

At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 3rd day of April, 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-.

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

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

Communication read from the employees of the Town Disposal Plants requesting the Town Board to equalize their wages with other Towns surrounding the Town of Cheektowaga.

Mr. Bystrak moved seconded by Mr. Neibert that the Town Board meet with the Disposal Plant Employees on April 19th., 1950, at 7:30 o'clock P.M., Eastern Standard Time. Carried, Ayes: -5-.

Communication read from the Rescue Volunteer Hose Company inviting the Board to attend their annual dance to be held on April 15, 1950.

Mr. Wroblewski moved seconded by Mr. Bystrak to accept the invitation and to attend the affair. Carried, Ayes: -5-.

Communication read from Mr. Michael Danitz requesting permission to extend the main sewer about eight feet north of the present man-hole in order to connect a sewer lateral for a building that he is going to erect for St. Aloysius Parish, located on the east side of South Century Road. Ordered referred to Sewer Inspector Wagner by Supervisor Holtz.

Communication read from Town Clerk Kenneth T. Hanley requesting that the Board purchase three additional voting booths to be used at the following locations;

- 1- Cleveland Drive near the Cleveland Hill Fire House;
- 2- Oehman Boulevard instead of the Old Cleveland Hill Fire House;
- 3- West Grande Boulevard instead of the Queen of Matyrs Church Hall;

Ordered referred to the Town Board by Supervisor Holtz to be advertised for bids.

121 Building Permit Application presented by Mr. Bernard King for the erection of pre-fabricated homes in the Cleveland Drive-Harlem Road sector of the Town, on Harlem Road, Lot 36, Township 11, Range 7, Town of Cheektowaga, New York,

Mr. Nagel moved that the aforementioned applications presented by Mr. King be granted. No second on the motion, motion lost.

Mr. Holtz ordered the applications referred to the Petitions Committee to be processed on April 15, 1950.

This being the time and the place advertised for a public hearing for the proposed construction of a lateral sewer in Homesgarth Avenue, hereinafter particularly described;

Both sides of the highway known as Homesgarth Avenue, from Maplevue Road to Roycroft Boulevard on both sides of the highways for the entire length of the street.

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

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

The Supervisor ordered the hearing open and non one appearing either in favor or in opposition to the proposed improvement, the Supervisor ordered the hearing closed and decision was reserved.

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

RESOLVED, that the Town Highway Employees be granted a three week sick leave, the same as other employees of the Town.

No second on the motion, motion lost.

Mr. Wroblewski moved seconded by Mr. Neibert;

WHEREAS, Good Friday this year falls on April 7th, and is a day of religious devotion by all our people,

BE IT RESOLVED, that all Town Employees be allowed to attend religious services from 12 noon to 3 P.M. Carried, Ayes: -5-.

This being the time and the place advertised for a public hearing on the proposed 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, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Southgate Road	City Line	Highview Road

TYPE OF STREET LIGHTING INSTALLATION

Iron standard and underground wiring, ornamental, staggered.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting 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.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Southgate Road	City Line	Highview Road

TYPE OF STREET LIGHTING INSTALLATION

Iron standard and underground wiring, ornamental, staggered,

and hear all persons interested in the subject thereof,

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

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

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

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

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

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

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

Benedict T. Holtz	Voting Aye
Henry Nagel	Voting Aye
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
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 3rd day of April, 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 12th day of April, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 12th day of April, 1950.

Kenneth T. Hanley

Town Clerk.

SEAL.

This being the time and the place advertised for a public hearing on the proposed improvement of both sides of the public highway 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, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon order of the Supervisor, such proof was duly filed.

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).

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.

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

WHEREAS, this Town Board has this day held a public hearing on the petition requesting 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,

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)

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. 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.

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 3rd day of April, 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 12th day of April, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 12th day of April, 1950.

Kenneth T. Hanley
Town Clerk.

SEAL.

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

WHEREAS, the Town Board by appropriate resolutions authorized the purchase of four (4) garbage trucks for Garbage District #1, Town of Cheektowaga, New York, and advertised for sealed proposals for such garbage trucks under specifications set forth in said resolutions, and

WHEREAS, on the 3rd day of January, 1950, said sealed proposals were opened and the bid of Mernan Chevrolet, Inc., was the lowest bid to meet all the specifications and its proposal was accepted by the Town Board by a resolution duly adopted by the Town Board on the 6th day of January, 1950, and,

WHEREAS, the bid of the said Mernan Chevrolet, Inc., to furnish said Four (4) garbage trucks in accordance with the said specifications is in the sum of \$15,045.80, and

WHEREAS, it is necessary to borrow the said sum of \$15,045.80 to pay the amount of said purchase price due and owing Mernan Chevrolet, Inc.,

NOW, THEREFORE,

BE IT RESOLVED, this 3rd day of April, 1950, by the Town Board of Cheektowaga, New York, as follows:

Sec. 1. The object and purpose for which the obligations herein authorized are to be issued, is to pay the cost of the said Four (4) garbage trucks.

Sec. 2. The plan for financing such object or purpose consists of the issuance of capital notes of the Town of Cheektowaga, New York, in the total amount of not to exceed \$15,045.80.

Sec. 3. The amount of capital notes hereby authorized to be issued is \$15,045.80, to consist of two (2) notes to be dated April 3rd, 1950, and to mature as follows: \$7,545.80 on April 1st, 1951, and \$7,500.00 on April 1st, 1952.

Sec. 4. Said notes are to be sold by the Supervisor at a private sale to the Manufacturers and Traders Trust Company of Buffalo, New York, at par and accrued interest, and shall be payable as to principal and interest in lawful money of the United States at the office of the Manufacturers and Traders Trust Company of Buffalo, 284 Main Street, Buffalo, New York, and shall bear interest at the rate of 1 3/4 % 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.

Section 6. The entire cost of purchasing said garbage trucks shall be charged against Garbage District No. 1 of the Town of Cheektowaga, New York; that said garbage trucks may be used by the other Garbage Districts within the Town of Cheektowaga, New York, on a rental basis.

Sec. 7. This resolution shall take effect immediately.

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-.

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

CAPITAL NOTE OF APRIL 3rd, 1950.

\$7,545.80.

1. 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

SEVEN THOUSAND, FIVE HUNDRED
FORTY FIVE and 80/100 dollars (\$7,545.80)
on the 1st day of April, 1951, together with interest thereon from the date hereof at the rate of 1 3/4 % per annum, payable at maturity.

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

This note is one of an authorized issue the aggregate principal amount of which is \$15,045.80, 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 April 3rd, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of \$15,045.80, to pay the entire cost of four (4) garbage trucks duly adopted by the Town Board of Cheektowaga, New York, on April 3rd, 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 April, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

By Benedict T. Holtz
Supervisor

ATTEST:

Kenneth T. Hanley
Town Clerk.

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

CAPITAL NOTE OF APRIL 3RD, 1950.

\$7,500.00

2. 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

SEVEN THOUSAND, FIVE HUNDRED DOLLARS (\$7,500.00)

on the 1st day of April, 1952, together with interest thereon from the date hereof at the rate of 1 3-4 % per annum, payable at maturity.

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

This note is one of an authorized issue the aggregate principal amount of which is \$15,045.80, 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 April 3rd, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of \$15,045.80, to pay the entire cost of Four (4) garbage trucks duly adopted by the Town of Cheektowaga, New York, on April 3rd, 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 April, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

BY Benedict T. Holtz
Supervisor.

Attest:

Kenneth T. Hanley
Town Clerk.

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

WHEREAS, this Town Board at a regular meeting held at the Town Hall, Town of Cheektowaga, New York, on the 6th day of March, 1950, at 2:30 o'clock, P.M., Eastern Standard Time, adopted a resolution directing that the Town Board meet at the Town Hall, corner Union Road and Broadway, in said Town of the 20th day of March, 1950, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing conflicting provisions of now existing ordinances of the Town of Cheektowaga and adopting amendments thereto, regulating the use of property in a residential district by adding to Section 2 of the Zoning Ordinance of the Town of Cheektowaga, 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, 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.

" 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."

and,

WHEREAS, notice of said public hearing was duly published in the Cheektowaga Times, a newspaper having general circulation in said Town not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavit of publication hereto annexed, and,

WHEREAS, the Town Clerk, posted conspicuously five Six (6) public places within the Township, certified copies of the resolution and order for said public hearing, as is shown on duly verified affidavit of the Town Clerk, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, New York, on the 20th day of March, 1950, at 7:30 o'clock P.M., Eastern Standard Time, did meet for the purpose of considering the advisability of enacting the foregoing amendment to the Zoning Ordinances, and a public hearing thereon was held at the Town Hall at the time and place designated in said resolution adopted March 6th, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard, and at the conclusion of said public hearing the Town Board reserved decision, and

WHEREAS, it is believed to be in the public interest that said amendment to the Zoning Ordinances be adopted,

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga, New York, be and the same are hereby amended by adding to Section 2 of the Zoning Ordinance of the Town of Cheektowaga paragraph 8, as follows:

" It shall be unlawful for any persons, 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, 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, with 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 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."

and,

BE IT FURTHER RESOLVED, that a copy of this resolution , certified by the Town Clerk, shall be entered in the minutes and published at least twice in the Cheektowaga Times, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least five (5) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy there, certified by the Town Clerk under the corporate seal of the Town, showing the date of its passage and entry in the minutes.

Seconded by Mr. Holtz 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)
ERIE COUNTY)
OFFICE OF THE CLERK OF THE) SS.
TOWN OF CHEEKTOWAGA)

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in said County of Erie, having compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 3rd day of April, 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 April, 1950,

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

SEAL.

- 1- Town Hall Bulletin Board
- 2- U-Crest Fire House, Evergreen and Clover Place
- 3- Doyle Fire House No. 1, William and Alaska Street
- 4- Tiorunda Store Building, Maryvale Drive
- 5- Pine Hill Fire House, Genesee street and Normandy Avenue
- 6- Forks Fire House, Broadway near union Road

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

LEGAL NOTICE

(Zoning Ordinance Amended)
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 3rd day of April, 1950, at 2:30 P. M., Eastern Standard Time, there were:

PRESENT:
Benedit T. Holtz, Supervisor
Henry Nagel, Councilman
Stanley Bystrak, Councilman
Joseph A. Nelbert, Councilman
Felix T. Wroblewski, Councilman
ABSENT: None.

Councilman Bystrak offered the following resolution and moved its adoption:

WHEREAS, this Town Board, at a Regular Meeting held at the Town Hall, Town of Cheektowaga, New York, on the 9th day of March, 1950, at 1:30 o'clock P. M., Eastern Standard Time, adopted a resolution directing that the Town Board meet at the Town Hall, corner of Union Road and Broadway, in the said Town of Cheektowaga, on the 30th day of March, 1950, at 1:30 P. M., Eastern Standard Time, for the purpose of considering the advisability of repealing amending provisions of now existing ordinances of the Town of Cheektowaga and adopting amendments thereto, regulating the use of property in a residential district by adding to Section 3 of the Zoning Ordinance of the Town of Cheektowaga, Paragraph 3, 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, 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.

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.

WHEREAS, notice of said public hearing was duly published in the Cheektowaga Times, a newspaper having general circulation in said Town not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavit of publication hereto annexed, and,

WHEREAS, the Town Clerk posted conspicuously in five (5) public places within the Township, certified copies of the resolution and order for said public hearing, as is shown by the duly verified affidavit of the Town Clerk, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, New York, on the 30th day of March, 1950, at 1:30

o'clock P. M., Eastern Standard Time, did meet for the purpose of considering the advisability of enacting the foregoing amendment to the Zoning Ordinance, and a public hearing thereon was held at the Town Hall at the time and place designated in said resolution adopted March 9, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard, and at the conclusion of said public hearing the Town Board reserved decision, and

WHEREAS, it is believed to be in the public interest that said amendment to the Zoning Ordinance be adopted.

BE IT RESOLVED, that the Zoning Ordinance of the Town of Cheektowaga, New York, be and the same are hereby amended by adding to Section 3 of the Zoning Ordinance of the Town of Cheektowaga, paragraph 3, 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, 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.

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 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 a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least twice in the Cheektowaga Times, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least five (5) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

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

Supervisor Holtz, voting aye.
Councilman Nagel, voting aye.
Councilman Bystrak, voting aye.
Councilman Nelbert, voting aye.
Councilman Wroblewski, voting aye.

AYES: 5. **NOES:** 0. **ABSENT:** 0.
KENNETH T. HANLEY,
Town Clerk

(SEAL)

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

WHEREAS, Bernard King has applied to the court to review the action of the Zoning Board of Appeals in declaring null and void certain building permits issued to him,

BE IT RESOLVED, that the Town Attorney be authorized and directed to appear in said proceeding on behalf of the Zoning Board of Appeals and the Town of Cheektowaga, New York.

Seconded by Mr. Wroblewski.

The vote of the Town Board, carried, Ayes: -5-.

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Clerk be authorized and directed to issue all building permit applications processed by the Town Board Petitions Committee on the 1st day of April, 1950, after same have been approved by the Town Building Inspector. Carried, Ayes: -5-.

Cheektowaga, New York
March 28th, 1950.

To the Town Board
Town of Cheektowaga
Cheektowaga, New York

Honorable Town Board:

At a regular meeting of the Zoning Board of Appeals held at the Town Hall in the Town of Cheektowaga on the 28th day of March, 1950, at 7:30 o'clock P.M., E.S.T., there were:

- PRESENT: Leo Kurnick Chairman
- Joseph Kubera
- Michael Henfling
- Charles G. Hanson
- Lawrence Januszczak

ABSENT: -0-

It is our opinion that the petitioner did not comply with the provisions of Section 1 of the Building Code. This section requires that the application for the permits be accompanied by complete drawings to accurate scale in ink, blueprint, or tracing, and complete typewritten specifications in duplicate.

It also appears that the issuance of the permits was not authorized by a resolution of the Town Board.

For the reasons above stated, the permits heretofore issued to King Builders, 928 Hertel Avenue, Buffalo 16, New York, on February 21, 1950, for the construction of 122 homes on property located on the West side of Harlem Avenue, a short distance South of Cleveland Drive, are hereby declared null and void.

By order of the Zoning Board of Appeals,

- Leo Kurnick Chairman
- Joseph Kubera
- Michael Henfling
- Charles G. Hanson
- Lawrence Januszczak

Filed with the Town Clerk of the Town of Cheektowaga, Erie County, New York, on the 29th day of March, 1950.

Kenneth T. Hanley, Town Clerk.

Street

Sandy Avenue

Times,

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 APR 6 1950; last publication APR 13 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 15 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. Bystrak offered the following resolution and moved its adoption:

WHEREAS, Bernard King has applied to the court to review the action of the Zoning Board of Appeals in declaring null and void certain building permits issued to him,

BE IT RESOLVED, that the Town Attorney be authorized and directed to appear in said proceeding on behalf of the Zoning Board of Appeals and the Town of Cheektowaga, New York.

Seconded by Mr. Wroblewski.

The vote of the Town Board, carried, Ayes: -5-.

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Clerk be authorized and directed to issue all building permit applications processed by the Town Board Petitions Committee on the 1st day of April, 1950, after same have been approved by the Town Building Inspector.
Carried, Ayes: -5-.

Cheektowaga, New York
March 28th, 1950.

To the Town Board
Town of Cheektowaga
Cheektowaga, New York

Honorable Town Board:

At a regular meeting of the Zoning Board of Appeals held at the Town Hall in the Town of Cheektowaga on the 28th day of March, 1950, at 7:30 o'clock P.M., E.S.T., there were:

PRESENT: Leo Kurnick Chairman
 Joseph Kubera
 Michael Henfling
 Charles G. Hanson
 Lawrence Januszczak

ABSENT: -0-

It is our opinion that the petitioneer did not comply with the provisions of Section 1 of the Building Code. This section requires that the application for the permits be accompanied by complete drawings to accurate scale in ink, blueprint, or tracing, and complete typewritten specifications in duplicate.

It also appears that the issuance of the permits was not authorized by a resolution of the Town Board.

For the reasons above stated, the permits heretofore issued to King Builders, 928 Hertel Avenue, Buffalo 16, New York, on February 21, 1950, for the construction of 122 homes on property located on the West side of Harlem Avenue, a short distance South of Cleveland Drive, are hereby declared null and void.

By order of the Zoning Board of Appeals,

Leo Kurnick Chairman
Joseph Kubera
Michael Henfling
Charles G. Hanson
Lawrence Januszczak

Filed with the Town Clerk of the Town of Cheektowaga, Erie County, New York, on the 29th day of March, 1950.

Kenneth T. Hanley, Town Clerk.

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

WHEREAS, by appropriate resolution the Town Board of the Town of Cheektowaga, purchased a Graphotype and Addressograph to be used in the Assessors Office to compile the Tax Rolls, and that it is necessary to make plates bearing the name of all property owners on the Assessment Roll and it is necessary to supplement the help in the Assessors Office in the preparation of said plates so as to have the plates available for use by the Assessors in the preparation of the 1950 Tax Rolls, and

WHEREAS, the Addressograph Sales Agency, 199 Delaware Avenue, Buffalo, New York, has submitted to the Town Board a proposal, in writing, to emboss the plates at a cost of twelve cents (.12 cts) per completed unit, F.O.B., 199 Delaware Avenue, Buffalo, New York.

BE IT RESOLVED, that a contract be entered into with the Addressograph Sales Agency, 199 Delaware Avenue, Buffalo, New York, to emboss the Tax plates remaining to be done at a cost of twelve cents (.12 cts) per completed unit, F.O.B., 199 Delaware Avenue, Buffalo, New York, and that the Supervisor be , and he is hereby authorized to enter into a contract with the said Addressograph Sales Agency in accordance with its' written proposal hereto attached.

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-..

April 11, 1950.

Mr. Benedict Holtz
Supervisor, Town of Cheektowaga
Town Hall
Cheektowaga, New York

Dear Sir:

In accordance with our conversation, I am hereby giving you a firm quotation on our charge for embossing your tax plates. The charge will be 12 cts per completed unit, F.O.B. , 199 Delaware Avenue, Buffalo, New York.

To enumerate on our service for which we are charging you, I will itemize same:

1. From the Tax rolls which you supply to us, we will stamp into the metal the information which has been furnished us.
2. We will then assemble this unit, that is, place the plates into the frames.
3. We will run a proof list of this work and verify same against your tax rolls.
4. We will then print an index card and insert this into the frame.
5. We will furnish you with the proof list which we will have already audited.

We agree to a tentative date of June 25th for the completion of this job. Our operation and schedule as it is now is set up to comply fully with this agreement.

Your part of this agreement will consist of the following. You are to deliver via your own transportation to our office at 199 Delaware Avenue all material required to create these plates.

You will supply us with a completed and up to date tax roll, from which we may extract the required information. This is to be done on the basis

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that we notify you in ample time and when we are to complete a book so that you may deliver another book to us and pick up the completed book. Thereby you will have only one book at a time absent from your Assessors' office.

It will also be your responsibility to pick up at 199 Delaware Avenue the completed units and return them to your assessors' office.

I feel that it is only fair to warn you that we are operating on an extremely close margin and that any delays caused through lack of co-operation from any of the Town Officers, either in the Assessors' office the collectors' office or the Supervisors' office, will result in our requiring the same amount of time in excess of our agreed deadline.

As we discussed yesterday, I will need a copy of the resolution of the Council, authorizing the expenditure of this sum of money, which as I previously stated, will be based on a charge of 12 cts for each unit, regardless of the total sum.

Thank you for the courtesy extended me in your office yesterday morning and I am sure once we have completed this job, you will be more than pleased with the results of the Addressograph System in preparing your annual tax Rolls.

Very truly yours,

ADDRESSOGRAPH SALES AGENCY
Reilly B. Mead,
Sales Representative.

Communication read from Mr. Benj. Hoey, regarding Yeager Construction Company violating the Building and Zoning Code in Cleveland Drive, near Union Road.

Ordered received and filed by Supervisor Holtz.

The Town Building Inspector was granted the floor and advised the Town Board that Yeager Construction Company are building on 45 foot lots and that they were stopped as of today.

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

Carried, Ayes: -5-.

Mr. Neibert moved seconded by Mr. Holtz, that the Town Attorney be authorized to draw up a resolution to advertise for bids to complete the work at Sewer District No. 5 Plant.

Carried, Ayes: -4-, Mr. Bystrak excused from voting.

Councilman Wroblewski complained to the Board about odors from the U.S. Rubber Reclaiming Plant near William Street.

Ordered referred to Mr. Elmer Mesner, Disposal Plant Superintendent to take samples from the sewer, and report his findings back to the Board at his earliest convenience.

Mr. Bystrak moved seconded by Mr. Nagel to adjourn.

Carried, Ayes: -5-.

Kenneth T. Hanley
Town Clerk.

SEAL.

Kenneth T. Hanley.

Cheektowaga, New York
April 5th, 1950.

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 5th day of April, 1950, at 7:30 o'clock P.M., E.S.T., there were:

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

ABSENT: -1-. (Henry Nagel, Councilman)

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

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

RESOLVED, that the Town Clerk be authorized and directed to issue building permits on all applications processed by the Town Board Petitions Committee on the 5th day of April, 1950, after same have been approved by the Town Building Inspector.

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

Benedict T. Holtz	Voting Aye
Henry Nagel	ABSENT
Felix T. Wroblewski	Voting Aye
Joseph A. Neibert	Voting Aye
Stanley Bystrak	Voting Aye
Carried: Ayes: 4-	Absent: 1-

Mr Neibert moved seconded by Mr. Bystrak that this meeting be adjourned. Carried, Ayes: -4-.

Kenneth T. Hanley
Town Clerk.

SEAL.

Kenneth T. Hanley

Cheektowaga, New York
April 11th, 1950

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 11th day of April, 1950, at 5:00 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. Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that the Town Clerk be authorized and directed to issue building permits on all applications processed by the Town Board Petitions Committee on the 11th, day of April, 1950, after same have been approved by the Town Building Inspector.

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-

Mr. Wroblewski moved seconded by Mr. Neibert that John J. Zablotny, Town Superintendent of Highways be authorized to meet with the New York State Engineers in regard to the extension of Walden Avenue.

Carried: Ayes: -5-

Mr. Wroblewski moved seconded by Mr. Neibert that Edward B. Jerzewski, chairman of the Board of Assessors be authorized and directed to attend the Assessors convention at Albany, New York, and that all his expenses be borne by the Town.

Carried: Ayes: -5-

Mr. Neibert moved seconded by Mr. Bystrak to adjourn.

Carried, Ayes: -5-

Kenneth T. Hanley
Town Clerk.

SEAL.

Kenneth T. Hanley

Cheektowaga, New York
April, 12th, 1950.

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 12th day of April, 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: -0-

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

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

RESOLVED, that the Town Clerk be authorized and directed to issue building permits on all applications processed by the Town Board Petitions Committee on the 12th day of April, 1950, after same have been approved by the Town Building Inspector.

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. Nagel moved seconded by Mr. Bystrak to adjourn. Carried, Ayes: -5-.

Kenneth T. Hanley
Town Clerk.

SEAL.

Kenneth T. Hanley

Cheektowaga, New York
April 17th, 1950.

00066

At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 17th day of April, 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: -0-

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

Mr. Saperson, attorney at Law, representing Mr. Bernard King requested that the Town Board take some action on the applications for building permits of Mr. King, which have been revised to meet the town building code.

The following appeared in opposition to the granting of the building permits;

Mr. William Carlson.
Mr. Romano,
Mr. Schoembs,
Mr. E.W. Berger,

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

RESOLVED, that the Town Board take 48 hours to study the matter of the King application for building permits.

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 Naye

Carried, Ayes: -4-

Nayes:-1-

Communication read from Mr. Joseph P. Straubinger, president of the Cheektowaga Chamber of Commerce, setting May 1st, to 14th, as a Clean-Up, Paint-Up, Fix-Up campaign in the Town, and inviting the Town Board to meet with the Chamber on Thursday April 20th, 1950, at 8:00 P.M., at the Buffalo Trap and Field Club in regard to the Clean-Up drive. Ordered received and filed and to accept by Supervisor Holtz.

Communication read from Mr. B. Crawford, Corresponding Secretary, of the North Cheektowaga Home Owners Association regarding the recently adopted Clean Up Ordinance, to prosecute violators as soon as possible. Ordered referred to the Town Attorney for action by Supervisor Holtz.

PROCLAMATION

WHEREAS, the general health and welfare of our citizens depend upon wholesome surroundings arising from good clean living conditions, and

WHEREAS, the lives and property of our people are endangered by fire caused by the cluttered conditions in homes, factories, alleys and streets, and,

WHEREAS, unity of effort is required for the future development of our community,

THEREFORE, I, Benedict T. Holtz, Supervisor of the Town of Cheektowaga, do hereby designate May 1st, as official opening day of the CLEAN-UP - FIX UP PROGRAM, sponsored by the Cheektowaga Chamber of Commerce, and call upon all departments of the city, its commercial organizations, civic clubs, schools, churches, boys' and girls' clubs, and all other associations, and our people in general to take an active part in this constructive program for

community improvement to insure its success.

This, the 17th day of April, 1950.

Supervisor Benedict T. Holtz, Town of Cheektowaga, Erie County, New York.

Communication read from Mr. B. Crawford, Corresponding Secretary of the North Cheektowaga Home Owners Association, regarding the installation of street lights on Awood Place.

The Town Clerk advised Mr. Crawford that the standards are on order and that the installation will be made in the very near future.

Communication read from the Town Building and Plumbing Inspector, William Tadio, advising the Town Board that he will be serving on Jury Duty for two weeks commencing on April 17th. Ordered received and filed by Supervisor Holtz.

Communication read from the Zoning Board of Appeals recommending that the petition of Joseph Klosinski, Borden Road, to rezone property from Residence to First Industrial be granted. Ordered referred to the Town Board for further study and investigation by Councilman Wroblewski.

Communication read from the Zoning Board of Appeals recommending the petition of Anthony Rollek and Harold Hallick to rezone property from residence to business be granted. Ordered referred to the Town Board for further study by Councilman Wroblewski.

Petition for the creation of a Water District in Borden Road and Losson Road ordered referred to the Town Attorney for a resolution to call for a public hearing by Supervisor Holtz.

Building permit application presented by the Atlantic Refining Company to erect a gasoline filling station on Genesee Street, north side, west of Union Road, ordered referred to the Petitions Committee by Councilman Wroblewski.

Mr. Wroblewski moved seconded by Mr. Weibert, that the New York State Electric and Gas Company be instructed to erect two street lights on Sunset Road and two street lights on Groell Street. Carried, Ayes: -5-.

Mr. Wroblewski moved seconded by Mr. Weibert, that the County Highway Superintendent be requested to reduce the speed limit on William Street from City Line to Union Road, and that the same request be made for the entire length of Harlem Avenue, within the Town limits of Cheektowaga, New York. Carried, Ayes: -5-.

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

WHEREAS, at the present time there is urgent need for one Dump Truck with Hercules body (2 ton) and additional equipment for use in the Recreation Department,

BE IT RESOLVED, that the Town of Cheektowaga, in the County of Erie, State of New York, purchase the said truck and,

BE IT FURTHER RESOLVED, to purchase the said truck with equipment herein specified for and on behalf of the Recreation Department of the Town of Cheektowaga, County of Erie, State of New York, and

BE IT FURTHER RESOLVED, that the Town Board of the Town of Cheektowaga, Erie County, New York, meet at the Town Hall at the corner of Union Road and Broadway in said Town on the 1st day of May, 1950, at 2:30 o'clock, P.M., E.D.S.T., for the purpose of receiving sealed proposals for said Dump Truck, and

BE IT FURTHER RESOLVED, that the following notice of request for sealed proposals be published in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, County of Erie, State of New York, at least ten days prior to the time set for the receipt of the said sealed proposals.

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

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

Voting Aye
Voting Aye
Voting Aye
Voting Aye
Voting Aye

COOG?

Carried, Ayes: -5-

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

Town Hall Bulletin Board
Pine Hill Fire House
U-Crest Fire House
Doyle Fire House No. 1, William and Alaska Street.
Forks Fire House, Broadway and Union Road

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

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper in copy, was inserted and published in said paper once a week for weeks: first publication APR 20 1950; last publication APR 20 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
APR 20 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, 1951
Registered No. 5029

... pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by the said Town Board on the 1st day of May, 1950 at 2:30 o'clock P. M., A. D. N. Y., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of Open Dump Truck with the following equipment, to wit:

- 1-3 Ton chassis with 64 CA dimensions
- 2-55 cubic inch motor
- 3-Heavy-duty two speed transmission
- 4-Full floating rear axle
- 5-Capacity 12,000 lbs.
- 6-Oil bath, and oil cleaners and filters
- 7-Steer and distributors
- 8-Front and rear tow hooks
- 9-Directional signals
- 10-Body specifications:
 - A-Hercules body equipped with Cab shield. Capacity 5 cubic yards.

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

Dated: April 17, 1950.

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

RESOLVED, that Daylight Savings Time becomes effective in the Town of Cheektowaga, New York, on April 30th, 1950, at 2 A.M.

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

Mr. Wroblewski moved seconded by Mr. Neibert that all the building permit applications processed by the Petition Committee on the 15th day of April, 1950, be granted subject to the approval of the Building Inspector, and that the Town Clerk be authorized and directed to issue same, except the applications of Bernard King, which are to be held for further investigation. Carried, Ayes: -5-.

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

WHEREAS, the Town Superintendent of Highways has recommended to the Town Board that portions of the highways hereinafter mentioned be accepted as Town Highways of the Town of Cheektowaga, New York,

BE IT RESOLVED, that a deed from the owners of said property describing the following public highways be accepted:

Wayne Terrace	889.02 feet
Merrymount Road	130 feet
Briarcliffe Road	130 feet

as more particularly described in said deed; and that the Town Attorney be and he is hereby authorized and directed to record said deed, and

BE IT FURTHER RESOLVED, that by the recording of said deed, said highways described in said deed become Town Highways of the Town of Cheektowaga, New York.

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

Mr. Neibert moved seconded by Mr. Nagel, RESOLVED, that the subdivision map of Valeways Extension prepared by Edwin J. Gaiser, engineer, dated March 10th, 1950, be approved and ordered filed in the Town Clerks' Office. Carried, Ayes: -5-.

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

WHEREAS, there is some question as to exactly where the south line of the property of the Town of Cheektowaga, known as the George Urban Town Park, begins; and as to exactly where the north line of the adjoining property owned by George P. Urban and Ada Jeanette Urban, as executors and trustees of the Estate of Pennock Winspear, and

WHEREAS, it is in the best interest of the Town of Cheektowaga, New York, to eliminate any question or doubt, and

WHEREAS, the annexed agreement establishes said line as being 590.10 feet northerly (measured along the west line of Harlem Avenue) therefrom, extending from the west line of Harlem to the East line of Ridge Park Avenue, and

WHEREAS, the discrepancies in the description involve a difference of .10 of one foot,

BE IT RESOLVED, that the Town enter into the annexed boundary line agreement which is hereby approved, and

BE IT FURTHER RESOLVED, that the Supervisor be and he hereby is authorized and directed to execute said boundary line agreement on behalf of the Town of Cheektowaga, New York.

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

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

Carried, Ayes: -5-.

REVOCATION AND CANCELLATION OF PROPOSED GIFT DEED

February 7th, 1950.

The Town of Cheektowaga,
Hon. Benedict T. Holtz, Supervisor,
Town Hall
Cheektowaga, New York.

Gentlemen:

On April 8, 1948, the executors and trustees of the estate of Pennock Winspear, deceased, forwarded to George B. Doyle, Esq., a duly executed, proposed gift deed, to the Town of Cheektowaga, as a grantee, for a roadway 25 feet in width, running from Alexander Place into Harlem Avenue, immediately adjoining the south line of the George Urban-Town of Cheektowaga Park, for Mr. Doyle to examine and turn the matter over to the Town Board of the Town of Cheektowagam for consideration by them. The property described in the said proposed deed was in said Town of Cheektowaga, County of Erie and State of New York, being part of lot 34, Township 11, Range 7, of the Holland Land Companys' survey.

Somehow, said deed became lost (it has never been recorded in the Erie County Clerks' Office), and there seems to be no trace of it anywhere, and meanwhile, the said executors and trustees of the Pennock Winspear estate have re-considered their proposal.

Notice is hereby given to all concerned, that the executors and trustees of the estate of Pennock Winspear, deceased, hereby cancel their proposed gift of said roadway, and hereby declare said above mentioned, proposed gift deed to be null and void and of no effect.

George P. Urban
Ada Jeanette Urban

Executors and Trustees of the Estate of Pennock Winspear, deceased.

STATE OF NEW YORK)
COUNTY OF ERIE) SS.
CITY OF BUFFALO)

On this 23rd day of February, in the year One thousand nine hundred and fifty, before me, the subscriber personally appeared, George P. Urban and Ada Jeanette Urban, as executors and trustees under the will of Pennock Winspear, Deceased, to me personally known to be the same persons described in and who executed the foregoing instrument, and they duly severally acknowledged to me that they executed the same, as such executors and trustees.

Shirley M. Ditzel
Notary Public, in the State of New York,
Residing in Erie County at time of appointment.
My Commission Expires March 30, 1950. Reg. No.3132.

