cleveland Drive near Cayuga Road.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

- Benedict T. Holtz, voting Aye.
 - Henry Nagel, voting Aye.
 - Felix T. Wroblewski, voting Aye
 - Joseph A. Neibert, voting Aye.
 - Nicholas Napieralski, voting Aye.
- AYES: 5. NOES: 0. ABSENT: 0.
Dated: July 5, 1949.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

ADA665

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 5th day of July, 1949, at 2:30 o'clock, P. M., P. D. S. T., there were:

PRESENT:
Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman
ABSENT: None

Mr. Nagel offered the following resolution and moved its adoption: **WHEREAS**, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 15th day of June, 1949, at 7:30 o'clock P. M., P. D. S. T. of said day, for the purpose of considering the application of John Sadaj, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 18th day of June, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described for the purpose of conducting a hot dog stand, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 3th day of July, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Union Road,

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence district to business district be and the same is hereby confirmed and approved.

NOW THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a hot dog stand, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga in the County of Erie State of New York, being part of lot number 11, Township 11, range 7 K.E. of the Holland Land Companies survey bounded and described as follows:

TO Beginning at a point on the westerly line of said lot number 11, being the east line of a road now known as Union Road 1 chain wide on the west side of said lot number 11, at the distance of 17 chains and 23 links south from the northwest corner of said lot; running thence easterly parallel with the north line of said lot number 11, 14 chains 31 links to a soft maple post thence south parallel with the westerly line of said number of 11, 10 chains 42 links to a white oak post, thence westerly parallel with the said northerly line of the said lot number 11, 14 chains 51 links to a white oak post on said west line, thence north along said westerly line of said lot which is the east line of said Union Road 10 chains 42 links to the place of beginning containing 15 and 12 hundredths (15.12) acres of land according to a map or survey made by Toolas Witmer Surveyor dated March 10th 1853 and filed in the office of the Clerk of the County of Erie on May 25th 1853, with a decree and a partition action brought by Peter Davis against Joseph Neyerling and others.

3615 Union Road.
100x150 ft. to be rezoned for business.

Seconded by Mr. Wroblewski, and duly put to a vote which resulted as follows:

Benedict T. Holtz, Voting Aye,
Henry Nagel, Voting Aye,
Felix T. Wroblewski, Voting Aye,
Joseph A. Neibert, Voting Aye,
Nicholas Napieralski, Voting Aye,
Summary of vote: 5 Ayes, 0
Noes, 0 Absent.

Dated: July 5, 1949.

KENNETH T. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for three weeks, the first insertion being on 14th day of July, 1949, and the last insertion being on the 21st day of July, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber, Jr.

22nd day of

1949

Frank A. Taber, Jr.
Public in and for Erie County.

1951

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Posted as follows on the 18th day of July, 1949;

- 1- Telephone Pole No. 394, Cleveland Drive.
- 2- Telephone Pole No. WNY 8, Cleveland Drive.
- 3- Telephone Pole No. WNY 6, Cleveland Drive.
- 4- Telephone Pole No. WNY 7, Cleveland Drive.
- 5- Telephone Pole No. WNY 9, Cleveland Drive.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA } ss.

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 5th day of July, 1949, at 7:30 o'clock P.M., E.D.S.T., there were:

- PRESENT:**
- Benedict T. Holtz, Supervisor
 - Henry Nagel, Councilman
 - Felix T. Wroblewski, Councilman
 - Joseph A. Neibert, Councilman
 - Nicholas Napieralski, Councilman

ABSENT: None.
Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of June, 1949, at 7:30 o'clock P.M. of said day, for the purpose of considering the application of Joseph Rosala, for the rezoning from residence district to business district of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 18th day of June, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Restaurant and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 5th day of July, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Cleveland Drive.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business district be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Restaurant, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THOSE TRACTS BEING PART of Lot No. 14, Township 11, Range 7, of the Holland Land Company's survey and according to a map of Nob Hill Subdivision filed in Erie County Clerk's Office under cover No. 1628 are known as subdivision lots numbers 61 and 62.

Located on Cleveland Drive near Cayuga Road.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

- Benedict T. Holtz, voting Aye.
- Henry Nagel, voting Aye.
- Felix T. Wroblewski, voting Aye.
- Joseph A. Neibert, voting Aye.
- Nicholas Napieralski, voting Aye.

AYES: 5. **NOES:** 0. **ABSENT:** 0.
Dated: July 5, 1949.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York

Jul-14-49

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks:

first publication JUL 14 1949
 last publication JUL 21 1949
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 21 1949
day of, 19.....

Evel J. Allis

Notary Public in and for Erie County, N. Y.

EVEL J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1951
 Registered No. 5029

At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 18th day of July, 1949, at 7:30 o'clock P.M., E.D.S.T., there were present:

Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Nicholas Napieralski	Councilman

Present: -4- Absent: -1- (Joseph A. Neibert, Councilman).

A quorum being present the chairman called the meeting to order to transact all business which may come before the Town Board.

Without any objections the minutes of the previous meeting held on the 5th day of July, 1949, were dispensed with until a later date.

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Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, this is the time and place fixed by the resolution of this Town Board adopted on the 20th day of June, 1949, and the Notice to Contractors published in the Cheektowaga Times, on the 30th day of June, 1949, for the receipt of sealed proposals for the furnishing of all material and equipment, together with all labor for the construction of alterations and additions to District No. 3 Sewage Treatment Plant.

NOW THEREFORE, BE IT RESOLVED, that such sealed proposals be publicly opened and read.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	Absent
Nicholas Napieralski	voting aye

Carried, Ayes: -4- Noes: -0- Absent: -1-

Such proposals upon being publicly opened and read were as follows:

Riefler Bros.....	\$49,900.00
Walden Construction Co.....	\$46,720.60

Mr. Wroblewski moved that the bids for the furnishing all materials and equipment, together with all labor for the Construction of Alteration and additions to District No. 3 Sewage Treatment Plant be referred to Newell L. Nussbaumer, and Irving Clarke, Consulting Engineers of the Town for analysis and tabulation and that said Newell L. Nussbaumer and Irving Clarke be and hereby are directed to submit a report thereon at a regular meeting of the Town Board, to be held on the 1st day of August, 1949.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	Absent
Nicholas Napieralski	voting aye

Carried, Ayes: -4- Noes: -0- Absent:-1-

ADASG5

Councilman Wroblewski was granted the floor and requested that a survey be made of the street lighting situation in the Pine Hill area of the Town.

The Supervisor advised Councilman Wroblewski that Mr. Gibson of the Buffalo General Electric Company is making a survey and will replace all of the necessary street lights in the Town.

Councilman Nagel was granted the floor and requested that trees on Chapel Avenue be trimmed. Ordered referred to the Highway Department by Supervisor Holtz.

Dr. Reinstein was granted the floor and requested that a road be built approximately 100 feet south of the Town Hall in order to avoid the No Left Turn restrictions on Union Road entrance to the Town Hall. Ordered referred to the Supervisor for study.

John Salmanuchuk was granted the floor and reported on the Planning Associations investigation of a Town Lake near the new through-way.

The Supervisor requested Dr. Reinstein to bring in the plans and the Engineer for a conference on July 9th, 1949 at 11:00 A.M.

John Salmanuchuk and Gail Crawford, representing the North Cheektowaga Home Owners Association were granted the floor and requested the Town Board to investigate further the situation at the Valeway Kennel on Unionvale Road.

The Supervisor advised Mr. Salmanuchuk and Mr. Crawford that he will give the Kennels two weeks to get rid of the dogs.

Mr. John Salmanuchuk was granted the floor and advised the Town Board that he has heard rumors to the effect that the Fago Construction Company and the Permanent Homes Inc., who are the builders of homes on Maryvale Drive, east of Union Road have gone into bankruptcy.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid, and that the Town Clerk be authorized to draw orders on the Supervisor for same. Carried, Ayes: -5-

As there was no further business to come before the Town Board, Mr. Neibert moved seconded by Mr. Wroblewski that this meeting be adjourned until the 18th day of July, 1949, at 7:30 o'clock P.M. E.D.S.T. Carried, Ayes : -5-

Kenneth T. Hanley
Town Clerk.

SEAL.

ADAS65

Communication read from John J. Zablotsky, Town Superintendent of Highways, requesting the Town Board to install a new heating plant in the Town Garage. Ordered referred to the Town Board with the enclosed bids by Supervisor Holtz for further study.

Communication read from the Walden Construction Corporation regarding Rock Wool Insulation in ceiling and sidewalls in comfort station at the Town Park at a cost of \$170.00. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Henry Thiel, Recording Secretary, William Street Citizens and Tax Payers Protective Association regarding various improvements in that area. Ordered referred to the Town Board by Supervisor Holtz.

Map presented by Hoffeld Estate Inc., for approval of their subdivision on Wainwright Road, Ordered referred to the Petitions Committee by Supervisor Holtz.

Communication read from the 12th District Homeowners & Tax Payers Association regarding various improvements in their area of the Town. Ordered referred to the Town Board by Supervisor Holtz.

Father Szal and Eugene Kurawaza were granted the floor and elaborated on the above communication.

Communication read from Albert W. Stumpf calling Town Boards attention to trucks overloading and strewing of debris along Union Road. Ordered referred to the Chief of Police by Supervisor Holtz.

Communication read from Walter J. Marynowski, Chief of Police, requesting permission to attend the 49th Annual Conference of the New York State Association of Chiefs of Police.

Mr. Wroblewski moved seconded by Mr. Nagel that the request be granted. Carried, Ayes : -4-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga accept Park Edge Drive as a Town Highway and that the Town Clerk be authorized and directed to file deed to same highway in the office of the County Clerk of Erie County.

Seconded by Mr. Nagel, Carried, Ayes: -4-. Absent: -1-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga accept Broad Street as a Town Highway and that the Town Clerk be authorized and directed to file deed to same highway in the office of the County Clerk of the County of Erie.

Seconded by Mr. Nagel, Carried, Ayes: -4-, Absent: -1-.

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, the International Railway Company has discontinued Street Car service on Walden Avenue in the Town of Cheektowaga and has substituted buses, and

WHEREAS, Walden Avenue is a County Highway and is in a bad state of repair, the County Highway Superintendent, after being requested to repair said highway by Supervisor Holtz, has informed the Supervisor that said highway will not be repaired until the street car tracks are removed, and

WHEREAS, the International Railway Company has executed and delivered to the Town of Cheektowaga, New York, a Bill of Sale of the rails and has authorized the Town of Cheektowaga to remove the same, and

WHEREAS, the Buffalo Housewrecking Company has agreed with the Supervisor to remove said rails from Walden Avenue without any cost to the Town, and

WHEREAS, the County Highway Superintendent has agreed to repave Walden Avenue from the City Line to Hoerner Avenue at no expense to the Town, providing the Town fills in the area from which the rails have been removed, and that it is estimated that it would cost the Town of Cheektowaga approximately Twenty-five hundred dollars (\$2500.00) for labor and material to do its' part of the work, now

BE IT RESOLVED, that the Supervisor be, and he is hereby authorized and directed to accept said Bill of Sale of the Rails from the International Railway Company and to enter into a contract for the removal of said rails with the Buffalo Housewrecking Company. Said contract provides that such removal will be without expense to the Town, and

BE IT FURTHER RESOLVED, that the Town Highway Superintendent be authorized and directed to fill in, with proper materials, the area from which the rails are removed and that the sum of Twenty-five hundred dollars (\$2500.00) be appropriated for to pay the cost of labor and material involved and,

BE IT FURTHER RESOLVED, that the Supervisor be, and he is hereby authorized and directed to take such steps as are necessary to procure the re-paving of Walden Avenue from the city line to Hoerner Avenue, with the understanding that the Town is to pay no part of the cost of re-paving the said highway, except for filling in the area from which the rails have been removed.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Nelbert	ABSENT
Nicholas Napieralski	voting aye

Carried, Ayes: -4-, Noes: -0-, Absent: -1-.

STATE OF NEW YORK)
COUNTY OF ERIE) SS.
TOWN OF CHEEKTOWAGA)

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of said Town, held on the 18th day of July, 1949, and that the foregoing is a true and correct transcript from said original resolutions duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of the Town Board has due notice of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 18th day of July, 1949.

Kenneth T. Hanley
Town Clerk.

SEAL.

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS Doat Street is a County Highway within the Town of Cheektowaga, New York, and the Supervisor has arranged with the County Superintendent to extend Doat Street from Alexander Street to Woodell Avenue without any expense to be borne by the Town, excepting the cost of placing curbing on both sides of said highway, and

WHEREAS, it is to the present interest of the Town of Cheektowaga that said Doat Street be extended to Woodell Avenue,

BE IT RESOLVED, that the Supervisor be, and he is hereby authorized

AD 365

and directed to take such steps as are necessary to extend Doat Street from Alexander Street to Woodell Avenue, with the understanding that the Town will pay the labor and material costs of replacing the curbing, and that all other expense involved in making such extension be borne by the County of Erie.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	ABSENT
Nicholas Napieralski	voting aye

Carried, Ayes: -4-, Noes: -0-, Absent: -1-.

STATE OF NEW YORK)
COUNTY OF ERIE)
TOWN OF CHEEKTOWAGA) SS.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the regular meeting of the Town Board of said Town, held on the 18th day of July, 1949, and that the foregoing is a true and correct transcript from said original resolution and the whole thereof, and that the resolutions duly adopted by the said Town Board are on file in my office.

I, FURTHER CERTIFY, that all members of the Town Board had due notice of said hearing.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 18th day of July, 1949.

Kenneth T. Hanley
Town Clerk.

SEAL.

BOND RESOLUTION , DATED JULY 18th, 1949, AUTHORIZING THE ISSUANCE OF \$98,000.00 SERIAL SEWER DISTRICT NO. 5 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, Sewer District No. 5, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$98,000.00, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The Specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of additions to and the alteration and reconstruction of the trunk sanitary sewer system of Sewer District No. 5 in accordance with the resolution adopted by the Town Board of said Town on March 7, 1949.

Section 3. It is hereby stated that (a) the maximum cost of said purpose , as estimated by the Town Board , is \$98,000.00, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. This Resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times", a newspaper published and having a general circulation in said Town.

Section 8. This resolution shall take effect immediately upon its adoption.

BOND RESOLUTION, DATED, JULY 18TH, 1949, AUTHORIZING THE ISSUANCE OF \$20,000 SERIAL SEWER DISTRICT NO. 3 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

Mr. Nagel offered the following resolution and moved its adoption;

WHEREAS, Sewer District, No. 3, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its serial bonds of the aggregate principal amount of \$20,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of additions to and the alterations and reconstruction of the trunk sanitary sewer system of Sewer District No. 3 in accordance with the resolution adopted by the Town Board of said Town on March 7, 1949.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The Validity of said Serial Bonds or of any bond anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York,

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times", a newspaper published and having a general circulation in said Town.

Section 8. This resolution shall take effect immediately upon its adoption.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	absent
Nicholas Napieralski	voting aye

Carried: Ayes: -4- , Noes: -0-, Absent: -1-

WHEREAS, the Bond Resolution hereinafter referred to have taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the bond authorized by said Bond Resolutions: NOW, THEREFORE,

BE IT RESOLVED, by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$20,000 shall be issued pursuant to the bond resolution entitled " Bond Resolution , dated July 18, 1949, authorizing the issuance of \$20,000 Serial Sewer District No. 3 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board of said Town on July 18, 1949, Said Bonds shall be designated " Serial Sewer District No. 3 Bonds" and shall be payable in annual installments on July 1st in each year as follows: \$1,000 each of the years 1950 to 1969, inclusive. Said bonds shall consist of twenty bonds of the denomination of \$1,000 each, numbered from 1 to 20, inclusive, in the order of their maturity.

Section 2. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$98,000 shall be issued pursuant to the bond resolution entitled " Bond Resolution, dated July, 18, 1949, authorizing the issuance of \$98,000 Serial Sewer District No. 5 bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board of said Town on July 18, 1949, Said bonds shall be designated " Serial School District No. 5 Bonds" and shall be payable in annual installments on July 1st in each year as follows: \$3,000 in each of the years 1950 to 1971, inclusive, and \$4,000 in each of the years 1972 to 1979, inclusive. Said bonds shall consist of ninety-eight bonds of the denomination of \$1,000 each, numbered from 1 to 98, inclusive, in the order of their maturity.

Section 3. Said bonds shall be dated July 1, 1949, and shall bear interest at a rate which shall not exceed five per centum (5%) per annum. Such interest shall be payable semi-annually on January 1st and July 1st.

Section 4. Both principal of and interest on said bonds shall be payable at the Manufacturers and Traders Trust Company, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Section 5. Each of said bonds shall be payable to bearer with coupons attached for the payment of interest to bearer and such bond shall be convertible into a registered bond. Each of said bonds shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said bonds shall be sealed with the seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the fac-simile signature of said Town Supervisor.

Section 6. The power to prescribe the terms, form and contents of said Serial Bonds, subject to the provisions of this resolution, and all powers and duties pertaining or incidental to the sale and issuance of said Serial Bonds, are hereby delegated to the Town Supervisor. Said bonds shall bear interest at the rate specified in the proposal to purchase said bonds which shall be accepted by the Town Supervisor at the public sale of said bonds.

The bonds resolutions published herewith has been adopted on the 18th day of July, 1949, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY
TOWN CLERK of the Town
of Cheektowaga, New York.

Posted as follows on the 23rd day of July, 1949, (Bond Resolution Sewer District No. 3)

- 1- Town Hall Bulletin Board.
- 2- Doyle Fire House No. 1, William and Alaska Street.
- 3- Telephone Pole No. 2415, William Street.
- 4- Telephone Pole No. 17, Rossier Street.
- 5- Telephone Pole No. 14, Harlem Road and Clinton Street.

Hereto is a copy of notice published in the Cheektowaga Times the official paper of the Town of Cheektowaga.

AD-1500

AD-500

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that on the 18th day of July, 1949, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution: **BOND RESOLUTION, DATED JULY 18TH, 1949, AUTHORIZING THE ISSUANCE OF \$20,000 SERIAL SEWER DISTRICT NO. 3 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.**

WHEREAS, Sewer District No. 3, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose, hereinafter described, is a special improvement authorized by said Article 12, NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$20,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of additions to and the alteration and reconstruction of the trunk sanitary sewer system of Sewer District No. 3 in accordance with the resolution adopted by the Town Board of said Town on March 7, 1949.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 2 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," a newspaper published and having a general circulation in said Town.

Section 8. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 18th day of July, 1949, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,
Town Clerk
of the Town of Cheektowaga,
New York.

Jul-21

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUL 21 1949; last publication JUL 21 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUL 21 1949 day of July, 1949.

E. J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5023

Posted as follows on the 23rd day of July, 1949 (Bond Resolution Sewer District No. 5)

- 1- Town Hall Bulletin Board.
- 2- U Crest Fire House, Clover Place and Evergreen Street.
- 3- Cleveland Hill Fire House, Harlem Road at Huth Road.
- 4- Pine Hill Fire House, Genesee Street and Normandy Avenue.
- 5- Telephone Pole, S.W. corner Cleveland Drive and Harlem Road.

Hereto is a copy of notice published in the Cheektowaga Times the official paper of the Town of Cheektowaga.



LEGAL NOTICE

NOTICE IS HEREBY GIVEN that on the 18th day of July, 1949, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution: BOND RESOLUTION, DATED JULY 16TH, 1949, AUTHORIZING THE ISSUANCE OF \$98,000 SERIAL SEWER DISTRICT NO. 5 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, Sewer District No. 5, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$98,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction and additions to and the alteration and reconstruction of the trunk sanitary sewer system of Sewer District No. 5 in accordance with the resolution adopted by the Town Board of said Town on March 7, 1949.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$98,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," a newspaper published and having a general circulation in said Town.

Section 8. This resolution shall take effect immediately upon its adoption.

The bond resolution published

STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUL 21 1949; last publication JUL 21 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
 day of JUL 21 1949 19.....

Evel J. Allis

Notary Public in and for Erie County, N. Y.

EVEL J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1957
 Registered No. 5029

ERIE COUNTY REPUBLICAN COMMITTEE

BUFFALO, NEW YORK

Mr. Kenneth T. Hanley, Town Clerk
158 Unionvale Road
Cheektowaga N.Y.

