

Cheektowaga, New York
January 4th, 1951.

At a organization meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 4th day of January, 1951, at 10:00 o'clock A.M., Eastern Standard Time, there were:

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

ABSENT: Joseph A. Neibert Councilman

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.

Petition presented for the installation of street lighting on Balbach Drive. Ordered referred to Mr. Bystrak, Chairman of the Utility Committee by Supervisor Holtz.

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

RESOLVED, that the salaries of Town employees and officials for the year 1951 and thereafter be fixed and established as follows, subject to the further order of the Town Board;

Town Clerk	\$4,600.00
Telephone Operator-Clerk, in Town Clerk's Office	1,800.00
Receiver of Taxes and Assessments	4,600.00
Town Superintendent of Highways	4,800.00
Chairman of the Board of Assessors	3,900.00
Two other Assessors	3,200.00 each
Secretary to Supervisor	2,700.00
Draftsman	3,000.00
General Foreman-Sanitation Dept.	3,200.00
Principal Clerk-Sanitation Dept.	3,100.00
Deputy Town Superintendent of Highways	3,300.00
Dog Warden (Benj. Kraska)	2,050.00
Building and Plumbing Inspector	3,200.00
Two Maintenance Men-Sanitation Dept.	2,600.00 each
Chief Incinerator Plant Operator	3,400.00
Operators in Incinerator Plant	3,000.00 each

and,

BE IT FURTHER RESOLVED, that the following salaries be established in the Police Department for the year 1951 and thereafter, subject to the further order of the Town Board;

Chief of Police	\$4,000.00
Captain of Police	3,750.00
Lieutenant of Police	3,600.00
Detective Sergeants	3,450.00 each
Patrolmen	3,300.00 each
Radio Dispatchers	2,800.00 each
Mechanics	3,000.00 each

and,

BE IT FURTHER RESOLVED, that the salaries of all employees working on an hourly basis be increased 12½ cents per hour;

and,
BE IT FURTHER RESOLVED, that the salaries of the Supervisor, Members of the Town Board, Justices of the Peace, Town Attorney, and all other employees of the Town working on a yearly basis be fixed at the same amount as each of them received in the year, 1950.

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
Stanley Bystrak	Voting AYE

CARRIED; -4-

ABSENT; -1-

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

RESOLVED, that the amount of Thirty thousand dollars (\$30,000.00) be transferred from the General Fund to the Highway Fund, same to be repaid from current tax collections.

Seconded by Mr. Nagel.

CARRIED; AYES; -4-, ABSENT; -1-.

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

RESOLVED, that the Supervisor be authorized to order from the New York State Electric and Gas Company, the installation of Two Sodium Vapor Lights at the intersection of William Street and Harlem Avenue, and,

BE IT FURTHER RESOLVED, that the street light at the corner of Union Road and Chapel Avenue be replaced with a Sodium Vapor Light.

Seconded by Mr. Bystrak.

CARRIED; AYES; -4-, ABSENT; -1-.

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

WHEREAS, Lawrence L. Maus has applied to the Town Board for permission to run a sewer and a water line along the east side of Stratford Place to serve premises belonging to him located approximately 200 feet south of the south line of Genesee Street, and

WHEREAS, Stratford Place has not been accepted as a Town Highway by the Town Board but said Highway will be accepted provided the abutting property owners comply with the requirement and specifications of the Town Highway Department and deed said Highway to the Township,

BE IT RESOLVED, that the Town of Cheektowaga has no objections to the construction of said sewer and water line within the right of way of said Stratford Place.

Seconded by Mr. Wroblewski.

CARRIED; AYES; -4-, ABSENT; -1-.

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

WHEREAS, the Municipal Law Section of the New York State Bar Association has called a meeting of municipal attorneys to be held in the City of New York on January 25th and 26th, 1951, and has requested the Town Attorney to be present at said meeting,

BE IT RESOLVED, that the Town Attorney be and he is hereby authorized to attend said meeting on January 25th and 26th, 1951, at Town expense.

Seconded by Mr. Wroblewski.

CARRIED; AYES; -4-, ABSENT; -1-.

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

RESOLVED, that the Town Clerk be authorized and directed to issue all building permits on applications processed by the Petitions Committee on December 23rd, and December 30th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Bystrak.

CARRIED; AYES; -4-, ABSENT; -1-.

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

RESOLVED, that the Supervisor be and he hereby is authorized to purchase a Model 160 Gestetner Mimeograph Machine from the United Office Machine Company for the sum of \$195.00 and he is also authorized to purchase a stand for same at a cost of \$58.00

Seconded by Mr. Nagel.
CARRIED; AYES; -4-, ABSENT; -1-.

Mr. Bystrak moved seconded by Mr. Wroblewski that an audit be made and the claims be paid and that the Town Clerk be authorized and directed to draw orders upon the Supervisor for same. (Orders No. 3608 to No. 3652 inclusive).

CARRIED; AYES; -4-, ABSENT; -1-.

Mr. Bystrak moved seconded by Mr. Wroblewski to adjourn.
CARRIED; AYES; -4-.

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 in the said Town of Cheektowaga, on the 15th day of January, 1951, 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-

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.

Mr. Joseph Straubinger, president of the Cheektowaga Chamber of Commerce presented the Town Board with a Certificate of Achievement awarded to Cheektowaga in recognition of Exceptional Accomplishment in Civic Development through participation in Clean Up-Paint Up-Fix Up in the year 1950.

Communication read from the Cheektowaga Chamber of Commerce inviting the Town Board to attend a Civil Defense meeting at the Trap and Field Club on January 18th, 1951, at 8:00 P.M. Ordered received and filed and to accept by Supervisor Holtz.

Communication read from Falk, Twelvetrees, Johnson and Siemer regarding U.S. Reclaiming Company Inc., Plant No. 2, Fumes and Odors. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from the Cheektowaga Police Club requesting permission to hold its Annual Police Ball on May 16th., 1951. On a motion by Mr. Neibert seconded by Mr. Nagel the request was granted.

Communication read from Mr. John J. Zablotny, Town Superintendent of Highways requesting permission to attend the County Superintendents of Highways meeting at Albany, New York, on January 24th, 25th, and 26th. On a motion by Mr. Wroblewski seconded by Mr. Neibert the request was granted.

Communication read from Mr. Kenneth W. Kitzinger, Attorney at Law, withdrawing the application of Alfred Schultz and Karl Hill for the purpose of rezoning property at No. 71 Long Avenue from residence to second industrial.

Communication read from Mr. Walter Janik, District Clerk, Union Free School District No. 9, commending the Town Board on its action to hire School Guards for School Crossings. Ordered received and filed by Supervisor Holtz.

Communication read from the Water Power and Control Commission of the State of New York, approving the creation of Water District No. 9, in the Town of Cheektowaga. Ordered received and filed by Supervisor Holtz.

On a motion by Mr. Wroblewski seconded by Mr. Neibert, Chief of Police Marynowski, Lieut. Kistowski and Lieut. Kostrzewski were authorized and directed to attend a school for the purpose of organizing Auxiliary Police at Troy, New York.

On a motion of Mr. Wroblewski seconded by Mr. Neibert a sewer profile map presented by Mr. Anthony Scummaro for the installation of sanitary sewers on Mapleview Avenue and Flora Road, be approved, subject to the recommendation of the Highway Superintendent that the trench will be backfilled with at least two feet of gravel.

Mr. Bystrak moved seconded by Mr. Wroblewski:

RESOLVED, that all Department Heads be instructed to purchase Town equipment and supplies from local merchants when possible. CARRIED; AYES; -5-

The Supervisor appointed Councilman Bystrak, Councilman Wroblewski and Councilman Nagel to act as a committee to investigate the purchases made by the Department Heads.

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

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Fire District in this Town, known as Cleveland Hill Fire District No. 6, 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 said petition and to hear all persons interested in the subject thereof concerning the same having been published and posted as required by law, and the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, on the 6th day of November, 1950, at which hearing all persons interested in the subject matter were given an opportunity to be heard and the Town Board having given due consideration thereon, and

WHEREAS, the said petition was presented to the Town Board on the 7th day of August, 1950, for the extension of the existing Fire District No. 6 of the Town of Cheektowaga, New York, is signed, approved, and acknowledged, as required by law, and is otherwise sufficient, and there is attached to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the existing Fire District, and the general plan of the proposed extension, and

WHEREAS, it is not proposed or required that the Town shall finance the cost of the extension by the issuance of bonds, notes, certificates, or other evidences of indebtedness of the Town therefor, and

WHEREAS, there is annexed to the petition the consent duly executed by the Fire Commissioners of Fire District No. 6;

NOW, THEREFORE, after due deliberation, it is hereby

RESOLVED AND DETERMINED:

FIRST: That the petition is signed and acknowledged or proved as required by law and is otherwise sufficient;

SECOND: That it is in the public interest to grant the relief sought;

THIRD: That all property and property owners included within the proposed district are benefitted thereby;

FOURTH: That all property and property owners benefitted are included therein, and that no property or property owners or persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized on behalf of the Town of Cheektowaga, New York, to apply to the Department of Audit and Control of the State of New York for its approval of the extension of said Fire District; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed by the Town Clerk of the Town of Cheektowaga in the Erie County Clerk's Office within ten (10) days of the date of its adoption; and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Fire District No. 6 be and the same hereby is granted and the said existing Fire District No. 6 is hereby extended to embrace the following described territory:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, and being part of Lot 19, Township 11, Range 7 of the Holland Land Company's Survey, and more particularly described as follows:

BEGINNING at a point in the easterly line of Beach Road (formerly Forest Road), 306.22 feet southerly from the intersection of the easterly line of Beach Road with the southerly line of Cleveland Drive, said point being in the southerly

line of land shown on Subdivision Map recorded in Erie County Clerk's Office under Cover 1481, said point also being in the northerly line of land conveyed to John Lentz by deed recorded in Liber 53 of Deeds at Page 408; thence easterly along said last above described line, 1769.30 feet to the east line of Lot 19, Township 11, Range 7 said east line being the westerly line of Union Road 66 feet wide; thence southerly along the said westerly line of Union Road, 570.59 feet to the northerly line of land conveyed to William Schuneman and others, by deed recorded in Erie County Clerk's Office in Liber 5 of Deeds at Page 208; thence westerly along the northerly line of said land conveyed to William Schuneman and others, 1943.13 feet to a point in the easterly line of Beach Road, said last mentioned point being 588.48 southerly from the point of beginning; thence northerly along the easterly line of Beach Road, 588.48 feet to the point of beginning.

EXCEPTING AND RESERVING for highway purposes, the easterly 17 feet of premises herein described and which borders on Union Road, subject to easements and rights of way owned by the County of Erie, and excepting that part of the above described premises conveyed to or dedicated by the County of Erie for highway or drainage purposes as appears by the records of the Clerk of the County of Erie.

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--

TO THE HONORABLE TOWN BOARD OF THE
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

WE, the undersigned, being the duly elected Fire Commissioners of Cleveland Hill Fire District No. 6, of the Town of Cheektowaga, New York, consent to the extension of the present boundaries of Cleveland Hill Fire District No. 6 so as to include all the property located on Yeager Drive, commencing at Union Road to the end of street, and we likewise consent to the extension of said district so as to include the real property east of Union Road as is more particularly described in the petition for the extension of said district, and we do hereby request the Town Board to extend the present boundaries of said Cleveland Hill Fire District No. 6, so as to include therein the two parcels of land above mentioned.

Clifton C. Betz
Chairman, Board of Fire Commissioners.

Leo G. Dusing
Fire Commissioner

William F. Walter
Fire Commissioner

George W. Ries
Fire Commissioner

Roger E. Scott
Fire Commissioner.

Mr. Bystrak moved seconded by Mr. Nagel; RESOLVED, that the Town Clerk, he and he is hereby authorized to order from the New York State Electric and Gas Company, the installation of nine (9) 2500 lumen lamps with wood standards on Balbach Drive. CARRIED; AYES: -5--.

Mr. Wroblewski moved seconded by Mr. Nagel; WHEREAS, there exists a national emergency and it is vital that the Civilian Defense Organization be established in all important industrial communities, such as Cheektowaga, New York and, WHEREAS; Walter J. Marynowski, Chief of Police, was instrumental in organizing and operating the Cheektowaga Civilian Defense setup during World War 2,

THEREFORE, BE IT RESOLVED, that Walter J. Marynowski, Chief of Police, be directed to make a study of Civilian Defense needs for the Town of Cheektowaga New York, during the present emergency and report to the Town Board his findings, and recommendations within ten (10) days. CARRIED; AYES: -5-.