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

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make certain repairs and additions to the sewer treatment facilities in Sanitary Sewer District No. 5 in the Town of Cheektowaga, New York, in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, New York, and approved by the Town Board of said Townm all of which are on file with the Town Clerk in his office in the Town Hall in the Town of Cheektowaga, New York, where the same may be examined during the usual business hours, and

WHEREAS, Nussbaumer and Clarke, competent Civil Engineers duly licensed by the State of New York to prepare definite plans and specifications

and make a careful estimate of the expense, and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, all of which have been presented to this Town Board and filed with the Town Clerk and th same having been carefully examined by this Board NOW, THEREFORE,

BE IT RESOLVED, that the estimate for said improvement in the sum of Seventy-Two thousand dollars (\$72,000.00) be and hereby is approved, and

BE IT FURTHER RESOLVED, that sealed proposals be invited for the furnishing of the labor and material necessary for the doing of the work required for the repairs and additions to the sewer treatment facilities in Sewer District No. 5, Cheektowaga, New York, in accordance with said plans, specifications, estimate, and proposed contract heretofore approved, by the publication of the Notice thereof at least once in the Cheektowaga Times, a newspaper having a general circulation throughout the Town, requiring each person whol shall offer to do said work to file sealed proposals or offer to do the work with certified check for the sum equal to Five Per Cent (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, in a penal sum equal to Five percent (5%) of the estimated expense of the improvement, viz: Seventy-Two Thousand Dollars (\$72,000.00), conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute further security as may be required for the faithful performance of the contract, and

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in the said Town of Cheektowaga on the 1st day of May, 1950, at 2:30 o'clock P.M., E.D.S.T., and

BE IT FURTHER RESOLVED, that said Notice to Contractors be in substantially the following form, to wit:

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 1st day of May, 1950, at 2:30 o'clock P.M., E.D.S.T., or 1:30 P.M., E.S.T., in the Council Room of the Town Hall, Cheektowaga, New York, for furnishing all materials, equipment and together with all labor for the repairs and additions to the Sewage Treatment facilities in Sanitary Sewer District No. 5 in the Town of Cheektowaga, New York, in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer and Clarke, Consulting Engineers, of the Town of Cheektowaga, New York, and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall, Cheektowaga, New York, where the same may be examined during the usual business hours. Copies of the proposed contract documents, plans, specifications, and instructions to bidders, may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$25.00 each. Any bidder, upon returning such plans and contract documents in good condition, within twenty (20) days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half the deposit.

The Town Board of the Town of Cheektowaga, New York, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidders.

Each proposal must be accompanied by a certified check for the sum equal to Five Per Centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, in a penal sum equal to Five Per Centum (5%) of the estimated expense of the improvement, to wit: \$72,000.00, conditioned that, if his proposal is accepted, he will enter into a contract for the same, and that he will execute further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Kenneth T. Hanley
Town Clerk, Town of Cheektowaga, Erie County,
New York.

Dated : April 17th, 1950.

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

Benedict T. Holtz
Henry Nagel
Felix T. Wroblewski
Joseph A. Weibert
Stanley Bystrak

Voting Aye
Voting Aye
Voting Aye
Voting Aye
Excused from voting

Carried, Ayes: 4-

Excused from voting, Stanley Bystrak.

Filed as follows on the 21st day of April, 1950;

Town Hall Bulletin Board
Pine Hill Fire House, Genesee Street
U-Crest Fire House, Evergreen and Clover Pl.
Doyle Fire House No. 1, William and Alaska Street
Forks Fire House, Broadway near Union Road.

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 one weeks: first publication APR 20 1950; last publication APR 20 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this day of APR 20 1950, 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

NOTICE TO BIDDERS
TOWN OF CHEEKTOWAGA
NOTICE IS HEREBY GIVEN that
of a resolution of the
Board of the Town of Cheektowaga,
Erie County, New York,
proposals will be received
by said Town Board
on the day of May, 1950, at 2:30
P. M., Eastern Standard Time,
at 1:30 o'clock P. M.,
Eastern Standard Time, in the
Town Board of the Town Hall,
Cheektowaga, New York, for
purchase of all equipment and
materials, with all labor for the
renovation and addition to the Storage
Department building in Cheektowaga,
Erie County, New York, in accordance
with the contract documents
attached hereto. Plans, specifications,
and conditions to bidder, the
names of the Supervisor and Clerk,
and the location of the Town
Hall, Cheektowaga, New York, and approved
by the Town Board of said
Town, all of which are on file with
the Town Clerk at his office in the
Town Hall, Cheektowaga, New York,
where the same may be examined
during the usual business hours.
Copies of the proposed contract
documents, plans, specifications, and
conditions to bidder, may also be
examined at the office of Messrs.
Fusselman and Clark, Consulting Engineers,
227 Franklin Street, Buffalo
5, New York. One copy of said proposed
documents may be obtained
upon payment of \$25.00 each. Any
bidder, upon returning such plans
and contract documents in good
condition, within twenty (20) days
following the taking of bids, will be
refunded the full amount of his deposit;
non-bidders will similarly be
refunded only one-half the deposit.
The Town Board of the Town of
Cheektowaga, New York, reserves the
right to reject any or all bids, or
to waive any informalities, or to
make an award to other than the
low bidder.
Each proposal must be accompanied
by a certified check for the
sum equal to Five Per Centum
(5%) of the estimated expense of
the improvement, payable to the
order of the Supervisor, or a bond
with sufficient sureties, to be approved
by the Supervisor, in a penal
sum equal to Five Per Centum
(5%) of the estimated expense of
the improvement, to wit: \$72,000.00,
conditioned that, if his proposal is
accepted, he will enter into a contract
for the same, and that he will
execute further security as may be
required for the faithful performance
of the contract.
No bidder may withdraw his bid
within sixty (60) days after the date
set for the opening thereof, but may
withdraw same at any time prior to
the scheduled time for the opening
of bids.

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

Dated: April 17, 1950.

Mr. Wroblewski moved seconded by Mr. Neibert that the Erie County Superintendent of Highways be authorized to erect a Boulevard Stop and Go sign on Fairvale Drive at Beach Road. Carried, Ayes: -5-

Mr. Neibert moved seconded by Mr. Bystrak that the Town of Cheektowaga, New York, be authorized and directed to fill in holes or excavations, such as partly or wholly dug cellars and that the cost of same to be assessed to the property owner. Carried, Ayes: -5-

(Atlantic Refining Company Rezoning Granted)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks: first publication APR 20 1950 last publication APR 27 1950 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this APR 27 1950 day of APR 27 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

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 17th day of April, 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 Nagel offered the following resolution and moved its adoption:

WHEREAS the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York on the 23rd day of February, 1950 at 7:30 o'clock P. M. of said day for the purpose of receiving the application of the Atlantic Refining Co., W. W. Johnson, District Manager for the Western District of Erie County, for a zoning change of the property hereinafter described to rezoning the same for use and occupancy accordingly,

WHEREAS there was submitted at the hearing an opportunity to be heard in accordance with applicable laws and regulations for such applications and amendments;

WHEREAS the Zoning Board of Appeals on the 23rd day of February, 1950 held a public hearing in said Town of Cheektowaga for the purpose of receiving the application of said Atlantic Refining Co., District Manager for the Western District of Erie County, for a zoning change of the property hereinafter described to rezoning the same for use and occupancy accordingly, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Genesee Street.

BE IT RESOLVED, that the decision of the Zoning Board of Appeals granting the application of said Atlantic Refining Co. for rezoning the same from residential to business district be and the same be hereby sustained.

BE IT FURTHER RESOLVED by said Town Board that the decision signed December 23, 1949 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Gasoline Filling Station, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION
Beginning at a point 860 feet from the west line of Union Road; running westerly on the Northern side of Genesee Street; 150 feet thence northerly 125 feet; thence easterly 150 feet; thence southerly 125 feet to the place of beginning.

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.
Joseph Neibert, voting Aye.
Stanley Bystrak, voting Aye.
AYES: 5. NOES: 0. ABSENT: 0.
Dated: April 17, 1950.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York.
(SEAL) apr-28, 27

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

Tree in front of No. 3421 Genesee Street
Tree in front of No. 3419 Genesee Street
Telephone Pole No. 402 Genesee Street
Telephone Pole No. 155 Gnesee Street
Telephone Pole No. 156 Genesee Street
Airport Plaza, Genesee Street.

The following named persons appeared in opposition to the rezoning of property from residence to business, Lots No. 131 to 137, On William Street, south side, between Henry and Andrew Streets, the application of John Obstarczrk, for the purpose of conducting a Super-Market;

Joseph Howard,
Adam Machazewski,
Mrs. Joseph Howard,
Steven Biega.J.
Roger Repp,
Mrs. Tomazak,
Mrs. Branecki.

The following named persons appeared in favor;

John Obstarczyk, , Buffalo N.Y.
Stanley Obstarczyk,

Mr. Nagel moved seconded by Mr. Weibert that decision be reserved for 48 hours.

Due to the fact that the residents hereinbefore mentioned would like a vote taken at this time and not wait the 48 hours as Mr. Nagel had presented in the above mentioned motion, Mr. Nagel moved seconded by Mr. Weibert to deny the application for rezoning property from residence to business the application of John Obstarczyk. Carried, Ayes: -4-, Mr. Bystrak voting in the negative.

Councilman Wroblewski presented a sample taken by Elmer Mesner, Superintendent of Disposal Plants, which was taken in the vicinity of the U.S. Rubber Reclaiming Corporation works on William Street.

Mr. Mesner was granted the floor and explained to the Board that on his first test he found no residue but on 4-16-50, he took a sample and it smelled up his whole laboratory.

Mr. Mesner requested permission to take the sample to a private laboratory. Mr. Mesner also explained to the Board that he has taken the Assistant Erie County Health Officer to the scene for investigation. Mr. Mesner further stated that the U.S. Rubber Reclaiming Corporation officials will do all in their power to correct this matter of offensive odors emanating from the sewer, and that he, Mr. Mesner will take another sample on the 23rd day of April, 1950.

Mr. Wroblewski moved seconded by Mr. Weibert that Mr. Elmer Mesner be authorized and directed to take a private laboratory, sample of residue to be taken from the sewer near the U.S. Rubber Reclaiming Corporation Plant. Carried, Ayes: -5-.

Mr. Anthony Rollek was granted the floor and requested that some action be taken on his petition to rezone property on William Street from residence to business be granted. Councilman Wroblewski advised Mr. Rollek that action on his oetition has been reserved for 48 hours.

Mr. Nagel moved seconded by Mr. Weibert that an audit be made and the claims be paid. Carried, Ayes: -5-.

Mr. Albert Colkowski, , representing the William Street Tax Payers Association, was granted the floor and complained about speeding of automobiles on William Street. Ordered referred to the chief of Police by Supervisor Holtz.

Mr. Joseph Falter, Fire Commissioner from the Pine Hill Fire District was granted the floor and requested that the Town Board erect a signal STOP and GO light in front of the Pine Hill Fire House on Genesee Street at Town expense. Ordered referred to the Town Board and the Town Attorney for study by Supervisor Holtz.

Mr. Falter complained about the poor service that the district was receiving in regard to the installation of fire hydrants in the district. He claimed that last Fall the Commissioners requested four hydrants to be installed on Park Edge Drive and just today they have installed one hydrant. Ordered referred to the Town Attorney who explained that the water company does not have the skilled help to keep up with the Towns orders.

Mr. Nagel moved seconded by Mr. Neibert that the reading of the minutes of the previous meetings be dispensed with until a later date. Carried, Ayes: -5-.

Mr. Nagel moved seconded by Mr. Neibert to adjourn. Carried, Ayes:-5-.

Kenneth T. Hanley

Town Clerk.

SEAL.

Kenneth T. Hanley

At a special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 19th day of April, 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: -0-

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

The Supervisor opened the meeting with the following remarks;

" Members of the Town Board this meeting is called for the purpose of issuing building permits to Bernard King, for the erection of Pre-Fabricated homes on Harlem Avenue, south of Cleveland Drive, on the King Sub-Division. Gentlemen, these homes do not comply with the Cheektowaga Building Code and should be denied.

Mr. Bystrak moved seconded by Mr. Holtz that the applications of Mr. Bernard King to construct 121 Pre Fabricated homes on the King Sub-Division, on Harlem Road, south of Cleveland Drive, be denied.

The vote of the Town Board;

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

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

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Board authorize the issuance of 50 building permits to Mr. Bernard King to erect 50 Pre-Fabricated homes on Malfalda Drive, next to Mt. Calvary Cemetery.

The vote of the Town Board;

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

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

Mr. Wroblewski moved seconded by Mr. Neibert that all building permit applications processed by the Petitions Committee on April 19th, 1950, be issued after same have been approved by the Town Building Inspector. Carried, Ayes: -5-.

Hallick Rezoning Granted



Posted as follows on the 8th day of May, 1950;

- Telephone Pole cor. Cleveland Drive and Marsdale Road
- Telephone Pole No. 34 , Cleveland Drive
- Telephone Pole No. 359, Cleveland Drive
- Telephone Pole No. 377, Cleveland Drive
- Telephone Pole No. 393, Cleveland Drive
- Post in front of No. 393 Cleve;and Drive.

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



FRANK A. TAPPA, JR.

being duly sworn, deposes and says that he is the

PUBLISHER of the

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 27th day of April, 1950, the last insertion being on the 4th day of May, 1950, and that no more than six days intervened between any two publications thereof.

Paul A. Gaber Jr.

Sworn to before me this 9th day of

May, 1950.

John H. Neupert
Notary Public in and for Erie County.

Not-49 3803

My commission expires March 30, 1951

Posted as follows on the 5th day of May, 1950;

- Telephone Pole No. 2344, William Street
- Telephone Pole No. 419, William Street
- Telephone Pole No. 191, William Street
- Telephone Pole No. 190, William Street
- Telephone Pole No. 2356, William Street
- Telephone Pole No. 2357, William Street.

Mr. Neibert moved seconded by Mr. Bystrak to adjourn.
Carried, Ayes: -5-.

Kenneth T. Hanley

SEAL.

Town Clerk.

Kenneth T. Hanley

Hallick Rezoning Granted

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication APR 27 1950 last publication MAY 4 1950 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAY 4 1950 day of MAY 1950

Eugene J. Allis

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

EVER J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1957
 Registered No. 9029

Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 15th day of April, 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. Nelbert, 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 5th day of April, 1950, at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Harold Hallick, for the rezoning from residential 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 17th day of April, 1950, having reached its decision granting the application of petitioner, rezoning from residential district to business district the property hereinafter described, for the purpose of conducting a Real Estate Business and Two Professional Offices and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a special meeting thereof on the 15th day of April, 1950, and the Town Board having made a thorough investigation of the foregoing and taken before the Zoning Board of Appeals, and having previously inspected and approved to be used, as well as the property in the immediate vicinity of Cleveland Drive.

IT IS RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone said premises from residential to business district and the same is hereby confirmed and approved.

IT IS FURTHER RESOLVED, by this Town Board that the ordinance adopted December 21, 1948 and as now amended, entitled "Zoning Ordinance" be and the same hereby amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District", subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as Real Estate Business and Two Professional Offices, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

BEGINNING at a point in the southerly line of Cleveland Drive distant one hundred thirty (130) feet westerly from the point of intersection of the westerly line of Harlem Avenue with the southerly line of Cleveland Drive running thence westerly along the southerly line of Cleveland Drive sixty (60) feet; thence southerly at right angles to Cleveland Drive one hundred twenty-five (125) feet; thence easterly parallel with Cleveland Drive sixty (60) feet; thence northerly at right angles one hundred twenty-five (125) feet to the southerly line of Cleveland Drive at the point of beginning.

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

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

AYES: 5. **NOES:** 0. **ABSENT:** 0.
KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York

(SEAL)

STATE OF NEW YORK } ss.
COUNTY OF ERIE }

FRANK A. TAYLOR, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the authorized 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 27th day of April, 1950, and the last insertion being on the 4th day of May, 1950, and that not more than six days intervened between any two publications thereof.

Frank A. Taylor, Jr.

... at 7:30
... were
Benedict T. Holt, voting Aye,
Henry Nagel, voting Aye,
Felix T. Wroblewski, voting Aye,
Joseph A. Neibert, voting Aye,
Stanley Bystak, voting Aye,
Summary of vote: 5 Ayes, 0
Noes, 0 Absent.
Dated: April 19, 1950.

... Residential District" to "Business District", subject to the following conditions: (1) that said premises may be used only for business purposes, and not industrial, and (2) that in the event said premises are no longer used as a food market, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

Lot situated on the south side of William Street, 152 feet east of Harlem Road, being on the Southwest corner of Crisfield Street and William, Lot 76' x 0' Front and 115' x 0' deep.
Secured by Mr. Neibert and duly put to a vote which resulted as follows:
Benedict T. Holt, voting Aye,
Henry Nagel, voting Aye,
Felix T. Wroblewski, voting Aye,
Joseph A. Neibert, voting Aye,
Stanley Bystak, voting Aye,
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.
Dated: April 19, 1950.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

Cheektowaga, New York
May 1st, 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 1st day of May, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

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

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

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

Councilman Bystrak presented a gavel to Supervisor Holtz, and not to be outdone by the Councilman, Mr. Trozanosky, representing the residents of Borden and Zurbrick Road, presented the Supervisor with two gavels.

This being the time and the place advertised for the opening of sealed bids for repair work to be done at Sewer Disposal Plant No. 5.

Mr. Nagel moved seconded by Mr. Wroblewski that the Town Clerk be directed to open the sealed bids. Carried, Ayes: -5-.

Following are a result of the bids submitted;

C.E. Knowles and Company, Gowanda, New York,	\$84,357.00
Depew Paving Company, Lancaster, New York,	\$93,640.00

Mr. Wroblewski moved seconded by Mr. Neibert that the bids be submitted to Hussbaumer Clarke and Velzey for tabulation and the result to be reported back to the Board at a special meeting to be held on the 8th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T. Carried, Ayes: -5-.

This being the time and the place advertised for the opening of sealed bids for the purchase of one Dump Truck.

Mr. Nagel moved seconded by Mr. Wroblewski that the Town Clerk be authorized and directed to open the sealed bids. Carried, Ayes: -5-.

Following are a result of the bids submitted;

Zapfel Bros., Genesee Street, Cheektowaga, New York,	\$2710.00
Schaefer Bros., Genesee Street, Cheektowaga, New York,	\$3,473.56

Mr. Nagel moved seconded by Mr. Neibert that the bids be referred to the Town Board for tabulation, Carried, Ayes: -5-.

Communication read from John J. Zablotny, Town Highway Superintendent, recommending that the Town Board accept Northvale Place as a Town Highway. Ordered referred to the Town Clerk to obtain a deed to the Highway by Supervisor Holtz.

Communication read from John J. Zablotny, Town Superintendent of Highways, recommending to the Town Board, the purchase of a new 3 to 5 ton Dump Truck to replace a 1937 Auto Car Truck. Ordered referred to the Town Attorney for a resolution by Supervisor Holtz.

Communication read from Mr. V. Allan Merkle, Cheektowaga, New York, requesting that a traffic light be installed at Beach Road and Maryvale Drive. Ordered referred to the Town Clerk to request the State of New York to erect same by Supervisor Holtz.

Communication read from Edward Janiak, Town Recreational Director, inviting the Town Officials to participate in the 17th annual baseball opening game ceremonies on May 7th, 1950. Ordered received and filed and to accept by Supervisor Holtz.

Communication read from K.W. Kitzinger, Director of the Cheektowaga Chamber of Commerce, requesting the Town Board to co-operate in bringing

the Denver Chicago Trucking Company to the Town, who are planning on locating on Union Road near the D. L. and W. Railroad tracks. Ordered received and filed by Supervisor Holtz.

Petition presented for the construction of a lateral sewer from south line of Huth Road and the center line of South Huxley Drive. Ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from Charles C. Spencer, Director, Bureau of Environmental Sanitation, regarding test made below the plant discharge line of the U.S. Rubber Reclaiming Corporation. Ordered referred to the Town Board by Supervisor Holtz.

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

RESOLVED, that Nussbaumer Clarke and Velzey, Civil Engineers, be engaged to make a survey of the storm sewer connection at the U.S. Rubber Reclaiming Corporations plant and submit a report to the Town Board.

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

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

RESOLVED, that the two traffic signals located on Harlem Avenue, one at George Urban Boulevard and the other at the entrance to the Town Park on Central Avenue, be included by the Niagara Mohawk Power Corporation in the lighting system.

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

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

RESOLVED, that the Town Clerk be, and he hereby is, ordered and directed to make arrangements with the Western New York Water Company to install two fire hydrants on Westbrook Drive, as requested by the Fire Commissioners of Fire District No. 6.

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

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

WHEREAS, the Town Board of the Town of Cheektowaga, in conjunction with the Chamber of Commerce, is sponsoring a "Clean Up, Paint Up, and Fix Up Campaign" to start on May 1 through May 14, and

WHEREAS, the City of Buffalo is conducting a similar campaign at the same time,

BE IT RESOLVED, that the Superintendent of Public Works of the City of Buffalo, New York, be requested to clean up the area in the vicinity of the Buffalo Incinerator at the William Street City Line; and that care be used by the City of Buffalo in the delivery of Garbage to the incinerator, so that papers and other material delivered there by the City of Buffalo do not fall from the trucks within the Town of Cheektowaga; and that the streets mostly effected are Richard Drive and Shanley Street.

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

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

WHEREAS, John Obstarczyk has instituted a proceeding in the Supreme Court, Erie County, to review the action of the Town Board in denying his application for rezoning property owned by him on William Street, Town of Cheektowaga, New York,

BE IT RESOLVED, that the Town Attorney be and he hereby is authorized and directed to appear and plead in said action on behalf of the Town of Cheektowaga, New York, and members of the Town Board.

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

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

WHEREAS, this Town Board, on the 20th day of February, 1950, held a public hearing on the petition requesting 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.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Awood Place	Genesee Street	End of street.

TYPE OF STREET LIGHTING INSTALLATION

Standard boulevard type with underground conduit, and heard all persons interested in the subject thereof.

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

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

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

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

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

Seconded by Mr. 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) SS.
COUNTY OF ERIE)

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original minutes of the meeting of the Town Board of the said Town held on the 1st day of May, 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 3rd day of May, 1950.

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

KENNETH T. HANLEY
Town Clerk.

(SEAL).

Mr. Wroblewski moved seconded by Mr. Neibert, that the Town Clerk be authorized and directed to issue building permits on all applications processed by the Petition Committee on April 22, 1950; April 29, 1950; and May 1st, 1950; after same have been approved by the Town Building Inspector. Carried, Ayes: -5-.

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

WHEREAS, on the 1st day of January, 1950, Alice M. Eleczko of Cheektowaga, New York, was provisionally appointed Senior Stenographer to the Town Attorney and the Town Board by the Town of Cheektowaga, New York, she having successfully passed a competitive Civil Service examination and her name having been certified as eligible for appointment by the Personnel Director of Erie County, and

WHEREAS, her services have proved satisfactory and she is now eligible for a permanent appointment,

BE IT RESOLVED, that Alice M. Eleczko of Cheektowaga, New York, be, and she hereby is, permanently appointed a Senior Stenographer in the employ of the Town of Cheektowaga, New York, at a salary of \$2100.00 per year.

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-.

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

WHEREAS, the Radio Equipment Corporation installed on approval sound equipment in the Council Chamber, Town Hall, Cheektowaga, New York, and the same has proved satisfactory, and the said Radio Equipment Corporation is willing to delay billing the Town of Cheektowaga for said equipment until January 1, 1951, and further agrees to install additional equipment in connection with said sound system, all for the sum of \$490.00,

BE IT RESOLVED, that the Town purchase said equipment from the Radio Equipment Corporation for the sum of \$490.00, and that payment thereof be made on or before January 1, 1951, and

BE IT FURTHER RESOLVED, that in the 1951 budget, an appropriation be made to remedy the acoustics in the Council Chambers; and that in the meantime, proposals be requested for the doing of the work and the furnishing of the materials required, so that a proper amount can be provided in the budget.

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-.

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

RESOLVED, that the Subdivision map prepared for Hoffeld Estates, Inc., by Nussbaumer Clarke and Velzy, Inc., Engineers, dated May 1, 1950, of an extension of Trechaven Road be, and the same is hereby approved and ordered filed in the Town Clerk's Office.

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

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

WHEREAS, a petition for the creation of a water district to be known as WATER DISTRICT NO. 9 in the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to the Board on the 17th day of April, 1950, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged, in the same manner as a deed, to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the area where said water district is to be created; and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the existing valuation of all the taxable real property situate in the area where said water district is proposed to be created, owned by non-resident taxpayers, and

WHEREAS, said petition appears to have been signed and acknowledged by resident taxpayers owning taxable real property aggregating more than one-half of the entire frontage of boundaries on the both sides of the highways within the said proposed water district, and is also signed by non-resident taxpayers owning at least one-half of the entire frontage of boundaries on the both sides of the highways within the said proposed water district, and

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, and being more particularly bounded and described as follows:

BEGINNING, at a point in the center line of Zurbrick Road at a point 233 feet east of the center line of Borden Road; thence southerly on a line parallel with the center line of Borden Road to the Town Line of the Town of West Seneca, New York, thence westerly along the said Town Line a distance of 466 feet; thence northerly on a line parallel with the center line of Borden Road to the center line of Zurbrick Road; thence easterly along the center line of Zurbrick Road a distance of 466 feet to the place or point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 655 feet east of the center line of Borden Road and 233 feet south of the center line of Losson Road; thence westerly on a line parallel with the center line of Losson Road a distance of 3258 feet; thence northerly on a line at right angles with the center line of Losson Road a distance of 466 feet; thence easterly on a line parallel with the center line of Losson Road a distance of 3258 feet; thence southerly a distance of 466 feet to the point or place of beginning.

AND, WHEREAS, the territory herein described is situate entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS ORDERED, that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., Eastern Daylight Savings Time, to consider same 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 and Depew Herald, newspapers having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted by the Town Clerk conspicuously in five public places within the area where said water district is proposed to be created, not less than ten nor more than twenty days before said day designated for the hearing.

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-

Posted as follows on the 5th day of May, 1950;

Post corner Borden and Zurbrick Road
Telephone Pole No. 2121 Borden Road and Como Park Blvd.
Post corner Borden and Stramere Road
Telephone Pole No. 228 Borden and Losson Road
Telephone Pole No. 220 Borden and French Road

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

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

WILBARD 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 MAY 4 1950; last publication MAY 4 1950 and that no more than six days intervened between publications.

Wilbard C. Allis

Sworn to before me this MAY 4 1950 day of MAY 4 1950, 1950

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 August 30, 1951
Registered No. 5029

NOTICE OF HEARING
Cheektowaga Water District
As a result of the action of the Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in the Town of Cheektowaga, New York, on the first day of May, 1950, at 7:30 P.M., the following proposed water district has been created:

WHEREAS, the territory being described is situated entirely in one of the municipalities of the County of Erie, and is not a city, town or village;

NOW THEREFORE

IT IS ORDERED that the Town of Cheektowaga, Erie County, New York, meet at the Town Hall, at the corner of Broadway and Union Road, in the Town of Cheektowaga, on the 5th day of May, 1950, at 7:30 o'clock P.M., to receive and hear the petition and to hear the persons interested in the subject matter concerning the same, and to take any action thereon.

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, and once in the Depew Herald, newspapers having circulation in the territory described, not less than ten nor more than twenty days before the date of the meeting aforesaid, and that notice of the hearing aforesaid be given by the Town Clerk, consisting of five public places within the town where said water district is proposed to be created, not less than ten nor more than twenty days before said day designated for the hearing.

Witness my hand and seal of office this 5th day of May, 1950.

By *Joseph M. Wroblewski*, Town Clerk

SEAL

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 625 feet east of the center line of Borden Road and 225 feet south of the center line of Losson Road; thence easterly in a line parallel with the center line of Losson Road a distance of 125 feet; thence northerly in a line at right angles with the center line of Losson Road a distance of 250 feet; thence easterly in a line parallel with the center line of Losson Road a distance of 125 feet; thence southerly a distance of 625 feet to the point of beginning.

WHEREAS, the territory being described is situated entirely in one of the municipalities of the County of Erie, and is not a city, town or village;

NOW THEREFORE

IT IS ORDERED that the Town of Cheektowaga, Erie County, New York, meet at the Town Hall, at the corner of Broadway and Union Road, in the Town of Cheektowaga, on the 5th day of May, 1950, at 7:30 o'clock P.M., to receive and hear the petition and to hear the persons interested in the subject matter concerning the same, and to take any action thereon.

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, and once in the Depew Herald, newspapers having circulation in the territory described, not less than ten nor more than twenty days before the date of the meeting aforesaid, and that notice of the hearing aforesaid be given by the Town Clerk, consisting of five public places within the town where said water district is proposed to be created, not less than ten nor more than twenty days before said day designated for the hearing.

Witness my hand and seal of office this 5th day of May, 1950.

By *Joseph M. Wroblewski*, Town Clerk

SEAL

AYES: 5 NOES: 0 ABSENT: 0
KENNETH T. HANLEY
Town Clerk
Town of Cheektowaga,
Erie County, New York

STATE OF NEW YORK
COUNTY OF ERIE

...of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said town, to the place or point of beginning of the center line of the ...

SECTION 20. A CERTAIN TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 655 feet west of the center line of Jordan Road and 233 feet south of the center line of Lanes Road; thence westerly on a line parallel with the center line of Lanes Road a distance of 323 feet; thence northerly on a line at right angles with the center line of Lanes Road a distance of 465 feet; thence easterly on a line parallel with the center line of Lanes Road a distance of 323 feet; thence southerly a distance of 655 feet to the point of place of beginning.

WHEREAS the territory herein before described is situated entirely in said town, and is of any legal ...

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

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

Councilman Reibert, Voting Aye
 Councilman Eyrack, Voting Aye
 Ayes: 5, Nays: 0, Absent: 0

KENNETH T. HANLEY
 Town Clerk
 Town of Cheektowaga, N. Y.

FRANK A. TARKER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

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 one week, the first insertion being on the 4th day of May, 1950 and the last insertion being on the ... day of ... 19... and that not more than six days intervened between any two publications thereof.

Frank Tarker Jr

Sworn to before me this 26th day of

June 19 50

Frank H. Handley
 Notary Public in and for Erie County
 My commission expires March 27, 1951

...the 5th day of ...

Telephone Pole No. 293, Zurbrick Road;
 Telephone Pole No. 2, Zurbrick Road;
 Telephone Pole No. 293/3, Zurbrick Road;
 Telephone Pole No. 302, Zurbrick Road;
 Telephone Pole No. 5, Zurbrick Road;

Posted as follows on the 5th day of May, 1950;

Post corner Borden and Zurbrick Road
Telephone Pole No. 2121 Borden Road and Como Park Blvd.
Post corner Borden and Stramere Road
Telephone Pole No. 228 Borden and Losson Road
Telephone Pole No. 220 Borden and French Road.

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

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

WILFARD 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 MAY 4 1950.....

last publication MAY 4 1950.....

and that no more than six days intervened between publications.

Wilfard C. Allis

Sworn to before me this.....

day of MAY 4 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
By Commission Expires March 30, 1951
Registered No. 5025

STATE OF NEW YORK
COUNTY OF ERIE

Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York on the 1st day of May, 1950, at 2:30 P.M. o'clock, Eastern Daylight Saving Time, there were:

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

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a water district to be known as Water District No. 9 in the Town of Cheektowaga, New York, pursuant to the provisions of Article 17 of the Town Law, was presented to the Board on the 17th day of April, 1950, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged in the same manner as a deed to be received by resident taxpayers owning taxable real property aggregating more than 1/2 of the assessed valuation of all the taxable real property situate in the area to be created as water district to be created, and also signed by non-resident taxpayers owning taxable real property aggregating more than 1/4 of the assessed valuation of all the taxable real property situate in the area to be created, and water district is proposed to be created, owned by non-resident taxpayers, and

WHEREAS, said petition appears to have been signed and acknowledged by resident taxpayers owning taxable real property aggregating more than 1/2 of the entire frontage of boundaries on the both sides of the highway, within the limits of the proposed water district, and is also signed by non-resident taxpayers owning at least 1/4 of the entire frontage or boundaries on the both sides of the highway within the said proposed water district, and

WHEREAS, said petition is accompanied by a map prepared by Newell L. Cassamer and Irving Clarke, Engineer, duly licensed by the State of New York, showing the boundaries of the said proposed water district, and

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

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the center line of Zurbrick Road at a point 233 feet east of the center line of Borden Road; thence southerly on a line parallel with the center line of Borden Road to the Town Line of the Town of West Seneca, New York; thence westerly along the said Town Line a distance of 466 feet; thence northerly on a line parallel with the center line of Borden Road to the center line of Zurbrick Road; thence easterly along the center line of Zurbrick Road a distance of 466 feet to the place or point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 655 feet east of the center line of Borden Road and 233 feet south of the center line of Lossen Road; thence westerly on a line parallel with the center line of Lossen Road a distance of 3258 feet; thence northerly on a line at right angles with the center line of Lossen Road a distance of 466 feet; thence easterly on a line parallel with the center line of Lossen Road a distance of 3258 feet; thence southerly a distance of 466 feet to the point or place of beginning.

and, WHEREAS, the territory herein before described is situate entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS ORDERED that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Broadway and Un-

FRANK A. TARKER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 4th day of May, 1950 and the last insertion being on the day of 1950, and that not more than six days intervened between any two publications thereof.

Frank A. Tarker, Jr.

day of 1950

Notary Public
in and for Erie County
Witness my hand and seal this 3rd day of May 1950

- the 5th day of May
- Pole No. 293, Zurbrick Road;
 - Pole No. 2, Zurbrick Road;
 - Pole No. 293/3, Zurbrick Road;
 - Pole No. 302, Zurbrick Road;
 - Pole No. 5, Zurbrick Road;

Posted as follows on the 5th day of May, 1950;

Post corner Borden and Zurbrick Road
Telephone Pole No. 2121 Borden Road and Como Park Blvd.
Post corner Borden and Stramere Road
Telephone Pole No. 228 Borden and Losson Road
Telephone Pole No. 220 Borden and French Road.

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

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

WILLIARD 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 MAY 4 1950
last publication MAY 4 1950
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 4 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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 4th day of May, 1950, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr.

_____ day of _____, 1950

Charles D. ...
Clerk in and for Erie County

Witness my hand and seal this 3rd day of May 1950

PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 655 feet east of the center line of Borden Road and 233 feet south of the center line of Loman Road; thence westerly on a line parallel with the center line of Loman Road a distance of 325 feet; thence northerly on a line at right angles with the center line of Loman Road a distance of 45 feet; thence easterly on a line parallel with the center line of Loman Road a distance of 325 feet; thence southerly a distance of 45 feet to the point of place of beginning.

WHEREAS the territory herein before described is situate entirely in said Town, outside of any incorporated village or city therein.

