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Cheektowaga, New York  
January 2nd., 1950.

An annual organization meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, Monday, January 2nd., 1950, at 1 o'clock P.M. Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Henry J. Nagel	Councilman
	Felix T. Wroblewski	Councilman
	Joseph A. Neibert	Councilman
	Stanley Bystrak	Councilman

ABSENT: -0-

A quorum being present the Chairman called the meeting to order to transact all business that may come before the board.

Supervisor Holtz made the following welcome address:

Ladies and Gentlemen and Friends:

It is indeed a pleasure to see so many of our friends and members here today to greet us on this happy occasion and to encourage us in our efforts to continue to give Cheektowaga good government.

We are especially happy that the voters of Cheektowaga have seen fit to re-elect all of its' officials for another term. This makes us all feel that our endeavours in the past have been appreciated by the people of Cheektowaga, and it is a great source of encouragement to us to carry on the business of the Township in a capable; honest; efficient and forth-right manner. I know I speak the sentiments of all your elected officials when I say they deeply appreciate the confidence reposed in them, and that each and every one of them will perform the duties of his respective office to the best of his ability.

When I said the people of Cheektowaga had re-elected all of its' officials, I am slightly in error. Councilman Napieralski, a sincere; faithful and efficient public official, is no longer with us- but, in his place was elected an out-standing, honest and capable resident of Sloan, and I am looking forward with great pleasure of the opportunity of having Councilman Stanley Bystrak serve with us on the Town Board. We have great confidence in his honesty and in his integrity, and we know that his record as a Councilman will be outstanding, and with the aid; advice and assistance of Councilman Nagel; Councilman Wroblewski; and Councilman Neibert, the people of Cheektowaga have every reason to look forward to two more years of worth-while progress in Cheektowaga.

We are here, to pledge ourselves to a course of action which will reflect not only a credit upon the Town, but upon us, its' elected officials. We intend to give the people of Cheektowaga continued good government, honestly and efficiently administered, and I, as Supervisor shall do my level best to see to it that this pledge is kept. It is not my purpose, here today, to enumerate the accomplishments of the last two years. We discussed many of them during the recent campaign and we are happy to say that a large majority of the people, by their votes, approved them. We start a new term of office-fully cognizant that there is much work to be done by us, and it is my intention, in our next regular meeting, to lay before the members of the Town Board a program on what we should strive to do to better the living conditions of our people. We started on the road to progress two years ago, but our job is not yet done. I shall propose the adoption of worth-while ordinances which, I believe, are necessary to meet the growing expansion of development in the Township and for the general welfare of our citizens.

I shall say no more about them now, for the reason that on an occasion like this, we have assembled for the purpose of re-organizing our government in appointing certain Town Officials. However, I want to say these parting words to you - you can rest assured that the confidence reposed in us is appreciated, and we will all see to it the promises we made during the campaign are kept.

Again, let me thank you all for attending the opening meeting of the Town Board for the year, 1950. We sincerely thank you for coming and on behalf of all of your elected officials, and appointed officials, we wish to all a Happy and Prosperous New Year.

The board then proceeded to go into regular session.

( MEETINGS)

Councilman Bysrak presented the following resolution and moved its adoption:

RESOLVED, that the regular meetings of the Town Board of the Town of Cheektowaga, Erie County, New York, shall be held on the first Monday of each month, in the afternoon, at 2:30 o'clock, and on the third Monday of each month at 7:30 o'clock in the evening, at the Council Chamber, in the Town Hall, Cheektowaga, Erie County, New York,

BE IT FURTHER RESOLVED, that the Supervisor may, and upon written request of two members of the Board, shall, call a special meeting of the Town Board at any time by giving at least two days notice in writing to the other members of the Town Board of the time and place where the meeting is to be held.

This resolution is to take effect immediately.

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

(Committees)

Councilman Nagel presented the following resolution and move its adoption:

RESOLVED, that the following committees be created;

Finance and Auditing.

Public Works, Public Improvements, Special Districts and Highways.

Town Hall, Petitions and Licenses.

Judicial and Public Health.

Public Utilities.

BE IT FURTHER RESOLVED, that the Supervisor be authorized to appoint at least three members of the Town Board to each committee.

Seconded by Councilman Neibert, Carried, Ayes: -5-.  
( This resolution is to take effect immediately )

I, BENEDICT T. HOLTZ, SUPERVISOR OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, do hereby designate the following members of the Town Board to serve on the following standing committees:

FINANCE and AUDITING

\*Nagel Wroblewski Neibert

PUBLIC WORKS, PUBLIC IMPROVEMENTS, SPECIAL DISTRICTS and HIGHWAYS

\*Nagel Neibert Wroblewski

TOWN HALL, PETITIONS and LICENSES

\*Wroblewski Bystrak Neibert

JUDICIAL and Public Health

\*Neibert Nagel Bystrak

PUBLIC UTILITIES

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\* Bystrak    Neibert    Wroblewski    Nagel

Note: First name (\*) denotes chairman.

As Supervisor of the Town of Cheektowaga, New York, I am a member of each of the committees above appointed.

(Dog Wardens)

Mr. Neibert presented the following resolution and moved its adoption:  
RESOLVED, that Louis Leising, Cheektowaga, New York, and Benjamin Kraska of Sloan, New York, be appointed Dog Wardens at the annual salary of One thousand eight hundred and fifty dollars (\$1850.00)

Seconded by Mr. Bystrak 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
Stanley Bystrak	Voting Aye

Carried, Ayes: -5-.

( Fire Warden)

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

RESOLVED, that Lawrence Schalberg, Cheektowaga, New York, be and he is hereby appointed Chief Fire Warden of the Town of Cheektowaga, New York, effective immediately.

Seconded by Mr. Bystrak.

Carried, Ayes: -5-.

( Lieutenant Appointment)

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

WHEREAS, a competitive Civil Service examination was held for the position of Lieutenant in the Police Department of the Town of Cheektowaga, New York, and

WHEREAS, Bernard S. Kistowski is number one on the said Civil Service list,

BE IT RESOLVED, that the said Bernard S. Kistowski of Street, Sloan, New York, be, and he hereby is appointed a lieutenant in the Police Department of the Town of Cheektowagam New York at an annual salary fixed at the sum of Thirty-three hundred dollars (\$3,300.00).

This resolution to take affect immediately.

Seconded by Mr. Bysrak.

Carried, Ayes: -5-.

Recreational Director Appointment

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that Edward Janiak, Cheektowaga, New York, be appointed Recreational Director of the Town of Cheektowaga at the annual salary of Three thousand dollars (\$3,000.00), to take effect immediately.

Seconded by Councilman Neibert.

Carried, Ayes: -5-.

Town Attorney Appointment

Councilman Feibert presented the following resolution and moved its adoption:

RESOLVED, that George B. Doyle, Attorney at Law of Road, Cheektowaga, New York, be, and he is hereby appointed Town Attorney for the Town of Cheektowaga, New York, at the annual salary of \$4,600.00, effective immediately.

Seconded by Councilman Wroblewski.

Carried, Ayes: -5-.

Police Matron Appointment

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that Helen Kosin, Sloan, New York, be appointed Police Matron at the annual salary of \$700.00, effective immediately.

Seconded by Councilman Neibert.

Carried, Ayes: -5-.

Town Official and Employees travelling expenses.

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, certain Town Officials and Employees are required to use their own automobiles in the performance of their official duties, and

WHEREAS, under the Town Law, an allowance of eight cents (8 cts) a mile is permitted while said automobile is being used solely on Town business,

BE IT RESOLVED, that the following named officials and employees may use their personal automobiles on Town business and be reimbursed at the rate of eight cents (8 cts) a mile;

Edward B. Jerzewski	- Chairman of Board of Assessors.
William Tadio	- Building & Plumbing Inspector.
Carl Trafalski	- Assistant Building Inspector.
Michael Wagner	- Sewer Inspector.
Edward Janiak	- Recreational Director.
Kenneth T. Hanley	- Town Clerk.

BE IT FURTHER RESOLVED, that not more than Two hundred fifty dollars (\$250.00) be allowed for the use of his automobile, any of the above named officials or employees during the year 1950.

Seconded by Councilman Bystrak.

Carried, Ayes: -5-.



Councilman Wroblewski presented the following resolution and moved its adoption: X

RESOLVED, that the Official Bond of Benedict T. Holtz as Supervisor of the Town of Cheektowaga be fixed at the sum of \$100,000.00 and that his official Bond for Highway funds be fixed in the sum of \$20,000.00 and,

BE IT FURTHER RESOLVED, that the Official Bond of Kenneth T. Hanley, Town Clerk, be fixed in the sum of \$5,000.00 and, John J. Zablotny, Town Superintendent of Highways be fixed at \$1,000.00 and,

BE IT FURTHER RESOLVED, that the Official Bond of Arthur H. Schwartz and Theodore Franzek, Justices of the Peace, of the Town of Cheektowaga, be fixed in the sum of \$1,000.00 each.

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

Benedict T. Holtz	voting aye
Henry J. Nagel	voting aye
Joseph A. Neibert	voting aye
Felix T. Wroblewski	voting aye
Stanley R. Bystrak	voting aye
AYES: -5-	Noes: -0-
ABSENT: -0-	

#### Appointment of Assessors

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED that Edward B. Jerzewski of , Town of Cheektowaga, New York, be appointed Chairman of the Board of Assessors, and that Bronislaus J. Orlikowski of , Cheektowaga, New York and Andrew Schwenk, Jr., of , Cheektowaga, New York be appointed Assessors of the Town of Cheektowaga, New York, on a full time basis, and X

BE IT FURTHER RESOLVED, that Edward B. Jerzewski, as Chairman of said Board receive an annual salary of thirty-six hundred dollars (\$3600.00), and

BE IT FURTHER RESOLVED, that the salary of Bronislaus Orlikowski and Andrew Schwenk be fixed at the sum of twenty-nine hundred dollars (\$2900.00) annually.

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

Benedict T. Holtz	voting aye
Henry J. Nagel	voting aye
Joseph A. Neibert	voting aye
Felix T. Wroblewski	voting aye
Stanley R. Bystrak	voting aye
AYES: -5-	NOES: -0-
ABSENT: -0-	

#### Appointment of Secretary to Supervisor

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, the Supervisor of the Town of Cheektowaga, has appointed Virginia G. Stevens, , Cheektowaga, New York, Secretary to the Supervisor, X

BE IT RESOLVED that the appointment of the Secretary to the Supervisor and the same is hereby approved and confirmed, and

BE IT FURTHER RESOLVED that the salary of the Secretary be fixed at \$2600.00 per annum, effective immediately.

Seconded by Councilman Bystrak and duly put to a vote which resulted



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

Benedict T. Holtz	voting aye
Henry J. Nagel	voting aye
Joseph A. Heibert	voting aye
Felix T. Wroblewski	voting aye
Stanley R. Bystrak	voting aye
Ayes; -5-	Noes: -0-
Absent: -0-	

Appointment of Deputy Town Clerk

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the Town Clerk of the Town of Cheektowaga, has appointed Elizabeth Biniasz, Cheektowaga, New York, Deputy Town Clerk,

BE IT RESOLVED that the appointment of Elizabeth Biniasz as Deputy Town Clerk be, and the same is hereby approved and confirmed, and

BE IT FURTHER RESOLVED that the salary of the Deputy Town Clerk be fixed at \$2300.00 per annum, effective immediately.

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

Benedict T. Holtz	voting aye
Henry J. Nagel	voting aye
Joseph A. Heibert	voting aye
Felix T. Wroblewski	voting aye
Stanley R. Bystrak	voting aye
AYES: -0-	NOES: -0-
ABSENT: -0-	

As there was no further business to come before the Town Board Mr. Wroblewski moved, seconded by Mr. Nagel, that this meeting be adjourned until the 3rd day of January, 1950, at 2:30 PM o'clock, Eastern Standard Time.

CARRIED

AYES: -5-

Kenneth T. Healey  
Town Clerk

*Kenneth*

**00004**

Cheektowaga, New York  
January 3, 1950

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 3rd day of January, 1950, at 2:30 o'clock P. M., Eastern Standard Time, there were:

<b>PRESENT:</b>	<b>Benedict T. Holz</b>	<b>Supervisor</b>
	<b>Henry Nagel</b>	<b>Councilman</b>
	<b>Felix T. Wroblewski</b>	<b>Councilman</b>
	<b>Joseph A. Neibert</b>	<b>Councilman</b>
	<b>Stanley Bystrak</b>	<b>Councilman</b>

ABSENT: -0-

A quorum being present the Chairman called the meeting to order to transact all business that may come before the Board.

This being the time and the place advertised for a public hearing, the Town Superintendent of Highways recommendation for the purchase of a FWD Truck, the Supervisor ordered the hearing open and directed the Town Clerk to present proof of publication, which was ordered duly filed.

No one appearing either in opposition or in favor to the proposed recommendation for the purchase of a new FWD Truck, Mr. Wroblewski moved, seconded by Mr. Bystrak, that the purchase be made.

~~X-REF ID: A68097~~

**Resolution by Town Councilman Felix T. Wroblewski,**

**Seconded by Town Councilman Stanley Bystrak,**

-WHEREAS, the Town Superintendent of Highways did on the 19th day of December, 1949, duly recommend the purchase of certain (machinery) (equipment) (tools) pursuant to the provisions of Section 142 of the Highway Law, and a notice of such recommendation has been duly published as provided in such action,

**NOW THEREFORE,**

BE IT RESOLVED, that pursuant to Section 142 of the Highway Law the Town Superintendent of Highways is hereby authorized to purchase from George W. Whitehead Col, Inc., with the approval of the County Superintendent of Highways:

1 - Model M7G FWD Truck with Vickers Hydraulic steer, air brakes, Heil all steel body with double mount, 12:00 x 20 front tires, 12:00 x 20 dual rear tires, complete with full set of tools, heater, defroster, windshield wipers, Delux Cab and Frink Model 459SP Snow Plow with 12' front mounted wing all fully hydraulically operated, for a total price of Nineteen Thousand Six Hundred Twenty-five and <sup>no</sup> 00 Dollars (\$19,625.00), delivered at Cheektowaga, New York, and to be delivered on or about January, 1950.

The Town Superintendent of Highways is hereby authorized, subject to the approval of the County Superintendent of Highways, to surrender to the above-named vendor 1 - Used 1937 Walters Truck as part payment for the above (machinery) (equipment) (tools) to be purchased.

The Terms of payment will be as follows:

Trade-in allowance	\$1,000.00	
Check drawn on Machinery Fund	963.00	red
Check from proceeds of obligations	17,662.00	to
Total	<u>\$19,625.00</u>	red

A contract of purchase for the item(s) purchased shall be duly executed between the Town Superintendent of Highways and such vendor, and when duly approved by the County Superintendent of Highways, it shall become effective. When such contract has been duly executed and approved, the Supervisor is authorized to complete such purchase upon delivery of the item(s) purchased in accordance with the terms of such resolution and such contract, and to pay the above amount(s) specified to be paid by check or checks

- (1) by a check drawn on the Machinery Fund (Item 3) for \$963.00:
- (2) by a check in the amount of \$17,662.00, drawn on the account established from the proceeds of obligations to be issued pursuant to the Local Finance Law to finance such purchase. Such obligations will be authorized to be issued by this Board by a separate resolution.

If this Board subsequently decides to issue bonds to finance such purchase, the value of the above item(s) traded-in toward the purchase price shall be considered as (a down payment) (a part of the down payment) required by Section 107.00 of the Local Finance Law.

Vote of Town Board	Aye	Benedict T. Holtz,	Supervisor
	Aye	Henry Nagel,	Town Councilman
	Aye	Felix T. Wroblewski,	Town Councilman
	Aye	Joseph A. Neibert,	Town Councilman
	Aye	Stanley Bystrak,	Town Councilman

State of New York  
County of Erie  
Town of Cheektowaga

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, in the County of Erie, N. Y., do hereby certify that I have compared the preceding copy of a resolution with the original thereof, duly adopted by the Town Board of such town at a regular meeting of such board held on January 3, 1950, and that the same is a true and correct copy of such resolution and of the whole thereof.

In Testimony Whereof I have hereunto set my hand and affixed the seal of said Town this fifth day of January, 1950.

(Town Seal)

Kenneth T. Hanley  
Town Clerk of the Town of  
Cheektowaga, N. Y.

Issuance of Capital Notes in amount of \$17,662.00

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLUTION, DATED JANUARY 3, 1950, AUTHORIZING THE ISSUANCE OF CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, N.Y., IN THE AMOUNT OF \$17,662.00 TO PAY PART OF THE COST OF ONE MODEL M7G 1950 FWD TRUCK, FULLY EQUIPPED.

BE IT RESOLVED, this 3rd day of January, 1950, by the Town Board of the Town of Cheektowaga, N. Y., 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 one Model m7g 1950 FWD Truck with Vickers Hydraulic steer, air brakes, Heil all steel body with double mount 12:00 x 20 front tires, 12:00 x 20 dual rear tires, complete with full set of tools, heater defroster, windshield wipers, Delux Cab and Frink Model 459SP Snow Plow with 12' front mounted wing all fully hydraulically operated.

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 \$17,662.00, 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 \$17,662.00, to consist of three (3) notes to be dated January 3, 1950, and to mature as follows: \$6,000.00 on January 1, 1951, \$6,000.00 on January 1, 1952, and \$5,662.00 on January 1, 1953, respectively.

Sec. 4. Said notes are to be sold by the Supervisor at private sale to the Manufacturers and Traders Trust Company of Buffalo, N. Y., at par and accrued interest, and shall be payable as to principal and interest in lawful money of the United States of America at the office of the Manufacturers and Traders Trust Company of Buffalo, N. Y., No. 284 Main St., Buffalo, N. Y., 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 probable usefulness of such object or purpose is hereby determined to be five (5) years.

Sec. 6. This resolution shall take effect immediately.

Seconded by Councilman Bystrak and submitted to a vote, which resulted as follows:

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Weibert,	voting aye
Councilman Wroblewski,	voting aye

AYES: -5-  
ABSENT: -0-

NOES: -0-

UNITED STATES OF AMERICA  
State of New York  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF 1950. \$6,000.00

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

-- SIX THOUSAND DOLLARS (\$6,000.00) --

on the 1st day of January, 1951, together with interest thereon from the date hereof at the rate of Two Per Cent (2%) per annum, payable January 1, 1951, and annually thereafter.

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, N. Y.

This note is one of an authorized issue the aggregate principal amount of which is Seventeen Thousand, Six Hundred and Sixty-two Dollars (\$17,662.00) 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 January 3, 1950, authorizing the issuance of Capital Notes of the Town of Cheektowaga, N. Y., in the amount of \$17,662.00, to pay part of the cost of one model M7G 1950 Truck, fully equipped, duly adopted by the Town Board of Cheektowaga, N. Y., on January 3, 1950.

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 3rd day of January, 1950.

TOWN OF CHEEKTOWAGA, Erie County, New York,

By Benedict T. Holtz  
its Supervisor

Attest:

Kenneth T. Hanley  
Town Clerk

(Seal)

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

CAPITAL NOTE OF 1950. \$6,000.00

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

-- SIX THOUSAND DOLLARS (\$6,000.00) --

on the 1st day of January, 1952, together with interest thereon from the date hereof at the rate of Two Per Cent (2%) per annum, payable January 1, 1952, and annually thereafter.

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, N. Y.

This note is one of an authorized issue the aggregate principal amount of which is Seventeen Thousand, Six Hundred and Sixty-two Dollars (\$17,662.00) 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 January 3, 1950, authorizing the issuance of Capital Notes of the Town of Cheektowaga, N. Y., in the amount of \$17,662.00, to pay part of the cost of one model M7G 1950 Truck, fully equipped," duly adopted by the Town Board of Cheektowaga, N. Y., on January 3, 1950.

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 3rd day of January, 1950.

TOWN OF CHEEKTOWAGA, Erie County, New York,  
By Benedict T. Holtz  
its Supervisor

Attest:  
- Kenneth T. Hanley  
Town Clerk

(Seal)

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

CAPITAL NOTE OF 1950. \$5,662.00

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

-- FIVE THOUSAND, SIX HUNDRED AND  
SIXTY-TWO DOLLARS -- (\$5,662.00) --

on the 1st day of January, 1953, together with interest thereon from the date hereof at the rate of Two Per Cent (2%) per annum, payable January 1, 1953.

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, N. Y.

This note is one of an authorized issue the aggregate principal amount of which is Seventeen Thousand, Six Hundred and Sixty-two Dollars (\$17,662.00) 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 January 3, 1950, authorizing the issuance of Capital Notes of the Town of Cheektowaga, N. Y., in the amount of \$17,662.00, to pay part of the cost of one model M7G 1950 Truck, fully equipped, "duly adopted by the Town Board of Cheektowaga, N. Y., on January 3, 1950.

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 3rd day of January, 1950.

TOWN OF CHEEKTOWAGA, Erie County, New York,  
By Benedict T. Holtz  
its Supervisor

Attest:

Kenneth T. Hanley  
Town Clerk

(Seal)

This being the time and the place advertised for a public hearing for the receiving of sealed bids for the purchase of four new garbage trucks, the Supervisor directed the Town Clerk to present proof of publication, which was duly ordered filed.

Councilman Wroblewski moved, seconded by Councilman Neibert, that the Town Clerk proceed to open the sealed bids.

CARRIED

AYES: -5-

Following are the bids received:

Zapfel Bros., 2633 Genesee St., Cheektowaga, N.Y.	\$10,058.40
Mernan Chevrolet, Buffalo, N. Y.	15,045.80

Councilman Wroblewski moved, seconded by Mr. Neibert, that the bids be referred to the Town Board for study to see if same comply with the specifications as set forth in the Notice to Bidders, and that the successful bidder's name be released in the next few days.

CARRIED

AYES: -5-

Councilman Neibert presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk of the Town of Cheektowaga be authorized and directed to contract with the New York State Electric and Gas Corporation to have six ornamental lights installed on Hyland Avenue in the Town of Cheektowaga, New York.

Seconded by Mr. Wroblewski.

Carried, Ayes: -5-.