Dear Sir:

Pursuant to Section 48 of the Election Law as amended, I, Harry J. Forhead, Chairman of the Republican County Committee of Erie County, herewith submit a list of the persons eligible to serve as Election Inspector for the year 1949 in the Town of Cheektowaga, and I recommend their appointment.

Sincerely yours,

Harry J. Forhead
Chairman
1949

REPUBLICAN INSPECTORS

TOWN OF CHEEKTOWAGA

1st Dist. Caroline Lenz	
1st Dist. Dora Owen	
2nd Dist. Glyndon Herb	Buffalo 21, N.Y.
2nd Dist. Katherine Henfling	Buffalo 21, N.Y.
3rd Dist. Chas. Wein	6 N.Y.
3rd. Dist. Levi Wern	N.Y.
4th Dist. Edna M. Dormeyer	Buffalo, 21 N.Y.
4th Dist. Alice Summers	Buffalo 21, N.Y.
5th Dist. Helena M. Quimby	Buffalo 21, N.Y.
5th Dist. Charlotte Graf	Buffalo 21, N.Y.
6th Dist. Vivian Emsley	, Bflo 21, N.Y.
6th Dist. Mayme Ostwald	Buffalo 21 N.Y.
7th Dist. Mary M. Burns	Buffalo, 21 N.Y.
7th Dist. Helen Berg	Buffalo, 21 N.Y.
8th Dist. June D. Henneman	, Bflo 21 N.Y.
8th Dist. Beatrice Betz	Bflo 21 N.Y.
9th Dist. Agnes Ignatz	Bflo 15 N.Y.
9th Dist. Helen Full	Bflo 15 N.Y.
10th Dist. Gertrude Breissingner	Bflo, 11 N.Y.
10th Dist. Rose C. Nagel	Bflo, 11 N.Y.
11th Dist. Hilda Robertson	Bflo, 11 N.Y.
11th Dist. Agnes Kuhn	Bflo, 11 N.Y.
12th Dist. Margaret B. Kiefer	Bflo, 11 N.Y.
12th Dist. Eleanor Werenberg	Bflo 11, N.Y.
13th Dist. Helen Mendel	Bflo, 11 N.Y.
13th Dist. Esther Kaminski	Bflo, 11 N.Y.
14th Dist. Frances Molenda	Bflo, 11 N.Y.
14th Dist. Josephine Kujawa	Bflo, 11 N.Y.

- 1- Town Hall Bulletin Board.
- 2- U Crest Fire House, Clover Place and Evergreen Street.
- 3- Cleveland Hill Fire House, Harlem Road at Ruth Road.
- 4- Pine Hill Fire House, Genesee Street and Normandy Avenue.
- 5- Telephone Pole, S.W. corner Cleveland Drive and Harlem Road.

Hereto is a copy of notice published in the Cheektowaga Times the official paper of the Town of Cheektowaga.

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that on the 18th day of July, 1949, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution:

BOND RESOLUTION, DATED JULY 18TH, 1949, AUTHORIZING THE ISSUANCE OF \$38,000 SERIAL SEWER DISTRICT NO. 5 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, Sewer District No. 5, hereinafter described, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town and, as such, has constructed, maintained and operated a sanitary trunk sewer system for the collection and disposal of sewage within said District in accordance with Article 12 of the Town Law of New York, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$38,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of additions to and the alteration and reconstruction of the trunk sanitary sewer system of Sewer District No. 5 in accordance with the resolution adopted by the Town Board of said Town on March 7, 1949.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$38,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," a newspaper published and having a general circulation in said Town.

Section 8. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 18th day of July, 1949, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,
Town Clerk
of the Town of Cheektowaga,
New York

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;

first publication JUL 21 1949 ;
last publication JUL 21 1949 ;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
JUL 21 1949
day of, 19.....

Euse J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

15th Dist. Irene Wisniewski	11 N.Y.
15th Dist. Helen Polinski	N.Y.
16th Dist. Marie Fisher	Bflo, 11, N.Y.
16th Dist. Cecilia Prusakowski	Bflo 11, N.Y.
17th Dist. Elizabeth Dombrowski	11, NY.
17th Dist. Clara Hencinski	N.Y.
18th Dist. Jpseph Golba	Bflo 12, N.Y.
18th Dist. Julia Witucki	Bflo. 12, N.Y.
19th Dist. Helen Krygier	N.Y.
19th Dist. Jean Czajka	6, N.Y.
20th Dist. Clara Gurowicz	Bflo 6, N.Y.
20th Dist. Thomas Owczarczak	Bflo 6, N.Y.
21st Dist. Dorothy Szydowski	Bflo 6, N.Y.
21st. Dist. Mary Piotrowski	Bflo 6, N.Y.
22nd Dist. Marie G. Rodgers	Bflo 11, NY.
22nd Dist. Anna Mosier	Bflo 11, NY.

Mr. Wroblewski moved seconded by Mr. Napieralski that the list of inspectors submitted by the Erie County Republican Chairman be approved.

Carried: Ayes: -4-

Noes: -0-

Absent: -1-

ERIE COUNTY DEMOCRATIC COMMITTEE
Buffalo N.Y.

June 15, 1949.

Town Clerk
Cheektowaga, New York

Dear Sir:

We are enclosing a list of persons duly qualified to serve as Democratic Inspectors of Election in your Town. This list has been authenticated by me as County Chairman of the Democratic County Committee of Erie County as provided in the Election Law.

Will you please present the list to your Town Board for adoption by them at a general meeting of this Board?

Sincerely yours,
Erie County Democratic Committee
William B. Mahoney, Chairman

DEMOCRATIC ELECTION INSPECTORS

1st. Dist. Mrs. Sylvia Rau	Buffalo, N.Y.
1st. Dist. Mrs. Josephine McMahon	Buffalo 21, N.Y.
2nd Dist. Mrs. Geo. Huber	Buffalo 21, N.Y.
2nd Dist. Mrs. Amanda Kielholz	Buffalo, 21, N.Y.
3rd. Dist. John Dobbins	Buffalo 6, N.Y.
3rd Dist. Mrs. August Keicher, Jr.,	Depew N.Y.
4th Dist. Mrs Helen Reinhold	Buffalo 21, N.Y.
4th Dist. Mrs. Eleanor Bent	Buffalo 21, N.Y.
5th Dist. Mrs. Olga Schneider	Buffalo 21, N.Y.
5th Dist. Mrs. Dorothy Kaufman	Buffalo 21, N.Y.
6th Dist. Mrs. Helen Alsford	Buffalo 21, N.Y.
6th Dist. Mrs. Julia Dalton	Buffalo 21, N.Y.

7th Dist. Mrs. Anna Lojaco	Buffalo 21, N.Y.
7th Dist. Peter Schalberg	Buffalo 21, N.Y.
8th Dist. Mrs. Theresa M. Heindl	Buffalo 21, N.Y.
8th Dist. Mrs. Helen Connolly	Buffalo 21, N.Y.
9th Dist. Mrs. Rose H. Fix	Buffalo, 15, N.Y.
9th Dist. Mrs. Clara Wagner	Buffalo 15, N.Y.
10th Dist. Mrs. Sarah Kreuzer	Buffalo 11, N.Y.
10th Dist. Miss Doris Paradowski	Buffalo 11, N.Y.
11th Dist. Mrs. Margaret Lunz	N.Y.
11th Dist. Mrs. Catherine Oehler	N.Y.
12th Dist. Mrs. Viola Anderson	Buffalo 11, N.Y.
12th Dist. Mrs. Pauline Wagner	Buffalo 11, N.Y.
13th Dist. Mrs. Celia Bartkowiak	Buffalo 11, N.Y.
13th Dist. Mrs. Madeline Angielczyk	Buffalo 11, N.Y.
14th Dist. Mrs. Helen Martynowicz	Buffalo 11, N.Y.
14th Dist. Mrs. Agnes Kwiatkowski	Buffalo 11, N.Y.
15th Dist. Mrs. Mary Biernat	Buffalo 11, N.Y.
15th Dist. Mrs. Celia Stein	Buffalo 11, N.Y.
16th Dist. Mrs. Domicella Torba	Buffalo 11, N.Y.
16th Dist. Mrs. Helen Olaszanski	Buffalo 11, N.Y.
17th Dist. Mrs. Florence Choinski	Buffalo 12, N.Y.
17th Dist. Mrs. Mae M. Karaszewski	Buffalo 12, N.Y.
18th Dist. Mrs. B. Grelewicz	Buffalo 12, N.Y.
18th Dist. Mrs. Laura Jablonski	Buffalo 12, N.Y.
19th Dist. Richard S. Paradowski	Buffalo 6, N.Y.
19th Dist. Mrs. Mary Stachowski	Buffalo 6, N.Y.
20th Dist. Mrs. Anna Slisz	Buffalo 6, N.Y.
20th Dist. Mrs. Charlotte Wasielewski	Buffalo 6, N.Y.
21st Dist. Mrs. John Taberski	Buffalo 6, N.Y.
21st Dist. Mrs. Stella Wilkolaski	Buffalo 6, N.Y.
22nd Dist. Mrs. Irene Burns	Buffalo 11, N.Y.
22nd Dist. Mrs. Ellen Fiebelkorn	Buffalo 11, N.Y.

Mr. Wroblewski moves seconded by Mr. Napieralski that the list of inspectors submitted by the Erie County Democratic Chairman be approved.

Carried: Ayes: -4-, Noes: -0-, Absent: -1-

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, on the 25th day of April, 1949 this Town Board amended the Zoning Ordinance of the Town of Cheektowaga to change the following described property from residence to business the petition of Mr. Nicholas Pagyos and Mr. Edward Greiner;

DESCRIPTION

In the Town of Cheektowaga, County of Erie, State of New York, part of Lot No. 13 Township 11 Range 7, commencing at a point in the north line of Genesee Street distant 285.95 feet east of Duvernell. Thence east parallel to said north line of Lot. No. 13; thence south 540.78 feet, thence east 91.30 feet; thence south 326.85 feet to the point of beginning, all dimensions and distances being more or less.

WHEREAS, the petitioners presented in error the wrong description of the property involved, NOW THEREFORE BE IT

RESOLVED,

that the zoning map be amended to read as follows:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot 13, Township 11, Range 7, of the Holland Land Company's survey, more particularly bounded and described as follows:

BEGINNING at a point in the northerly line of Genesee Street, as now laid out as a sixty-six (66) foot highway, at its intersection with the west line of lands conveyed to Andrew Sommer by deed recorded in the Erie County Clerk's Office in Liber 301 of Deeds at page 290 on December 19, 1874; running thence northerly along said west line of Sommer's land seven hundred seventy-three and thirty-six hundredths (773.36) feet to the northwest corner of lands so conveyed to Andrew Sommer; running thence westerly on a line parallel to the north line of Lot No. 13 four hundred ninety-three and forty-five hundredths (493.45) feet to the northeast corner of lands conveyed to Airport Greenhouses Incorporated by deed recorded in the Erie County Clerk's Office in Liber 3707 of Deeds at Page 558 on May 26, 1949; running thence southerly to an inside angle of 89-0 52' and along the said east line of lands conveyed to said Airport Green Houses Incorporated by deed aforesaid, five hundred forty and seventy-eight hundredths (540.78) to a point in the north line of lands conveyed to Alois Duvernall by deed recorded in the Erie County Clerk's Office in Liber 3078 of Deeds at page 239; running thence easterly at an inside angle of 90-0 30' ninety-one and thirty hundredths (91.30) feet to the northeast corner of said Alois Duvernall lands; running thence southerly at right angles to the last mentioned line and parallel to Duvernall Street and along the said easterly line of said Duvernall's lands three hundred forty-four and forty-two hundredths (344.42) feet to the said north line of Genesee Street; running thence easterly along the said northerly line of Genesee Street four hundred thirty-four and ninety hundredths (434.90) feet to the point or place of beginning;

EXCEPTING AND RESERVING, for highway purposes, the southerly seventeen (17) feet of premises herein described and which adjoins Genesee Street.

Subject to easements and rights of way owned by the County of Erie and excepting that part of the above described premises conveyed to or dedicated by the County of Erie for highway and drainage purposes, as appears by the records of the Clerk of the County of Erie.

TOGETHER with the appurtenances and all the estate and rights of the party of the first part in and to said premises.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict F. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	absent
Nicholas Napieralski	voting aye

Carried: Ayes: -4-, Noes: -0-, Absent: -1-.

Mr. Benj. Hoey was granted the floor and asked if any action has been taken regarding the closing of the Unionvale Kennels on Unionvale Rd. Ordered referred to Supervisor Holtz by the Town Board.

Mr. McWineary was granted the floor and requested that ditches be dug along the side of the road on Rossler Street. Ordered referred to the Highway Department by Supervisor Holtz.

Mr. John Miller of Southern Parkway was granted the floor and requested police protection on Harlem Road and Central Boulevard between 4:30 P.M. and 5:30 P.M. Ordered referred to the Chief of Police by Supervisor Holtz.

Mr. Benj. Hoey was granted the floor and requested that holes in the road in front of his home on Union Road be repaired. Ordered referred to the Highway Department by Supervisor Holtz.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the bills be paid and the Town Clerk be authorized to draw orders upon the Supervisor for same. Ayes: -4-, Carried.

As there was no further business to come before the Board, Mr. Nagel moved seconded by Mr. Wroblewski that this meeting stand adjourned until the 1st day of August, 1949, at 2:30 o'clock P.,M. E.D.S.T. Ayes:-4-, Carried.

Kenneth T. Hanley
Town Clerk.

Kenneth T. Hanley

Seal.

ADAS65

At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 1st day of August, 1949, at 2:30 o'clock P.M. E.D.S.T., there were

PRESENT;	Benedict T. Holtz	Supervisor
	Henry Nagel	Councilman
	Felix T. Wroblewski	Councilman
	Joseph A. Heibert	Councilman
	Nicholas Napieralski	Councilman

A quorum being present the chairman called the meeting to order to transact all business which may come before the Town Board.

Without any objections the minutes of the meeting held on the 18th day of July, 1949, were dispensed with until a later date.

Communication read from twelve residents of Tirounda complaining about the condition of an open ditch running through Tiorunda. Ordered referred to the Highway Department by Supervisor Holtz.

Communication read from Nussbaumer and Clarke regarding permit to discharge sewage effluent, Maryvale Drive Sewer District No. 5. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. Anthony Ippolito, regarding the purchase of a parcel of land, owned by the town, adjoining his property, described as follows;

31/10 feet frontage by 130.10 depth situated on the northerly side of Straley Street, running westerly exactly 30 feet west of Ippolito boundary line and northerly to a point of 20 feet.

Mr. Wroblewski moved second ed by Mr. Heibert that the above mentioned property be sold to Mr. Ippolito at a price not to exceed \$300.00. Carried, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Superintendent of Disposal Plants be authorized and directed to install proper chlorination system at Sewer Treatment Plant District No. 3 with the material already purchased and

BE IT FURTHER RESOLVED, that he be authorized to hire such labor as may be necessary to complete the work.

Seconded by Mr. Nagel, Carried, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the nuisance existing at No. 92 Unionvale Road be abated at once and the dog wardens are hereby directed to enforce the Town Ordinances as they relate to the said premises.

Seconded by Mr. Heibert, Carried, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Office of Personnel of the County of Erie has certified that Frank A. Lunz, Town of Cheektowaga, N.Y., has been placed on the eligible list for Sewer Plant Operator,

BE IT RESOLVED, that Frank A. Lunz be, and he is hereby appointed Sewer Plant Operator in Sewer District No. 5 and

Mr, Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Office of Personnel of the County of Erie has certified that Frank A. Lunz, Town of Cheektowaga, New York, has been placed in the eligible list for Sewer Plant Operator,

BE IT RESOLVED, that Frank A. Lunz be, and is hereby appointed Sewer Plant Operator in Sewer District No. 5, and

BE IT FURTHER RESOLVED, that his salary be fixed at the rate of Twenty-six hundred dollars, (\$2600.00) per year payable in semi-monthly payments, as all other employees of the Town are paid. This resolution shall take affect immediately.

Seconded by Mr. Weibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Weibert offered the following resolution and moved its adoption:

WHEREAS, there is due to the Highway Department moneys for Snow Removal which has not as yet been paid by the County of Erie due and owing

AND WHEREAS, the Town Board by appropriate resolution authorized the Town Superintendent of Highways to purchase a lawn-mower to cost One thousand seven hundred thirty-one dollars (\$1,731.00)

AND WHEREAS, there is insufficient money in the Machinery Fund of the Highway Superintendent to pay the cost of said mower until the receipt from the County of the money due the Highway Department for Snow Removal,

BE IT RESOLVED, that the sum of One thousand seven hundred thirty-one dollars be transferred from the General Fund to the Machinery Fund of the Highway Department.

BE IT FURTHER RESOLVED, that the amount advanced to the Machinery be returned to the General Fund when payment is made by the County of Erie for Snow Removal.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Weibert offered the following resolution and moved its adoption:

WHEREAS, this Town Board, on the 6th day of June, 1949, held a public hearing on the petition requesting the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly setforth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Croy Avenue	Burke Drive	north for 762 feet on east side of highway and 470.59 feet on west side of highway to east line of City of Buffalo.

TYPE OF STREET LIGHTING INSTALLATION

Three No. 70033-Y- 19 Ornamental Steel light Standards,
and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,
(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and
(b) that it is in the public interest to grant in whole the relief sought,
by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

STATE OF NEW YORK : SS.
COUNTY OF ERIE :

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 1st day of August, 1949, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof; and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY, that all members of said Town Board had due notice of said meeting.

I FURTHER CERTIFY that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 10th day of August, 1949.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 10th day of August, 1949.

Kenneth T. Hanley, Town Clerk.

SEAL.

ADAS65

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, this Town Board, on the 6th day of June, 1949, held a public hearing on the petition requesting the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Clearvale Drive	Union Road	Fairvale Drive at Beach Road.

TYPE OF STREET LIGHTING INSTALLATION

Boulevard type with undergorund conduit,

and heard all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat,

(a) that such petition is signed and acknowledged as required by law and is otherwise sufficient, and

(b) that it is in the public interest to grant in whole the relief sought,

by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten days after the adoption hereof, in conformity with Section 195 of the Town Law.

Seconded by Mr. Napieralski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

STATE OF NEW YORK)
COUNTY OF ERIE) SS.

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the Said Town held on the 1st day of August, 1949, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof; and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

I FURTHER CERTIFY that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 10th day of August, 1949.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 10th day of August, 1949.

Kenneth T. Hanley, Town Clerk.

SEAL.

Mr. Nagel moved seconded by Mr. Napieralski that the Chief of Police be authorized and directed to close off Normany Avenue on August 6th and 7th, 1949, for the Pine Hill Hose Company's annual picnic. Carried, Ayes : -5-.

Mr. Nagel moved seconded by Mr. Napieralski that the Supervisor be authorized to issue a permit for a sound car to the U-Crest Hose Company in connection with their annual picnic to be held on August 6th and August 7th, 1949. Carried, Ayes: -5-.

Mr. Wroblewski advised the Town Board that there are a few openings in the Disposal Plant. Ordered deferred until the next regular Town Board meeting by Supervisor Holtz.

The Town Board went on record authorizing the Supervisor to investigate the need for proper acoustics in the Council Chamber.

Mr. Benjamin Hoey was granted the floor and complained about a hole in the highway near his home in Union Road. Ordered referred to the Highway Department by Supervisor Holtz.

The Supervisor called a joint meeting of the Town Board and the Town Planning Committee for August 8, 1949, at 7:30 o'clock P.M. E.D.S.T.

Councilman Napieralski complained about an awkward type of a building being erected on Strasmere Road and requested that the owner be notified to produce a building permit. Ordered referred to the Chief of Police and the Town Building Inspector by Supervisor Holtz.

Councilman Nagel was granted the floor and asked whose expense it would be to move a hydrant from in the middle of a driveway on Chapel Avenue. Ordered referred to the Supervisor.

Councilman Nagel moved seconded by Councilman Napieralski that an audit be made and the bills be paid and that the Town Clerk be authorized to draw orders on the Supervisor for same.

As there was no further business to come before the Board, Mr. Heibert moved seconded by Mr. Nagel that this meeting be adjourned until the 15th day of August, 1949, at 7:30 o'clock P.M. E.D.S.T.