NOW, THEREFORE, IT IS ORDERED that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Broadway and Loman Road in the Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same; and

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

Recorded by Charles D. ...
blewold and duly put to a vote, which resulted as follows:
Supervisor Holt, Voting Aye,
Councilman Nagel, Voting Aye,
Councilman Wroblewski, Voting Aye,
Councilman Nebert, Voting Aye,
Councilman Bystrak, Voting Aye
Ayes: 5, Noes: 0, Absent: 0.

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga, N. Y.

Telephone Pole No. 293, Zurbrick Road;
Telephone Pole No. 2, Zurbrick Road;
Telephone Pole No. 293/3, Zurbrick Road;
Telephone Pole No. 302, Zurbrick Road;
Telephone Pole No. 5, Zurbrick Road;

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

RESOLVED, that the map of Barbara White Subdivision dated April 24, 1950, and made by Herthe and Sonnenberger of property between Redleaf Lane and Helen Drive on the East side of Union Road be, and the same hereby is, approved and ordered filed in the Town Clerk's Office.

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

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

RESOLVED, that the Town Clerk be, and he hereby is, authorized and directed to order a street light to be erected at the intersection of Beach Road and Elwood Street by the Niagara Mohawk Power Corporation.

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

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

WHEREAS, Willis P. Johnson, Elm Tree Road, R.D. No. 1, Hamburg, New York, has instituted an action in the Supreme Court of Erie County against the Town of Cheektowaga and John Zablotsky as Superintendent of Highways, to recover damages for injuries sustained in an accident which occurred on a bridge over the New York Central Railroad right-of-way on Union Road,

BE IT RESOLVED, that the Town Attorney be, and he hereby is, authorized to appear and plead in said action on behalf of the Town of Cheektowaga and its Highway Superintendent.

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

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

WHEREAS, the New York Central Railroad Company has instituted an action against the County of Erie and the Town of Cheektowaga for a declaratory judgment thereto, in which the issue is whether the New York Central Railroad, County of Erie, or the Town of Cheektowaga is required to maintain the railing along the sidewalk on a bridge carrying Harlem Avenue over the tracks of the Railroad in the Town of Cheektowaga, Erie County, New York, and

WHEREAS, said bridge was built pursuant to an order of the Public Service Commission dated November 16, 1927, and final revised general plans were approved by order of the Commission, dated January 10, 1929, which general plans contained the following:

" The framework of the bridge over the railroad and its supports shall be maintained by the railroad company, the sidewalks on the bridge and approaches shall be maintained by the Town of Cheektowaga, and the remainder of the improvement by the County of Erie."

and,

WHEREAS, the railings on the outside of the sidewalk have never been painted or cleaned and are now in need of scraping, painting, and repairing; and that if they are not properly cared for, they will deteriorate further and become dangerous for use by the public, and

WHEREAS, said action was tried in Supreme Court, Erie County, before Justice Phillip Helpern, who decided that it was the Town's obligation to maintain said railing and has authorized a judgment to be entered, declaring it to be the obligation of the Town to maintain said railing, and

WHEREAS, it is in the interest of the Town of Cheektowaga, New York, to appeal from the judgment entered from the decision of Justice Helpern,

BE IT RESOLVED, that the Town Attorney be, and he hereby is, authorized and directed to appeal from the judgment as aforesaid, to the Appellate Division, Fourth Department.

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, Vincent Fetto applied in writing for three building permits to construct private dwellings at numbers 34, 61, and 100 Lyancrest Avenue, but failed to inform the Town Board of building restrictions effecting this property which were filed in the Erie County Clerk's Office in Liber 3101 of Deeds, at Page 529; and said permits were granted by the Town Clerk without knowledge of the existence of such building restrictions,

BE IT RESOLVED, that the three building permits heretofore mentioned be, and the same are hereby declared null, void and of no effect, without prejudice to the owner of the property re-applying for building permits after he has complied with the said building restrictions.

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

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

RESOLVED, that signal lights be installed in front of the following fire houses in the Town of Cheektowaga, New York: Pine Hill Fire House on Genesee Street near Pine Ridge Road; Doyle Fire House No. 1 on William and Alaska Streets; and Cleveland Hill Fire House near the intersection of Harlem Avenue on Cleveland Drive.

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

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

FRANK A. TABER, JR.

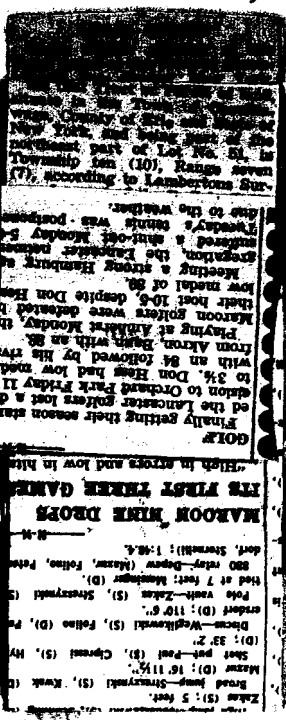
being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 4th day of May, 1950, and the last insertion being on the 11th day of May, 1950, and that not more than six days intervened between any two publications thereof.

Frank Taber Jr.



Subscribed and sworn to this 4th day of

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

My commission expires March 30, 1957

fire houses in the Town of Cheektowaga, New York: Pine Hill Fire House on Genesee Street near Pine Ridge Road; Doyle Fire House No. 1 on William and Alaska Streets; and Cleveland Hill Fire House near the intersection of Harlem Avenue on Cleveland Drive.

Seconded by Mr. Nelbert, Carried, AYES: -5-.

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

FRANK A. TABER, JR.

being duly sworn, deposes and says that he is the
 PUBLISHER
 of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for two weeks, the first insertion being on the 4th day of May 1950, and the last insertion being on the 11th day of May, 1950, and that not more than six days intervened between any two publications thereof.

Frank A. Taber, Jr.

Subscribed and sworn to before me this 11th day of May 1950.
 Notary Public for Erie County
James M. [Signature]

WHEREAS the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of May, 1950, at 2:30 P.M. o'clock, Eastern Daylight Saving Time, there were:
 PRESENT:
 Benedict T. Holtz, Supervisor
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Joseph A. Nelbert, Councilman
 Stanley Bystrak, Councilman
 ABSENT: -0-

Mr. Nagel offered the following resolution and moved its adoption:
 WHEREAS, the Zoning Board of Appeals held a public hearing at Town Hall in the Town of Cheektowaga, New York, on the 29th day of April, 1950, at 7:30 o'clock P.M. E.S.T. of said day for the purpose of considering the application of Joseph Kleiman, for rezoning from residential single family to industrial district of the industrial district of the Town of Cheektowaga, Erie County, New York, and the Town Board having made a temporary investigation of the proposed rezoning and taking into consideration the report of the Zoning Board of Appeals and having generally inspected the premises involved, and the Zoning Board of Appeals having recommended that the rezoning be granted on the following terms:

(1) That such rezoning be conditioned upon the applicant's agreement to pay for the fire alarm, fire hydrant, and fire hydrant connections and not exceed the amount of \$100.00;

(2) That in the area said rezoning, are no longer used as a workshop, they are used as a dwelling shall be null and void, and the property shall revert to residential use only.

DESCRIPTION
 That tract or parcel of land situated in the Town of Cheektowaga, Erie County of Erie and State of New York, and being part of the northeast part of Lot No. 51, in Township ten (10), Range seven (7), according to Lamberton's Survey of a part of the Buffalo Creek Reservation, bounded as follows:
 BEGINNING at the northeast corner of said Lot Number fifty-one (51); running thence westerly on the north line thereof nine chains and sixty-nine and one-half links to lands owned by Francis Septant; thence southerly along the east line of said Septant's land eleven chains and five links to land owned by Francis Poutie; thence easterly along said Poutie's land nine chains and seventy links to the east line of said Lot Number fifty-one (51); thence northerly on said east line eleven chains and five links to the place of beginning, containing ten and 7/100 acres more or less.
 100 feet by 250 feet on Borden Road to be rezoned.

Seconded by Mr. Nelbert and duly put to a vote which resulted as follows:
 Supervisor Holtz, Voting Aye
 Councilman Nagel, Voting Aye
 Councilman Wroblewski, Voting Aye
 Councilman Nelbert, Voting Aye
 Councilman Bystrak, Voting Aye
 Ayes: 5, Noes: 0, Absent: 0.
 KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga, N. Y.

Posted as follows on the 5th day of May, 1950;

- Telephone Pole No. 220 Borden Road.
- Telephone Pole No. 131 French Road.
- Telephone Pole No. 93 Borden Road .
- Telephone Pole No. 94 Borden Road.
- Telephone Pole No. 95 Borden Road.
- Telephone Pole No. 96 Borden Road.

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 1st day of May, 1950, at 8:30 o'clock P.M., E.D.S.T.

Present:
 Benedict T. Holtz, Supervisor
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Joseph A. Neibert, Councilman
 Stanley Bystrak, Councilman
ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 5th day of April, 1950 at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Julian [Name] for the rezoning from Residential 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 20th day of April, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Meat Market, Grocery Store and Fresh Vegetable Market 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 1st day of May, 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 Huth and Harlem Road;

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

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

DESCRIPTION
 Lots 47 - 48 - 49 Harlem Road corner Huth Road, 120 feet fronting on Harlem and 135 deep.

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

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

AYES: 5. **NOES:** 0. **ABSENT:** 0.
 Dated: May 1, 1950.

KENNETH T. HANLEY
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York
 may-4, 11

(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 ~~two~~...weeks; first publication **MAY 4 1950**; last publication **MAY 11 1950**; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of **MAY 11 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, 19 57
 Registered No. 5029

Mudball

Posted as follows on the 15th day of May, 1950;

Telephone Pole No. 19 Huth Road.
 Telephone Pole No. 9 Huth Road.
 Telephone Pole No. 33 Huth Road.
 Telephone Pole No. 45 Huth Road.
 Telephone Pole No. 57 Huth Road.
 Telephone Pole No. 60 Huth Road.

Posted as follows on the 12th day of May, 1950;

Telephone Pole corner Kensington Avenue and Century Road.
 Light Pole No. 1628 Kensington Avenue.
 Light Pole No. 1562 Kensington Avenue.
 Light Pole No. 46 Century Road.
 Telephone Pole No. 42 Century Road.
 Pole corner Burke Drive and Century Road.

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 MAY 11 1950 last publication MAY 11 1950

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 11 1950, 19.....

Emer 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
No. 5029

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

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

ABSENT: None.
Councilman Nagel offered the following resolution: and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York on the 5th day of April, 1950 at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Hoffield Estates Inc., Lynn H. Sama, President 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 application and amendments; and

WHEREAS, the Zoning Board of Appeals on the 26th day of April, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to business district for the property hereinafter described, for the purpose of conducting a Gasoline Filling Station, 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 1st day of May, 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 the immediate vicinity on Kensington Avenue and Century Road.

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

NOW, THEREFORE
BE IT RESOLVED, by this Town Board that the ordinance adopted December 31, 1948 and as now amended, entitled "Zoning Ordinance" be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Gasoline Filling Station, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

BEGINNING at the intersection of the northerly line of Kensington Avenue and the westerly line of Century Road, thence 381.26 feet westerly along the northerly line of Kensington Avenue to a point, thence northerly at right angles a distance of 140 feet to a point, thence easterly at right angles and parallel to Kensington Avenue a distance of 381.26 feet to a point on the westerly line of Century Road, thence southerly along the westerly line of Century Road a distance of 140 feet to the place of beginning, 100 by 85 feet to be rezoned for business.

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

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

AYES: 5. **NOES:** 0. **ABSENT:** 0.
Dated: May 1, 1950.

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

(SEAL)

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and that the claims be paid. Carried, Ayes: -5- /

Mr. Nesbitt, representing the U.S. Rubber Reclaiming Corporation was granted the floor and explained to the Board that his organization will do all it can to alleviate any odors, if the same are coming from their plant.

Mr. Nesbitt informed the Board that he will have a report ready for the regular Town Board meeting to be held on May 15th, 1950.

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

Kenneth T. Hanley,
Town Clerk.

SEAL.

Kenneth T Hanley.

00089

Cheektowaga, New York
May 8th, 1950.

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at th Town Hall on the 8th day of May, 1950, at 7:00 o'clock P.M., E.D.S.T., there were:

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

Absent: -0-

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

The Supervisor announced that this special meeting was called for the purpose of Awardiang to C.E. Knowles Inc., Gowanda, New York, they being the lowest bidder, for various reconstruction items at Sewage Plant No. 5, in the Town of Cheektowaga, New York.

Mr. Wroblewski moved seconded by Mr. Nagel that the awarding of the bid to C.E. Knowles Inc., be tabled until the 15th day of May, 1950. Carried, AYES: -5-.

Petition presented by Godfrey Weinstein, president of the Kensington Village Inc., bearing the signature of persons residing within 300 feet of a proposed apartment project between Eggert Road and Southgate Road. Ordered referred to the Assessors for a property check by Supervisor Holtz.

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

RESOLVED, that the sub-division map, Lot 26, T 11, R 7, presented by Walter Grzelewski, be signed and approved, by the Town Board, and that a copy of same be filed in the office of the Town Clerk.

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

Mr. Nagel presented the following and moved its adoption:

RESOLVED, that the Town Clerk be and he is hereby authorized to issue three (3) building permits to Vincent Fetto, for premises located at Nos. 34, 61 and 100 Lyncrest Drive, subject to the following restrictions:

1. That the plans and specifications be approved by the Building and Plumbing Inspector of the Town of Cheektowaga, New York.

2. That the issuance of said permits be approved by the committee appointed by the subdividor or elected by the majority of the owners of lots in said subdivision as set forth in the restrictions effecting Ravenwood Subdivision, and filed in the Erie County Clerk's Office in Liber 3101 of deeds at Page 529.

Seconded by Mr. Bystrak. Carried, AYES: -5-.

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

WHEREAS, the Town Board by appropriate resolution requested sealed proposals for one dump truck Hercules body (2-Ton) and additional equipment for use in the Recreation Department, to be submitted at a public hearing of the Town Board to be held at the Tiwn Hall, corner of Union Road and Broadway, Cheektowaga, New York, on May 1st, 1950, at 2:30 o'clock P.M., E.D.S.T., and ordered that requests for sealed proposals be published in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, New York, at least ten (10) days prior to the time set for the receipt of said sealed proposals, and

WHEREAS, Zapfel Bros., Garage, 2633 Genesee Street, Buffalo, New York, submitted a bid to furnish said dump truck with Hercules body and fully equipped, in accordance with the Notice to Bidders, for the sum of \$2,710.00, which bid is the lowest and fully complies with all the specifications, and that it is in the best interests of the Town of Cheektowaga to accept its proposal,

BE IT RESOLVED, that the bid of Zapfel Brothers Garage be accepted and that the Supervisor be and he is hereby authorized to pay Zapfel Brothers Garage the sum of \$2,710.00 upon their delivering to the Town of Cheektowaga, said dump truck with Hercules body, fully equipped, in accordance with the proposal submitted by them.

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-.

Mr. Wroblewski moved seconded by Mr. Neibert to adjourn, Carried, AYES: -5-.

Kenneth T. Hanley,
Town Clerk.

Kenneth T. Hanley

SEAL.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: Benedict T. Holtz Supervisor

PRESENT: -4-

ABSENT:--1--

A quorum being present, Mr. Neibert moved seconded by Mr. Bystrak, that in the absence of Supervisor Holtz, Councilman Nagel be designated temporary chairman of the Town Board. Carried, AYES: -4-.

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

This being the time and the place advertised for a public hearing on the proposed creation of Water District No. 9, in the Town of Cheektowaga, New York, the chairman directed the Town Clerk to present proof of publication of the notice of hearing.

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

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

The Town Attorney informed the group in attendance that the cost of the improvement must be assessed against the taxable property in the district.

The following named persons spoke on the proposed improvement;

Joseph T. Trozanosky
R. Lork
Floyd Tomczak
Mrs. Ebbing
Mr. Marjinski

Mr. Jurka, Borden Road, Mr. Morz, Borden Road, and Mr. Tomczak, spoke in opposition to the proposed improvement.

Sixty four persons in the audience stood in favor of the proposed improvement and five persons stood in opposition.

Mr. Neibert moved seconded by Mr. Wroblewski that the decision for the creation of Water District No. 9, be reserved. Carried, AYES: -4-.

A petition bearing the names of Forty eight persons was presented in regard to dust storms in the U-Crest area, caused by the construction of the throughway highway.

Mr. F. Hollenbeck and Mr. Joseph Brandel of George Urban Boulevard, spoke and related to the Town Board the damage which the dust and dirt is causing the residents in the U-Crest area.

Ordered referred to the Town Board and the Town Attorney for action by the chairman.

Petition presented bearing the names of 157 persons residing near the Anchor Block Company, protesting heavy trucks going to and from the Anchor Block Company on Stradtman Road.

The chairman directed the Town Clerk to have the officials of the Anchor Block Company and the residents to appear before the Town Board on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T.

*Communication read from the Zoning Board of Appeals denying the petition of Helen. Pieczynoki, Cayuga Creek Road, to rezone property from residence to business, part of Lots Nos. 66 and 67.

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

WHEREAS, the Town of Cheektowaga, a domestic corporation, having its principal office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, is the owner of certain premises located in the Town of Cheektowaga and known as Farm Lot No. 26, Township 11, Range 7, of the Holland Land Company's Survey and more particularly described in a certain deed dated June 24, 1947, and recorded in the Erie County Clerk's Office in Liber 4148 of deeds at Page 31 on July 15, 1947, and

WHEREAS, the Iroquois Gas Corporation, a New York Corporation, having its principal place of business at 45 Church Street in the City of Buffalo, County of Erie and State of New York, is a corporation furnishing gas in the said Town of Cheektowaga, and

WHEREAS, the Iroquois Gas Corporation desires a grant of right of way to lay, maintain, operate and remove an 8" gas pipe line for the transportation of gas on, over and through premises described above and owned by the Town of Cheektowaga.

NOW, THEREFORE, BE IT RESOLVED,

that a grant of right of way be and hereby is granted to Iroquois Gas Corporation, its successors and assigns, to lay, maintain, operate and remove an eight inch (8") gas pipe for the transportation of gas on, over and through the premises owned by the Town of Cheektowaga.

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

Benedict T. Holtz	Voting (ABSENT)
Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Neibert	Voting AYE
Stanley Bystrak	Voting AYE

CARRIED: AYES-4-

ABSENT: -1-



IROQUOIS GAS CORPORATION
BUFFALO, N. Y.

REVISIONS	DRAWN <i>H.F. LABIAK</i>
A	TRACED
B	CHECKED
C	APPROVED <i>H.F. LABIAK</i>
D	
DATE <i>4-27-50</i>	SCALE <i>1" = 60'</i>

PLOT PLAN
SHOWING 8" L.P. GAS LINE
ACROSS LANDS OF
~~TOWN OF CHEEKTOWAGA~~
TOWN OF CHEEKTOWAGA N.Y.

F 5221

REZONING GRANTED:

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT: None.

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

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York on the 26th day of April, 1950, at 7:30 o'clock P.M., E.S.T., of said day, for the purpose of considering the application of Joseph, Paul, Fidelis and Richard Pfohl for the rezoning from residence district to First Industrial of the property hereinafter described, and amending the Zoning Map and Ordinances 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 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to First Industrial the property hereinafter described, for the purpose of constructing a storage space to store and repair heavy construction 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 3rd day of July, 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 zoned, as well as the property in the immediate vicinity on Pfohl Road.

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

NOW, THEREFORE,

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

DESCRIPTION

All that tract and parcel of land situated in the Town of Cheektowaga, being part of lot No. 80 in the eleventh township and seventh range of townships; bounded west by a line parallel to the west bounds of said Lot No. 80 at the distance of 14 chains east therefrom, 72 chains and 30 links; north by Lot No. 84, 6 chains, 34 links; east by land conveyed by deed to Jacob Carrell, 60 chains, 20 links; and southerly by the Eighteen Mile Creek. Approximately 45 acres.

Pfohl Road west of Transit Road. 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.
AYES: 5. NOES: 0. ABSENT: 0.
Dated: July 3, 1950.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for four weeks; first publication JUL 6 1950 last publication JUL 13 1950 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 13 1950

day of, 19.....

Euse J. Allis

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

EVER J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1957
Registered No. 3023

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T. there were:

PRESENT:
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Joseph A. Neilbert, Councilman
 Stanley Bystrak, Councilman

ABSENT:
 Benedict T. Holz, Supervisor

Mr. Neilbert offered the following resolution and the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 26th day of April, 1950 at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Joseph, Paul and Fedella Pfohl 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 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Storage space to store and repair heavy construction equipment and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon, on the 15th day of May, 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 zoned, as well as the property in its immediate vicinity on Pfohl Road.

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

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

DESCRIPTION

That tract or parcel of land situated in the Town of Cheektowaga, known as parts of lots nos. 79 and 80, township 11, range 7. Beginning at a stone monument set at the northwest corner of said lot no. 79, the northeast corner of lot no. 80, running westerly along the north line of lot no. 80, 3 chains, 40 links, to a stone monument; thence southerly parallel with the line between lots nos. 79 and 80, 73 chains, 60 links to Elliott Creek; thence easterly and northeasterly following along the margin of said creek as originally surveyed by Abraham Gipple and wife to the West Shore Railroad Co. by warranty deed, Liber 436 of Deeds page 453; thence easterly along said creek to the point of its intersection with the northerly line of said strip of land as aforesaid to the Railroad Company; thence northeasterly along the said Railroad's lands about 2 chains to a point distant 9 chains, 85 links easterly from the above described west bounds 64 chains, 85 links to the north line of lot no. 79; thence westerly along the north line of lot no. 79; 2 chains, 15 links to the place of beginning. Approximately 55 acres, Pfohl Road West of Transit Road. Seconded by Mr. Wroblewski.

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 MAY 1 8 1950 last publication MAY 2 5 1950 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 2 5 1950, 19.....

Ernest J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 19 51
 Registered No. 5029

PFOHL REZONING GRANTED RESIDENCE TO BUSINESS
(See July 3, 1950 minutes)

REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT: None.

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

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York on the 28th day of April, 1950, at 7:30 o'clock P.M., E. S.T., of said day, for the purpose of considering the application of Joseph Paul, Fidelis and Richard Pfahl for the rezoning from residence district to First Industrial 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 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to First Industrial the property hereinafter described, for the purpose of conducting a storage space to store and repair heavy construction 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 3rd day of July, 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 zoned, as well as the property in the immediate vicinity on Pfahl Road.

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

NOW, THEREFORE,

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

DESCRIPTION

All that tract and parcel of land situated in the Town of Cheektowaga, being part of lot No. 80 in the eleventh township and seventh range of townships; bounded west by a line parallel to the west bounds of said Lot No. 80 at the distance of 14 chains east therefrom, 72 chains and 36 links; north by Lot No. 94, 6 chains, 34 links; east by land conveyed by deed to Jacob Carrell, 60 chains, 20 links; and southerly by the Eighteen Mile Creek. Approximately 45 acres.

Pfahl Road west of Transit Road. 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.

AYES: 5. NOES: 0. ABSENT: 0.
Dated: July 3, 1950.

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

(SEAL)

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

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

first publication 1950

JUL 13 1950

last publication

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 13 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

decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon, on the 15th day of May, 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 zoned, as well as the property in its immediate vicinity on Pfohl Road.

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

SECTION 2
 WHEREAS, the Commission created by the Town Board of the Town of Cheektowaga, Erie County, New York, on the 15th day of May, 1950, to investigate the application of petitioner to rezone said premises from residential to business district, has reported to the Town Board that it has made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Pfohl Road, has recommended that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone said premises from residential to business district be and the same is hereby confirmed and

SECTION 3
 WHEREAS, the Commission created by the Town Board of the Town of Cheektowaga, Erie County, New York, on the 15th day of May, 1950, to investigate the application of petitioner to rezone said premises from residential to business district, has reported to the Town Board that it has made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Pfohl Road, has recommended that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone said premises from residential to business district be and the same is hereby confirmed and

as follows:

- Henry Nagel, voting Aye.
 - Felix T. Wroblewski, voting Aye.
 - Joseph Nebhart, voting Aye.
 - Stanley Bystrak, voting Aye.
 - Benedict T. Holtz, Absent.
- AYES: 4. NOES: 0. ABSENT: 1.
 Dated: May 15, 1950.
- KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York.

(SEAL)

may-18, 50

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

first publication MAY 15 1950
 last publication MAY 25 1950
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
 day of MAY 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, 1951
 Registered No. 5029

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

WHEREAS, bids were received on May 1st, 1950, for various re-construction items at Sewage Treatment Plant No. 5 to be financed from a bond issue in the sum of \$98,000.00, authorized February 12th, 1949, which bond issue included the reconstruction of portions of Delevan Avenue and Maryvale Drive sewers, the completed cost of which was \$18,287.21, without administration charges, leaving a balance in the bond account of \$79,795.81, and

WHEREAS, the bid taken on May 1st totalled \$84,357.00 for the low bidder, C.E. Knowles, Inc., of Gowanda, New York, and

WHEREAS, there is insufficient money left in the bond issue to perform all of the work required to be done, and it is possible to delay for a short time the items of roadways from the bids submitted and, if this item for pavement is removed from the schedule of items to be awarded then the net amount of the contractors' bid would be \$66,322.00, which leaves sufficient money for engineering, legal and administrative services,

BE IT RESOLVED, that the bid of C.E. Knowles, Inc., of Gowanda, New York, it being the lowest bidder, be accepted and a contract awarded to it to perform Bid items 1 a to 1 j inclusive, 2 to 19, inclusive, and 21 to 26, inclusive, at the bid unit and lump sum prices to total \$66,322.00, and that the town engineers, Nussbaumer and Clarke, and the town attorney, George B. Doyle, be and they are hereby authorized and directed to prepare a contract between the Town of Cheektowaga, New York, and C.E. Knowles, Inc., of Gowanda, New York, for the performance of said work and the furnishing of materials in accordance with plans and specifications, the bid of C.E. Knowles, Inc., and with this resolution.

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

Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Neibert	Voting AYE
Stanley Bystrak	Excused from voting

CARRIED: AYES: -3- ABSENT: -1- (Benedict T. Holtz, Supervisor)

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Clerk be authorized and directed to issue all Building Permits processed by the Petitions' Committee on May 6th, 13th, and 15th, 1950, after same have been approved by the Building Inspector. CARRIED, AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor.)

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that the request to make Rossler Street, between Dingen and William Street, a FIRE LANE, be hereby granted, and that the Town Police be notified to erect "NO PARKING" signs on the East side of Rossler Street. CARRIED, AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor.)

Mr. Nagel moved seconded by Mr. Neibert, RESOLVED, that the Town Clerk be, and he hereby is directed to request the New York State Electric Company to survey Clover Street, Wellworth Place, Evergreen Street, Meadow Street, in regard to street lighting. CARRIED, AYES: -4-, ABSENT: -1-, (Benedict T. Holtz, Supervisor.)

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that the Subdivision map of Harvale, prepared by Edwin J. Gazer, Engineer, dated April 10th, 1950, be hereby approved and ordered filed in the Town Clerk's Office. CARRIED, AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor.)

Mr. Wroblewski moved seconded by Mr. Neibert, WHEREAS, the Erie County Highway Department erected "BUS STOP" signs instead of the requested "NO PARKING" from here to corner signs, on Walden Avenue,

BE IT RESOLVED, that the Town Clerk be, and he hereby is, directed to request the Erie County Highway Department to remove the aforementioned "BUS STOP" signs. CARRIED: AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor .)

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that the Town Clerk be, and he hereby is, directed to request the Erie County Highway Department to install two boulevard stop signs on the northeast and southwest corners of Como Park Boulevard and Borden Road. CARRIED; AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor).

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that John J. Eberl, be, and he hereby is, authorized and directed to erect " NO PARKING " signs on the east side of Willowlawn Parkway from Dingens Street to Clinton Street. CARRIED: AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor).

Mr. Neibert moved seconded by Mr. Wroblewski, RESOLVED, that the request of U-Crest Fire Company to have two light standards now located in front of the fire house removed and in their place have a drop light installed on the pole by the New York State Electric and Gas Company. CARRIED: AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor).

Mr. Bystrak moved seconded by Mr. Wroblewski, RESOLVED, that the application for a water line of Michael and Anna Marie Miller be granted subject to proper inspection by Michael Wagner, who should check to see if other property owners on the street are going to profit by the construction of the water line. CARRIED: AYES: -4-, ABSENT: -1- (Benedict T. Holtz, Supervisor).

-0-

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

WHEREAS, the Buffalo Sewer Authority has billed the Town of Cheektowaga the sum of \$1,817.28 as a sewer charge for connections with the Buffalo Sewer System in the area on the east side of Cochrane Street, which amount, it is believed, is excessive because there are only 22 houses serviced by said sewer, for which the Buffalo Sewer Authority up to 1948 charged the Town the sum of \$130.00 a year, and

WHEREAS, it is necessary to have the Town Engineers make a survey to aid the Town in properly presenting the matter to the Buffalo Sewer Authority, and

WHEREAS, Nussbaumer and Clarke have agreed to prepare the necessary survey for the sum of \$150.00,

BE IT RESOLVED, that Nussbaumer and Clarke, Engineers, be authorized to make a survey of Cochrane Street.

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

- | | |
|---------------------|------------|
| Henry Nagel | Voting AYE |
| Felix T. Wroblewski | Voting AYE |
| Joseph A. Neibert | Voting AYE |
| Stanley Bystral | Voting AYE |

CARRIED: AYES: -4- ABSENT: Benedict T. Holtz, Supervisor.

The Town of Cheektowaga, Erie County, New York, shall meet in regular session at the Town Hall, corner of Union Street and Broadway in said Town, on the 15th day of June, 1950, at 2:30 P.M. for the purpose of receiving and adopting the proposed amendments to the Zoning Ordinance of the Town of Cheektowaga and adopting amendments thereto, as follows:

All amendments hereinafter set forth shall be subject to the provisions of the present Zoning Ordinance of the Town of Cheektowaga.

The last sentence of Section 14 of the Zoning Ordinance, instead of reading "The minimum lot area shall have a minimum area of less than five acres and shall be divided into lots of not less than twenty-eight (28) acres" shall be deleted and substituted: Minimum lot area of any dwelling shall be less than 600 square feet and one-and-one-half (1.5) times the area of the dwelling with a minimum area of 300 square feet. Live-in garages shall have a minimum area of the first floor of not less than 300 square feet. The minimum lot area may be less than the above stated minimum lot area if the lot is used for living purposes.

The Town Board shall have the power to vary or modify the provisions of these ordinances after a Public Hearing. Notice of such hearing shall be served upon the owner of adjoining property, but the owner need not appear personally at the hearing and at least 15 days before the date set for such hearing.

and all streets shall conform to the provisions of the Ordinance. Subdivisions shall not be made into lots less than fifty feet in width.

In subdivisions where streets are laid out, the minimum width of the lot may be less than the minimum width of the lot area if the lot area is less than 5000 square feet of the lot area.

These shall be subject to the provisions of Section 14 the following:

Section 14. The Town Board may, within the Town of Cheektowaga, Erie County, New York, amend, repeal, or modify any ordinance, resolution, or order of the Town Board, and may also amend, repeal, or modify any ordinance, resolution, or order of the Town Board, and may also amend, repeal, or modify any ordinance, resolution, or order of the Town Board.

Town Board shall have the power to vary or modify the provisions of these ordinances after a Public Hearing. Notice of such hearing shall be served upon the owner of adjoining property, but the owner need not appear personally at the hearing and at least 15 days before the date set for such hearing.

At such Public Hearing the Town Board shall hear all objections and allegations of parties and shall adjourn the hearing upon such notice shown. The variance of these ordinances, however, shall be granted in every case, unless the variance is unnecessary or a public nuisance, having in mind public safety must be secured and substantial justice done to the owners of the adjoining property.

Seconded by Councilman Neibert and only put to a vote, which resulted as follows:

WALTER A. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

(SEAL)

may-18, 50

5
Posted as follows on the 26th day of May, 1950;

00085

Town Hall Bulletin Board;
U-Crest Fire House, Clover and Evergreen Place;
Telephone Pole No. 332, Union Road;
Bulletin Board, School No. 2, Cayuga Road;
Telephone Pole, Cleveland Drive and Harlem Road;
Airport Plaza, Genesee Street and Union Road;

Hereto is a copy of notice published in the Cheektowaga Times, the official newspaper 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 MAY 18 1950

last publication MAY 25 1950

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 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

The Town of Cheektowaga, New York, shall meet at the corner of Union Street in said Town, on June 1, 1950, at 2:30 P.M. for the purpose of considering the advisability of certain provisions of the Zoning Ordinance of the Town of Cheektowaga and adopting thereto, as follows:

All provisions hereinafter set forth shall be sections of the present Zoning Ordinance of the Town of Cheektowaga.

The last sentence of Section 10-100, instead of reading "and the width of the lot shall be not less than five feet", shall be deleted and substituted: Minimum width of any dwelling shall be one-and-one-half times the height of the building with one-story dwellings with one-and-one-half times the height of the building.

The last sentence of Section 10-100, instead of reading "and the width of the lot shall be not less than five feet", shall be deleted and substituted: Minimum width of any dwelling shall be one-and-one-half times the height of the building with one-story dwellings with one-and-one-half times the height of the building.

The last sentence of Section 10-100, instead of reading "and the width of the lot shall be not less than five feet", shall be deleted and substituted: Minimum width of any dwelling shall be one-and-one-half times the height of the building with one-story dwellings with one-and-one-half times the height of the building.

The last sentence of Section 10-100, instead of reading "and the width of the lot shall be not less than five feet", shall be deleted and substituted: Minimum width of any dwelling shall be one-and-one-half times the height of the building with one-story dwellings with one-and-one-half times the height of the building.

The last sentence of Section 10-100, instead of reading "and the width of the lot shall be not less than five feet", shall be deleted and substituted: Minimum width of any dwelling shall be one-and-one-half times the height of the building with one-story dwellings with one-and-one-half times the height of the building.

and all other provisions of the Zoning Ordinance of the Town of Cheektowaga shall remain in full force and effect.