The following motion was made by Mr. Wroblewski:

**RESOLUTION DESIGNATING DEPOSITORY BANK, AND VESTING  
SUPERVISOR WITH AUTHORITY TO CONTROL FUNDS ON DEPOSIT  
IN SAID BANK, ETC.**

RESOLVED, That, pursuant to law, this Board hereby designates the Manufacturers and Traders Trust Company, Cheektowaga Office, as one of the depositories of Town Funds, and that all checks, notes and other instruments for the payment of money made or drawn by, or upon or payable to the Town, shall be signed or accepted or endorsed (other than for Deposit) by the following named officer of the Town in the manner stated:

BENEDICT T. HOLTZ, SUPERVISOR

and the said bank is hereby authorized to pay such checks, notes, and other instruments for the payment of money, and also to receive the same for deposit to the credit of, or in payment from any holder, including checks drawn payable to "Cash" or "Bearer" or other individual order of the officer signing same, when so signed or accepted or endorsed, without inquiry of any kind, whether payable to or tendered for deposit to the credit of, or in payment of the obligations of any Town Officer or Officers, or otherwise, and be it

FURTHER RESOLVED, that existing funds of the Town of Cheektowaga now on deposit in said bank in various bank accounts of the Town of Cheektowaga shall be subject to the aforesaid resolution of authority granted to BENEDICT T. HOLTZ, Supervisor.

THIS IS TO CERTIFY, that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, Erie County, and State of New York, have compared the foregoing copy of the resolution with the original resolution now on file at the office of the Town Clerk, which was passed by the Town Board of the Town of Cheektowaga, on the 3rd., day of January, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 3rd., day of January, 1950.

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

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
Stanley Bystrak	Voting Aye

Carried, Ayes: -5-.

The following motion was made by Mr. Neibert:

**RESOLUTION COVERING FACSIMILE SIGNATURES**

RESOLVED, that the Manufacturers and Traders Trust Company as one of the designated depositories of the Town of Cheektowaga, be, and it is hereby requested, authorized and directed to honor checks, notes, and other instruments for the payment of money against Town funds on deposit therein, including those payable to the individual order of the person whose name appears thereon as a signer, when bearing or purporting to bear the facsimile signature of BENEDICT T. HOLTZ, Supervisor.

( FACSIMILE SIGNATURE )



X and the Manufacturers and Traders Trust Company shall be entitled to honor and to charge the proper bank account of the Town of Cheektowaga for such checks, notes, and other instruments, regardless of by whom or by what means the actual or purported facsimile signature thereon may have been affixed thereto, if such signature resembles the facsimile specimen or specimens duly certified to or filed with the Manufacturers and Traders Trust Company by the Supervisor, the Town Clerk or other officer of the Town of Cheektowaga.

THIS IS TO CERTIFY, that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, New York, County of Erie, have compared the foregoing copy of resolution with the original resolution now filed at the office, and which was passed by the Town Board of the Town of Cheektowaga on the 3rd day of January, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 3rd day of January, 1950/.

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

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
Stanley Bystrak	Voting Aye

Carried, Ayes: -5-.

Mr. J. Campbell of the Buffalo Transit Corporation was granted the floor and made arrangements to meet with the Town Board and the people of Cheektowaga, on January 12th, 1950, at 7:30 o'clock P.M., Eastern Standard Time, in regard to bettering the bus service in the Town.

Mr. Nagel moved seconded by Mr. Wroblewski that orders be drawn and the claims be paid after same have been properly audited.

Carried, Ayes: -5-.

As there was no further business to come before the Town Board, Mr. Nagel moved seconded by Mr. Wroblewski that this meeting be adjourned.

Carried, Ayes: -5-.

*Kenneth T. Hanley*  
KENNETH T. HANLEY

SEAL.

Town Clerk.

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 6th day of January, 1950, at 4:00 o'clock P.M., E.S.T., there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Henry Nagel	Councilman
	Felix T. Wroblewski	Councilman
	Joseph A. Neibert	Councilman
	Stanley Bystrak	Councilman

ABSENT: -0-

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

Mr. Neibert moved seconded by Mr. Nagel that the proposed subdivision map presented by Mr. Bernard King, Part of Lot 36m T 11, R 7, Town of Cheektowaga, Erie County, New York, be tabled for further study.

Carried, Ayes: -5-.

Mr. Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga, Erie County, New York, enter into a contract with Mernan Chevrolet Inc., for the purchase of four (4) garbage trucks as per their specifications stated in sealed bid opened and considered by the Town Board at a regular adjourned meeting, of the Town Board, of the Town of Cheektowaga, held on the 3rd day of January, 1950.

Seconded by Mr. Wroblewski.

Carried, Ayes: -5-.

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

RESOLVED, that the east side of Chapel Court be restricted to NO PARKING, and that the Chief of Police be authorized and directed to have appropriate signs installed as soon as possible.

Seconded by Mr. Nagel.

Carried, Ayes: -5-.

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

RESOLVED, that temporary NO PARKING, on the south side of North-Crest, Southcrest and Chapel Avenues, be enforced by the Police Department until further notice, and that signs be erected to that effect as soon as possible by the Police Department.

Seconded by Mr. Neibert.

Carried, Ayes: -5-.

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

WHEREAS, the Town of Cheektowaga, New York, has insufficient money on hand to pay current expenses, pending the receipt of taxes levied for the year 1950, and the sum of \$100,000.00 is needed to defray the expenses of the Town until the receipt of such taxes, and

WHEREAS, the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, has agreed to loan said sum to the Town of Cheektowaga, New York, on a tax anticipation note payable in sixty days (60), from its date, with interest at the rate of one and one-half per cent ( $1\frac{1}{2}$ ) per annum,

BE IT RESOLVED, that the Supervisor of the Town of Cheektowaga, New York, Benedict T. Holtz, be, and he hereby is, authorized and directed to make, execute and deliver to the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, a tax anticipation note in the sum of \$100,000.00, sixty (60) days from its date with interest at one and one-half per cent ( $1\frac{1}{2}$ ), per annum, and the said Supervisor is further authorized and directed to pledge the faith and credit of the Town of Cheektowaga, New York, for the prompt and punctual payment of the principal of and interest on the said note, according to its terms; and that said note 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.

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
Stanley Bystrak	Voting Aye

Carried, Ayes: -5-.

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

TAX ANTICIPATION NOTE OF 1950.

\$100,000.00

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 order of the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, the sum of

-- ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) --

sixty (60) days from the date hereof, together with interest thereon from the date hereof at the rate of One and One-half Per Cent ( $1\frac{1}{2}\%$ ), per annum.

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, 284 Main Street, Buffalo, New York.

This note is issued pursuant to the provisions of a resolution dated January 6, 1950, authorizing the issuance of a tax anticipation note of the Town of Cheektowaga, New York, in the amount of One hundred thousand dollars (\$100,000.00) to pay current expenses until the receipt of taxes duly levied for the year 1950 by the Town of Cheektowaga, New York.

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 Law 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 12th day of January, 1950.

TOWN of CHEEKTOWAGA, ERIE COUNTY, NEW YORK,

By Benedict T. Holtz

its Supervisor

Attest: Kenneth T. Hanley, Town Clerk.

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

RESOLVED, that Kenneth T. Hanley be re-appointed Registrar of Vital Statistics for District No. 1455, Town of Cheektowaga, New York, for the year 1950.

Seconded by Mr. Wroblewski.

Carried, Ayes: -5-.

Communication read from the Chairman of the Cheektowaga Zoning Board of Appeals, denying the petition of Isabelle E. Weber, 21 Adlon Street, Cheektowaga, New York, to rezone property at the corner of George Urban Boulevard and Genesee Street, from residence to business.

Mr. Weibert moved seconded by Mr. Bystrak that the Town Board uphold the recommendation of the Zoning Board of Appeals.

Carried, Ayes: -5-.

Mr. Norman Herthe, Engineer, was granted the floor and explained to the Town Board the proposed idea of selling Kempton Avenue, a paper street, to Mr. Arthur Marmoy, now owned by Yeager Brothers and that Yeager Brothers revision of Patton Heights sub-division map be approved by this Town Board when brought to the attention of the Board at a later date.

Ordered referred to the Town Highway Department for further investigation by Supervisor Holtz.

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

RESOLVED, that Dr. Louis Vendetti be appointed Health Officer in the Town of Cheektowaga, for the year 1950.

No second on the motion, motion lost.

Mr. Weibert moved seconded by Mr. Wroblewski that the Town of Cheektowaga, Erie County, New York enter into a contract with Mr. Thomas Dewane, Cheektowaga, New York, to have all the street signs in the Tiorunda Project repainted and re-numbered at a total cost of One hundred and forty dollars (\$140.00).

Carried, Ayes: -5-.

As there was no further business to come before the board, Mr. Nagel moved seconded by Mr. Wroblewski to adjourn.

Carried, Ayes: -5-.

*Kenneth T. Hanley*

Kenneth T. Hanley,

Town Clerk.

SEAL.

Cheektowaga, New York  
January 16, 1950

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 16th day of January, 1950, 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. Neibert	Councilman
Stanley Bystak	Councilman

ABSENT: -0-

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

Without any objections the reading of the minutes of the previous meeting was dispensed with until a later date.

Mr. Nagel moved, seconded by Mr. Wroblewski, that the sub-division map presented by Bernard King, Part of Lot 36, T 11, R. 7, Town of Cheektowaga, New York, be approved subject to the approval of the New York State Department of Health.

CARRIED, Ayes: -5-

Supervisor Holtz's annual report was then presented and read, as follows:

ANNUAL REPORT OF SUPERVISOR

TOWN OF CHEEKTOWAGA

Cheektowaga, New York  
December 31, 1949

MEMBERS OF THE TOWN BOARD  
TOWN OF CHEEKTOWAGA, NEW YORK

Gentlemen:

Pursuant to the provisions of Section 105 of the Town Law, I have prepared and submit herewith a full and complete statement of the moneys received and disbursed by me during the year 1949 for the account of the Town of Cheektowaga and funds properly entrusted to me in my capacity as Supervisor, as follows:

DETAILED SUMMARY OF GENERAL FUND, HEALTH FUND AND SPECIAL DISTRICTS FUNDS  
FOR THE YEAR 1949

RECEIPTS

BALANCE FROM PREVIOUS YEAR - 1948

On deposit - General Fund	\$ 125,634.00	\$
On deposit - Health Fund	4,958.64	
On deposit - Welfare Fund	201.99	

On deposit - Project N.Y. 30-136	\$	23,534.91	
On deposit - Project N.Y. 30-137		1,100.73	
On deposit - Project N.Y. 30-216		215.36	
On deposit - Project N.Y. 2420		8,326.80	
On deposit - Project N.Y. 2421		8,796.21	
On deposit - George Urban Town Park		60,474.09	
On deposit - Roycroft Pump Station		31,590.27	
On deposit - Grit Chamber - Disposal Plant No. 5		6,911.03	
On deposit - Wanda Street curbing		426.02	
On deposit - Huth, Lincoln, Aberdeen Lateral Sewers		2,284.59	
On deposit - Overflow and Relief - Sewer District No. 5		14,116.43	
On deposit - Trunk Sewer - Roycroft Blvd. - Dist. No. 5		1,496.22	
On deposit - Lateral sewer in Roycroft Blvd. - Dist. No. 5		83.64	
On deposit - Oehman Blvd. - Sidewalk Improvement		932.97	
On deposit - Special Districts Fund		42,881.16	\$ 333,965.15

#### GENERAL PROPERTY TAXES

General Town Lighting	\$	59,308.05	
Town Health Fund - (none levied)		-0-	
Town Tax - (none levied)		-0-	59,308.05

#### SPECIAL DISTRICT TAXES

##### FIRE DISTRICTS

District No. 1 - Doyle	\$	18,571.00	
District No. 2 - Wallen		12,755.00	
District No. 3 - Forks		1,975.00	
District No. 4 - U-Crest		5,484.04	
District No. 5 - Pine Hill-		10,900.00	
District No. 6 - Cleveland Hill		7,226.97	
District No. 8 - Hyland (Urban)		321.00	57,233.01

##### WATER DISTRICTS

District No. 1 - Doyle	\$	4,900.00	
District No. 2 - Walden		2,000.00	
District No. 3 - Forks		1,800.00	
District No. 4 - U-Crest		5,133.30	
District No. 5 - Pine Hill		3,200.00	
District No. 6 - Cleveland Hill		5,701.82	
District No. 7 - French Road		1,491.08	
District No. 8 - Hyland (Urban)		250.00	24,476.20

##### GARBAGE DISTRICTS

District No. 1 - Clinton-William	\$	9,110.12	
District No. 2 - U-Crest		6,224.87	
District No. 3 - Walden		15,016.93	
District No. 4 - Pine Hill-Delevan		24,842.68	
District No. 5 - Cleveland Hill		32,578.33	
District No. 6 - Maryvale-Unionvale		9,712.16	
District No. 7 - Orchard Hill		1,647.09	
District No. 8 - City-edge-view		1,294.95	
District No. 9 - Broadway-Union		670.20	
District No. 10 - Tio-run-da		9,178.27	
District No. 11 - Bellevue		374.85	
District No. 12 - South Union Road		1,045.05	
District No. 13 - Cayuga Creek Road		817.87	
District No. 14 - Como and Union Road		1,079.13	\$ 113,592.50

SPECIAL DISTRICT TAXES (Cont'd)SEWER DISTRICTS

District No. 1	\$ -0-	
District No. 2	2,500.00	
District No. 3	26,338.71	
District No. 4	3,200.00	
District No. 5	150,891.05	
District No. 6	<u>15,346.00</u>	\$ 198,275.76

STORM SEWER DISTRICTS

District No. 1	-0-	
District No. 2	-0-	
District No. 3	<u>5,081.05</u>	5,081.05

LATERAL SANITARY SEWER DISTRICTS

Arthur Street	344.63	
Lincoln Drive	827.06	
Huth Road	626.64	
Aberdeen Street	783.30	
Roycroft Blvd.	<u>372.43</u>	2,954.06

SIDEWALK DISTRICTS

Maryvale	419.60	
Unionvale	<u>558.58</u>	978.18

CURBING DISTRICTS

Wanda Street		3,077.26
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FIRE PROTECTION DISTRICTS

District No. 1	222.09	
District No. 2	<u>3,800.00</u>	4,022.09

PROCEEDS OF BONDS ISSUED

Crestwood, etc. Lateral Sewers		
Principal	27,320.00	
Premium and Interest	<u>58.00</u>	27,378.00
Sewer District No. 3 - Disposal		
Plant Improvement		
Principal	20,000.00	
Premium and Interest	<u>169.21</u>	20,169.21
Sewer District No. 5 - Disposal		
Plant and System Improvement		
Principal	98,000.00	
Premium and Interest	<u>829.14</u>	98,829.14

COMPTROLLER OF THE STATE OF NEW YORK

State Assistance	259,375.40	
Justice Court Fines and Fees	<u>2,452.50</u>	261,827.90

ERIE COUNTY TREASURER

Mortgage Tax	39,809.22	
Dog Tax	<u>4,037.40</u>	43,846.62

LICENSES

Dog	607.25	
Marriage	256.50	
Hunting	362.25	
Soft Drink	66.00	
Amusement	1,734.00	
Plumbing	<u>870.00</u>	3,896.00

DEPARTMENT EARNINGS

Receiver of Taxes and Assessments	2,407.12	
Filing Fees	1,700.00	
Permit Fees	8,013.50	
Zoning Fees	780.00	
Birth and Death Certificates	<u>160.00</u>	13,060.62

**CURRENT CHARGEBACKS BY COUNTY TREASURER****Payable by:**

Highway Fund	241.89	
Town Health Fund	9.77	
Special Districts Fund	<u>799.13</u>	1,050.79

**SERVICES OF SEWAGE PLANT SUPERINTENDENT**

Sewer District No. 3	680.00	
	<u>2,380.00</u>	3,060.00

**INCINERATION**

Payment from Garbage Districts		43,500.00
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**WELFARE FUND**

Proceeds of slot machine raid		899.55
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**CONSTRUCTION AND IMPROVEMENTS**

Project N.Y. 2420 - Storm Sewers and drainage		609.00
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**REPAYMENT OF ADVANCE**

From Highway Fund		15,000.00
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**MISCELLANEOUS**

New York State Youth Commission	2,400.00	
Sloan Service Corp. - Refund insurance	383.56	
A. Ippolita - Sale of lot	300.00	
Treasurer of Erie County-franchise tax	71.83	
Telephone service:		
Fire District No. 2	66.00	
Fire District No. 4	66.00	
Fire District No. 5	66.00	
Fire District No. 6	132.00	
Village of Sloan	66.00	
Damages to police car s	38.50	
Sale of code books	36.25	
Sale of maps	23.25	
New York Telephone Company - Commission	18.50	
Treasurer of Erie County - Refund of fine	10.00	
Copy of resolution	.50	

**TOTAL RECEIPTS**

\$1,339.768.53

**DISBURSEMENTS****TOWN BOARD****BUDGET EXPENDITURES**

Salaries - Councilmen	\$ 7,999.68	
Salary - Town Attorney	4,599.84	
Salary - Senior Stenographer	2,091.66	
Printing briefs, cost of litigation and expense of Town Attorney	2,204.48	
Office and Other Expenses of Councilmen	<u>725.32</u>	17,620.98

**SUPERVISOR**

Salary	5,799.84	
Salary of Assistant	2,599.92	
Office and other expense	<u>679.53</u>	9,079.29

**TOWN CLERK**

Salary	4,299.84	
Salary of Deputy	2,299.92	
Salary of Junior Deputy	66.66	
Salary of Clerk	2,250.00	
Salary of Switchboard Operator	179.46	
Office and other expense	<u>1,231.70</u>	10,327.58

**JUSTICES OF THE PEACE****Salaries:**

Theodore P. Franzek	3,600.00	
Arthur H. Swartz	1,800.00	
Office and Other Expenses	<u>293.80</u>	5,693.80



ASSESSORS

## Salaries:

E. Jerzewski	\$ 3,600.00	
J. Ederer, Jr.	2,899.92	
B. Orlikowski	2,899.92	
Addressograph Operator	1,130.60	
Clerk	1,063.00	
Equipment	6,009.96	
Traveling Expense	497.76	
Office and Other Expense	802.33	18,903.49

RECEIVER OF TAXES AND ASSESSMENTS

## Salaries:

Receiver of Taxes and Assessments	4,099.92	
Clerk	2,250.00	
Extra Clerks	4,699.75	
Equipment	684.90	
Supplies	778.12	
Postage	706.32	13,219.01

TOWN HOUSE

## Salaries - Telephone Operators:

S. Isbrandt	2,500.08	
E. Mietlicki	2,500.08	
A. Milbrandt	2,500.08	
Cleaning Wages	2,118.75	
Telephone Service	4,083.13	
Repairs	292.87	
Supplies	1,319.55	
Fuel	759.00	
Electricity	1,119.14	
Water	178.38	
Window Cleaning	250.00	
Equipment	1,451.50	
Maintenance	197.00	\$ 19,269.56

ENGINEERING AND PREPARATION OF TAX ROLLS

Salary - Tax Roll Clerk	2,479.02	
Salaries - Extra Clerks	2,106.00	
Equipment	711.00	
Supplies	- 78.25	5,374.27

ADVERTISING AND PUBLISHING NOTICES

2,737.77

ELECTIONS

Compensation of Officials	5,945.50	
Rent of Polling Places	565.00	
Moving Booths, etc.	1,852.78	
Equipment	12,492.46	20,855.74

INSURANCE AND SURETY BONDS

Compensation Insurance	11,104.11	
Fire and General	7,419.09	
Surety Bonds	860.00	19,383.20

TOWN HEALTH FUND

Salary of Health Officer	2,700.00	
Expense of Health Officer	370.65	
Registrar of Vital Statistics	80.50	
Erie County Chargebacks	9.77	3,160.92

**CONSTRUCTION AND IMPROVEMENTS**

Project N.Y. 30-136 - U-Crest Ditch	\$ 1,013.33	
Project N.Y. 2420 - Storm sewer and drainage	1,218.00	
Project N.Y. 2421 - Incinerator and Garage	2,038.97	
George Urban Town Park	57,260.87	
Roycroft Pump Station	12,615.94	
Grit Chamber - Disposal Plant No. 5	2,364.46	
Wanda Street Curbing	153.17	
Huth, Lincoln, Aberdeen - Lateral Sewers	1,358.33	
Overflow and Relief Sewer District No. 5	6,744.65	
Trunk Sewer in Roycroft Hwd. - Dist. No. 5	75.00	
Lateral Sewer in Roycroft Blvd. - Dist. No. 5	76.20	
Oehman Blvd. Sidewalk Improvement	1,080.42	
Crestwood, etc., Lateral Sewers	21,919.61	
Sewer Dist. No. 3 - Disposal Plant Improvement	133.64	
Sewer Dist. No. 5 - Disposal Plant and System Improvement	19,033.33	127,085.92

**ATTENDANCE OFFICERS**

Salaries:		
L. Siekierski	1,400.00	
C. Stellrecht	1,400.00	
Supplies	36.00	2,836.00

**RETIREMENT SYSTEM**

Town's 1949 Contribution	18,300.00
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**BUILDING FUND**

Minor Improvements	2,322.13
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**MEMORIAL DAY AND VETERANS OBSERVANCE**

275.00

**APPROVING OPINIONS AND OTHER PROFESSIONAL SERVICES**

6,617.47

**DOG WARDENS**

Salaries:		
B. Kraska	1,849.92	
L. Leising	1,849.92	
Other Expense	91.99	3,791.83

**TRAFFIC REGULATION EXPENSE**

Electricity	326.80	
Repairs to Lights	2,437.94	
Street marking and paint	1,984.52	4,749.26

**DEPARTMENT OF PUBLIC WORKS**

Garbage Incinerator:		
Plant Superintendent	3,199.92	
Operators and Maintenance Men	14,371.74	
Extra Labor	48.00	
Supplies	1,855.27	
Power and Water	1,355.22	
Fuel	273.73	
Building Maintenance	3,438.31	
Miscellaneous Functions:		
Sewage Plant Superintendent	3,600.00	
General Foreman	2,899.92	
Clerk	2,799.84	
Maintenance Men	4,599.84	
Sewer Inspector	2,700.00	
Supplies	271.20	41,412.99

ZONING BOARDSalaries:

Building Inspector	\$ 2,899.92	
Assistant Building Inspector	2,166.60	
Draftsman	2,700.00	
Expense	<u>2,808.78</u>	\$ 10,575.30