Kenneth T. Hanley, Town Clerk.

SEAL.



ADAS65

Cheektowaga, New York,
August 8, 1949.

At a special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 8th day of August, 1949, at 7:30 o'clock, P.M. E.D.S.T., there were present:

Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Joseph A. Neibert	Councilman
Nicholas Napieralski	Councilman

Present: -5-

Absent: -0-

The chairman called the meeting to order and directed the Town Clerk to call roll.

Petition presented for the construction of a lateral sewer in Maryvale Drive, south side, near Harlem Road, ordered referred to the Assessors for a property check, by Supervisor Holtz.

Petition presented by Mr. Arthur Keller for the operation of a gasoline filling station on Cleveland Drive and Harlem Road, south east corner. Ordered referred to the Assessors for a property check by Supervisor Holtz.

-0-

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that Angelo Castricone be engaged to furnish labor and material required to lay curbing on Doat Street extension from Alexander to Hoerner Avenue at a cost not to exceed One thousand dollars (\$1,000.00).

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the request of Louis Koslowski, Frank Zaleski and Christopher Klenk, officers in the Cheektowaga Police Department, to attend the New York State P.B.A., convention at Troy, New York, on August 22nd, 23rd, 24th, and 25th, be granted.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, the International Railway Company has executed and delivered to the Town of Cheektowaga a bill of sale of the street car rails in Hoerner Avenue and in Walden Avenue east of the Buffalo City Line in Cheektowaga, New York, and

WHEREAS, the Buffalo Housewrecking & Salvage Company of 479 Walden Avenue, Buffalo, New York, has offered to purchase and remove the

Street car rails in Hoerner Avenue and in Walden Avenue east of the Buffalo City Line in the Town of Cheektowaga, New York, without cost to the Town provided the rails shall become the property of the Buffalo Housewrecking & Salvage Company after removal,

BE IT RESOLVED, that the proposal of the Buffalo Housewrecking & Salvage Company be accepted in accordance with its written proposal dated August 4th, 1949, and

BE IT FURTHER RESOLVED, that the Town Highway Superintendent be authorized and directed to fill the voids caused by the removal of the rails at Town Expense.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

August 4, 1949.

Cheektowaga Town Board
Town of Cheektowagam New York

Gentlemen:

You have requested from us a proposal to purchase and remove the street car rails in Hoerner Avenue and in Walden Avenue east of the Buffalo City Line.

We will remove the rails without cost to the Town, with the understanding that the rails shall become our property after removal.

It is further understood that we assume no responsibility for filling in the voids caused by the removal of the rails as you have informed us that the Town will undertake and pay for that work.

Very truly yours
Buffalo Housewrecking & Salvage Co.
By Daniel Rohlin, president.

-0-

HOFFELD ESTATES INC.,

2010 Rand Building

Buffalo, N.Y.

July 15, 1949.

The Honorable Town Board
Town Hall
Cheektowaga N.Y.

Gentlemen:

We enclose herewith subdivision map prepared by Mussbaumer and Clarke, Engineers, showing nine lots on Wainwright Road which is north of Kensington Avenue and runs between Kenview Blvd. and Treehaven Road.

Only one family houses having a value of at least \$13,000.00 will be erected on these lots. All of these lots will have a frontage of at least 50 feet at the front building line, and an area over 6,000 square feet. They conform in all respects with your Zoning Ordinances.

We would appreciate having your approval and the signature of the Town Clerk on the map so that we may file the map in the Erie County Clerk's Office as soon as possible.

After this map is filed, we will send one photostat copy to the Town Clerk and one copy to the Assessors.

Yours respectfully,
Hoffeld Estates, Inc.,
Lynn H. Bame, President.

Mr. Neibert offered the following resolution and moved its adoption:

RESOLVED, that the subdivision map of Wainwright Road and Treehaven Road prepared by Nussbaumer and Clarke, Engineers, dated June 1, 1949, for Hoffeld Estates Inc., be approved and ordered filed in the office of the Town Clerk.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Nagel offered the following resolution and moved its adoption:

RESOLVED, that the Town Highway Superintendent be requested to grant two weeks vacation with pay to all employees in the Highway Department who have been in the employ of the Town for at least one year.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Nagel offered the following resolution and moved its adoption:

RESOLVED, that Samuel Gajewski, of Sloan, New York, be and is hereby appointed sewage plant operator at No. 5 Disposal Plant; that his salary be fixed at the rate of \$2300.00 a year, payable in semi-monthly installments.

This resolution shall take effect immediately.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the County Highway Superintendent of Erie County be requested to install boulevard stop signs at the following intersections with William Street, a County Highway, in the Town of Cheektowaga, New York;

Kennedy Road,
Iroquois Street,
Wabash Street,
Peoria Street,
Mansion Street,
Warsaw Street,
Cass Avenue,
Garland Avenue,
Bright Street,
Alaska Street,
Hedley Street,

Seconded By Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Neibert offered the following resolution and moved its adoption:

RESOLVED, that the Chief of Police be authorized to purchase and to erect appropriate signs on Broadway and on Union Road in such a manner as to inform the public of the location of Police Headquarters.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes : -0-, Absent: -0-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the County Highway Superintendent of Erie County be requested to install Boulevard stop signs at the intersection of Harlem Avenue and Parker Avenue, in the Town of Cheektowaga, New York.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-, Noes: -0-, Absent: -0-.

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Town Board of the Town of Cheektowaga, Erie County, New York, held a public hearing on the 6th day of June, 1949, for the purpose of considering the advisability of repealing conflicting provisions of the Zoning Ordinances of the Town of Cheektowaga, and adopting amendments thereto as well as to the Zoning Map of said Township dealing with the location of dwellings on vacant lots, private garages or other buildings on lots within the Town of Cheektowaga, and outside the limits of the villages of Sloan and Depew;

NOW, THEREFORE,
BE IT RESOLVED, that Section 8 of the Zoning Ordinances in the Town of Cheektowaga, Erie County, New York, be amended to read as follows:

" First sentence changed to read as follows:

All dwelling shall be set back at least twenty-five (25) feet from the front lot line, and it is hereby understood for the purposes of this section, that a veranda, porch, or piazza is a part of the dwelling. This section shall not apply upon street which are now partially built up, in which event the dwellings or buildings shall be set back the same distance from the front line as the other buildings or houses in the same block or section of the street.

Last sentence to read: Nor shall this section apply to Subdivisions or parcels of land in which a greater distance than twenty-five (25) feet is provided in the deeds to the property upon said streets.

The longest side of the dwelling shall face the street except where a lesser dimension shall be at least 32 feet. Attached garages may be included in computing this dimension, and

BE IT FURTHER RESOLVED, that Section 14 be amended to read as follows:

? Set-back lines are to be established for main highway Districts at a minimum of 50 feet in order to assure adequate off-street parking. In districts already built up by either residential or business uses, the set-back line may be determined by the Town Board.

Seconded by Mr. Weibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Weibert	Voting Aye
Nicholas Napieralski	Voting Aye

Ayes: -5-

Nays: -0-

Absent: -0-

Councilman Wroblewski requested that a boulevard Stop and go sign be erected on Cleveland Drive facing Beach Road. Ordered referred to the Chief of Police for investigation by Supervisor Holtz.

Councilman Wroblewski requested that additional street lights be placed on Cleveland Drive and Councilman Nagel requested additional street lights for Wellworth Place, Evergreen Street, and Clover Place.

The Supervisor advised Mr. Wroblewski and Mr. Nagel that both the New York State Electric and Gas Corporation and the Buffalo General Electric Corporation are now making a survey in the Town in regard to better street lighting.

Councilman Wroblewski directed the Town Clerk to communicate with the Highway Department and to advise them to have the ditches cleaned out on the following streets with the new ditch digger recently acquired by the Town;

Center Street between Iroquois and Peoria Street,
Rossler Street.

Mr. Luzcak of Kennedy Road was granted the floor and requested information regarding the installation of gas service in Kennedy Road. Ordered referred to the Supervisor by the Town Board.

As there was no further business to come before the Town Board, Mr. Wroblewski moved seconded by Mr. Nagel that this meeting stand adjourned. Carried, Ayes: -5-.

Kenneth T. Hanley,
Town Clerk.

SEAL.

Kenneth T. Hanley

At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 15th day of August, 1949, at 7:30 o'clock P.M., E.D.S.T. there were

PRESENT:

Henry Nagel Councilman
Felix T. Wroblewski Councilman
Joseph A. Neibert Councilman

ABSENT: Benedict T. Holtz Supervisor
Nicholas Napieralski Councilman

Present: -3-

Absent: -2-

Due to the absence of Supervisor Holtz, Mr. Wroblewski moved seconded by Mr. Neibert that Mr. Henry Nagel be appointed to act as chairman for this meeting. Carried, Ayes: -3-.

A quorum being present the chairman called the meeting to order and directed the Town Clerk to call roll.

Without any objection the minutes of the previous meetings held on August 8, 1949 and August 12, 1949, were dispensed with until a later date.

-0-

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Main Construction Corporation have presented to the Town Board of the Town of Cheektowaga a duly verified petition asking permission to remove a quantity of dirt from certain premises owned by Joseph Nero and Also from premises owned by Helen M. Lutz, and

WHEREAS, it appears in said petition that in removing said dirt the said premises would be developed so as to make more suitable for building purposes, and

WHEREAS, the members of the Town Board have made a personal inspection of the said property and it appearing in their judgment that a permit could be issued for the use desired and that the issuance of such permit would be beneficial to the interest of the particular property owners involved and the Town of Cheektowaga in general, and

WHEREAS, the petitioner has certified its willingness to furnish a penal bond in the sum of \$2,000.00, that it will comply with all the legal requirements of the Town of Cheektowaga in the event that said permit is so issued, now therefore,

BE IT RESOLVED, that permission be and the same is hereby granted to the Main Construction Corporation, a domestic corporation with its principal place of business at 869 Ellicott Rd., Depew, New York, in conformity with the Sand Bank, Gravel Pits, Topsoil Removal and other Excavation Ordinances of the Town of Cheektowaga, to remove from the premises of the aforesaid property owner provided the proper approval of the said property owners has been acquired, that amount of dirt for the requirement of the said corporation for use as fill on a certain portion of the so called New York State Thru Way, running from Beach Road to Walden Avenue in the Town of Cheektowaga, New York, said permit, however, being subject to the following terms and conditions:

1. To all the terms and conditions of the said ordinances known as Ordinance No. 16.

2. Said permit shall not be operative until a bond in the penal sum of at least \$2,000.00 and in a form satisfactory to the Town Attorney shall have been furnished by the applicant.

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 13th day of June, 1949, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 5th day of July, 1949, at 3:30 o'clock P. M., E. D. S. T., for the purpose of considering the advisability of repealing conflicting provisions of Chapter 10 of the Ordinances of the Town of Cheektowaga entitled Ordinance to License Coin Controlled Devices, Not in Violation of State Law, so as to include in the definition of coin-controlled amusement devices, "music devices of all kinds including juke boxes, bowling devices and all types of coin controlled amusement games," and by amending Section 2 thereof so as to provide that all licenses to be issued by the Town Clerk shall be first approved by the Town Board, and by amending Section 6 of said Ordinances so as to provide that the license fee for pinball machines shall be Fifteen Dollars (\$15.00), and the further sum of One Dollar (\$1.00) for each tag, and that all other licenses shall be the sum of Ten Dollars (\$10.00), with the additional sum of One Dollar (\$1.00) for each tag, and further amending Section 8 of said Ordinances so as to provide that the Town Board may revoke any license or tag issued hereunder in the manner prescribed by law, and to make such other changes in said Ordinances regulating the issuance of licenses, at which time all persons interested in the subject matter thereof will be given an opportunity to be heard, and

BE IT FURTHER RESOLVED, AND ORDERED that the Town Clerk be and he is hereby **ORDERED AND DIRECTED** to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in the said Town, not less than ten nor more than twenty days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously, certified copies of this order in five public places within the Township.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting No.
Nicholas Napieralski, voting No.
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph Neibert, voting Aye.

AYES: 3. **NOES:** 2. **ABSENT:** 0.

Dated: June 13, 1949.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York.

Jun-16, 23

Posted as follows on the 23rd day of June, 1949;

- 1- Town Hall Bulletin Board.
- 2- U-Crest Fire Hall, Clover Pl. and Evergreen St.
- 3- Cleveland Hill Fire House, Harlem Rd.
- 4- Pine Hill Fire House, Genesee St.
- 5- Rescue Fire House, Pine Ridge Rd.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 13th day of June, 1949, at 7:30 o'clock P.M., E.D.S.T. there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Felix T. Wroblewski, Councilman
- Henry Nagel, Councilman
- Joseph A. Neibert, Councilman
- Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 5th day of July, 1949, at 8:30 o'clock P. M., E. D. S. T., for the purpose of considering the advisability of repealing conflicting provisions of Chapter 10 of the Ordinances of the Town of Cheektowaga entitled Ordinance to License Coin Controlled Devices, Not in Violation of State Law, so as to include in the definition of coin-controlled amusement devices, "music devices of all kinds including juke-boxes, bowling devices and all types of coin controlled amusement games," and by amending Section 2 thereof so as to provide that all licenses to be issued by the Town Clerk shall be first approved by the Town Board, and by amending Section 6 of said Ordinances so as to provide that the license fee for pinball machines shall be Fifteen Dollars (\$15.00), and the further sum of One Dollar* (\$1.00) for each tag, and that all other licenses shall be the sum of Ten Dollars (\$10.00), with the additional sum of One Dollar (\$1.00) for each tag, and further amending Section 8 of said Ordinances so as to provide that the Town Board may revoke any license or tag issued hereunder in the manner prescribed by law, and to make such other changes in said Ordinances regulating the issuance of licenses, at which time all persons interested in the subject matter thereof will be given an opportunity to be heard, and

BE IT FURTHER RESOLVED, AND ORDERED that the Town Clerk be and he is hereby **ORDERED AND DIRECTED** to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in the said Town, not less than ten nor more than twenty days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously, certified copies of this order in five public places within the Township.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

- Benedict T. Holtz, voting No.
- Nicholas Napieralski, voting No.
- Henry Nagel, voting Aye.
- Felix T. Wroblewski, voting Aye.
- Joseph Neibert, voting Aye.

AYES: 3. NOES: 2. ABSENT: 0.
Dated: June 13, 1949.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York.

jun-16, 23

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 16 1949; last publication JUN 16 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 23 1949, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5029

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Henry Nagel, Councilman
Felix Wroblewski, Councilman
Joseph Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Council Neibert offered the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 8 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 16th day of May, 1949, and

WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to the said Water District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Water District as an extension owned by non-resident taxpayers, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Depew distant 110.9 feet west of the West line of Hyland Road; running thence northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet east of the East line of Dick Road; thence southerly and parallel to the East line of Dick Road to the North line of the Village of Depew; thence easterly along the North line of the Village of Depew to the point or place of beginning, and.

WHEREAS, the territory hereinbefore described is situated entirely in said Town and is any incorporated village or city therein,

NOW, THEREFORE,

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 7th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Water District not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Benedict T. Holtz and Nicholas Napieralski were absent.
AYES: 3. NOES: 0. ABSENT: 2.

STATE OF NEW YORK,
COUNTY OF ERIE, (SS.
TOWN OF CHEEKTOWAGA.)

I, KENNETH T. HANLEY, Town Clerk of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of August, 1949, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 15th day of August, 1949.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga
Erie County, New York

(SEAL)

Posted as follows on the 22nd day of August, 1949;

- 1- Urban Hose Company Fire Hall, Hyland Avenue.
- 2- Schutts Grocery Store, 2478 Geo. Urban Blvd.
- 3- Telephone Pole No. 3, Dean Rd.
- 4- Telephone Pole No. 23, Geo. Urban Blvd.
- 5- Telephone Pole No. 297, Dick Rd.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
Henry Nagel, Councilman
Felix Wroblewski, Councilman
Joseph Neibert, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Council Neibert offered the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 8 in the Town of Cheektowaga, New York, pursuant to the Town Law, was presented to this Town Board on the 16th day of May, 1949, and

WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to the Water District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Water District as an extension owned by non-resident taxpayers, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Depew distant 110.9 feet west of the West line of Hyland Road; running thence northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet east of the East line of Dick Road; thence southerly and parallel to the East line of Dick Road to the North line of the Village of Depew; thence easterly along the North line of the Village of Depew to the point or place of beginning, and

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein.

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 7th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, no less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Water District not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted at follows:

Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Benedict T. Holtz and Nicholas Napieralski were absent.
AYES: 3. NOES: 0. ABSENT: 2.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication AUG 18 1949; last publication AUG 18 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 25 1949, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5029

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York on the 15th day of August, 1949, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

- Henry T. Nagel, Councilman
- Joseph Neibert, Councilman
- Felix Wroblewski, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Fire District No. 8 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 16th day of May, 1949, and

WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning more than one-half of the assessed valuation of all the taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the Territory proposed to be annexed to said Fire District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Fire District as an extension owned by the non-resident taxpayers, and

WHEREAS, said petition is accompanied by a map prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the proposed extension, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Depew distant 110.9 feet west of the West line of Hyland Road; running thence Northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet East of the East line of Dick Road; thence Southerly and parallel to the East line of Dick Road to the North line of the Village of Depew; thence Easterly along the North line of the Village of Depew to the point or place of beginning.
and.

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 7th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Fire District, not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

- Henry Nagel, voting Aye.
- Joseph Neibert, voting Aye.
- Felix T. Wroblewski, voting Aye.
- Benedict T. Holtz and Nicholas Napieralski were absent.

AYES: 3. NOES: 0. ABSENT: 2.

STATE OF NEW YORK,)
COUNTY OF ERIE,)
TOWN OF CHEEKTOWAGA.)

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of August, 1949, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town, this 15th day of August, 1949.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York.

(SEAL)

ADAS65

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
Henry Nagel, Councilman
Felix Wroblewski, Councilman
Joseph Neibert, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Council Neibert offered the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 8 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 16th day of May, 1949, and

WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to the said Water District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Water District as an extension owned by non-resident taxpayers, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Depew distant 110.9 feet west of the West line of Hyland Road; running thence northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet east of the East line of Dick Road; thence southerly and parallel to the East line of Dick Road to the North line of the Village of Depew; thence easterly along the North line of the Village of Depew to the point or place of beginning.

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE,

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 7th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Water District not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Benedict T. Holtz and Nicholas Napieralski were absent.
AYES: 3. NOES: 0. ABSENT: 2.

STATE OF NEW YORK,)
COUNTY OF ERIE,) SS.
TOWN OF CHEEKTOWAGA.)

I, KENNETH T. HANLEY, Town Clerk of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of August, 1949, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 15th day of August, 1949.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga
Erie County, New York

(SEAL)

STATE OF NEW YORK)
COUNTY OF ERIE) SS.
TOWN OF CHEEKTOWAGA)

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
AUG 18 1949
first publication;
AUG 18 1949
last publication;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

AUG 25 1949, 19.....
day of

Eue J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 51
Registered No. 5023

Posted as follows on the 22nd day of August, 1949;

- 1- Urban Hose Co., Fire House, Hyland Ave.
- 2- Schutts Grocery Store, 2478 Geo. Urban Blvd.
- 3- Telephone Pole No. 3, Dean Rd.
- 4- Telephone Pole No. 23, Geo. Urban Blvd.
- 5- Telephone Pole No. 297, Dick Rd.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York on the 15th day of August, 1949, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Henry T. Nagel, Councilman
Joseph Neibert, Councilman
Felix Wroblewski, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Fire District No. 8 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to the Town Board on the 16th day of May, 1949, and

WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning more than one-half of the assessed valuation of all the taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the Territory proposed to be annexed to said Fire District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Fire District as an extension owned by the non-resident taxpayers, and

WHEREAS, said petition is accompanied by a map prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the proposed extension, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Depew distant 1109 feet west of the West line of Hyland Road; running thence Northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet East of the East line of Dick Road; thence Southerly and parallel to the East line of Dick Road to the North line of the Village of Depew; thence Easterly along the North line of the Village of Depew to the point or place of beginning, and

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 17th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Fire District not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Benedict T. Holtz and Nicholas Napieralski were absent.

AYES: 3 NOES: 0 ABSENT: 2

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication AUG 18 1949; last publication AUG 18 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 25 1949 19.....