Section 10-100. In subdivisions where streets are laid out, the width of the lot may be less than five feet and the width of the lot shall be not less than five feet.

Section 10-100. There shall be no building set back from the street in any subdivision.

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BENJAMIN L. HANLEY,
Town Clerk
Town of Cheektowaga,
Eric County, New York

(SEAL)

may-18, 50

Town Hall Bulletin Board;
 U-Crest Fire House, Clover and Evergreen Place;
 Telephone Pole No. 332, Union Road;
 Bulletin Board, School No. 2, Cayuga Road;
 Telephone Pole, Cleveland Drive and Harlem Road;
 Airport Plaza, Genesee Street and Union Road;

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

Ordinance No. 27

Repealing Ordinance No. 26

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of May, 1950, at 7:00 o'clock P.M., E.D.S.T., the following was adopted:

- Paul F. Wroblewski, Councilman
- Henry Nelson, Councilman
- Stanley Byrnes, Councilman
- Richard T. Heitz, Councilman

Section 1. Repealing Ordinance No. 26

That Ordinance No. 26 of the Town of Cheektowaga, Erie County, New York, be and the same is hereby repealed.

Section 2. Repealing Ordinance No. 26

That Ordinance No. 26 of the Town of Cheektowaga, Erie County, New York, be and the same is hereby repealed.

Section 3. Repealing Ordinance No. 26

That Ordinance No. 26 of the Town of Cheektowaga, Erie County, New York, be and the same is hereby repealed.

Section 4. Repealing Ordinance No. 26

That Ordinance No. 26 of the Town of Cheektowaga, Erie County, New York, be and the same is hereby repealed.

Section 5. Repealing Ordinance No. 26

That Ordinance No. 26 of the Town of Cheektowaga, Erie County, New York, be and the same is hereby repealed.

...on secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 100 feet, and all buildings on such properties shall be set back at least 20 feet from the front lot line.

...properties on highways other than main highways or secondary highways as above designated which have been or may hereafter be zoned for business shall have a minimum depth of 100 feet, and all buildings on such properties shall be set back at least 25 feet from the front line.

...existing buildings used for business purposes, all future buildings constructed for business use shall be set back from the front lot line the same distance as such presently existing buildings on the same side of the street in the same block.

UNNECESSARY HARSHNESS: If

in the application of the provisions of this ordinance it appears that such ordinance will result in unnecessary hardship due to the fact that the lot is situated within or adjacent to the lot in which the development of the ordinance, the Town Board shall have the power to vary or modify the provisions of these ordinances with a Public Hearing Notice of such Hearing shall be served upon the owners of adjoining property both side and rear of the lot by registered mail at least 10 days before the date of such hearing.

As said Public Hearing the Town Board shall hear all protests and allegations of parties and may affirm the Hearing upon good cause shown. Observance of these ordinances, however, shall be required in every instance, unless the observance works an unnecessary hardship in a particular case, having in mind public safety must be secured and substantial justice done to the owners of the adjoining property.

Recorded by Councilman Nelson and duly put to a vote, which resulted as follows:

- Henry Nelson, voting Aye.
- Paul F. Wroblewski, voting Aye.
- Joseph Nelson, voting Aye.
- Stanley Byrnes, voting Aye.
- Richard T. Heitz, Absent.

Attest: **NOEL O. ABBOTT, K.**
 TOWN CLERK
 Town of Cheektowaga,
 Erie County, New York

YORK
 CHEEKTOWAGA } ss.

...LLIS, of the Town of Cheektowaga, Erie County, New York, being duly sworn, that he is the publisher of the Cheektowaga Times, a public newspaper published in said Town; that the notice, of said printed slip, taken from said copy, was inserted and published

...e a week for *two* weeks;

MAY 18 1950

MAY 25 1950

...than six days intervened be-

Paul C. Allis

this.....

1950....., 19.....

J. Allis

and for Erie County, N.Y.

PAUL C. ALLIS
 STATE OF NEW YORK
 Erie County
 Justices March 30, 1951
 No. 5029

Town Hall Bulletin Board;
U-Crest Fire House, Clover and Evergreen Place;
Telephone Pole No. 332, Union Road;
Bulletin Board, School No. 2, Cayuga Road;
... and Harlem Road;

hundred and twenty-eight (328)
square feet shall be deleted and
the following substituted: Minimum
ground floor space of any dwelling
shall be not less than 600 square
feet, except where one-and-one-half
or two story dwellings with com-
pleted and finished upper floor liv-
ing space fit for occupancy have
garages as integral parts of the first
floor, the garage floor area may be
included to arrive at above mini-
mum floor space. In no case may the
ground floor space of the living area
of a lot be less than 550 square
feet.

SECTION 8 - Part (a) Last sent-
ence shall be amended to read: The
least dimensions of a side yard shall
be not less than four (4) feet.

Part (b) shall be changed to read:
In a residential district on either side
of a street between two adjacent
intersecting streets, any lot which
is to be zoned shall be not less
than 30 feet wide, and the lot
depth shall be not less than 100
feet, except where a dwelling has
been erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 9 - Part (a) shall be
amended to read: The minimum
width of a lot shall be not less
than 30 feet, and the lot depth
shall be not less than 100 feet,
except where a dwelling has been
erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 10 - Part (a) shall be
amended to read: The minimum
width of a lot shall be not less
than 30 feet, and the lot depth
shall be not less than 100 feet,
except where a dwelling has been
erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 11 - Part (a) shall be
amended to read: The minimum
width of a lot shall be not less
than 30 feet, and the lot depth
shall be not less than 100 feet,
except where a dwelling has been
erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 12 - Part (a) shall be
amended to read: The minimum
width of a lot shall be not less
than 30 feet, and the lot depth
shall be not less than 100 feet,
except where a dwelling has been
erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 13 - Part (a) shall be
amended to read: The minimum
width of a lot shall be not less
than 30 feet, and the lot depth
shall be not less than 100 feet,
except where a dwelling has been
erected on the same side of the
street as the lot to be zoned, in
which case the lot depth shall be
not less than 75 feet.

SECTION 14 - There shall be added
to Section 14 the following:
Main highways within the Town
of Cheektowaga and outside of the
villages of Sloan and Depew are
hereby designated to be Transit
Road, Union Road, Harlem Avenue,
Delavan Avenue, Genesee Street,
Walden Avenue, and Broadway.

Secondary highways are designat-
ed as follows: Borden Road, Dick
Road, Cayuga Road, Beech Road,
Eggert Road, Cayuga Creek Road,
French Road, Dingens Street, Como
Park Boulevard, Sugar Road, Mary-
vale Drive, Aero Drive, Doat Street,
Cleveland Drive, George Urban
Boulevard, Kensington Avenue,
Clinton Street, William Street, and
Lisson Road.

All properties on Main highways
which have been or may hereafter
be zoned for business shall have a
minimum depth of 200 feet, and all
buildings on such properties shall
be set back at least 50 feet from the
front lot line.

the date set for such Hearing.

At said Public Hearing the Town
Board shall hear all proofs and alle-
gations of parties and may adjourn
the Hearing upon good cause shown.

Observance of these ordinances,
however, shall be required in every
instance, unless the observance
works an unnecessary hardship in a
particular case, having in mind
public safety must be secured and
substantial justice done to the own-
ers of the adjoining property.

Seconded by Councilman Nelbert
and duly put to a vote, which re-
sulted as follows:

- Henry Nager, voting Aye.
Felix Wachs, voting Aye.
Joseph Nelbert, voting Aye.
Stanley H. ... voting Aye.
Benjamin T. ... Absent.
... ARBENT, K.
... EARLEY
... CLARK
... of Cheektowaga
... Erie County, New York

owaga Times, the
York

Y. Y. ...
... } ss.
... KEETOWAGA }

ALLIS, of the Town of Cheektow-

aga, in said County of Erie, being duly sworn,
deposes and says that he is the

Cheektowaga Times, a public newspaper pub-
lished 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 ... weeks;
first publication MAY 18 1950

last publication MAY 25 1950

and that no more than six days intervened be-
tween publications.

Willed C. Allis

Sworn to before me this MAY 25 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

Mr. Bystrak moved seconded by Mr. Neibert, RESOLVED, that the Supervisor, and he is hereby, authorized, to send to the Hon. R.C. Georger, director of the State Traffic Commission, a letter requesting the reduction of the speed limit on all State Highways within the Township to 35 miles per hour and to 15 miles per hour in front of public and parochial schools; and that a copy of same be sent to The Hon. Thomas W. Ryan, Director of Safety of the State of New York. CARRIED: AYES: -4-, ABSENT: -1-, (Benedict T. Holtz, Supervisor.)

Mr. Wroblewski moved seconded by Mr. Bystrak, RESOLVED, that the application for a sewer permit of Theodore Pawlacki be granted, subject to having a grade established by Nussbaumer and Clarke. The work is to be done under the supervision of Michael Wagner. CARRIED: AYES: -4-. ABSENT: -1- (Benedict T. Holtz).

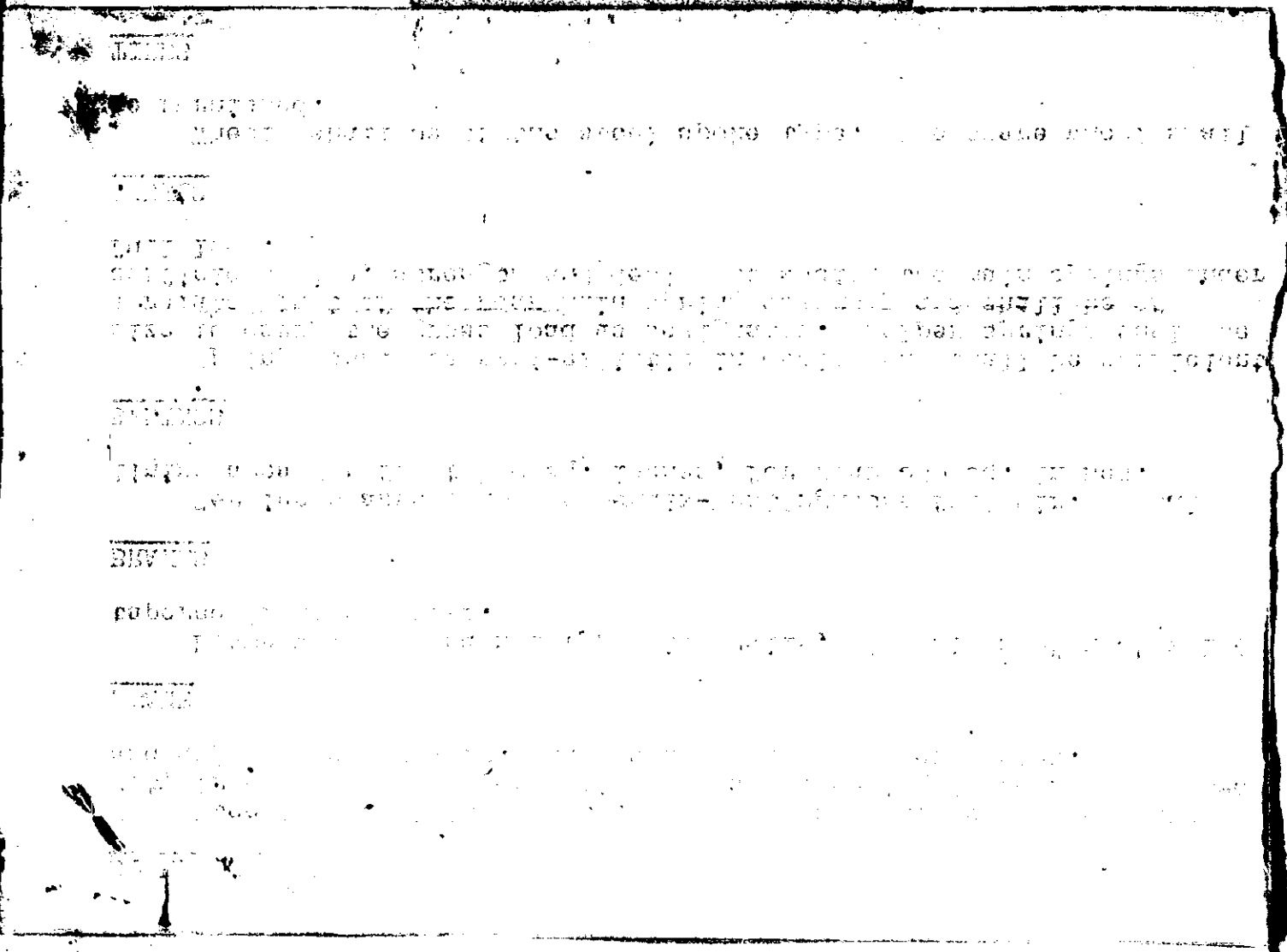
Mr. Wroblewski offered the following resolution and moved its adoption: ★

WHEREAS, the Town Superintendent of Highways has recommended the purchase of a 1950 Reo Dump Truck, fully equipped, more particularly described in the truck specifications hereto annexed, to replace an Autocar truck which is now 13 years old and costs too much to maintain, at a unit price of \$6,490.38 from Schafer Bros. Trucking Corporation, 2715 Genesee Street, Buffalo, New York;

NOW, THEREFORE, BE IT RESOLVED, that this Town Board will meet at the Town Hall, corner of Union Road and Broadway, Cheektowaga, New York, on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of holding a public hearing to consider the purchase of said Reo Dump Truck, fully equipped, as above described, and be it,

FURTHER RESOLVED, that the Town Clerk be and he is hereby authorized and directed to publish the following Notice of Public Hearing in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, New York, on or before the 25th day of May, 1950.

(Specifications hereto attached)



NOTICE OF PUBLIC HEARING

NOTICE is hereby given that the Town Superintendent of Highways has recommended to the Town Board the purchase of a 1950 Reo Dump Truck, fully equipped, in accordance with the truck specifications now on file in the Town Clerk's Office, to be used for general highway maintenance purposes, for the sum of \$6,490.38, and that the Town Board of the Town of Cheektowaga, New York, will meet on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., to consider and take action of the said recommendations of the Town Superintendent of Highways, and to hear all persons interest in the subject concerning the same.

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

Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Neibert	Voting AYE
Stanley Bystrak	Voting AYE

AYES: -4-

NAYES: -0-

ABSENT: Benedict T. Holtz.

Posted as follows on the 26th day of May, 1950;

- U-Crest Fire House, Evergreen Street and Clover Place;
- Telephone Pole No. 332, Union Road;
- Telephone Pole corner Cleveland Drive and Harlem Road;
- Airport Plaza, Ganesee Street and Union Road;
- Bulletin Board, School No.2, Maryvale Drive and Cayuga Road;

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

ENGINE

The engine in these chassis shall be of the heavy duty truck type, six (6) cylinders, and of modern design. They must be the overhead valve, wet-sleeve motor design. The valves must be sodium type and stellite face valve seats. This engine shall have a minimum cubic inch displacement of not less than 330 cu. inches, developing a minimum of 140 H.P. at 3200 R.P.M. with all accessories attached and running. Engine cooling fan to be vee belt driven and adjustable. Circulating coolant pump shall be the leak proof type front or side mounted and of sufficient size for adequate cooling.

An approved type, Deluxe, Fram or equal, oil filter shall be furnished and mounted. The carburetor shall be equipped with an approved type oil bath air cleaner. There shall be a visible type filter in the gasoline feed line, accessible for service. Ignition shall be by conventional battery, coil and distributor system. Engine speed shall be controlled by governor of velocity type. Carburetor shall be a Zenith down-draft duplex. Pistons should be of aluminum alloy or similar.

COOLING

Cooling shall be adequate to cool the engine with the aid of the fan during periods of low and second gear operation. The radiator shall be of a heavy duty truck type.

CLUTCH

The clutch shall be of the single dry disc type with solid or spring loaded hub and shall have a lining area of not less than 149 sq. inches. At least a 12" clutch.

TRANSMISSION

Transmission shall be a Clark 205V, five speeds forward (fifth in direct) and one in reverse, or its equal.

UNIVERSAL JOINTS

All universal joints used in the drive shall be of the needle bearing type. Universal joints shall be Spicer 1500 series or its equal.

REAR AXLE

Rear axle shall be the two-speed, L-300 Timken Axle or its equal. Make, model and number to be designated. The differential shall be carried in timken adjustable tapered roller bearings. The rear axle capacity shall be 18,000 lbs. rated capacity.

FRONT AXLE

The front axle shall be a Timken series T32500 or its equal. The front axle capacity to be 6,000 lbs. rated capacity.

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

Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESIDENT:

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

ABSENT:

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

WHEREAS, the Town Superintendent of Highway has recommended the purchase of a 1950 Reo dump truck, fully equipped, more particularly described in the truck specifications herein annexed, to replace an antique truck which is now 13 years old and costs too much to maintain, at a unit price of \$4,490.33 from **SCHAEFER 2808 TRUCK BODY CO., 2115 Genesee Street, Buffalo, New York**;

NOW THEREFORE

BE IT RESOLVED, that this Town Board will meet at the Town Hall, corner of Union Road, and Broadway, Cheektowaga, New York, on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of holding a public hearing to consider the purchase of said Reo dump truck, fully equipped, as above described, and

BE IT FURTHER RESOLVED,

that the Town Clerk be and he is hereby authorized and directed to publish the following Notice of Public Hearing in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, New York, on or before the 25th day of May, 1950.

Notice of Public Hearing

NOTICE is hereby given that the Town Superintendent of Highways has recommended to the Town Board the purchase of a 1950 Reo dump truck, fully equipped, in accordance with the truck specifications now on file in the Town Clerk's office, to be used for general highway maintenance purposes, for the sum of \$4,490.33, and that the Town Board of the Town of Cheektowaga, New York, will meet on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., to consider and take action on the said recommendations; of the Town Superintendent of Highways, and to hear all persons interested in the subject concerning the same.

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

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

AYES: 4. NOES: 0. ABSENT: 1.

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

(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.....weeks; first publication **MAY 1 8 1950**.....; last publication **MAY 1 8 1950**.....; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
MAY 1 8 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, 1951
 Registered No. 5029

STEERING GEAR

Steering gear with related connections shall be of the heavy duty truck type of proper ratio for easy steering in work designated and adjustable for wear. Make and Model to be designated.

FRAME

Frame will be channel type side rails, dimensions 9" x 3" x 1/4" tapered front and rear.

BRAKES

Service brakes shall be Bendix-Westinghouse full air. Total lining area for front 150 sq. inches, for rear 360 sq. inches.

SPRINGS

Springs shall be semi-elliptic in design and shall be sufficient size to carry the gross load as designated. Helper springs shall be a related part of the rear main spring assembly and shall be of sufficient size, strength and design to assist the main springs under full load.

WHEELS

Wheels shall be of the steel spoke type. One spare wheel shall be furnished.

TIRES

Tires shall be 10.00 x 20, 12 ply of any standard name, first grade and new stock.

CAB

Cab shall be back of the engine design and shall be roomy. Windshield may be straight or vee type. Should be equipped with two windshield wipers for clear vision. Cab door windows shall be drop type, crank actuated. Doors shall be metal lined. All glass to be the safety type.

GENERAL CHASSIS EQUIPMENT

Chassis equipment shall include a heavy duty channel iron bumper (front) standard type as furnished. Gasoline tank will be a 20 gal. underseat tank with accessible outside filler. One rear view mirror to be furnished, on left side.

WHEELBASE

The wheelbase should be no longer than 150". The A. E. 42" The C. A. not over 234" and the C. A. dimension to be at least 85"

DUMP BODY

The body is to be a heavy duty Truck Equipment dump body. Size 10'6" x 10'6", 21" sides and 30" front and rear. 4 1/2 yard water level, 5 1/2 yd body complete. Must be mounted on chassis with wheelbase as designated.

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that the Recreational Director be authorized to purchase the playground equipment specified in his communication dated May 15th, 1949, and placed the same on playground of school district No.1, who have agreed to maintain the same and to provide supervision of the playground at its own expense. CARRIED: AYES: -4-, ABSENT: Benedict T. Holtz.

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

WHEREAS, there have been sufficient signature of property owners consenting to the issuance of the building permits on the north side, BE IT RESOLVED, that the application of Kensington Village Inc. for 31 units, (348) families, on the east side of Eggert Road be and it hereby is approve; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to issue a building permit on the south side as soon as the Board of Assessors notifies him that there are sufficient signatures.

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

Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Neibert	Voting AYE
Stanley Bystak	Voting AYE

CARRIED: AYES: -4- ABSENT: Benedict T. Holtz



Posted as follows on the 26th day of May, 1950; Telephone Pole corner Sputh Huxley and Huth Road; Telephone Pole No. 210, Huth Road; Telephone Pole No. 200, Huth Road; Post Huth Road and South Huxley Drive, south side; Tree South Huxley Drive, 20 feet south of huth Road;

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

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication MAY 18 1950 last publication MAY 18 1950 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAY 18 1950 day of MAY 18 1950, 1950

Evel J. Allis

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

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

NOTICE OF HEARING
Petition for Sanitary Sewer
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held in the Town Hall in said Town of Cheektowaga, on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there was:
PRESENT:
Stanley Bystrak, Councilman
Henry Nagel, Councilman
Joseph Neibert, Councilman
Felix T. Wroblewski, Councilman
ABSENT:
Benedict T. Holtz, Supervisor
Councilman Bystrak 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 South Huxley Drive by the construction of a sanitary sewer in said highway, to connect with the sewer line from the Town of Cheektowaga, Erie County, New York, and the sewer line of South Huxley Drive extending from the sewer line of South Huxley Drive to the sewer line of South Huxley Drive, and that the petitioners in said petition requested that the sewer line be constructed on both sides of said highway, which sewer line is to be constructed to serve the properties on both sides of said public highway, and

WHEREAS, it duly appears that such petition has been duly signed by the owners of such other land or parcels on the both sides of said highway, to be improved, between the proposed sewer line, owned at least one-half of the frontage or better 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 persons in the same manner as a deed to be recorded, and

WHEREAS, the amount of money proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$41,800.

NOW, THEREFORE
BE IT RESOLVED, pursuant to the provisions of Section 198 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

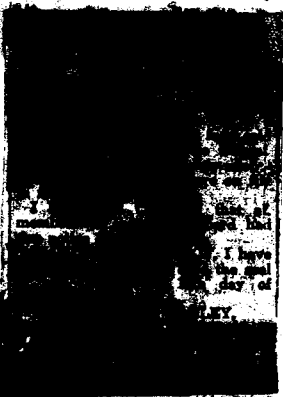
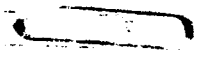
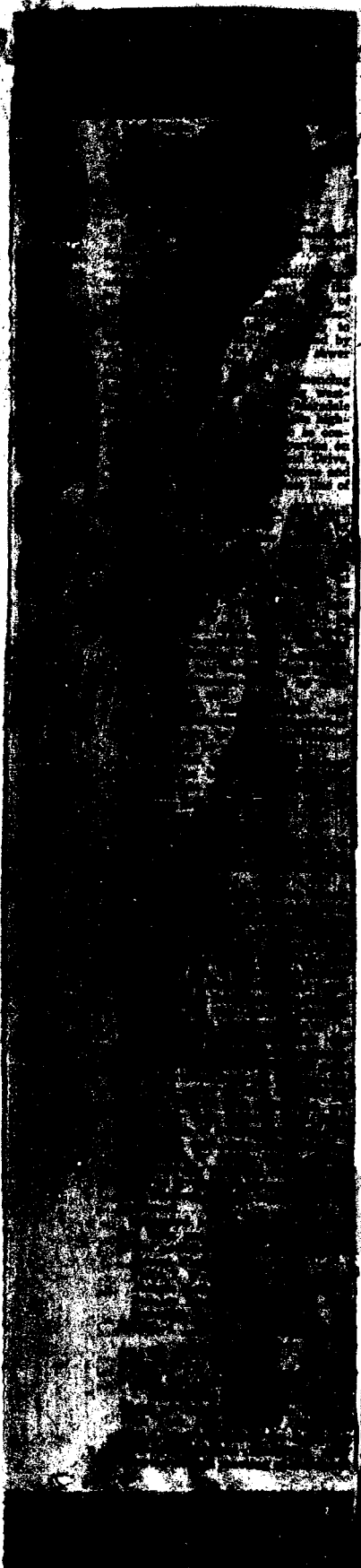
FURTHER ORDERED, that the Town Clerk be and he is hereby **ORDERED** and **DIRECTED** to publish a certified copy of this resolution and order in the **CHEEKTOWAGA TIMES** not less than ten nor more than twenty (20) days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places along the said portion of said highway to be improved

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

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

AYES: 4 **NOES:** 0 **ABSENT:** 1
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga
Erie County, New York.

(SEAL). may-18



Done

00088

Posted as follows on the 26th day of May, 1950;

- Telephone Pole No. 359 Cleveland Drive;
- Telephone Pole No. 341 Cleveland Drive;
- Telephone Pole No. 377 Cleveland Drive;
- Telephone Pole corner Cleveland Drive and Marsdale Road;
- Telephone Pole No. 393 Cleveland Drive.

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

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESIDENT:
Joseph Neibert, Councilman
Felix Wroblewski, Councilman
Henry Nagel, Councilman
Stanley Bystrak, Councilman

ABSENT:
Benedict T. Holtz, Supervisor
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS a written petition was duly filed with this Board for the improvement of the south side of Cleveland Drive commencing at Huron Avenue running westerly to the west line of Marsdale Road by the construction of a lateral access or side highway to said

On Cleveland Drive, commencing at Huron Avenue running westerly to the west line of Marsdale Road on the north side of the highway, and that it should be so constructed to serve the properties on the south side of Cleveland Drive, commencing at Huron Avenue and running westerly to the west line of Marsdale Road, and

WHEREAS it appears that such petition has been duly signed by the owners of real estate fronting or abutting on the south side of said public highway, abutting between the front boundaries of the frontage or boundary on the south side of said public highway to be improved as aforesaid, and was signed by resident owners residing along the 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 and approved by all 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 \$2500.00.

NOW, THEREFORE
BE IT RESOLVED, pursuant to the provisions of Section 198 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 8th day of June, 1950, at 7:30 o'clock P.M., E. D. S. T., for the purpose of considering the said petition and hearing of persons interested in the subject hereof 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 Councilman Neibert and duly put to a vote, which resulted as follows:

Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph Neibert, voting Aye.
Stanley Bystrak, voting Aye.
Benedict T. Holtz, Absent.
AYES: 4. NOES: 0. ABSENT: 1.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA : ss.
I, KENNETH T. HANLEY, Town Clerk of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.
I FURTHER CERTIFY that all members of the Town Board

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 MAY 25 1950; last publication MAY 25 1950; and that no more than six days intervened between publications.

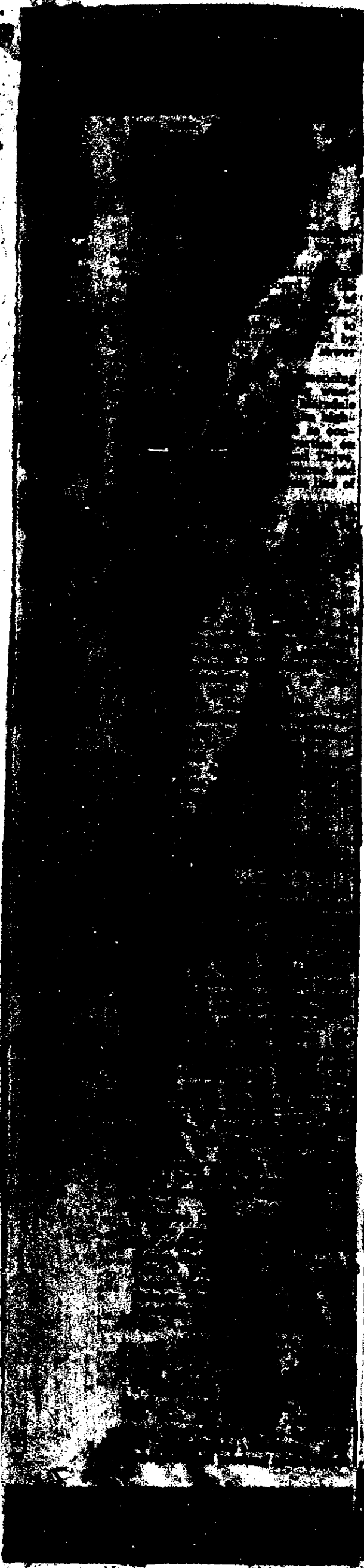
Willard C. Allis

Sworn to before me this.....
day of MAY 25 1950, 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 June 30, 1951
Registered No. 5029



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Done

Posted as follows on the 26th day of May, 1950;

- Telephone Pole No. 359 Cleveland Drive;
- Telephone Pole No. 341 Cleveland Drive;
- Telephone Pole No. 377 Cleveland Drive;
- Telephone Pole corner Cleveland Drive and Marsdale Road;
- Telephone Pole No. 393 Cleveland Drive.

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

structed to serve the properties on the south side of Cleveland Drive, commencing at Harlem Avenue and running westerly to the west line of Marsdale Road, and

WHEREAS, it appears that such petition has been duly signed by the owners of real estate fronting or abutting on the south side of said public highway, situate between the points aforementioned owning at least one-half of the frontage or bounds on the south side of said public highway to be improved as aforesaid, and was signed by resident owners residing along the 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 and approved by all 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 \$2500.00.

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 126 of the Town Law of the State of New York, that the

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet in the Town Hall, corner of Union Road and Broadway, in said Town, on the 15th day of June, 1950, at 8 o'clock P.M. for the purpose of considering the said petition and hearing all parties interested in the subject matter concerning the same, and to

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 Councilman Nelbert and duly put to a vote, which resulted as follows:

- Henry Nagel, voting Aye.
 - Felix T. Wroblewski, voting Aye.
 - Joseph Nelbert, voting Aye.
 - Stanley Bystrak, voting Aye.
 - Benedict T. Holtz, Absent.
- AYES: 4. NOES: 0. ABSENT: 1.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA :

I, KENNETH T. HANLEY, Town Clerk of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 15th day of May, 1950.

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

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication MAY 25 1950 last publication MAY 25 1950; and that no more than six days intervened between publications.

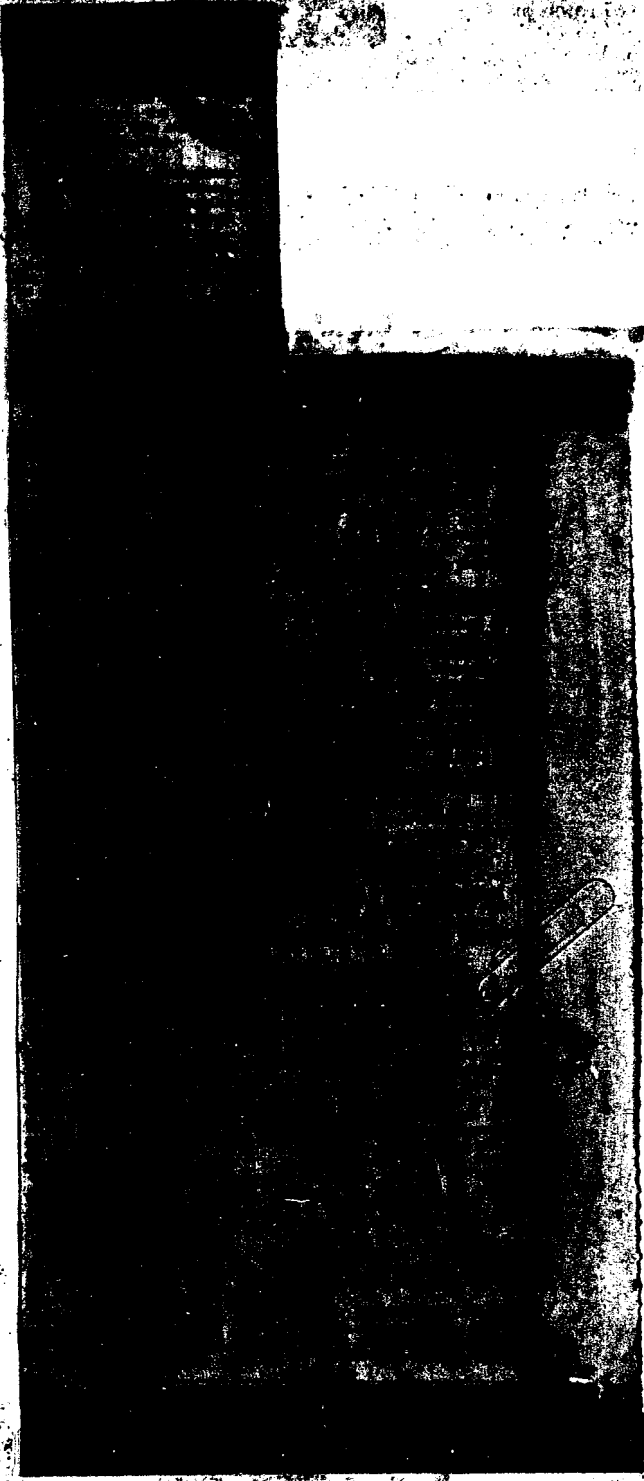
Willard C. Allis

Sworn to before me this.....
day of MAY 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, 1951
Registered No. 5029



Town Hall Bulletin Board;
Parks Fire House Bulletin Board, Broadway at Union Road;
Tree in front of School No. 1, Dick Road;
Telephone Pole No. 229 Dick Road;
Telephone Pole No. 315 Union Road;

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

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:
Henry T. Nagel, Councilman
Joseph Neibert, Councilman
Felix Wroblewski, Councilman
Stanley Bystrak, Councilman
ABSENT:

Respect T. Holtz, Supervisor
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Fire District No. 3 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 23rd day of February, 1950, and;

WHEREAS, it appears to this Town Board that the above petition is duly signed and sworn to and in the proper form as a petition to be presented to the Town Board for the purpose and purpose aforesaid, and;

WHEREAS, it appears to this Town Board that the above petition is duly signed and sworn to and in the proper form as a petition to be presented to the Town Board for the purpose and purpose aforesaid, and;

WHEREAS, said petition is accompanied by a map prepared by Edward J. Wroblewski and Irving Charles Engleman, duly licensed by the State of New York, showing the boundaries of the proposed extension;

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

PARCEL NO. 1
ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the east by the north line of existing Fire District No. 3, on the west by a line parallel to the center line of Union Road, and one thousand (1000) feet measured at right angles to said center line of Union Road; on the east by a line parallel to the center line of Union Road to the center line of Union Road and easterly therefrom one thousand (1000) feet measured at right angles to said center line of Union Road, and on the north by the center line of Scatquada Creek.