Mr. Wroblewski moved seconded by Mr. Neibert; RESOLVED, that the Supervisor be authorized and directed to pay to the Town of West Seneca, New York, the amount of \$1,773.64, amount due for taxes on the Clinton Street Disposal Plant. CARRIED; AYES: -5-.

Mr. Nagel moved seconded by Mr. Neibert; RESOLVED, that the request for the installation of fire hydrants in Water Supply District No. 4 as outlined in attached communication from Board of Fire Commissioners of U-Crest Fire District No. 4, be granted and the Town Clerk is directed to order the installation of said hydrants by the Western New York Water Company. CARRIED; AYES; -5-.

BOARD OF FIRE COMMISSIONERS
U-CREST FIRE DISTRICT NO. 4

January 7th, 1951.

To The Honorable Town Board
Cheektowaga, New York

Gentlemen:

We the Board of Fire Commissioners have today gone on record to have the following hydrants installed in the U-Crest Fire District No. 4:

- One on Christa and Rosedale;
- One on Christa and Louis;
- Two to be spaced on Union Road between Genesee and Maryvale;
- One on Peinkofer and Union Road;
- One on Peinkofer and Balbach;
- One on Peinkofer, 500 feet west of Balbach;
- One on Peinkofer, 100 feet west of Balbach;
- One on Peinkofer and Beach;
- One on Balbach and Beach;
- One on Balbach, 500 feet east of Beach;
- One on Balbach, 100 feet east of Beach;
- One on Beach, 500 feet south of Maryvale;
- One on Beach and Winston;
- One on Cunard, center line, between Genesee and Winston;
- One on Vegola, south of Winston at Creek;
- One on North End of Donald Drive;
- One on Arthur and Broad;
- One on Roxborough and Broad;
- One on Roxborough, center line between Broad and Genesee;

We hereby petition your Honorable Board to petition the Western New York Water Company to install these hydrants as specified above.

The above is requested by the Districts Taxpayers due to the Insurance Companies increasing the rate of insurance because of inadequate fire protection.

Trusting you will bring this matter up at the regular meeting and put some pressure on the Western New York Water Company to take action on same

Very truly yours,
Board of Fire Commissioners
U-Crest Fire Dist. No. 4.
A.E. Kron, Dist. Secty.

Mr. Neibert moved seconded by Mr. Wroblewski: WHEREAS bids were received by the Town Board for the construction of water mains and appurtenances in Water District No. 9, and

WHEREAS, Depew Paving Company Inc., submitted a bid to perform the work and supply the materials required by the plans and specifications and contract documents for the sum of \$69,200.00, which bid was the lowest one received.

BE IT RESOLVED, that the bid of Depew Paving Company Inc., be accepted and the Supervisor be and he is hereby authorized to execute the annexed contract on behalf of the Town of Cheektowaga, New York.

CARRIED: AYES; -5-.

Mr. Neibert moved seconded by Mr. Wroblewski: WHEREAS, it is necessary that space be provided immediately in the Town Hall for the various Civil Defense Committees which will soon be appointed for the Township;

BE IT RESOLVED, that the Supervisor be and he is hereby authorized to make such changes as are necessary for the purpose, and is further authorized to purchase any material or hire any labor required therefor.

CARRIED: AYES; -5-.

Mr. Wroblewski moved seconded by Mr. Neibert: RESOLVED, that the Town Clerk be authorized and directed to issue all Building Permits on applications processed by the Petitions Committee on January 6th and 13th, 1951, after same have been approved by the Building Inspector.

CARRIED: AYES; -5-.

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

RESOLVED, that the Town of Cheektowaga create the position of School Guard, and that the compensation for School Guards be fixed at \$1.05 per hour, and that said School Guards work under the supervision of the Supervisor and the Chief of Police, and that the following persons be appointed School Guards, effective February 1st, 1951;

Stephen Markowski,	Cheektowaga, N.Y.
Max Brzoskowski,	Cheektowaga, N.Y.
Matthew Frank,	Cheektowaga, N.Y.
Albert Wolf	Cheektowaga, N.Y.
Leo Lewandowski,	Cheektowaga, N.Y.
Frank Franczkowiak,	Cheektowaga, N.Y.

and be it further RESOLVED, that the Supervisor be authorized to interview these men and, with the aid of the Police, instruct them in the duties expected of them in aiding children to safely cross the street at school crossings, and that the Chief of Police be authorized to place the School Guards at such crossings as he deems advisable.

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 presented the following resolution and moved its adoption:
RESOLVED, that the Supervisor be authorized to purchase for the Police Department three (3) 1951 Chevrolet, Special Style Line, Two-door Sedans, equipped with heater and fresh-air defroster; with safety light installed, from Mernan Chevrolet, Inc., for the sum of One Thousand, six hundred two and 90/100 Dollars (\$1,602.90) for each Sedan, or a total of Four Thousand, Eight Hundred Eight and 70/100 Dollars (\$4,808.70); said Mernan Chevrolet Inc., as a part of said installation, to change over the equipment from the old sedans to the new sedans and furnish permanent anti-freeze; and

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized to turn over to Mernan Chevrolet Inc., to apply on the purchase price of the said three (3) sedans, the following automobiles, with radio equipment removed:

1948 Chevrolet Town Sedan
1949 Chevrolet Town Sedan No. 4
1949 Chevrolet Town Sedan No. 6

for an allowance of Two Thousand, Three Hundred Twenty-Five and No/100 Dollars (\$2,325.00); and that the balance of the purchase price of Two Thousand Four Hundred Eight-Three and 70/100 Dollars (\$2,483.70), be paid out of the equipment item of the Police Budget.

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

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

CARRIED; AYES; -5-.

Mr. Bystrak presented the following resolution and moved its adoption:
RESOLVED, that the annual salaries of all of the operators, including Class A, B, and C, in Disposal Plant No. 5 be fixed at the sum of Two Thousand, Nine Hundred and No/100 Dollars (\$2,900.00), payable in semi-monthly installments; and

BE IT FURTHER RESOLVED, that the annual salaries of Class B. and C operators in Disposal Plant No. 3 be fixed at the sum of Two Thousand, Six Hundred and No/100 Dollars (\$2,600.00, payable in semi-monthly installments; and

BE IT FURTHER RESOLVED, that the salary of Elmer Mesner, Superintendent of Disposal Plants, be fixed at the sum of Three Thousand, Nine Hundred and No/100 Dollars (\$3,900.00), a year, payable in semi-monthly installments; and

BE IT FURTHER RESOLVED, that this resolution take effect immediately as of January 16th, 1951.

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-.

The County, New York, held in the Town Hall in said Town of Cheektowaga, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: None.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board at a regular meeting held at the Town Hall of the Town of Cheektowaga, New York, on the 4th day of December, 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 of Union Road and Broadway, on the 19th day of December, 1950, at 7:30 o'clock P.M., for the purpose of considering the advisability of repealing Section 18 of the Zoning Ordinance, entitled "Sign Boards", adopted by the Town Board of the Town of Cheektowaga on the 19th day of November, 1948, and hearing of persons interested in the subject thereof, concerning the same, which Section 18, entitled "Sign Boards", adopted as aforesaid, provides as follows:

"No sign board or bill board shall be erected or permitted to remain on any real property so as to obstruct the view of operators of motor vehicles or pedestrians at street intersections, and the same must be set back at least 20 feet from the front street line and in the event said sign board is located at an intersection at least 20 feet from the front line of the intersecting street. No such sign board or bill board shall hereafter be erected without a permit to construct the same having been first obtained from the Town Clerk but such permit can only be issued by the Town Clerk after application has been approved by the Town Board. Application for such permit must be made in writing to the Town Board with a description of the property upon which it is intended such a sign board or bill board is to be erected, the distance from street intersections, the height of same and such other information shall be furnished the Town Board as they will require in the application for such permit. The fee for issuing such permit is \$20.00 per annum and no license shall be issued for more than one year. All licenses shall expire on the first day of October of each year. Licenses for less than one year may be issued upon payment in each case of a fee bearing the same proportion to the amount of the annual fee for such license as the period of time intervening between the time of such issuance and the first day of October, thereafter bears to one year providing that no fee shall be accepted for less than three months and that a fraction of a month shall be counted as a full month.

"No sign board or bill board from the day of the adoption of this ordinance shall be erected, owned or used as a sign board or bill board by any person, firm or corporation without first obtaining a license and the fee for issuing such license shall be \$20.00 per annum and it may be renewed each year on or before the first day of September for the following year.

any person, firm or corporation who advertises a business conducted on the same premises. Any person, firm or corporation violating any of the provisions of this section shall be guilty of a misdemeanor and shall be liable to a fine of \$50.00 for each offense and each week during the time the said sign shall be maintained contrary to the provisions of this section shall be deemed a separate offense." and

for the purpose of considering the advisability of enacting the Ordinance hereinafter set forth, to be known as Section 18, "Sign Boards", of the Zoning Ordinances of the Town of Cheektowaga, and

WHEREAS, a Public Hearing was held, pursuant to said resolution, at the Town Hall, corner Union Road and Broadway, on the 18th day of December, 1950, at 7:30 o'clock P.M., and an opportunity was afforded at

said Public Hearing for all persons interested in the subject thereof to be heard, and no one appeared in opposition thereto, and at the conclusion of said public hearing the Town Board decided that it was in the public interest that the existing Sign Board Ordinance should be repealed and the proposed Ordinance adopted in their place, and due deliberation having been had thereon, 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 10 nor more than 20 days prior to the date of the hearing, as is shown by the duly verified affidavit of publication filed at the Town Clerk's office, and

WHEREAS, the Town Clerk not less than 10 nor more than 20 days prior to the hearing posted conspicuously in 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,

BE IT RESOLVED, that Section 18 of the Zoning Ordinances of the Town of Cheektowaga, New York, entitled "Sign Boards", adopted on the 19th day of November, 1948, as hereinbefore set forth, be and the same are hereby repealed, and

BE IT FURTHER RESOLVED, that the following Ordinances be adopted in place of the Ordinances repealed as aforesaid, said Ordinances to be known as Section 18 of the Zoning Ordinances of the Town of Cheektowaga, New York, and entitled, "Sign Board":

SECTION 18, "SIGN BOARDS"
of the Zoning Ordinances of the Town of Cheektowaga, New York

Paragraph 1. GENERAL.
"Subject to the provisions of Existing Zoning Ordinances and the Building Code of the Town of Cheektowaga, New York, no person, firm, or corporation shall construct, alter, repair, maintain or use a sign as hereinafter defined without complying with the provisions of this Section.

Paragraph 2. DEFINITIONS.
"BILLBOARD OR GROUND SIGN. The term 'billboard' or 'ground sign' within the meaning of this Section, shall include a structure supported by framework resting on the ground, of whatever material constructed, which is erected, used or maintained for the public display of posters, painted signs, pictures or other reading or pictorial matter.

"ILLUMINATED SIGN. An 'illuminated sign' within the meaning of this Section, shall be a sign as herein defined in connection with which artificial light is used.

"PROJECTING SIGN. A 'projecting sign' within the meaning of this Section shall include a sign which projects over the exterior street line.

"ROOF SIGN. A 'roof sign' with-

in an advertisement, announcement, or direction in the form of a poster, picture, painted sign, illuminated sign, or other reading or pictorial matter.

deemed to include the changing of movable parts of a sign which is designed for such changes or the repairing or the reposting of display matter.

"The word 'repair' within the meaning of this Section, shall include all work which shall increase the area or height of a sign or substantially change the surface, framework, molding, braces, or anchors of a sign.

Paragraph 3. REMOVAL OR REPAIR OF AN UNSAFE SIGN.

"Should a sign or a part thereof which extends over a public highway become in danger of falling or otherwise become so unsafe as to endanger the public or become an obstruction in a public highway, the Commissioner of Police, the Chief of the Police Department, or the Building Inspector shall notify the owner or lessee of the property on which the sign is located to remove the sign or place it in a safe condition. If such owner or lessee shall refuse or neglect to remove or place the sign in a safe condition within three (3) days after the delivery of such notice to the owner or the lessee the Town Board by resolution may cause the sign to be removed. Delivery of the notice may be made by personal service thereof or by registered mail.