Eugene J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT:

Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption.

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of June, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Mr. Norman LaPrel and Mrs. Rita LaPrel for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 27th day of July, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting an or repairs, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on 2321 William Street.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as an auto accessory store and minor repairs, this order of rezoning shall be null and void and the property shall revert to residential use only.

Business to be done within the confines of the building on premises.

DESCRIPTION

Lots Nos. 12 and 13, William Street, north side, east of Raymond Street.

Seconded by Mr. Neibert, and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Neibert voting Aye
Nicholas Napieralski, Absent

Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.

(seal) KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

recorded by resident taxpayers owning more than one-half of the assessed valuation of all the taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the Territory proposed to be annexed to said Fire District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Fire District as an extension owned by the non-resident taxpayers, and

WHEREAS, said petition is accompanied by a map prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the proposed extension, and

WHEREAS, the proposed extension is described in said petition as follows:

BEGINNING at a point in the North line of Village of Dewep distant 110.9 feet west of the West line of Hyland Road; running thence Northerly along a line parallel to the West line of Hyland Road to the South line of the West Shore Railroad; thence westerly along the South line of the West Shore Railroad to a point 300 feet East of the East line of Dick Road; thence Southerly and parallel to the East line of Dick Road to the North line of the Village of Dewep; thence Easterly along the North line of the Village of Dewep to the point or place of beginning and

WHEREAS, the territory hereinbefore described is situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 7th day of September, 1949, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the proposed extension of said Fire District not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Benedict T. Holtz and Nicholas Napieralski were absent.
AYES: 3. NOES: 0. ABSENT: 2.

STATE OF NEW YORK)
COUNTY OF ERIE, (SS.
TOWN OF CHEEKTOWAGA.)

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of August, 1949, and that the

is a true and correct transcription of the original and of the resolution and that the resolution was adopted by said Town Board at the meeting of my office.

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town, this 15th day of August, 1949.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York.

(SEAL)

the 22nd day of August, 1949;

- Fire House, Hyland Ave.
- Store, 2478 Geo. Urban Blvd.
- No. 3, Dean Rd.
- No. 23, Geo. Urban Blvd.
- No. 297, Dick Rd.

published in the Cheektowaga Times, of Cheektowaga.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the

Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:

first publication AUG 18 1949
last publication AUG 18 1949

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of AUG 25 1949 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 2824 William St.
- 2- Telephone Pole No. 355 William St.
- 3- Telephone Pole No. 2836, William St.
- 4- Telephone Pole No. 147 William St.
- 5- Telephone Pole No. 149-1 William St.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga News.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT:
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Nelbert, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman

Restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as an auto accessory store and minor repairs, this order of rezoning shall be null and void and the property shall revert to residential use only.

With all Business to be done within the confines of the building on premises.

DESCRIPTION
Lots Nos. 12 and 13, William Street, north side, east of Raymond Street.

Seconded by Mr. Nelbert, and duly put to a vote which resulted as follows:
Benedict T. Holtz, Absent,
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Nelbert voting Aye
Nicholas Napieralski, Absent.

Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.
KENNETH F. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

FRANK A. TABER, JR.
.....
being duly sworn, deposes and says that he is the

PUBLISHER
..... of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

..... six weeks, the first insertion being on the

..... 18th day of August 1949, and

the last insertion being on the 25th day of

..... August 1949, and that not

more than six days intervened between any two publications thereof.

Frank A. Taber Jr.
-9-

Sworn to before me this 14th day of

October 1949

John H. Van Pelt
Notary Public in and for Erie County.

hn-49 5893

my commission expires March 30, 1949

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 15th day of August, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:

Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., of said day, for the purpose of considering the application of Zappfel Bros. Garage, for the rezoning from residence district to business district of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Parking Lot and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Harlem Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business district be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Parking Lot, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 34, Township 11, Range 7 of the Holland Land Company's Survey and according to a subdivision map filed in Erie County Clerk's Office under Cover No. 1417 is known as subdivision Lot 230, Harlem Road, West Side beginning two hundred eleven and forty-six hundredths (211.46) feet south of the south line of Genesee Street, having a frontage on Harlem Road of thirty-five (35) feet, reference being made and had to said subdivision map for a more complete and accurate description.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent.
Nicholas Napieralski, Absent.
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph A. Neibert, voting Aye.
AYES: 3 NOES: 0. ABSENT: 2.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

(SEAL)

aug-18

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 2824 William St.
- 2- Telephone Pole No. 355 William St.
- 3- Telephone Pole No. 2836, William St.
- 4- Telephone Pole No. 147 William St.
- 5- Telephone Pole No. 149-1 William St.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga News.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT

Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption.

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of June, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Mr. Norman LaPrell and Mrs. Rita LaPrell for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 27th day of July, 1949, having rendered its decision granting the application of the petitioner accessory store and minor repairs to rezone from residence district to business district the property hereinafter described, for the purpose of conducting an or repairs, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on 2821 William Street.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as an auto accessory store and minor repairs, this order of rezoning shall be null and void and the property shall revert to residential use only. With all Business to be done within the confines of the building on premises.

DESCRIPTION

Lots Nos. 12 and 13, William Street, north side, east of Raymond Street.

Seconded by Mr. Neibert, and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Neibert voting Aye
Nicholas Napieralski, Absent

Summary of vote: 3 Ayes, 0 Noes 2 Absent.

Dated: August 15, 1949.

KENNETH ST. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 18th day of August, 1949, and the last insertion being on the 25th day of August, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

th day of

1949

Van Pelt
in and for Erie County.

mission expires March 30, 1949

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 2869 Harlem Rd.
- 2- Telephone Pole No. 25 Harlem Rd.
- 3- Telephone Pole No. 1525 Harlem Rd.
- 4- Telephone Pole No. 2858 Harlem Rd.
- 5- Telephone Pole No. 2839 Genesee St.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 15th day of August, 1949, at 7:30 o'clock P. M., E.D.S.T.

~~There were:~~
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., of said day, for the purpose of considering the application of Zapfel Bros. Garage, for the rezoning from residence district to business district of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 18th day of August, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Parking Lot and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Harlem Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business district be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District" subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Parking Lot, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 34, Township 11, Range 7 of the Holland Land Company's Survey and according to a subdivision map filed in Erie County Clerk's Office under Cover No. 1417 is known as subdivision Lot 230, Harlem Road, West Side beginning two hundred eleven and forty-six hundredths (211.46) feet south of the south line of Genesee Street, having a frontage on Harlem Road of thirty-five (35) feet, reference being made and had to said subdivision map for a more complete and accurate description.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent.
Nicholas Napieralski, Absent.
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph A. Neibert, voting Aye.
AYES: 3 NOES: 0 ABSENT: 2

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

(SEAL)

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for One weeks: first publication AUG 18 1949; last publication AUG 18 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

AUG 25 1949

day of, 19.....

Evel J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5029

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT

Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption.

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Highview Homes Inc., for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a restaurant and bowling alley, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Harlem Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as a restaurant and bowling alley, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga County of Erie, and State of New York, being part of Lot 24, Township 11, Range 7 of the Buffalo Creek Indian Reservation, located at the northeast corner of Harlem Road and Daniel Avenue and on a certain subdivision map filed in the Erie County Clerk's Office under Cover No. 400 is known as Lots 28, 29, 30, 31, 78, 79, 80, 81, 82 and 83.

East side of Harlem Road.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Neibert voting Aye
Nicholas Napieralski, Absent.

Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.

(seal) KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 1340, Harlem Rd.
- 2- Telephone Pole No. 457, Harlem Rd.
- 3- Telephone Pole No. 16 1-4, Harlem Rd.
- 4- Telephone Pole No. 137, Harlem Rd.
- 5- Telephone Pole No. 13868, Harlem Rd.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga Times.

STATE OF NEW YORK }
 COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT:
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Joseph A. Neibert, Councilman

ABSENT:
 Benedict T. Holtz, Supervisor
 Nicholas Napieralski, Councilman
 Mr. Wroblewski offered the following resolution and moved property shall revert to residential use only.

DESCRIPTION
 ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga County of Erie, and State of New York, being part of Lot 24, Township 11, Range 7 of the Buffalo Creek Indian Reservation, located at the northeast corner of Harlem Road and Daniel Avenue and on a certain subdivision map filed in the Erie County Clerk's Office under Cover No. 400 is known as Lots 28, 29, 30, 31, 78, 79, 80, 81, 82 and 83.

East side of Harlem Road.
 Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent,
 Henry Nagel voting Aye
 Felix T. Wroblewski voting Aye
 Joseph A. Neibert voting Aye
 Nicholas Napieralski, Absent,
 Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.

(seal) **KENNETH T. HANLEY,**
 Town Clerk
 aul8-25 Town of Cheektowaga,
 Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 18th day of August, 1949, and the last insertion being on the 25th day of August, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

Sworn to before me this 19th day of

October 19 49

John H. Hanley
 Notary Public in and for Erie County.
 my commission expires March 30, 1950

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M. E.D.S.T., there were:

PRESENT:

Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Albert Maciag, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 16th day of August, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a barber shop, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence district to business district be and the same is hereby confirmed and approved.

NOW THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a barber shop, this order of re-zoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, in the County of Erie and State of New York, being part of Farm Lot Number 10, Township 11, Range 7, of the Holland Land Company's Survey, bounded and described as follows: BEGINNING at a point in the centerline of Union Road (formerly Warner Road), distant 366.2 feet southerly, measured along the center line of Union Road from the point of intersection of said center line of Union Road with the center line of Bennett-Rowley Road, formerly known as Bennett Road; running thence easterly, on a line parallel with said Bennett-Rowley Road, for the distance of 460.5 feet; thence southerly on a line parallel with the center line of Union Road, for the distance of 269 feet; thence westerly at an angle of 88°17' along a line drawn parallel with the south line of Farm Lot Number 10, for the distance of 460.5 feet to the center line of Union Road, thence northerly along the centerline of Union Road, for the distance of 248 feet, to the point or place of beginning together with the appurtenances thereof.

Also, all that other tract or parcel of land, situate in the Town of Cheektowaga, County of Erie and State of New York being part of Farm Lot Number 10, Township 11, Range 7, of the Holland Land Company's Survey, bounded and described as follows: COMMENCING at a stake set on a line parallel with the center line of Bennett-Rowley Road 460.5 feet easterly from the center line of Union Road which point of commencement is 300 feet southerly from the center line of Bennett-Rowley Road, formerly known as Bennett Road, measured along a line drawn parallel with the center line of Union Road; running thence easterly along a line drawn at an angle of 91°7' with the center line of Union Road, which line is parallel with the center line of Bennett-Rowley Road, 300 feet southerly therefrom, for the distance of 200.2 feet to an iron pipe; running thence southerly at an angle of 88°33' for the distance of 445.4 feet; more or less, to the northerly right-of-way of Niagara, Lockport & Ontario Power Company, which northerly right-of-way line is distant 10 feet northerly from the south line of Farm Lot Number 10; running thence westerly at an angle of 88°25', and 22' and along the northerly right-of-way line of said Power Company, for the distance of 355.40 feet, to a stake; thence northerly on a line drawn at an angle of 91°43' for the distance of 100 feet; thence easterly, at an angle of 88°17' and along a line drawn parallel with the south line of Farm Lot Number 10, for the distance of 160.6 feet; to a stake; thence northerly on a line drawn parallel with the center line of Union Road, and distant 460.5 feet easterly therefrom, for the distance of 335.2 feet, to the point or place of beginning, Union Road, east side, south of Bennett-Rowley.

Seconded by Mr. Neibert, and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent
Henry Nagel, Voting Aye,
Felix T. Wroblewski, Voting Aye,
Joseph A. Neibert, Voting Aye,
Nicholas Napieralski, Absent,
Summary of vote: 3 Ayes, 0
Noes, 2 Absent.

Dated: August 15, 1949.

KENNETH T. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 1340, Harlem Rd.
- 2- Telephone Pole No. 457, Harlem Rd.
- 3- Telephone Pole No. 16 1-4, Harlem Rd.
- 4- Telephone Pole No. 137, Harlem Rd.
- 5- Telephone Pole No. 13868, Harlem Rd.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga Times.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M., E. D. S. T., there were:

PRESENT
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption.

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Highview Homes Inc. for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a restaurant and bowling alley, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Harlem Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as a restaurant and bowling alley, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga County of Erie, and State of New York, being part of Lot 24, Township 11, Range 7 of the Buffalo Creek Indian Reservation, located at the northeast corner of Harlem Road and Daniel Avenue and on a certain subdivision map filed in the Erie County Clerk's Office under Cover No. 400 is known as Lots 28, 29, 30, 31, 78, 79, 80, 81, 82 and 83.

East side of Harlem Road.
Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz, Absent
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Neibert voting Aye
Nicholas Napieralski, Absent.
Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.

(seal) **KENNETH T. HANLEY,**
Town Clerk
Town of Cheektowaga,
Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 18th day of August, 1949, and the last insertion being on the 25th day of August, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber, Jr.

th day of

19 49

*Witness my hand and for Erie County
this 15th day of August 1949*

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 135 Union Rd.
- 2- Telephone Pole No. 132 Union Rd.
- 3- Telephone Pole No. 210 Union Rd.
- 4- Telephone Pole No. 208 Union Rd.
- 5- Telephone Pole No. 206 Union Rd.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga News;

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 15th day of August, 1949, at 7:30 o'clock, P. M. E.D.S.T., there were:

PRESENT:
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Nicholas Napieralski, Councilman
Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Albert Maciag, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described for the purpose of conducting a barber shop, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence district to business district be and the same is hereby confirmed and approved.

NOW THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a barber shop, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, in the County of Erie and State of New York, being part of Farm Lot Number 10, Township 11, Range 7, of the Holland Land Company's Survey, bounded and described as follows: BEGINNING at a point in the centerline of Union Road (formerly Warner Road), distant 366.2 feet southerly, measured along the center line of Union Road from the point of intersection of said center line of Union Road with the center line of Bennett-Rowley Road, formerly known as Bennett Road; running thence easterly, on a line parallel with said Bennett-Rowley Road, for the distance of 460.5 feet; thence southerly on a line parallel with the center line of Union Road, for the distance of 289 feet; thence westerly at an angle of 88°17' and along a line drawn parallel with the south line of Farm Lot Number 10, for the distance of 460.5 feet to the center line of Union

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 18th day of August, 1949, and the last insertion being on the 25th day of August, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

th day of

1949

Verdict

in and for Erie County.
with copies March 30, 1951

Mr. Weibert offered the following resolution and moved its adoption:

RESOLVED, that the position of Frank Mietus in the Recreation Department be terminated at once.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows;

Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	voting aye

Ayes: -3-, Noes: -0-, Absent: -2-, Carried.

Mr. Weibert offered the following resolution and moved its adoption:

RESOLVED, that the Town Board approve the subdivision map submitted by Pelvion Park subdivision part of lot 26 T 11 R 7, and that the Town Clerk be authorized and directed to sign same.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	voting aye

Carried, Ayes: -3-, Noes: -0-, Absent: -2-.

Mr. Weibert offered the following resolution and moved its adoption:

Resolved, that the Town Board approve the subdivision map submitted by Scummora subdivision Part of Lot 18-T 11 R 7, and that the Town Clerk be authorized and directed to sign same.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Weibert	voting aye

Carried, Ayes: -3-, Noes: -0-, Absent: -2-.

-0-

Petition presented by 17 residents of the Pinehurst Street section of the Town protesting against unsanitary conditions prevailing at No. Ordered referred to the Town Health Doctor.

Communication read from Mr. George W. Weber regarding additional fire hydrants on Southgate and Highview Road. Ordered referred to the Town Attorney by Supervisor Holtz.

Communication read from the Downtown Post of the American Legion asking permission to use a sound car on September 3, 4 and 5, 1949 in connection with the Jamboree. Ordered referred to the Supervisor.

Petition presented by approximately 47 residents of the Gardenvale Drive section of the Town complaining about an open drainage ditch at the rear of their residences. Ordered referred to Sewer Inspector Wagner by Supervisor Holtz.

Communication read from Newell L. Nussbaumer, regarding Permit to Discharge Sewage Effluent, Maryvale Drive, Sewer Dist. No. 5, into Scajaquada Creek. Ordered filed in the office of the Erie County Clerk by Supervisor Holtz.

1949, having rendered the decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a barber shop, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon on the 15th day of August, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence district to business district be and the same is hereby confirmed and approved.

NOW THEREFORE, BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "residential district" to "business district", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a barber shop, this order of re-zoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, in the County of Erie and State of New York, being part of Farm Lot Number 10, Township 11, Range 7, of the Holland Land Company's Survey, bounded and described as follows; BEGINNING at a point in the centerline of Union Road (formerly Warner Road), distant 366.2 feet southerly, measured along the center line of Union Road from the point of intersection of said center line of Union Road with the center line of Bennett-Rowley Road, formerly known as Bennett Road; running thence easterly, on a line parallel with said Bennett-Rowley Road, for the distance of 460.5 feet; thence southerly on a line parallel with the center line of Union Road, for the distance of 269 feet; thence westerly at an angle of 88°17' and along a line drawn parallel with the south line of Farm Lot Number 10, for the distance of 460.5 feet to the center line of Union Road; thence northerly along the centerline of Union Road, for the distance of 248 feet, to the point or place of beginning together with the appurtenances thereof.

Also, all that other tract or parcel of land, situate in the Town of Cheektowaga, County of Erie and State of New York being part of Farm Lot Number 10, Township 11, Range 7, of the Holland Land Company's Survey, bounded and described as follows; COMMENCING at a stake set on a line parallel with the center line of Bennett-Rowley Road 460.5 feet easterly from the center line of Union Road which point of commencement is 300 feet southerly from the center line of Bennett-Rowley Road, formerly known as Bennett Road, measured along a line drawn parallel with the center line of Union Road; running thence easterly along a line drawn at an angle of 91°7' with the center line of Union Road, which line is parallel with the center line of Bennett-Rowley Road, 300 feet southerly therefrom, for the distance of 200.2 feet to an iron pipe; running thence southerly at an angle of 88°33' for the distance of 445.4 feet; more or less, to the northerly right-of-way of Niagara, Lockport & Ontario Power Company, which northerly right-of-way line is distant 10 feet northerly from the south line of Farm Lot Number 10; running thence westerly at an angle of 89°35' and 32' and along the northerly right-of-way line of said Power Company, for the distance of 355.40 feet, to a stake; thence northerly on a line drawn at an angle of 91°43' for the distance of 100 feet; thence easterly, at an angle of 88°17' and along a line drawn parallel with the south line of Farm Lot Number 10, for the distance of 160.6 feet; to a stake; thence northerly on a line drawn parallel with the center line of Union Road, and distant 460.5 feet easterly therefrom, for the distance of 335.2 feet, to the point or place of beginning. Union Road, east side, south of Bennett-Rowley.

Seconded by Mr. Neibert, and duly put to a vote which resulted as follows:

- Benedict T. Holtz, Absent
- Henry Nagel, Voting Aye.
- Felix T. Wroblewski, Voting Aye.
- Joseph A. Neibert, Voting Aye.
- Nicholas Napieralski, Absent.

Summary of vote: 3 Ayes, 0 Noes, 2 Absent.

Dated: August 15, 1949.

(seal) KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

more than six days intervened between any two publications thereof.

Frank A. Gabel Jr.

1949

Frank A. Gabel Jr.

will expire March 30, 1951

Posted as follows on the 24th day of August, 1949;

- 1- Telephone Pole No. 135 Union Rd.
- 2- Telephone Pole No. 132 Union Rd.
- 3- Telephone Pole No. 210 Union Rd.
- 4- Telephone Pole No. 208 Union Rd.
- 5- Telephone Pole No. 206 Union Rd.

Hereto is a copy of notice published in the Depew Herald & Cheektowaga News;

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a regular meeting of the

FOR FREE ESTIM

— TAKES UP NO — EMBEEN HEAT

CONCEALED

OF NEW

Your Store - Com

FOR

RADIANT

'We Recommend

— 47 W MAIN ST - LANCASTER

GORDI

CALL

5475

that gives you lasting beauty, extra protection
 FROM TAN EVEN IN THE SUN, keeps hair
 your hair, take its value and protect it — all
 A MARSHALL HEISE is worth more than

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
 towaga, Erie County, New York, that notice of which the
 annexed printed slip taken from said newspaper, is a copy,
 was inserted and published therein once a week for
two weeks, the first insertion being on the
18th day of *August*, 19*49*, and
 the last insertion being on the *25th* day of
August, 19*49*, and that not
 more than six days intervened between any two publi-
 cations thereof.