RECREATION

Salary - Recreational Director	3,000.00	
Secretary to Board	641.63	
Extra Labor	6,944.26	
Umpires and Referees	2,512.00	
Purchase of Equipment	10,077.53	
Maintenance of Parks	11,715.29	
Supplies	8,241.67	
Traveling Expenses	<u>519.85</u>	43,652.23

UNBUDGETED

Repairs to sidewalks, etc.		40,442.73
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ERIE COUNTY TREASURER

Current chargebacks for erroneous taxes		1,075.25
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SHADE TREE FUND

		4,893.00
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TOWN POLICE FORCESalaries:

W. Marynowski	3,699.84	
J. Mersmann	3,450.00	
J. Aylward	3,000.00	
J. Carr	3,038.93	
S. Chainski	3,000.00	
J. Cieslik	3,000.00	
T. De Federicis	2,849.88	
F. Enser, Jr.	3,020.85	
S. Fenske	3,000.00	
F. Goshleski	3,000.00	
W. Graham	3,100.08	
J. Gruber	2,849.88	
F. Herman	2,849.88	
J. Huber	3,150.00	
H. Kern	2,849.88	
B. Kistowski	3,100.08	
A. Klaja	3,000.00	
C. Klenck	3,000.00	
C. Kohl	3,000.00	
L. Koslowski	3,150.00	
B. Kostrzewski	3,000.00	
R. Kromer	3,000.00	
H. Kuehlewind	2,849.88	
C. Lauer	3,150.00	
R. Malik	2,849.88	
A. Nowicki	3,000.00	
R. Olson	7.50	
M. Pick	3,150.00	
W. Przepiora	3,000.00	
J. Schneider	2,849.88	
W. Siwinski	2,966.64	
L. Smolarek	2,849.88	
H. Snyder	2,849.88	
S. Szymanski	3,031.25	
J. Weiss	3,000.00	
F. Zalemski	<u>3,000.00</u>	105,664.09

**TOWN POLICE FORCE - (Cont'd)****Expenses:**

Salary - Mechanic	2,329.09	
Gas and Oil	7,100.07	
Maintenance - Cars and Cycles	3,766.84	
Materials and Supplies	1,600.55	
Printing and Stationery	314.97	
Special Traffic Guards	100.00	
Purchase of Equipment	6,759.02	
Medical Examinations	28.00	
Maintenance - Radio Station	817.33	
Traveling Expenses	<u>145.05</u>	22,960.92

**TOWN LOCK-UP**

Services of Matron	699.84	
Meals to Prisoners	<u>175.10</u>	874.94

**MISCELLANEOUS**

Handling fees - paying bonds and coupons	51.14	
Refunds - Rezoning fees	160.00	
Refunds - Plumbers examinations	95.00	
Expense of Highway Superintendent to conventions	110.78	
Fighting grass fires	<u>122.76</u>	539.68

**SPECIAL DISTRICT EXPENDITURES****LIGHTING TOWN - GENERAL**

Town Street Lighting	58,332.23	
Erie County Treasurer - Chargebacks	108.05	
Repairs to standards, etc.	265.20	
	<u>\$ 58,705.48</u>	
Less: Received from Village of Sloan	600.00	58,105.48

**FIRE DISTRICTS**

District No. 1 - Doyle	18,571.00	
District No. 2 - Walden	12,755.00	
District No. 3 - Forks	1,975.00	
District No. 4 - U-Crest	5,484.04	
District No. 5 - Pine Hill	10,900.00	
District No. 6 - Cleveland Hill	7,226.97	
District No. 8 - Hyland (Urban)	<u>321.00</u>	57,233.01

**WATER DISTRICTS**

District No. 1 - Doyle	5,197.40	
District No. 2 - Walden	2,090.79	
District No. 3 - Forks	1,882.16	
District No. 4 - U-Crest	5,146.34	
District No. 5 - Pine Hill	3,364.09	
District No. 6 - Cleveland Hill	6,351.71	
District No. 7 - French Road	1,249.97	
District No. 8 - Hyland (Urban)	<u>262.12</u>	25,544.58

**GARBAGE DISTRICTS**

District No. 1 - Clinton-William	9,782.05	
District No. 2 - U-Crest	6,684.00	
District No. 3 - Walden	16,124.52	
District No. 4 - Pine Hill - Delevan	26,674.97	
District No. 5 - Cleveland Drive	34,982.15	
District No. 6 - Maryvale	10,428.51	
District No. 7 - Orchard Hill	1,768.58	
District No. 8 - City-edge-view	1,390.45	
District No. 9 - Broadway-Union	719.62	
District No. 10- Tiorunda	9,855.23	
District No. 11- Bellevue	402.49	
District No. 12- South Union Road	1,122.13	
District No. 13- Cayuga Creek Road	878.20	
District No. 14- Como and Union Road	<u>1,158.71</u>	

Less: Revenues Received	\$ 121,971.61	
	<u>474.31</u>	121,497.30

SEWER DISTRICTS

District No. 1		
Rental 1-1-49 to 9-30-49	1,362.96	
Maintenance	<u>414.00</u>	1,776.96
District No. 2		
Rental 1-1-49 to 12-31-49	1,600.00	
Maintenance	<u>486.75</u>	2,086.75
District No. 3 - Disposal Plant		
Labor - Operating	10,108.85	
Labor - Maintenance	4,142.50	
Power	736.48	
Water	870.85	
Taxes	2,181.03	
Chlorine	1,500.00	
Supplies	1,119.99	
Repairs	2,295.28	
	\$ 22,954.98	
Less: Rental to Village of Sloan	<u>600.00</u>	22,354.98
District No. 4		
Rental 1-1-49 to 12-31-49	1,900.00	
Power	393.18	
Water	9.15	
Gas	138.79	
Repairs	2,592.84	
Labor - Maintenance	<u>534.81</u>	5,568.77

SEWER DISTRICTS - (Cont'd)

District No. 5 - Disposal Plant		
Labor - Operating	27,005.35	
Labor - Maintenance	9,680.97	
Power	9,714.50	
Water	3,191.51	
Gas	3,318.05	
Chlorine	6,346.26	
Supplies	5,002.94	
Repairs	10,136.20	
Taxes	1,902.45	
	\$ 76,298.23	
Less: Rental charged:		
Sewer District No. 2	\$ 1,600.00	
Sewer District No. 4	1,900.00	
Sewer District No. 6	<u>12,800.00</u>	\$ 59,998.23
District No. 6		
Rental 1-1-49 to 12-31-49		12,800.00

FIRE PROTECTION DISTRICTS

District No. 1		
Bowmansville Fire Company	\$ 222.09	
District No. 2		
Cleveland Hill Fire Dist.	\$2,000.00	
Hydrant Rental	<u>1,587.55</u>	<u>3,587.55</u>
		3,809.64

DEBT SERVICEREDEMPTION OF BONDS

Sewer District No. 3	\$ 5,583.33	
Sewer District No. 5	75,294.90	
Sewer District No. 6	2,000.00	
Storm Sewer District No. 3	5,000.00	
Sidewalk Districts	2,400.00	
Lateral Sewer Districts	2,505.10	
Street Curbing Districts	2,750.00	
General Town Debt	<u>11,000.00</u>	106,533.33

INTEREST ON BONDS

Sewer District No. 3	\$	2,375.38	
Sewer District No. 5		27,736.77	
Sewer District No. 6		546.00	
Storm Sewer District No. 3		1,760.00	
Sidewalk Districts		192.80	
Lateral Sewer Districts		513.16	
Street Curbing Districts		210.38	
General Town Debt		4,183.00	37,517.49
		<u>TOTAL DISBURSEMENTS</u>	<u>\$1,098,520.87</u>

SUMMARY FOR GENERAL FUND, HEALTH FUND AND SPECIAL DISTRICTS FUNDS

Total Receipts	\$1,339,768.53	
Total Disbursements	<u>1,098,520.87</u>	
Balance - December 31, 1949		<u>\$ 241,247.66</u>

DETAILED SUMMARY OF HIGHWAY FUND FOR THE YEAR 1949RECEIPTS

Balance from previous year	\$	1,806.74	
State aid money		2,611.13	
Capital Notes		9,813.00	
Treasurer Erie County - Snow Removal		2,514.81	
1949 Highway Tax - Primary Account		87,393.73	
1949 Highway Tax - Budget Account		500.00	
1949 Highway Tax - Machinery Account		25,856.08	
1949 Highway Tax - Miscellaneous Account		<u>25,489.91</u>	\$ 155,985.40

DISBURSEMENTS

Primary Account	90,018.10	
Bridge Account	549.00	
Machinery Account	41,253.45	
Miscellaneous Account	<u>24,146.58</u>	<u>155,967.13</u>
Balance - December 31, 1949		<u>\$ 18.27</u>

The foregoing statement is in accordance with the books and records maintained by me, which I herewith submit for comparison, inspection and approval.

Benedict T. Holtz  
Supervisor

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

We, the undersigned, constituting the members of the Town Board of Cheektowaga, do hereby certify that we have checked and audited the books of Benedict T. Holtz, Supervisor, and that the foregoing report is a true detailed summary copy of all accounts, audited by this Board for the year 1949 as to the receipts and disbursements and amounts claimed and allowed, and the same hereby are approved.

Dated the 31st day of December, 1949.

Signed, Felix T. Wroblewski

Henry J. Nagel

Joseph A. Neibert

Nicholas Napieralski

ATTEST:

(Constituting a majority of the Town Board of the Town of Cheektowaga, New York)

Kenneth T. Hanley  
Town Clerk

On motion of Mr. Wroblewski seconded by Mr. Neibert, the Town Clerk was authorized to have 100 copies of the Supervisor's report printed and also, have same report published in the Cheektowaga Times.

CARRIED

AYES: -5-

A communication was read from the Zoning Board of Appeals recommending to the Town Board that the petition of Pariso Bros., to rezone property on Cleveland Drive at Roycroft Blvd., from residence to business, be denied.

CARRIED

AYES: -5-

A communication was read from the William Street Citizens' and Taxpayers' Protective Assn., Inc., complaining about sparks and fly ash coming from the chimney stacks of the Buffalo Incinerator Plant and also the litter of papers and debris scattered by the City of Buffalo Sanitary Disposal trucks.

On motion by Mr. Wroblewski, seconded by Mr. Bystrak, the Town Clerk was authorized to enter a complaint in writing to Mr. Fred Crane, Superintendent of Sanitation, City of Buffalo.

CARRIED

AYES: -5-

A petition was presented for street lights on Awood Place from Genesee Street to the end of the Street. This was ordered referred to the Board of Assessors for a property check by Supervisor Holtz.

A communication was read from Mr. Stanley Bystrak, Councilman, Town of Cheektowaga, New York, regarding the dangerous condition at Harlem Road, south of Broadway, due to contractors' leaving large holes in the ground and thereby causing a hazardous condition for children in the vicinity. This was ordered referred to the Chairman of the Public Improvements Committee by Supervisor Holtz.

A communication was read from Mr. John J. Zablotny, Town Superintendent of Highways, requesting that the Town Board accept the following named streets as Town Highways:

Wayne Terrace  
Merrymount Road  
Briercliff Road

On motion by Mr. Nagel, seconded by Mr. Wroblewski, the request was ordered tabled for one week for further study by the Town Board.

CARRIED

AYES: -5-

A petition was presented bearing the names of approximately 110 persons complaining about a dangerous intersection for school children at the entrance of North Adeline, North Tiorunda, and West, Tiorunda, in the Tiorunda Project. This was ordered referred to the Chief of Police for investigation by Supervisor Holtz.

A petition was presented by approximately 35 persons residing on Rowley Road requesting that the Board instruct the County to remove the sign reading Bennet Road in the Bellevue Section of the Town. The Town Clerk was authorized to contact the County Highway Department and ask that the request be granted.

On motion of Mr. Neibert, seconded by Mr. Wroblewski, all heads of the various departments in the Town of Cheektowaga, were duly authorized to attend the Association of Towns' Eighteenth Annual Meeting at New York City, on the 6th, 7th, and 8th day of February, 1930, and that Mr. Benedict T. Holtz act as delegate in and for the Town of Cheektowaga at this meeting, and that Mr. Henry Nagel act as alternate delegate.

CARRIED

AYES: -5-

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

RESOLVED, that the Town Clerk be authorized and directed to contract with the Niagara Mohawk Power Corporation to have them install one 2500 lumen street lamp on pole No. 1119 on Cleveland Drive, in the Town of Cheektowaga, New York.

Seconded by Mr. Wroblewski.

CARRIED

AYES: -5-

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

RESOLVED, that the Supervisor be authorized and directed to pay to the Town of West Seneca the amount of One Thousand eight hundred dollars and forty-five cents (\$1,800.45), amount due for taxes on Disposal Plant No. 3, located on Clinton Street in the Town of West Seneca.

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
Stanley Bystrak	voting aye

CARRIED

AYES: -5-

Councilman Neibert presented the following resolution and moved its adoption:



RESOLVED, that Walter Dominiak, Cheektowaga, New York, be, and he is hereby appointed, secretary to the Board of Directors of Recreation at an annual salary of \$700.00.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

CARRIED AYES: -5-

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

WHEREAS,	Robert Molik
	Jerome Schneider
	Francis Herman
	Henry Snyder
	Howard Kern
	Leonard J. Smolarek
	John S. Gruber
	Harold Kuehlewind
	G. J. DeFedericis

were appointed Patrolmen of the Police Department of the Town of Cheektowaga to take office January 1, 1949, and

WHEREAS, one year's probationary period has passed since their appointment, be it

RESOLVED, that their salaries be fixed at \$3,000.00 per year, payable in semi-monthly installments, which is the same amount paid other Patrolmen.

Seconded by Councilman Joseph A. Neibert.

CARRIED AYES: -5-

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Scamurra Subdivision map, Part 3, made by Krause and Gantzer, Engineers, dated October, 1949, be approved and ordered filed in the Town Clerk's office.

Seconded by Councilman Neibert.

CARRIED AYES: -5-

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 16th day of January, 1950, at 7:30 P. M. o'clock Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz,	Supervisor
	Henry Nagel,	Councilman
	Stanley Bystrak,	Councilman
	Joseph Neibert,	Councilman
	Felix T. Wroblewski,	Councilman

ABSENT: -0-

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the 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 24th day of October, 1949.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Cedar Road	Eggert Road	End of street
Campbell Road	Cedar Road	End of street
Tudor Road	Eggert Road	End of street.

#### TYPE OF STREET LIGHTING INSTALLATION

Ornamental steel poles of a height of 21 feet to be equipped with underground wiring.

WHEREAS, EDWARD B. JERZEWSKI, BRONISLAUS J. ORLIKOWSKI, and ANDREW SCHWENK, 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 1st day of February, 1950, at 2:30 P. M., 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 Wroblewski and duly put to a vote, which resulted as follows:

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

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 16th day of January, 1950, 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 16th day of January, 1950.

Kenneth T. Hanley  
Town Clerk

(Seal)

STATE OF NEW YORK }  
COUNTY OF ERIE } SS.C  
TOWN OF CHEEKTOWAGA }

EDWARD B. JERZEWSKI, BRONISLAUS ORLIKOWSKI, and ANDREW SCHWENK, 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, 1950, 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 24th day of October 1949, for the improvement of both sides of the public highways situated in the 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
Cedar Road	Eggert Road	End of street
Campbell Road *	Cedar Road	End of street
Tudor Road	Eggert Road	End of street.

#### TYPE OF STREET LIGHTING INSTALLATION

Ornamental steel poles of a height of 21 feet to be equipped with underground wiring.

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

Bronislaus Orlikowski  
Assessor of the Town of Cheektowaga  
Erie County, New York

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga  
Erie County, New York

Subscribed and sworn to before me this 18th day of January, 1950.

Kenneth T. Hanley  
Notary Public, Erie County, New York

Posted as follows on the 21st day of January, 1950;

- 1- Post cor. Cedar and Campbell Rd.
- 2- Post in front No. 160 Campbell Rd.
- 3- Tree in front No. 95 Cedar Rd.
- 4- Telephone Pole cor. Eggert and Tudor Rd.
- 5- Telephone Pole No. 385 Eggert Rd.

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

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 14th day of January, 1950 at 7:30 o'clock P. M., E. S. T., there were:

**PRESENT:**

Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Neibert, Councilman  
Stanley Bystrak, 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 14th day of October, 1948.

**PUBLIC HIGHWAYS  
TO BE IMPROVED**

Cedar Road FROM Eggert Road  
TO End of Street.

Campbell Road FROM Cedar  
Road TO End of Street.

Tudor Road FROM Eggert Road  
TO End of Street.

**TYPE OF STREET LIGHTING  
INSTALLATION**

Ornamental steel poles of a height of 14 feet to be equipped with underground wiring.

**WHEREAS**, EDWARD B. JERZEWski, BEN SLAUS J. ORLIKOWSKI and ANDREW SCHWENK, 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 1st day of February, 1950, at 8:30 P.M. Eastern Standard Time 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 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.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.  
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 14th day of January, 1950, 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

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 5 weeks; first publication JAN 19 1950 last publication JAN 19 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JAN 19 1950, 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

Posted as follows on the 21st day of January, 1950;

- 1- Post cor. Cedar and Campbell Rd.
- 2- Post in front No. 160 Campbell Rd.
- 3- Tree in front No. 95 Cedar Rd.
- 4- Telephone Pole cor. Eggert and Tudor Rd.
- 5- Telephone Pole No. 385 Eggert Rd.

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

said, 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 1st day of February, 1950, at 2:30 P.M. Eastern Standard Time 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 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.

Stanley Bystrak, voting Aye.

Joseph Nebhart, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

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 18th day of January, 1950, 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 18th day of January, 1950.

KENNETH T. HANLEY,

Town Clerk

Jan-19

(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 ..... JAN 19 1950

last publication ..... JAN 19 1950

and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of ..... JAN 19 1950, 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

Mr. Wroblewski 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 22nd day of December, 1949.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Roswell Road	Southgate	Cleveland Drive

TYPE OF STREET LIGHTING INSTALLATION

Twenty-four foot, ornamental, standard - Goose neck type. Underground wiring.

WHEREAS, EDWARD B. JERZEWSKI, BRONISLAUS J. ORLIKOWSKI, and ANDREW SCHWENK, 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 of 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 1st day of February, 1950, at 2:30 P. M., Eastern Standard Time 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 Bystrak and duly put to a vote which resulted as follows:

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

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 16th day of January, 1950, 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 16th day of January, 1950.

Kenneth T. Hanley  
Town Clerk

(Seal)

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

EDWARD B. JERZEWSKI, BRONISLAUS ORLIKOWSKI, and ANDREW SCHWENK, 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, 1950, 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 22nd day of December, 1949, for the improvement of both sides of the public highways situated in the 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
Roswell Road	Southgate	Cleveland Drive

#### TYPE OF STREET LIGHTING INSTALLATION

Twenty-four foot, ornamental, standard - Goose neck type. Underground wiring.

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

Bronislaus Orlikowski  
Assessor of the Town of Cheektowaga,  
Erie County, New York

Andrew Schwenk  
Assessor of the Town of Cheektowaga,  
Erie County, New York

Subscribed and sworn to  
before me this 18th day  
of January, 1950.

Kenneth T. Hanley  
Notary Public, Erie County, New York

Posted as follows on the 21st day of January, 1950;

- 1- Tree in front of No. 46 Roswell Rd.
- 2- Tree in front of No. 37 Roswell Rd.
- 3- Post north east corner Roswell Rd. and Southgate Rd.
- 4- Post north west corner Roswell Rd. and Southgate Rd.
- 5- Tree in front of No. 16 Roswell Rd.

Hereto is a copy of notice published in the Cheektowaga Times the official paper of the Town of Cheektowaga, New York;

**Street Lighting 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 16th day of January, 1950 at 7:30 o'clock P. M., E. S. T., there were:  
**PRESENT:**  
Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Neibert, Councilman  
Stanley Bystrak, Councilman  
**ABSENT:** None.  
Councilman Wroblewski offered the following resolution and moved its adoption:  
"WHEREAS, a petition for the improvement of both sides of the public highways in Consolidated District No. 1 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 December, 1949,  
**PUBLIC HIGHWAYS TO BE IMPROVED**  
Roswell Road FROM Southgate TO Cleveland Drive.  
**TYPE OF STREET LIGHTING INSTALLATION**  
Twenty-five foot, ornamental, standard, three neck type. Underground wiring.  
WHEREAS, EDWARD B. JERZYWSKI, MICHAEL J. ORLIKOWSKI and ANDREW SCHWENK, Assessors of said Town of Cheektowaga have submitted 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 1st day of February, 1950, at 7:30 P.M. Eastern Standard Time 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 Bystrak and duly put to a vote which resulted as follows:  
Benedict T. Holtz, voting Aye.  
Henry Nagel, voting Aye.  
Felix T. Wroblewski, voting Aye.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.  
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 16th day of January, 1950, 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 in the true copy.  
I FURTHER CERTIFY that all

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 JAN 19 1950; last publication JAN 19 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
day of JAN 19 1950, 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, 1957  
Registered No. 5029



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

RESOLVED, that the amount of \$30,000.00 be transferred from the General Fund to the Highway Fund, to be repaid from current tax collections.

Seconded by Mr. Nagel.

CARRIED;

AYES; -5-.

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

RESOLVED, that the amount of \$40,000.00 be transferred from the General Fund to the Special Districts Fund, to be repaid from current tax collections.

Seconded by Mr. Nagel.

CARRIED;

AYES; -5-.

Posted as follows on the 21st day of January, 1950;

- 1- Tree in front of No. 46 Roswell Rd.
- 2- Tree in front of No. 37 Roswell Rd.
- 3- Post north east corner Roswell Rd. and Southgate Rd.
- 4- Post north west corner Roswell Rd. and Southgate Rd.
- 5- Tree in front of No. 16 Roswell Rd.

Hereto is a copy of notice published in the Cheektowaga Times the official paper of the Town of Cheektowaga, New York;

...duly 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 1st day of February, 1950, at 7:30 P.M. Eastern Standard Time to consider the said petition and to take all proper action thereon and the public hearing 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 Bystrak and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye.  
Henry Nagel, voting Aye.  
Felix T. Wroblewski, voting Aye.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.