PARCEL NO. 2
ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the west by the east line of existing Fire District No. 3; on the north by the north line of the New York Central Railroad right-of-way; on the east by the center line of Dick Road, and on the south by the south line of the Lehigh Valley Railroad right-of-way.

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

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

ten days before said day designated for the hearing.
Seconded by Councilman Neibert and duly put to a vote, which resulted as follows:
Henry Nagel, voting Aye.
Joseph Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Stanley Bystrak, voting Aye.
Respect T. Holtz, Absent.
AYES: 4. NOES: 0. ABSENT: 1.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA: ss.
I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.
I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 15th day of May, 1950.
KENNETH T. HANLEY

NEW YORK
ERIE
CHEEKTOWAGA ss.

E. ALLIS, of the Town of Cheektowaga, Erie County of Erie, being duly sworn, says that he is the publisher of the Cheektowaga Times, a public newspaper published in said Town; that the notice, of an annexed printed slip, taken from said newspaper, as a copy, was inserted and published therein once a week for one week;
MAY 25 1950
MAY 25 1950
no more than six days intervened between the date of publication and the date of the hearing.

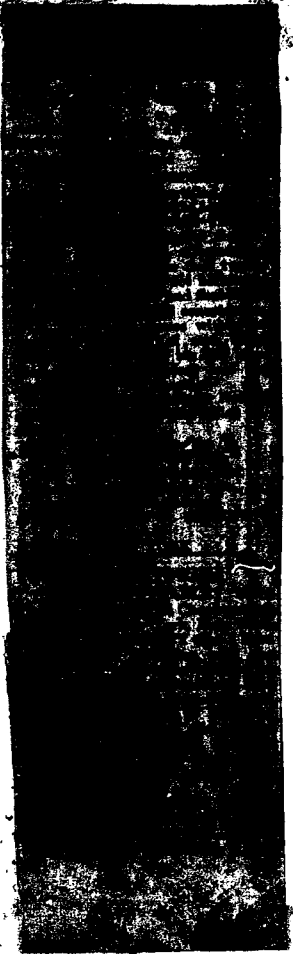
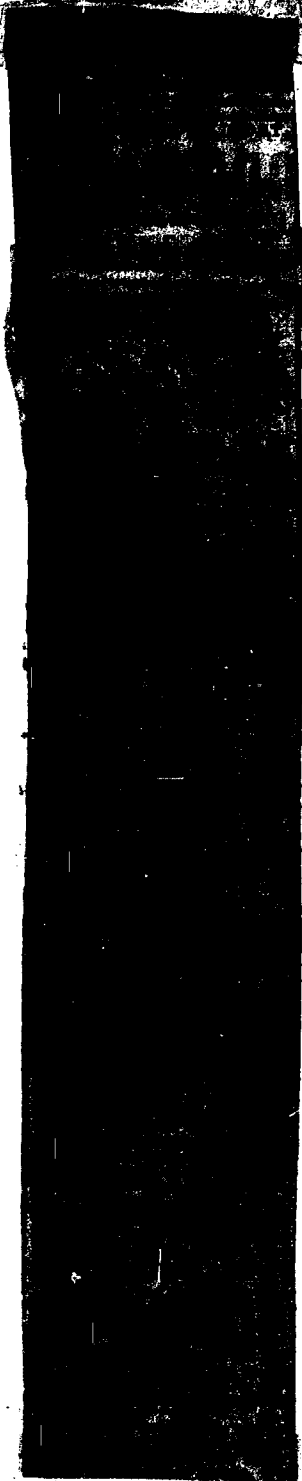
Killed C. Allis

Sworn to before me this MAY 25 1950 day of MAY 25 1950, 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



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B3 water
Posted as follows on the 26th day of May, 1950:
Town Hall Bulletin Board
Forks Fire House, Broadway at Union Road
Tree in front of School No. 1, Dick Road;
Telephone Pole No. 229 Dick Road;
Telephone Pole No. 315 Union Road;

00090

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

NOTICE OF HEARING

Extension Water District 3
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there was:
PRESENT:

Henry Nagel, Councilman
Feliz Wroblewski, Councilman
Joseph Nelbert, Councilman
Stanley Bystrak, Councilman
ABSENT:
Benedict T. Holtz, Supervisor
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 3 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to the Town Board on the 23rd day of February, 1950, and

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

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

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

PARCEL NO. 1

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the south by the north line of existing Water District No. 3; on the west by a line parallel to the center line of Union Road and one thousand (1000) feet nearly thereunto perpendicular at right angles to said center line of Union Road; on the east by the center line of Union Road and one thousand (1000) feet measured at right angles to said center line of Union Road, and on the north by the center line of Scatquaga Creek.

PARCEL NO. 2

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the west by the east line of existing Water District No. 3; on the north by the north line of the New York Central Railroad right-of-way; on the east by the center line of Dick Road, and on the south by the south line of the Lehigh Valley Railroad right-of-way, and

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

NOW, THEREFORE,

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

as amended for the hearing.
Seconded by Councilman Nelbert and duly put to a vote, which resulted as follows:
Henry Nagel, voting Aye.
Joseph Nelbert, voting Aye.
Feliz Wroblewski, voting Aye.
Stanley Bystrak, voting Aye.
Benedict T. Holtz, Absent.
AYES: 4. NOES: 0. ABSENT: 1.

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

I, **KENNETH T. HANLEY**, Town Clerk of the Town of Cheektowaga, Erie County, New York, New York, **DO HEREBY CERTIFY** that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

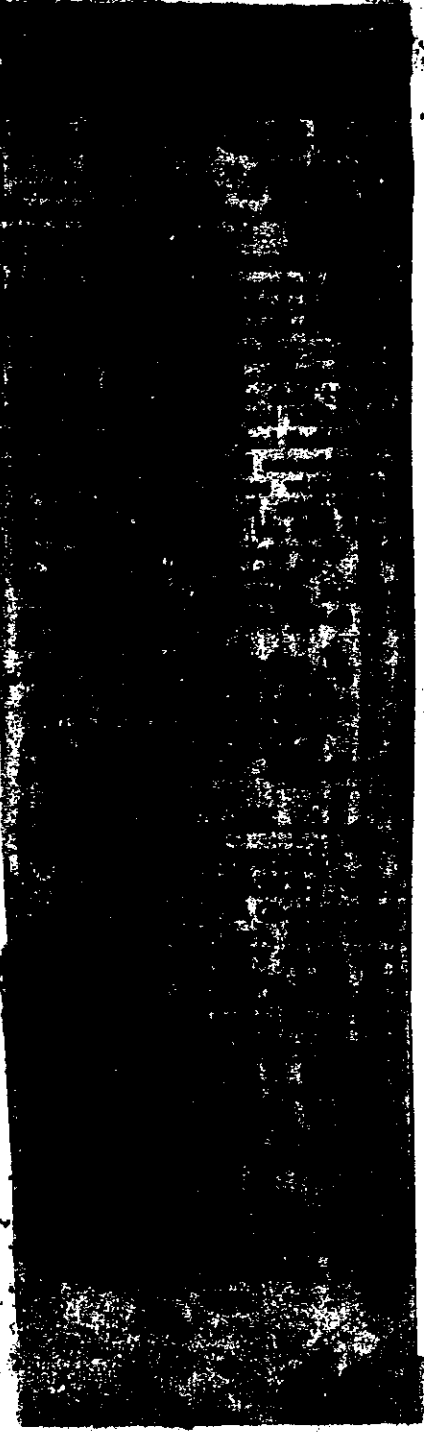
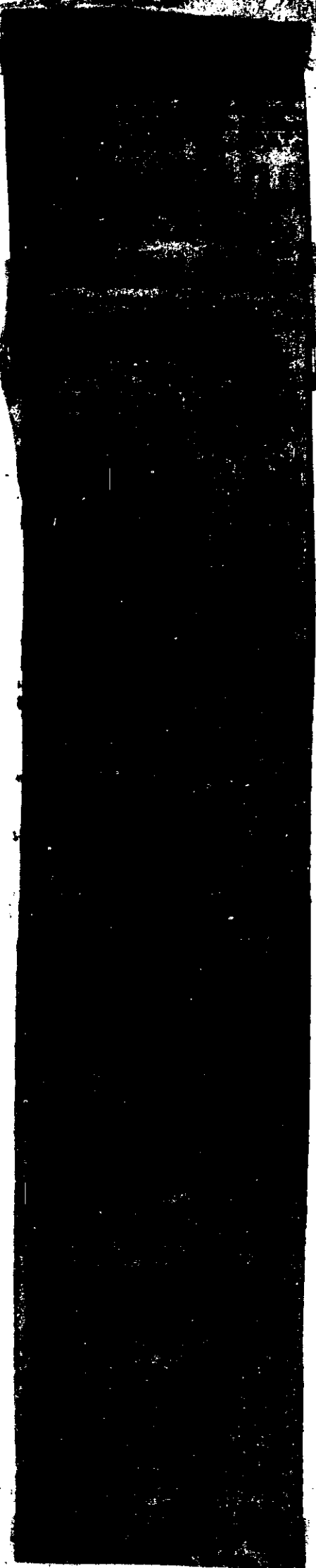
I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, on the 15th day of May, 1950.

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

(SEAL)

ORK
TOWAGA } ss.



~~Willard C. Allis~~ Times:

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 MAY 25 1950; last publication MAY 25 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 25 1950, 19.....

Eve J. Allis

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

EYE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 51
Registered No. 5029

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Posted as follows on the 26th day of May, 1950:

U-Crest Fire House, Evergreen Street and Clover Place;
Telephone Pole No. 332 Union Road;
Telephone Pole No. 304 Maryvale Drive
Bulletin Board, School No. 2, Cayuga Road;
Telephone Pole No. 434 Beach Road;

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

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 MAY 25 1950; last publication MAY 25 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

MAY 25 1950

day of MAY 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 29, 1957
Registered No. 3029

by the Niagara Lockport Power Line and south by Beach Road.
BEGINNING at a point in the center line of Union Road and the center line three hundred (300) feet north of Geneva Street, running thence easterly along a line three hundred (300) feet northerly and parallel to Geneva Street to the center of Cayuga Road, thence northerly on the center of Cayuga Road to the center of Maryvale Drive, thence westerly on the center of Maryvale Drive to the center of Union Road, thence southerly on the center of Union Road to the place of beginning.
BEGINNING at the intersection of Maryvale Drive and Beach Road, thence northerly along the center of Beach Road to the south line of Cover's 1629 and 1666, thence easterly along said line to the west line of Cover 1629, thence southerly on said line to the center line of Maryvale Drive, thence westerly on the center line of Maryvale Drive to the point of beginning.

All that tract or parcel of land situated in the Town of Cheektowaga County of Erie, starting at the southeast corner of the Town of Cheektowaga Disposal Plant property, thence northerly to George Urban Boulevard, thence easterly along George Urban Boulevard to the Niagara Lockport Power-Line, thence northerly to the south line of the West Shore Railroad to said Place, thence easterly along said line to a point 50 feet west of the West Shore Railroad and the extension of Buffalo & Dupuy Boulevard, thence south westerly along a line parallel and 50 feet southerly from the West Shore Railroad to the south line of Farm Lot 17, thence westerly along the extension of said farm lot line to the point of beginning, and.

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

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road on the 5th day of June, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph A. Neibert, voting Aye.
Stanley Bystrak, voting Aye.
Benedict T. Heitz, Absent.
AYES: 4. NOES: 0. ABSENT: 1.

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

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.
I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town, this 15th day of May, 1950.

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

(SEAL) may-25

NOTICE OF HEARING

Extension Fire District 4
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall of the said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P. M., E. D. S. T., there were:

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

Benedict T. Heitz, Supervisor
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Fire District No. 4 in the Town of Cheektowaga, Cheektowaga in the County of Erie, New York, pursuant to the Town Law was presented to this Town Board on the 9th day of May, 1950, and

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

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

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

All that tract of land situate in the Town of Cheektowaga, County of Erie, in Great Farm Lot No. 18, Township 11, Range 7,
BEGINNING at the point of intersection of the center line of Beach Road and the south line of Farm Lot No. 19, thence north to the south line of the Wingdale Sub-division, thence easterly along the south line of the Wingdale Sub-division to the east line of Farm Lot No. 19, thence southerly on said Lot No. 19, thence southerly on said Lot No. 19, thence southerly on the south line of Farm Lot No. 19 to the place of beginning.
All that tract included on the west side of Beach Road and the east side of the Thru-way line south of Maryvale Drive including a parcel bounded east by the Thru-way, west

At Board Erie County, New York, there are present: Henry Nagel, Felix T. Wroblewski, Joseph A. Neibert, Stanley Bystrak, Benedict T. Heitz, Supervisor. Councilman Bystrak presented the following resolution and moved its adoption: WHEREAS, a petition for the extension of the existing Fire District No. 4 in the Town of Cheektowaga, Cheektowaga in the County of Erie, New York, pursuant to the Town Law was presented to this Town Board on the 9th day of May, 1950, and WHEREAS, it appears to this Town Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the territory proposed to be annexed to said Fire District as an extension thereof, owned by resident taxpayers and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the said Fire District as an extension owned by the non-resident taxpayers, and WHEREAS, said petition is accompanied by a map prepared by Newark L. Nuszbaumer and Irving Clark, Engineers, duly licensed by the State of New York, showing the boundaries of the proposed extension, and WHEREAS, the proposed extension is described in said petition as follows: All that tract of land situate in the Town of Cheektowaga, County of Erie, in Great Farm Lot No. 18, Township 11, Range 7, BEGINNING at the point of intersection of the center line of Beach Road and the south line of Farm Lot No. 19, thence north to the south line of the Wingdale Sub-division, thence easterly along the south line of the Wingdale Sub-division to the east line of Farm Lot No. 19, thence southerly on said Lot No. 19, thence southerly on said Lot No. 19, thence southerly on the south line of Farm Lot No. 19 to the place of beginning. All that tract included on the west side of Beach Road and the east side of the Thru-way line south of Maryvale Drive including a parcel bounded east by the Thru-way, west

U-Crest Fire House, Evergreen Street and Clover Place;
Telephone Pole No. 332 Union Road;
Telephone Pole No. 304 Maryvale Drive;
Bulletin Board, School No. 2, Cayuga Road;
Telephone Pole No/ 434 Beach Road;

Here-to is a copy of notice published in the Cheektowaga Times;

by the Niagara Lockport Power line and south by Beach Road.
BEGINNING at a point in the center line of Union Road and a line three hundred (300) feet north of Genesee Street, running thence easterly along a line three hundred feet (300) northerly and parallel to Genesee Street to the center of Cayuga Road, thence northerly on the center of Cayuga Road to the center of Maryvale Drive, thence westerly on the center of Maryvale Drive, thence southerly on the center of Union Road to the place of beginning.
BEGINNING at the intersection of Maryvale Drive and Beach Road, thence northerly along the center of Beach Road to the south line of Cover's 1829 and 1830, thence easterly along said line to the west line of Cover 1829, thence southerly on said line to the center line of Maryvale Drive, thence westerly on the center line of Maryvale Drive to the point of beginning.

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, starting at the southeast corner of the Town of Cheektowaga Disposal Plant property, thence northerly to George Urban Boulevard, thence easterly along George Urban Boulevard to the Niagara Lockport Power Line, thence northerly to the south line of lots on the south side of Oriole Place, thence easterly along said line to a point 50 feet west of the West Shore Railroad and the extension of Buffalo & Depew Boulevard, thence south westerly along a line parallel and 50 feet southerly from the West Shore Railroad to the south line of Farm Lot 17; thence westerly along the extension of said farm lot line to the point of beginning.

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

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 5th day of June, 1950 at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

Seconded by Councilman Nelbert and duly put to a vote which resulted as follows:
Henry Nagel, voting Aye.
Felix Wroblewski, voting Aye.
Joseph Nelbert, voting Aye.
Stanley Bystrak, voting Aye.
Benedict T. Holtz, Absent.
AYES: 4. NOES: 0. ABSENT: 1.

STATE OF NEW YORK
COUNTY OF ERIE

TOWN OF CHEEKTOWAGA
I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 15th day of May, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.
I FURTHER CERTIFY that all members of the Town Board had due notice of said meeting.
IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 15th day of May, 1950.
KENNETH T. HANLEY,
Town Clerk,
Town of Cheektowaga,
Erie County, New York.

(SEAL) May-25

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 MAY 25 1950; last publication MAY 25 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAY 25 1950 day of MAY 25 1950 1950.

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, 19 51
Registered No. 9222

NOTICE OF HEARING

Extension, Water District 4
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:
Henry Nagel, Councilman
Joseph Nelbert, Councilman
Felix Wroblewski, Councilman
Stanley Bystrak, Councilman
ABSENT:

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

WHEREAS, a petition for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York pursuant to the Town Law was presented to the Town Board on the 9th day of May, 1950, and

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

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

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

All that tract of land situate in the Town of Cheektowaga, County of Erie, in great Farm Lot 19, Township 11, Range 7,

BEGINNING at the point of intersection of the center line of Beach Road and the south line of Farm Lot No. 19, thence north to the south line of the Wingsdale Subdivision, thence easterly along the south line of the Wingsdale Subdivision to the east line of Farm Lot No. 19, thence southerly on said line to the south line of Farm Lot No. 19, thence westerly on the south line of Farm Lot No. 19 to the place of beginning.

All that tract included on the west side of Beach Road and the east side of the Thru-way line south of Maryvale Drive including a parcel bounded east by the Thru-way, west

Communication read from Mr. J.H. Nesbit, president of the U.S. Rubber Reclaiming Company, regarding complaint against the company as to smoke and odors, asking an extension of time to report to the Town Board an investigation that he is making at the present time.

Mr. Wroblewski moved seconded by Mr. Neibert that the request be granted. CARRIED: AYES: -4-, ABSENT: Benedict T. Holtz, Supervisor.

Communication read from the State Traffic Commission regarding the installation of Boulevard Stop Signs at Chapel Avenue and Union Road; Northcrest Avenue and Union Road; Southcrest Avenue and Union Road; Clearvale Drive and Union Road; Wellworth Place and Union Road; Clover Place and Union Road; ordered received and filed by the chairman.

Communication read from Mr. John W. Ederer Jr., inviting the Town Board to attend the Annual Firemens Communion Breakfast and Memorial Service. Ordered received and filed and to attend.

Communication read from the Secretary of the Doyle Volunteer Hose Company, No. 2, requesting permission to use a sound truck on July 1st and 2nd, 1950, in connection with their Annual Field Days, and also inviting the Town Board to attend the Field Days. Ordered received and filed and to attend by the chairman.

Communication read from Mr. A.E. Kron, Secretary, U-Crest Fire Commissioners, complaining that automobiles are parking near fire hydrants at the Airport Plaza, Scheiders Tavern, Union Road, and in front of Gangloff's Store on Union Road. Ordered referred to the Chief of Police for action by the chairman.

Communication read from Nussbaumer and Clarke, regarding sanitary sewers in the Knob Hill section sub-division. Ordered referred to all departments by the chairman.

Communication read from Nussbaumer and Clarke regarding Winston Road Sewer-Job N.C.-13199. Ordered referred to the Town Board by the chairman.

Communication read from Town Clerk Kenneth T. Hanley, requesting that the Town Board take some action in regard to his request for the construction of three new voting booths, also calling to the Boards attention the need of repair to the five election booths now owned by the Town. Ordered referred to the Town Board by the chairman.

Councilman Wroblewski was granted the floor and complained about contractors and various utility companies breaking up side-walks in the Town. Ordered referred to the Chief of Police.

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Clerk be authorized and directed to communicate with the Iroquois Gas Corporation and the Western New York Water Company, and advise them that all excavations must be filled in with gravel and not dirt. CARRIED: AYES-4-, Absent: Benedict T. Holtz, Supervisor.

Mr. Wroblewski moved seconded by Mr. Bystrak that an audit be made and the claims be paid. CARRIED: AYES-4-, ABSENT: Benedict T. Holtz, Supervisor.

Mr. Elmer Mesner, Town Superintendent of Disposal Plants was granted the floor and requested the Town Board to Engage Nussbaumer and Clarke, Consulting Engineers for the Town of Cheektowaga, New York, to locate the cross connections at Union Road and Long Meadows. Ordered referred to the Town Board for further study by the chairman.

Mr. Leon Vincent was granted the floor and complained about various situations in the U-Crest area of the Town.

The chairman requested Mr. Vincent to put all his complaints in writing and mail same to the Town Board.

Mr. Wroblewski moved seconded by Mr. Neibert to adjourn. CARRIED:
AYES_ -4-, ABSENT: Benedict T. Holtz, Supervisor.

Kenneth T. Hanley,
Town Clerk.

SEAL.

Kenneth T. Hanley

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall in said Town of Cheektowaga, on the 25th day of May, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: -0-

The chairman called the meeting to order.

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

WHEREAS, the Town Board, on the 17th day of October, 1949, determined it to be in the public interest to construct sidewalks on Evergreen Place, Wellworth Place, Clover Street, and Rossler Avenue, in the Town of Cheektowaga, and,

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

WHEREAS, by a resolution duly adopted at a regular meeting of the Town Board held October 17, 1949, the Town Board ordered a Public Hearing to be held on the 2nd day of November, for the purpose of considering the petition of the property owners on said highway requesting the construction of said sidewalks, and the hearing of persons interested in the said subject matter, and

WHEREAS, a Public Hearing was held on the 2nd day of November, 1949, and at the conclusion of said Public Hearing, the Town Board duly adopted a resolution, whereby it was decided at said public hearing by such evidence produced that it is in the public interest to construct said sidewalks on Evergreen Place, Wellworth Place, Clover Street and Rossler Avenue, 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 the work and the furnishing of the materials, and

WHEREAS, ANGELO CASTRICONE submitted a bid in writing to do the work and furnish the necessary materials for the sum of Sixteen thousand, Eight hundred seventy-seven dollars and Eighty cents, (\$16,877.80), that being the lowest bid submitted by any bidder, and

WHEREAS, the bid of Angelo Castricone to construct said sidewalks was accepted, and thereafter a contract to perform said work was duly entered into between Angelo Castricone and The Town of Cheektowaga, New York, and

WHEREAS, the Town Board has authorized a bond issue to raise the necessary money to pay for the construction of said sidewalks, and,

WHEREAS, said bond issue has not been completed, and there will be a short delay before said bonds will be sold, not exceeding Sixty (60) days, and

WHEREAS, Angelo Castricone has about completed the work specified in the contract with the Town of Cheektowaga, and has now due and owing him the sum of Twelve thousand dollars, (\$12,000.00), as certified by Nussbaumer and Clakre, Engineers, and

WHEREAS, the Manufacturers and Traders Trust Company has agreed to loan said amount to the Town of Cheektowaga for a period of Sixty (60) days with interest at the rate of Two percent 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 Evergreen Place, Wellworth Place, Clover Street, and Rossler Avenue,

NOW THERE, 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 Sixty (60) days from its date to the Manufacturers and Traders Trust

Company, 284 Main Street, Buffalo, New York, in the sum of Twelve thousand dollars (\$12,000.00), 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 improvement heretofore authorized by the Town Board to be made on Evergreen Place, Wellworth Place, Clover Street, and Rossler Avenue, 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, and

BE IT FURTHER RESOLVED, that the funds received from said note be immediately paid to Angelo Castricone in payment for money now due and owing him.

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. Heibert	Voting AYE
Stanley Bystrak	Voting AYE

CARRIED:

AYES: -5-.

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

- TWELVE THOUSAND DOLLARS (\$12,000.00)-

two (2) 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 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 May 25th, 1950, authorizing the issuance of a note of the Town of Cheektowaga in the sum of Twelve thousand dollars (\$12,000.00), to pay an indebtedness to Angelo Castricone, on a contract entered into by said Town of Cheektowaga for the construction of sidewalks on Evergreen Place, Wellworth Place, Clover Street, and Rossler Avenue in the Town of Cheektowaga, as more fully set in the contract entered into by the Town of Cheektowaga and Angelo Castricone, said note to be paid out of funds received from the sale of bonds heretofore authorized to be issued by the Town Board.

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 HERETO AFFIXED AND ATTESTED BY THE TOWN CLERK, AND THIS NOTE IS TO BE DATED AS OF MAY 26, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

BY BENEDICT T. HOLTZ.
SUPERVISOR

ATTEST:

KENNETH T. HANLEY
TOWN CLERK.

SEAL

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

WHEREAS, the Town Board, at a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 2nd day of March, 1950, authorized the Supervisor of the Town of Cheektowaga to execute and deliver to the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, a promissory note payable ninety (90) days from its date 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; and that said note should provide for its payment out of the funds received from the sale of the bonds heretofore authorized to be sold to pay for the improvement heretofore authorized by the Town Board to be made 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, said resolution authorized the Supervisor of the Town of Cheektowaga, New York, to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date; and further authorized the Supervisor to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned, and

WHEREAS, the bonds referred to in said resolution have not as yet been sold, and the promissory note hereinbefore mentioned becomes due and payable at the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, on June 2, 1950, and further time of approximately ninety (90) days is needed to complete the sale of said bonds,

BE IT RESOLVED, that the Supervisor be, and he hereby is, authorized to execute and deliver to the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, a renewal note in the amount of Three thousand, one hundred thirty-nine dollars and twenty cents (\$3,139.20) plus accrued interest of Fifteen dollars and seventy cents (\$15.70), making a total of Three thousand, one hundred fifty-four dollars and ninety cents (\$3,154.90), said note to be dated June 2, 1950, with interest at the rate of Two per cent (2%) per annum, payable ninety days (90) from its date, and

BE IT FURTHER RESOLVED, that said note shall provide for the 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 of the Town of Cheektowaga, New York, to be made on Maryvale Drive, Cheektowaga, New York; and the Supervisor of the Town of Cheektowaga 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.

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

Benedict T. Heltz	Voting AYE
Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Neibert	Voting AYE
Stanley Bystrak	Voting AYE

AYES: -5-

NAYES: -0-

ABSENT: -0-

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

THREE, THOUSAND, ONE HUNDRED
FIFTY-FOUR DOLLARS AND NINETY CENTS (\$3,154.90)
three months (3) from the date hereof together with the 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 May 25, 1950, authorizing the renewal of a note dated March 2, 1950, in the sum of Three thousand , one hundred thirty-nine dollars and twenty five cents (\$3,139.20), to pay an indebtedness to W.J. Irwin and Sons, on a contract entered into by said Town for the construction of a lateral sewer on 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 the resolution of the Town Board adopted March 2, 1950, said note and accrued interest 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 June 2, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

By Benedict T. Holtz
Supervisor.

Attest:
Kenneth T. Hanley
Town Clerk.

SEAL.

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

WHEREAS, the Town Board, at a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the Town of Cheektowaga, on the 20th day of February, 1950, authorized the Supervisor of the Town of Cheektowaga to execute and deliver to the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, a promissory note payable ninety (90) days from its date in the sum of Two thousand, six hundred seventy-three dollars (\$2,673.00), with interest at the rate of two per cent (2%) per annum; and that said note should provide for its payment out of the funds received from the sale of the bonds heretofore authorized to be sold to pay for the improvement heretofore authorized by the Town Board to be made on West Grande Boulevard, commencing at Central Boulevard for the entire length of the street, which improvement shall be so constructed to serve the property on both sides of the said public highway, and

WHEREAS, said resolution authorized the Supervisor of the Town of Cheektowaga, New York, to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date; and further authorized the Supervisor to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned, and

WHEREAS, the bonds referred to in said resolution have not as yet been sold, and the promissory note hereinbefore mentioned becomes due and payable at the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, on May 20, 1950, and further time of approximately sixty (60) days is needed to complete the sale of said bonds,

BE IT RESOLVED, that the Supervisor be, and he hereby is, authorized to execute and deliver to the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, a renewal note in the amount of Two thousand , six hundred seventy-three dollars, principal, plus accrued interest of Thirteen dollars and thirty-seven cents, making a total of Two thousand, six hundred eighty-six dollars and thirty-seven cents, (\$2,686.37), said note to be dated May 20, 1950, with interest at the rate of Two percent (2%) per annum , payable sixty (60) days from its date, and

BE IT FURTHER RESOLVED, 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 of the Town of Cheektowaga, New York, to be made on West Grande Boulevard, Cheektowaga, New York; and the Supervisor of the Town of Cheektowaga 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.

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-.

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
EIGHT-SIX DOLLARS AND THIRTY-SEVEN CENTS (\$2,686.37)

two (2) months from the date hereof together with the 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 May 25th, 1950, authorizing the renewal of a note dated February 20th, 1950, in the sum of Two thousand, Six hundred seventy-three dollars (\$2,673.00), to pay an indebtedness to Fago Brothers Contracting Company on a contract entered into by said Town for the construction of a lateral sewer on West Grande Boulevard, as more fully set forth in the resolution of the Town Board adopted February 20th, 1950, said note and accrued interest 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 May 20th, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

By Benedict T. Holtz
Supervisor.

ATTEST:

SEAL.

Kenneth T. Hanley
Town Clerk.

The Clerk then proceeded to read the minutes of the former Town Board meetings held on ; December 29, 1949; January 2nd, 1950; January 3rd, 1950; January 6th, 1950; January 16th, 1950; January 24th, 1950; February 1st, 1950; February 6th, 1950; February 20th, 1950; March 2nd, 1950; March 6th, 1950; March 11th, 1950; March 20, 1950; March 29th, 1950; April 3rd, 1950; April 11th, 1950; April 17th, 1950; April 19th, 1950; May 1st, 1950; May 8th, 1950; May 15th, 1950;

Mr. Neibert moved seconded by Mr. Nagel that the minutes be accepted as read and be placed on file. CARRIED, AYES: -5-.

Mr. Neibert moved seconded by Mr. Wroblewski to adjourn. CARRIED, AYES: -5-.

Kenneth T. Hanley
Town Clerk.

SEAL.

Kenneth T. Hanley

At a regular meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

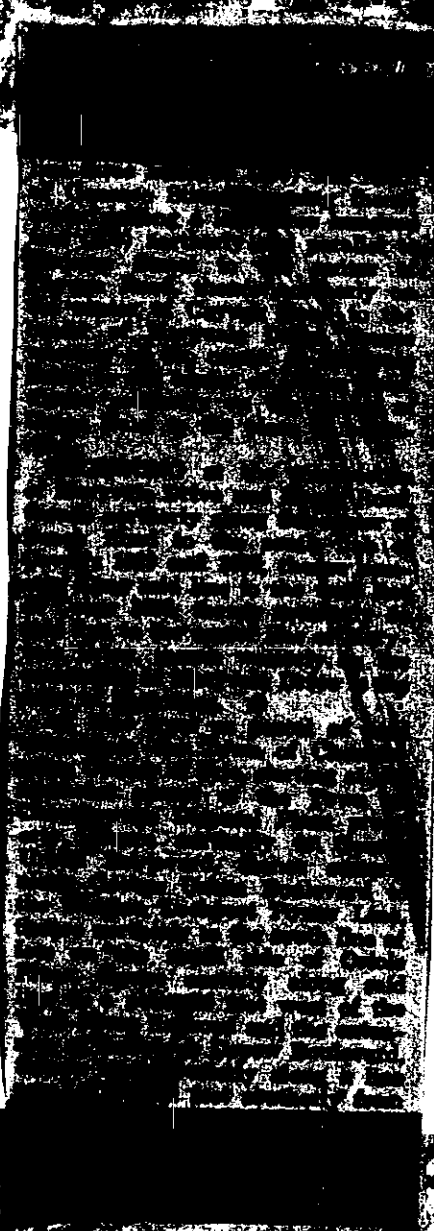
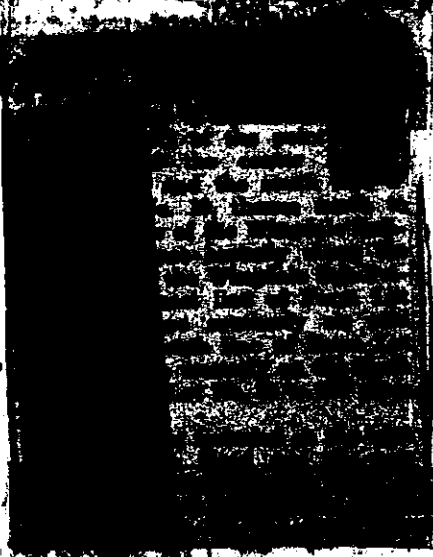
PRESENT: Benedict T. Holtz	Supervisor
Henry Nagel	Councilman
Felix T. Wroblewski	Councilman
Joseph A. Neibert	Councilman
Stanley Bystrak	Councilman

ABSENT: -0-

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

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

This being the time and the place advertised for a public hearing on the proposed extension of Fire and Water District No. 4 in the Town of Cheektowaga, New York, as particularly described:



WALTON
JUN 10 1950
CIVIL
CLERK

The Supervisor directed the Town Clerk to present proof of publication of the Notice of 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.

Mr. Joseph Midireck, Toelson Road and Mr. Robert Fernbach, representing the Lutz family of Union Road appeared in opposition.

Mr. John Salamanchuk, Maryvale Drive, Mr. Max Bursch, U-Crest Fire Commissioner and Mr. Benjamin Hoey appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved until a later date.

Mr. Stanley Walczak was granted the floor and thanked the Town Board for the action taken against the U.S. Rubber Reclaiming Company in doing away with obnoxious odors which emanated from the plant, and advised the Town Board that 85% of the nuisance has been abated.

Twenty persons from the vicinity of the Anchor Block Company stood and Mr. Wilkolowski acted as spokesman, complaining about dust and dirt created by trucks using the streets going into the Anchor Block Company.