Frank A. Taber, Jr.

Sworn to before me this *14th* day of

October, 19*49*.

John N. Van Dyke
Notary Public in and for Erie County.

My commission expires *March 30, 1951*

Communication read from Mr. John E. Salamanchuk, president, Cheektowaga Planning Association urging the Town Board to accept the offer of the Main Construction Corporation in regard to the Town Park Lake. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. Carl G. Roemer, President, Board of Directors, Civic Betterment League of North Cheektowaga recommending to the Town Board that it accept the offer of the Main Construction Corporation for a Town Lake. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from John E. Salamanchuk, Chairman, Board of Directors and Mr. Gail Crawford, president, For the Membership of the North Cheektowaga Homeowners Association recommending to the Town Board the offer of the Main Construction Corporation for a Town Lake. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. John P. Kobielski, President, Como Park and Union Road Citizens and Taxpayers Assn., unanimously approving the offer of the Main Construction Corporation to donate land for a Town Lake and Park. Ordered referred to the Town Board by Supervisor Holtz.

Petition presented bearing the names of 10 persons, wishing to go on record as favoring the establishment of a Town Lake-Park in the vicinity of their properties on Union Road. Ordered referred to the Town Board by Supervisor Holtz.

Map presented by Weber Bros. regarding lateral sewer on Proposed B. Street, Plan D., suggested revision, subdivision Layout, Heffeld Estates, dated June 18, 1949. Ordered referred to the Town Consulting Engineers by Supervisor Holtz.

Communication read from Mr. Andrew Hoerner, President of the Cheektowaga Millionaires Club, inviting the Town Board to attend the send off ceremonies of eighty German born American Citizens from the Buffalo Airport on September 3, 1949, to their native Germany.

Mr. Wroblewski moved seconded by Mr. Neibert to accept. Carried, Ayes: -3-.

Communication read from Mr. Jack Piazza, tendering his resignation from the Town Plumbing Board. Mr. Wroblewski moves seconded by Mr. Neibert to accept. Carried, Ayes: -3-.

Communication read from Mr. Albert W. Stumpf, complaining ^{ing} about loaded trucks strewing material on Union Road. Ordered referred to the Chief of Police by Supervisor Holtz.

Communication read from the Zoning Board of Appeals recommending that the following petitions for the purpose of rezoning property from residence to business be granted;

Henry A. Dressel, Delicatessen, Cleveland Drive;

Alvin B. Wright, Drive In Theatre, Union Road:

Ordered tabled for further study by the Town Board.

Mr. Wroblewski moved Seconded by Mr. Neibert that the application for a building permit submitted by Maryvale Gardens Inc., per Joseph Straubinger to erect brick veneer, apartments, 23 buildings, 25 feet wide, 62 feet long, 29 feet high, 2½ stories high, on the south side of Maryvale Drive, beginning 180 feet from the front line, at a estimated cost of \$460,000.00, to house 138 families be granted. Carried, Ayes: -3-, Absent: -2-.

Mr. Wroblewski moved seconded by Mr. Neibert that an audit be made and the bills be paid and that the Town Clerk be authorized and directed to draw orders upon the Supervisor for same. Carried, Ayes: -3-, Absent: -2-.

As there was no further business to come before the Town Board, Mr. Neibert moved seconded by Mr. Wroblewski that this meeting stand adjourned until the 20th day of August, 1949, at 11:00 A.M. E.D.S.T. when a special Town Board meeting will be held.

Kenneth T. Hanley, Town Clerk.

SEAL.

Kenneth T. Hanley

ADASUS

Cheektowaga, New York
August 20, 1949

Due to lack of quorum the special meeting scheduled for this date was postponed.

Kenneth T. Hanley, Town Clerk.

Seal.

Kenneth T. Hanley

ADASUG

Cheektowaga, New York
September 5, 1949.

Due to the fact that September 5, 1949, was Labor Day, the regular meeting of the Town Board of the Town of Cheektowaga was postponed until the 7th day of September, 1949, at 2:30 o'clock, E.D.S.T.

Kenneth T. Hanley, Town Clerk.

Kenneth T. Hanley

ADASGS

Cheektowaga, New York
September 7, 1949.

At a regular postponed meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 7th day of September, 1949, at 2:30 o'clock P.M. E.D.S.T. there were:

PRESENT: Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Joseph A. Neibert	Councilman
Nicholas Napieralski	Councilman

Present: -5-

Absent: -0-

A quorum being present the chairman called the meeting to order to transact all business which may come before this Town Board.

Without any objection the reading of the minutes of the previous meetings held on August 15, 1949, August 20, 1949 and September 5, 1949, were dispensed with until a later date.

Mr. Sebastian Lamperille of the U.S. Post Office was granted the floor and advised the Town Board that if side-walks are not provided for postmen, that the Post Office will stop the foot mail service in the Town. Ordered referred to the Town Board for further study by Supervisor Holtz.

Mr. George, representing the Johns Manville Corporation was granted the floor and advised the Town Board the best way to improve the acoustics in the Council Chamber. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. L.H. Bame, president of the Hoffeld Estates Inc., submitting deed from the Hoffeld Estates to the Town of Cheektowaga conveying the entire length of Wainwright Road and a portion of Trehaven Road to the Town for street purposes. Ordered referred to the Town Highway Superintendent for recommendation by Supervisor Holtz.

Communication read from Mr. A.H. Zeilan, regarding street lights on the above mentioned street. Ordered referred to the Town Clerk by Supervisor Holtz.

Communication read from Mr. Albert W. Stumpf protesting against the proposed Town Lake. Ordered received and filed by Supervisor Holtz.

Communication read from Mr. Edward Janiak, Director of Recreation, regarding intended purchases for his department. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. Fred A. Teigler, president of the Beachvale Homeowners Association, regarding drainage facilities in their district. Ordered referred to the Town Attorney and the Town Engineer by Supervisor Holtz.

Communication read from Dr. Chester J. Nadolny, Town Health Officer, regarding open ditch on Fairvale Drive creating a health menace. Ordered referred to the Town Engineer by Supervisor Holtz.

Communication read from Councilman Henry Nagel regarding the construction of sidewalks along county owned property in the Town. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. Carl Walter, requesting NO PARKING signs for his florist business at 1621 East Delavan Avenue. Ordered referred to the Town Board by Supervisor Holtz.

Petition presented for the construction of sidewalks on Clover Place, Evergreen Street and Wellworth Place.

Ordered referred to the Assessors for an immediate property check and same report to be submitted to the Town Board before the present meeting adjourns, by Supervisor Holtz.

ADAS65

This being the time and the place advertised for a public hearing for the proposed extension of Fire and Water District No. 8 in the Town of Cheektowaga, New York.

The Town Clerk presented proof of publication and posting and upon order of the Supervisor same was duly ordered filed.

The Supervisor ordered the hearing open, and no one appearing either in opposition or in favor of the proposed extension the Supervisor ordered the hearing closed and decision was reserved.

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, section 5-2.0 of the Erie County Tax Act provides that the Town Board may waive the fee of one per centum otherwise collectable on school taxes paid on or before the fifteenth day of October, next ensuing, the levying of such taxes, and

WHEREAS, this Town Board has in the past years waived this fee, NOW, THEREFORE, BE IT RESOLVED, that the fee of one per centum to be collected on all school taxes paid on or before the fifteenth day of October, 1949, be and the same hereby is waived and the Receiver of Taxes and Assessments is hereby directed to refrain from collecting said fee.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-

Noes: -0-

Mr. Neibert offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be authorized and directed to contact the New York State Electric and Gas Corporation and have them make a survey of Hyland Road, Dean Road and Cunard Avenue, for the installation of street lights.

Seconded by Mr. Wroblewski. The vote of the Town Board, Ayes: -5-.

Mr. Neibert offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be authorized and directed to instruct the Western New York Water Company to install fire hydrants in the following places;

West Grande Boulevard north at circle.
Northern Parkway, south west corner.
Herbert Street.
Donald Drive corner Genesee Street.

Seconded by Mr. Wroblewski. The vote of the Town Board, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga enter into the annexed contract with the Buffalo Niagara Electric Corporation for traffic signals and that the Supervisor be authorized to execute the contract on behalf of the Town of Cheektowaga, New York.

Seconded by Mr. Neibert. The vote of the Town Board, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Town Highway Superintendent be authorized and directed to erect a Boulevard Stop Sign on Shanley Street to face Griswold Street.

Seconded by Mr. Nagel, the vote of the Town Board, Ayes : -5-.

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Town Board duly adopted a resolution to purchase for the Town Highway Department a Gradall (Multi-purpose earth mover), at a cost of \$16,364.00 upon the written recommendation and the request of John J. Zablotny, Town of Cheektowaga Highway Superintendent, and

WHEREAS, delivery of said Gradall (Multi-purpose earth mover) was not made until August, 1949, and

WHEREAS, the Erie County Highway Superintendent has duly approved the purchase of said equipment, and

WHEREAS, the sum of \$9,813.00 must be borrowed to pay the balance of the purchase price,

NOW, THEREFORE,

BE IT RESOLVED, this 7th day of September, 1949, by the Town Board of the Town of Cheektowaga, New York, as follows:

Sec. 1. The object and purpose for which the obligations herein authorized are to be issued, is to pay a portion of the cost of a Gradall (Multi - purpose earth mover).

Sec. 2. The plan for financing such object or purpose consists of the issuance of capital notes of said Town of Cheektowaga in the total amount of not to exceed \$15,000.00 and by payment of the balance of the cost out of surplus funds of the Highway Department of such Town, now available for such payment.

Sec. 3. The amount of capital notes hereby authorized to be issued is \$9,813.00, to consist of two (2) notes to be dated September 7th, 1949, and to mature as follows: \$5,000.00 on April 1st, 1950 and \$4,813.00 on April 1st, 1951, respectively.

Sec. 4. Said notes are to be sold by the Supervisor at private sale to the Manufacturers and Traders Trust Company of Buffalo, New York, at par and accrued interest, and shall be payable as to principal and interest in lawful money of the United States at the office of the Manufacturers and Traders Trust Company of Buffalo, 284 Main Street, Buffalo, New York, and shall bear interest at the rate of Two per cent (2%) per annum, and shall be in such form and contain such terms and contents, consistent herewith and with the local Finance Law of this State as the Supervisor shall determine.

Sec. 5. The period of usefulness of such object or purpose is hereby determined to be five (5) years.

Sec. 6. This resolution shall take effect immediately and supersedes a similar resolution adopted at a regular meeting of the Town Board of the Town of Cheektowaga, New York, on the 1st day of November, 1948; that the sum of \$5,000.00 included in the budget of the Highway Department for the year 1949 be applied upon the purchase price of said equipment, thereby reducing the amount to be borrowed from \$14,813.00 to \$9,813.00.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -5-

Noes: -0-

Absent: -0-.

UNITED STATES OF AMERICA
 STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA

CAPITAL NOTES OF SEPTEMBER 7th, 1949.

\$5,000.00

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted for the value received promises to pay the bearer of this note the sum of

---FIVE THOUSAND DOLLARS--- (\$5,000.00) ---

on the 1st day of April, 1950, together with interest thereon from the date hereof at the rate of Two per cent (2%) per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers and Traders Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which is \$9,813.00, the notes of which are of like tenor, except as to number, amount and maturity.

This note is issued pursuant to the provisions of a resolution entitled, " Resolution, dated September 7th, 1949, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of \$9,813.00, to pay part of the cost of a Gradall (Multi-purpose earth mover) duly adopted by the Town Board of Cheektowaga, New York, on September 7th, 1949."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and Statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, and have happened and have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, THE TOWN OF CHEEKTOWAGA, NEW YORK, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 7th day of September, 1949.

TOWN OF CHEEKTOWAGA, Erie County,
 New York.

By Benedict T. Holtz

Supervisor.

ATTEST:

Kenneth T. Hanley

Town Clerk.

120

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF SEPTEMBER 7th, 1949.

\$4,813.00

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

---FOUR THOUSAND, EIGHT HUNDRED THIRTEEN DOLLARS---

on the 1st day of April, 1951, together with interest thereon from the date hereof at the rate of Two per cent (2%) per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers and Traders Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which \$9,813.00, the notes of which are of like tenor, except as to number and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated November 1st, 1948," authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of \$9,813.00, to pay part of the cost of a Gradall (Multi-purpose earth mover) duly adopted by the Town Board of Cheektowaga, New York, on September 7th, 1949."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and Statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened and have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the TOWN OF CHEEKTOWAGA, NEW YORK, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 7th day of September, 1949.

TOWN of CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

By Benedict T. Holtz
Supervisor

ATTEST:

Kenneth T. Hanley

Town Clerk.

ADAS65

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of May, 1949.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Cherry Lane	Gardenvale	Gardenvale

TYPE OF STREET LIGHTING INSTALLATION

Standard boulevard type with underground conduit

WHEREAS, EDWARD B. JERZEWSKI, JOHN EDERER and BRONISLAUS J. ORLIKOWSKI, assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

Whereas, the portions of said highways to be improved are situated entirely in said town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 3rd day of October, 1949, at 2:30 o'clock P.M. E.S.T., to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Ayes: -5-

Noes: -0-

Absent: -0-

STATE OF NEW YORK }
 COUNTY OF ERIE } SS.
 TOWN OF CHEEKTOWAGA }

EDWARD B. JERZEWSKI, JOHN EDERER AND BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie and State of New York; being duly sworn, depose and says have been since January 1st, 1948, Assessors of said Town of Cheektowaga:

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga on the 2nd day of May, 1949, for the improvement of both sides of the public highway situate in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
CHERRY LANE	GARDENVALE	GARDENVALE

TYPE OF STREET LIGHTING INSTALLATION

Standard boulevard type with underground conduit.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on both sides of each of said highways to be improved as aforesaid.

Edward B. Jerzewski
Assessor of the Town of Cheektowaga,
Erie County, New York.

John W. Ederer Jr.,
Assessor of the Town of Cheektowaga,
Erie County, New York.

Bronislaus Orlikowski
Assessor of the Town of Cheektowaga,
Erie County, New York.

Subscribed and sworn
to before me this 8th
day of September, 1949.

Kenneth T. Hanley

Notary Public, Erie County, New York.

Posted as follows on the 22nd , day of September, 1949;

- 1- Telephone Pole No. 10, Cherry Lane.
- 2- Fence in front of No. 11 Cherry Lane.
- 3- Post across street from No. 31 Cherry Lane.
- 4- Post across from No. 31 Cherry Lane.
- 5- Tree in front of No. 11 Cherry Lane.

Here-to is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

NOTICE OF HEARING

(Street Lighting Installation)

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 7th day of September, 1949, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Benedict T. Holt, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 2nd day of May, 1949.

PUBLIC HIGHWAYS TO BE IMPROVED

Cherry Lane FROM Gardenvale TO Gardenvale.

TYPE OF STREET LIGHTING INSTALLATION

Standard boulevard type with underground conduit.

WHEREAS, EDWARD B. JERZEWSKI, JOHN EDERER and BRONISLAUS J. ORLIKOWSKI, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 3rd day of October, 1949, at 2:30 P.M., E.S.T. to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis....., of the

Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that *he* is

publisher..... of the

Cheektowaga Times, a public newspaper published

weekly in said Town; that the notice, of which

the annexed printed slip, taken from said newspaper is a copy, was inserted and published in

said paper once a week for *one* weeks; first

publication SEP 15 1949

last publication SEP 15 1949

and that no more than six days intervened between

publications.

Willard C. Allis

Sworn to before me this
SEP 15 1949

day of 19.....

Evel J. Allis

Notary Public in and for Erie County, N. Y.

ADAS65

Kenneth T. Hanley

Notary Public, Erie County, New York.

Posted as follows on the 22nd, day of September, 1949;

- 1- Telephone Pole No. 10, Cherry Lane.
- 2- Fence in front of No. 11 Cherry Lane.
- 3- Post across street from No. 31 Cherry Lane.
- 4- Post across from No. 31 Cherry Lane.
- 5- Tree in front of No. 11 Cherry Lane.

Here-to is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

at the Town Hall in said Town of Cheektowaga on the 3rd day of October, 1949, at 2:30 P.M., E.S.T. to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Councilman Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye.
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph Neibert, voting Aye.
Nicholas Napieralski, voting Aye.
AYES: 5. NOES: 0. ABSENT: 0.

STATE OF NEW YORK
COUNTY OF ERIE

TOWN OF CHEEKTOWAGA } SS.Q
EDWARD B. JERZEWSKI, JOHN EDERER and BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say:

That we now are and have been since January 1st, 1948, Assessors of said Town of Cheektowaga;

That we have examined a petition filed in the Office of the Town Clerk of said Town of Cheektowaga on the 2nd day of May, 1949 for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described.

PUBLIC HIGHWAYS
TO BE IMPROVED
Cherry Lane FROM Gardenvale TO Gardenvale.

TYPE OF STREET LIGHTING
INSTALLATION
Standard boulevard type with underground conduit.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on both sides of each of said highways to be improved as aforesaid.

EDWARD B. JERZEWSKI
Assessor of the Town of Cheektowaga, Erie County, New York.
JOHN EDERER, JR.
Assessor of the Town of Cheektowaga, Erie County, New York.

BRONISLAUS J. ORLIKOWSKI
Assessor of the Town of Cheektowaga, Erie County, New York.

Subscribed and sworn to before me this 8th day of September, 1949.

KENNETH T. HANLEY
Notary Public, Erie County, N. Y.

STATE OF NEW YORK
COUNTY OF ERIE

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 7th day of September, 1949, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

I FURTHER CERTIFY that all members of said Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 7th day of September, 1949.

KENNETH T. HANLEY,
Town Clerk

(SEAL) sep-15

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis, of the
Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is
publisher of the
Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 15 1949; last publication SEP 15 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this SEP 15 1949
day of SEP 15 1949, 1949

Evel J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5029

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Wellworth Road, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Wellworth Road, in said Town of Cheektowaga, New York; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$4,680.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 3rd day of October, 1949, at 2:30 o'clock P.M. E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Ayes: -5-

Noes: -0-

Absent: -0-

STATE OF NEW YORK)
COUNTY OF ERIE) SS
TOWN OF CHEEKTOWAGA)

EDWARD B. JERZEWSKI, JOHN EDERER JR., and BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie, State of New York, being duly sworn, depose and says:

That we are now and have been since January 1st, 1948, Assessors of said Town of Cheektowaga.

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga on the 25th day of June, 1949, for the improvement of the south side of ~~Wellworth Rd.~~ in the Town of Cheektowaga, Wellworth Rd., by the construction of concrete sidewalks, four (4) feet in width, and that the concrete shall be of standard specifications and shall be four (4) inches in depth and shall be laid on a cinder sub-base, which shall be two inches in depth.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the

of the entire frontage or bounds on the south side of said highway to be improved as aforesaid, and also by resident owners owning more than one-half of the frontage owned by resident owners residing along the south side of said highway to be improved.

Edward B. Jerzewski
Assessor of the Town of
Cheektowaga, Erie County,
New York.

John Ederer Jr.
Assessor of the Town of
Cheektowaga, Erie County,
New York.

Bronislaus J. Orlikowski
Assessor of the Town of
Cheektowaga, Erie County,
New York.

Subscribed and sworn to before me
this 3rd day of September, 1949.

Kenneth T. Hanley
Notary Public

Posted as follows on the 22nd day of September, 1949;

- 1- Telephone Pole No. 99, Wellworth Rd.
- 2- Telephone Pole No. 65, Wellworth Rd.
- 3- Telephone Pole No. 45, Wellworth Rd.
- 4- Telephone Pole No. 25, Wellworth Rd.
- 5- Telephone Pole No. 6, Wellworth Rd.

Hereto is a copy of notice published in the Cheektowaga Times,
the official paper of the Town of Cheektowaga.