Paragraph 4. PERMIT.

"Except as otherwise so provided in this Section, no sign shall hereafter be erected, altered, repaired or used within the Town unless a permit is obtained from the Town Board where such sign is or is to be located inside the line of any private premises. Such permit shall be issued to a person, firm or corporation who or which has secured a license to transact within the Town the business of erecting, repairing, altering, or removing signs, or to a person, firm or corporation owning or occupying under a lease agreement the property or premises upon which such sign is to be located.

"In the case of a permit issued to a person, firm, or corporation engaged in the business of erecting, repairing, altering or removing signs, the applicant therefor shall file with the Town Clerk written consent of the owner of the premises affected to erect, alter, repair, or remove such sign. Application for the permit shall be made on forms provided by the Town Clerk.

Paragraph 5. WRITTEN APPLICATION FOR PERMIT TO MAINTAIN SIGN.

"Before a permit shall be issued, the person, firm, or corporation desiring to maintain a sign on premises within the Town shall file with the Town Clerk written application therefor, stating the details as to the kind and character of the sign proposed to be erected or maintained, the actual area in square feet of the exterior surface of such sign, the place where and the manner in which it is proposed to erect such sign, and such other details as the Town Clerk shall require. The application, in the case of the owner or occupant of premises who proposes to erect a sign advertising the business of the owner or occupant, shall be signed by the owner or occupant, or his authorized agent, and, in the case of a person, firm, or corporation engaged in the business of erecting,

sign shall be referred to the Town Board for approval. The Town Board shall give attention to the size, weight, and structural safety of the proposed sign, its location upon the building to which it is to be attached, its height above the sidewalk and the extent, if any, to which the sign will interfere with other signs previously erected. If the application is approved, the Town Clerk shall stamp thereon the amount of the fee prescribed by these ordinances for such sign and shall issue the permit.

"Paragraph 6. LICENSE TO ENGAGE IN BUSINESS OF ERECTING, REPAIRING, ALTERING, OR REMOVING SIGNS WITHIN THE TOWN.

"No person, firm or corporation shall engage within the Town in the business of erecting, repairing, altering, or removing signs as defined by these ordinances unless a license for such a purpose is obtained from the Town Clerk and a bond or policy of liability insurance as provided by these ordinances has been filed with the Town Clerk. Said bond or policy shall be approved as to form and sufficiency by the Town Attorney. Such license shall expire on the 31st day of December next after its issuance and the fee therefor shall be one hundred dollars (\$100.00).

"Paragraph 7.

"No sign or billboard or other construction shall be erected on a public right-of-way or on Town property except by permission of the Town Board.

"Paragraph 8. ROOF SIGN.

"A roof sign exceeding fifteen feet in height above the roof level and a roof sign on a building or a structure over two stories or thirty-five feet in height shall be constructed of incombustible material, except that lattice under the sign, moldings, and cappings may be of wood. A sign erected upon or above a roof of a building shall be supported by frame work of structural steel.

"A roof sign shall be so constructed and located as not to interfere with access to any or all parts of the roof or to any scuttle or fire escape.

"A roof sign with tight, closed, or solid sign surface shall not be more than twenty-five feet high above the roof level, except that a sign having twenty-five feet of closed or solid sign may have open letters, with an area not exceeding sixty per cent solid, extending not to exceed twelve feet above the closed sign. In lieu of the above, a sign made up of several closed or solid signs of an aggregate total not exceeding twenty-five feet in height, one above the

other, with open space between having an overall aggregate height not exceeding thirty-seven feet may be used, provided that the total overturning moment due to wind shall not exceed that of the combined twenty-five foot enclosed sign and the twelve-foot open sign above described. A roof sign, not having closed or solid sign surface, shall be not more than fifty feet high above the roof level, provided that, when erected on buildings of fireproof construction, such sign shall be not more than seventy-five feet high above the roof level. Not more than thirty-five per cent of the area to the edges of the structural framing of such sign over twenty-five feet in height shall be covered and exposed to wind pressure. A roof sign shall be designed for a wind pressure of twenty-five pounds per square foot.

"Paragraph 9. WALL SIGN: HOW TO BE PLACED

"A sign placed against the exterior wall of a building shall not extend more than eighteen inches outside the wall surface. Such sign, except a temporary sign hereinbefore mentioned shall not exceed forty square feet in area unless made of incombustible material, except that moldings and cappings may in all cases be made of wood. Such sign shall not extend beyond the end of the wall surface on which it is placed and not over twenty-five per cent of the depth of such sign shall extend above the top of the wall.

"Paragraph 10. ILLUMINATED SIGN.

"A sign illuminated by electricity or equipped in any way with electric devices or appliances shall conform with respect to wiring and appliances, to the requirements of the fire underwriters.

"Paragraph 11. APPLICATION FOR BILLBOARD OR GROUND SIGN PERMIT.

"A person, firm or corporation desiring to construct, alter, repair, remove or change the location of a billboard or ground sign within the Town shall file with the Town Clerk an application in writing for permission so to do, setting forth the name and post-office address of the owner of the billboard or ground sign, which application shall be accompanied by a plan showing the dimensions, location, plan of construction and the materials to be used in the construction of the proposed billboard or ground sign, or the nature of the proposed erection, repair, alteration, or removal.

"Paragraph 12. PERMIT.

"Upon the approval of said plan by the Town Board and upon the payment to it of a permit fee of five dollars, the Town Clerk shall issue to the applicant a permit for the construction, alteration, repair, or removal or for the change of location of the billboard or ground sign therein described.

"Paragraph 13. PERSONS NOT IN BUSINESS OF ERECTING BILLBOARDS OR GROUND SIGNS TO FILE BOND.

"In addition to the aforesaid permit and before issuance thereof, a person, firm, or corporation desiring to erect or maintain a billboard or ground sign upon the premises owned by such person, firm, or corporation shall file a bond in the penal sum of five thousand dollars, (\$5,000) protecting the Town against loss or damage by reason of such billboard or ground sign being erected or maintained. Said bond or policy shall be approved as to form and sufficiency by the Town Attorney.

"Paragraph 14. BILLBOARD OR GROUND SIGN.

"No billboard or ground sign shall be constructed, altered, or repaired so as to exceed twenty feet in height above the surface of the ground, except that open letters, with an area not exceeding sixty per cent solid sign, may extend not to exceed twenty-five feet above the surface of the ground. The height shall be not less than two feet. Signs shall be maintained between the bottom of such sign and the ground, provided that necessary supports extending through such space and the filling of such space with lattice or slats which leave at least fifty per cent of such space open shall not be prohibited.

"No billboard or ground sign shall hereafter be constructed, altered, repaired or located in such manner as to approach nearer than eighteen inches to a building or to a lot line; nor nearer than two feet to another sign; nor nearer than eighteen inches to the street line, and, in no case, nearer to the street line than the adjacent building.

"No billboard or ground sign shall be erected or permitted to remain

on any real property so as to obstruct the view of operators of motor vehicles or pedestrians at street intersections, and at the same must be set back at least 25 feet from the front street line of both highways.

"A billboard or ground sign having a total area of more than twenty-five square feet shall be constructed of galvanized iron facing or other incombustible material, and the posts, framework, braces and members supporting the same shall be of good and sound material.

"Paragraph 15.

"All signs located within the Township shall have a fixed valuation rate of One Dollar (\$1.00) per lineal foot. The owner of said sign shall pay a yearly fee for said sign based on the rate of \$30.00 per \$1,000.00 valuation, such payment to be made on or before February 15 of each year. In the event the owner of the premises upon which said sign is erected fails to pay said fee, the Assessors of the Town of Cheektowaga are hereby authorized to assess the sign located on said premises, the same as other permanent constructions on premises located within the Township.

"A list of all signs located within the Town of Cheektowaga and the total lineal footage of these signs is to be filed with the Town Clerk on or before January 1 of each year by the sign companies licensed to erect, alter, and remove signs or sign boards within the Township.

"Paragraph 16.

"The owner or occupant of premises may erect a signboard advertising a business conducted on the same premises upon payment of a fee of five dollars (\$5.00). He shall also pay a yearly fee based on a fixed valuation rate of One Dollar (\$1.00) per lineal foot of such sign, which fee shall be based on the rate of Thirty Dollars (\$30.00) per each \$1,000.00 valuation, or on before February 15 of each year.

"In the event the owner or occupant fails to pay said fee, then the Assessors shall be authorized to assess the signboard as a permanent improvement to the real property as long as said sign remains on the premises.

"Paragraph 17. PENALTY.

"A person, firm, or corporation, violating any of the provisions of these ordinances shall be liable to a fine or penalty of not more than two hundred and fifty dollars (\$250.00) for each offense, and each day during which a sign shall be maintained contrary to the provisions of these ordinances shall be deemed a separate 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 a general circulation within the Township and being the official newspaper of said Township; and that the Town Clerk post conspicuously in 6 public places within the Town for at least 10 days before the same shall take effect, a printed copy thereof; and that affidavits of publication and posting be filed in the Town Clerk's Office; but such Ordinances 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 into 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
COUNTY OF ERIE
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 15th day of January, 1951, 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 this seal of said Town this 15th day of January, 1951.

KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(SEAL)

Jan. 18, 1951

Posted as follows on the 24th day of January, 1951:
 Pine Hill Fire House, Genesee Street and Normandy Avenue;
 Town Hall Bulletin Board, Union Road and Broadway;
 Forks Hose Company Bulletin Board, Broadway;
 Airport Plaza, Genesee Street and Union Road;
 Rescue Fire House Bulletin Board, Pine Ridge Road;
 Doyle Fire House No. 1 Bulletin Board, William and Alaska Street;

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

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks: first publication January 25, 1951; last publication February 1, 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
 FEB 19 1951
 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

Aberden Woman Is Feted on Anniversary
 Mrs. John Stett Sr., 28 Aberdeen Ave., was honored at a birthday party Saturday, January 27, in the home of her daughter, Mrs. Edges Schutker of Buffalo.
 Attending the occasion were: Mr. and Mrs. Fred Stett, Mr. and Mrs. Michael Yeager, George Stett, Mr. and Mrs. William Stett, Mr. and Mrs. Edger Schutker, Mr. and Mrs. Amrose Stett, Mr. and Mrs. James Marten, Mr. and Mrs. E. Koehler, and Edger Schutker.
 The table was covered with a birthday cake, and Mrs. Stett received very joyful gifts from her daughter.

The public is invited.
 Mrs. Kelly, assisted by Mrs. Betty Kelly; Mrs. Kay, assisted by Mrs. Doris Schmidt; Tickets chairman, Mrs. Doris Schmidt; Refreshments chairman, Mrs. Agnes Kerpner; assisted by Mrs. Audrey Dabrowski; chairman, Mrs. Audrey Dabrowski; Angelhaupf, president - Decorating have been appointed by Mrs. Marion Engelhaupf, president - Decorating
 The following will be from 9 to 11 p.m.: Dancing and AVERY, Sunday evening's Dance in the church hall.
 JOE KEGEMER will sponsor a Valentine's Dance in the church hall.