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 16th day of January, 1950, 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 16th day of January, 1950.

KENNETH T. HANLEY,  
Town Clerk

(SEAL)

jan-19

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 JAN 19 1950 last publication JAN 19 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JAN 19 1950, 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

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

RESOLVED, that the amount of \$30,000.00 be transferred from the General Fund to the Highway Fund, to be repaid from current tax collections.

Seconded by Mr. Nagel.

CARRIED;

AYES; -5-.

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

RESOLVED, that the amount of \$40,000.00 be transferred from the General Fund to the Special Districts Fund, to be repaid from current tax collections.

Seconded by Mr. Nagel.

CARRIED;

AYES; -5-.

Councilman Nagel offered the following resolution and moved its adoption:

RESOLVED, that Nussbaumer and Clarke, Engineers, be requested to make a report on storm sewer conditions on Eggert Road.

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

CARRIED

AYES: -5-

Councilman Nagel offered the following resolution and moved its adoption:

RESOLVED, that the Heads of all Departments be directed to be present either in person or by a representative of his department at all future meetings of the Town Board and that the Town Clerk be directed to mail to each Department Head a copy of this resolution.

Seconded by Councilman Neibert.

CARRIED

AYES: -5-

Councilman Wroblewski was granted the floor and requested that the County install no-parking signs at bus stops on Walden Avenue and that the State be requested to do the same on Clinton Street.

Councilman Wroblewski called to the attention of the Chairman that he made this request some four months ago but no action was taken. This was ordered referred to the Town Clerk for action by the Supervisor.

Mr. Gail Crawford, President of the North Cheektowaga Home Owners Association, Mr. John Salamanchuk, and approximately fifteen persons residing on Maryvale Drive were present at this meeting and requested the Board that some steps be taken to alleviate the storm water situation on Maryvale Drive.

On a motion by Mr. Wroblewski, seconded by Mr. Neibert, the Supervisor was requested to take up with the County Highway Superintendent the need for immediate attention to the storm water ditches along county highways in the Town of Cheektowaga, New York.

CARRIED

AYES: -5-

The group also complained about sanitary sewer conditions in their neighborhood being overloaded. This was ordered referred to Sewer Inspector Wagner by Supervisor Holtz.

Mr. Harvey Wahl was granted the floor and complained about the poor service rendered by the New York State Electric and Gas Corporation, claiming that the lights not only go out of order during a wind storm but at most any time of the day or night. Ordered referred to the Town Clerk to communicate with the electric company regarding this situation, by Supervisor Holtz.

Councilman Nagel was granted the floor and requested that all sewer connections are not to be made in new buildings until the roof is on and the building is completed. This was ordered referred to Mr. William Tadio, Plumbing Inspector.

Councilman Nagel also requested that Sewer Inspector Wagner be ordered and directed to report to the Town Board, a weekly report of his sewer inspections and investigations in the Town.

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 upon the Supervisor for payment of same, after same have been properly audited.

CARRIED

AYES: -5-

As there was no further business to come before this Town Board, Mr. Bystrak moved, seconded by Mr. Nagel, that this meeting stand adjourned.

CARRIED

AYES: -5-

Kenneth T. Hanley  
Town Clerk

(Seal)

*Kenneth T. Hanley*

Cheektowaga, New York  
January 24, 1950

At a Special Meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 24th day of January, 1950 at 7:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz,	Supervisor
	Henry Nagel,	Councilman
	Felix T. Wroblewski,	Councilman
	Stanley Bystrak,	Councilman

ABSENT:	Joseph A. Neibert,	Councilman
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The Chairman called the meeting to order and directed the Clerk to call the roll.

Due to the absence of Town Clerk Kenneth T. Hanley, Councilman Nagel was appointed Clerk for this meeting.

Councilman Bystrak offered the following resolution and moved its adoption:

RESOLVED, that the Town Superintendent of Highways, John J. Zablotny, be authorized to attend the annual convention of the State Highway Superintendents at Albany, New York, on January 25, 26, and 27, and that the expense be charged to the Highway Budget.

Seconded by Councilman Wroblewski.

CARRIED                      AYES: -5-                      ABSENT: -1-

Mr. Julius Hemilforb, Attorney at Law, was granted the floor, and he informed the Board that his client, The Denver-Chicago Trucking Company, are contemplating the purchase of a large tract of land at Harlem and Grunner Roads in the Town of Cheektowaga to be used as a distribution point by the company.

Mr. Hemilforb explained that he came before the Board to determine if any Town Ordinance would restrain his client from constructing two buildings on the site. One building would have a truck terminal and the other an office and combined garage and repair shop.

The property is in a First Industrial Area, and the Board decided that a permit could be granted, so long as the business of the corporation was confined to the buildings. No trucks would be allowed to stand outside.

The Board also stipulated that Harlem Road should be designated as an entrance to the building, and no trucks weighing more than 8,000 pounds should use the highway.

The matter was referred to the Town Board for further study by Supervisor Holtz.

As there was no further business to come before the Town Board, Councilman Nagel moved, seconded by Councilman Bystrak, to adjourn.

CARRIED                      AYES: -4-                      ABSENT: -1-

Kenneth T. Hanley  
Town Clerk

Dated: January 24, 1950

*Hanley*

Cheektowaga, New York  
February 1, 1950-

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 1st day of February, 1950, at 2:30 o'clock P. M., Eastern Standard Time, there were:

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

ABSENT: -0-

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

Without any objections, the readings of the minutes of the previous meeting were dispensed with until a later date.

Mr. Black, representing the Buffalo Philharmonic Orchestra, was granted the floor and the Town of Cheektowaga was asked for its support of the orchestra.

Councilman Bystrak moved the adoption of the following resolution:

RESOLVED, that the Board officially endorse the current Maintenance Fund Drive for \$93,000.00 for the Buffalo Philharmonic Orchestra and call upon the residents of the Town of Cheektowaga to support the appeal, thereby assuring the continuation of this splendid orchestra, which has taken its place among the nation's great orchestras.

Seconded by Councilman Wroblewski.

CARRIED AYES: -5-

A petition for the installation of street lights, with iron standards and underground wiring, ornamental, staggered, for Southgate Road from Genesee Street to the end of the street, was ordered referred to the Board of Assessors for a property check by Supervisor Holtz.

A map was presented for the extension of Orchard Hill property on Huth Road. This was ordered tabled for further study by Supervisor Holtz.

This being the time and place advertised for a public hearing for the installation of street lights, Roswell Road from Southgate Road to Cleveland Drive, Cedar Road from Eggert Road to the end of the street, Campbell Road from Cedar Road to the end of the street, and Tudor Road from Eggert Road to the end of street,

The Town Clerk presented proof of posting and publication, which was duly ordered filed by the Supervisor.

The Supervisor ordered the hearing opened and, since no one appeared either in favor or in opposition to the proposed installation of street lighting, the Chairman ordered the hearing closed and decision was reserved.

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

RESOLVED, that the Town Clerk be authorized and directed to contract with the Western New York Water Company for the installation of an additional water hydrant at the corner of William Street and Linden Street, as per the request made by the Fire Commissioners of Fire District No. 2 of the Town of Cheektowaga, New York.

Seconded by Councilman Neibert.

CARRIED AYES: -5-

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that a deed executed by the County of Erie to the Town of Cheektowaga, New York, of Campbell Road, a 60 foot highway as lied between the southerly bounds of Cedar Road and extending easterly to the easterly boundary line of Subdivision Lot No. 127, as the same appears on the map filed in the Erie County Clerk's Office under Cover No. 1654, be accepted and the Town Attorney is hereby authorized and directed to record the same in the Erie County's Clerk's Office, and

BE IT FURTHER RESOLVED, that said Campbell Road be accepted and dedicated as a Town Highway of the Town of Cheektowaga, New York.

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 Wroblewski,	voting aye
Councilman Bystrak,	voting aye

AYES: -5- NOES: -0- ABSENT: -0-

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

RESOLVED, that the Recreational Director be authorized to purchase and install at the Grover Cleveland School playground, the following equipment:

1 set basketball standard and backstops,	\$114.00
1 merry-go-round,	152.00
1 large slide,	118.00
1 giant slide,	102.00
Miscellaneous equipment,	14.00
	<u>\$500.00</u>

Seconded by Mr. Nagel.

CARRIED AYES: -5-



Councilman Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Recreational Director be authorized to purchase and install at the Theodore Roosevelt School playground the following equipment:

1 set basketball standards and backstops	\$114.00
1 merry-go-round	152.00
1 large slide	118.00
1 giant slide	102.00
Miscellaneous equipment	<u>14.00</u>
	\$500.00

Seconded by Councilman Nagel.

CARRIED AYES: -5-

Councilman Bystrak offered the following resolution and moved its adoption:

WHEREAS, the attention of the Town Board has been called to the dangerous condition of the premises located on the North side of Grunner Avenue, two hundred and ninety-four feet east of Harlem Avenue, being about one hundred eighty-three and 21/100 feet in front, and about eight hundred forty and one-half feet in depth, belonging to the County of Erie, as more fully set forth in the communication to the Town Board by Councilman Bystrak,

BE IT RESOLVED, that the Supervisor be authorized and directed to take up with the County of Erie the abatement of the nuisance now existing on said premises owned by the County of Erie, and

BE IT FURTHER RESOLVED, that the Supervisor be authorized to negotiate with the County of Erie for the acquisition of said property by the Town of Cheektowaga, upon the condition that the Town of Cheektowaga will abate the nuisance.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

AYES: -5- NOES: -0- ABSENT: -0-

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Cemens Wenerowicz, Cheektowaga, New York, be appointed as operator at the Incinerator Plant at an annual salary of \$2800.00 per year, payable in semi-monthly installments.

Seconded by Councilman Neibert.

CARRIED AYES: -5-

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that resolutions be adopted to pay Westinghouse Electric Corp. for ornamental standards installed in various lighting districts recently established and that money to pay therefor be borrowed by the Town from the Manufacturers and Traders Trust Company.

Seconded by Councilman Neibert.

CARRIED

AYES: 5

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, Rose Petersen has been certified as eligible for appointment as addressograph operator by the Personell Director of Erie County, she having successfully passed a competitive Civil Service Examination,

BE IT RESOLVED, that Rose Petersen be appointed addressograph operator at an annual salary of \$2,250.00, payable in semi-monthly installments.

Seconded by Councilman Wroblewski and duly put to a vote..

CARRIED

AYES: -5-

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, Frank Enser, Benedict Kostrzewski, William Graham, and Stanley Szymanski successfully passed a competitive Civil Service Examination for Lieutenant of Police and have been certified by the Personnell Director of Erie County as eligible for appointment,

BE IT RESOLVED, that Frank Enser, Benedict Kostrzewski, William Graham, and Stanley Szymanski be appointed Lieutenants of Police, effective immediately, at an annual salary of \$3,300.00, payable in semi-monthly installments.

Seconded by Councilman Bystrak.

CARRIED

AYES: -5-

Mr. Wroblewski 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 16th day of January, 1950.

NAMES OF HIGHWAYS	PUBLIC HIGHWAYS TO BE IMPROVED FROM	TO
Awood Place	Genesee	End of street

TYPE OF STREET LIGHTING INSTALLATION

Standard boulevard type with underground conduit.

WHEREAS, EDWARD B. JERZEWSKI, BRONISLAUS J. ORLIKOWSKI, AND ANDREW SCHWENK, 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 20th day of February, 1950, at 7:30 o'clock P. M., Eastern Standard Time 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 Neibert and duly put to a vote, which resulted as follows:

Supervisor Holtz, voting aye  
Councilman Nagel, voting aye  
Councilman Wroblewski, voting aye  
Councilman Neibert, voting aye  
Councilman Bystrak, voting aye

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 said Town held on the 1st day of February, 1950, 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 1st day of February, 1950.

(SEAL)

Kenneth T. Hanley  
Town Clerk

STATE OF NEW YORK }  
COUNTY OF ERIE } SS.Q  
TOWN OF CHEEKTOWAGA }

EDWARD B. JERZEWSKI, BRONISLAUS ORLIKOWSKI, AND ANDREW SCHWENK, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say:

That we now are and since January 1, 1950, have been 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 16th day of January, 1950 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.

NAMES OF HIGHWAYS	PUBLIC HIGHWAYS TO BE IMPROVED FROM	TO
Awood Place	Genesee	End of street

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

Bronislaus Orlikowski  
Assessor of the Town of Cheektowaga,  
Erie County, New York

Subscribed and  
sworn to before me  
this 2nd day of  
February, 1950.

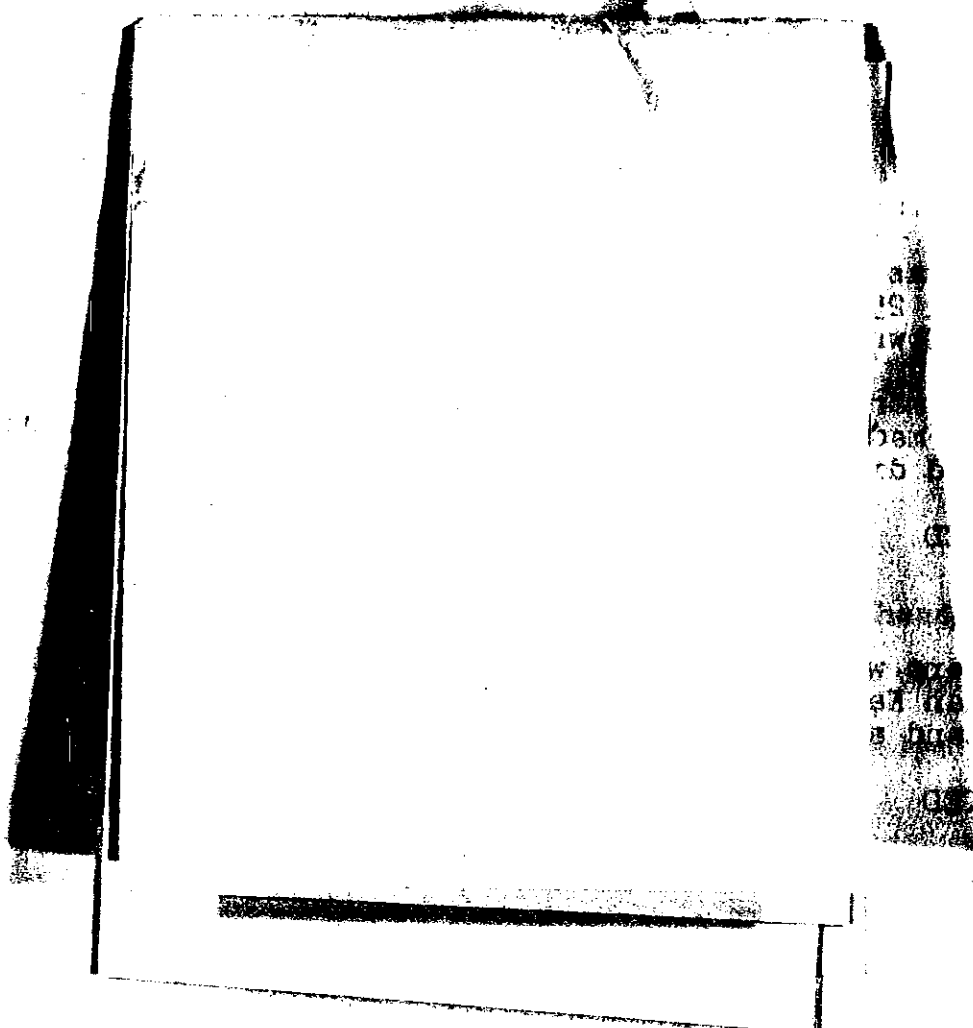
Andrew H. Schwenk  
Assessor of the Town of Cheektowaga,  
Erie County, New York

Kenneth T. Hanley  
Notary Public, Erie County, New York

Posted as follows on the 10th day of February, 1950;

- 1- Post in front of No. 69 Awood Pl.
- 2- Post in front of No. 50 Awood Pl.
- 3- Post in front of No. 28 Awood Pl.
- 4- Tree in front of No. 13 Awood Pl.
- 5- Telephone Pole cor. Genesee St. and Awood Pl.

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



A communication was read from Mrs. G. K. Crawford, corresponding secretary, North Cheektowaga Homeowners Association, requesting the town to enact some kind of a sidewalk ordinance. This was ordered referred to the Town Board by Supervisor Holtz.

A communication was read from Receiver of Taxes, Edward H. Pfohl, requesting that the Town Board make a thorough survey and study to procure and furnish insurance coverage in a sufficient amount to insure adequate protection of the Town's monies collected by his office. This was ordered referred to the Town Board by Supervisor Holtz.

A communication was read from Mr. N. M. Herthem Herthe and Sonnenberger, Engineers and Surveyors, regarding the closing of a small stub end street running easterly from Cleveland Drive near Yeager Drive. This was ordered referred to the Town Attorney and the Petitions Committee by Supervisor Holtz.

A communication was read from Recreational Director Janiak, regarding intended purchases in the amount of \$642.00 for the Town's recreational program. This was ordered referred to the Finance Committee by Supervisor Holtz.

A communication was read from Town Clerk Kenneth T. Hanley, relaying the request of the residents on Goering Avenue for the installation of an additional street light. This was ordered referred to the Public Utility Committee by Supervisor Holtz.

A communication was read from the Committee of a "Night in Poland Ball" to be held at St. Josephat's Church Feb. 12, 1950, which was ordered received and filed and to attend by Supervisor Holtz.

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

## (Street Lighting Petition)

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 1st day of February, 1950, at 2:30 o'clock P. M., E. S. T., there were:

## PRESENT:

Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Neibert, Councilman  
Stanley Bystrak, Councilman

## ABSENT: None.

Councilman Wroblewski 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 herein-after particularly described was presented to this Town Board on the 1st day of January, 1950;

## TOWN OF CHEEKTOWAGA

RESOLVED, that the Town Board do hereby order that the said petition be referred to the Town Board of the Town of Cheektowaga, Erie County, New York, for their consideration and action thereon.

WHEREAS, EDWARD B. JAKOWSKI, BRONISLAUS J. ORLIKOWSKI and ANDREW SCHWENK, 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 20th day of February, 1950, at 7:30 P.M. Eastern Standard Time 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 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.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.

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 petition and the 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 1st day of February, 1950.

KENNETH T. HANLEY,  
Town Clerk  
Feb-9

(SEAL)

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 ..... FEB 9 1950 .....  
last publication ..... FEB 9 1950 .....  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

FEB 10 1950

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

A communication was read from Mrs. G. K. Crawford, corresponding secretary, North Cheektowaga Homeowners Association, stating the town to enact some kind of a sidewalk ordinance. It was ordered referred to the Town Board by Supervisor Holtz.

A communication was read from Receiver of Taxes, Edward H. requesting that the Town Board make a thorough survey and study and furnish insurance coverage in a sufficient amount to provide adequate protection of the Town's monies collected by his office. It was ordered referred to the Town Board by Supervisor Holtz.

A communication was read from Mr. N. M. Herthem Herthe and Benberger, Engineers and Surveyors, regarding the closing of a stub end street running easterly from Cleveland Drive near Her Drive. This was ordered referred to the Town Attorney and Petitions Committee by Supervisor Holtz.

A communication was read from Recreational Director Janiak, regarding intended purchases in the amount of \$642.00 for the Towns recreational program. This was ordered referred to the Finance Committee by Supervisor Holtz.

A communication was read from Town Clerk Kenneth T. Hanley, regarding the request of the residents on Goering Avenue for the installation of an additional street light. This was ordered referred to the Public Utility Committee by Supervisor Holtz.

A communication was read from the Committee of a "Night in Poland Ball" to be held at St. Josephat's Church Feb. 12, 1950, which was ordered received and filed and to attend by Supervisor Holtz.

00026

A communication was read from Mr. Gilbert T. Yeager, regarding the changing of street names in the Nob Hill Section of Town. This was ordered referred to Town Attorney and Councilman Bystrak by Supervisor Holtz.

A map was submitted by Hoffeld Estate, Inc., for Town Board approval, showing 25 lots on Chesterfield Drive. This was ordered referred to the Town Board by Supervisor Holtz.

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

CARRIED

AYES: -5-

As there was no further business to come before the Town Board, Councilman Nagel moved, seconded by Councilman Bystrak, that this meeting stand adjourned.

CARRIED

AYES: -5-

Kenneth. T. Hanley  
Town Clerk

(SEAL)

*Kenneth T Hanley*

Cheektowaga, New York

February 6, 1950.

Due to the fact that all department heads are attending the Association of Towns Meeting in New York City, the regular meeting of the Town Board scheduled for the above mentioned date was cancelled.

Elizabeth Biniasz

Deputy Town Clerk.

SEAL



February 20, 1950  
Cheektowaga, New York

At a Regular Meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 20th day of February, 1950, at 7:30 P. M. o'clock, Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz,	Supervisor
	Henry Nagel,	Councilman
	Felix T. Wroblewski,	Councilman
	Joseph A. Neibert,	Councilman
ABSENT:	Stanley Bystrak,	Councilman

A quorum being present, the Chairman called the meeting to order.

Mr. Altenberger, representing the Tiade-Zoeller Company, was granted the floor and requested that the Town Board withdraw his firm's bid for the construction of sidewalks on Clover Place, Evergreen Court, Wellworth Street, and Rossler Street, due to the fact that an error was made in compiling the bids. Referred to the Board to take under advisement by Supervisor Holtz.

This being the time and the place advertised for a public hearing for the installation of street lights, Awood Place, from Genesee Street to end of street (Standard Boulevard type with underground conduit),

The Town Clerk presented proof of publication, which was duly ordered filed by the Supervisor.

The Supervisor ordered the hearing open and no one appearing in favor or in opposition to the proposed improvement, the Supervisor ordered same referred to the Town Attorney for proper resolution by Supervisor Holtz.

Communication read from John Szydlowski, Secretary, Board of Fire Commissioners, Doyle Fire District #1, requesting the Town Board to order another fire hydrant installed on Walkowiak Street; also bringing to the attention of the Town Board the great need of fire hydrants on Raymond Street; and also regarding a hydrant directly in the driveway at 239 Cass Avenue; also requesting the Town Board to make Willowlawn Avenue between Dingers and Clinton Street a one-way street, making the west side of the street a fire lane; also referring to the Town Board a request made some time ago for signal lights in front of both fire houses #1, William and Alaska Street, and #2, Willowlawn and Griswold Street, which was ordered referred to the Town Board by Supervisor Holtz.