Wroblewski, voting
AYES: 5. NOES: 0. ABSENT: 0.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

sep-15

ADA865

of the entire frontage or bounds on the south side of said highway to be improved as aforesaid, and also by resident owners owning more than one-half of the frontage owned by resident owners residing along the south side of said highway to be improved.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, in said Town of Cheektowaga, on the 7th day of September, 1949, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT: Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Joseph Neibert, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: 0.

Mr. Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Wellworth Road, a public highway situated in the Town of Cheektowaga, N. Y., by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Wellworth Road, in said Town of Cheektowaga, N. Y.; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$4,690.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, N. Y., on the 3rd day of October, 1949, at 2:30 o'clock P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Councilman Neibert and duly put to a vote which resulted as follows:

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.
Councilman Wroblewski, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis, of the
Town of Cheektowaga, in said County of Erie, be-

ing duly sworn, deposes and says that *he* is

publisher of the
Cheektowaga Times, a public newspaper published

weekly in said Town; that the notice, of which
the annexed printed slip, taken from said news-

paper is a copy, was inserted and published in
said paper once a week for *one* weeks; first

publication SEP 15 1949

last publication SEP 15 1949

and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this

SEP 15 1949

day of

19

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

Wroblewski
owner

Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Clover Street, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949, and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Clover Street, in said Town of Cheektowaga, New York, and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$6,358.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 3rd day of October, 1949, at 2:30 o'clock P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the Cheektowaga Times, the official paper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Ayes: -5-

Noes: -0-

Absent: -0-

STATE OF NEW YORK)
COUNTY OF ERIE) SS.

EDWARD B. JERZEWSKI, JOHN EDERER JR., and BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie, State of New York, being duly sworn, depose and say:

That we are now and have been since January 1st, 1948, assessors of said Town of Cheektowaga.

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga on the 25th day of June, 1949, for the improvement of the south side of Clover Street in the Town of Cheektowaga, by the construction of concrete sidewalks, four (4) feet in width, and that the concrete shall be of standard specifications and shall be four (4) inches in depth and shall be laid on a cinder sub-base, which shall be two inches in depth.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on the south side of said highway to be improved as aforesaid, and also by resident owners owning more than one-half of the

At a regular meeting of the Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, in said Town of Cheektowaga, on the 7th day of September, 1949, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Felix Wroblewski, Councilman
- Joseph Neibert, Councilman
- Henry Nagel, Councilman
- Nicholas Napieralski, Councilman

ABSENT: 0.

Mr. Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Clover Street, a public highway situated in the Town of Cheektowaga, N. Y., by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Clover Street, in said Town of Cheektowaga, N. Y.;

and WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$6,358.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, N. Y., on the 3rd day of October, 1949, at 2:30 o'clock P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

- Supervisor Holtz, voting Aye.
- Councilman Nagel, voting Aye.
- Councilman Neibert, voting Aye.
- Councilman Napieralski, voting Aye.

Aye. Councilman Wroblewski, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

sep-15

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

} ss.

Willard C. Allis, of the

Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that *he* is

publisher of the

Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which

the annexed printed slip, taken from said newspaper is a copy, was inserted and published in

said paper once a week for *one* weeks; first publication SEP 15 1949

last publication SEP 15 1949

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of SEP 15 1949, 19

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 6539

ADAS63

Mr. Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Evergreen Road, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Evergreen Road, in said Town of Cheektowaga, New York, ; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$7,485.00; and

WHEREAS, the portions of said highway to be improved are situated in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 3rd day of October, 1949, at 2:30 o'clock, E.S.T. , to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Ayes: -5-

Noes: -0-

Absent: -0-

STATE OF NEW YORK) SS.
COUNTY OF ERIE)

EDWARD B. JERZEWSKI, JOHN EDERER JR., and BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie, State of New York, being duly sworn, depose and says:

That we are now and have been since January 1st, 1948, Assessors of said Town of Cheektowaga.

That we have examined a petition filed in the Office of the Town Clerk of said Town of Cheektowaga on the 25th day of June, 1949, for the improvement of the south side of Evergreen Road, in the Town of Cheektowaga, by the construction of concrete sidewalks, four (4) feet in width, and that the concrete shall be of standard specifications and shall be four (4) inches in depth and shall be laid on a cinder sub-base, which shall be two inches in depth.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on the south side of said highway to be improved as

aforsaid, and also by resident owners owning more than one-half of the frontage owned by resident owners residing along the south side of said highway to be improved.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Erie County Hall, in said Town of Cheektowaga, on the 7th day of September, 1949, at 2:30 o'clock P.M., E.D.S.T.; there were:

PRESENT: Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Joseph Neibert, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman
ABSENT: 0.

Mr. Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the south side of Evergreen Road, a public highway situated in the Town of Cheektowaga, N. Y., by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 25th day of June, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the south side of Evergreen Road, in said Town of Cheektowaga, N. Y.; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$7,485.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, N. Y., on the 3rd day of October, 1949, at 2:30 o'clock P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.
Councilman Wroblewski, voting Aye.

Aye. 5. NOES: 0. ABSENT: 0.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

sep-15

STATE OF NEW YORK
COUNTY OF ERIE } ss.
TOWN OF CHEEKTOWAGA }

Willard C. Allis, of the

Town of Cheektowaga, in said County of Erie, be-

ing duly sworn, deposes and says that he is

publisher of the

Cheektowaga Times, a public newspaper published

weekly in said Town; that the notice, of which

the annexed printed slip, taken from said news-

paper is a copy, was inserted and published in

said paper once a week for one weeks; first

publication SEP 15 1949

last publication SEP 15 1949

and that no more than six days intervened be-

tween publications.

Willard C. Allis

Sworn to before me this

day of SEP 15 1949, 19

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

ADAS65

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aforsaid, and also by resident owners owning more than one-half of the frontage owned by resident owners residing along the south side of said highway to be improved.

Edward B. Jerzewski
Assessor of the Town of
Cheektowaga, Erie County, New York.

John W. Ederer Jr.
Assessor of the Town of
Cheektowaga, Erie County,
New York.

Bronislaus J. Orlikowski
Assessor of the Town of
Cheektowaga, Erie County,
New York.

Subscribed and sworn to ~~me~~ before
me this 3rd day of September, 1949.

Kenneth T. Hanley
Notary Public.

Posted as follows on the 22nd day of September, 1949:

- 1- U-Crest Fire House, Clover Pl. and Evergreen St.
- 2- Telephone Pole No. 54, Evergreen St.
- 3- Telephone Pole No. 8, Evergreen St.
- 4- Telephone Pole in front of No. 101 Evergreen St.
- 5- Telephone Pole in front of No. 10 Evergreen St.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

ADAS65

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the west side of Rossler Avenue, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete side-walk four (4) feet in width, of standard specifications and four (4) inches in depth, was presented to this Town Board on the 18th day of July, 1949, and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the west side of Rossler Avenue, from William Street to Dingen Street, in said Town of Cheektowaga, New York, and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$3200.00, and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 3rd day of October, 1949, at 2:30 o'clock, P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED,

That a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows;

Benedict T. Holtz	voting aye
Henry Nagel	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Ayes: -5-

Absent: -0-

Noes: -0-

STATE OF NEW YORK) SS.
COUNTY OF ERIE)

EDWARD B JERZEWSKI, JOHN EDERER JR., and BRONISLAUS J. ORLIKOWSKI, of the Town of Cheektowaga, County of Erie, State of New York, being duly sworn, depose and say:

That we are now and have been since January 1st, 1948, Assessors of said Town of Cheektowaga.

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga, on the 12th day of July, 1949, for the improvement of the west side of Rossler Street, in the Town of Cheektowaga, by the construction of concrete side-walks, four (4) feet in width, and that the concrete shall be of standard specifications and shall be four (4) inches in depth and shall be laid on a cinder sub-base, which

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, in said Town of Cheektowaga, on the 7th day of September, 1949, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT: Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Joseph Neibert, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman
ABSENT: 0.

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the west side of Rossler Avenue, a public highway situated in the Town of Cheektowaga, N. Y., by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 18th day of July, 1949; and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the west side of Rossler Avenue, from William Street to Dingen Street, in said Town of Cheektowaga, N. Y.; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of \$3,200.00; and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, N. Y., on the 3rd day of October, 1949, at 2:30 o'clock P.M., E.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.

Councilman Wroblewski, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

sep-15

STATE OF NEW YORK
COUNTY OF ERIE } ss.
TOWN OF CHEEKTOWAGA }

Willard C. Allis, of the
Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that *he* is
published of the

Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *one* weeks; first publication SEP 15 1949

last publication SEP 15 1949

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this SEP 15 1949
day of SEP 15 1949, 19

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

AD 86

shall be two inches in depth.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by owners of more than one-half of the entire frontage or bounds on the west side of said highway to be improved as aforesaid, and also by resident owners owning more than one-half of the frontage owned by resident owners residing along the south side of said highway to be improved.

EDWARD B. JERZEWSKI
Assessor of the Town of
Cheektowaga, Erie County, N.Y.

JOHN EDERER JR.
Assessor of the Town of
Cheektowaga, Erie County, N.Y.

BRONISLAUS J. ORLIKOWSKI
Assessor of the Town of
Cheektowaga, Erie County, N.Y.

Subscribed and sworn to ~~me~~ before
me this 3rd day of September, 1949.

Kenneth T. Hanley
Notary Public.

Posted as follows on the 17th day of September, 1949;

- 1- Telephone Pole No. 124 Ressler St.
- 2- Telephone Pole No. 60 Ressler St.
- 3- Telephone Pole No. 48 Ressler St.
- 4- Telephone Pole No. 18 Ressler St.
- 5- Telephone Pole No. 19 Ressler St.

Here-to is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

ADAS68

The Town Board than took under review the Budget Estimates for Special Districts , spreading cost on Benefit Basis as presented by Supervisor Holtz.

BUDGET ESTIMATE FOR SPECIAL DISTRICTS
SPREADING COSTS ON BENEFIT BASIS

September 6, 1949.

Cheektowaga Town Board
Town Hall
Cheektowaga , New York.

Gentlemen:

I am outlining the amounts which, in my opinion, will be necessary for the operation of Special Districts, the costs of which are levied against property on a benefit basis, for the year 1950.

SEWER DISTRICTS

District No. 1

Rent- To City of Buffalo	\$	1,817.28	
Estimated Deficit in fund at 12-31-49		779.56	
Maintenance		-0-	
To be raised by assessment		2,596.84	\$ 2,596.84

District No. 2

Rent-Payable to District No. 5	\$	2,000.00	
Maintenance		1,000.00	
TOTAL EXPENSE FOR 1950	\$	3,000.00	
Less: amount payable out of District's Reserve Fund		400.00	
To be raised by assessment		2,600.00	2,600.00

District No. 3

Principal and interest due in 1950	\$	8,234.57	
Operation of Disposal Plant		16,000.00	
Real estate taxes-1950		1,600.00	
Services of Superintendent		900.00	
Maintenance		3,500.00	
Purchase of equipment		-0-	
Erie County chargebacks-Current		31.01	
TOTAL EXPENSE FOR 1950	\$	30,265.58	
Less: Revenue from Village of Sloan		300.00	
To be raised by assessment		29,965.58	29,965.58

District No. 4

Rent- Payable to District No. 5	\$	2,400.00	
Operation of Pump Station		1,200.00	
Maintenance		1,000.00	
Erie County chargebacks-Current		5.43	
To be raised by assessment		4,605.43	4,605.43

District No. 5

Principal and interest due in 1950	\$	106,991.71	
Operation of Disposal Plant		56,000.00	
Services of Superintendent		2,700.00	
Maintenance		9,000.00	
Purchase of Equipment		3,000.00	
Erie County chargebacks-Current		4,749.43	
Erie County chargebacks-Cemeteries		6,386.43	
Total Expense for 1950	\$	188,827.57	
Less: Revenue from charges to:			
Sewer District No. 2	\$	2,000.00	
Sewer District No. 4		2,400.00	
Sewer District No. 6	12,800.00	17,200.00	

To be raised by assessment

\$171,627.57

District No. 6

Principal and interest due-1950	\$ 2,504.00
Rent-Payable to District No. 5	12,000.00
Maintenance - Payable to District No. 5	800.00
To be raised by assessment	<u>800.00</u>

\$ 15,304.00

TOTAL FOR ALL SIX SEWER DISTRICTS

\$226,699.42STORM SEWER DISTRICTSDistrict No. 1

Maintenance

\$ -0-

District No. 2

Erie County Chargebacks-Cemeteries	\$ 9,229.06
Less: Amount payable out of District's Reserve Fund	<u>7,977.38</u>

\$ 1,251.68

Maintenance

-0-

To be raised by assessment

\$ 1,251.68

District No. 3

Principal and interest due in 1950	\$ 6,650.00
Maintenance	<u>-0-</u>

\$ 6,650.00

Less: Amount payable out of district's Reserve Fund

1,500.00

To be raised by assessment

\$ 5,150.00

TOTAL FOR ALL THREE STORM SEWER DISTRICTS

\$ 6,401.68Lateral Sanitary Sewer Districts

Arthur Street- Principal and interest due in 1950	\$ 339.37
Lincoln Drive- " " " " " "	785.03
Huth Road - " " " " " "	593.32
Aberdeen Street- " " " " " "	741.65
Roycroft Blvd. - " " " " " "	310.19
Crestwood Place- " " " " " "	1,256.14
Cleveland Drive- " " " " " "	1,078.76
Commodore Terrace- " " " " " "	1,186.64
Buell and W. Sobieski " " " " " "	1,726.02
Harlem Avenue - " " " " " "	647.24
To be raised by assessment	<u>\$ 8,664.36</u>

SIDEWALK DISTRICTS

Maryvale District	
Principal and interest due in 1950	\$ 514.00
Unionvale District	
Principal and interest due in 1950	825.20
Oehman Blvd. District	
Principal and interest due in 1950	\$ 2,950.80
Repayment of advances	<u>170.87</u>
To be raised by assessment	<u>\$ 4,460.87</u>

CURBING DISTRICT

Wanda Street- Principal and interest due in 1950	\$ 2,170.00
To be raised by assessment	<u>\$ 2,170.00</u>

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1950 revenue and expenditures for the above listed districts and file the same with the Town Clerk. A date for public hearing upon the Board's estimates should be fixed and the Town Clerk instructed to give due notice of such hearing.

Respectfully submitted,
Benedict T. Holtz,
Supervisor.

ADAS65

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Supervisor has presented to this Town Board, amounts, which in his opinion will be necessary for the operation of Special Districts, the costs which are levied against property on a benefit basis for the year 1950.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis, of the
Town of Cheektowaga, in said County of Erie, be-
ing duly sworn, deposes and says that *he* is
published of the

Cheektowaga Times, a public newspaper published
weekly in said Town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *two* weeks; first
publication SEP 8 1949
last publication SEP 15 1949
and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this
day of SEP 15 1949 19

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 5029

NOTICE IS HEREBY GIVEN that
the Town Board of Cheektowaga,
New York, at an adjourned meeting
held September 7, 1949, completed
its estimates and Assessment Roll
relating to Special Districts spread-
ing cost on a Benefit Basis and has
read the same with the Town Clerk
for the following districts:
Sewer Districts: 1, 2, 3, 4, 5, and
Storm Sewer Districts: 1, 2 and 3.
All Internal Sanitary Sewer Districts.
All sidewalk districts.
Notice is also given that a public
hearing on such Estimates and
Assessment Roll will be held Sep-
tember 13, 1949, at 7:30 P.M., East-
ern Daylight Saving Time, at which
time the Town Board will meet to
hear and consider any objections
which shall be made to such Esti-
mates and Assessment Roll.
Dated September 7, 1949.
By order of the Town Board
of the Town of Cheektowaga,
Erie County, New York,
KENNETH T. HANLEY,
Town Clerk sep-8 15

Mr. Edward Culligan, attorney at law, presented a application in behalf of the Main Construction Co., to remove top soil from the property owned by Victor Reinstein on Union Road.

Mr. Wroblewski moved seconded by Mr. Nagel that the Town Clerk be authorized and directed to issue the permit, subject to the approval of the Town Consulting Engineer and no work is to be started until the Town Consulting Engineer approves same.

The vote of the Town Board, Ayes: -4-, Noes: -0-, Benedict T. Holtz excused from voting.

Mr. Nagel moved seconded by Mr. Neibert that an audit be made and the claims be paid and that the Town Clerk be authorized to draw orders on the Supervisor for same. Carried, Ayes: -5-.

Councilman Wroblewski requested that the Chief of Police be authorized to investigate the Possingl Machine Shops on Meadbrook Parkway to ascertain whether or not the are violating the Town Anti-Noise Ordinance.

As there was no further business to come before the Town Board, Mr. Wroblewski moved seconded by Mr. Nagel that this meeting stand adjourned. Carried, Ayes: -5-.

Kenneth T. Hanley
Town Clerk.

Seal.

Kenneth T. Hanley.

ADASGS

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Supervisor has presented to this Town Board, amounts, which in his opinion will be necessary for the operation of Special Districts, the costs which are levied against property on a benefit basis for the year 1950,

NOW, THEREFORE,
BE IT RESOLVED,

that the Town Clerk be authorized and directed to publish in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, New York, a legal notice [REDACTED] of same, calling for a public hearing on the 19th day of September, 1949, at 7:30 o'clock P.M. E.S.T.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye	
Henry Nagel	voting aye	
Felix T. Wroblewski	voting aye	
Joseph A. Neibert	voting aye	
Nicholas Napieralski	voting aye	
Ayes: -5-	Noes: -0-	Absent: -0-

Hereto is a copy of notice published in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga.

Posted as follows on the 9th day of September, 1949;

- 1- Town Hall Bulletin Board.
- 2- U-Crest Fire House, Clover Pl. and Evergreen St.
- 3- Cleveland Hill Fire House, Harlem Rd. at Huth.
- 4- Rescue Fire House, Pine Ridge Rd.
- 5- Doyle Fire House, William and Alaska Street.

Cheektowaga, New York
September 12, 1949.

At a special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 12th day of September, 1949, at 7:30 o'clock P.M. E.D.S.T., there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Henry Nagel	Councilman
	Felix T. Wroblewski	Councilman
	Joseph A. Neibert	Councilman
	Nicholas Napieralski	Councilman

Present: -5-

Absent: -0-

A quorum being present the chairman called the meeting to order to transact all business which may come before the Town Board.

Communication read from the Johns Mansville Corp., quoting the figure of \$597.00 to improve the acoustics of the Town Hall Council Chamber. Ordered tabled for further study by Supervisor Holtz.

Communication read from Henry Juette, builder, requesting street lights on Park Edge Drive. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from the Zoning Board of Appeals recommending that the petition of Fred Szlukowski, for the purpose of rezoning from residence to business, property at No. _____ be approved. Ordered tabled by Supervisor Holtz for further study.

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Superintendent of Highways has advised this Town Board that due to the exceptionally high cost of parts, repairs and tires on equipment in the Highway Department, it is necessary to transfer \$1400.00 from item No. 4 to item No. 3, of the Highway Funds to meet requirements as stated above.

NOW, THEREFORE, BE IT RESOLVED, that the Highway Superintendents request be granted.

Seconded by Mr. Nagel, Carried, Ayes: -5-.

Mr. Nagel presented the following resolution and moved its adoption:

RESOLVED, that the Town Highway Superintendent's request to attend a meeting of the Association of Town Highway Superintendents at Eochester, New York, on September 15th and 16th, 1949, be granted.

Seconded by Mr. Wroblewski, carried, Ayes: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that this Town Board approve the sub division map of Danbury Park submitted by Herthe and Sonneberg, Engineers, and that the Town Clerk be authorized and directed to sign same.

Seconded by Mr. Neibert, carried, Ayes: -5-.

ADAS65

Mr. Nagel offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be authorized and directed to contact the Western New York Water Company and instruct them to place a fire hydrant on Raymond Street, off of William Street.

Seconded by Mr. Wroblewski, carried, Ayes : -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the New York State Electric Company be requested to furnish the Town Board with a report of the need of street lights as follows:

on Groell Street
on Sunset Road
at intersection Union and Groel, on Warsaw Street Pole No. 456/8 at intersection Union Rd. and Chapel Avenue.
Strassmere Road, Pole No. 11.

Seconded by Mr. Nagel, carried, Ayes : -5-.

Mr. Wroblewski moved, that the request of the Town Highway Superintendent for a new heating system in the Town Garage be tabled for further study.