ORDINANCE ADOPTED
Sign Board Ordinance Revised.
 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 January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board at a regular meeting held at the Town Hall of the Town of Cheektowaga, New York, on the 4th day of December, 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 of Union Road and Broadway, on the 18th day of December, 1950, at 7:30 o'clock P.M., for the purpose of considering the advisability of amending Section 18 of the Zoning

res by the owner to advertise a business on the same premises. A corporation violating provisions of this section shall be deemed a misdemeanor and each week during which said sign shall be in violation of the provisions shall be deemed a misdemeanor and

WHEREAS, said ordinance was adopted on the 4th day of December, 1950, at 2:30 o'clock P.M., and a public hearing was held on the 15th day of January, 1951, at 7:30 o'clock P.M., for the purpose of considering the advisability of amending Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, known as Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, held, pursuant to the provisions of the Town Charter, on the 15th day of January, 1951, at 7:30 o'clock P.M., and an opportunity was given to the public to be heard, and no opposition thereto was presented to the Town Board at the public hearing held on the 15th day of January, 1951, at 7:30 o'clock P.M., and the ordinance adopted in due deliberation thereon, and

WHEREAS, notice of the public hearing was duly given to the Town of Cheektowaga, New York, not less than 20 days prior to the hearing, as is shown by the affidavit of the Town Clerk, and the Township certification and order of the duly verified Town Clerk, and

BE IT RESOLVED that the Town Board of Cheektowaga, Erie County, New York, do hereby amend the ordinance entitled "Sign Board Ordinance" as hereinbefore set forth, and the same are hereby re-enacted in place of the ordinance adopted on the 4th day of December, 1950, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of amending Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, known as Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, held, pursuant to the provisions of the Town Charter, on the 15th day of January, 1951, at 7:30 o'clock P.M., and an opportunity was given to the public to be heard, and no opposition thereto was presented to the Town Board at the public hearing held on the 15th day of January, 1951, at 7:30 o'clock P.M., and the ordinance adopted in due deliberation thereon, and

WHEREAS, the Town Board of Cheektowaga, Erie County, New York, do hereby amend the ordinance entitled "Sign Board Ordinance" as hereinbefore set forth, and the same are hereby re-enacted in place of the ordinance adopted on the 4th day of December, 1950, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of amending Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, known as Section 18 of the Zoning Ordinance of the Town of Cheektowaga, Erie County, New York, held, pursuant to the provisions of the Town Charter, on the 15th day of January, 1951, at 7:30 o'clock P.M., and an opportunity was given to the public to be heard, and no opposition thereto was presented to the Town Board at the public hearing held on the 15th day of January, 1951, at 7:30 o'clock P.M., and the ordinance adopted in due deliberation thereon, and

"Paragraph 6. LICENSE TO EN-GAGE IN BUSINESS OF ERECT-ING, REPAIRING, ALTERING, OR REMOVING SIGNS, WITHIN THE TOWN.

"No person, firm or corporation shall engage within the Town in the business of erecting, repairing, alter- ing, or removing signs as defined by these ordinances unless a license for such a purpose is obtained from the Town Clerk and a bond or policy of liability insurance as provided by these ordinances has been filed with the Town Clerk. Said bond or policy shall be approved as to form and sufficiency by the Town Attorney. Such license shall expire on the 31st day of December next after its issuance and the fee therefor shall be one hundred dollars (\$100.00).

"Paragraph 7.
"No sign or billboard or other construction shall be erected on a public right-of-way or on Town property except by permission of the Town Board.

"Paragraph 8. ROOF SIGN.
"A roof sign exceeding fifteen feet in height above the roof level and a roof sign on a building or a structure over two stories or thirty-five feet in height shall be constructed of in-combustible material, except that lattice under the sign, moldings, and cappings may be of wood. A sign erected upon or above a roof of a building shall be supported by frame work of structural steel.

"A roof sign shall be so con- structed and located as not to inter- fere with access to any or all parts of the roof or to any scuttle or fire escape.

"A roof sign with tight, closed, or solid sign surface shall not be more than twenty-five feet high above the roof level, except that a sign having twenty-five feet of closed or solid sign may have open letters, with an area not exceeding sixty per cent solid, extending not to exceed twelve feet above the closed sign. In lieu of the above, a sign made up of several closed or solid signs of an aggregate total exceeding twenty- five feet in height, one above the

other, with open space between having an overall aggregate height not exceeding thirty-seven feet may be used, provided that the total over- turning moment due to wind shall not exceed that of the combined twenty-five foot enclosed sign and the twelve-foot open sign above de- scribed. A roof sign, not having closed or solid sign surface, shall be not more than fifty feet high above the roof level, provided that, when erected on buildings of fireproof construction, such sign shall be not more than seventy-five feet high above the roof level. Not more than thirty-five per cent of the area to the edges of the structural framing of such sign over twenty-five feet in height shall be covered and exposed to wind pressure. A roof sign shall be designed for a wind pressure of twenty-five pounds per square foot.

"Adequate provisions shall be made for grounding metallic parts of a roof sign exposed to lightning.

"Paragraph 9. WALL SIGN: HOW TO BE PLACED

"A sign placed against the exterior wall of a building shall not extend more than eighteen inches outside the wall surface. Such sign, except a temporary sign hereinbefore men- tioned shall not exceed forty square feet in area unless made of in-com- bustible material, except that mold- ings and cappings may in all cases be made of wood. Such sign shall not extend beyond the end of the wall surface on which it is placed and not over twenty-five per cent of the depth of such sign shall extend above the top of the wall.

"Paragraph 10. ILLUMINATED SIGN.

"A sign illuminated by electricity or equipped in any way with electric devices or appliances shall conform with respect to wiring and appli- ances, to the requirements of the fire underwriters.

"Paragraph 11. APPLICATION FOR BILLBOARD OR GROUND SIGN, PERMIT.

"A person, firm or corporation de- siring to construct, alter, repair, re- move or change the location of a billboard or ground sign within the Town shall file with the Town Clerk an application in writing for permis- sion so to do, setting forth the name and post-office address of the owner of the billboard or ground sign, which application shall be accompa- nied by a plan showing the dimen- sions, location, plan of construction and the materials to be used in the construction of the proposed bill- board or ground sign, or the nature of the proposed erection, repair, al- teration, or removal.

"Paragraph 12. PERMIT.

"Upon the approval of said plan by the Town Board and upon the payment to it of a permit fee of five dollars, the Town Clerk shall issue to the applicant a permit for the construction, alteration, repair, or removal or for the change of loca- tion of the billboard or ground sign therein described.

"Paragraph 13. PERSONS NOT IN BUSINESS OF ERECTING BILL- BOARDS OR GROUND SIGNS TO FILE BOND.

"In addition to the aforesaid per- mit and before issuance thereof, a person, firm, or corporation desiring to erect or maintain a billboard or ground sign upon the premises owned by such person, firm, or cor- poration shall file a bond in the penal sum of five thousand dollars, (\$5,000) protecting the Town against loss or damage by reason of such billboard or ground sign being er- ected or maintained. Said bond or policy shall be approved as to form and sufficiency by the Town Attor- ney.

"Paragraph 14. BILLBOARD OR GROUND SIGN.

"No billboard or ground sign shall be constructed, altered, or repaired so as to exceed twenty feet in height above the surface of the ground, ex- cept that open letters, with an area not exceeding sixty per cent solid sign, may extend not to exceed twenty-five feet above the surface of the ground. The height shall not less than two feet high shall be maintained between the bottom of such sign and the ground, provided that necessary supports extending through such space and the filling of such space with lattice or slats which leave at least fifty per cent of such space open shall not be permitted.

"No billboard or ground sign shall hereafter be constructed, altered, repaired or located in such manner as to approach nearer than eighteen in- ches to a building or to a lot line; nor nearer than two feet to another sign; nor nearer than eighteen inches to the street line, and, in no case, nearer to the street line than the adjacent building.

"No billboard or ground sign shall be erected or permitted to remain

on any road property so as to ob- struct the view of operators of motor vehicles or pedestrians at street in- tersections, and at the same must be set back at least 25 feet from the front street line of both highways.

"A billboard or ground sign having a total area of more than twenty-five square feet shall be constructed of galvanized iron lacing or other in- combustible material, and the posts, framework, braces and anchors sup- porting the same shall be of good and sound material.

"Paragraph 15.

"All signs located within the Township shall have a fixed value of one dollar (\$1.00) per lineal foot. The owner of said sign shall pay a yearly fee for said sign based on the rate of \$30.00 per \$1,000.00 valuation, such payment to be made on or before February 15 of each year. In the event the owner of the premises upon which said sign is erected fails to pay said fee, the Assessors of the Town of Cheektow- aga are hereby authorized to assess the sign located on said premises, the same as other permanent con- structions on premises located with- in the Township.

"A list of all signs located within the Town of Cheektowaga and the total lineal footage of these signs is to be filed with the Town Clerk on or before January 1 of each year by the sign companies licensed to erect, alter, and remove signs or sign boards within the Township.

"Paragraph 16.
"The owner or occupant of prem- ises may erect a signboard adver- tising a business conducted on the same premises upon payment of a fee of five dollars (\$5.00). He shall also pay a yearly fee based on a fixed valuation rate of One Dollar (\$1.00) per lineal foot of such sign, which fee shall be based on the rate of Thirty Dollars (\$30.00) per each \$1,000.00 valuation, or on before Feb- ruary 15 of each year.

"In the event the owner or occu- pant fails to say said fee, the Assessors shall be authorized to as- sess the signboard as a permanent improvement to the real property as long as said sign remains on the premises.

"Paragraph 17. PENALTY.

"A person, firm, or corporation, violating any of the provisions of these ordinances shall be liable to a fine or penalty of not more than two hundred and fifty dollars (\$250.00) for each offense, and each day dur- ing which a sign shall be maintained contrary to the provisions of these ordinances shall be deemed a sepa- rate offense."

BE IT FURTHER RESOLVED, that a copy of this resolution, cer- tified by the Town Clerk, shall be entered in the minutes and published at least twice in the Cheektow- aga Times, a newspaper having a general circulation within the Town- ship and being the official news- paper of said Township; and that the Town Clerk post conspicuously in 6 public places within the Town for at least 10 days before the same shall take effect, a printed copy thereof; and that affidavits of pub- lication and posting be filed in the Town Clerk's Office; but such Or- dinances shall take effect from the date of its service as against a per- son 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 into the minutes.

Seconded by Councilman Wro- blewski and duly put to a vote, which resulted as follows:
Supervisor Haltz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski voting Aye.

Councilman Neibert, voting Aye.
Councilman Bystrak, voting Aye.
AYES: 5 NOES: 0 ABSENT: 0

STATE OF NEW YORK COUNTY OF ERIE 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 15th day of January, 1951, 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 this seal of said Town this 15th day of January, 1951.

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

(SEAL)

ses by the owner or tenant to advertise a business conducted on the same premises. Any person, firm or corporation violating any of the provisions of this section shall be guilty of a misdemeanor and shall be liable to a fine of \$50.00 for each offense and each week during the time the said sign shall be maintained contrary to the provisions of this section shall be deemed a separate offense."

WHEREAS, said resolution adopted the 4th day of December, 1950, at 2:30 o'clock P.M., Ordered a Public Hearing to be held the 18th day of December, 1950, at 7:30 o'clock P.M. for the purpose of considering the advisability of enacting the Ordinances hereinafter set forth, to be known as Section 18, "Sign Boards" of the Zoning Ordinances of the Town of Cheektowaga, and

WHEREAS, a Public Hearing was held, pursuant to said resolution, at the Town Hall, corner Union Road and Broadway, on the 18th day of December, 1950, at 7:30 o'clock P.M., and an opportunity was afforded said Public Hearing for all persons interested in the subject thereof to be heard, and no one appeared in opposition thereto, and at the conclusion of said Public Hearing the Town Board decided that it was in the public interest that the existing Sign Board Ordinances should be repealed and the proposed Ordinances adopted in their place, and due deliberation having been had thereon, 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 10 nor more than 20 days prior to the date of the hearing, as is shown by the duly verified affidavit of publication filed at the Town Clerk's office, and

WHEREAS, the Town Clerk not less than 10 nor more than 20 days prior to the hearing posted conspicuously in 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,

BE IT RESOLVED, that Section 18 of the Zoning Ordinances of the Town of Cheektowaga, New York, entitled "Sign Boards", adopted on the 19th day of November, 1948, as hereinafter set forth, be and the same are hereby repealed, and

BE IT FURTHER RESOLVED, that the following Ordinances be adopted in place of the Ordinances repealed, as aforesaid, and known as Section 18 of the Zoning Ordinances of the Town of Cheektowaga, New York, and entitled, "Sign Boards":

SECTION 18, "SIGN BOARDS" of the Zoning Ordinances of the Town of Cheektowaga, New York

"Paragraph 1. GENERAL. "Subject to the provisions of Existing Zoning Ordinances and the Building Code of the Town of Cheektowaga, New York, no person, firm, or corporation shall construct, alter, repair, maintain or use a sign as hereinafter defined without complying with the provisions of this Section.

"Paragraph 2. DEFINITIONS. "BILLBOARD OR GROUND SIGN. The term 'billboard' or 'ground sign,' within the meaning of this Section, shall include a structure supported by framework resting on the ground, of whatever material constructed, which is erected, used or maintained for the public display of posters, painted signs, pictures or other reading or pictorial matter.

"ILLUMINATED SIGN. An illuminated sign, within the meaning of this Section, shall be a sign as herein defined in connection with which artificial light is used.