Mr. M.C. Luckner, attorney for the company told the Board that his company was willing to co-operate in every way with the Town Board and the citizens of the community to do away with the nuisance. Mr. Luckner suggested that the Anchor Block Company meet with the Town Board, the Chamber of Commerce and the residents in the vicinity of the company and work out something concrete in regard to the alleged nuisance.

This being the time and the place advertised for a public hearing for the Extension of Fire and Water District No. 3, in the Town of Cheek-sowaga, New York, as hereinafter particularly described;



The Supervisor directed the Town Clerk to present proof of publication of the Notice of 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.

Dr. Victor Reinstein appeared in favor of the proposed extension, and no persons appearing in opposition, the Supervisor ordered the hearing closed and decision was reserved until a later date.

This being the time and the place advertised for a public hearing on the proposed amendments to the Zoning Code of the Town of Cheektowaga, New York.

The Supervisor directed the Town Clerk to present proof of publication of the Notice of 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, and no persons appearing in opposition to the proposed amendment of the Zoning Code of the Town of

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regular meeting of the Town Hall at the Town of Cheektowaga, New York, on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., adopted a resolution directing that the Town Board meet at the Town Hall, corner of Union Road and Broadway, in said Town Hall on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of repealing certain provisions of the Zoning Ordinances of the Town of Cheektowaga, New York, and adopting amendments thereto, as follows:

All references hereinafter set forth refer to the Sections of the present Zoning Ordinances of the Town of Cheektowaga.

SECTION 5—The last sentence of the first paragraph, instead of reading "No dwelling shall have a ground floor space of less than five hundred and twenty-eight (528) square feet" shall be deleted and the following substituted: Minimum ground floor space of any dwelling shall be not less than 680 square feet, except where one-and-one-half or two story dwellings with completed and finished upper floor living space fit for occupancy have garages as integral parts of the first floor, the garage floor area may be included to arrive at above minimum floor space. In no case may the ground floor space of the living area of 1st floor be less than 350 square feet.

SECTION 6—Part (a) Last sentence shall be changed to read: The least dimensions of a side yard shall be not less than four (4) feet.

Part (b) shall be changed to read: In a residence district on either side of a street between two successive intersecting streets, the wider side yard of a lot on which a dwelling is to be erected, shall be on the same or corresponding side of said lots as the wider side of the nearest lot upon which a dwelling has been erected on the same side of the street unless the narrower side yard shall be twelve (12) feet or more in width, and further except where the above requirement may be modified by order of the Zoning Board of Appeals.

SECTION 7—Shall be deleted and the following substituted: In a residence district, every dwelling shall have a rear yard of at least twenty-five (25) feet of the depth of the lot. This provision, however, shall not prevent the construction of a garage in the rear of the lot, but in such a case the distance between the house and the garage shall be not less than fifteen (15) feet, unless the garage is permanently and structurally attached to the house.

SECTION 8—First sentence changed to read as follows: All dwellings on a lot shall be set back from the front lot line for a distance of not less than twenty (20) feet. This provision shall not apply upon streets which are now partially built up, in which event the dwellings or buildings shall be set back the same distance from the front line as the other buildings or houses in the same block or section of the street.

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rear, not less than one hundred (100) feet in depth, and all streets laid out after these ordinances take effect, in new subdivisions, shall not be less than fifty feet in width.

Add to this section: In subdivisions where irregular streets are laid out, the rear or front width of the lot may be lesser, provided the other width is greater than fifty feet and the total square feet of the lot area is not less than 5500.

SECTION 14—There shall be added to Section 14 the following:

Main highways within the Town of Cheektowaga and outside of the villages of Sloan and Depew are hereby designated to be Transit Road, Union Road, Harlem Avenue, Delavan Avenue, Genesee Street, Walden Avenue, and Broadway.

Secondary highways are designated as follows: Borden Road, Dick Road, Cayuga Road, Beach Road, Eggert Road, Cayuga Creek Road, French Road, Dingus Street, Como Park Boulevard, Sugar Road, Maryvale Drive, Aero Drive, Doat Street, Cleveland Drive, George Urban Boulevard, Kensington Avenue, Clinton Street, William Street, and Losson Road.

All properties on Main highways which have been or may hereafter be zoned for business shall have a minimum depth of 200 feet, and all buildings on such properties shall be set back at least 50 feet from the front lot line.

All properties on secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 40 feet from the front lot line.

All properties on highways other than main highways or secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 25 feet from the front lot line.

In the case of existing buildings used for business purposes, all future buildings constructed for business use shall be set back from the front lot line the same distance as such presently existing buildings or the same side of the street in the same block.

UNNECESSARY HARDSHIP: If in the application of the provisions of these ordinances, it appears that their enforcement will result in unnecessary hardship due to the fact that there is insufficient width or depth of the lots to strictly meet the requirements of the ordinances, the

tered mail at least 10 days before the date set for such Hearing.

At said Public Hearing the Town Board shall hear all proofs and allegations of parties and may adjourn the Hearing upon good cause shown.

public safety must be secured and substantial justice done to the owners of the adjoining property, and

WHEREAS, notice of said public hearing was duly published in the Cheektowaga Times, a newspaper having general circulation in said town not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavit of publication hereto annexed, and

WHEREAS, the Town Clerk, not less than ten (10) nor more than twenty (20) days prior to the hearing, posted conspicuously in six (6) public places within the Township, certified copies of the resolution and order for said public hearing, as is shown by the duly verified affidavit of the Town Clerk, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, New York, on the 5th day of June, 1950, at 2:30 o'clock P.M., Eastern Daylight Saving Time, did meet for the purpose of considering the advisability of repealing certain provisions of the existing Zoning Ordinances of the Town of Cheektowaga and adopting amendments thereto; and a Public Hearing thereon was held at the Town Hall at the time and place designated in the said resolution adopted May 15, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard; and at the conclusion of said Public Hearing, the Town Board decided that

it was in the public interest that certain provisions of the Zoning Ordinances should be repealed and amendments made thereto as hereinbefore and hereinafter provided,

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga be and the same are hereby amended as follows:

"All references hereinafter set forth refer to the Sections of the present Zoning Ordinances of the Town of Cheektowaga.

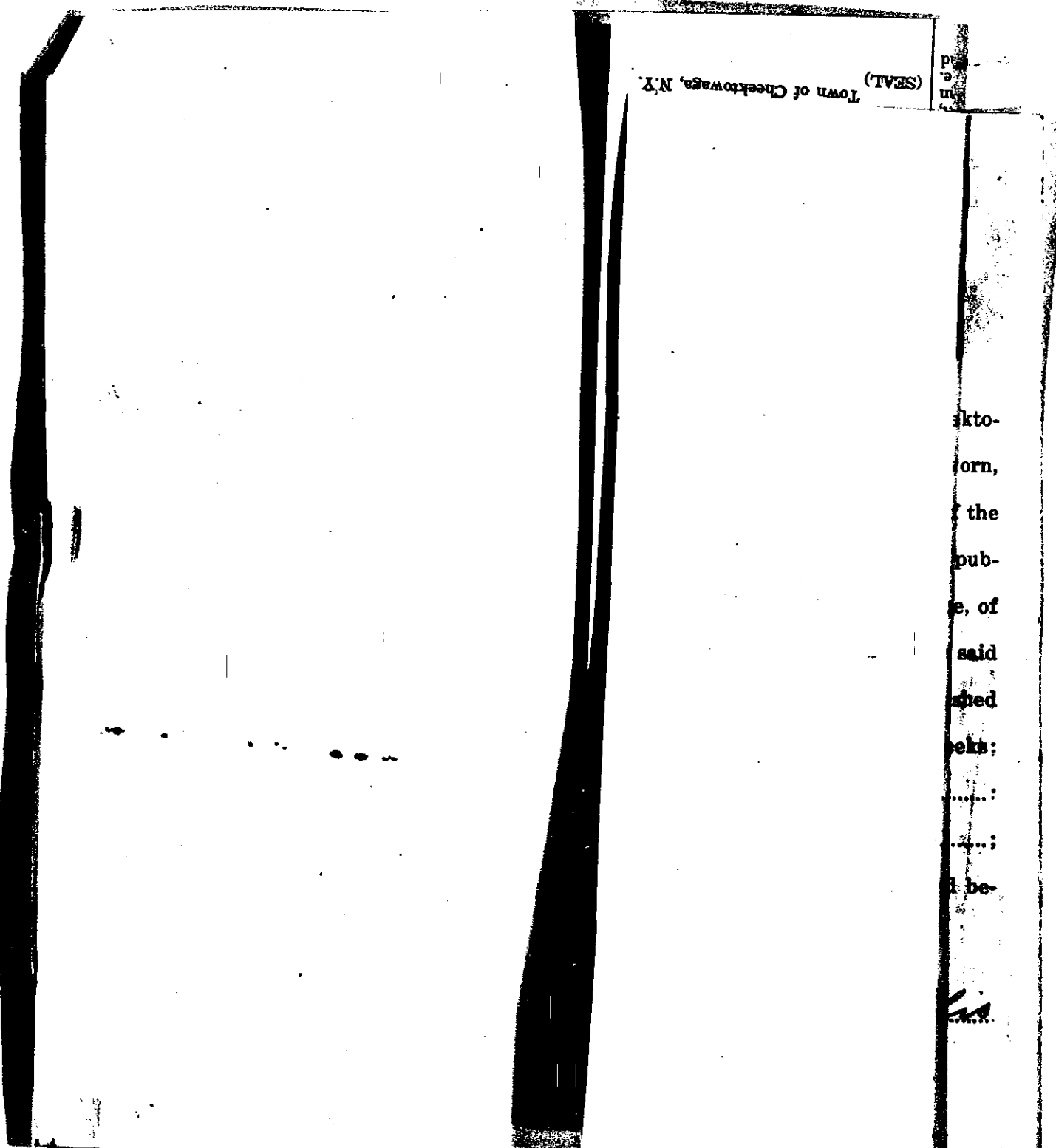
SECTION 5: The last sentence of the first paragraph, instead of reading "No dwelling shall have a ground floor space of less than five hundred and twenty-eight (528) square feet" shall be deleted and the following substituted: Minimum ground floor space for any dwelling shall be not less than 680 square feet, except where one and one-half or two story dwellings with completed and finished upper floor living space fit for occupancy have garages as integral parts of the first floor, the garage floor area may be included to arrive at the above minimum floor space. In no case may the ground floor space of the

Posted as follows on the 9th day of June, 1950;

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Town Hall Bulletin Board, Union Road and Broadway;
Forks Fire House Bulletin Board, Broadway;
U-Crest Hose Company, Evergreen Street and Clover Place;
Pine Hill Fire House, Genesee Street and Normandy Avenue;
Rescue Fire House Bulletin Board, Pine Ridge Road;
Telephone Pole No. 166, Airport Plaza, Genesee Street and
Union Road;

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



Town of Cheektowaga, N.Y. (SEAL)

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Eve J. Allis
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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

Zoning Ordinance Amended
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:
Benedict T. Holz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph Neibert, Councilman
Stanley Bystrak, Councilman
ABSENT:—0

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board at a regular meeting held at the Town Hall at the Town of Cheektowaga, New York, on the 15th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., adopted a resolution directing that the Town Board meet at the Town Hall, corner of Union Road and Broadway, in said Town Hall on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of repealing certain provisions of the Zoning Ordinances of the Town of Cheektowaga, New York, and adopting amendments thereto, as follows:

All references hereinafter set forth refer to the Sections of the present Zoning Ordinances of the Town of Cheektowaga.

SECTION 5—The last sentence of the first paragraph, instead of reading "No dwelling shall have a ground floor space of less than five hundred and twenty-eight (528) square feet" shall be deleted and the following substituted: Minimum ground floor space of any dwelling shall be not less than 600 square feet, except where one-and-one-half or two story dwellings with completed and finished upper floor living space fit for occupancy have garages as integral parts of the first floor, the garage floor area may be included to arrive at above minimum floor space. In no case may the ground floor space of the living area of lot floor be less than 550 square feet.

SECTION 6—Part (a) Last sentence shall be changed to read: The least dimensions of a side yard shall be not less than four (4) feet.

Part (b) shall be changed to read: In a residence district on either side of a street between two successive intersecting streets, the wider side yard of a lot on which a dwelling is to be erected, shall be on the same or corresponding side of said lots as the wider side of the nearest lot upon which a dwelling has been erected on the same side of the street unless the narrower side yard shall be twelve (12) feet or more in width, and further except where the above requirement may be modified by order of the Zoning Board of Appeals.

SECTION 7—Shall be deleted and the following substituted: In a residence district, every dwelling shall have a rear yard of at least twenty-five (25) feet of the depth of the lot. This provision, however, shall not prevent the construction of a garage in the rear of the lot, but in such a case the distance between the house and the garage shall be not less than fifteen (15) feet, unless the garage is permanently and structurally attached to the house.

SECTION 8—First sentence changed to read as follows: All dwellings shall be set back at least twenty-five (25) feet from the front lot line, and it is hereby understood for the purposes of this section, that a veranda, porch, or piazza is a part of the dwelling. This section shall not apply upon streets which are now partially built up, in which event the dwellings or buildings shall be set back the same distance from the front line as the other buildings or houses in the same block or section of the street.

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

SECTION 12—Shall be amended to read: No lot for dwelling purposes, in portions of the Town designated as "residence districts," shall contain less than fifty feet front and rear, not less than one hundred (100) feet in depth, and all streets laid out after these ordinances take effect, in new subdivisions, shall not be less than fifty feet in width.

where irregular streets are laid out, the rear or front width of the lot shall be longer, provided the other width is greater than fifty feet and the total square feet of the lot area is not less than 5500.

SECTION 14—There shall be added to Section 14 the following:

Main highways within the Town of Cheektowaga and outside of the villages of Sloan and Depew are hereby designated to be Transit Road, Union Road, Harlem Avenue, Delavan Avenue, Genesee Street, Walden Avenue, and Broadway.

Secondary highways are designated as follows: Borden Road, Dick Road, Cayuga Road, Beach Road, Eggert Road, Cayuga Creek Road, French Road, Dingens Street, Como Park Boulevard, Sugar Road, Maryvale Drive, Aero Drive, Doat Street, Cleveland Drive, George Urban Boulevard, Kensington Avenue, Clinton Street, William Street, and Losson Road.

All properties on main highways which have been or may hereafter be zoned for business shall have a minimum depth of 200 feet, and all buildings on such properties shall be set back at least 50 feet from the front lot line.

All properties on secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 40 feet from the front lot line.

All properties on highways other than main highways or secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 25 feet from the front lot line.

In the case of existing buildings used for business purposes, all future buildings constructed for business use shall be set back from the front lot line the same distance as such presently existing buildings or the same side of the street in the same block.

UNNECESSARY HARSHIP: If in the application of the provisions of these ordinances, it appears that their enforcement will result in unnecessary hardship due to the fact that there is insufficient width of depth of the lots to strictly meet the requirements of the ordinances, the Town Board shall have the power to vary or modify the provisions of these ordinances after a Public Hearing. Notice of such hearing shall be served upon the owners of adjoining property, both side and rear, either personally or by registered mail at least 10 days before the date set for such hearing.

At said Public Hearing the Town Board shall hear all proofs and allegations of parties and may adjourn the hearing upon good cause shown.

Observance of these ordinances, however, shall be required in every instance, unless the observance works an unnecessary hardship in a particular case, having in mind public safety must be secured and substantial justice done to the owners of the adjoining property, and

WHEREAS, notice of said public hearing was duly published in the Cheektowaga Times, a newspaper having general circulation in said town not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavit of publication hereto annexed, and

WHEREAS, the Town Clerk, not less than ten (10) nor more than twenty (20) days prior to the hearing, posted conspicuously in six (6) public places within the Township, certified copies of the resolution and order for said public hearing, as is shown by the duly verified affidavit of the Town Clerk, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, New York on the 5th day of June, 1950, at 2:30 o'clock P.M., Eastern Daylight Saving Time, did meet for the purpose of considering the advisability of repealing certain provisions of the existing Zoning Ordinances of the Town of Cheektowaga and adopting amendments thereto; and a Public Hearing thereon was held at the Town Hall at the time and place designated in the said resolution adopted May 15, 1950, and an opportunity was afforded all persons interested in and the subject matter to be heard; and at the conclusion of said Public Hearing, the Town Board decided that

the public interest that the provisions of the Zoning Ordinances should be repealed and amendments made thereto as hereinafter and hereinafter provided,

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga be and the same are hereby amended as follows:

"All references hereinafter set forth refer to the Sections of the present Zoning Ordinances of the Town of Cheektowaga.

SECTION 5: The last sentence of the first paragraph, instead of reading "No dwelling shall have a ground floor space of less than five hundred and twenty-eight (528) square feet" shall be deleted and the following substituted: Minimum ground floor space for any dwelling shall be not less than 600 square feet, except where one and one-half or two story dwellings with completed and finished upper floor living space fit for occupancy have garages as integral parts of the first floor, the garage floor area may be included to arrive at the above minimum floor space. In no case may the ground floor space of the living area of the first floor be less than 550 square feet.

SECTION 6: Part (a) Last sentence shall be changed to read: The least dimensions of a side yard shall be not less than four (4) feet.

Part (b) shall be changed to read: In a residence district on either side of a street between two successive intersecting streets, the wider side yard of a lot on which a dwelling is to be erected, shall be on the same or corresponding side of said lots as the wider side of the nearest lot upon which a dwelling has been erected on the same side of the street unless the narrower side yard shall be twelve (12) feet or more in width and further except where the above requirements may be modified by order of the Zoning Board of Appeals.

SECTION 7: Shall be deleted and the following substituted: In a residence district, every dwelling shall have a rear yard of at least twenty-five (25) feet of the depth of the lot. This provision, however, shall not prevent the construction of a garage in the rear of the lot, but in such a case the distance between the house and the garage shall be not less than fifteen (15) feet, unless the garage is permanently and structurally attached to the house.

SECTION 8: First sentence, changed to read as follows: All dwellings shall be set back at least twenty-five (25) feet from the front lot line, and it is hereby understood for the purpose of this section, that a veranda, porch, or piazza is a part of the dwelling. This section shall not apply upon streets which are now partially built up, in which event the dwellings or buildings shall be set back the same distance from the front line as the other buildings or houses in the same block or section of the street.

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

SECTION 12: Shall be amended to read: No lot for dwelling purposes, in portions of the Town designated as "residence districts," shall contain less than fifty (50) feet front and rear, not less than one hundred (100) feet in depth, and all streets laid out after these ordinances take effect, in new subdivisions, shall be not less than fifty (50) feet in width.

"Add to this Section: In subdivisions where irregular streets are laid out, the rear or front width of the lot may be lesser, provided the other width is greater than fifty feet and the total square feet of the lot area is not less than 5500.

SECTION 14: There shall be added to Section 14 the following: Main highways within the Town of Cheektowaga and outside of the Villages of Sloan and Depew are hereby designated to be Transit Rd., Union Road, Harlem Avenue, Delavan Avenue, Genesee Street, Walden Avenue, and Broadway.

Secondary highways are designated as follows: Borden Road, Dick Road, Cayuga Road, Beach Road, Eggert Road, Cayuga Creek Road, French Road, Dingens Street, Como Park Boulevard, Sugar Road, Maryvale Drive, Aero Drive, Doat Street, Cleveland Drive, George Urban Boulevard, Kensington Avenue, Clinton Street, William Street, and

Losson Road.

"All properties on main highways which have been or may hereafter be zoned for business shall have a minimum depth of 200 feet, and all buildings on such properties shall be set back at least 50 feet from the front lot line.

"All properties on secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings shall be set back at least 40 feet from the front lot line.

"All properties on highways other than main highways or secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 25 feet from the front lot line.

In the case of existing buildings used for business purposes, all future buildings constructed for business use shall be set back from the front lot line the same distance as such presently existing buildings on the same side of the street in the same block.

UNNECESSARY HARSHIP: If in the application of the provisions of these ordinances, it appears that their enforcement will result in unnecessary hardship due to the fact that there is insufficient width or depth of the lots to strictly meet the requirements of the ordinance, the Town Board shall have the power to vary or modify the provisions of these ordinances after a Public Hearing. Notice of such hearing shall be served upon the owners of adjoining property, both side and rear, either personally or by registered mail at least ten (10) days before the date set for such hearing.

At such Public Hearing the Town Board shall hear all proofs and allegations of parties and the hearing of persons interested in the subject thereof concerning the same, and may adjourn the Public Hearing upon good cause shown.

Observance of these ordinances, however, shall be required in every instance, unless the observance works an unnecessary hardship in a particular case, having in mind public safety must be secured and substantial justice done to the owners of the adjoining property, and

BE IT FURTHER RESOLVED, that a copy of this resolution, certified by the Town Clerk shall be entered in the minutes and published at least twice in the Cheektowaga Times, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least six (6) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service, except that a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

Seconded by Councilman Wroblewski 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
ERIE COUNTY
OFFICE OF THE CLERK SS:
OF THE TOWN OF
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 5th day of June, 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 5th day of June, 1950.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.
(SEAL)

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either side of street between two successive intersecting streets, the wider side yard of a lot on which a dwelling is to be erected, shall be on the same or corresponding side of said lots as the wider side of the nearest lot upon which a dwelling has been erected on the same side of the street unless the narrower side yard shall be twelve (12) feet or more in width and further except where the above requirements may be modified by order of the Zoning Board of Appeals.

"SECTION 7: Shall be deleted and the following substituted: In a residence district, every dwelling shall have a rear yard of at least twenty-five (25) feet of the depth of the lot. This provision, however, shall not prevent the construction of a garage in the rear of the lot, but in such a case the distance between the house and the garage shall be not less than fifteen (15) feet, unless the garage is permanently and structurally attached to the house.

"SECTION 8: First sentence changed to read as follows: All dwellings shall be set back at least twenty-five (25) feet from the front lot line, and it is hereby understood for the purpose of this Section, that a veranda, porch, or piazza is a part of the dwelling. This Section shall not apply upon streets which are now partially built up, in which event the dwellings or buildings shall be set back the same distance from the front line as the other buildings or houses in the same block or section of the street.

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

SECTION 10 shall be amended to read: No lot for dwelling purposes, in portions of the Town designated as "Residence districts," shall contain less than fifty (50) feet front and rear, not less than one hundred (100) feet in depth, and all streets laid out after these ordinances take effect, in new subdivisions, shall be not less than fifty (50) feet in width.

"Add to this Section: In subdivisions where irregular streets are laid out, the rear or front width of the lot may be lesser, provided the other width is greater than fifty feet and the total square feet of the lot area is not less than 3500.

"SECTION 14. There shall be added to Section 14 the following: Main highways within the Town of Cheektowaga and outside of the Villages of Sloan and Depew are hereby designated to be Transit Rd., Union Road, Harlem Road, Delavan Avenue, Genesee Street, Walden Avenue, and Broadway.

"Secondary highways are designated as follows: Borden Road, Dick Road, Cayuga Road, Beach Road, Eggert Road, Cayuga Creek Road, French Road, Dingens Street, Como Park Boulevard, Sugar Road, Maryvale Drive, Aero Drive, Doat Street, Cleveland Drive, George Urban Boulevard, Kensington Avenue, Clinton Street, William Street, and

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minimum depth of 200 feet, and all buildings on such properties shall be set back at least 50 feet from the front lot line.

"All properties on secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings shall be set back at least 40 feet from the front lot line.

"All properties on highways other than main highways or secondary highways as above designated, which have been or may hereafter be zoned for business shall have a minimum depth of 180 feet, and all buildings on such properties shall be set back at least 25 feet from the front lot line.

In the case of existing buildings used for business purposes, all future buildings constructed for business use shall be set back from the front lot line the same distance as such presently existing buildings on the same side of the street in the same block.

UNNECESSARY HARDSHIP: If in the application of the provisions of these ordinances, it appears that their enforcement will result in unnecessary hardship due to the fact that there is insufficient width or depth of the lots to strictly meet the requirements of the ordinance, the Town Board shall have the power to vary or modify the provisions of these ordinances after a Public Hearing. Notice of such hearing shall be served upon the owners of adjoining property, both side and rear, either personally or by registered mail at least ten (10) days before the date set for such hearing.

At such Public Hearing the Town Board shall hear all proofs and allegations of parties and the hearing of persons interested in the subject thereof concerning the same, and may adjourn the Public Hearing upon good cause shown.

Observance of these ordinances, however, shall be required in every instance, unless the observance works an unnecessary hardship in a particular case, having in mind public safety must be secured and substantial justice done to the owners of the adjoining property, and

BE IT FURTHER RESOLVED, that a copy of this resolution, certified by the Town Clerk,

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printed copy thereof be posted conspicuously in at least six (6) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

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

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski, voting

Aye.
Councilman Nelbert, voting Aye.
Councilman Bystrak, voting Aye.
AYES: 5. NOES: 0. ABSENT: 0.

CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 5th day of June, 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 5th day of June, 1950.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.

(SEAL)

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA }

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ^{two} weeks: first publication JUN 8 1950; last publication JUN 15 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 15 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

This being the time and the place advertised for a public hearing for the purchase of a Dump Truck as hereinafter particularly described;

Whereas, the Town Superintendent of Highways has recommended the purchase of a 1950 Reo Dump Truck, fully equipped, more particularly described in the truck specifications hereto annexed to replace an Auto Car Truck which is now 13 years old and costs too much to maintain, at a unit price of \$6,490.38 from Schafer Bros. Trucking Corporation, 2715 Genesee Street, Buffalo, New York,

- 1- 2 Ton Chassis with 84 CA Dimensions
- 2- 245 cubic inch motor
- 3- Heavy-duty two speed transmission
- 4- Full floating rear axle
- 5- Capacity 13,000 Lbs.
- 6- Oil bath, and oil cleaners and filters
- 7- Heater and defrosters
- 8- Front and rear tow hooks
- 9- Directional signals
- 10- Body specifications;
 - A- Hercules body equipped with Cab shield. Capacity 5 cubic yards.

The Supervisor directed the Town Clerk to present proof of publication of the Notice of 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. No person appeared in opposition to the proposed purchase of a Dump Truck, and no person appeared in favor thereof;

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

WHEREAS, this Town Board duly adopted a resolution to purchase for the Town Highway Department a 1950 Reo Dump Truck, fully equipped, and more particularly described in the truck specifications on file in the Town Clerk's office to replace an Auto-Truck which is now 13 years old and costs too much to maintain, at a unit price of Six thousand, four hundred ninety dollars and thirty-eight cents (\$6,490.38) from Schafer Brothers Trucking Corporation, 2715 Genesee Street, Buffalo, New York, and

WHEREAS, the Erie County Highway Superintendent has duly approved the purchase of said equipment, and

WHEREAS, the sum of Five thousand, eight hundred and forty dollars (\$5,840.00) must be borrowed to pay the balance of the purchase price,

NOW, THEREFORE, BE IT RESOLVED, this 5th day of June, 1950, by the Town Board of the Town of Cheektowaga, New York, as follows;

Section 1: The object and purpose for which the obligations herein authorized are to be issued is to pay a portion of the cost of a 1950 Reo Dump Truck, fully equipped.

Section 2: The plan for financing such object or purpose consists of the issuance of capital notes of the said Town of Cheektowaga in the total amount of not to exceed Five thousand, eight hundred forty dollars (\$5,840.00). The Town Highway Superintendent is authorized to sell and deliver to Schafer Brothers Trucking Corporation a 1937 Auto-Truck for the sum of Four hundred dollars, (\$400.00), which is to be applied toward the cost of said 1950 Reo Dump Truck, fully equipped, The balance of the cost is to be paid out of surplus funds of the Highway Department of the Town, now available for such payment.

Section 3: The amount of the capital notes hereby authorized to be issued is Five thousand, eight hundred forty dollars (\$5,840.00) to consist of three (3) notes to be dated June 5, 1950 and to mature as follows:

One thousand, nine hundred fifty dollars (\$1,950.00), on April 1, 1951;

One thousand, nine hundred fifty dollars (\$1,950.00) on April 1, 1952; and

One thousand, nine hundred forty dollars (\$1,940.00) on April 1, 1953.

Section 4: Said notes are to be sold by the Supervisor at a private sale to the Manufacturers and Traders Trust Company, of Buffalo, New York, at par and accrued interest, and shall be payable as to principal and interest in lawfully money of the United States of America at the office of the Manufacturers and Traders Trust Company, 284 Main Street, Buffalo, New York, and shall bear interest at the rate of Two per cent (2%) per annum, and shall be in such form

and contain such terms and contents consistent herewith and with the Local Finance Law of this State, as the Supervisor shall determine.

SECTION 5: The Period of Probable usefulness of such object or purpose is hereby determined to be five (5) years.

SECTION 6: This resolution is to take effect immediately.

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-

UNITED STATES OF AMERICA
STATE OF NEW YORK
COUNTY OF ERIE
CAPITAL NOTE OF JUNE 5, 1950 \$1,950.00

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

ONE THOUSAND, NINE HUNDRED FIFTY DOLLARS
-(\$1,950.00)-

on the 1st day of April, 1951, together with interest thereon from the date hereof at the rate of Two Per Cent (2%) per annum, payable at maturity,

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

This note is one of an authorized issue the aggregate principal amount of which is Five thousand, eight hundred forty dollars (\$5,840.00) the notes of which are of like tenure, except as to number, amount, and maturity.

This note is issued pursuant to the provisions of a resolution, entitled, "Resolution, dated June 5, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of Five thousand, eight hundred forty dollars, (\$5,840.00), to pay part of the cost of a 1950 Rec Dump Truck, fully equipped, duly adopted by the Town Board of Cheektowaga, New York, on June 5, 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 5th day of June, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
By Benedict T. Holtz
Supervisor

ATTEST:
Kenneth T. Hanley
Town Clerk.

Seal.

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

CAPITAL NOTE OF JUNE 5, 1950

\$1,950.00

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

ONE THOUSAND, NINE HUNDRED FIFTY DOLLARS

-\$1,950.00-

on the 1st day of April, 1952, together with interest thereon from the date hereof at the rate of Two Per cent (2%) per annum, payable at maturity.

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

This note is one of an authorized issue the aggregate principal amount of which is Five thousand, eight hundred forty dollars (\$5,840.00), the notes of which are of like tenure, except as to number, amount and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated June 5, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of Five thousand, eight hundred forty dollars (\$5,840.00), to pay part of the cost of a 1950 Reo dump truck, fully equipped, duly adopted by the Town Board of Cheektowaga, New York, on June 5, 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 5th day of June, 1950.

TOWN OF CHEEKTOWAGA, Erie County, New York.

By Benedict T. Holtz
Supervisor.

ATTEST:

SEAL.

Kenneth T. Hanley
Town Clerk.

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

CAPITAL NOTE OF JUNE 5, 1950

\$1,940.00

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

ONE THOUSAND, NINE HUNDRED FORTY DOLLARS

-(\$1,940.00)-

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

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

00101

CAPITAL NOTE OF JUNE 5, 1950

\$1,940.00

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

ONE THOUSAND, NINE HUNDRED FORTY DOLLARS
-(\$1,940.00)-

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

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

This note is one of an authorized issue the aggregate principal amount of which is Five thousand, eight hundred forty dollars (\$5,840.00), the notes of which are of line tenure, except as to number, amount and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated June 5, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of Five thousand, eight hundred forty dollars (\$5,840.00), to pay part of the cost of a 1950 Reo dump truck, fully equipped, duly adopted by the Town Board of Cheektowaga, New York, on June 5, 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 5th day of June, 1950.

By Benedict T. Holtz
Supervisor

Attest:

SEAL

Kenneth T. Hanley
Town Clerk.

Mr. Bystrak presented the following resolution and moved its adoption:
RESOLVED, that in the future all plans for sanitary sewers are to be filed with the Town Clerk, Town Assessors and the Town Superintendent of Highways and are to be on standard size sheets, 24 x 36.
Seconded by Mr. Nagel. CARRIED, AYES: -5-.

Mr. Neibert offered the following resolution and moved its adoption:
RESOLVED, that the Chief of Police be directed to erect two signs on Andrew Street in the vicinity of the School House, warning motorists to slow down to a speed not exceeding 15 miles per hour.
Seconded by Mr. Bystrak. CARRIED, AYES: -5-.

Mr. Wroblewski offered the following resolution and moved its adoption:
RESOLVED, that the application of Howard Keller for a building permit on property located at Cleveland Drive near Harlem Avenue be approved subject to the approval of the Building and Plumbing Inspector.
Seconded by Mr. Neibert. CARRIED: AYES: -5-.

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

WHEREAS, the Town of Cheektowaga is obliged to publish notices in its official newspaper of applications for re-zoning, and is also required to compensate members of the Zoning Board of Appeals and at times to provide the Board with its stenographic services, and

WHEREAS, where applicants are denied the expense involved is equal or more than in most cases where the application is granted,

BE IT RESOLVED, that the Town Clerk be and he is hereby authorized to collect a fee of \$40.00 at the time application for rezoning is made to him, and that no refund be made to the applicant in the event the application is denied.

Seconded by Mr. Nagel. CARRIED, AYES: -5-.

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

WHEREAS, Louis Bowman has applied for permission to construct a gasoline filling station on five lots located at the corner of Genesee Street and Awood Place, and has filed with the Town Clerk a consent to the issuance thereof from the owners of at least 50% of all property having a frontage on both sides of the street upon which proposed building has a frontage entrance or exist within 300 feet in either direction from said frontage entrance or exit in compliance with Section 16 of the Zoning Ordinances of the Town of Cheektowaga, New York, as shown by the certificate of the Board of Assessors,

BE IT RESOLVED, that the Town Clerk be and he is hereby authorized to issue to Louis Bowman a permit to build a gas station upon the premises hereinbefore described, subject to the approval of the plans and specifications and plot plan by the Building and Plumbing Inspector.

Seconded by Mr. Wroblewski. CARRIED, AYES: -5-.

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

RESOLVED, that the Town Board designate the period of vacations for all Town employees and no Town employee shall be absent from his place of employment without approval from the Town Board.

Seconded by Mr. Neibert. CARRIED, AYES: -5-.

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

RESOLVED, that the Addressograph Machine be removed from the Assessors' Office to the Court Room, same to be used to do the work of the Assessors' Office at such times as the Court in not using the Court Room for official Town business.