Seconded by Mr. Neibert, carried, Ayes : -5-.

(Alvin B. Wright rezoning granted)

STATE OF NEW YORK }
COUNTY OF ERIE } ss

LEGAL NOTICE

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 12th day of September, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Alvin B. Wright, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Drive-In Theatre, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 7th day of September, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as a Drive-In Theatre, this order of rezoning shall be null and void and the property shall revert to residential use.

Posted as follows on the 17th day of September, 1949;

- 1- Telephone Pole No. 297, Union Rd.
- 2- Telephone Pole No. 298, Union Rd.
- 3- Telephone Pole No. 299 Union Rd.
- 4- Telephone Pole No. 297-5 Geo. Urban Blvd.
- 5- Telephone Pole No. 295, Union Rd.

Hereto is a copy of notice published in the Depew Herald.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held in the Town Hall in said town on the 12th day of September, 1949, the following part of Lot number 11 in the eleventh township and seventh range of the Holland Land Company's Survey, bounded west by Union Road, 17 chains and 23 links, north by Lot number 12, 14 chains and 51 links east by a line parallel to the west bounds of said Lot number 11, 17 chains and 23 links, south by a line parallel with the north bounds of said lot 14 chains and 51 links. EXCEPTING THEREFROM 487 acres more or less condemned by the State of New York for the widening of Union Road, by instrument recorded in Erie County Clerk's Office in Liber 3877 of Deeds at page 150. AND ALSO EXCEPTING THEREFROM the southwesterly 2 1/2 acres, having a frontage on Urban Road of 435.60 feet and a depth of 260.33 feet more or less. Containing 22 1/2 acres. Union Road, between Walden Avenue, and Geo. Urban Boulevard.

Seconded by Mr. Nagel, and duly put to a vote which resulted as follows:
 Benedict T. Holtz, voting Aye,
 Henry Nagel voting Aye,
 Felix T. Wroblewski voting Aye,
 Joseph A. Neibert voting Aye,
 Nicholas Napieralski, voting Aye,
 Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 12, 1949.
 (seal) KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 15th day of September, 1949, and the last insertion being on the 22nd day of September, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

Sworn to before me this 14th day of

October 1949

John H. VanPelt
Notary Public in and for Erie County.

hm-49,8903

My commission expires March 20, 1950

ADA865

Seconded by Mr. Nagel, carried, Ayes : -5--.

Mr. Wroblewski moved, that the request of the Town Highway Superintendent for a new heating system in the Town Garage be tabled for further study.

Seconded by Mr. Neibert, carried, Ayes : -5--.

(Alvin B. Wright rezoning granted)

STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 12th day of September, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Henry Nagel, Councilman
- Felix T. Wroblewski, Councilman
- Joseph A. Neibert, Councilman
- Nicholas Napieralski, Councilman

ABSENT: None.

Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Alvin B. Wright, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Drive-In Theatre, and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 7th day of September, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as a Drive-In Theatre, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and distinguished as the northwest part of Lot number 11 in the eleventh township and seventh range of the Holland Land Company's Survey, bounded west by Union Road, 17 chains and 23 links, north by Lot number 12, 14 chains and 51 links east by a line parallel to the west bounds of said Lot number 11, 17 chains and 23 links, south by a line parallel with the north bounds of said lot 14 chains and 51 links. EXCEPTING THEREFROM 487 acres more or less condemned by the State of New York for the widening of Union Road, by instrument recorded in Erie County Clerk's Office in Liber 3877 of Deeds at page 120. AND ALSO EXCEPTING THEREFROM the southwesterly 2 1/2 acres, having a frontage on Urban Road of 433.60 feet and a depth of 260.33 feet more or less. Containing 22 acres.

Union Road, between Walden Avenue, and Geo. Urban Boulevard.

Seconded by Mr. Nagel, and duly put to a vote which resulted as follows:

- Benedict T. Holtz, voting Aye.
- Henry Nagel voting Aye
- Felix T. Wroblewski voting Aye
- Joseph A. Neibert voting Aye
- Nicholas Napieralski, voting Aye.

Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 12, 1949.

(seal) KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

Posted as follows on the 17th day of September, 1949;

- 1- Telephone Pole No. 297, Union Rd.
- 2- Telephone Pole No. 298, Union Rd.
- 3- Telephone Pole No. 299 Union Rd.
- 4- Telephone Pole No. 297-5 Geo. Urban Blvd.
- 5- Telephone Pole No. 295, Union Rd.

Hereto is a copy of notice published in the Depew Herald.

STATE OF NEW YORK }
COUNTY OF ERIE } ss.:

LEGAL NOTICE

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 12th day of September, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:
Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.
Mr. Neibert offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 27th day of July, 1949, at 7:30 o'clock P. M., E. D. S. T., of said day, for the purpose of considering the application of Alvin B. Wright, for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 10th day of August, 1949, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Drive-In Theatre and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 7th day of September, 1949, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned as well as the property in its immediate vicinity on Union Road.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioners to rezone said premises from residence to business be and the same is hereby confirmed and approved.

NOW, THEREFORE,
BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District" subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial, and (2) that in the event said premises are no longer used as a Drive-In Theatre, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York and distinguished as the northwest part of Lot number 11 in the eleventh township and seventh range of the Holland Land Company's Survey, bounded west by Union Road, 17 chains and 23 links, north by Lot number 12, 14 chains and 51 links east by a line parallel to the west bounds of said Lot number 11, 17 chains and 23 links, south by a line parallel with the north bounds of said lot 14 chains and 51 links. EXCEPTING THEREFROM .487 acres more or less condemned by the State of New York for the widening of Union Road, by instrument recorded in Erie County Clerk's Office in liber 3877 of Deeds at page 120. AND ALSO EXCEPTING THEREFROM the southwesterly 2 1/2 acres, having a frontage on Urban Road of 435.60 feet and a depth of 260.33 feet more or less. Containing 22 acres.

Union Road, between Walden Avenue, and Geo. Urban Boulevard.

Seconded by Mr. Nagel, and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye,
Henry Nagel voting Aye
Felix T. Wroblewski voting Aye
Joseph A. Neibert voting Aye
Nicholas Napieralski, voting Aye,
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 12, 1949.

(seal) **KENNETH T. HANLEY,**
Town Clerk
Town of Cheektowaga,
Erie County, New York

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 15th day of September, 1949, and the last insertion being on the 22nd day of September, 1949, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

day of

1949

Handwritten signature
in and for Erie County.
Witnessed March 30, 1959

ADAGE

Supervisor Holtz advised the Town Board that the Main Construction Company are digging top soil to a depth of seven feet on the Nero property on Union Road.

The Supervisor requested that the Town Board meet with him at the above mentioned property on September 13, 1949, at 9 A.M. E.D.S.T., to make an inspection of said property.

As there was no further business to come before the Board, Mr. Wroblewski moved seconded by Mr. Neibert that this meeting stand adjourned. Carried, Ayes: -5-.

Kenneth T. Hanley,
Town Clerk.

Kenneth T. Hanley

SEAL.

Cheektowaga, New York
September 19, 1949.

At a regular meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 19th day of September, 1949, at 7:30 o'clock, P.M., E.D.S.T., there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Neibert	Councilman
Nicholas Napieralski	Councilman

ABSENT: Henry Nagel

A quorum being present the chairman called the meeting to order to transact all business which may come before the Town Board.

Without any objection, the reading of the minutes of the previous meeting held on the 12th day of September, 1949, were dispensed with until a later date.

Mr. Wroblewski offered the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Attorney be authorized to defend the Town of Cheektowaga, New York, in a law suit now pending against the Main Construction Company.

Seconded by Mr. Neibert, carried, Ayes: -4-, Absent: -1-.

Mr. Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga by appropriate resolution authorized the execution of two notes to the Manufacturers and Traders Trust Company of Buffalo, New York, both dated September 7th, 1949, in the total sum of \$9,813.00, one payable in the sum of \$5,000.00 on April 1st, 1950, with interest at the rate of 2% per annum, and the other in the amount of \$4,813.00 payable on April 1st, 1951, with interest at the rate of 2% per annum,

BE IT RESOLVED, that said note dated September 7th, 1949, in the sum of \$4,813.00, payable to the Manufacturers and Traders Trust Company of Buffalo, New York, be amended so as to require the Town of Cheektowaga, New York to pay accrued interest thereon from its date to April 1st, 1950 at the rate of 2% per annum, said payment of interest to be made on or before April 1st, 1950, and

BE IT FURTHER RESOLVED, that the amount of said note together with interest from April 1st, 1950, be paid on April 1st, 1951, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be delivered to the Manufacturers and Traders Trust Company, of Buffalo, New York.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye

Carried, Ayes: -4-, Noes: -0-, Absent: -1-.

ADAS65

NOTICE OF HEARING
Sanitary Sewer Petition

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 19th day of September, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
 Felix Wroblewski, Councilman
 Joseph Neibert, Councilman
 Nicholas Napieralski, Councilman

ABSENT:

Henry Nagel, Councilman

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of the south side of the highway known as Maryvale Drive by the construction of a lateral sewer in said highway, to wit: from the intersection of Harlem Avenue and Maryvale Drive a distance of 1040 feet easterly on the south side of said highway, which sewer shall be so constructed to serve the properties on the south side of said public highway, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the south side of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on the south side of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$7,500.00;

NOW, THEREFORE,
 BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 3rd day of October, 1949, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER ORDERED, that the Town Clerk be and he is hereby ORDERED and DIRECTED to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES not less than ten nor more than twenty (20) days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five public places along the said portion of said highway to be improved.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Supervisor Holtz, voting Aye.
 Councilman Wroblewski, voting Aye.
 Councilman Neibert, voting Aye.
 Councilman Napieralski, voting Aye.
 Councilman Nagel, Absent.

AYES: 4. NOES: 0. ABSENT: 1.
 KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,

Posted as follows on the 22nd day of September, 1949;

- 1- Telephone Pole, S.E. Corner Maryvale Dr. and Harlem Rd.
- 2- Telephone Pole No. 157, Maryvale Dr.
- 3- Telephone Pole No. 181, Maryvale Dr.
- 4- Telephone Pole No. 193, Maryvale Dr.
- 5- Telephone Pole No. 190, Maryvale Dr.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga.

ADA865

NOTICE OF HEARING
Sanitary Sewer Petition

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 19th day of September, 1949, at 7:30 o'clock P. M., E.D.S.T., there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Felix Wroblewski, Councilman
- Joseph Neibert, Councilman
- Nicholas Napieralski, Councilman

ABSENT:

- Henry Nagel, Councilman

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of the south side of the highway known as Maryvale Drive by the construction of a lateral sewer in said highway, to wit: from the intersection of Harlem Avenue and Maryvale Drive a distance of 1040 feet easterly on the south side of said highway, which sewer shall be so constructed to serve the properties on the south side of said public highway, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the south side of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on the south side of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$7,500.00;

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 3rd day of October, 1949, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER ORDERED, that the Town Clerk be and he is hereby **ORDERED and DIRECTED** to publish a certified copy of this resolution and order in the **CHEEKTOWAGA TIMES** not less than ten nor more than twenty (20) days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five public places along the said portion of said highway to be improved.

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

- Supervisor Holtz, voting Aye.
- Councilman Wroblewski, voting Aye.
- Councilman Neibert, voting Aye.
- Councilman Napieralski, voting Aye.
- Councilman Nagel, Absent.

AYES: 4. NOES: 0. ABSENT: 1.
KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

(SEAL)

sep-22

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis of the

Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that *he* is

publisher of the

Cheektowaga Times, a public newspaper published

weekly in said Town; that the notice, of which

the annexed printed slip, taken from said news-

paper is a copy, was inserted and published in

said paper once a week for *one* weeks; first

publication SEP 22 1949

last publication SEP 22 1949

and that no more than six days intervened be-

tween publications.

Willard C. Allis

Sworn to before me this

SEP 22 1949

day of

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1951
Registered No. 5029

Mr. Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Buffalo Transit Company be requested to post in a conspicuous place in its buses a schedule showing the rate of fare in each of its zones in the Town of Cheektowaga so that passengers using the buses will know the exact amount to be paid to the Transit Company in the various zones, and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Town Clerk to the Buffalo Transit Company and the Public Service Commission of the State of New York.

Seconded by Mr. Neibert, carried, Ayes: -4-, Absent: -1-.

Mr. Neibert presented the following resolution and moved its adoption:

RESOLVED, that parking on Mapleview Road from its intersection with Rost Road to Homegarth Road be restricted to the east side of Mapleview Road, and that the Chief of Police be authorized to post signs prohibiting parking on the west side of said highway.

Seconded by Mr. Wroblewski, carried, Ayes: -4-, Absent: -1-.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.

Willard C. Allis, of the
Town of Cheektowaga, in said County of Erie, be-
ing duly sworn, deposes and says that *he* is
published of the
Cheektowaga Times, a public newspaper published

weekly in said Town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *two* weeks; first
publication SEP 8 1949
last publication SEP 15 1949
and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this SEP 15 1949
day of, 19.....

Evel J. Allis
Notary Public in and for Erie County, N. Y.

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York, at an adjourned meeting held September 7, 1949, completed its estimates and Assessment Roll relating to Special Districts spreading cost on a Benefit Basis and has filed the same with the Town Clerk for the following districts:
Sewer Districts: 1, 2, 3, 4, 5, and Storm Sewer Districts: 1, 2 and 3. All lateral Sanitary Sewer Districts. All sidewalk districts.
Notice is also given that a public hearing on such Estimates and Assessment Roll will be held September 19, 1949, at 7:30 P.M., Eastern Daylight Saving Time, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Roll.
Dated: September 7, 1949.
By order of the Town Board of the Town of Cheektowaga, Erie County, New York,
KENNETH T. HANLEY,
Town Clerk
sep-8-15

This being the time and place advertised for a public hearing on the Budget Estimate for Special Districts spreading costs on benefit basis.

The Town Clerk presented proof of publication which was duly ordered filed by the Supervisor.

Supervisor Holtz then asked if there was anyone present who wished to speak against the Special District Budget and Assessment Roll as published and read by the clerk.

No objections were heard.

The Supervisor then asked if any one present wished to speak in favor.

No one was heard.

Supervisor Holtz then declared the hearing closed.

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Benedict T Holtz, Supervisor of the Town of Cheektowaga, Erie County, New York, having presented a budget and Assessment roll showing the various sums of money that were and will be required to defray the expenses of Special Districts in the Town of Cheektowaga, New York, and

WHEREAS, this Town Board has carefully considered the said estimates and assessment roll of the amounts set forth as Special Districts, respectively, and does determine same to be necessary and required aforesaid and set forth namely,

SEWER DISTRICTS

District No. 1

Rent- To City of Buffalo	\$	1,817.28	
Estimated deficit in fund at 12-31-49		779.56	
Maintenance		-0-	
To be raised by assessment			\$ 2,596.84

District No. 2

Rent-Payable to District No. 5	\$	2,000.00	
Maintenance		1,000.00	
TOTAL EXPENSE FOR 1950		3,000.00	
Less: Amount payable out of District's Reserve Fund		400.00	
To be raised by assessment			2,600.00

District No. 3

Principal and interest due in 1950	\$	8,234.57	
Operation of Disposal Plant		16,000.00	
Real estate taxes-1950		1,600.00	
Services of Superintendent		900.00	
Maintenance		3,500.00	
Purchase of equipment		-0-	
Erie County chargebacks-Current		31.01	
TOTAL EXPENSE FOR 1950	\$	30,265.58	
Less: Revenue from Village of Sloan		300.00	
To be raised by assessment			29,965.58

District No. 4

Rent-Payable to District No. 5	\$	2,400.00	
Operation of Pump Station		1,200.00	
Maintenance		1,000.00	
Erie County chargebacks-Current		5.43	
To be raised by assessment			4,605.43

District No. 5

Principal and interest due in 1950	\$106,991.71	
Operation of Disposal Plant	56,000.00	
Services of Superintendent	2,700.00	
Maintenance	9,000.00	
Purchase of equipment	3,000.00	
Erie County chargebacks-Current	4,749.43	
Erie County chargebacks-Cemeteries	6,386.43	
TOTAL EXPENSE FOR 1950	<u>\$188,827.57</u>	
Less: Revenue from charges to:		
Sewer District No. 2	\$2,000.00	
Sewer District No. 4	2,400.00	
Sewer District No. 6	<u>12,800.00</u>	\$ 17,200.00
To be raised by assessment		<u>\$171,627.57</u>

District No. 6

Principal and interest due-1950	\$ 2,504.00	
Rent-Payable to District No. 5	12,000.00	
Maintenance-Payable to District No. 5	<u>800.00</u>	
To be raised by assessment		15,304.00
TOTAL FOR ALL SIX SEWER DISTRICTS		<u><u>\$226,699.42</u></u>

STORM SEWER DISTRICTS

<u>District No. 1</u>		
Maintenance		\$ -0-
 District No. 2	\$ 9,229.06	
Erie County chargebacks-Cemeteries		
Less: amount payable out of District's Reserve Fund	<u>7,977.38</u>	
Maintenance	\$ <u>1,251.68</u>	
To be raised by assessment	<u>-0-</u>	1,251.68
 District No. 3		
Principal and interest due in 1950	\$ 6,650.00	
Maintenance	<u>-0-</u>	
Less: Amount payable out of District's Reserve Fund	\$ <u>6,650.00</u>	
To be raised by assessment	<u>1,500.00</u>	<u>5,150.00</u>
TOTAL FOR ALL THREE STORM SEWER DISTRICTS		<u>\$ 6,401.68</u>

LATERAL SANITARY SEWER DISTRICTS

Arthur Street-Principal and interest due in 1950	\$ 339.37	
Lincoln Drive- " " " " " "	785.03	
Huth Road - " " " " " "	593.32	
Aberdeen Street- " " " " " "	741.65	
Roycroft Blvd. - " " " " " "	310.19	
Crestwood Place- " " " " " "	1,256.14	
Cleveland Drive- " " " " " "	1,078.76	
Commodore Terrace- " " " " " "	1,186.64	
Buell and W. Sobieski " " " " " "	1,726.02	
Harlem Avenue - " " " " " "	647.24	
To be raised by assessment	<u>\$ 8,664.36</u>	

SIDEWALK DISTRICTS

<u>Maryvale District</u>		
Principal and interest due in 1950	\$ 514.00	
<u>Unionvale District</u>		
Principal and interest due in 1950	825.20	
<u>Oehman Blvd. District</u>		
Principal and interest due in 1950	\$ 2,950.80	
Repayment of advances	<u>170.87</u>	\$ 3,121.67
To be raised by assessment		<u>\$ 4,460.87</u>

Special Districts Cont'd.

Curbing District

Wanda Street- Principal and interest due in 1950	\$ 2,170.00
To be raised by assessment	\$ <u>2,170.00</u>

Seconded by Mr. Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	voting aye
Felix T. Wroblewski	voting aye
Joseph A. Neibert	voting aye
Nicholas Napieralski	voting aye
Henry Nagel	absent

Ayes: -4- Noes: -0- Absent: -1-

At this point of the meeting Councilman Henry Nagel appeared and answered roll call.

Councilman Wroblewski was granted the floor and informed the Town Board that a petition for street lighting on Toelsin Road, which was presented to the Town Board some time ago has never been acted on.

The Supervisor advised Mr. Wroblewski that Toelsin Road is an unimproved street and has not been accepted by the Town of Cheektowaga, therefore no action has been taken on the petition for street lights.

Dr. Victor Reinstein was granted the floor and suggested that the Town Board have the County of Erie stop selling lots on unimproved streets..

The Supervisor advised Mr. Reinstein that it is entirely up to the Town of Cheektowaga to protect itself in this matter.

Mr. Nagel offered the following resolution and moved its adoption:

RESOLVED, that the request of the Chief of Police to send Officer William Graham to Albany, New York, on October 10th and 11th, 1949, to attend the Conference of National Identification Association be granted.

Seconded by Mr. Wroblewski, carried, Ayes: -5-.

Mr. Nagel moved seconded by Mr. Napieralski that an audit be made and the claims be paid and that the Town Clerk be authorized to draw orders upon the Supervisor for same. Carried, Ayes: -5-.

Councilman Wroblewski was granted the floor and advised the Town Board that the County has not as yet erected a Boulevard Stop Sign at Cleveland Drive and Virginia Road. Ordered referred to the Supervisor.