"PROJECTING SIGN. A 'projecting sign,' within the meaning of this Section shall include a sign which projects over the exterior street line.

"ROOF SIGN. A 'roof sign,' within the meaning of this Section, shall be a sign constructed upon the roof of a building.

"SIGN. A 'sign,' within the meaning of this Section shall include a structure built or erected, used or maintained for a public display of an advertisement, announcement, notice or direction in the form of a poster, picture, painted sign, illuminated sign, or other reading or pictorial matter.

"WALL SIGN. A 'wall sign,' within the meaning of this Section, shall be a sign attached to or supported by the wall of a building, except a temporary sign, such as banners, etc.

"The word 'alter' shall not be deemed to include the changing of movable parts of a sign which is designed for such changes or the repairing or the repositioning of display matter.

"The word 'repair,' within the meaning of this Section, shall include all work which shall increase the area or height of a sign or substantially change the surface, framework, molding, braces, or anchors of a sign.

"Paragraph 3. REMOVAL OR RE-

PAIR OF AN UNSAFE SIGN.

"Should a sign or a part thereof which extends over a public highway become in danger of falling or otherwise become so unsafe as to endanger the public or become an obstruction in a public highway, the Commissioner of Police, the Chief of the Police Department, or the Building Inspector shall notify the owner or lessee of the property on which the sign is located to remove the sign or place it in a safe condition. If such owner or lessee shall refuse or neglect to remove or place the sign in a safe condition within three (3) days after the delivery of such notice to the owner or the lessee the Town Board by resolution may order the sign to be removed. Delivery of the notice may be made by personal service thereof or by registered mail.

"Paragraph 4. PERMIT.

"Except as otherwise so provided in this Section, no sign shall hereafter be erected, altered, repaired or used within the Town unless a permit is obtained from the Town Board where such sign is or is to be located inside the line of any private premises. Such permit shall be issued to the person, firm or corporation who has secured a license to transact within the Town the business of erecting, repairing, altering, or removing signs, or to a person, firm or corporation owning or occupying under a lease agreement the property or premises upon which such sign is to be located.

"In the case of a permit issued to a person, firm, or corporation engaged in the business of erecting, repairing, altering or removing signs, the applicant therefor shall file with the Town Clerk a written consent of the owner of the premises affected to erect, alter, repair, or remove such sign. Application for the permit shall be made on forms provided by the Town Clerk.

"Paragraph 5. WRITTEN APPLICATION FOR PERMIT TO MAINTAIN SIGN.

"Before a permit shall be issued, the person, firm, or corporation desiring to maintain a sign on premises within the Town shall file with the Town Clerk a written application therefor, stating the details as to the kind and character of the sign proposed to be erected or maintained, the actual area in square feet of the exterior surface of such sign, the place where and the manner in which it is proposed to erect such sign, and such other details as the Town Clerk shall require. The application, in the case of the owner or occupant of premises who proposes to erect a sign advertising the business of the owner or occupant, shall be signed by the owner or occupant, or his authorized agent, and, in the case of a person, firm, or corporation engaged in the business of erecting, altering, repairing, or removing signs, by said person, firm, or corporation or his or its authorized agent.

"Such application for a permit to maintain a roof, wall, or projecting sign shall be referred to the Town Board for approval. The Town Board shall give attention to the size, weight, and structural safety of the proposed sign, its location upon the building to which it is to be attached, its height above the sidewalk and the extent, if any, to which the sign will interfere with other signs previously erected. If the application is approved, the Town Clerk shall stamp thereon the amount of the fee prescribed by these ordinances for such sign and shall issue the permit.

"Paragraph 6. LICENSE TO ENGAGE IN BUSINESS OF ERECTING, REPAIRING, ALTERING, OR REMOVING SIGNS WITHIN THE TOWN.

"No person, firm or corporation shall engage within the Town in the business of erecting, repairing, altering, or removing signs as defined by these ordinances unless a license for such a purpose is obtained from the Town Clerk and a bond or policy of liability insurance as provided by these ordinances has been filed with the Town Clerk. Said bond or policy shall be approved as to form and sufficiency by the Town Attorney. Such license shall expire on the 31st day of December next after its issuance, and the fee therefor shall be one hundred dollars (\$100.00).

"Paragraph 7.

"No sign or billboard or other construction shall be erected on a public right-of-way or on Town property except by permission of the Town Board.

"Paragraph 8. ROOF SIGN.

"A roof sign exceeding fifteen feet in height above the roof level and a roof sign on a building or a structure over two stories or thirty-five feet in height shall be constructed of incombustible material, except that lattice under the sign, moldings, and cappings may be of wood. A sign erected upon or above the roof of a building shall be supported by frame work of structural steel.

"A roof sign shall be so constructed and located as not to interfere with access to any of all parts

of the roof or to any scuttle or fire escape.

"A roof sign with tight, closed, or solid sign surface shall not be more than twenty-five feet high above the roof level, except that a sign having twenty-five feet of closed or solid sign may have open letters, with an area not exceeding sixty per cent solid, extending not to exceed twelve feet above the closed sign. In lieu of the above, a sign made up of several closed or solid signs of an aggregate total not exceeding twenty-five feet in height, one above the other, with open space between having an overall aggregate height not exceeding thirty-seven feet may be provided that the total over-turning moment due to wind shall not exceed that of the combined twenty-five foot closed sign and the twelve-foot open sign above described. A roof sign, not having closed or solid sign surface, shall be not more than fifty feet high above the roof level, provided that, when erected on buildings of fireproof construction, such sign shall be not more than seventy-five feet high above the roof level. Not more than twenty-five feet of the area to the edges of the structural framing of such sign over twenty-five feet in height shall be covered and exposed to wind pressure. A roof sign shall be designed for a wind pressure of twenty-five pounds per square foot.

"Adequate provisions shall be made for grounding metallic parts of a roof sign exposed to lightning.

"Paragraph 9. WALL SIGN: HOW TO BE PLACED.

"A sign placed against the exterior wall of a building shall not extend more than eighteen inches outside the wall surface. Such sign, except a temporary sign hereinafter mentioned shall not exceed forty square feet in area unless made of incombustible material, except that moldings and cappings may in all cases be made of wood. Such sign shall not extend beyond the end of the wall surface on which it is placed and not over twenty-five per cent of the depth of such sign shall extend above the top of the wall.

"Paragraph 10. ILLUMINATED SIGN.

"A sign illuminated by electricity or equipped in any way with electric devices or appliances shall conform with respect to wiring and appliances to the requirements of the fire underwriters.

"Paragraph 11. APPLICATION FOR BILLBOARD OR GROUND SIGN PERMIT.

"A person, firm or corporation desiring to construct, alter, repair, remove or change the location of a billboard or ground sign within the Town shall file with the Town Clerk an application in writing for permission so to do, setting forth the name and post-office address of the owner of the billboard or ground sign, which application shall be accompanied by a plan showing the dimensions, location, construction and the materials to be used in the construction of the proposed billboard or ground sign, or the nature of the proposed erection, repair, alteration, or removal.

"Paragraph 12. PERMIT.

"Upon the approval of said plan by the Town Board and upon the payment to it of a permit fee of five dollars, the Town Clerk shall issue to the applicant a permit for the construction, alteration, repair, or removal or for the change of location of the billboard or ground sign therein described.

"Paragraph 13. PERSONS NOT IN BUSINESS OF ERECTING BILLBOARDS OR GROUND SIGNS TO FILE BOND.

"In addition to the aforesaid permit and before issuance thereof, a person, firm, or corporation desiring to erect or maintain a billboard or ground sign upon the premises owned by such person, firm, or corporation shall file a bond in the penal sum of five thousand dollars, (\$5,000) protecting the Town against loss or damage by reason of such billboard or ground sign being erected or maintained. Said bond or policy shall be approved as to form and sufficiency by the Town Attorney.

"Paragraph 14. BILLBOARD OR GROUND SIGN.

"No billboard or ground sign shall be constructed, altered, or repaired so as to exceed twenty feet in height above the surface of the ground, except that open letters, with an area not exceeding sixty per cent solid sign, may extend not to exceed twenty-five feet above the surface of the ground. An open space not less than two feet high shall be maintained between the bottom of such sign and the ground, provided that necessary supports extending through such space and the filling of such space with lattice or slats which leave at least fifty per cent of such space open shall not be prohibited.

"No billboard or ground sign shall hereafter be constructed, altered, repaired or located in such manner as to approach nearer than eighteen in-

ches to a building or to a lot line; nor nearer than two feet to another sign; nor nearer than eighteen inches to the street line, and, in no case, nearer to the street line than the adjacent building.

"No billboard or ground sign shall be erected or permitted to remain on any real property so as to obstruct the view of operators of motor vehicles or pedestrians at street intersections, and at the same time be set back at least 25 feet from the front street line of both highways.

"A billboard or ground sign having a total area of more than twenty-five square feet shall be constructed of galvanized iron facing or other incombustible material, and the posts, framework, braces and anchors supporting the same shall be of good and sound material.

"Paragraph 15.

"All signs located within the Township shall have a fixed valuation rate of One Dollar (\$1.00) per lineal foot. The owner of said sign shall pay a yearly fee for said sign based on the rate of \$30.00 per \$1,000.00 valuation, such payment to be made on or before February 15 of each year. In the event the owners of the premises upon which said sign is erected fails to pay said fee, the Assessors of the Town of Cheektowaga are hereby authorized to assess the sign located on said premises, the same as other permanent constructions on premises located within the Township.

"A list of all signs located within the Town of Cheektowaga and the total lineal footage of these signs is to be filed with the Town Clerk on or before January 1 of each year by the sign companies licensed to erect, alter, and remove signs or sign boards within the Township.

"Paragraph 16.

"The owner or occupant of premises may erect a signboard advertising a business conducted on the same premises upon payment of a fee of five dollars (\$5.00). He shall also pay a yearly fee based on a fixed valuation rate of One Dollar (\$1.00) per lineal foot of such sign, which fee by January 1 of each year by the sign company licensed to erect, alter, and remove signs or sign boards within the Township.

"Paragraph 17. PENALTY.

"A person, firm, or corporation, violating any of the provisions of these ordinances shall be liable to a fine or penalty of not more than two hundred and fifty dollars (\$250.00) for each offense, and each day during which a sign shall be maintained contrary to the provisions of these ordinances shall be deemed a separate 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 a general circulation within the Township and being the official newspaper of said Township; and that the Town Clerk post conspicuously in 6 public places within the Town for at least 10 days before the same shall take effect, a printed copy thereof; and that affidavits of publication and posting be filed in the Town Clerk's Office; but such Ordinances shall take effect from the date of its service 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 into 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 :
COUNTY OF ERIE : SS
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 15th day of January, 1951, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have herewith set my hand and affixed this seal of said Town this 15th day of January, 1951.

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

(SEAL)

York, on the 15th day of January, 1951, at 7:30 o'clock P.M., E.S.T. there were:

PRESENT:

Benedict T. Holtz, Supervisor.
Henry J. 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, New York, shall meet at the Town Hall, corner of Union Road and Broad-

way in said Town on the 5th day of February, 1951, at 2:30 o'clock, P.M., E.S.T., for the purpose of considering the advisability of repealing that portion of Section 23 of the Zoning Ordinances, under the title, "Administration," which provides as follows:

"Any and all building permits issued by the Town Clerk under authority of these ordinances shall not become effective until after a copy thereof has been delivered to the office of the Zoning Board of Appeals. In the event there is objection to the granting of such permit, the Zoning Board of Appeals shall investigate the complaint, and operation under such permit, if one has been granted, shall be suspended until a decision has been rendered by the Zoning Board of Appeals."

and repealing in its entirety Section 24 of the Zoning Ordinances of the Town of Cheektowaga, New York, entitled "Certificate of Occupancy and Compliance," which provides as follows:

"No building hereafter structurally altered or erected, shall be used or changed in use, nor premises occupied or used, until a certificate of occupancy and compliance shall have been issued to the effect that the buildings or premises complied with the provisions of these ordinances. A like certificate shall be issued to maintain, renew, change or extend a non-conforming use. Said certificate of occupancy and compliance for the whole or part of the building or premises shall be applied for coincident with the application for a building or use permit, and shall be issued within ten (10) days after the erection or structural alteration of such building or part shall have been completed in conformity with the provisions of this ordinance. No such certificate shall be issued by the Town Clerk until it has been approved by the Building and Plumbing Inspector. A record of said certificates shall be kept in the office of the Town Clerk."