A petition for the construction of a lateral sewer on Hemegarh Avenue was ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from the Niagara Mohawk Power Corporation, enclosing print showing suggested recommendations for overhead lighting on Park Edge Drive. This was ordered referred to the Town Board for investigation by Supervisor Holtz.

Petition presented, signed by approximately 25 persons, residing on Woodridge Avenue and Vicinity, requesting that action be taken to relieve the acute situation relative to the handling of storm water in their vicinity. This was ordered referred to the Town Board for investigation by Supervisor Holtz.

Petition to extend existing garbage district filed on behalf of Permanent Residences, Inc., which was ordered referred to the Board of Assessors for a property check by Supervisor Holtz.

Petition presented, bearing the signatures of 91 persons, requesting the Town Board to post or erect signs along Union Road from Scajaquada Creek to William Street and along Broadway from Harlem to Dick Road, cautioning operators of motor vehicles that loaded school busses travel on above specified routes, and that the law prohibiting the passing, in either direction, of a stopped school bus, is strictly enforced in the Town of Cheektowaga. This was ordered referred to Supervisor.

Building permit application of Bernard H. King to construct homes on the following streets in the Town was ordered referred to the Petitions Committee by Supervisor Holtz:

- 5 homes on Nina Place.
- 30 homes on Malfalda Place.
- 2 homes on Harlem Road.
- 22 homes on Malfalda Place.
- 31 homes on Fontaine Place.
- 10 homes on Nina Place.

Councilman Neibert offered the following resolution and moved its adoption:

WHEREAS, a bill is being presented to the Legislature today creating a Port Authority at Buffalo, New York, and including in said bill are provisions exempting the Buffalo Airport, which is located entirely in the Town of Cheektowaga, New York, from the payment of taxes, and,

WHEREAS, the Town of Cheektowaga furnishes the Buffalo Airport with the same services as are furnished to other taxpayers in the Town of Cheektowaga, and,

WHEREAS, the Buffalo Airport is included in some Special Districts created by the Town Board of the Town of Cheektowaga, New York, and there are outstanding bonds of the Town of Cheektowaga, New York, which include the property where the Airport is located, and,

WHEREAS, if this bill is enacted into Law and this Airport is exempted from the payment of taxes, the remaining property in said Special Districts would be required to assume the burden of paying the share of taxes now levied against the Airport property, and,

WHEREAS, the City of Buffalo requires the Town of Cheektowaga to pay for any services rendered by the City of Buffalo to the Town of Cheektowaga and there is no just reason why the City of Buffalo should not pay taxes to the Town of Cheektowaga upon the properties owned by it within the Township,

BE IT RESOLVED, that this Board go on record as opposed to the enactment into law of the proposed Port Authority in its present form because of the inclusion in said bill of provisions exempting the Airport property from paying the taxes, and,

BE IT FURTHER RESOLVED, that a copy of this resolution be mailed to the members of the Legislature in the Districts within the County of Erie.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	absent
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

CARRIED

AYES: -4-

NOES: -0-

ABSENT: -1-

Councilman Wroblewski offered the following resolution and moved its adoption:

WHEREAS, the Town Board, on the 14th day of November, determined it necessary to construct a sewer on West Grand Boulevard commencing on Central Boulevard for the entire length of the street, which sewer shall be so constructed to serve the property on both sides of the said public highway, and

WHEREAS, the Town Board directed Newell L. Nussbaumer and Irving Clarke, duly licensed engineers, to prepare a map and general plan for the construction of said lateral sewer, and,

WHEREAS, the expense of said improvement was estimated to be \$5,000.00, and,

WHEREAS, by a resolution duly adopted at a regular meeting of the Town Board held November 1, 1949, the Town Board ordered a public hearing to be held on the 14th day of November, 1949, for the purpose of considering the petition of the property owners on said highway requesting a construction of said sewer and the hearing of persons interested in said subject matter and,

WHEREAS, a public hearing was held on the 14th day of November, 1949, and at the conclusion of said public hearing, the Town Board duly adopted a resolution whereby it was decided at such public hearing by such evidence produced there that it is in the public interest to construct such lateral sewer on West Grand Boulevard commencing at Central Boulevard for the entire length of the street, and

WHEREAS, the Town Board at said regular meeting on November 14, 1949, authorized the construction of said sewer 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 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 work and furnishing of the materials on the 5th day of December, 1949, and,

WHEREAS, FAGO BROTHERS CONTRACTING CO. submitted a bid in writing to do the work and furnish the necessary materials for the

sum of Two Thousand nine hundred and seventy Dollars (\$2,970.00), that being the lowest bid submitted by any bidder, and,

WHEREAS, the bid of FAGO BROTHERS CO. to construct said sewer on West Grand Boulevard was accepted, and thereafter a contract to perform said work was duly entered into between FAGO BROTHERS CONTRACTING CO. and the TOWN OF CHEEKTOWAGA, NEW YORK, and,

WHEREAS, the Town Board has authorized the bond issue to raise the necessary money to pay for the improvement on said West Grand Boulevard, and

WHEREAS, said Bond Issue has not yet been completed, and there will be a short delay before said bonds will be sold, not exceeding ninety (90) days, and,

WHEREAS, the FAGO BROTHERS CONTRACTING CO. has about completed the work specified in the contract with the TOWN OF CHEEKTOWAGA, and has now due and owing to it the sum of Two Thousand, six hundred and seventy-three Dollars (\$2,673.00), and,

WHEREAS, the Manufacturers and Traders Trust Company has agreed to loan said amount to the Town of Cheektowaga for a period of 90 days with interest at the rate of two per cent (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 bonds to be sold to pay for said improvements on West Grand Boulevard commencing at Central Boulevard for the entire length of the street,

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 (90) days from its date to the Manufacturers and Traders Trust Company of 284 Main Street, Buffalo, New York, in the sum of Two Thousand six hundred and seventy-three Dollars (\$2,673.00) with interest at the rate of Two Per Cent (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 on West Grand Boulevard commencing at Central Boulevard for the entire length of the street, 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 interest on 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 FAGO BROTHERS CONTRACTING CO. in payment for money now due and owing it.

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

Benedict T. Holtz,	voting aye
Henry J. Nagel,	voting aye
Stanley Bystrak,	absent
Joseph A. Neibert,	voting aye
Felix T. Wroblewski,	voting aye

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

TWO THOUSAND, SIX HUNDRED  
- SEVENTY-THREE DOLLARS (\$2,673.00) -

three (3) months from the 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 Yrk.

This note is issued pursuant to the provisions of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York, at a regular meeting held February 20th, 1950, authorizing the issuance of a note of the Town of Cheektowaga in the sum of \$2,673.00, to pay an indebtedness to Fago Brothers Contracting Co. on a contract entered into by said Town for construction of a lateral sewer on West Grand Blvd., commencing at Central Blvd., for the entire length of the street, as more fully set forth in said resolution of the Town Board adopted February 20th, 1950, 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 February 20th, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY  
NEW YORK.

BY Benedict T. Holtz

ATTEST:

Kenneth T. Hanley  
Town Clerk

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

WHEREAS, this Town Board on the 1st day of February, 1950, 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 herein-  
after particularly described.

NAMES OF HIGHWAYS	PUBLIC HIGHWAYS TO BE IMPROVED FROM	TO
Roswell Road	Southgate	Cleveland Drive

TYPE OF STREET LIGHTING INSTALLATION

Twenty-four foot, ornamental, standard - Goose neck type.  
Underground wiring.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystak,	absent
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

AYES: -4-

NOES: -0-

ABSENT: -1-

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 20th day of February,  
1950 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 20th day of February, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 20th day of February, 1950.

Kenneth T. Hanley  
Town Clerk

(SEAL)

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

WHEREAS, this Town Board on the 1st day of February, 1950, 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
Cedar Road	Eggert Road	End of street
Campbell Road	Cedar Road	End of street
Tudor Road	Eggert Road	End of street

TYPE OF STREET LIGHTING INSTALLATION  
Ornamental steel poles of a height of 21 feet to be equipped with underground wiring.

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

of the Town Law.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	absent
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

AYES: -4-      NOES: -0-      ABSENT: -1-

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 20th day of February, 1950, 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 20th day of February, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Cheektowaga, this 20th day of February, 1950.

Kenneth T. Hanley  
Town Clerk

(SEAL)

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

WHEREAS, William Pempstill successfully passed a competitive Civil Service examination for the position of draftsman in the Assessors' office and is eligible for appointment,

BE IT RESOLVED, that William Pempstill, Street, be appointed draftsman in the Assessors' office at the annual salary of \$2,700.00, payable in semi-monthly installments.

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

CARRIED      AYES: 4

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

RESOLVED, that the Subdivision map of Chesterfield Drive prepared by Nussbaumer and Clarke and Velzy, Inc., engineers, dated November 10, 1949, be and the same is hereby approved and ordered filed in the Town Clerk's office.

Seconded by Councilman Nagel.



CARRIED

AYES: -4-

ABSENT: -1-

Councilman Wroblewski moved, seconded by Councilman Neibert, that an audit be made and the claims be paid and that the Town Clerk be authorized and directed to draw an order upon the Supervisor for payment of same.

CARRIED

AYES: -4-

ABSENT: -1-

Mr. Leon C. Vincent, representing the Greater Cheektowaga Taxpayers' Association was granted the floor and complained about the flood water conditions in the U-Crest Section of the Town.

Mr. Neibert moved, seconded by Mr. Nagel, that the Town Board meet with a Committee of the Taxpayers' Association at the Town Hall on the 28th day of February, 1950, at 1:00 P. M. to discuss the situation in detail.

CARRIED

AYES: -4-

ABSENT: -1-

Mr. Palasando, representing the Croy Avenue Taxpayers' Association was granted the floor and inquired if the Town Board had received a letter from the Taxpayers' Association. Supervisor Holtz advised Mr. Palasando that the letter had been referred to the Town Board for investigation.

Mr. Scardinia of Tiorunda was granted the floor and inquired about additional street lights for Tiorunda. This was ordered referred to Supervisor Holtz.

Mr. Scardinia also inquired about the receivers being cleaned in Tiorunda. This was ordered referred to Mr. Eberle by Supervisor Holtz for action.

Mr. Vincent was granted the floor and requested that the Buell and West Sobieski Streets bond issue be extended for five more years. This was ordered referred to the Town Attorney by Supervisor Holtz.

The Supervisor ordered the installation of two street lights at the corner of Harlem and Straley.

Mrs. R. Cross of \_\_\_\_\_ was granted the floor and requested a 35 Miles Per Hour speed limit on Union Road in the vicinity of School District No. 4 and in the vicinity of the Parochial School on Como Park Boulevard. Mrs. Cross also requested the Town Board to alert the Police in regard to automobiles passing school busses which are taking on or discharging school children. This was ordered referred to Supervisor Holtz.

Residents of the U-Crest area complained about a junk shop in operation on Evergreen Street. This was ordered referred to the Supervisor, who advised the delegation that the Board is now in the process of drawing up new ordinances to eliminate the nuisance.

Mr. Scardinia of the Tiorunda Section asked the Town Board to speed up the painting of street signs in Tiorunda. This was ordered referred to the Town Clerk for action by Supervisor Holtz.

Mr. Nagel moved, seconded by Mr. Wroblewski, to adjourn.

CARRIED

AYES: -4-

ABSENT: -1-

Kenneth T. Hanley  
Town Clerk

(SEAL)

*Kenneth T Hanley.*

March 2, 1950  
Cheektowaga, New York

At a Special Meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall on the 2nd day of March, 1950, 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. Neibert,	Councilman
	Stanley Bystrak,	Councilman

ABSENT: -0-

Due to the absence of Town Clerk Kenneth T. Hanley, Mr. Henry Nagel was appointed Clerk for this meeting.

The following resolution was offered by Mr. Neibert, who moved its adoption; seconded by Mr. Nagel, to wit:-

CAPITAL NOTES RESOLUTION DATED  
MARCH 2, 1950, AUTHORIZING THE  
ISSUANCE OF \$24,625.00 LIGHTING  
DISTRICT CAPITAL NOTES OF THE  
TOWN OF CHEEKTOWAGA IN THE  
COUNTY OF ERIE PURSUANT TO THE  
LOCAL FINANCE LAW.

WHEREAS, the expense of making the improvements hereinafter described must be borne by local assessment upon the several lots and parcels of lands within the districts in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 202-a of the Town Law for the assessment of the cost of maintenance in a sewer district as the same shall be annually determined and apportioned by the Town Board, and the Town Board desires to issue capital notes to finance the cost of said improvements and to annually apportion and assess upon the several lots and parcels of lands especially benefitted by such improvements in proportion to the amount of benefit which the improvements shall confer upon the same an amount sufficient to pay the principal of and interest on the capital notes issued for such improvements as the same shall become due and payable, all of which shall be done in accordance with the provisions of Subdivision 6 of Section 198 of Chapter 634 of the Laws of 1932 as amended by Chapter 325 of the Laws of 1946.

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$24,625.00 pursuant to the local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) RAVENSWOOD TERRACE from Manlon Terrace to north line of the Town of Cheektowaga.
- b) CLOVERDALE ROAD from Gardenvale Drive to Heather Road.
- c) VERNON DRIVE from Manlon Terrace to south border of the Town of Amherst.
- d) MAYFAIR COURT from Cloverdale Road to end of Mayfair Court.
- e) OEHMAN BOULEVARD from Huth Road to Cleveland Drive.
- f) EXETER COURT - entire length of highway.
- g) HIGHVIEW ROAD from Cleveland Drive to south end of highway.
- h) HEATHER ROAD from Huth Road to end of highway.
- i) WILLOW COURT from Cloverdale Drive to Cloverdale Drive.
- j) PEACHROW LANE from Heather Road to Gardenvale Road.
- k) CLEVELAND DRIVE from east line of the City of Buffalo to Century Circle.
- l) ALLENDALE DRIVE from Southgate Drive to Cleveland Drive.
- m) SOUTH HUXLEY DRIVE from Cleveland Drive to Huth Road.
- n) GARDENVALE ROAD from Huth Road to Heather Road.
- o) WASHINGTON HIGHWAY from north line of the Town of Cheektowaga to Kensington Avenue.
- p) CHOPIN AVENUE from Krakus Boulevard to Harlem Road.
- q) BURKE DRIVE from east line of the City of Buffalo to end of highway.
- r) VIRGINIA ROAD from Cleveland Drive to Ellen Drive.
- s) ELLEN DRIVE from Virginia Road to Union Road.
- t) GARDEN ROAD from Beach Road to end of highway.
- u) MATHEW LANE from Garden Road to Ellen Drive.
- v) JEAN COURT TERRACE from Mathew Lane to Mathew Lane.
- w) KRAKUS BOULEVARD from a point 552 feet north of the north line of Walden Avenue north to Straley Avenue.
- x) CROY AVENUE from Burke Drive to east line of the City of Buffalo.
- y) CENTURY ROAD from Kensington Avenue to Treehaven Road.
- z) TREEHAVEN ROAD from east line of the City of Buffalo to end of highway.
- aa) CHERRY LANE from Gardenvale Road to Gardenvale Road.

Section 3. It is hereby stated that:

- a) The maximum cost of said purpose, as estimated by the Town Board, is \$24,625.00; 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 capital notes; 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. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the local Finance Law, \$24,625.00 capital notes of the Town of Cheektowaga, as designated substantially Lighting District Capital Notes Series A of 1950, which shall bear a date not earlier than March 2nd, 1950, to be fixed by the Supervisor, in the denomination of \$12,312.50 each, numbered 1 and 2, maturing in numerical order in the amount of \$12,312.50 on April 1 in each of the years 1951 and 1952, and bearing interest at a rate not exceeding five per centum (5%) per annum, payable semi-annually on April 1 and October 1. Such capital notes shall be in bearer form, with the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheektowaga by its Supervisor, and sealed with its corporate seal and attested by its Town Clerk.

Section 5. All other matters, except as provided herein, relating to such capital notes shall be determined by the Supervisor. Such capital notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the local Finance Law, and shall otherwise be in such form and contain such recitals in addition to those required by Section 51.00 of the local Finance Law as the Supervisor shall determine.

Section 6. The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged to the payment of the principal of and interest on such capital notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest such capital note becoming due and payable in such year. There shall annually be apportioned and assessed upon the several lots and parcels of land especially benefitted by the aforesaid improvements in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 202-a of the Town Law, an amount sufficient to pay the principal of and interest on such capital notes as the same become due and payable.

Section 7. Such capital notes shall be sold at private sale by the Supervisor at a price of not less than par value of and accrued interest, if any, and the proceeds of such sale shall be applied solely for the purpose aforesaid, but the receipt of the Supervisor shall be a full acquittance to the purchaser of such capital notes who shall not be obliged to see to the application of the purchase money.

Section 8. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the local Finance Law, and that the period of probable usefulness of said purpose is 5 years.

Section 9. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of 3 years.

Section 10. The validity of said capital notes 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 20 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 11. 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 12. This resolution shall take effect immediately upon its adoption.

The question of the adoption of the foregoing resolution was duly put to a vote, which resulted as follows:

AYES: -5-

NOES: -0-

ABSENT: -0-

The resolution was thereupon declared duly adopted.

Kenneth T. Hanley  
Town Clerk (SEAL)

#### LEGAL NOTICE

NOTICE IS HEREBY GIVEN that on the 2nd day of March, 1950, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution:

CAPITAL NOTES RESOLUTION DATED  
MARCH 2, 1950, AUTHORIZING THE  
ISSUANCE OF \$24,625.00 LIGHTING  
DISTRICT CAPITAL NOTES OF THE  
TOWN OF CHEEKTOWAGA IN THE  
COUNTY OF ERIE PURSUANT TO THE  
LOCAL FINANCE LAW.

WHEREAS, the expense of making the improvements hereinafter described must be borne by local assessment upon the several lots and parcels of lands within the districts in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 202-a of the Town Law for the assessment of the cost of maintenance in a sewer district as the same shall be annually determined and apportioned by the Town Board, and the Town Board desires to issue capital notes to finance the cost of said improvements and to annually apportion and assess upon the several lots and parcels of lands especially benefitted by such improvements in proportion to the amount of benefit which the improvements shall confer upon the same an amount sufficient to pay the principal of and interest on the capital notes issued for such improvements as the same shall become due and payable, all of which shall be done in accordance with the provisions of Subdivision 6 of Section 198 of Chapter 634 of the Laws of 1932 as amended by Chapter 325 of the Laws of 1946.

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$24,625.00 pursuant to the local Finance Law of New York.

Section 2. The specific object or purpose ( Here inafter referred to as "purpose") to be financed pursuant to this resolution is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve properties on both sides of said highways, to wit:

- a) RAVENSWOOD TERRACE from Manlon Terrace to north line of the Town of Cheektowaga.
- b) CLOVERDALE ROAD from Gardenvale Drive to Heather Road.
- c) VERNON DRIVE from Manlon Terrace to south border of the Town of Amherst.
- d) MAYFAIR COURT from Cloverdale Road to end of Mayfair Court.
- e) OEHMAN BOULEVARD from Huth Road to Cleveland Drive.
- f) EXETER COURT entire length of highway.
- g) HIGHVIEW ROAD from Cleveland Drive to south end of highway.
- h) HEATHER ROAD from Huth Road to end of highway.
- i) WILLOW COURT from Cloverdale Drive to Cloverdale Drive.
- j) PEACHROW LANE from Heather Road to Gardenvale Road.
- k) CLEVELAND DRIVE from east line of the City of Buffalo to Century Circle.
- l) ALLENDALE DRIVE from Southgate Drive to Cleveland Drive.
- m) SOUTH HUXLEY DRIVE from Cleveland Drive to Huth Road.
- n) GARDENVALE ROAD from Huth Road to Heather Road.
- o) WASHINGTON HIGHWAY from north line of the Town of Cheektowaga to Kensington Avenue.
- p) CHOPIN AVENUE from Krakus Boulevard to Harlem Road.
- q) BURKE DRIVE from east line of the City of Buffalo to end of highway.
- r) VIRGINIA ROAD from Cleveland Drive to Ellen Drive.
- s) ELLEN DRIVE from Virginia Road to Union Road.
- t) GARDEN ROAD from Beach Road to end of highway.
- u) MATHEW LANE from Garden Road to Ellen Drive.
- v) JEAN COURT TERRACE from Mathew Lane to Mathew Lane.
- w) KRAKUS BOULEVARD from a point 552 feet north of the north line of Walden Avenue north to Straley Avenue.
- x) CROY AVENUE from Burke Drive to east line of the City of Buffalo.
- y) CENTURY ROAD from Kensington Avenue to Treehaven Road.
- z) TREEHAVEN ROAD from east line of the City of Buffalo to end of highway.

aa) CHERRY LANE from Gardenvale Road to Gardenvale Road.

Section 3. It is hereby stated that:

a) The maximum cost of said purpose, as estimated by the Town Board, is \$24 625.00; 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 capital notes;

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. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the local finance law, \$24,625.00 capital notes of the Town of Cheektowaga, as designated substantially Lighting District Capital Notes Series A of 1950, which shall bear a date not earlier than March 2nd, 1950, to be fixed by the Supervisor, in the denomination of \$12,312.50 each, numbered 1 and 2, maturing in numerical order in the amount of \$12,312.50 each, numbered 1 and 2, maturing in numerical order in the amount of \$12,312.50 on April 1 in each of the years 1951 and 1952, and bearing interest at a rate not exceeding five per centum (5%) per annum, payable semi annually on April 1 and October 1. Such capital notes shall be in bearer form, with the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheektowaga by its Supervisor, and sealed with its corporate seal and attested by its Town Clerk.

Section 5. All other matters, except as provided herein, relating to such capital notes shall be determined by the Supervisor. Such capital notes shall contain substantially the recital of validity clause provided for in Section 52.00 of the local Finance Law, and shall otherwise be in such form and contain such recitals in addition to those required by Section 51.00 of the local Finance Law as the Supervisor shall determine.

Section 6. The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged to the payment of the principal of and interest on such capital notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such capital note becoming due and payable in such year. There shall annually be apportioned and assessed upon the several lots and parcels of land especially benefitted by the aforesaid improvements in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 202-a of the Town Law, an amount sufficient to pay the principal of and interest on such capital notes as the same become due and payable.