As there was no further business to come before the Town Board, Mr. Wroblewski moved seconded by Mr. Napieralski that this meeting stand adjourned.

Kenneth T. Hanley,
Town Clerk.

SEAL.

Kenneth T. Hanley

AD866

At a special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 27th day of September, 1949, at 7:30 o'clock P.M. Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Joseph A. Weibert	Councilman
Nicholas Napieralski	Councilman

Absent: -0-

A quorum being present the chairman called the meeting to order to transact all business which may come before the Town Board.

Mr. Weibert offered the following resolution and moved its adoption:

RESOLVED, the following named places be designated for the General Election to be held on the 8th day of November, 1949;

(POLLING PLACES)

- Election District No. 1- School No. 1, Indian Road.
- Election District No. 2- Town Hall, Broadway and Union Road.
- Election District No. 3- Cayuga Fire Hall, Broadway and River Rd., Depew.
- Election District No. 4- U-Crest Fire House, Evergreen St. and Clover Pl.
- Election District No. 5- U-Crest Fire House, Evergreen St. and Clover Pl.
- Election District No. 6- School No. 2 (New Building) Maryvale Dr. and Beach.
- Election District No. 7- Election Booth, Union Rd. and Cleveland Dr.
- Election District No. 8- Infant of Prague Church Hall, Cleveland Dr.
- Election District No. 9- Cleveland Hill Fire House, Cleveland Dr. and Merry-mount Rd.
- Election District No. 10- Election Booth, Cleveland Dr. at Circle.
- Election District No. 11- Election Booth, Cleveland Dr. at Charwood Dr.
- Election District No. 12- Cleveland Hill Fire House, (Old Building) Harlem Rd. and Nuth Rd.
- Election District No. 13- School No. 11, Delevan Ave.
- Election District No. 14- School No. 11, Delevan Ave.
- Election District No. 15- Tiorunda School Hall.
- Election District No. 16- Tiorunda School Hall.
- Election District No. 17- Pine Hill Fire House, Genesee St.
- Election District No. 18- Election Booth, Geo. Urban Blvd. and Genesee Street.
- Election District No. 19- Queen of Matrys School, Geo. Urban Blvd. and West Grande Blvd.
- Election District No. 20- Election Booth, Walden Ave. and Krakus Blvd.
- Election District No. 21- School No. 10, Alexander Street.
- Election District No. 22- School No. 10, Alexander Street.
- Election District No. 23- Rescue Fire Hall, Pine Ridge Rd.
- Election District No. 24- Woodrow Wilson School, Halstead Ave. Sloan.
- Election District No. 25- Woodrow Wilson School, Halstead Ave. Sloan.
- Election District No. 26- St. Andrews Church Hall, Gierlach St., Sloan.
- Election District No. 27- Doyke Fire House No. 2, Willowlawn and Griswold St.
- Election District No. 28- Doyle Fire House No. 1, William and Alaska St.
- Election District No. 29- Roosevelt School, William and Helen St.

Seconded by Mr. Wroblewski, Carried, Ayes: -5-.

appointed for the General Election
 in the Town of Cheektowaga, New
 York, to be held on the 8th day of
 November, 1949, from 6 A. M. to 7
 P. M.
 Election District No. 1—School No.
 1, Indian Rd.
 Election District No. 2—Town Hall,
 Union Rd. and Broadway.
 Election District No. 3—Cayuga
 Fire Hall, Broadway and River Rd.
 Depot.
 Election District No. 4—U-Crest
 Fire House, Evergreen St. and
 Clover Fl.
 Election District No. 5—U-Crest
 Fire House, Evergreen St. and
 Clover Fl.
 Election District No. 6—School No.
 2 (New Building) Maryvale Dr. and
 Beach Rd.
 Election District No. 7—Election
 Booth, Union Rd. and Cleveland Dr.
 Election District No. 8—Infront of
 Fragna Church Hall, Cleveland Dr.
 Election District No. 9—Cleveland
 Hill Fire House, Cleveland Dr. and
 Merrymont Rd.
 Election District No. 10—Election
 Booth, Cleveland Dr. at Clark.
 Election District No. 11—Election
 Booth, Cleveland Dr. at Charwood
 Dr.
 Election District No. 12—Cleveland
 Hill Fire House (Old Building)
 Election Rd. at Park Rd.
 Election District No. 13—School
 No. 11, Delaware Ave.
 Election District No. 14—School
 No. 11, Delaware Ave.
 Election District No. 15—Theremin
 School Hall.
 Election District No. 16—Theremin
 School Hall.
 Election District No. 17—Fire Hill
 Fire Hall, Gannox Street.
 Election District No. 18—Election
 Booth, Gannox St. and Geo. Urban
 Blvd.
 Election District No. 19—Queen of
 Martyrs School, Geo. Urban Blvd.
 and W. Gannox Blvd.
 Election District No. 20—Election
 Booth, Walden Ave. and Krakus
 Blvd.
 Election District No. 21—School
 No. 10, Alexander St.
 Election District No. 22—School
 No. 10, Alexander St.
 Election District No. 23—Rococo
 Fire Hall, Pine Ridge Rd.
 Election District No. 24—Woodrow
 Wilson School, Hildred Ave., Slona.
 Election District No. 25—Woodrow
 Wilson School, Hildred Ave., Slona.
 Election District No. 26—St. An-
 drews Church Hall, Garloch St.,
 Slona.
 Election District No. 27—Doyle
 Fire House No. 2, Willows and
 Charwood St.
 Election District No. 28—Doyle
 Fire House No. 1, Willows and

STATE OF NEW YORK
 COUNTY OF ERIE } ss.
 TOWN OF CHEEKTOWAGA

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication NOV 3 1949; last publication NOV 3 1949; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
 day of NOV 3 1949, 19.....

Eve J. Allis

Notary Public in and for Erie County, N. Y.

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 19 57/
 Registered No. 5029

Mr. Napieralski presented the following resolution and moved its adoption:

WHEREAS, the Democratic and the Republican Chairmen have recommended the following named persons to act as election inspectors for the general election to be held on the 8th day of November, 1949,

BE IT RESOLVED, that the names recommended by the Democratic and Republican chairmen be approved by this Town Board:

(ELECTION INSPECTORS, DEMOCRATIC)

<u>Election District</u>	<u>Name</u>	<u>Address</u>
No. 1.	Sylvia Rau	
No. 1.	Wanda Lorenz	
No. 2.	Stanley Briester Jr.,	
No. 2.	Mrs. Josephine McMahon	
No. 3.	John Dobbins	
No. 3.	Mrs. August Keicher Jr.,	
No. 4.	Bertha Snyder	
No. 4.	Max Brozokowski	
No. 5.	Mrs. Geo. Huber	
No. 5.	Mrs. Amanda Kielholz	
No. 6.	Mrs. Olga Schneider	
No. 6.	Mrs. Dorothy Kaufman	
No. 7.	Mrs. Helen Reinhold	
No. 7.	Mrs. Eleanor Bent	
No. 8.	Mrs. Helen Alsford	
No. 8.	Mrs. Julia Dalton	
No. 9.	Mrs. Anna LoJacono	
No. 9.	Harvey B. Truckenport	
No. 10.	Mrs. Theresa M. Heindl	
No. 10.	Mrs. Norma Eanes	
No. 11.	Mrs. Helen Connelly	
No. 11.	Marilyn Sherwood	
No. 12.	Mrs. Leonore Luango	
No. 12.	Monica A. Glasgow	
No. 13.	Mrs. Rose E. Fix	
No. 13.	Mrs. Clara Wagner	
No. 14.	Mrs. Sarah Kreuzer	
No. 14.	Miss Doris Paradowski	
No. 15.	Mrs. Irene Burns	
No. 15.	Evelyn Wickens	
No. 16.	Ellen Fiebelkorn	
No. 16.	Helen Malone	
No. 17.	Mrs. Margaret Lutz	
No. 17.	Mrs. Catherine Oehler	
No. 18.	Mrs. Viola Anderson	
No. 18.	Mrs. Pauline Wagner	
No. 19.	Helen T. Wisniewski	
No. 19.	Mrs. Mary Moretulle	
No. 20.	Mrs. Celia Bartkowiak	
No. 20.	Mrs. Madeline Angielezyk	

(DEMOCRATIC ELECTION INSPECTORS, CONT'D)

<u>ELECTION DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
No. 21. No. 22.	Margaret Lawmiczak Mrs. Agnes Kwiatlowski	
No. 22. No. 22.	Mrs. Mary Biernat Mrs. Celia Stein	
No. 23. No/ 23.	Mrs. Domicella Torba Mrs. Helen Olaszanowski	
No. 24. No. 24.	Mrs. Florence Choinski Mrs. Mae Karaszewski	
No. 25. No. 25.	Stella Rydzynska Josephine Kaczmarek	
No. 26. No. 26.	Mrs. B. Grelewicz Martha Ostrowski	
No. 27. No. 27.	Richard S. Paradowski Mrs. Mary Stachowski	
No. 28. No. 28.	Mrs. Anna Slisz Mrs. Charlotte Wasielewski	
No. 29. No. 29.	Mrs. John Taberski Mrs. Stella Wilkolaaki	

(ELECTION INSPECTORS, REPUBLICAN)

No. 1. No. 1.	Dora Owen, Gladys Herlach	
No. 2. No. 2.	Caroline Lenz Mrs. Wm. White	
No. 3. No. 3.	Charles Wein Levi Wein	
No. 4. No. 4.	Katherine Henfling Marion Muehlbauer	
No. 5. No. 5.	Dorothy Herb Mary Massaro	
No. 6. No. 6.	Charlotte Graf Helena Quimby	
No. 7. No. 7.	Edna Dormeyer Alice Summers	
No. 8. No. 8.	Vivian Emsley Mayme Ostwald	
No. 9. No. 9.	Eleanor Welf Helen Berg	
No. 10. No. 10.	June Henneman Emma Degen	
No. 11. No. 11.	Ethel Dissette Beatrice Betz	
No. 12. No. 12.	Mary Burns Florence Vallone	
No. 13. No. 13.	Helen Full Agnes Ignatz	

(ELECTION INSPECTORS, REPUBLICAN, CONT'D)

<u>ELECTION DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
No. 14.	Gertrude Briessinger	
No. 14.	Rose Nagel	
No. 15.	Anna Mosier	
No. 15.	Marie Rodgers	
No. 16.	Adrienne Tourot	
No. 16.	Fanny Keller	
No. 17.	Hilda Robertson	
No. 17.	Agnes Kuhn	
No. 18/	Margaret Kiefer	
No. 18.	Eleanor Nurenberg	
No. 19.	Gertrude Geary	
No. 19.	Kay Pitman	
No. 20.	Helen Mendel	
No. 20.	Esther Kaminski	
No. 21.	Frances Molenda	
No. 21.	Josephine Kujawa	
No. 22.	Irene Wisniewski	
No. 22.	Helen Polinski	
No. 23.	Marie Fisher	
No. 23.	Cecelia Prusakowski	
No. 24.	Elizabeth Dombrowski	
No. 24.	Clara Kencinaki	
No. 25.	Julia Witucki	
No. 25.	H. Rusia	
No. 26.	Joseph Golba	
No. 26.	Stasia P. Sobczyk	
No. 27.	Jean Czajka	
No. 27.	Henry Kropidowski	
No. 28.	Rita Kaminski	
No. 28.	Thos. Owezarczak	
No. 29.	Mrs. Dorothy Szyldowski	
No. 29.	Mary P Wnek	

Seconded by Mr. Nagel, carried, Ayes: -5-.

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing fire district in this town known as Fire District No. 8 by annexing thereto the territory situate in such town and hereinafter described and an order of the Town Board reciting the filing of said petition and specifying the time and place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga on September 7th, 1949, at which hearing no person appeared in opposition to the proposed extension and the Town Board having given

due deliberation thereon, and

WHEREAS, the said petition dated the 16th day of May, 1949, for the extension of the existing Fire District No. 8 in the Town of Cheektowaga, New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent engineers, duly licensed by the State of New York, showing the boundaries of the existing fire district and the territory proposed as an extension of said fire district, the general plan of the proposed fire district, and

WHEREAS, it is not proposed or required that the town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the town therefor,

NOW, THEREFORE,

BE IT RESOLVED, that it is in the public interest to grant the whole relief sought by said petition, and that all the property owners, and interested persons within said proposed extension of the existing fire district are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Fire District No. 8 be and the same hereby is granted and the said existing Fire District No. 8 is hereby extended to embrace the following described territory,

BEGINNING AT A POINT IN THE NORTH LINE OF VILLAGE OF DEPEW DISTANT 110.9 FEET WEST OF THE WEST LINE OF HYLAND ROAD; RUNNING THENCE NORTHERLY ALONG A LINE PARALLEL TO THE WEST LINE OF HYLAND ROAD TO THE SOUTH SIDE OF THE WEST SHORE RAILROAD; THENCE WESTERLY ALONG THE SOUTH LINE OF THE WEST SHORE RAILROAD TO A POINT 300 FEET EAST OF THE EAST LINE OF DICK ROAD; THENCE SOUTHERLY AND PARALLEL TO THE EAST LINE OF DICK ROAD TO THE NORTH LINE OF THE VILLAGE OF DEPEW; THENCE EASTERLY ALONG THE NORTH LINE OF THE VILLAGE OF DEPEW TO THE POINT OR PLACE OF BEGINNING.

and,

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York,

Seconded by Councilman Weibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Weibert	Voting Aye
Nicholas Napieralski	Voting Aye

Ayes: -5-

Nayes: -0-

Carried.

Mr. Nagel presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing water district in this Town known as Water District No. 8 by annexing thereto the territory situate in such town and hereinafter described and an order of the town board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road,

Town of Cheektowaga, on September 7th, 1949, at which hearing no person appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition dated the 16th day of May, 1949 for the extension of the existing Water District No. 8 in the Town of Cheektowagam New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent engineers duly licensed by the State of New York, showing the boundaries of the existing water district and the territory proposed as an extension of said water district, the general plan of the proposed water system, source of water supply, the water mains, distribution pipes, hydrants and reservoirs, if any, and the location of each, and

WHEREAS, it is not proposed or required that the town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the town therefor,

NOW, THEREFORE,

BE IT RESOLVED, that it is in the public interest to grant in whole the relief sought by said petition, and that all the property owners, and interested persons within said proposed extension of the existing water district are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Water District No. 8 be and the same hereby is granted and the said existing Water District No. 8 is hereby extended to embrace the following described territory, to wit:

BEGINNING AT A POINT IN THE NORTH LINE OF VILLAGE OF DEPEW DISTANT 110.9 FEET WEST OF THE WEST LINE OF HYLAND ROAD; RUNNING THENCE NORTHERLY ALONG A LINE PARALLEL TO THE WEST LINE OF HYLAND ROAD TO THE SOUTH LINE OF THE WEST SHORE RAILROAD; THENCE WESTERLY ALONG THE SOUTH LINE OF THE WEST SHORE RAILROAD TO A POINT 300 FEET EAST OF THE EAST LINE OF DICK ROAD; THENCE SOUTHERLY AND PARALLEL TO THE EAST LINE OF DICK ROAD TO THE NORTH LINE OF THE VILLAGE OF DEPEW; THENCE EASTERLY ALONG THE NORTH LINE OF THE VILLAGE OF DEPEW TO THE POINT OR PLACE OF BEGINNING.

and,

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
Nicholas Napieralski	Voting Aye

Ayes: -5-

Nays: -0- Carried.

Mr. Neibert presented the following resolution and moved its adoption:

RESOLVED, that the subdivision map of Cleveland Circle prepared by Krehbiel and Krehbiel, engineers, dated September 12, 1949, be approved and ordered filed in the Town Clerk's Office, and

BE IT FURTHER RESOLVED, that the Town Clerk be authorized and directed to sign copy to be filed in the Erie County Clerk's Office with a copy of sewer profile.

Seconded by Mr. Napieralski, Ayes: -5-, Carried.

Mr. Wroblewski offered the following resolution and moved its adoption: ●

RESOLVED, that the New York State Department of Public Works be requested to place Boulevard Stop Signs at the intersection of Clinton Street with the following public streets and thoroughfares in the Town of Cheektowaga as follows:

Clinton Street and Meadowbrook Parkway
Clinton Street and Willowlawn Parkway
Clinton Street and Pleasant Parkway
Clinton Street and Shanley Street

and.

BE IT FURTHER RESOLVED, that the Town Clerk be authorized and directed to mail a copy of this resolution to Mr. Charles Walters, District Engineer, State Building, Buffalo 2, N.Y.

Seconded by Mr. Nagel and duly put to a vote which resulted as follows:

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
Nicholas Napieralski	Voting Aye

Ayes: -5-

Nayes: -0- Carried.

Mr. Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Main Construction Corporation, a domestic corporation having its office and principal place of business at 869 Ellicott Road, Depew, New York, has applied to the Town Board for a permit to remove dirt located on premises belonging to Victor Reinstein, residing at 11 Danforth Street, Cheektowaga, New York, said property being located on the west side of Union Road, south of Seajaquada Creek, having a frontage of approximately Eight hundred (800) feet and a depth of approximately Sixteen hundred (1600) feet, the removal to be confined to those areas in the above described property which are above the grade level of Union Road, and

WHEREAS, Victor Reinstein, the owner of said property has consented to the issuance of a permit and has agreed to the terms and conditions of this permit, and

WHEREAS, Nussbaumer and Clarke, consulting engineers, of the Town of Cheektowaga have furnished the Town Board with a map showing the elevations above the grade of Union Road where dirt can be removed from said property,

BE IT RESOLVED, that a permit be granted to the Main Construction Corporation to remove dirt from the Reinstein property only from portions thereof that are above the grade of Union Road, and strictly in accordance with the map prepared by Nussbaumer and Clarke, engineers, indicating the places where the land is now higher than the grade of Union Road. The Main Construction Corporation, as a condition to granting this permit agrees to comply with all the provisions of the Cheektowaga top-soil ordinances and agrees to recognize them as valid and binding. The Main Construction Corporation further agrees as a condition to the granting of this permit that such excavation will be done under the supervision of the building and plumbing inspector of the Town of Cheektowaga, the consulting engineers, Nussbaumer and Clarke, and it will comply with any orders given it by the Town of Cheektowaga or any of its officials, and

BE IT FURTHER RESOLVED, that the Main Construction Corporation shall be permitted to remove topsoil after October 1st, 1949, so long as the same shall be stockpiled on the premises during the removal of the dirt and replaced within sixty (60) days after the dirt has been removed, and

BE IT FURTHER RESOLVED, that the grade of Union Road herein referred to shall be its grade directly in front of where dirt is being removed.

BE IT FURTHER RESOLVED, that the Main Construction Corporation pay a license fee of Two Hundred Dollars (\$200.00) and provide the Town of Cheektowaga with a surety bond in the amount of Two thousand dollars (\$2,000.00) and it will in all respects comply with the topsoil ordinances of the Town of Cheektowaga adopted June 28, 1948, as well as this permit, and

BE IT FURTHER RESOLVED, that the maps prepared by Nussbaumer and Clarke, Engineers, be made a part of this permit and shall be binding upon the Town of Cheektowaga and the Main Construction Corporation, and

BE IT FURTHER RESOLVED, that this permit shall expire May 1st, 1950.

Seconded by Councilman Neibert and duly put to a vote which resulted as follows:

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
Nicholas Napieralski	Voting Aye

Ayes: -5-

Nays: -0-

Communication read from a resident of Andrews Avenue regarding poor visibility on the street lighting situation due to the overhanging of tree branches. Ordered referred to the electric company by Supervisor Holtz.

Communication read from the Zoning Board of Appeals denying the petition of Mr. James J. Haberman, 2995 Bailey Avenue, Buffalo, New York, to rezone certain property on Harlem Road, near Huth Rd., from residence to business for use as a Fuel Oil Refuelling Station.

Mr. Wroblewski moved seconded by Mr. Neibert to accept the recommendation of the Zoning Board of Appeals. Carried, Ayes: -5-.

As there was no further business to come before this Town Board, Mr. Nagel moved seconded by Mr. Wroblewski to adjourn. Carried, Ayes: -5-.

Kenneth T. Hanley,

Town Clerk.

Kenneth T. Hanley

SEAL.