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 a general circulation in said Town not less than (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Township.

Seconded by Councilman Neibert and duly put to a vote, which resulted as follows:
Benedict T. Holtz, voting Aye.
Henry Nagel, voting Aye.

AYE

**TOWN 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 15th day of January, 1951, 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 15th day of January, 1951.

Posted as follows on the 24th day of January, 1951:

Town Hall Bulletin Board, Broadway and Union Road;
Forks Fire Hall Bulletin Board, Broadway;
Pine Hill Fire House Bulletin Board; Genesee Street and Normandy Avenue;
Airport Plaza, Genesee Street and Union Road;
Rescue Fire Hall Bulletin Board, Pine Ridge Road;
Doyle Fire House No. 1, Bulletin Board, William Street and Alaska Street;

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

NOTICE OF HEARING
Zoning Ordinance Appeal

At a regular meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall, of said Town of Cheektowaga, Erie County, New York, on the 15th day of January, 1951, at 7:30 o'clock P.M., E.S.T. there were:

PRESENT:

Benedict T. Holtz, Supervisor.
Henry J. 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, New York, shall meet at the Town Hall, corner of Union Road and Broad-

way in said Town on the 5th day of February, 1951, at 2:30 o'clock, P.M., E.S.T., for the purpose of considering the advisability of repealing that portion of Section 23 of the Zoning Ordinances, under the title, "Administration," which provides as follows:

"Any and all building permits issued by the Town Clerk under authority of these ordinances shall not become effective until after a copy thereof has been delivered to the office of the Zoning Board of Appeals. In the event there is objection to the granting of such permit, the Zoning Board of Appeals shall investigate the complaint, and operation under such permit, if one has been granted, shall be suspended until a decision has been rendered by the Zoning Board of Appeals." and repealing in its entirety Section 24 of the Zoning Ordinances of the Town of Cheektowaga, New York, entitled "Certificate of Occupancy and Compliance," which provides as follows:

"No building hereafter structurally altered or erected, shall be used or changed in use, nor premises occupied or used, until a certificate of occupancy and compliance shall have been issued to the effect that the buildings or premises complied with the provisions of these ordinances. A like certificate shall be issued to maintain, renew, change or extend a non-conforming use. Said certificate of occupancy and compliance for the whole or part of the building or premises shall be applied for coincident with the application for a building or use permit, and shall be issued within ten (10) days after the erection or structural alteration of such building or part shall have been completed in conformity with the provisions of this ordinance. No such certificate shall be issued by the Town Clerk until it has been approved by the Building and Plumbing Inspector. A record of said certificates shall be kept in the office of the Town Clerk."

That at such public hearings as persons interested in the subject matter thereof shall be given an opportunity to be heard; 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 a general circulation in said Town, not less than (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously or cause to be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Township;

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

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 15th day of January, 1951, 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 15th day of January, 1951.

KENNETH T. HANLEY
Clerk of the Town Board, Town of Cheektowaga, N. Y.
(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 JAN 18 1951
last publication JAN 18 1951
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of JAN 18 1951 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

York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

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

Joseph A. Neibert presented the

Resolution

at present in the

State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Board Room, 1000 Broadway, in said Town of Cheektowaga, on the 5th day of February, 1951, at 2:30 o'clock, P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing that portion of Section I, Subdivision I, entitled "General Provisions," of the Building Code of the Town of Cheektowaga, New York, which provides as follows:

"Each application shall be accompanied by the required fee which is hereby affixed as follows:

Dwellings	\$2.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes	5.00
Buildings used in part or in whole for manufacturing purposes	5.00
All other buildings	2.00
Moving a building which is to be used for human habitation through or across street or other public property	5.00
Moving a building over private property	2.00
Alterations	\$.50"

and be it further

RESOLVED, that pursuant to the provisions of the Town Law, the Town Board of the Town of Cheektowaga, New York, do hereby

enact the following

amendment to the Building Code, Section I, Subdivision I, to provide as follows:

"Each application shall be accompanied by the required fee which is hereby fixed as follows:

Single dwellings	\$ 4.00
Each additional dwelling unit	4.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family)	9.00
Each additional dwelling unit	4.00
Buildings used in whole or in part for manufacturing purposes	25.00
All other buildings	4.00
Moving any building through or across street or other public property	10.00
Interior alterations	1.00
Outside additions or alterations, if cost of same does not exceed \$500.00	1.00
Over \$500.00	4.00"

the Town Clerk be, and he hereby

is **ORDERED AND DIRECTED** to

publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having

general circulation in the said Town, not less than ten (10) 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 six public places within the Township

Seconded by Councilman Bystrak

and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye
 Felix T. Wroblewski, voting Aye
 Henry Nagel, voting Aye
 Joseph 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 15th day of January, 1951, 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 15th day of January, 1951.

KENNETH T. HANLEY

Clerk of the Town Board, Town of Cheektowaga, N. Y.

Posted as follows on the 24th day of January, 1951:

- Town Hall Bulletin Board, Broadway and Union Road;
- Forks Fire House Bulletin Board, Broadway;
- Pine Hill Fire House Bulletin Board, Genesee Street and Normandy Street;
- Airport Plaza, Genesee Street and Union Road;
- Rescue Fire House Bulletin Board, Pine Ridge Road;
- Doyle Fire House No. 1, Bulletin Board, William and Alaska Street;

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

NOTICE OF HEARING
Building Permit Fee Change

At a regular meeting of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT:
 Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner Union Road and Broadway, in said Town of Cheektowaga, on the 5th day of February, 1951, at 2:30 o'clock, P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing that portion of Section I, Subdivision I, entitled "General Provisions," of the Building Code of the Town of Cheektowaga, New York, which provides as follows:

"Each application shall be accompanied by the required fee which is hereby affixed as follows:

Dwellings	\$2.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes	5.00
Buildings used in part or in whole for manufacturing purposes	5.00
All other buildings	2.00
Moving a building which is to be used for human habitation through or across street or other public property	5.00
Moving a building over private property	2.00
Alterations	\$0.50"

and be it further

RESOLVED, that pursuant to the provisions of the Town Law, 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 February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the following amendment to the Building Code, Section I, Subdivision I, to provide as follows:

"Each application shall be accompanied by the required fee which is hereby fixed as follows:

Single dwellings	\$ 4.00
Each additional dwelling unit	4.00
Buildings containing stores and/or offices and/or rooms used for dwelling dwelling purposes (one family)	9.00
Each additional dwelling unit	4.00
Buildings used in whole or in part for manufacturing purposes	25.00
All other buildings	4.00
Moving any building through or across street or other public property	10.00
Interior alterations	1.00
Outside additions or alterations, if cost of same does not exceed \$500.00	1.00
Over \$500.00	4.00"

and that at such public hearing all persons interested in the subject hereof shall be given an opportunity to be heard, and be it further

RESOLVED, and **ORDERED**, that he Town Clerk be, and he hereby **ORDERED AND DIRECTED** to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in the said Town, not less than ten (10) 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 six public places within the Township

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

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

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

first publication JAN 18 1951

last publication JAN 18 1951

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
 day of JAN 18 1951, 19.....

Evel J. Allis
 Notary Public in and for Erie County, N. Y.

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

York, held at the Town Hall in said Town of Cheektowaga, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

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

Joseph A. Neibert presented the

Resolution

That pursuant to the provisions of the Town Law of the State of New York, the Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Board Chamber, Union Road and Broadway, in said Town of Cheektowaga, on the 5th day of February, 1951, at 2:30 o'clock, P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing that portion of Section 1, Subdivision I, entitled "General Provisions," of the Building Code of the Town of Cheektowaga, New York, which provides as follows:

"Each application shall be accompanied by the required fee which is hereby affixed as follows:

- Dwellings\$2.00
- Buildings containing stores and/or offices and/or rooms used for dwelling purposes 5.00
- Buildings used in part or in whole for manufacturing purposes 5.00
- All other buildings 2.00
- Moving a building which is to be used for human habitation through or across street or other public property 5.00
- Moving a building over private property 2.00
- Alterations\$0.50"

and be it further

RESOLVED, that pursuant to the provisions of the Town Law, the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Board Chamber, Union Road and Broadway, in said Town of Cheektowaga, on the 5th day of February, 1951, at 2:30 o'clock, P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the following amendment to the Building Code, Section 1, Subdivision I, to provide as follows:

"Each application shall be accompanied by the required fee which is hereby fixed as follows:

- Single dwellings\$ 4.00
- Each additional dwelling unit 4.00
- Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family) 9.00
- Each additional dwelling unit 4.00
- Buildings used in whole or in part for manufacturing purposes 25.00
- All other buildings 4.00
- Moving any building through or across street or other public property 10.00
- Interior alterations 1.00
- Outside additions or alterations, if cost of same does not exceed \$500.00 1.00
- Over \$500.00 4.00"

the Town Clerk be, and he hereby is ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in the said Town, not less than ten (10) 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 six public places within the Township

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

- Benedict T. Holtz, voting Aye
 - Felix T. Wroblewski, voting Aye
 - Henry Nagel, voting Aye
 - Joseph 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 15th day of January, 1951, 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 15th day of January, 1951.

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

Posted as follows on the 24th day of January, 1951:

- Town Hall Bulletin Board, Broadway and Union Road;
- Forks Fire House Bulletin Board, Broadway;
- Pine Hill Fire House Bulletin Board, Genesee Street and Normandy Street;
- Airport Plaza, Genesee Street and Union Road;
- Rescue Fire House Bulletin Board, Pine Ridge Road;
- Doyle Fire House No. 1, Bulletin Board, William and Alaska Street;

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

Single dwellings	\$ 4.00
Each additional dwelling unit	4.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family)	9.00
Each additional dwelling unit	4.00
Buildings used in whole or in part for manufacturing purposes	25.00
All other buildings.....	4.00
Moving any building through or across street or other public property	10.00
Interior alterations	1.00
Outside additions or alterations, if cost of same does not exceed \$500.00.....	1.00
Over \$500.00	4.00

and that at such public hearing all persons interested in the subject hereof shall be given an opportunity to be heard, and be it further RESOLVED, and ORDERED, that the Town Clerk be, and he hereby is ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times, a newspaper having general circulation in the said Town, not less than ten (10) 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 six public places within the Township.

Secounded by Councilman Bystrak and duly put to a vote which resulted as follows:
 Benedict T. Holtz, voting Aye
 Felix T. Wroblewski, voting Aye
 Henry Nagel, voting Aye
 Joseph 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 15th day of January, 1951, 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 15th day of January, 1951.

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

Willard C. Allis

Sworn to before me this.....
 day of JAN 18 1951, 19.....

Evel J. Allis
 Notary Public in and for Erie County, N. Y.

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

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 January, 1951, there were:
PRESENT:
 Benedict T. Holtz, Supervisor
 Henry Nagel, Councilman
 Felix T. Wroblewski, Councilman
 Stanley Bystrak, Councilman
 Joseph A. Neibert, Councilman
ABSENT: 0
 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 3rd day of January, 1951, at 7:30 o'clock P. M., E.S.T., of said day, for the purpose

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 JAN 18 1951
 last publication JAN 25 1951
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 25 1951, 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 24th day of January, 1951;

- Telephone Pole No. 214, Union Road;
- Telephone Pole No. 316, Union Road;
- Post corner of Union Road and Floral Place;
- Telephone Pole No. 313, Union Road;
- Telephone Pole corner of Union Road and Chapel Avenue;
- Telephone Pole corner Union Road and Genesee Street;

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

ANNUAL REPORT OF SUPERVISOR
TOWN OF CHEEKTOWAGA

Cheektowaga, New York
December 31, 1950.