Section 7. Such capital notes shall be sold at private sale by the Supervisor at a price of not less than par value of and accrued interest, if any, and the proceeds of such sale shall be applied solely for the purpose aforesaid, but the receipt of the Supervisor shall be a full acquittance to the purchaser of such capital notes who shall not be obliged to see to the application of the purchase money.



Section 8. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of paragraph a of Section 11.00 of the local Finance Law, and that the period of probable usefulness of said purpose is 5 years.

Section 9. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of 3 years.

Section 10. The validity of said capital notes 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 20 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 11. 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 12. This resolution shall take effect immediately, upon its adoption.

The capital notes resolution published herewith has been adopted on the 2nd day of March, 1950, and the validity of the obligations authorized by such capital notes 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.

by interview of the principal of and interest

Cheektowaga Times, the

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 MAR 9 1950; last publication MAR 9 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....  
MAR 14 1950  
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

Posted as follows on the 16th day of March, 1950;  
Town Hall Bulletin Board.  
Doyle Fire House No. 1, William and Alaska Street.  
Rescue Fire House, Pine Ridge Road.  
Telephone Pole No. 1, South West corner of Cleveland Drive and Harlem Road.  
U-Crest Fire House, Clover Place and Evergreen Street.

Mr. Bystrak moved, seconded by Mr. Nagel, that Benedict T. Holtz be appointed Police Commissioner in and for the Town of Cheektowaga, New York.

CARRIED

AYES: 4

Mr. Neibert was excused from voting.

Councilman Neibert offered the following resolution and moved its adoption:

WHEREAS, Permanent Residences, Incorporated, has constructed homes on Charden Drive, Christa Place, and Louis Street, and plans on constructing homes on Rosedale Place in the Permanent Residences, Incorporated, Subdivision in the Town of Cheektowaga, New York, as shown on maps filed in the Erie County Clerk's office under Map Cover Numbers 1704 and 1713, and

WHEREAS, the Permanent Residences, Incorporated, has a quantity of run-of-bank gravel on the site, together with the necessary machinery and equipment to construct the rough grade on the said highways but that said work cannot now be done because of the weather, and

WHEREAS, the Permanent Residences, Incorporated, is willing at its own expense to comply with the rules and regulations of the Highway Department with reference to the base course for the highways hereinafter mentioned, and is willing to furnish a surety company bond in the sum of \$2,000.00, to be approved by the Town Attorney as to form and sufficiency of surety, to the effect that it will perform said work in accordance with the requirements and specifications of the Highway Superintendent prior to August 1st, 1950,

BE IT RESOLVED, that the Town of Cheektowaga accept the portions of the said highways hereinafter mentioned as public highways of the Town of Cheektowaga:

Three hundred feet of Rosedale Drive, commencing at Union Road and running easterly to Charden Drive; 1070 feet of Charden Drive commencing at its intersection with Rosedale Drive and continuing to its intersection with Christa Place; 250 feet of Christa Place commencing at its intersection with Charden Drive and continuing to its intersection with Louis Street; and 330 feet of Louis Street, the last mentioned point, to its intersection with Maryvale Drive; and

BE IT FURTHER RESOLVED, that the deed, dated October 5th, 1949, made by Permanent Residences, Incorporated, to the Town of Cheektowaga, New York, and recorded in the Erie County Clerk's office on October 25th, 1949, in Liber 4602 of Deeds at Page 440, be accepted insofar as it conveys to the Town a portion of the highways aforementioned.

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

Supervisor Holtz,	voting aye
Councilman Nagel,	voting aye
Councilman Bystrak,	voting aye
Councilman Neibert,	voting aye
Councilman Wroblewski,	voting aye

AYES: -5-

NOES: 0

ABSENT: -0-



Councilman Heibert offered the following resolution and moved its adoption:

WHEREAS, the Town Board, on the 3rd day of October, 1949, determined it necessary to construct a sewer on Maryvale Drive 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 as to serve the properties on the south side of said public highway, and

WHEREAS, the Town Board directed Newell L. Nussbaumer and Irving Clarke, duly licensed engineers, to prepare a map and general plan for the construction of said lateral sewer, and,

q WHEREAS, the expense of the said improvement was estimated to be Seven thousand, five hundred Dollars (\$7,500.00), and,

WHEREAS, by a resolution duly adopted at a regular meeting of the Town Board held September 19, 1949, the Town Board ordered a Public Hearing to be held on the 3rd day of October, 1949, for the purpose of considering the petition of the property owners on said highway requesting a construction of said sewer and the hearing of persons interested in said subject matter, and,

WHEREAS, a Public Hearing was held on the 3rd day of October 1949, and at the conclusion of said Public Hearing, the Town Board duly adopted a resolution whereby it was decided at such Public Hearing by such evidence produced there that it is in the public interest to construct such lateral sewer on Maryvale Drive from the intersection of Harlem Avenue and Maryvale Drive, a distance of 1040 feet easterly on the south side of said highway, and,

WHEREAS, the Town Board at said regular meeting on October 3, 1949, authorized the construction of said sewer in accordance with the definite plans and specifications prepared by Nussbaumer and Clarke, Engineers, and,

~~WHEREAS, the Town Board at said regular meeting on October 3, 1949, authorized the construction of said sewer 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 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 work and furnishing of the materials on the 24th day of October, 1949, and,

WHEREAS, W. J. IRWIN AND SONS submitted a bid in writing to do the work and furnish the necessary materials for the sum of Three Thousand Five Hundred and Fifty-Five Dollars (\$3,555.00), that being the lowest bid submitted by any bidder, and,

WHEREAS, the bid of W. J. IRWIN AND SONS to construct said sewer on Maryvale Drive was accepted, and thereafter a contract to perform said work was duly entered into between W. J. IRWIN AND SONS and the TOWN OF CHEEKTOWAGA, NEW YORK, and,

WHEREAS, the Town Board has authorized the bond issue to raise the necessary money to pay for the improvement on said Maryvale Drive, and,

WHEREAS, the said Bond Issue has not yet been completed and there will be a short delay before said bonds will be sold, not exceeding ninety (90) days, and,

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WHEREAS, W. J. IRWIN AND SONS has about completed the work specified in the contract with the TOWN OF CHEEKTOWAGA, and has now due and owing to it the sum of Three Thousand, One Hundred Thirty-nine Dollars and Twenty Cents (\$3,139.20), and,

WHEREAS, the Manufacturers and Traders Trust Company has agreed to loan said amount to the Town of Cheektowaga for a period of 90 days with interest at the rate of Two Per Cent (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 bonds to be sold to pay for said improvements on Maryvale Drive from the intersection of Harlem Avenue and Maryvale Drive a distance of 1040 feet easterly on the south side of said highway,

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 (90) days from its date to the Manufacturers and Traders Trust Company of 284 Main Street, Buffalo, New York, in the sum of Three Thousand, One Hundred Thirty-nine Dollars and Twenty Cents (\$3,139.20), with interest at the rate of Two Per Cent (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 on Maryvale Drive from its intersection of Harlem Avenue and Maryvale Drive a distance of 1040 feet easterly on the south side of said highway, 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 interest on 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, that the funds received from said note be immediately paid to the W. J. IRWIN AND SONS in payment for money now due and owing it.

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

Benedict T. Holtz,	voting aye
Henry J. Nagel,	voting aye
Stanley Bystrak,	voting aye
Joseph A. Neibert,	voting aye
Felix T. Wroblewski,	voting aye
AYES: -5	NOES: -0-
	ABSENT: -0-

UNITED STATES OF AMERICA

STATE OF NEW YORK

COUNTY OF ERIE

TOWN OF CHEEKTOWAGA

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

THREE THOUSAND, ONE HUNDRED  
THIRTY NINE DOLLARS AND TWENTY CENTS

- (\$3,139.20)-

three months (3) from the 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 provisions of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York, at a special meeting held March 2nd, 1950, authorizing the issuance of a note of the Town of Cheektowaga in the sum of \$3,139.20, to pay an indebtedness to W.J. Irwin and Sons on a contract entered into by said Town for construction of a lateral sewer on Maryvale Drive 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 as to serve the properties on the south side of said public highway, as more fully set forth in said resolution of the Town Board adopted March 2nd, 1950, 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 Mayor, and its corporate seal to be hereunto affixed and attested by its Town Clerk, as this note is to be dated as of March 2nd, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY  
NEW YORK.

BY BENEDICT T. HOLTZ

ATTEST:

KENNETH T. HANLEY  
TOWN CLERK.

As there was no further business to come before the Town Board, Mr. Nagel moved seconded by Mr. Heibert to adjourn.

Henry Nagel

Acting Town Clerk.

SEAL.

00003

Cheektowaga, New York  
March 6, 1950

At a Regular Meeting of the Town Board of the Town of Cheektowaga, New York, held on the 6th day of March, 1950, at 2:30 o'clock P. M., Eastern Standard Time, there were:

<b>PRESENT:</b>	Benedict T. Heltz,	Supervisor
	Henry Nagel,	Councilman
	Felix T. Wroblewski,	Councilman
	Joseph A. Neibert,	Councilman
	Stanley Bystrak,	Councilman

**ABSENT:**

A quorum being present, the Chairman called the meeting to order.

Without any objections, the minutes of the previous meeting held on March 2, 1950, were dispensed with until a later date.

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

WHEREAS, the Board of Supervisors in respreeding the 1949-1950 unpaid school taxes for School District No. 4-Jt. Lancaster, on the 1950 County Tax roll, inadvertently omitted eighty-seven (87) parcels of property, and that after the error was discovered, the Board of Supervisors included said omitted taxes in the 1950 County tax roll on February 9th, 1950, after all the tax bills had been mailed to property owners within the school district, and that many of the taxpayers had no notice that the school tax was unpaid prior to the penalty date of February 15th, 1950; and

WHEREAS, the taxpayers are in no wise to blame for the error of the Board of Supervisors in failing to include the said school tax in the 1950 tax bill;

BE IT RESOLVED, that Edward H. Pfehl, Receiver of Taxes and Assessments, is hereby authorized and directed to waive any penalties on said tax assessments as set forth in the Erie County Tax Act; that any property owner in said School District #4-Jt. Lancaster, may pay his school tax without penalty if the same is paid prior to April 15th, 1950.

Seconded by Mr. Nagel.

CARRIED

AYES: 5

Mr. Nagel moved, seconded by Mr. Neibert, that Wainwright Terrace be accepted and maintained as a Town Highway.

CARRIED

AYES: 5

The following resolution was presented by Councilman Neibert, who moved its adoption:

WHEREAS, it is in the intention of the Town Council of the Town of Cheektowaga to establish a Recreation Youth Project, and

WHEREAS, the Town of Cheektowaga is about to submit an application for such a project to the New York State Youth Commission for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on



said project, as provided by Chapter 556 of the Laws of 1945, as amended; now, therefore, be it

RESOLVED, that such application is in all respects approved and Benedict T. Holtz, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Youth Commission for its approval.

Section 2: This resolution shall take effect immediately.

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

CARRIED

AYES: 5

Councilman Wroblewski offered the following resolution and moved its adoption:

WHEREAS, there is a fire hydrant located in the driveway of premises known as 239 Cass Street, Cheektowaga, New York, which premises belong to Henry J. Badaszewski, which interferes with the use of said driveway, and the said owner has requested that said hydrant be moved about 20 feet to the north on his property, be it

RESOLVED, that the Western New York Water Company be and it is hereby authorized and requested to move said hydrant approximately 20 feet to the north of its present location on the property of Henry J. Badaszewski who has agreed to reimburse the Town for any expenses incurred in moving said fire hydrant;

Seconded by Councilman Bystrak and duly put to a vote, which resulted as follows;

Supervisor Helts,	Voting aye
Councilman Nagel,	Voting aye
Councilman Bystrak,	Voting aye
Councilman Heibert,	Voting aye
Councilman Wroblewski,	voting aye

AYES: 5

NOES: 0

Councilman Heibert 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 31st day of January, 1950.

#### PUBLIC HIGHWAYS

Southgate Road FROM City Line to Highview.

#### TYPE OF STREET LIGHTING INSTALLATION

Iron standard and underground wiring. Ornamental.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Grlikowski, and Andrew H. Schwenk, 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,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 20th day of March, 1950, at 7:30 P. M., Eastern Standard Time, 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 day designated for the hearing as aforesaid.

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

Supervisor Heltz,	Voting Aye
Councilman Nagel,	Voting Aye
Councilman Wroblewski,	Voting Aye
Councilman Bystrak,	Voting Aye
Councilman Neibert,	Voting Aye

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 6th day of March, 1950, 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 6th day of March, 1950.

KENNETH T. HANLEY  
Town Clerk

(SEAL)

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

Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say.

That we are the 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 1st day of February, 1950, for the improvement of both sides of the public highways situated in the 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**  
Southgate Road                      City Line                      Highview

**TYPE OF STREET LIGHTING INSTALLATION**

Iron standard and underground wiring. Ornamental.

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 J. Jerzewski  
Assessor of the Town of Cheektowaga  
Erie County, New York

Brenislaus Orlikowski  
Assessor of the Town of Cheektowaga  
Erie County, New York

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga  
Erie County, New York

Subscribed and sworn to  
before me this 4th day of  
March, 1950.

Kenneth T. Hanley  
Notary Public, Erie County,  
New York.

Postcedas follows on the 25th day of March, 1950;

- 1- Telephone Pole No. 4, Southgate Road.
- 2- Post corner Southgate and Roswell Road.
- 3- Post corner Southgate and Allendale Road.
- 4- Tree in front of No. 76, Southgate Road.
- 5- Telephone Pole in front of No. 56 Southgate Road.

Hereto is a copy of notice published in the Cheektowaga Times,  
the official paper of the Town of Cheektowaga, New York;

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 6th day of March, 1950, at 2:30 o'clock P. M., E. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Nelbert, Councilman  
Stanley Bystrak, Councilman

ABSENT: None.

Councilman Nelbert 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 1st day of January, 1950.

**PUBLIC HIGHWAYS**

Southgate Road From City Line TO Highway

**TYPE OF STREET LIGHTING**

Iron standard and underground wiring. Ornamental.

WHEREAS, Edward R. Jurewski, Bronislava T. Ordrowski, and Andrew H. Schwank, 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 20th day of March, 1950, at 7:30 P. M., Eastern Standard Time 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.  
Stanley Bystrak, voting Aye.  
Joseph Nelbert, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

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 6th day of March, 1950, 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 6th day of March, 1950.

KENNETH T. HANLEY,  
Town Clerk  
mar-6

(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 ..... MAR 9 1950 .....; last publication ..... MAR 9 1950 .....; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this .....  
MAR 14 1950  
day of ..... 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

Posted as follows on the 25th day of March, 1956;

- 1- Telephone Pole No. 4, Southgate Road.
- 2- Post corner Southgate and Roswell Road.
- 3- Post corner Southgate and Allendale Road.
- 4- Tree in front of No. 76 Southgate Road.
- 5- Telephone pole in front of No. 86 Southgate Road.

00042

Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga, New York;

Councilman Wroblewski presented the following resolution and moved its adoption:

**RESOLVED**, that the Western New York Water Company be authorized and requested to install an additional hydrant on Walkowiak Street and also a fire hydrant on Raymond Street; said hydrants to be located as approved by Fire Commissioners of Doyle Fire District No. 1

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

AYES: 5

NOES: 0

ABSENT: 0

Councilman Wroblewski presented the following resolution and moved its adoption:

**RESOLVED**, that auto parking on Willowlawn Parkway between Dingens Street and Clinton Street be restricted to the east side of said highway; and that the Chief of Police be authorized and directed to erect suitable signs on Willowlawn Parkway.

Seconded by Councilman Heibert.

CARRIED

AYES: 5

Councilman Bystrak 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 of Cheektowaga, on the 20th day of March, 1950, at 7:30 P. M., Eastern Standard Time, for the purpose of considering the advisability of repealing conflicting provisions of any existing ordinances of the Town of Cheektowaga and adopting amendments thereto, regulating the use of property in a residential district; and adding to Section 2 of the Zoning Ordinances of the Town of Cheektowaga, Paragraph 8, to provide as follows:

IT SHALL BE UNLAWFUL for any person, firm, or corporation to use property in a residential district for business purposes. It shall be also unlawful for any person, firm, or corporation to expose for sale or exchange, to give away, or store upon any property located in a residential district, in the open or within a temporary enclosure, any article of machinery, equipment, automobile, automobile truck, or automobile accessory, or junk, or used or second-hand material of any kind, including used motor vehicles or parts thereof, or any repaired, reconstructed, renewed, or renovated piece of machinery or equipment.

This definition, however, shall not be deemed exclusive. Second-hand materials and articles of a similar kind or character, including lumber, building materials, sand, gravel, cinders, pieces of machinery or equipment, or any type of waste materials, shall be deemed to be included within the foregoing definition.

A temporary enclosure, within the meaning of this ordinance, shall mean any structure or building in which there is installed no means for heating the interior in cold weather, either in whole or in part; or which has no roof; or which has a roof and an open side or sides; or which has no covering of a permanent nature for the openings in the same; or, apart from the land upon which it is located, said enclosure or building has a value of not more than \$1,000.00.

A temporary enclosure, within the meaning of this ordinance, shall mean any structure or building in which there is installed no means for heating the interior in cold weather, either in whole or in part; or which has no roof; or which has a roof and an open side or sides; or which has no covering of a permanent nature for the openings in the same; or, apart from the land upon which it is located, said enclosure or building has a value of not more than \$1,000.00.

It shall be unlawful for any person, firm, or corporation to use property located within a residential district for the purpose of parking more than two vehicles used for commercial purposes; and, in no event shall any more than one commercial vehicle be stored or parked on the outside of any premises located within a residential district or on any abutting public highway.

The term commercial vehicle shall include all types of machinery, equipment, road-building equipment, tractors, and farm implements.

Any person, firm, or corporation violating any of the provisions of this ordinance shall be liable to a fine or penalty not exceeding \$250.00 for each offense.

BE IT FURTHER RESOLVED, that at said Public Hearing, the aforementioned proposed ordinance shall be considered, and the said amendment or portions thereof as are approved by the Town Board may be adopted and enacted into ordinances of the Town of Cheektowaga, and

BE IT FURTHER RESOLVED and ordered that the Town Clerk, he and he is hereby ordered and directed, to publish a certified copy of this resolution and order in the Cheektowaga Times, a Newspaper having a general circulation in said Town, not less than 10 nor more than 20 days prior to the date of hearing; and that on or before said date, he post conspicuously or cause to be posted conspicuously, a certified copy of this order in 5 public places within the Township.

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

Supervisor Holtz,	Voting Aye
Councilman Nagel,	Voting Aye
Councilman Bystrak,	Voting Aye
Councilman Heibert,	Voting Aye
Councilman Wroblewski,	Voting Aye

CARRIED

AYES: 5

By order of the Town Board of the  
Town of Cheektowaga, New York,

KENNETH T. HANLEY  
Town Clerk

Posted as follows on the 16th day of March, 1950;

- 1- Town Hall Bulletin Board.
- 2- Doyle Fire House No. 1, Bulletin Board, William and Alaska Street.
- 3- Rescue Fire House Bulletin Board, Pine Ridge Road.
- 4- Telephone Pole S.W. corner Harlem Road and Cleveland Drive.
- 5- U-Crest Fire House, Clover Place and Evergreen Street.

Hereto is a copy of notice published in the Cheektowaga Times, the official paper 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 two weeks: first publication MAR 9 1950; last publication MAR 16 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

MAR 16 1950, 19.....  
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, 1957  
Registered No. 5029

(Adoption of Ordinance)

At a Regular Meeting of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, held at Town Hall of the said Town of Cheektowaga, on the 6th day of March, 1950, at 2:30 P.M., Eastern Standard Time, there were:

Present: S. Hais, Supervisor  
James Hais, Councilman  
James Hais, Councilman  
James Hais, Councilman  
James Hais, Councilman  
James Hais, Councilman

ABSENT: None.  
Councilman Hais 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 of Cheektowaga, on the 16th day of March, 1950, at 2:30 P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing conflicting provisions of any existing ordinances of the Town of Cheektowaga and adopting amendments thereto, regarding the use of property in a residential district, and adding to Section 2 of the Town Ordinance of the Town of Cheektowaga, Paragraph 4, to provide as follows:

IT SHALL BE UNLAWFUL for any person, firm, or corporation to use property in a residential district for commercial purposes. It shall be also unlawful for any person, firm, or corporation to erect for sale or use any building, structure, or store upon the premises located in a residential district, in which or upon a building, structure, automobile, automobile, truck, or automobile accessories, or parts, or second-hand material of any kind, including used motor vehicles or parts thereof, or any material, reconstructed, repaired, or renovated place of machinery or equipment.

The definition, however, shall not be deemed exclusive. Second-hand materials and articles of a similar kind or character, including lumber, building materials, soil, gravel, clunks, pieces of machinery or equipment, or any type of waste materials, shall be deemed to be included within the foregoing definition.

A temporary enclosure, within the meaning of this ordinance, shall mean any structure or building in which there is installed no means for heating the interior in cold weather, either in whole or in part; or which has no roof; or which has a roof and an open side or sides; or which has no covering of a permanent nature for the openings in the same; or, apart from the land upon which it is located, said enclosure or building has a value of not more than \$1,000.00.

It shall be unlawful for any person, firm, or corporation to use property located within a residential district for the purpose of parking more than two vehicles used for commercial purposes; and, in no event shall any more than one commercial vehicle be stored or parked on the outside of any premises located within a residential district or on any abutting public highway.

The term commercial vehicle shall include all types of machinery, equipment, road-building equipment, tractors, and farm implements.

Any person, firm, or corporation violating any of the provisions of this ordinance shall be liable to a fine or penalty not exceeding \$350.00 for each offense.

BE IT FURTHER RESOLVED, that at said Public Hearing, the hereinaudited proposed ordinance shall be considered, and the said amendment or portions thereof as are approved by the Town Board may be adopted and enacted into ordinances of the Town of Cheektowaga, and

BE IT FURTHER RESOLVED and ordered that the Town Clerk, he and he is hereby ordered and directed, to publish a certified copy of this resolution and order.