Seconded by Mr. Wroblewski. CARRIED, AYES: -5-.

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

RESOLVED, that John Marlinski, an operator in the Incinerator Plant, who is sick, be granted a leave of absence for 60 days from the date hereof, with pay.

Seconded by Mr. Nagel. CARRIED, AYES: -5-.

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

WHEREAS, when the Town Board fixed the salaries of the Justices of the Peace of the Town of Cheektowaga it regarded these positions as full-time positions, and that the Court would be in session during the day and evening,

BE IT RESOLVED, that the Two Justices of the Peace of the Town of Cheektowaga be requested to be present in their offices in the Town Hall from 10 o'clock A.M. to 12:30 o'clock P.M., from 2 o'clock P.M. to 5 o'clock P.M., and from 7 o'clock P.M. to 9 o'clock P.M.

Seconded by Mr. Bystrak. CARRIED, AYES: -5-.

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

WHEREAS, Joseph A. Nagorski, , Arthur Freeman, Samuel Dajewski, , and John H. Huzy, have successfully passed a competitive Civil Service Examination for operators in the Disposal Plants, and are eligible for provisional appointment,

BE IT RESOLVED, that Joseph A. Nagorski, Arthur Freeman, Samuel Dajewski, and John Huzy, be hereby provisionally appointed Disposal Plant Operators, that Joseph A. Nagorski, Arthur Freeman and Samuel Dajewski be assigned to Disposal Plant No. 5 at the annual salary of \$2600.00, payable semi-monthly, and that John H. Huzy, be assigned to Disposal Plant No. 3 at the annual salary of \$2300.00 per annum, payable semi-monthly, and

BE IT FURTHER RESOLVED, that Frank Dzewiecki, be appointed laborer at Disposal Plant No. 5 at the salary of \$1.00 per hour, and Frank Przepiore, be appointed laborer at Disposal Plant No. 3 at the salary of \$2300.00 per year.

Seconded by Mr. Neibert. CARRIED, AYES: -5-.

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

RESOLVED, that all building permit applications processed by the Town Board Petitions Committee on May 13th, 20th, 27th and June 3rd, 1950, be issued by the Town Clerk, after approval by the Town Building Inspector.

Seconded by Mr. Nagel. CARRIED: AYES; -5-.

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

WHEREAS, a portion of Burdett Drive has already been deeded by the County of Erie to the Town of Cheektowaga, New York, for highway purposes, and

WHEREAS, the Town Superintendent of Highways has recommended that the remaining portion of Burdett Drive be accepted as a Town Highway,

BE IT RESOLVED, that the County of Erie be requested to deed to the Town of Cheektowaga, New York, the balance of Burdett Drive not now owned by the Town of Cheektowaga for highway purposes, and

BE IT FURTHER RESOLVED, that the County of Erie be requested to execute and deliver to the Town of Cheektowaga, New York, a deed of Linden Street, commencing at William Street and extending a distance westerly of 1026 feet.

Seconded by Mr. Wroblewski. CARRIED; AYES: -5-.

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

RESOLVED, that the sub division map of Treehaven Road prepared by Nussbaumer Clarke and Velzy, inc., dated May 31, 1950, be approved and ordered filed in the Town Clerks' Office.

Seconded by Mr. Neibert. Carried; AYES: -5-.

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

WHEREAS, in the construction of the Ontario Thru-Way, it is necessary to relocate certain lights on Maryvale Drive, and to install two additional ones, as shown on the map hereto attached,

BE IT RESOLVED, that the New York State Electric and Gas Company, be, and it hereby is, authorized to install said lights, as shown on said map.

Seconded by Mr. Nagel. CARRIED; AYES: -5-.

6-5-50

N

BOUNDARY LINE
R/W LINE

FRANCHISE
TRAILWAY

REMOVE TRS 151

REMOVE -
3-#4 OVERHEAD PRIMARY WIRES
3-#2 OVERHEAD SECONDARY WIRES
2-#2 OVERHEAD STREET LIGHT WIRES

REMOVE 35' POLE 51 1/2

REMOVE 35' POLE 51

POLE 49-2
INSTALL 35' POLE
AND ST. LIGHT.

REMOVE 35' POLE 50

REMOVE 35' POLE 48

REMOVE 35' POLE 46

REMOVE 35' POLE 45

STA 373

STA 376

POLE 49 INSTALL 40' POLE
AND RINGHUT

POLE 48 INSTALL 40' POLE

POLE 47 INSTALL 40' POLE

POLE 46 INSTALL 40' POLE

POLE 45 INSTALL 40' POLE

POLE 44 INSTALL 40' POLE

INST.
10RVA

INSTALL:
3-#2 TWP SECONDARY WIRES
3-#4 BARE STD CU PRIMARY WIRES
2-#6 BARE CU STREET LIGHT WIRES
1- TRANS.

INSTALL - 2" STEEL DUCT - TO BE FURNISHED BY THIS
CO. & INSTALLED BY BRIDGE CONTRACTOR
INSTALL - 2" FIBRE DUCT & 1" UNDERGROUND CABLES
INSTALL CONCRETE TULL BLOCKS
INSTALL - 2 OVERHEAD STREET LIGHT WIRES

BETWEEN POLES 48 & 49 INSTALL OVERHEAD PRIMARY,
SECONDARY AND STREET LIGHT WIRES
BETWEEN POLE 49 & 49-1 INSTALL OVERHEAD
STREET LIGHT WIRES

THE COMPANY WILL AT ITS OWN EXPENSE RELOCATE THIS POLE # 21 & 22
AT THE SHOWN NEW LOCATIONS TO CLEAR NEW INTERSECTIONS &
MAKE THE NECESSARY CHANGES AND TRANSFER ITS OVERHEAD
CONDUCTORS TO NEW POLES.

This being the time and place advertised for a public hearing on the proposed improvement in South Huxley Drive in the Town of Cheektowaga, to wit: the construction of a lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot Nos. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of street, which sewer shall be so constructed to serve the properties on both sides of said public highway, the Supervisor directed the Town Clerk to present proof of the publication and posting of the Notice of Hearing, which proof was presented by the Town Board and was directed to be filed in the Town Clerks' Office.

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

WHEREAS, this Town Board has this day held a public hearing on the improvement in South Huxley Drive in the Town of Cheektowaga, New York, by the construction of lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot Nos. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of the street, which sewer shall be so constructed to serve the properties on both sides of said public highway, 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, that it is in the public interest to improve South Huxley Drive by the construction of a lateral sewer in said highway as above described, and

BE IT FURTHER RESOLVED, that Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Civil Engineers, and who are the Consulting Engineers for the Town of Cheektowaga, be and they hereby are directed to prepare definite plans and specifications and to make a careful estimate of the expense, and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work required to be performed.

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-.

This being the time and the place advertised for a public hearing on the proposed improvement in Cleveland Drive in the Town of Cheektowaga, to wit: the construction of a lateral sewer in said highway commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the property on the south side of Cleveland Drive, the Supervisor directed the Town Clerk to present proof of the publication and posting of the Notice of Hearing, which proof was presented by the Town Board and was directed to be filed in the Town Clerks' office.

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

WHEREAS, this Town Board has this day held a public hearing on the improvement in Cleveland Drive in the Town of Cheektowaga, New York, by the construction of a lateral sewer in said highway commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the property on the south side of Cleveland Drive, 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, that it is in the public interest to improve Cleveland Drive by the construction of a lateral sewer in said highway as above described, and,

BE IT FURTHER RESOLVED, that Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Civil Engineers, and who are the Consulting Engineers for the Town of Cheektowaga, be and they are hereby directed to prepare definite plans and specifications and to make a careful estimate of the expense, and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work required to be performed.

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

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

Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

CARRIED:

Ayes; -5-

Councilman Wroblewski 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, County of Erie, State of New York, shall meet at the Town Hall, corner Union Road and Broadway in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of adding to the Zoning Ordinances of the Town of Cheektowaga, New York, Section 14-A, to provide as follows:

RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES

1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial purposes. It shall also be 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York, and a prosecution under this Section, shall not be regarded as any admission on the part of the Town that the property is zoned for business purposes or located within a business district.

4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

5. Vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it, such application shall be made in writing. The Clerk shall have the power to grant such a permit, after

the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than 1 year. All permits shall expire on the 30th day of June of each year.

6. This ordinance is not intended to apply to fruit stands, selling vegetables and farm products; or to stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling monuments, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

BE IT FURTHER RESOLVED, that at said public hearing, the aforementioned proposed amendments to the Zoning Ordinances of the Town of Cheektowaga, New York, shall be considered, and said amendments 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, that the Town Clerk be, and he is hereby, ordered and directed to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing, and that he post conspicuously or cause to be posted conspicuously a certified copy of this order in six (6) public places within the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing.

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
ERIE COUNTY
OFFICE OF THE CLERK : SS:
OF THE TOWN OF
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 5th day of June, 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 5th day of June, 1950.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.
(SEAL)

Town Hall Bulletin Board, Broadway and Union Road; U-Crest Fire House, Evergreen and Clover Pl.; Pine Hill Fire House, Genesee Street and Normandy Ave.; Rescue Fire House, Pine Ridge Rd.; Telephone Pole No. 166, Airport Plaza, Genesee Street and Union Road; Forks Fire Hall, Broadway near Union Road.

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

NOTICE OF HEARING Zoning Ordinance Amendment

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, said Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

- PRESENT: Benedict T. Holtz, Supervisor Henry Nagel, Councilman Felix T. Wroblewski, Councilman Joseph A. Neibert, Councilman Stanley Bystrak, Councilman ABSENT: 0

Councilman Wroblewski 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, County of Erie, State of New York, shall meet at the Town Hall, corner Union Road and Broadway in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of adding to the Zoning Ordinances of the Town of Cheektowaga, New York, Section 14-A, to provide as follows: RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES

1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial purposes. It shall also be 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as any admission on the part of the Town that the property is zoned for business purposes or located within a business district.

4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

5. Vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Clerk shall have the power to grant such a permit, after

the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than 1 year. All permits shall expire on the 30th day of June of each year.

6. This ordinance is not intended to apply to fruit stands, selling vegetables and farm products; or to stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling movables, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

BE IT FURTHER RESOLVED, that at said public hearing, the aforementioned proposed amendments to the Zoning Ordinances of the Town of Cheektowaga, New York, shall be considered, and said amendments 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, that the Town Clerk be, and he is hereby, ordered and directed to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing, and that he post conspicuously or cause to be posted conspicuously a certified copy of this order in six (6) public places within the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing.

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 ERIE COUNTY OFFICE OF THE CLERK SS: OF THE TOWN OF CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 5th day of June, 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 5th day of June, 1950.

KENNETH T. HANLEY, Clerk of the Town Board, Town of Cheektowaga, N.Y. (SEAL)

CHEEKTOWAGA } ss.

I, of the Town of Cheektowaga, Erie County, New York, being duly sworn, do hereby certify that I am the publisher of the Cheektowaga Times, a public newspaper published in said Town; that the notice, of the foregoing resolution, printed slip, taken from said newspaper, was inserted and published in said newspaper once a week for one week;

June 6, 1950

June 5, 1950

more than six days intervened between the date of the public hearing and the date of the publication of this notice.

Edward C. Allis

this 10th day of June, 1950

J. Allis

and for Erie County, N. Y.

VE J. ALLIS CLERK, STATE OF NEW YORK in Erie County on Expires March 30, 1951 Registered No. 5029

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

Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

CARRIED:

Ayes; -5-

State of New York, the Town Board of the Town of Cheektowaga, County of Erie, State of New York, shall meet at the Town Hall, corner Union Road and Broadway in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D. [redacted] considering [redacted] ing to the Zoning [redacted] Town of Cheektowaga, Section 14-A, to provide

RESTRICTIONS AS TO PROPERTY FOR BUSINESS PURPOSES

1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial purposes. It shall also be 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as any admission on the part of the Town that the property is zoned for business purposes or located within a business district.

4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

5. Vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Clerk shall have the power to grant such a permit, after

issued for a period of more than 1 year. All permits shall expire on the 30th day of June of each year.

6. This ordinance is not intended to apply to fruit stands, selling vegetables and farm products; or to stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling monuments, which have been finished and are ready for use, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed the area occupied by permanent buildings on the same.

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

BE IT FURTHER RESOLVED, that at the public hearing, the aforementioned proposed amendments to the Zoning Ordinances of the Town of Cheektowaga, New York, shall be considered, and said amendments or portions thereof, as are approved by the Town Board may be adopted.

BE IT FURTHER RESOLVED, that the Town Clerk hereby, ordered publish a certified resolution and order in the Cheektowaga Times, a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing, and that he post conspicuously on cause to be posted conspicuously a certified copy of this order in six (6) public places within the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the public hearing.

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.

CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 5th day of June, 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 5th day of June, 1950.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.

(SEAL)

nd Union Road;
over Pl.;
Normandy Ave.,;
ennessee Street and
d.
Cheektowaga Times;

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 June 8, 1937; last publication June 8, 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 10th

day of June, 1950.

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

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Frank A. Taber, Jr.

being duly sworn, deposes and says that he is the

publisher

of the

^{Depew} ^{Cheektowaga}
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, Erie County, New York, that notice of which the
annexed printed slip taken from said newspaper, is a copy,
was inserted and published therein once a week for
.....2..... weeks, the first insertion being on the
8th day of June, 1950, and
the last insertion being on the 15th day of
June, 1950, and that not
more than six days intervened between any two publi-
cations thereof.

Frank A. Taber, Jr.

Sworn to before me this 17th day of

July, 1950

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

My commission expires March 29, 1951

Posted as follows on the 13th day of June, 1950;

- Telephone Pole No. 10, Ridge Park Avenue;
- Telephone Pole No. 2, Ridge Park Avenue;
- Telephone Pole No. 1248, Walden Avenue;
- Post corner Walden Avenue and Ridge Park Avenue;
- Telephone Pole No. 1264 Walden Avenue;
- Telephone Pole No. 1268 Walden Avenue.

RESOLUTION GRANTING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 24th day of May, 1950 at 7:30 o'clock P.M., E.D.

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 JUN 8 1950; last publication JUN 15 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this..... day of JUN 15 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 9th day of June, 1950;

- Telephone Pole No. 423, Genesee Street;
- Telephone Pole No. 164, Genesee Street;
- Telephone Pole No. 163, Genesee Street;
- Telephone Pole in front of No. 3517 Genesee Street;
- Telephone Pole No. 165, Genesee Street;
- Airport Plaza, Genesee Street and Union Road.

STATE OF NEW YORK
COUNTY OF CHECTOWAGA

ss.:

Frank A. Taber Jr

being duly sworn, deposes and says that he is the

publisher of the

^{Depew} ^{Chectowaga}
Herald and News

a public newspaper published at Depew, Town of Chectowaga, 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 2 weeks, the first insertion being on the 8th day of June, 1950, and the last insertion being on the 15th day of June, 1950, and that not more than six days intervened between any two publications thereof.

Frank A. Taber Jr

7th day of

1950

Public in and for Erie County.

Witness my hand March 29, 1951

the 13th day of June, 1950;

- Pole No. 10, Ridge Park Avenue;
- Pole No. 2, Ridge Park Avenue;
- Pole No. 1248, Walden Avenue;
- or Walden Avenue and Ridge Park Avenue;
- Pole No. 1264 Walden Avenue;
- Pole No. 1268 Walden Avenue.

DESCRIPTIVE

Lot No. 104, Walden Avenue,
near Ridge Park Ave.

Recorded by Mr. Nelbert and
to a vote which resulted
as follows:

Edict T. Holtz voting Aye,
Lucy Nagel voting Aye
Max T. Wroblewski voting Aye
Frank A. Nelbert voting Aye
Vincent Bystrak, voting Aye.

Summary of vote: 5 Ayes, 0
0 Absent.

Witness: June 5, 1950.
KENNETH T. HANLEY,
Town Clerk
Town of Chectowaga,
Erie County, New York

MISSING GRANT

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption:

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 24th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., of said day, for the purpose of considering the application of John J. and E. M. Sanders 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 3rd day of June, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Home and Automobile Appliance Store and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 5th day of June, 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 zoned, as well as the property in the immediate vicinity on Genesee Street corner of St. Marys Street.

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

NOW, THEREFORE,

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

DESCRIPTION

All that tract or parcel of land situate in the Town of Cheektowaga, New York, being part of lot No. 18, Township 11, Range 7, subdivision lot No. 14.

Genesee St. and St. Marys St., south side.

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

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

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

Dated: June 5, 1950.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York.

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ~~two~~ weeks: first publication JUN 8 1950; last publication JUN 15 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 15 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

Poste

day of June, 1950;

- 3, Genesee Street;
- 4, Genesee Street;
- 3, Genesee Street;
- nt of No. 3517 Genesee Street;
- 5, Genesee Street;
- e Street and Union Road.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid. CARRIED, AYES: -5-.

Communication read from the Fire Commissioners of the U-Crest Fire District No. 4, requesting that fire hydrants be placed at the following locations;

South west corner of Midland and Northern Parkway;
South west corner of Midland and Grand Boulevard;
In front of No. 152 Westland Avenue;
North west corner of Eastland and Geo. Urban Boulevard;
South west corner of Eastland and Northern Parkway;
Corner of Kilbourne and Northern Parkway;

Mr. Nagel moved seconded by Mr. Neibert that the request of the U-Crest Fire Commissioners for hydrants hereinbefore specified be granted, and that the Town Clerk be authorized and directed to contract with the Western New York Water Company and have same installed as soon as possible. CARRIED, AYES: -5-.

Communication read from the Cheektowaga Zoning Board of Appeals recommending that the petition of Mathew Czajkowski to rezone property on Transit Road, west side, near Como Park Boulevard, be granted. Ordered referred to the Town Board for further study by Supervisor Holtz.

Petition presented for the installation of street lights on Commodore Terrace and Woodridge Avenue. Ordered referred to the Board of Assessors for a property check by Supervisor Holtz.

Petition presented bearing the names of approximately Forty-four residents residing in the vicinity of the Possinger Tool and Machine Company located at 51 Meadowbrook Parkway, complaining about the nuisance caused by this organization. Ordered referred to the Town Board for investigation by Supervisor Holtz.

Mr. John Salmanchuk was granted the floor and requested that a play-ground be erected in the rear of School No. 2, Maryvale Drive and Beach Road. Ordered referred to the Recreational Director by Supervisor Holtz.

Mr. Wroblewski moved seconded by Mr. Bystrak to adjourn. CARRIED; AYES: -5-.

SEAL

Kenneth T. Hanley
Town Clerk.

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 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: -0-

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

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

This being the time and the place advertised for a public hearing on the proposed change in the Zoning Ordinance Amendment,

RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES",

of the Town of Cheektowaga, New York, the Supervisor directed the Town Clerk to present proof of publication of the Notice of 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.

Dr. Victor Reinstein appeared in opposition and requested that the Town Board hold up any action on the proposed change and to hold for further study.

No person appeared in favor.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: 0
Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a regular meeting held at the Town Hall in the Town of Cheektowaga, New York, on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., adopted a resolution directing that the Town Board meet at the Town Hall, Union Road and Broadway, Cheektowaga, New York, on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of adding Section 14-A to the Zoning Ordinances of the Town of Cheektowaga and hearing all persons interested therein; that the proposed amendment to the said Zoning Ordinances provide as follows:

"RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES

"1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial purposes. It shall also be unlawful for any person, firm, or corporation to use property in a business district for the storage, display, or exchange of any automobile, truck, or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

The use of any business on vacant land within a temporary enclosure shall be provided, shall be subject to the provisions of this Section, if the use of new land for any business purpose, regardless of whether it is used residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York, and a prosecution, under this Section, shall not be regarded as any violation on the part of the Town that the property is used for business purposes or located within a business district.

A temporary enclosure without the meaning of this Section, 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 is assessed for less than

vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify

power to grant such a permit, after the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than 1 year. All permits shall expire on the 30th day of June of each year.

stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms, or corporations engaged in selling monuments, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

"7. Any person, firm, or corporation violating any of the provisions of this Section shall be liable to a fine or penalty not exceeding \$200.00 for each offense." and

WHEREAS, notice of said Public Hearing was published in the CHEEKTOWAGA TIMES, a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the Hearing, as is shown by the duly verified affidavit of publication now on file in the Town Clerk's office, and

WHEREAS, the Town Clerk not less than ten (10) nor more than

...of Cheektowaga for the purpose of considering the advisability of adopting the above-mentioned amendments to the existing Zoning Ordinances of the Town of Cheektowaga; and a Public Hearing was held at the Town Hall at the time and place designated in said resolution adopted June 1, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard; and at the conclu-

sion of the said Public Hearing, the Town Board decided that it was in the public interest that the Zoning Ordinances of the Town of Cheektowaga be amended as hereinbefore and hereinafter provided.

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga, New York, be, and the same hereby are, amended by adding Section 14-A, which said amendment is to provide as follows:

RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES

"1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

"2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

"3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as an admission on the part of the Town that the property is zoned for business purposes or located within a business district.

"4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

"5. Vacant land, as herein defined, in a business district, may

premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Town Clerk shall have the power to grant such a permit, after the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than one year. All permits shall expire on the 30th day of June of each year.

...in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling monuments, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

BE IT FURTHER RESOLVED, that a copy of this resolution, certified by the Town Clerk shall be entered in the minutes and published at least twice in the CHEEKTOWAGA TIMES, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least six (6) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

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.
Joseph A. Nelbert, voting Aye.
Stanley Bystrak, voting Aye.
AYES 5. NOES: 0 ABSENT: 0

STATE OF NEW YORK ERIE COUNTY OFFICE OF THE CLERK SS: OF THE TOWN OF CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of June, 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 19th day of June, 1950.

Posted as follows on the 23rd day of June, 1950;

00107

Town Hall Bulletin Board, Union Road and Broadway;
Airport Plaza, Genesee Street and Union Road;
U-Crest Fire House. Evergreen Street and Clover Place;
Pine Hill Fire House, Genesee Street and Normandy Avenue;
Telephone Pole No. 1, Corner of Kensington Avenue and Burke Drive;
Telephone Pole No. 332 Union Road;

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

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 **JUN 22 1950**
last publication **JUN 29 1950**;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of **JUN 29 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. 5829

purpose of considering the advisability of adopting the above-mentioned amendments to the existing Zoning Ordinances of the Town of Cheektowaga; and a Public Hearing was held at the Town Hall at the time and place designated in said resolution adopted June 5, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard; and at the conclu-

sion of the said Public Hearing, the Town Board decided that it was in the public interest that the Zoning Ordinances of the Town of Cheektowaga be amended as hereinbefore and hereinafter provided.

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga, New York, be, and the same hereby are, amended by adding Section 14-A, which said amendment is to provide as follows:

RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES

"1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

"2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

"3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as an admission on the part of the Town that the property is zoned for business purposes or located within a business district.

"4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

"5. Vacant land, as herein defined in a business district, shall

premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Town Clerk shall have the power to grant such a permit, after the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than one year. All permits shall expire on the 30th day of June of each year.

same in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling monuments, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

BE IT FURTHER RESOLVED, that a copy of this resolution, certified by the Town Clerk shall be entered in the minutes and published at least twice in the CHEEKTOWAGA TIMES, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least six (6) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

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

- Benedict T. Holiz, voting Aye.
 - Henry Nagel, voting Aye.
 - Felix T. Wroblewski, voting Aye.
 - Joseph A. Nelbert, voting Aye.
 - Stanley Bystrak, voting Aye.
- AYES 5. NOES: 0 ABSENT: 0

**STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE CLERK
OF THE TOWN OF
CHEEKTOWAGA**

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of June, 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 19th day of June, 1950.

Town Hall Bulletin Board, Union Road and Broadway;
Airport Plaza, Genesee Street and Union Road;
U-Crest Fire House, Evergreen Street and Clover Place;
Pine Hill Fire House, Genesee Street and Normandy Avenue;
Telephone Pole No. 1, Corner of Kensington Avenue and Burke Drive;
Telephone Pole No. 332 Union Road;

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

LEGAL NOTICE

Zoning Ordinance Amended

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT:

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a regular meeting held at the Town Hall in the Town of Cheektowaga, New York, on the 5th day of June, 1950, at 2:30 o'clock P.M., E.D.S.T., adopted a resolution directing that the Town Board meet at the Town Hall, corner Union Road and Broadway, Cheektowaga, New York, on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of adding Section 14-A to the Zoning Ordinances of the Town of Cheektowaga and hearing all persons interested therein; that the proposed amendment to the said Zoning Ordinances provide as follows:

"RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES"

"1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial purposes. It shall also be 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

"2. For the purpose of the Section, land not actually occupied by buildings shall be regarded as vacant land.

"3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as an admission on the part of the Town that the property is zoned for business purposes or located within a business district.

"4. A temporary enclosure within the meaning of this Section, 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 is assessed for less than \$2,000.00.

"5. Vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Clerk shall have the power to grant such a permit, after the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than 1 year. All permits shall expire on the 30th day of June of each year.

"6. This ordinance is not intended to apply to fruit stands, selling vegetables and farm products; or to stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling mo-

numents, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

WHEREAS, Notice of said Public Hearing was duly published in the CHEEKTOWAGA TIMES, a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the Hearing, as is shown by the duly verified affidavit of publication now on file in the Town Clerk's office, and

WHEREAS, the Town Clerk not less than ten (10) nor more than twenty (20) days prior to the Hearing posted conspicuously in six (6) public places within the Township, certified copies of said resolution and order, as is shown by the duly verified affidavit of the Town Clerk, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, New York, on the 19th day of June, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, did meet at the Town Hall in the said Town of Cheektowaga for the purpose of considering the advisability of adopting the above-mentioned amendment to the existing Zoning Ordinances of the Town of Cheektowaga; and a Public Hearing was held at the Town Hall at the time and place designated in said resolution adopted June 5, 1950, and an opportunity was afforded all persons interested in the subject matter to be heard; and at the conclusion of the said Public Hearing, the Town Board decided that it was in the public interest that the Zoning Ordinances of the Town of Cheektowaga be amended as hereinafter and hereinafter provided.

BE IT RESOLVED, that the Zoning Ordinances of the Town of Cheektowaga, New York, be, and the same hereby are, amended by adding Section 14-A, which said amendment is to provide as follows:

"RESTRICTIONS AS TO USE OF PROPERTY FOR BUSINESS PURPOSES"

"1. It shall be unlawful for any person, firm, or corporation to use property in a business district for industrial 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 business district on vacant land or within a temporary enclosure any article of machinery; equipment; automobile; truck; or automobile accessory, either new or used; or junk; or used or second-hand material of any kind or description, without first obtaining a permit to do so, duly issued by the Town Clerk, with the approval of the Town Board.

"2. For the purpose of this Section, land not actually occupied by buildings shall be regarded as vacant land.

"3. The conduct of any business on vacant land or within a temporary enclosure, as herein provided, shall be subject to the provisions of this Section, if the property is now used for any business purposes, regardless of whether it was zoned residential or for business use, or was used for business purposes prior to the enactment of the Zoning Ordinances of the Town of Cheektowaga, New York; and a prosecution, under this Section, shall not be regarded as an admission on the part of the Town that the property is zoned for business purposes or located within a business district.

"4. A temporary enclosure, within the meaning of this Section, 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 is assessed for less than \$2,000.00.

"5. Vacant land, as herein defined, in a business district, may be used for business purposes, provided a permit therefor is granted by the Town Board, as hereinafter provided. The owner of such vacant land shall make application to the Town Board for a permit to use the premises, which application shall specify the name and address of the owner, the name of the lessee, if any, and a detailed description of the property and the use to be made of it; such application shall be made in writing. The Town Clerk shall have the power to grant such a permit, after the application has been approved by the Town Board. The fee for issuing such permit shall be \$100.00 per annum, and no permit shall be issued for a period of more than one year. All permits shall expire on the 30th day of June of each year.

"6. This ordinance is not intended to apply to fruit stands, selling vegetables and farm products; or to stores generally exposing articles for sale in the open on their own property, where the same are taken in at night into an enclosed building or structure; nor to persons, firms or corporations engaged in selling monuments, which have been finished and are ready for sale, provided the area of the vacant property used to display the same does not exceed an area equal to the area occupied by permanent buildings devoted to such use. Nor shall this Section apply to any person, firm, or corporation holding a franchise to sell new automobiles, automobile trucks and machinery, to the extent that the vacant land devoted to the display for sale or exchange or storage of new and used automobiles or automobile trucks or machinery does not exceed an area equal to the area occupied by permanent buildings on the same or adjoining property.

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

BE IT FURTHER RESOLVED, that a copy of this resolution, certified by the Town Clerk shall be entered in the minutes and published at least twice in the CHEEKTOWAGA TIMES, a newspaper having general circulation within the Township, and being the official newspaper of said Township, and that a printed copy thereof be posted conspicuously in at least six (6) public places in the Town for at least ten (10) days before the same shall take effect, and an affidavit of the publication and posting thereof shall be filed with the Town Clerk. But such Ordinance shall take effect from the date of its service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town, and showing the date of its passage and entry in the minutes.

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.
Joseph A. Neibert, voting Aye.
Stanley Bystrak, voting Aye.
AYES 5. NOES: 0 ABSENT: 0.

**STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE CLERK SS:
OF THE TOWN OF
CHEEKTOWAGA**

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 19th day of June, 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 19th day of June, 1950.

KENNETH T. HANLEY,
Clerk of the Town Board,
Town of Cheektowaga, N.Y.

(SEAL) June 22, 29

6-2
Mr. Nagel offered the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form, together with the necessary map and plan for the creation of a water district in this Town to be known as Water District No. 9; and an order of the Town Board reciting the filing of said petition and specifying the time when and the place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same having been published and posted as required by law, the hearing having taken place at the Town Hall corner of Broadway and Union Road, Cheektowaga, New York, on the 15th day of May, 1950, at which hearing an opportunity was afforded all persons to be heard in favor and in opposition to the proposed water district, and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition for the creation of said Water District No. 9 in the Town of Cheektowaga, New York, is signed, approved, and acknowledged as required by law, and is otherwise sufficient; and there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent Engineers duly licensed by the State of New York, showing the boundaries of the said proposed water district, the general plan of the proposed water system, source of the water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

WHEREAS, it is proposed that the expense of the establishment of said Water District shall be assessed, levied, and collected from the several lots and parcels of land within the district in the same manner and at the same time as other Town charges, except as otherwise provided by law,

NOW, THEREFORE, after due deliberation thereon, it is hereby RESOLVED, that this Town Board does hereby determine as follows:

A) That such petition is signed and acknowledged as required by law and is otherwise sufficient, and

B) That all the property and property owners within the proposed district are benefitted thereby, and

C) That all the property and property owners benefitted are included within the limits of the proposed district, and

D) That it is in the public interest to grant in whole the relief sought, by creating said water district to be known as Water District No. 9, Town of Cheektowaga, New York, to include the following described property:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point in the center line of Zurbrick Road at a point 233 feet east of the center line of Borden Road; thence southerly on a line parallel with the center line of Borden Road to the Town Line of the Town of West Seneca, New York; thence westerly along the said Town Line a distance of 466 feet; thence northerly on a line parallel with the center line of Borden Road to the center line of Zurbrick Road; thence easterly along the center line of Zurbrick Road a distance of 466 feet to the place or point of beginning.

ALSO, ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, and being more particularly bounded and described as follows:

BEGINNING at a point 655 feet east of the center line of Borden Road and 233 feet south of the center line of Lossen Road; thence westerly on a line parallel with the center line of Lossen Road a distance of 3258 feet; thence northerly on a line at right angles with the center line of Lossen Road a distance of 466 feet; thence easterly on a line parallel with the center line of Lossen Road a distance of 3258 feet; thence southerly a distance of 466 feet to the point or place of beginning.

and,

BE IT FURTHER RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized to make application to the State Comptroller for the approval of the formation of the district in accordance with the provisions of Paragraph 3 of Section 194 of the Town Law.

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-

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

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing fire district in this Town known as Fire District No. 3, by Annexing thereto the territory situate in such Town and hereinafter described and an order of the Town Board reciting the filing of said petition and specifying the time and place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, on the 5th day of June, 1950, at which hearing no persons appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition dated the 23rd day of February, 1950, for the extension of the existing Fire District No. 3, in the Town of Cheektowaga, New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent Engineers, duly licensed by the State of New York, showing the boundaries of the existing fire district, the general plan of the proposed fire extension, and

WHEREAS, it is not proposed or required that the Town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences or indebtedness of the Town therefor,

NOW, THEREFORE, after due deliberation thereon, it is hereby RESOLVED, and determined:

FIRST: That all the property and property owners within the said proposed extension of the existing fire district are benefitted thereby and are included therein, and that no property or property owners, or persons benefitted thereby, have been excluded therefrom.

SECOND: That it is in the public interest to grant the whole relief sought by said petition, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Fire District No. 3 be and the same hereby is granted and the said existing Fire District No. 3 is hereby extended to embrace the following described territory, to wit:

PARCEL NO. 1

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the south by the north line of existing Fire District No. 3; on the west by a line parallel to the center line of Union Road and one thousand (1,000) feet westerly therefrom measured at right angles to said center line of Union Road; on the east by a line parallel to the center line of Union Road, and easterly therefrom one thousand (1,000) feet measured at right

angles to said center line of Union Road, and on the north by the center line of Scajaquada Creek.

PARCEL NO. 2.

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the west by the east line of existing Fire District No. 3; on the north by the north line of the New York Central Railroad right-of-way; on the east by the center line of Dick Road, and on the south by the south line of the Lehigh Valley Railroad right-of-way, and

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

Seconded by Mr. 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-

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

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Water District in this Town known as Water District No. 3, by annexing thereto the territory situate in such Town and hereinafter described and an order of the Town Board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, on the 5th day of June, 1950, at which hearing no persons appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition dated the 23rd day of February, 1950, for the extension of the existing Water District No. 3, in the Town of Cheektowaga, New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent engineers, duly licensed by the State of New York, showing the boundaries of the existing Water District, the general plan of the proposed Water extension, and

WHEREAS, it is not proposed or required that the Town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences or indebtedness of the Town therefor,

NOW, THEREFORE, after due deliberation thereon, it is hereby,
RESOLVED AND DETERMINED,

FIRST: That all the property and property owners within the said proposed extension of the existing Water District are benefitted thereby and are included therein, and that no property or property owners, or persons benefitted thereby, have been excluded therefrom.