14

A communication was read from Richard R. Olsen, submitting his resignation as a Police Officer in the Town. This was ordered referred to the Chief of Police by Supervisor Holtz.

A communication was read from Edward Brisk, Secretary, Genesee Pine Hill Businessmen's Association, calling to the Town Board's attention a resolution passed by their organization, as being opposed to the Buffalo Port Authority Bill, as now written. This was ordered referred to the Town Attorney by Supervisor Holtz.

A petition was presented for the installation of street lights, boulevard type, on Charnwood Drive from Cleveland Drive to Kensington Avenue;

Charnwood Court, from Charnwood Drive to End of street;

Campwood Court, from Charnwood Drive to End of street;

Coralwood Court from Charnwood Drive to End of street.

This was ordered referred to the Board of Assessors for a property check by Supervisor Holtz.

A petition was presented for the extension of Fire and Water District No. 3 of the Town of Cheektowaga, New York. This was ordered referred to the Assessors for a property check by Supervisor Holtz.

Mr. Nagel moved, seconded by Mr. Wroblewski, that an audit be made and the claims be paid.

CARRIED

AYES: 5

Councilman Wroblewski advised the Board that he has had complaints of obnoxious odors coming from the U. S. Rubber Reclaiming Corporation Plant. This was ordered referred to Mr. Mesner and to the Supervisor.

Mr. Stanley Walczak was granted the floor and complained about odors emanating from the Millison Rendering Works or the American Agriculture Chemical Company. This was ordered referred to the Supervisor.

As there was no further business to come before the Town Board, Mr. Wroblewski moved, seconded by Mr. Weibert, to adjourn.

CARRIED

AYES: 5

KENNETH T. HANLEY  
Town Clerk

(SEAL)

*Kenneth T. Hanley*

Posted as follows on the 16th day of March, 1950;

- 1- Town Hall Bulletin Board.
- 2- Doyle Fire House No. 1, Bulletin Board, William and Alaska Street.
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Hereto is a copy of notice published in the Cheektowaga Times, the official paper of the Town of Cheektowaga, New York;

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A temporary enclosure, within the meaning of this ordinance, shall mean any structure or building in which there is installed no means for heating the interior in cold weather, either in whole or in part; or which has no roof; or which has a roof and an open side or sides; or which has no covering of a permanent nature for the openings in the walls or apart from the land upon which it is located, said enclosure or building has a value of not more than \$2,500.00.

It shall be unlawful for any person, firm, or corporation to use any enclosure or building as a residential structure for the purpose of storing any waste materials, and for no purpose other than the use and occupancy of the same as a residential structure. Any person, firm, or corporation violating any of the provisions of this ordinance shall be liable to a fine or penalty not exceeding \$500.00 for each offense.

BE IT FURTHER RESOLVED, that at said Public Hearing, the aforementioned proposed ordinance shall be considered, and the said amendment or portions thereof as are approved by the Town Board may be adopted and enacted into ordinances of the Town of Cheektowaga.

BE IT FURTHER RESOLVED and ordered that the Town Clerk, he and he is hereby ordered and directed, to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having a general circulation in said Town, not less than 10 nor more than 30 days prior to the date of hearing; and that on or before said date, he post conspicuously or cause to be posted conspicuously, a certified copy of this order in 3 public places within the Township.

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

Councilman Wroblewski, 4-0-0-0-0

ABSENT: None.

CARRIED

Dated: March 6, 1950

By order of the Town Board of the Town of Cheektowaga, New York,

KENNETH T. HANLEY  
Town Clerk

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 two weeks: first publication ..... MAR 9 1950 .....; last publication ..... MAR 16 1950 .....; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of ..... MAR 16 1950 ..... 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

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A petition was presented for the installation of street lights, boulevard type, on Charnwood Drive from Cleveland Drive to Kensington Avenue;

Charnwood Court, from Charnwood Drive to End of street;

Campwood Court, from Charnwood Drive to End of street;

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A petition was presented for the extension of Fire and Water District No. 3 of the Town of Cheektowaga, New York. This was ordered referred to the Assessors for a property check by Supervisor Holtz.

Mr. Nagel moved, seconded by Mr. Wroblewski, that an audit be made and the claims be paid.

CARRIED

AYES: 5

Councilman Wroblewski advised the Board that he has had complaints of obnoxious odors coming from the U. S. Rubber Reclaiming Corporation Plant. This was ordered referred to Mr. Mesner and to the Supervisor.

Mr. Stanley Walczak was granted the floor and complained about odors emanating from the Millison Rendering Works or the American Agriculture Chemical Company. This was ordered referred to the Supervisor.

As there was no further business to come before the Town Board, Mr. Wroblewski moved, seconded by Mr. Neibert, to adjourn.

CARRIED

AYES: 5

KENNETH T. HANKLY  
Town Clerk

(SEAL)

*Kenneth T. Hankly*

Cheektowaga, New York  
March 11, 1950

At a Special Meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall on the 11th day of March, 1950, at 10:00 o'clock A. M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz,	Supervisor
	Henry Nagel,	Councilman
	Felix Wroblewski,	Councilman
	Joseph Weibert,	Councilman
	Stanley Bystrak,	Councilman

ABSENT: 0

The Supervisor announced that he had called this Special Meeting in regards to Building Permits being issued to Bernard King for the construction of prefabricated homes on a subdivision near Harlem Road and Cleveland Drive.

The Supervisor advised the Town Board that he, as a member of the Petitions Committee never sat in on any conferences regarding the King Building permit application.

Councilman Wroblewski advised the Supervisor that the Petitions Committee met on February 20, 1940, after a regular Town Board meeting and acted on the permits. Councilman Weibert and Councilman Wroblewski acting in favor and Councilman Bystrak, the other Petitions Committee member, was absent, and that the Supervisor was absent also. Councilman Wroblewski also stated that the Committee had acted on February 18, 1950.

Councilman Wroblewski called it to the attention of the Supervisor, that he, himself, said that the Petitions Committee had nothing to do with the issuance of permits to William Heights, Inc., to build certain homes on the south side of the Town, and that the Supervisor said it was entirely up to the Town Clerk or the Building Inspector.

Supervisor Holtz stated that he advised King at least two months ago that no prefabricated houses would be allowed in the Town of Cheektowaga, and that at that time the Town Building Inspector said that these pre-fabs do not comply with the Town Ordinances. The Supervisor also stated that he had advised the Town Clerk to get the permits back that had been issued to Mr. King.

Councilman Weibert stated that the issuance of the permits was O. K., as far as he was concerned.

The Supervisor stated that he, as a member of all Committees, had had no chance to vote on this situation.

Mr. Wroblewski stated that the Supervisor had said it was O. K. to erect two prefabricated homes on Evergreen Street.

Mr. Holtz: "I did not have a chance to object."

Mr. Wroblewski: "You are not against the B. A. W. Construction Company home."

Mr. Wroblewski: "There is nothing in the Ordinance against pre-fabs."

Mr. Holtz: "Mr. Tadio says pre-fabs cannot be built."

Mr. Tadio, " Mr. Odmunson was held up three weeks while I investigated these homes and that Mr. Odmunson said that Mr. Holtz said it is ok to issue there permits and the Town Attorney, Mr. Doyle also said it was ok."

" I recently went to New York City to attend a building officials conference and I believe that King is in good order for this sub-division and that there is no way to stop King from getting these permits."

At this point Mr. Holtz reviewed the ordinance with Mr. Tadio.

Mr. Tadio, " The Building Inspector can deviate from the ordinance."

Mr. Holtz, " You were opposed to the two Alleghany Homes which was brought up about one and a half year ago."

Mr. Tadio, " I dont show any discrimination."

Mr. Herman Schwander , was granted the floor and says that Mr. Tadio and the Town Clerk did not live up to the ordinance in granting these permits. Mr. Schwander claimed that the Building Inspector was in error and quoted Section 8 of the Building Code.

Mr. Tadio, " I have inspected the plans peronally."

Mr. King, " Mr. Schwander, are you saying that this home will not stand up ?"

Mr. Holtz, " King I told you that we will not allow any pre-fabs, the Town Board came in with a report that we will not allow this type of a home."

Mr. King, " You have sectionals going up all over Town".

Mr. Holtz, " I will investigate these sectional homes, you know how I felt about the pre-fabs."

" You can buy that home for \$3000.00. You have had sectional homes for the last ten years. These are beach homes."

Mr. Thomas Donsaur, Kenmore, New York was granted the floor and stated that a pre-fab costs about as much as a sectional home.

Mr. Kenneth Roth, was granted the floor and stated he has a section home which cost \$9000.00 and he does not consider it a beach home.

Mr. J. Roland, was granted the floor and stated that his home is a sectional but he considers Kings pre-fabs not fit to live in.

Mr. M. Anderschott , stated that he thinks people will like Kings pre- fabs and that they will be much happier with this type of developement then apartment houses.

Mr. Neil Fran, Southgate Road, asked Mr. King of these pre-fabs are the same type of homes which were constructed on Grunher Road. Mr. King answered in the negative.

Mrs. Brannan, appeared in opposition to the pre-fab homes.

Mr. Herman Schwander was granted the floor and stated that he was not against, but the matter should go through the regular channels and do not railroad this through the building inspector and to rescind the action of the building inspector and the Town Clerk, and appoint a committee to investigate the building of these pre-fabs.

Mr. B. Dramansan, suggests that the Town Board appoint a committee to investigate these pre-fabs.

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

RESOLVED, that new plans and specifications be submitted to the Town Board and that the permits already issued to Mr. Bernard King be rescinded and cancelled.

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

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Naye
Felix T. Wroblewski	Voting Naye
Joseph A. Neibert	Voting Naye
Stanley Bystrak	Voting Aye

Motion lost, Ayes: -2-, Naves: -3-.

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

RESOLVED, that the Bernard King situation be referred to the Zoning Board of Appeals.

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

Benedict T. Holtz	Voting Naye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
Stanley Bystrak	Voting Naye

Carried: Ayes: -3-, Naves: -2-.

Mr. Nagel moved seconded by Mr. Wroblewski that this meeting be adjourned. Carries, Ayes: -5-.

Kenneth T. Hanley,

Town Clerk.

SEAL.

*Kenneth T. Hanley.*

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 20th day of March, 1950, at 8:30 o'clock P.M., Eastern Standard Time there were;

PRESENT:	Benedict T. Holtz	Supervisor
	Henry Nagel	Councilman
	Felix T. Wroblewski	Councilman
	Joseph A. Neibert	Councilman
	Stanley Bystrak	Councilman

ABSENT: -0-.

A quorum being present the chairman called the meeting to order.

Without any objections the minutes of the previous meeting were dispensed with until a later date.

Communication read from the Zoning Board of Appeals recommending that the petition of John Obstarczyk to rezone property from residence to business on William Street be granted.

Councilman Wroblewski requested that the petition be held up for further study and that the same be referred to the Petitions Committee.

Mr. Wroblewski moved seconded by Mr. Neibert that the petition of Catherine Krystyniak to rezone property from residence to business be denied.

Carried, Ayes: -5-.

Mr. Nagel moved seconded by Mr. Wroblewski that the request of Fred Sztukowski to withdraw his petition for the purpose of rezoning property from residence to business, 1330 Walden Avenue be granted.

Carried, Ayes: -5-.

Communication read from Mr. Edward B. Jerzewski, Chairman of the Board of Assessors, requesting permission to attend Assessors conference at Albany, New York, ordered referred to the Town Board by Supervisor Holtz.

This being the time and place advertised for a public hearing for the purpose of considering the advisability of repealing conflicting provisions of any existing ordinances of the Town of Cheektowaga, Erie County, New York, and adopting amendments therein, regulating the use of property in a residential district, and adding to Section 2 of the Zoning Ordinances of the Town of Cheektowaga, Erie County, New York, Paragraph 8, to provide as follows;

IT SHALL BE UNLAWFUL FOR any person, firm or corporation to use property in a residential district for business purposes. It shall be also unlawful for any person, firm or corporation to expose for sale or exchange, or to give away, or store upon any property located in a residential district, in the open or within a temporary enclosure, any article of machinery, equipment, automobile, automobile truck, or automobile accessory, or junk, used or second hand material of any kind, including used motor vehicles or parts thereof, or any repaired, reconstructed, renewed or renovated piece of machinery or equipment.

This definition, however, shall not be deemed exclusive. Second-hand materials and articles of a similar kind or character, including lumber, building materials, sand, gravel, cinders, pieces of machinery or equipment, or any type of waste materials, shall be deemed to be included within the foregoing definition.

A temporary enclosure, within the meaning of this ordinance, shall mean any structure or building in which there is installed no means for heating the interior in cold weather, either in whole or in part; or which has no roof; or which has a roof and an open side or sides; or which has no covering of a permanent nature for the openings in the same; or, apart, from the land upon which it is located, said enclosure or building has a value of not more than



\$1,000.00.

It shall be unlawful for any person, firm, or corporation to use property located within a residential district for the purpose of parking more than two vehicles used for commercial purposes; and, in no event shall any more than one commercial vehicle be stored or parked on the outside of any premises located within a residential district on any abutting public highway.

The term commercial vehicle shall include all types of machinery, equipment, road-building equipment, tractors and farm implements.

Any person, firm, or corporation violating any of the provisions of this ordinance shall be liable to a fine or penalty not exceeding \$250.00 for each offensive.

The Supervisor directed the Town Clerk to present proof of publication and posting of the notice of the hearing.

The Town Clerk presented proof that such notice has been duly published, and upon order of the Supervisor such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing.

Approximately 20 persons in the audience stood who were in opposition to the proposed ordinance.

The following persons spoke in opposition;

Daniel Suzzi,	Cheektowaga, New York
Kenneth Rieman,	Cheektowaga, New York
Victor Zapfel,	Cheektowaga, New York
Leo Kaczmarek,	Cheektowaga, New York
Elmer Kraus,	Cheektowaga, New York
L. Franczkowiak,	Cheektowaga, New York
C. Strewieng,	Cheektowaga, New York
A. Torello,	Cheektowaga, New York

The chairman then asked if there were anyone in the audience who wished to speak in favor of the ordinance.

About 15 persons stood in where in favor.

The following persons spoke in favor;

Mr. John Salamanchuk,	Cheektowaga, New York,
H. Wahl, President of the	Homeowners Association,
Gail Crawford,	Cheektowaga, New York,
William Carlson,	Cheektowaga, New York,
Leon Vincnet, representing the Greater Cheektowaga Tax Payers	
Association,	
Samuel Graello,	Cheektowaga, New York.

The chairman ordered the hearing closed.

Mr. Nagel moved seconded by Mr. Neibert that decision be reserved until the 3rd day of April, 1950, at 2:30 o'clock P.M., E.S.T.,  
Carried, Ayes: -5-.

This being the time and the place advertised for a public hearing for the installation of street lights on Southgate Road from City Line to Highview Road.

In-as-much as the official paper of the Town failed to deliver the posting notices in time to be posted at least 10 days prior to the hearing, Mr. Neibert moved seconded by Mr. Nagel that the Town Clerk be authorized and directed to re-advertise the public hearing and to set the date for the 3rd day of April, 1950, at 2:30 o'clock P.M. E.S.T.,  
Carried, Ayes: -5-.

Mr. 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 31st day of January, 1950.

**PUBLIC HIGHWAY TO BE IMPROVED**

**SOUTHGATE ROAD FROM CITY LINE TO HIGHVIEW ROAD**

**-TYPE OF STREET LIGHTING INSTALLATION-**

Iron Standard and Underground wiring. Ornamental.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, 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 April, 1950, at 2:30 o'clock P.M., Eastern Standard Time 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 A. Neibert	Voting Aye
Stanley Bystrak	Voting Aye

Carries, Ayes: -5-.

Posted as follows on the (Second Publication) 25th day of March, 1950;

Telephone Pole No. 4, Southgate Road.  
Post corner Southgate Road and Roswell Road.  
Post corner Southgate Road and Allendale Road.  
Tree in front of No. 76 Southgate Road.  
Telephone Pole in front of No. 56 Southgate Road.

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.

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 week:

first publication ..... MAR 23 1950

last publication ..... MAR 23 1950

and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this ..... day of ..... MAR 25 1950, 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

LEGAL NOTICE

(Insert Address Herein)

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 20th day of March, 1950, at 7:30 o'clock P. M., Eastern Standard Time, there were:

President T. Holtz, Supervisor  
Henry Nagel, Councilman  
John T. Wrublewski, Councilman  
Joseph A. Nebhart, Councilman  
Stanley Bystrak, Councilman  
Absent: None.

Councilman Nebhart offered the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in Consolidated Town District of the Town of Cheektowaga, hereinafter particularly described, by the installation of concrete curbs, sidewalks, drainage, and other improvements herein particularly described, was presented to the Town Board on the 15th day of March, 1950;

AND WHEREAS, the Town Board on the 15th day of March, 1950, resolved to accept the same;

IT IS HEREBY RESOLVED, that the Town Board of the Town of Cheektowaga, Erie County, New York, do hereby certify that the foregoing is a true and correct copy of the proceedings of the Town Board of the Town of Cheektowaga, Erie County, New York, on the 15th day of March, 1950, and that the same were duly adopted by the Town Board of the Town of Cheektowaga, Erie County, New York, on the 15th day of March, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 20th day of March, 1950.

KENNETH T. HANLEY,  
Town Clerk

(SEAL)

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

My Commission Expires March 30, 1957

Registered No. 5029

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

My Commission Expires March 30, 1957

Registered No. 5029

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

My Commission Expires March 30, 1957

Registered No. 5029

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

My Commission Expires March 30, 1957

Registered No. 5029

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

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

WHEREAS, the Town Board, pursuant to law, requested sealed proposals for the construction of sidewalks on Evergreen Place; Wellworth Place; Clover Street and Rossler Avenue, in the Town of Cheektowaga, New York, which bids were publicly opened at a meeting of the Town Board held on the 5th day of December, 1949, and

WHEREAS, Angelo Castricone, doing business under the firm name and style of Castricone Concrete Construction Company, of 90 N. Ogden Street, Buffalo, New York, submitted a bid to do all the work required by the plans and specifications prepared by Nussbaumer and Clarke, Engineers, including the furnishing of fill where required, and that his bid is the lowest and should be accepted in the public interest, be it

RESOLVED, that the bid of Angelo Castricone, doing business under the firm name and style of Castricone Concrete Construction Company, to construct sidewalks on Evergreen Place; Wellworth Place; Clover Street and Rossler Avenue, be accepted in accordance with the terms of said bid, and be it further

RESOLVED, that Nussbaumer and Clarke, Engineers, and George B. Doyle, Town Attorney, be instructed to prepare the necessary contract to be entered into between the Town of Cheektowaga, New York, and said Angelo Castricone, for the construction of said sidewalks.

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

Benedict T. Holtz	Voting Aye
Felix T. Wroblewski	Voting Aye
Henry Nagel	Voting Aye
Joseph A. Neibert	Voting Aye
Stanley Bystrak	Voting Aye

Carried,

Ayes: -5-.

Mr. Nagel 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 23rd day of February, 1950.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Charnwood Drive	Cleveland Drive	Kensington Avenue
Charnwood Court	Charnwood Drive	End of Street
Campwood Court	Charnwood Drive	End of Street
Coralwood Court	Charnwood Drive	End of Street

#### TYPE OF STREET LIGHTING INSTALLATION

Boulevard Type with arm extending over road

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, 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 April, 1950, at 2:30 o'clock P.M., Eastern Standard Time 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 (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
Stanley Bystrak	Voting	Aye

Carried,

Ayes: -5-.

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

Edward B. Jerzewski, Bronislaw T. Orlikowski, and Andrew H. Schwenk,  
of the Town of Cheektowaga, County of Erie and State of New York, being  
duly sworn, depose and say.

That we are the 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 23rd day of February, 1950, for  
the improvement of both sides of the public highways situated in the Cons-  
olidated Lighting District of the Town of Cheektowaga hereinafter particu-  
larly set forth by the installation of street lighting equipment hereinafter  
particularly described.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Charnwood Drive	Cleveland Drive	Kensington Avenue
Charnwood Court	Charnwood Drive	End of Street
Campwood Court	Charnwood Drive	End of Street
Coralwood Court	Charnwood Drive	End of Street

#### TYPE OF STREET LIGHTING INSTALLATION

Boulevard Type with arm extending over road  
( Same as on Century Road )

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 on 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

Bronislaw T. Orlikowski  
Assessor of the Town of Cheektowaga,  
Erie County, New York.

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga,  
Erie County, New York.

Subscribed and sworn to before  
me this 20th day of March, 1950.

Kenneth T. Hanley  
Notary Public, Erie County, New York.



STATE OF NEW YORK }  
COUNTY OF ERIE } SS.

CO059

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 said Town held on the 20th day of March, 1950, 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 20th day of March, 1950,

Kenneth T. Hanley,  
Town Clerk.

SEAL.

Posted as follows on the 25th day of March, 1950;

Tree in front of No. 24 Charnwood Drive.  
Post corner of Charnwood Drive and Charnwood Court.  
Tree in front of No. 68 Charnwood Drive.  
Post corner of Charnwood Drive and Campwood Court.  
Post corner of Charnwood Court and Coralwood Court.

Hereto is a copy of notice published in the Cheektowaga Times;

NOTICE OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, DO HEREBY CERTIFY that the Town Board of the Town of Cheektowaga met at the Town Hall in said Town of Cheektowaga on the 2nd day of April, 1950, at 2:30 P. M., Eastern Standard Time 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 placed conspicuously in the 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.

Recorded by Commissioner, Robert and duly put to a vote which resulted as follows:

Respect T. Holo, voting Aye.  
Henry Nagel, voting Aye.  
John T. Wroblewski, voting Aye.  
Stanley Bryant, voting Aye.  
Joseph Robert, voting Aye.  
AYES: 5. NOES: 0. ABSENT: 0.  
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 20th day of March, 1950, 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 20th day of March, 1950.

KENNETH T. HANLEY,  
Town Clerk.  
MAR-23

(SEAL)

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

WARD 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 MAR 23 1950; last publication MAR 23 1950; and that no more than six days intervened between publications.

W. C. Allis

Sworn to before me this.....

MAR 25 1950

day of ....., 19.....

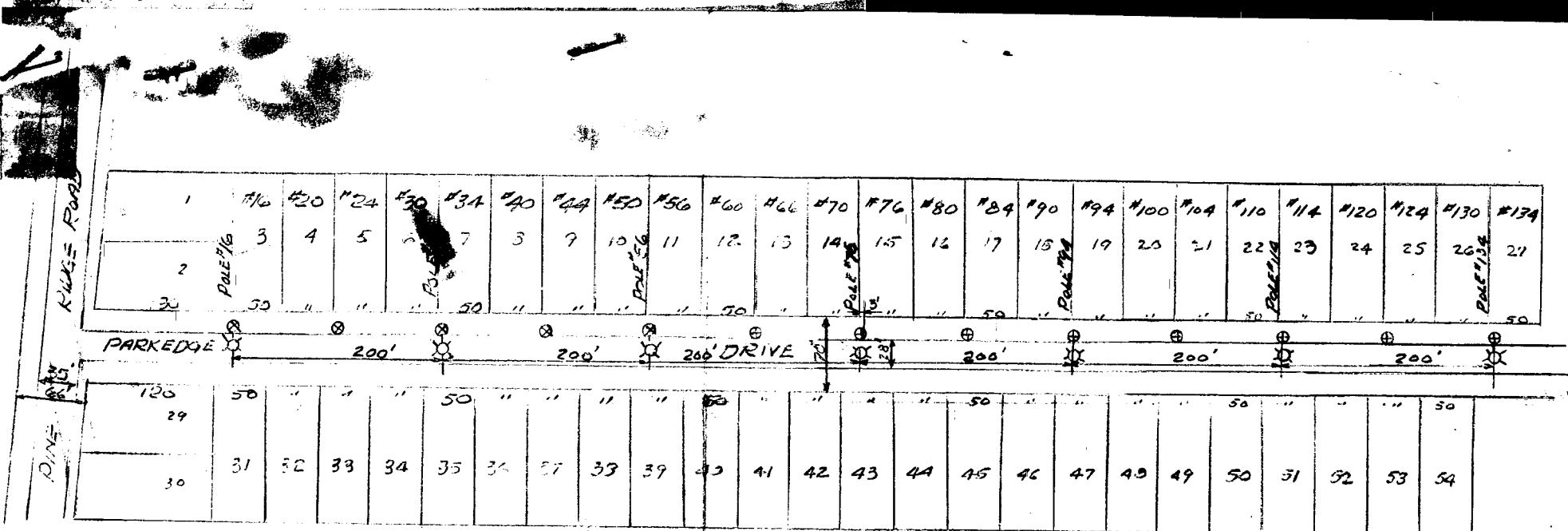
E. J. Allis

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

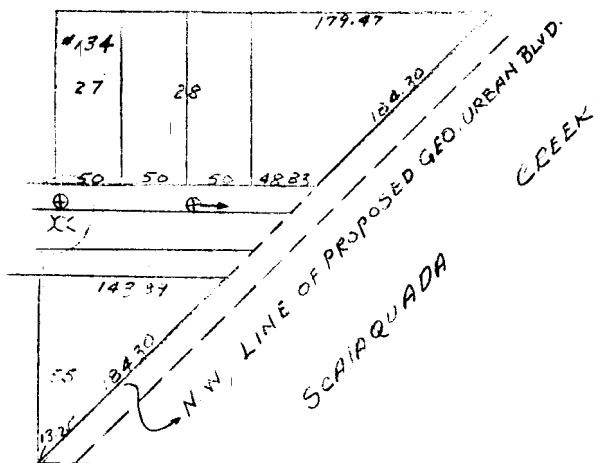
EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1951  
Registered No. 5029

Mr. Wroblewski moved seconded by Mr. Nagel, RESOLVED, that the New York State Electric and Gas Company be authorized and requested to install a light at the end of Goering Avenue, Carried, Ayes: -5-.

Mr. Bystrak moved seconded by Mr. Wroblewski, RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install 7 2500 lumen lamps on 10 mast arms with enclosed type luminaries on Park Edge Drive between Bridge Road and Scajaquada Creek as shown on drawing hereto annexed. Carried, Ayes: -5-.



⊗ EXISTING POLES.  
 ⊗ PROPOSED LAMPS - 9' MAST ARMS.  
 25' MOUNTING HEIGHT.  
 ⊗ PROPOSED NEW 35' POLES TO SET 3' E  
 OF WEST PROPERTY LINES.



PROPOSED OVERHEAD STREET LIGHTS PARK EDGE DRIVE TOWN OF CHEEKTOWAGA					
N. E. L.	ORDER	FEEDER	ZONE	DATE	BY
SKETCH	SHEET	SCALE 1" = 100'	704 2943 6744	11/15/50	AA
				INDEX	

Mr. Wroblewski moved seconded by Mr. Nagel, RESOLVED, that the New York State Electric and Gas Company be authorized and requested to install a light at the end of Goering Avenue, Carried, Ayes: -5-.

Mr. Bystrak moved seconded by Mr. Wroblewski, RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install 7 2500 lumen lamps on 10 foot mast arms with enclosed type luminaries on Park Edge Drive between Ridge Road and Scajaquada Creek as shown on drawing hereto annexed. Carried, Ayes: -5-.



The proposed district east of this, if discharged into this plat, would require still further enlargement of the plant.

No. 4: Formerly went into the City of Buffalo, but has been changed to discharge into the Alpine Street Pump Station which discharges to the District No. 5 plant.

No. 5: Has a sewage treatment plant for its own, which would be overloaded if it accepts the sewage from the proposed district east of District No. 5.

In order to determine boundaries for the proposed districts and ways and means of disposing of the sewage without constructing individual sewage treatment plants a Town-wide survey which could develop solutions on a Town-wide basis seems to be the most feasible.

The estimated cost of construction would approximate the construction required in the districts plus the plant additions at treatment plants however handled.

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

WHEREAS, the State of New York has indicated pursuant to Chapter 578 of the Laws of 1947 that it will contribute up to 2% of the cost of the plans of approved municipal projects within the limits set by such chapter, and

WHEREAS, the Town of Cheektowaga wishes to make application for a grant towards the cost of the preparation of the plans for the projects listed,

NOW, THEREFORE,

BE IT RESOLVED, that the Town of Cheektowaga submit these projects for consideration by the Superintendent of the Department of Public Works of the State of New York with the request that an allocation be granted up to 2% of the estimated cost of construction for the preparation of such projects, and

BE IT FURTHER RESOLVED, that when and if the Superintendent approves any or all of these projects, and when and if an allocation up to 2% of the cost of construction for the preparation of the plans of such approved projects is made, the Town of Cheektowaga will make available a sum equal to that allocated by the Department.

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
Stanley Bystrak	Voting Aye

Carried, Ayes: -5-.

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

RESOLVED, that the Westinghouse Electric Company be authorized to purchase from the Union Metal Company, 17 Union Metal Standards, No. 1348, for use on Oehman Boulevard in place of the 12 Y-19's which were previously ordered, but can be used at other locations.

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

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

WHEREAS, Union Road in the Town of Cheektowaga, is a State Highway and is intersected by Northcrest Avenue, Southcrest Avenue, Chapel Avenue, Clearvale Avenue and Fairvale Avenue, and

WHEREAS, a large number of automobiles travel on said highways leading into Union Road, and many of them do not stop to give traffic on Union Road the right of way and there exists at said intersections a dangerous traffic condition, be it

RESOLVED, that the Highway Department of the State of New York

RESOLVED, that the Highway Department of the State of New York be requested to erect stop signs on all of said highways at their intersection with Union Road, and be it further

RESOLVED, that a copy of this resolution be forwarded to Mr. Charles R. Waters, Deputy Superintendent of Public Highways of the State of New York, at his office in the State Office Building in the City of Buffalo, New York, with the request that he investigate traffic at these intersections and, if possible, order the erection of the traffic signs.

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
Stanley Bystrak	Voting Aye

Carried,

Ayes: -5-.

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

WHEREAS, the Walden District Citizens' Association and other organizations and residents of the Town of Cheektowaga have requested the Town Board to regular the standing of motor vehicles near bus stops on Walden Avenue, in the Town of Cheektowaga, and

WHEREAS, Walden Avenue is a County Highway and comes under the jurisdiction of the County Highway Superintendent, and his consent is required before the Town can take any action in the matter, and

WHEREAS, if motor vehicles are parked at these bus stops, it forces the buses to stop in the center of the street, thereby creating a traffic hazard,

BE IT RESOLVED, that the County Highway Superintendent be requested to prohibit the standing of motor vehicles within a 125-foot zone at bus stops, and that if said request is granted by the County Highway Superintendent, that arrangements be made immediately with him to erect proper signs indicating the area in which standing of motor vehicles is prohibited.

Seconded by Mr. Bystrak 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
Stanley Bystrak	Voting Aye

Carried,

Ayes: -5-..

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

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of the highway known as Homesgarth Avenue by the construction of a lateral sewer in said highway, to wit: from Mapleview Road to Roycroft Boulevard, on both sides of the highway, for the entire length of the street, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on both sides 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 Seven Thousand Dollars (\$7000.00);

NOW THEREFORE,

BE IT RESOLVED, that 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, State of New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said town, on the 3rd day of April, 1950, 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 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. 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
Stanley Bystrak	Voting Aye

Carried, Ayes:-5-.

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 20th day of March, 1950, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 20th day of March, 1950.

Kenneth T. Hanley

Town Clerk.

SEAL.

Posted as follows on the 25th day of April, 1950;

Post in front of No. 45 Homesgarth Avenue  
Post in front of No. 33 Homesgarth Avenue  
Tree corner of Bigalow Road and Homesgarth Avenue  
Post in front of No. 31 Homesgarth Avenue  
Post corner of Mapleview Road and Homesgarth Avenue

Hereto is a copy of notice published in the Cheektowaga Times;

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

As 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 20th day of March, 1960, at 7:20 o'clock P. M., Eastern Standard Time, there were:

**PRESENT:**  
 Benedict T. Molta, Supervisor  
 Felix Wroblewski, Councilman  
 Stanley Bystrak, Councilman  
 Joseph Neilbert, Councilman  
 Henry Nagel, Councilman  
**ABSENT:** None

**ABSENT:** None.  
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of the highway known as Homestead Avenue by the construction of a lateral sewer in said highway to wit: from Mapleview Road to Boyerscroft Boulevard, on both sides of the highway, for the entire length of the street, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the both sides of said public highway, situate between the public sidewalks owning at least one-half of the frontage or bounds on both sides of the public highway, and has been improved, as aforesaid, and is signed by resident owners owning along said highway property to be improved, owning not less than one-half of the aggregate frontage owned by resident owners

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHALEMAN, the maximum amount proposed to be expended for the improvement of said highway is stated in the petition is the sum of \$10,000.

THE HONORABLE CLERK  
IN CHARGE, SURVEYOR GENERAL'S OFFICE  
STATE OF NEW YORK  
ALBANY, N. Y.

**Town Board** That the Town Board  
of Chesham, N.Y., has  
just been elected.

1. The first step in the process is to identify the problem or issue that needs to be addressed. This involves gathering information and understanding the context of the problem.

100-443887-100

...and that on  
...said date he put ...  
...or cause to be posted  
...certified copies of ...  
...in five public places along the  
...portion of said highway to be  
...proven

seconded by Councilman Nigel  
daily put to a vote, which re-  
sulted as follows:

Benedict T. Holts, voting Aye.  
 Felix T. Wroblewski, voting Aye.  
 Henry Nagel, voting Aye.  
 Stanley Bystrak, voting Aye.  
 Joseph Niekirk, voting Aye.

Y order of the Town Board  
Town of Cheektowaga, N. Y.

KENNETH T. HANLEY,  
Town Clerk  
Town of Cheektowaga,  
Erie County, N.Y.

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	MAR 23 1950
last publication	MAR 28 1950

and that no more than six days intervened between publications.

Willard C. Ellis

Sworn  before me this.....

day 19 MAR 25 1950

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, 1967  
 Registered No. 5029

March 20, 1950.

00053

Cheektowaga Town Board  
Town Hall  
Cheektowaga, New York

Re: Amendment to Zoning Ordinance  
Section 2, Paragraph 8.

Honorable Town Board:

May we congratulate you on a fine and much needed bit of legislature. It will be of benefit to every individual and business in the town if it will curtail the improper and undesirable use of residential property in Cheektowaga.

This amendment is very much in line with the Chamber's program of town beautification which will be inaugurated this Spring and it is evidence that the town officials are in accord with this program for Cheektowaga.

After careful consideration and study of the cleanup ordinance by our committee we have one suggestion to make. We feel that some provision should be made to allow temporary storage of construction equipment, etc., on or within a residential area during the course of necessary construction or repair work which may be performed in these areas.

We also thank you for the invitation, through Town Attorney George B. Doyle, to meet with you regarding a similar ordinance effecting business zones. We assure you that we will cooperate in every way with you to the fullest extent, and feel sure that we can contribute, at least in some small way, to this important work, which will so vitally effect the growth of the Town of Cheektowaga.

Sincerely yours,

Cheektowaga Chamber of Commerce

Jospeh Pfohl, Committee Chairman.

Mr. Wroblewski moved seconded by Mr. Neibert that the proposed sub division map submitted by Mr. A. Peinkofer and Sewer map for part of Lot 19, T 11, R 7, be referred to the Petitions Committee for study and investigation. Carried, Ayes: -5-.

HIGHVIEW HOMES REZONING GRANTED

STATE OF NEW YORK  
COUNTY OF ERIE

FRANK A. TARKER, JR.

being duly sworn, deposes and says that

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 23<sup>rd</sup> day of March, 1950, and the last insertion being on the 30<sup>th</sup> day of March, 1950, and that not more than six days intervened between any two publications thereof.

day of

1950

in and for Erie County.

Frank A. Tarker Jr.  
Subscribed March 30, 1951

James E. County, New York, at the Town Hall, in said Town of Cheektowaga, on the 20th day of March, 1950, at 7:30 o'clock P.M., E.S.T., there were present:

Stephen T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix J. Wroblewski, Councilman  
Joseph A. Neibert, Councilman  
Stanley Bystrak, Councilman

ABSENT: None.  
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 30th day of November, 1949, at 7:30 o'clock P.M., E.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 18th day of March, 1950, 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 Housing Two Business Trucks and to store a small amount of furnace heating equipment, 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 20th day of March, 1950, 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 rezoned as well as the property in its immediate vicinity on Harlem Road and Depew Street.

Cheektowaga Chamber of Commerce

Mr. Wroblewski moved seconded by Mr. Neibert that the proposed sub division map submitted by Mr. A. Peinkofer and Sewer map for part of Lot 19, T 11 , R 7, be referred to the Petitions Committee for study and investigation. Carried, Ayes: -5-.

## HIGHVIEW HOMES REZONING GRANTED

STATE OF NEW YORK  
COUNTY OF ERIE

**FRANK A. TABER JR.**

being duly sworn, deposes and says that John A. (the

[illegible]

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 23<sup>rd</sup> day of March, 1950, and the last insertion being on the 30<sup>th</sup> day of March, 1950, and that not more than six days intervened between any two publications thereof.

day of

19.50

nd for Erie County.

Expenses March 30, 1951

**TOWN BOARD MEETING**  
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 20th  
day of March, 1950, at 7:30  
o'clock P.M., E.S.T., there were  
PRESENT:

Benedit T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Neibert, Councilman  
Stanley Bystrak, 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 Greenvale, New York, on the 2nd day of November, 1949, at 7:30 P. M. P. M. it was the finding of said Board that the zoning of Greenvale

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

**WHEREAS**, the Zoning Board of Appeals on the 18th day of March, 1930, having rendered its decision granting the application of Joseph J. O'Brien to remove from residential district to business district the property hereinafter described, for the purpose of Housing Two Business Trucks and to store a small amount of furnace heating equipment; 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 20th day of March, 1930, 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 so used as well as the property in its immediate vicinity, and the same being found to conform to the provisions of the zoning ordinance, the Board of Appeals recommending the application of Joseph J. O'Brien and promising to business be and the same is hereby confirmed and approved.

approved. The following is a copy of the Town Board Resolution adopted on this subject:

Resolved, That the following be adopted as the Ordinance of the Town of Newburgh, New York, to be known as the "Zoning Ordinance":

Section 1. That the following be declared public use of the land in the Town of Newburgh, New York, to be known as the "Zoning District":

Section 2. That the following restrictions: (1) that said premises are used only for business purposes, and (2) that in the event said premises are no longer used to conduct low business purposes, and to a small amount of farming, that the entire use of the premises shall be null and void and the property shall revert to real estate use only.

### DESCRIPTION

All that tract or plot of land situated in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lots Numbers 72 and 73, Township 10, Range 7, of the Buffalo Creek Indian Reservation and bounded as follows:

Beginning at the point of intersection of the east line of Diggins Street with the north line of Harlem Road, thence north along said line of Harlem Road 100 feet, thence west and parallel with the south line of Parker Street, 280 feet, thence south and parallel to said line of Harlem Road 100 and 25/100 feet to the said line of Diggins Street, thence east along said line of Diggins Street 240 feet to the place of beginning.

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

as follows:  
Benedict T. Holtz, voting Aye,  
Henry Nagel voting Aye  
Felix T. Wroblewski voting Aye  
Joseph A. Neibert voting Aye  
Stanley Bystrak, voting Aye.

Stanley Bystrak, voting Aye,  
Summary of vote: 5 Ayes, 0  
Noes, 0 Absent.

Dated: March 20, 1950.  
KENNETH T. HANLEY,  
(seal) Town Clerk  
Town of Cheektowaga,  
m23-30 Erie County, New York

**00052**

Re: Amendment to Zoning Ordinance  
Section 2, Paragraph 8.

May we congratulate you on a fine and much needed bit of legislature. It will be of benefit to every individual and business in the town if it will curtail the improper and undesirable use of residential property in Cheektowaga.

After careful consideration and study of the cleanup ordinance by our committee we have one suggestion to make. We feel that some provision should be made to allow temporary storage of construction equipment, etc., on or within a residential area during the course of necessary construction or repair work which may be performed in these areas.

Sincerely yours,

**Joseph Pfohl, Committee Chairman.**

Mr. Wroblewski moved seconded by Mr. Neibert that the proposed sub division map submitted by Mr. A. Peinkofer and Sewer map for part of Lot 19, T 11 , R 7, be referred to the Petitions Committee for study and investigation. Carried. Ayes: -5-.

## HIGHVIEW HOMES REZONING GRANTED

[illegible]

**FRANK A. TAYLOR, JR.**

being duly sworn, deposes and says that he is the

Depew  
**Herald and News** Cheektowaga

a public newspaper published at Depew, Town of Cheesetowa, 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 23<sup>rd</sup> day of March, 1950, and the last insertion being on the 30<sup>th</sup> day of March, 1950, and that not more than six days intervened between any two publications thereof.

thereof.

Frank R. Taber Jr.

Sworn to before me this 10<sup>th</sup> day of

April 19 50  
John H. Van Nest  
Notary Public in and for Erie County.

b6-40 5803

Notary Public in and for Erie County.  
my commission expires March 30, 1951

14  
Placed as follows on the 10th day of April, 1950;

Telephone Pole No. 445 Dingen Street  
Telephone Pole No. 874 Harlem Road  
Telephone Pole No. 457 Harlem Road  
Post corner of Harlem Road and Dingen Street  
Telephone Pole No. 446 Dingen Street.

February 16, 1950.

Mr. George Doyle  
Walbridge Bldg.,  
Buffalo, New York

Dear Sir:

Enclosed is the form of application in accordance with the consultation which we had at Galloway's office last week in New York.

The Town Board should authorize submission of this application directing the Supervisor to sign. We have signed the sheet describing the project.

The resolution should further direct that the legal matters with the State agencies be handled by you, and the engineering matters with the State agencies be handled by our firm.

Very truly yours,

Nussbaumer and Clarke, Newell L. Nussbaumer.

Note: Use one form for each project

NEW YORK STATE  
DEPARTMENT OF PUBLIC WORKS  
TEMPORARY BUREAU  
OF  
MUNICIPAL POSTWAR PLANNING

Serial \_\_\_\_\_  
(Do not fill in)

PRELIMINARY APPLICATION

Locality: Town of Cheektowaga, New York

Date: \_\_\_\_\_

Project: Survey of existing sanitary sewer districts in the Town and establishment of two proposed additional sanitary sewer districts together with ways and means of supplying sanitary sewer service to areas not now included in existing or proposed sewer district boundaries.

Status of Plans: None

Est. Cost: \$500,000.00

Explanation of Project: ( See attached sheet )

Town of Cheektowaga  
Explanation of Project

The Town now proposes to establish two additional sewer districts, one east of Sewer District No. 5, and another east of Sewer District No. 3.

The Town now has five districts, as follows:

No. 1.: With discharge into the City of Buffalo on a rental basis.

No. 2: With discharge formerly into Buffalo on a rental basis, but now with outfall to District No. 5 on a rental basis.

No. 3: Has individual sewage treatment plant, the capacity of which is badly overloaded, needing extensive improvement.



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

Mr. Wroblewski moved seconded by Mr. Nagel to adjourn, Carried, Ayes: -5-.

Kenneth T. Hanley

Town Clerk.

SEAL.

*Kenneth T. Hanley.*

Cheektowaga, New York  
March 29th , 1950.

00055

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 29th day of May, 1950, at 4:00 o'clock P.M., Eastern Standard Time, there were;

PRESENT:

Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Joseph A. Neibert	Councilman
Stanley Bystrak	Councilman

ABSENT: -0-

A quorum being present the chairman called the meeting to order.

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

RESOLVED, that the Town Clerk be authorized and directed to issue all building permit applications processed at this meeting after approval of the Town Building Inspector.

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

Mr. Neibert moved seconded by Mr. Wroblewski:

RESOLVED, that the application for a building permit of Herald Vault Manufacturing Company be granted, subject to State Approval.

Carried, Ayes: -5-.

Mr. Nagel moved seconded by Mr. Neibert, that the New York State Electric and Gas Company be authorized and directed to install three lights on Wellworth Place, three lights on Clover Place, three lights on Evergreen Street and two lights on Meadow Place.

Carried, Ayes: -5-.

Mr. Neibert moved seconded by Mr. Bystrak that this meeting stand adjourned.

Carried, Ayes: -5-.

Kenneth T. Hanley,  
Town Clerk.

SEAL.

*Kenneth T. Hanley*