SECOND: That it is in the public interest to grant the whole relief sought by said petition, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Water District No. 3 be and the same hereby is granted and the said existing Water District No. 3 is hereby extended to embrace the following described territory, to wit:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows:

Bounded on the south by the north line of existing Water District No. 3; on the west by a line parallel to the center line of Union Road and one thousand (1,000) feet westerly therefrom measured at right angles to said center line of Union Road; on the east by a line parallel to the center line of Union Road, and easterly therefrom one thousand (1,000) feet measured at right angles to said center line of Union Road, and on the north by the center line of Scajaquada Creek.

PARCEL NO. 2

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, and more particularly described as follows;

Bounded on the west by the east line of existing Water District No. 3; on the north by the north line of the New York Central Railroad right-of-way; on the east by the center line of Dick Road; and on the south by the south line of the Lehigh Valley Railroad right-of-way.

and,

BE IT FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

Seconded by Mr. 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-.

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

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement in South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lots Nos. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of street, which sewer shall be so constructed to serve the properties on both sides of said public highway, and

WHEREAS, this Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers duly licensed by the State of New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate, and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk and the same having been carefully examined by this Board,

NOW, THEREFORE, BE IT RESOLVED, that the estimate for said improvement in the sum of Six thousand one hundred dollars (\$6,180.00) be, and hereby is, approved, and.

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvement in South Huxley Drive in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of notice thereof at least once in the Cheektowaga Times, the official paper of the Town, requiring each person who shall offer to do said work to file a sealed proposal or offer to do the work with

certified check in the sum of Three hundred nine dollars (\$309.00), which is equal to Five Per Centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient surties to be approved by the Supervisor, in a penal sum of Three hundred nine dollars (\$309.00) which is equal to Five Per Centum (5%) of the estimated expense of the improvement, conditioned that if his proposal shall be accepted he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract, and

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in said Town of Cheektowaga, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., and

BE IT FURTHER RESOLVED, that said notice to contractors be in substantially the following form, to wit:

Proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the south line of South Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1,000.75 feet to a point 30 feet from the south line of Lot No. 22 and 229 to the existing sanitary sewer in Boston Avenue, for the entire length of the street, which sewer shall be so constructed to serve the properties on both sides of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell I. Nusbaumner and Irving Clarke, doing business as Nusbaumner & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town. All of the same are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nusbaumner & Clarke, consulting engineers of the Town of Cheektowaga, at 227 Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, returned to the Town Clerk within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder upon return of such copy, will be refunded \$3.00.

Each proposal must be accompanied by a certified check in the sum of \$309.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient surties to be approved by the Supervisor in a penal sum of \$309.00, conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for the same.

Town Clerk
Dated: June 19, 1950.

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-

Posted as follows on the 23rd day of June, 1950;

Town Hall Bulletin Board;
Airport Plaza, Genesee Street and Union Road;
U-Crest Fire House, Evergreen Street and Clover Place;
Pine Hill Fire House, Genesee Street and Normandy Avenue;
Telephone Pole corner of Kensington Avenue and Burke Drive;

Here-to is a copy of notice published in the Cheektowaga Times;

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

WILLARD G. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 22 1950; last publication JUN 22 1950; and that no more than six days intervened between publications.

Willard G. Allis

Sworn to before me this.....
day of JUN 22 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

NOTICE TO CONTRACTORS
SEWER IN HIGHWAY OPENING

pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot Nos. 258 and 259 to the existing sanitary sewer in Seston Avenue, for the entire length of the street, which sewer shall be so constructed to serve the properties on both sides of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell I. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York. One Copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications

Each proposal must be accompanied by a certified check in the sum of \$309.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a personal sum of \$309.00, conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

By order of the Town Board of the Town of Cheektowaga.
KENNETH T. HANLEY,
Town Clerk

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

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, by the construction of a lateral sewer in said highway to serve the property on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, and

WHEREAS, this Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers, duly licensed by the State of New York, to prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, prepare a proposed contract for the execution of the work, and such plans, specifications, estimate, and proposed contract having been duly prepared and presented to the Town Board and likewise filed with the Town Clerk, and the same having been carefully examined and approved by this Town Board,

NOW, THEREFORE, BE IT RESOLVED, that the estimate for said improvement in the sum of Six thousand five hundred dollars (\$6,500.00) be, and hereby is, approved, and

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvement in Cleveland Drive in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of notice thereof at least once in the Cheektowaga Times, the official paper of the Town, requiring each person who shall offer to do said work to file a sealed proposal or offer to do the work with certified check in the sum of Three hundred twenty-five dollars (\$325.00), which is equal to Five Per Centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, in a penal sum of Three hundred twenty-five dollars (\$325.00) which is equal to Five Per Centum (5%) of the estimated expense of the improvement, conditioned that if his proposal shall be accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract and

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in said Town of Cheektowaga, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., and

BE IT FURTHER RESOLVED, that said Notice to Contractors be in substantially the following form, to wit:

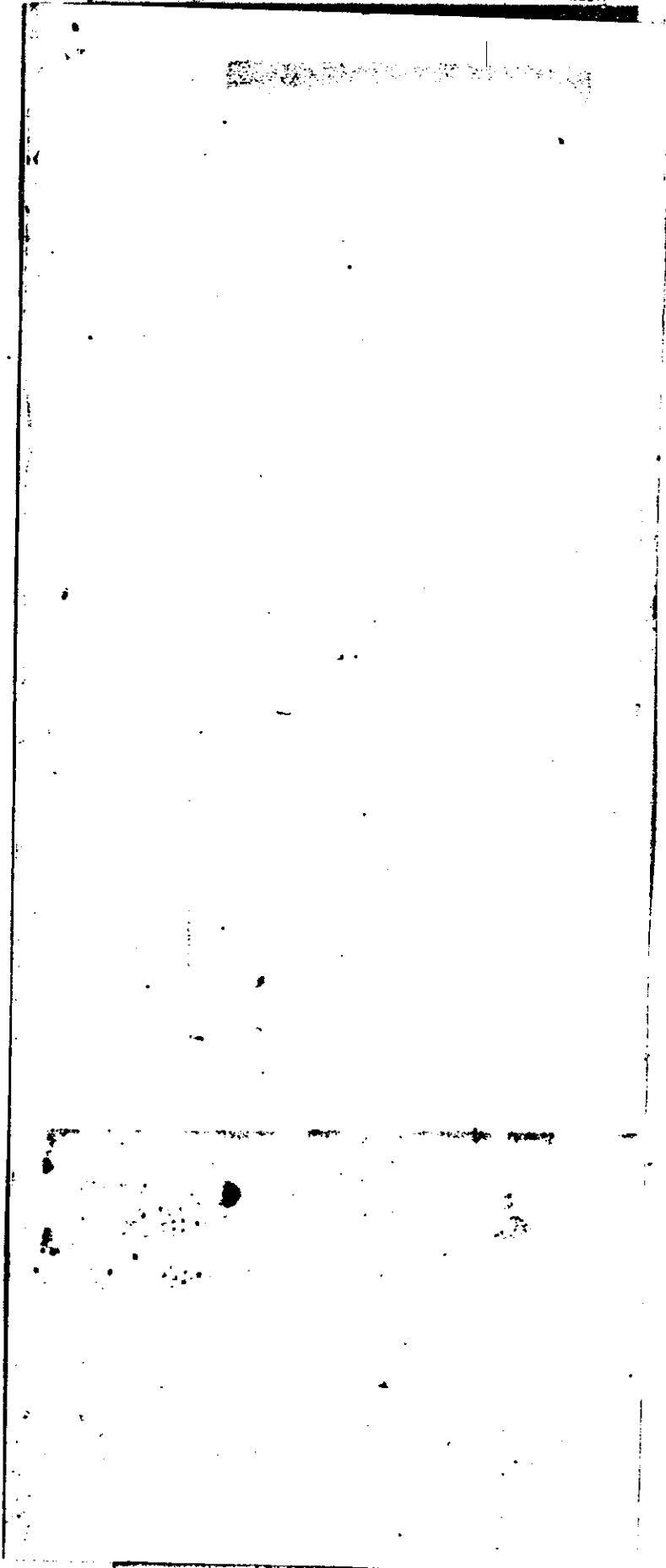
Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same

Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$325.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$325.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it

Dated: June 13, 1950.

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



Posted as follows on the 23rd, day of June, 1950;

- Town Hall Bulletin Board;
- Airport Plaza, Genesee Street and Union Road;
- U-Crest Fire House, Evergreen Place and Clover Street;
- Pine Hill Fire House, Genesee Street and Normandy Avenue;
- Telephone Pole corner of Kensington Avenue and Burke Drive;

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall, of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$325.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$325.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

By order of the Town Board of the Town of Cheektowaga.

KENNETH T. HANLEY,
Town Clerk.

Dated: June 19, 1950.

Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall, of said Town, where the same

Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$325.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$325.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it

Dated: June 19, 1950.

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

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 JUN 22 1950; last publication JUN 23 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of JUN 22 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. 9029

NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 3rd day of July, 1950, at 2:30 o'clock P. M. E. D. S. T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall, of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer & Clarke, consulting engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$3.00.
Each proposal must be accompanied by a certified check in the sum of \$325.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$325.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.
By order of the Town Board of the Town of Cheektowaga,
KENNETH T. HANLEY,
Town Clerk.

Dated: June 19, 1950.

as follows on the 23rd, day of June, 1950;

- Town Hall Bulletin Board;
- Airport Plaza, Genesee Street and Union Road;
- U-Crest Fire House, Evergreen Place and Clover Street;
- Pine Hill Fire House, Genesee Street and Normandy Avenue;
- Telephone Pole corner of Kensington Avenue and Burke Drive;

Mr. Wroblewski moved seconded by Mr. Neibert that the following named persons be approved to act as Election Inspectors in the Town of Cheektowaga, New York, for the year 1950; CARRIED, AYES: -5-;

DEMOCRATIC ELECTION INSPECTORS

<u>DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
1.	Sylvia Rau Wanda Lorenz	, Buffalo 6, N.Y. Buffalo 6, N.Y.
2.	Stanley Breister, Jr., Mrs. Josephine McMahon	Buffalo 6, N.Y. Buffalo 21, N.Y.
3.	John Dobbins Mrs. August Keicher, Jr.	Buffalo 21, N.Y. , Depew, N.Y.
4.	Bertha Snyder Max Brzoskowski	, Buffalo, 21 N.Y. Buffalo 21, N.Y.
5.	Mrs. George Huber Mrs. Amanda Kielholz	Buffalo, 21 N.Y. , Buffalo 21, N.Y.
6.	Mrs. Olga Schneider Mrs. Dorothy Kaufman	, Buffalo , 21 N.Y. Buffalo, 21 N.Y.
7.	Mrs. Helen Reinhold Mrs. Eleanor Bent	Buffalo, 21 N.Y. Buffalo, 21 N.Y.
8.	Mrs. Helen Alsford Mrs. Julia Dalton	Buffalo, 21 N.Y. , Buffalo, 21 N.Y.
9.	Mrs. Anna Lojacono Harvey B. Truckenport	Buffalo , 21 N.Y. , Buffalo, 21 N.Y.
10.	Mrs. Teresa M. Heindl Mrs. Norma Ehnes	, Buffalo, 21, N.Y. , Buffalo, 21, N.Y.
11.	Marilyn Sherwood Helen Connolly	, Buffalo , 21 N.Y. , Buffalo , 21 N.Y.
12.	Mrs. Leonore Luango Monica A. Glasgow	Buffalo, 21 N.Y. , Buffalo, 21 N.Y.
13.	Mrs. Rose H. Pix Mrs. Clara Wagner	Buffalo , 15 N.Y. Buffalo 15, N.Y.
14.	Mrs. Sarah Kreuzer Miss Doris Paradowski	Buffalo 11, N.Y. Buffalo 11, N.Y.
15.	Lucille Stravino Evelyn Wickens	Buffalo 11, N.Y. , Buffalo 11, N.Y.
16.	Ellen Fiebelkorn Helen Malone	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
17.	Mrs. Margaret Lunze Mrs. Catherine Oehler	Buffalo 11, N.Y. , Buffalo 11, N.Y.
18.	Mrs. Viola Anderson Mrs. Pauline Wagner	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
19.	Mrs. Mary Moretuzzo Helen T. Wisniewski	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
20.	Mrs. Celia Bartkowiak Mrs. Madelina Angielczyk	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
21.	Margaret Lawniczak Mrs. Agnes Kwiatkowski	, Buffalo 11, N.Y. Ave., Buffalo 11, N.Y.

DEMOCRATIC ELECTION INSPECTORS CONT'D

00112

<u>DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
22.	Mrs. Mary Miernat Mrs. Celia Stein	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
23.	Mrs. Domicella Torba Mrs. Helen Olszanowski	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
24.	Mrs. Florence Choiniski Mrs. Mae M. Karaszewski	, Buffalo 12, N.Y. Buffalo 12, N.Y.
25.	Stella Rudzynski Josephine Kacmarek	Buffalo 12, N.Y. Buffalo 12, N.Y.
26.	Mrs. A.B. Grelewicz Martha Ostrowski	Buffalo 12, N.Y. Buffalo 12, N.Y.
27.	Richard S. Paradowski Mary Stachowski	, Buffalo 6, N.Y. , Buffalo 6, N.Y.
28.	Anna Slisz Charlotte Wasielewski	, Buffalo 6, N.Y. Buffalo 6, N.Y.
29.	Mrs. John Taberski Mrs. Stella Wilkolaski	Buffalo 6, N.Y. Buffalo 6, N.Y.

REPUBLICAN ELECTION INSPECTORS

1.	Gladys Gerlach Dora Owen	Buffalo 6, N.Y. , Buffalo 6, N.Y.
2.	Naomi Wladke Caroline K. Lenz	, Buffalo N.Y. , Buffalo N.Y.
3.	Levi Wern Amelia Baumgartner	Depew N.Y. , Depew N.Y.
4.	Katherine Henfling Marion Muehlbauer	, Buffalo 21, N.Y. , Buffalo 21, N.Y.
5.	Dorothy Herb Mary Massaro	, Buffalo 21, N.Y. Buffalo 21, N.Y.
6.	Helena M. Quimby Charlotte Graf	Buffalo 21, N.Y. , Cheektowaga 21, N.Y.
7.	Alice Summers Edna M. Dormeyer	, Cheektowaga 21, N.Y. , Cheektowaga 21, N.Y.
8.	Vivian Emsley Mayme Ostwald	, Cheektowaga 21, N.Y. Cheektowaga 21, N.Y.
9.	Helen Berg Eleanor Wolf	, Buffalo 21, N.Y. , Buffalo 21, N.Y.
10.	Emma Degen June Henneman	, Buffalo 15, N.Y. Cheektowaga 21, N.Y.
11.	Ethel Dissette Kathryn Hezel	Buffalo 21, N.Y. Buffalo 21, N.Y.
12.	Mary Burns Florence Vallone	, Buffalo 21, N.Y. , Buffalo 21, N.Y.
13.	Agnes F. Ignatz Helen Full	, Buffalo 15, N.Y. Buffalo 11, N.Y.
14.	Gertrude Breissinger Marion Connors	, Buffalo 11, N.Y. Buffalo 11, N.Y.

REPUBLICAN ELECTION INSPECTORS CONT'D

<u>DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
15.	Anna Mosier Joyce Gigante	, Buffalo 11, N.Y. , Cheektowaga 21, N.Y.
16.	Marie Rodgers Fanny Keller	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
17.	Hilda Robertson Agnes Kuhn	Buffalo 11, N.Y. , Buffalo 11, N.Y.
18.	Eleanor Nerenberg Margaret Kiefer	, Buffalo, 11, N.Y. , Buffalo 11, N.Y.
19.	Kathryn I. Pitman Gertrude Gearey	, Buffalo 11, N.Y. , Cheektowaga 11, N.Y.
20.	Helen Mendel Esther Kaminska	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
21.	Frances Molenda Josephine Kujawa	. Buffalo 11, N.Y. , Buffalo 11, N.Y.
22.	Helen Polinski Irene Wisniewski	, Buffalo 11, N.Y. , Buffalo 6, N.Y.
23.	Cecelia Prusakowski Mary Fisher	, Buffalo 11, N.Y. Buffalo 11, N.Y.
24.	Elizabeth Dobrowski Clara Hencinski	, Buffalo 12, N.Y.. Buffalo 12, N.Y.
25.	Stasia F. Sobczyk Julia Witucki	, Sloan 12, N.Y. , Sloan 12, N.Y.
26.	Anna Besczynski Hattie Rusin	Buffalo 12, N.Y. , Sloan 12, N.Y.
27.	Jean Czajka Hattie Jordan	, Buffalo 6, N.Y. , Buffalo 6, N.Y.
28.	Virginia Szydowski John Racinowski	, Buffalo 6, N.Y. , Buffalo 6, N.Y.
29.	Mary Wnek Celia M. Wisniewski	, Buffalo 6, N.Y. , Buffalo 6, N.Y.

Mr. Neibert offered the following resolution and moved its adoption:
 WHEREAS, a petition for the extension of the existing Fire District No. 4, in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 18th day of February, 1950, and,

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

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE, IT IS ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places within the proposed extension of said Fire District not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Benedict T. Holtz	Voting AYE
Henry Nagel	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph A. Weibert	Voting AYE
Stanley Bystrak	Voting AYE

CARRIED:

AYES: -5-

Posted as follows on the 23rd , day of June, 1950;

Telephone Pole No. 332, Union Road;
 Airport Plaza, Genesee Street and Union Road;
 U-Crest Fire House , Evergreen Place and Clover Street;
 Post corner Balbach and Beach Road;
 Telephone Pole No. 313, Beach Rd. and Maryvale Drive;

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

REPUBLICAN ELECTION INSPECTORS CONT'D

<u>DISTRICT</u>	<u>NAME</u>	<u>ADDRESS</u>
15.	Anna Mosier Joyce Gigante	Buffalo 11, N.Y. Dr., Cheektowaga 21, N.Y.
16.	Marie Rodgers Fanny Keller	Dr., Buffalo 11, N.Y. Buffalo 11, N.Y.
17.	Hilda Robertson Agnes Kuhn	Buffalo 11, N.Y. , Buffalo 11, N.Y.
18.	Eleanor Nerenberg Margaret Kiefer	Buffalo, 11, N.Y. Buffalo 11, N.Y.
19.	Kathryn I. Pitman Gertrude Gearey	, Buffalo 11, N.Y. , Cheektowaga 11, N.Y.
20.	Helen Mendel Esther Kaminska	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
21.	Frances Molenda Josephine Kujawa	Buffalo 11, N.Y. St., Buffalo 11, N.Y.
22.	Helen Polinski Irene Wisniewski	, Buffalo 11, N.Y. , Buffalo 6, N.Y.
23.	Cecelia Prusakowski Mary Fisher	, Buffalo 11, N.Y. , Buffalo 11, N.Y.
24.	Elizabeth Dobrowski Clara Hencinski	, Buffalo 12, N.Y.. , Buffalo 12, N.Y.
25.	Stasia F. Sobczyk Julia Witucki	Sloan 12, N.Y. Sloan 12, N.Y.
26.	Anna Besczynski Hattie Rusin	Buffalo 12, N.Y. Sloan 12, N.Y.
27.	Jean Czajka Hattie Jordan	Buffalo 6, N.Y. Buffalo 6, N.Y.
28.	Virginia Szydowski John Racinowski	Buffalo 6, N.Y. Buffalo 6, N.Y.
29.	Mary Wnek Celia M. Wisniewski	, Buffalo 6, N.Y. Buffalo 6, N.Y.

Mr. Neibert offered the following resolution and moved its adoption:
 WHEREAS; a petition for the extension of the existing Fire District No. 4, in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 18th day of February, 1950, and,

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

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE, IT IS ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a

NOTICE OF HEARING
Extension Fire District No. 4

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall of the said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

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

ABSENT: None.

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Fire District No. 4 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 18th day of February, 1950, and,

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

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty

times in five publications, and that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 22 1950; last publication JUN 22 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 22 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

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE, IT IS ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, New York, on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a

State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE, IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not more than twenty

ly in five publications... proposed extension of said fire district not less than ten nor more than twenty days before said day designated for the hearing.

Seconded by Councilman Nagel and duly put to 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.
AYES: 5. NOES: 0. ABSENT: 0.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 19th day of June, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town, this 19th day of June, 1950.

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

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for...one...weeks; first publication JUN 22 1950; last publication JUN 22 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 22 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

Board
Erie
Town Board in said Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:
Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Joseph Neibert, Councilman
Felix Wroblewski, Councilman
Stanley Bystrak, Councilman
ABSENT: None.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 18th day of February, 1950, and,

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

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

WHEREAS, the proposed extension is in the public interest as follows:

ALL THAT PART OF PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence westerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

meet at the town hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E. D. S. T., to consider said petition and to hear all persons interested therein.

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

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

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

AYES: 5. NOES: 0. RESULT: 5-0.

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA
I, KENNETH T. HENLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 18th day of June, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 19th day of June, 1950.

Telephone Pole No. 332 Union Rd.,;
Airport Plaza, Genesee Street and Union Road;
U-Creat Fire House, Evergreen Place and Clover Street;
Post corner Balbach and Beach Road;
Telephone Pole No. 313, Beach Road;

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

NOTICE OF HEARING
Extension Water District 4

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 18th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: None.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 18th day of February, 1950, and,

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

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE,

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P. M., E. D. S. T., to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
 Benedict T. Holtz, voting Aye.
 Henry Nagel, voting Aye.
 Felix Wroblewski, voting Aye.
 Joseph Neibert, voting Aye.
 Stanley Bystrak, voting Aye.

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

STATE OF NEW YORK

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 22 1950; last publication JUN 22 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUN 22 1950 day of JUN 22 1950, 1950

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 20, 1951
Registered No. 5029

Board
Erie
Town Board in and Town of Cheektowaga on the 19th day of June, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT: None.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 19th day of February, 1950, and,

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

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

WHEREAS, the proposed extension is shown in said map as follows:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence westerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E. D. S. T., to consider said petition and to hear all persons interested in the same.

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

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

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

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

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

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 19th day of June, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 19th day of June, 1950.

Posted as follows on the 23rd day of June, 1950;

0014

Telephone Pole No. 332 Union Rd.,;
Airport Plaza, Genesee Street and Union Road;
U-Crest Fire House, Evergreen Place and Clover Street;
Post corner Balbach and Beach Road;
Telephone Pole No. 313, Beach Road;

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

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

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

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

NOW, THEREFORE,

IT IS ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P. M. to consider said petition and to take all necessary action thereon.

IT IS FURTHER

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

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

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

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

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 19th day of June, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 19th day of June, 1950.

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

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication JUN 22 1950: last publication JUN 22 1950; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 22 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

Felix T. Wroblewski, Councilman
Joseph A. Nelbert, Councilman
Stanley Bystiak, 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 24th day of May, 1950, at 7:30 o'clock P.M., E.D.S.T., of said day, for the purpose of considering the application of Vincent and Regina Spytzkowski for the rezoning of said 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 3rd day of June, 1950, having rendered its decision granting the application of the petitioners to remove from residential district to business district the property hereinafter described, for the purpose of conducting a business, 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 19th day of June, 1950, and the Town Board having adopted a resolution in confirmation of the proceedings had and taken before the Zoning Board of Appeals, and having previously inspected the premises to be rezoned, as well as the property in the immediate vicinity on Union Road.

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

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District":
The property bounded and described as follows:
(1) Bounded northerly by part of said east part of Lot No. 15, heretofore conveyed by Jonathan Edgely and wife to Mark Gallopet twenty (20) chains seventy-six (76) links; westerly by land heretofore conveyed to Ghediah Newcomb; southerly by part of said east part of said Lot No. 15, twenty (20) chains and seventy-six (76) links and easterly by a road one chain wide; the said southerly boundary being parallel with the southerly line of lands so conveyed to said Gallopet and such a distance therefrom as to include within the aforesaid boundary ten (10) acres of land.
Union Road, west side, north of Walden Avenue.
100x150 to be rezoned for business.
Seconded by Mr. Nelbert and duly put to a vote which resulted as follows:
Benedict T. Holtz, voting Aye.
Henry Nagel voting Aye.
Felix T. Wroblewski voting Aye.
Joseph A. Nelbert voting Aye.
Stanley Bystiak, voting Aye.
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.
Dated: June 19, 1950.
KENNETH T. HANLEY,
(seal) Town Clerk
Town of Cheektowaga,
Erie County, New York

distinguished as part of the east part of Lot No. 15, Township 21, Range 7, bounded and described as follows:

Bounded northerly by part of said east part of said Lot No. 15, heretofore conveyed by Jonathan Edgely and wife to Mark Gallopet twenty (20) chains seventy-six (76) links; westerly by land heretofore conveyed to Ghediah Newcomb; southerly by part of said east part of said Lot No. 15, twenty (20) chains and seventy-six (76) links and easterly by a road one chain wide; the said southerly boundary being parallel with the southerly line of lands so conveyed to said Gallopet and such a distance therefrom as to include within the aforesaid boundary ten (10) acres of land.

Union Road, west side, north of Walden Avenue.

100x150 to be rezoned for business.

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

Benedict T. Holtz, voting Aye.
Henry Nagel voting Aye.
Felix T. Wroblewski voting Aye.
Joseph A. Nelbert voting Aye.
Stanley Bystiak, voting Aye.

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

Dated: June 19, 1950.

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

says that the

of the

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

RESOLVED, that the Niagara Mohawk Electric Company be authorized to install street lights on Delavan Avenue to Pine Ridge Road commencing at Andrew Street.

Seconded by Mr. Wroblewski.

Carried Ayes - 5

Mr. Wroblewski moved:
RESOLVED, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on June 10th, 17th and 19th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Neibert.

Carried Ayes - 5

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

RESOLVED, that the New York State Gas and Electric Company be authorized to:

Change 1,000 lumen to 2,500 with radial wave reflector
Pole 1-1 Peoria Street;

Change 1,000 lumen to 2,500 with radial wave reflector
Pole 1/2 Mansion Street;

Remove 2,500 lumen lamp on pole 184-1 William Street; and
Install three 2,500 lumen with glass, New York Telephone
poles #2436, 424, and 2410 William Street.

Seconded by Councilman Neibert.

Carried Ayes 5

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

RESOLVED, that the building permit issued to Anna P. Anderson to erect a garage at 105 Tiorunda Drive on or about July 1, 1949, be revoked.

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

Carried Ayes - 5

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be and he is authorized to purchase a resuscitator for Town use, the cost not to exceed the sum of \$225.00.

Seconded by Councilman Wroblewski.

Carried Ayes - 5

AT LEIGION FIELD SUNDAY
 OKLAHOMA COWBOYS

The barnstorming Oklahoma Cowboys, who perform in the western regatta, will be in town Sunday evening to play an exhibition softball game against the Legion. The cowboys will take the field at 8:45 p.m.

The feature will be provided by a prelin between the Cowboys and the Legion. The game starts at 7:15 p.m. In addition, the Cowboys will show a 15-minute feature showing how to be trained before the opening game.

N-WOOL
 ATTIC INSULATOR

Be Warm In

... will be glad to show you the products which consists of a Latex, Lath, Tile, Planking and ... of building paper. Large sheets, stronger job. For instruction, use NU-WOOD Insulation.

Although no definite plans have been formulated with regard to a June tour, the 14-15 age bracket, who with the play are asked to send captain or names to Friday's meeting. Play will be restricted to teams alone, in which players can be port and probably new teams will be formed.

Pompey and St. Augustine's

Frank G. ...
 ... daily sworn, deposes and says that ... the

Frank G. ...
 Publisher of the
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 ... week A, the first insertion being on the 22nd day of June, 1950 and the last insertion being on the 29th day of June, 1950, and that not more than six days intervened between any two publications thereof.

Frank G. ...

Sworn to before me this 17th day of July 1950
John H. ...
 Notary Public in and for Erie County.

Posted as follows on the 23rd, day of June, 1950;

- Telephone Pole No. 314 Union Rd.;
- Telephone Pole No. 315 Union Rd.;
- Telephone Pole No. 299 Union Rd.;
- Post corner of Goering Ave. and Union Rd.;
- Telephone Pole No. 1 Zoerb Ave.;
- Telephone Pole No. 319 Union Rd.;

... affores March 30, 1951

Mr. Neibert presented the following resolution and moved

its adoption:

RESOLVED, that the Niagara Mohawk Electric Company be authorized to install street lights on Delavan Avenue to Pine Ridge Road commencing at Andrew Street.

Seconded by Mr. Wroblewski.

Carried Ayes - 5

Mr. Wroblewski moved:

RESOLVED, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on June 10th, 17th and 19th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Neibert.

Carried Ayes - 5

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

RESOLVED, that the New York State Gas and Electric Company be authorized to:

Pole 1-1 Change 1,000 lumen to 2,500 with radial wave reflector Peoria Street;

Pole $\frac{1}{2}$ Change 1,000 lumen to 2,500 with radial wave reflector Mansion Street;

Remove 2,500 lumen lamp on pole 184-1 William Street; and

Install three 2,500 lumen with glass, New York Telephone poles #2436, 424, and 2410 William Street.

Seconded by Councilman Neibert.

Carried Ayes 5

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

RESOLVED, that the building permit issued to Anna P. Anderson to erect a garage at 105 Tiorunda Drive on or about July 1, 1949, be revoked.

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

Carried Ayes - 5

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be and he is authorized to purchase a resuscitator for Town use, the cost not to exceed the sum of \$225.00.

Seconded by Councilman Wroblewski.

Carried Ayes - 5

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

RESOLVED, that the New York State Gas and Electric Company be authorized and directed to move street lights from Pole 10 to Pole 9 in Beach Road in connection with the Thruway.

Seconded by Mr. Neibert.

Carried

Ayes - 5

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

RESOLVED, that the New York State Gas and Electric Company be authorized and directed to move street lamp from Pole No. 235 to Pole No. 235 $\frac{1}{2}$.

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

Carried

Ayes - 5

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

RESOLVED, that the contract entered into between Arthur J. Yaw as Erie County Highway Superintendent of Highways and John J. Zablotny as Town Superintendent of Highways of Cheektowaga, New York, providing for the removal of snow and ice, as more fully set forth in said contract, be approved.

Seconded by Mr. Neibert.

Carried

Ayes - 5

Communication read from the Board of Fire Commissioners, Doyle Fire District No. 1, requesting the Town Board to post one sign reading "Fire Lane" on Willowlawn Parkway near Griswold Street toward Dingen Street. Ordered referred to the Chief of Police for action by Supervisor Holtz.

Communication read from Cheektowaga Chamber of Commerce expressing the Chambers opinion that the proposed ordinance for "Restrictions as to use of property for business purposes," be adopted by the Town Board. Ordered received and filed by Supervisor Holtz.

Communication read from the Zoning Board of Appeals recommending that the petition of Anthony and Apolonia Lewandowski to rezone property on Cleveland Drive corner of Darwin Drive, from residence to business be denied. Mr. Nagel moved, seconded by Mr. Wroblewski that the petition be denied, Carried, Ayes - 5.

Communication read from the Zoning Board of Appeals recommending that the petition of Joseph and Viola Statler to rezone property from residence to business, Lot No. 26, Maryvale Drive, be denied on account of deed restrictions for residence only. Mr. Nagel moved, seconded by Mr. Bystrak that the petition be denied. Carried, Ayes - 5.

Communication read from the Zoning Board of Appeals that the petition of Stephania Glowicki to rezone property from residence to business Lots No. 1, 2, 3, and 4, William Street, be granted. Mr. Wroblewski moved, seconded by Mr. Neibert to refer to the Town Board for further study. Carried, Ayes - 5.

Communication read from the zoning board of Appeals recommending that the petition of Morris Weinstein to rezone property from residence to business, Maryvale Drive near Tiorunda Drive be granted. Mr. Nagel moved, seconded by Mr. Wroblewski that the petition referred to the Town Board for further study. Carried, Ayes - 5.

Communication read from the Zoning Board of Appeals that the petition of Henry J. and Florence Schafer, to rezone property from residence to business, Lots No. 188 and 189, Midland Drive and Grande Boulevard be granted. Mr. Nagel moved seconded by Mr. Neibert that the petition be referred to the Town Board for further study. Carried, Ayes - 5.

Petition presented bearing the signatures of approximately 300 persons, owners and residents of Beverly Hills bounded by Harlem Avenue, Genesee Street, Power Lines and the hospital site on the south protesting any changes from residential to business any property in that area except on Harlem Avenue, and Genesee Streets, and only for a depth of 120 feet on these respective Streets, and also objection the Schafer petition to rezone from residence to business, property located on Midland Drive and Grande Boulevard. Ordered received and filed by Supervisor Holtz.

Petition presented by approximately 50 persons, members of the Town Park Homeowners Association, regarding rezoning of property in their district from residence to business. Ordered received and filed by Supervisor Holtz.

Mr. Victor Moch, representing the Walden Avenue Businessmens Association was granted the floor and requested the Town Board to do all in its power to stop the contemplated building of a shopping center at Walden Avenue and Harlem Road. The Supervisor advised Mr. Moch that if they proposed building or buildings complied in all respects to the Zoning and Building Ordinances of the Town there is nothing the Town Board could do to stop same.

Mr. Moch requested that the Town Board give at least 30 days to the Walden Avenue businessmen to study the proposed plans and specifications when presented. The request was granted by Supervisor Holtz.

Approximately 14 persons stood in the audience who were against the proposed shopping center.

Mr. Nagel moved, seconded by Mr. Wroblewski that an audit be made and the claims be paid. Carried, Ayes - 5.

Mr. Bystrak moved, seconded by Mr. Neibert to adjourn. Carried, Ayes - 5.

KTH

TC.

Kenneth T. Hanley

SEAL.