MEMBERS OF THE TOWN BOARD
TOWN OF CHEEKTOWAGA, NEW YORK

Gentlemen:

Pursuant to the provisions of Section 105 of the Town Law, I have prepared and submit herewith a full and complete statement of the moneys received and disbursed by me during the year 1950 for the account of the Town of Cheektowaga and funds properly entrusted to me in my capacity as Supervisor, as follows:

RECEIPTS

BALANCE FROM PREVIOUS YEAR - 1949

On deposit - General Fund	\$ 45,923.90	
On deposit - Health Fund	1,797.72	
On deposit - Welfare Fund	1,101.54	
On deposit - Project No. 30-136	22,521.58	
On deposit - Project N.Y. 30-137	1,100.73	
On deposit - Project N.Y. 30-216	215.36	
On deposit - Project N.Y. 2420	7,717.80	
On deposit - Project N.Y. 2421	6,757.24	
On deposit - George Urban Town Park	3,213.22	
On deposit - Roycroft Pump Station	18,974.33	
On deposit - Grit Chamber - Disposal Plant No. 5	4,546.57	
On deposit - Wanda Street Curbing	272.85	
On deposit - Huth, Lincoln, Aberdeen - Lateral Sewers	926.26	
On deposit - Overflow and Relief - Sewer District No. 5	7,371.78	
On deposit - Trunk Sewer - Roycroft Blvd. - Dist. No. 5	1,421.22	
On deposit - Lateral Sewer - Roycroft Blvd. - Dist. No. 5	7.44	
On deposit - Oehman Blvd. - sidewalk Improvement	23.42	
On deposit - Crestwood, Etc. - Lateral Sewers	5,458.39	
On deposit - Sewer Dist. No. 3 - Disposal Plant	20,035.57	
On deposit - Sewer Dist. No. 5 - Disposal Plant	79,795.81	
On deposit - Special Districts Fund	<u>12,064.93</u>	\$241,247.66

GENERAL PROPERTY TAXES

General Town Lighting	65,869.60	
Town Health Fund	3,126.37	
Town Tax	<u>92,772.90</u>	161,768.87

SPECIAL DISTRICT TAXES

FIRE DISTRICTS

District No. 1 - Doyle	19,005.00	
District No. 2 - Walden	11,005.00	
District No. 3 - Forks	5,000.00	
District No. 4 - U-Crest	20,417.70	
District No. 5 - Pine Hill	11,495.72	
District No. 6 - Cleveland Hill	20,968.18	
District No. 8 - Hyland (Urban)	<u>401.30</u>	88,292.90

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 January, 1951, there were:

PRESENT:

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

ABSENT: 0

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 3rd day of January, 1951, at 7:30 o'clock P. M., E.S.T., of said day, for the purpose of considering the application of Dennis Leo 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 11th day of January, 1951, 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 Retail Jewelry Store and Gift Shop and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon on the 15th day of January, 1951, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Union Road,

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

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance" be and the same hereby amended by changing the zoning map so as to change the following described property from that of "Residence 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 Retail Jewelry Store and Gift Shop this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

Subdivision Lots No. 27 and 28, Under Cover No. 1073, on the west side of Union Road, approximately 200 feet south of Genesee Street.

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

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

Carried.

AYES: 5 NOES: 0 ABSENT: 0
Dated: January 15, 1951.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York.

(SEAL)

Jan. 18, 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 *two* weeks:
first publication JAN 18 1951
last publication JAN 25 1951
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 25 1951 19.....

Evel J. Allis

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

SPECIAL DISTRICT TAXES CONT'D.

RECEIPTS - (Cont'd)

WATER DISTRICTS

District No. 1 - Doyle	\$	5,290.11	
District No. 2 - Walden		2,118.52	
District No. 3 - Forks		1,907.46	
District No. 4 - U-Crest		5,307.98	
District No. 5 - Pine Hill		3,501.39	
District No. 6 - Cleveland Hill		6,902.24	
District No. 7 - French Road		927.17	
District No. 8 - Hyland (Urban)		265.50	\$ 26,220.37

GARBAGE DISTRICTS

District No. 1 - Clinton-William		12,284.04	
District No. 2 - U-Crest		9,307.02	
District No. 3 - Walden		19,026.86	
District No. 4 - Pine Hill-Delevan		32,230.84	
District No. 5 - Cleveland Hill		41,833.77	
District No. 6 - Maryvale-Unionvale		13,138.01	
District No. 7 - Orchard Hill		2,202.31	
District No. 8 - City-edge-view		1,761.29	
District No. 9 - Broadway-Union		952.91	
District No. 10- Tiorunda		11,897.96	
District No. 11- Bellevue		560.07	
District No. 12- South Union Road		1,410.16	
District No. 13--Cayuga Creek Road		1,116.29	
District No. 14- Como and Union Road		1,528.89	149,250.42

SEWER DISTRICTS

District No. 1 -		260.00	
District No. 2 -		2,600.00	
District No. 3 -		29,965.58	
District No. 4 -		4,605.43	
District No. 5 -		171,897.72	
District No. 6 -		15,304.00	224,632.73

STORM SEWER DISTRICTS

District No. 1 -		-0-	
District No. 2 -		1,251.68	
District No. 3 -		5,150.00	6,401.68

LATERAL SANITARY SEWER DISTRICTS

Arthur Street		339.37	
Aberdeen Street		741.65	
Lincoln Drive		785.03	
Huth Road		593.32	
Roycroft Blvd.		310.19	
Crestwood Place		1,256.14	
Cleveland Drive		1,078.76	
Commodore Terrace		1,186.64	
Buell and W. Sobieski		1,725.02	
Harlem Avenue		647.24	8,664.36

SIDEWALK DISTRICTS

Unionvale		825.20	
Maryvale		514.00	
Oehman Blvd.		3,121.67	4,460.87

CURBING DISTRICTS

Wanda Street			2,170.00
--------------	--	--	----------

FIRE PROTECTION DISTRICTS

District No. 1		244.52	
District No. 2		6,135.48	6,380.00

RECEIPTS -(Cont'd)

<u>PROCEEDS OF BONDS ISSUED</u>		
Maryvale and W. Grande Blvd., etc.-Lateral Sewers		
Principal	\$ 15,500.00	
Premium and interest	118.53	15,618.53
Evergreen, Wellworth, etc.-Sidewalks		
Principal	21,723.00	
Premium and interest	166.22	21,889.28
Drainage-Beach Road		
Principal	19,000.00	
Premium and interest	145.41	19,145.41
<u>PROCEEDS OF CAPITAL NOTES</u>		
Special District Lighting Improvement	24,625.00	
Garbage Trucks	15,045.80	
Truck-Sewer District No. 3	2,270.00	
Truck-Dog Wardens	1,610.75	
Drainage-Beach Road	1,000.00	44,551.55
<u>COMPTROLLER OF THE STATE OF NEW YORK</u>		
State Assistance	219,919.00	
Justice Court Fines and Fees	2,068.00	221,987.00
<u>ERIE COUNTY TREASURER</u>		
Mortgage Tax	90,399.88	
Dog Tax	4,015.42	94,415.30
<u>LICENSES</u>		
Dog		
Marriage	670.25	
Hunting	269.50	
Soft Drink	338.00	
Amusement	84.00	
Plumbing	1,974.00	
	665.00	4,00.75
<u>DEPARTMENT EARNINGS</u>		
Receiver of Taxes and Assessments	2,849.07	
Filing Fees	2,241.25	
Permit Fees	10,647.25	
Zoning Fees	1,120.00	
Birth and Death Certificates	186.00	17,043.57
<u>CURRENT CHARGEBACKS BY COUNTY TREASURER</u>		
Payable by:		
Town Health Fund	26.37	
Highway Fund	843.22	
Special-District Fund	21,166.05	22,035.64
<u>INCINERATION</u>		
Payment from Garbage Districts		45,000.00
<u>CONSTRUCTION AND IMPROVEMENTS</u>		
Project N.Y. 2420-Storm Sewers and Drainage Project		
State Contribution		7,500.00
<u>MISCELLANEOUS</u>		
New York State Youth Commission	2,400.00	
American Surety Company-Claims	1,372.35	
Telephone Service		
Fire District No. 1-Doyle	66.00	
Fire District No. 4-U-Crest	66.00	
Fire District No. 5-Pine Hill	66.00	
Fire District No. 6-Cleveland Hill	66.00	
Village of Sloan	132.00	
Sale of Code Books	23.25	
Sale of Town Maps	42.00	
New York Telephone Company-Commission	16.41	
Refund building permit	12.00	
Refund-dog damages	6.48	

RECEIPTS-Cont'd MISCELLANEOUS

Treasurer Erie County- Adjustment erroneous taxes \$ 155.48 \$ 4,423.97
TOTAL RECEIPTS \$1,437,100.86

DISBURSEMENTS
BUDGET EXPENDITURES

TOWN BOARD

Salaries-Councilman	7,999.68	
Salary-Town Attorney	4,599.84	
Salary-Stenographer	2,100.00	
Printing briefs, cost of litigation and expense of Town Attorney	2,290.33	
Office and Other Expense of Councilmen	<u>744.43</u>	17,734.28

SUPERVISOR

Salary	5,799.84	
Salary of Assistant	2,599.92	
Salary of Stenographer	2,239.75	
Office and Other Expenses	<u>945.38</u>	11,584.89

TOWN CLERK

Salary	4,299.84	
Salary of Deputy	2,299.92	
Salary of Clerk	2,250.00	
Salary of Switchboard Operator	1,720.09	
Office and Other Expense	<u>1,151.65</u>	11,721.50

JUSTICES OF THE PEACE

Salaries:		
Theodore P. Franzek	3,600.00	
Arthur H. Schwartz	5,850.00	
Office and Other Expense	<u>200.87</u>	9,650.87

ASSESSORS

Salaries:		
E. Jerzewski	3,600.00	
B. Orlikowski	2,899.92	
A. Schwenk	2,899.92	
Addressograph Operator	2,245.84	
Graphotype Operator	533.00	
Equipment	3,699.61	
Travelling Expense	600.00	
Office and Other Expense	<u>952.23</u>	17,430.52

RECEIVER OF TAXES AND ASSESSMENTS

Salaries:		
Receiver of Taxes and Assessments	4,099.92	
Clerk	2,250.00	
Extra Clerks	4,430.25	
Supplies	942.93	
Postage	<u>681.20</u>	12,404.32

TOWN HOUSE

Salaries-Telephone Operators		
S. Isbrandt	2,499.84	
A. Malek	473.41	
E. Mietlicki	2,499.84	
A. Milbrandt	2,499.84	
Cleaning Wages	2,075.00	
Telephone Service	4,688.48	
Repairs	2,032.55	
Supplies	916.61	
Fuel	899.09	
Electricity	1,056.07	
Water	266.56	
Window Cleaning	500.00	
Equipment	<u>227.65</u>	20,534.94

DISBURSEMENTS - Cont' d

12

ENGINEERING AND PREPARATION OF TAX ROLLSSalaries:

Town Engineer	\$ 500.00	
Tax Roll Clerk	2,550.00	
Extra Clerks	4,920.25	
Supplies	<u>1,167.38</u>	\$ 9,137.63

ADVERTISING AND PUBLISHING NOTICES

3,079.95

ELECTIONS

Compensation of Officials	5,011.00	
Rent of Polling Places	910.00	
Moving Booths, etc.	<u>2,019.18</u>	7,940.18

INSURANCE AND SURETY BONDS

Compensation Insurance	15,255.71	
Fire and General	9,152.44	25,062.15
Surety Bonds	<u>654.00</u>	

TOWN HEALTH FUND

Salary of Health Officer	2,700.00	
Expense of Health Officer	327.88	
Registrar of Vital Statistics	78.00	
Erie County Chargebacks	<u>26.37</u>	3,132.25

CONSTRUCTION AND IMPROVEMENTS

George Urban Town Park	3,180.37	
Oehman Blvd. Sidewalk Improvement	23.42	
N.Y. 2420-Storm Sewer and Drainage	11,250.00	
Sewer District No. 5-Disposal Plant and System Improvement	50,719.49	
Maryvale and W. Grand Blvd., etc-Lateral Sewers	13,543.84	
Special District Lighting Improvement	23,636.79	
Evergreen, Wellworth, etc-Sidewalks	21,475.45	
Drainage-Beach Road	<u>13,946.47</u>	137,775.83

ATTENDANCE OFFICERSSalaries:

L. Siekierski	1,400.00	
C. Stellrecht	<u>1,400.00</u>	2,800.00

MISCELLANEOUS REPAIRS

Repairs to Sidewalks, etc.		10,053.34
----------------------------	--	-----------

RETIREMENT SYSTEM Town's 1950 Contribution

22,842.00

MEMORIAL DAY AND VETERANS OBSERVANCE

70.00

APPROVING OPINIONS AND OTHER PROFESSIONAL SERVICES

6,547.25

DOG WARDENSSalaries:

B. Kraska	1,849.92	
L. Leising	1,849.92	
Other Expense	<u>378.79</u>	4,078.63

TRAFFIC REGULATION EXPENSE

Electricity	400.28	
Repairs to Lights	2,216.64	
Street Marking and Paint	<u>1,480.50</u>	4,097.42

DISBURSEMENTS - Cont'd

DEPARTMENT OF PUBLIC WORKS

Garbage Incinerator:

Plant Superintendent	\$	3,199.92	
Operators and Maintenance Men		16,444.40	
Supplies		3,191.58	
Power, Water and Gas		1,607.05	
Fuel		312.20	
Repairs		1,849.56	
Building Maintenance		157.67	
Miscellaneous Functions:			
General Foreman		2,899.92	
Clerk		2,799.84	
Maintenance Men		4,599.84	
Sewer Inspector		2,700.00	
Supplies		344.90	\$ 40,106.88

ZONING BOARD

Salaries:

Building Inspector	2,899.92	
Assistant Building Inspector	2,599.92	
Draftsman	2,700.00	
Other Expense	2,460.87	10,660.71

RECREATION

Salary-Recreational Director	3,000.00	
Secretary to Board	758.33	
Equipment Operators	7,109.70	
Playground Supervisors	1,662.70	
Extra Labor	9,306.42	
Umpires and Referées	2,338.50	
Purchase of Equipment	8,577.47	
Maintenance of Parks	7,569.91	
Supplies	7,137.83	
Traveling Expenses	525.65	47,986.51

ERIE COUNTY TREASURER

Current Chargebacks for erroneous taxes		23,450.67
---	--	-----------

INTEREST ON TEMPORARY LOANS

250.00

SHADE TREE FUND

3,992.53

TOWN POLICE FORCE

Salaries:

W. Marynowski	3,699.84
J. Mersmann	3,750.00
J. Aylward	3,000.00
J. Carr	3,150.00
S. Schoinski	3,000.00
J. Cieslik	3,000.00
T. DeFedericis	3,000.00
F. Enser, Jr.	3,275.00
S. Fenske	3,000.00
F. Goshleski	3,000.00
W. Graham	3,283.34
J. Gruber	3,000.00
F. Herman	3,000.00
J. Huber	3,150.00
H. Kern	3,000.00
B. Kistowski	3,300.00
A. Klaja	3,000.00
C. Klenk	3,000.00
G. Kohl	3,000.00
L. Koslowski	3,150.00
B. Kostrzewski	3,275.00
R. Kromer	3,000.00
H. Kuehlewind	3,000.00
C. Lauer	3,150.00
R. Malik	3,000.00

DISBURSEMENTS - Cont'd TOWN POLICE FORCE

13

A. Nowicki	\$	3,000.00	
M. Pick		3,150.00	
W. Prezeporia		3,000.00	
J. Schneider		3,000.00	
W. Siwinski		3,000.00	
L. Smolarek		3,000.00	
H. Snyder		3,000.00	
S. Szymanski		3,275.00	
J. Weiss		3,000.00	
F. Zaleski		3,087.50	\$108,395.68
Expenses:			
Salary-Mechanic		2,311.63	
Gas and Oil		6,013.59	
Maintenance - Cars and Cyles		5,467.15	
Materials and Supplies		1,027.85	
Printing and Stationery		227.22	
Special Traffic Guards		70.00	
Purchase of Equipment		3,310.20	
Medical Examinations		10.00	
Maintenance-Radio Station		1,235.25	
Traveling Expenses		141.15	19,814.04
TOWN LOCK-UP			
Services of Matron		699.84	
Meals to Prisoners		435.75	1,135.59
PURCHASE OF TRUCK			
For Dog Warden			1,610.75
MISCELLANEOUS			
Handling fees-paying bonds and coupons		67.17	
Refunds-Zoning Fees		60.00	
Refunds-Plumbers Examinations		50.00	
Expense of Highway Superintendent to conventions		123.48	
Fighting grass fires		345.45	
Refund-building permits		246.00	
Signs- school and stop		624.62	1,516.72
SPECIAL DISTRICT EXPENDITURES			
LIGHTING TOWN GENERAL			
Town Street Lighting		65,475.33	
Erie County Treasurer-Chargebacks		669.60	
Repairs to standards, etc.		138.34	66,283.27
FIRE DISTRICTS			
District No. 1-Doyle		19,005.00	
District No. 2-Walden		11,005.00	
District No. 3-Forks		5,000.00	
District No. 4-U-Crest		20,417.70	
District No. 5-Pine Hill		11,495.72	
District No. 6-Cleveland Hill		20,968.18	
District No. 8-Hyland (Urban)		401.30	88,292.90
WATER DISTRICTS			
District No. 1-Doyle		6,505.47	
District No. 2-Walden		2,400.00	
District No. 3-Forks		2,160.50	
District No. 4-U-Crest		6,341.66	
District No. 5-Pine Hill		3,938.45	
District No. 6-Cleveland Hill		8,503.84	
District No. 7-French Road		1,330.43	
District No. 8-Hyland-(Urban)		300.00	31,480.35
GARBAGE DISTRICTS			
District No. 1- Clinton-William		10,239.06	
District No. 2- U-Crest		7,788.01	
District No. 3- Walden		15,915.57	

GARBAGE DISTRICTS-Cont'd

District No. 4-Pine Hill-Bellevue	27,067.93	
District No. 5-Cleveland Drive	35,678.69	
District No. 6-Maryvale	11,090.30	
District No. 7-Orchard Hill	1,876.84	
District No. 8-City-edge-view	1,463.95	
District No. 9-Broadway-Union	750.12	
District No. 10-Tiorunda	9,646.93	
District No. 11-Bellevue	425.42	
District No. 12-South Union Road	1,113.59	
District No. 13-Cayuga Creek Road	888.37	
District No. 14-Como and Union Road	1,201.18	\$
	<u>125,146.56</u>	
Less: Revenues received	2,124.50	\$123,022.06

SEWER DISTRICTS

District No. 1		
Rental	-0-	
Maintenance	-0-	-0-
District No. 2		
Rental -1-50 to 12-31-50	2,000.00	
Maintenance	-0-	2,000.00
District No. 3-Disposal Plant		
Services of Superintendent	900.00	
Labor-Operating	9,423.85	
Labor-Maintenance	2,212.25	
Power	1,467.52	
Water	845.45	
Taxes	2,405.15	
Chlorine	2,670.75	
Supplies	654.30	
Repairs	1,781.36	22,360.63
District No. 4		
Rental 1-1-50 to 12-31-50	2,400.00	
Power	496.27	
Water	5.34	
Gas	147.75	
Repairs	7.00	
Erie County Chargebacks	5.43	3,061.79
District No. 5-Disposal Plant		
Services of Superintendent	2,700.00	
Labor-Operating	31,425.03	
Labor-Maintenance	6,463.25	
Power	10,542.03	
Water	2,279.51	
Gas	3,195.12	
Chlorine	11,077.70	
Supplies	5,915.46	
Repairs	12,446.25	
Taxes	12,044.46	
	<u>98,088.81</u>	

Less: Rental Charged:

Sewer District No. 2	\$2,000.00	
Sewer District No. 4	2,400.00	
Sewer District No. 6	12,800.00	
Other revenue	280.00	
	<u>17,480.00</u>	80,608.81
District No. 6		
Rental 1-1-50 to 12-31-50		12,800.00

STORM SEWER DISTRICTS

District No. 2		
Erie County chargebacks		9,769.93

LATERAL SANITARY SEWER DISTRICTS

Maryvale-Interest in temporary loans	31.47	
W. Grande Blvd.-Interest on temporary loans	22.32	
Lincoln-Erie County chargebacks	390.57	
Cleveland-Erie County chargebacks	435.28	879.64

SPECIAL DISTRICT EXPENDITURES - DISBURSEMENTS - Cont'd

SIDEWALK DISTRICTS

Cehman Blvd.-Engineering services	\$	124.08	
Evergreen-Interest on temporary loans		13.78	
Wellworth-Interest on temporary loans		8.62	
Clover-Interest on temporary loans		11.71	
Rosslar-Interest on temporary loans		<u>5.89</u>	\$ 164.08

FIRE PROTECTION DISTRICTS

District No. 1			
Bowmansville		244.52	
District No. 2			
Cleveland Hill Fire District	\$4,000.00		
Hydrant Rental	<u>1,980.00</u>		
	5,980.00		
Less: Revenue received	<u>98.10</u>	<u>5,881.90</u>	6,126.42

PURCHASE OF TRUCKS

Garbage Districts		15,045.80	
Sewer District No. 3		<u>2,270.00</u>	17,315.80

DEBT SERVICE

REDEMPTION OF BONDS

Sewer District No. 3		5,583.33	
Sewer District No. 5		79,294.90	
Sewer District No. 6		2,000.00	
Storm Sewer District No. 3		5,000.00	
Sidewalk Districts		2,800.00	
Lateral Sewer Districts		7,825.10	
Street Curbing Districts		2,000.00	
General-Town Debt		<u>12,000.00</u>	116,503.33

INTEREST ON BONDS

Sewer District No. 3		2,651.24	
Sewer District No. 5		27,696.81	
Sewer District No. 6		504.00	
Storm Sewer District No. 3		1,650.00	
Sidewalk Districts		153.20	
Lateral Sewer Districts		633.36	
Street Curbing Districts		170.00	
General Town Debt		<u>3,910.00</u>	<u>37,368.61</u>

TOTAL DISBURSEMENTS

\$1,214,735.65

SUMMARY FOR GENERAL FUND, HEALTH FUND AND SPECIAL DISTRICT FUNDS

Total receipts	\$1,437,100.86
Total disbursements	<u>1,214,735.65</u>
Balance-December 31, 1950	\$222,365.21

RECEIPTS

Balance from previous year	18.27
State Aid Money	2,647.13
Proceeds of Capital Notes	23,502.00
Treasurer Erie County-Snow removal	2,516.00
Town of Cheektowaga-Clean ditches	3,000.00
Town of Cheektowaga-Move election booths	228.60
American Surety Company-Claim	30.97
Freight refunds	4.06
1950 Highway Tax-Primary Account	99,792.49
1950 Highway Tax-Bridge Account	1,000.00
1950 Highway Tax-Machinery Account	26,672.25
1950 Highway Tax-Miscellaneous Account	<u>30,400.73</u>
	\$189,812.50

DISBURSEMENTS

Primary Account	\$	104,999.75	
Bridge Account		375.08	
Machinery Account		50,084.77	
Miscellaneous Account		33,103.78	\$188,563.38
		Balance-December 31, 1950	<u>\$ 1,249.12</u>

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

Benedict T. Holtz
SUPERVISOR

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

We, the undersigned members of the Town Board of Cheektowaga, do hereby certify that we have checked and audited the books of Benedict T. Holtz, Supervisor, and that the foregoing is a true detailed summary copy of all accounts, audited by this Board for the year 1950 as to the receipts and disbursements and amounts claimed and allowed, and the same hereby are approved.

Dated this 31st day of December 1950.

Signed: Henry J. Nagel
Stanley Bystrak
Felix T. Wroblewski
Joseph A. Neibert

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

ATTEST:

Kenneth T. Hanley
Town Clerk.

On motion of Mr. Bystrak seconded by Mr. Wroblewski the Town Clerk was authorized to have 100 copies of the Supervisors Report printed and also, have same report published in the Cheektowaga Times.

On motion of Mr. Wroblewski seconded by Mr. Neibert all heads of the various departments in the Town of Cheektowaga were duly authorized to attend the Association of Towns 19th Annual Meeting at Buffalo, New York, on the 6th, 7th and 8th day of February, 1951, and that Mr. Benedict T. Holtz act as delegate in and for the Town of Cheektowaga at this meeting and that Mr. Henry Nagel act as alternate delegate.

Petition presented bearing the names of Sixty nine persons residing in the Cleveland Hill area of the Town complaining about improper drainage of waters, causing frequent flooding of basements resulting in damage to equipment and contents of said basements and in an unsanitary and unhealthful condition.

Petition presented bearing the names of Sixty one persons residing in the Valeway section of the Town complaining about unsanitary and dangerous sewer conditions in the Peinkofer Drive area.

The following persons spoke in regard to the water conditions;

Mr. Albert Fiebelkorn, , Depew, New York
representing his son, Eugene of ;
Mr. W.C. Dell, ;
Mrs Katherine Clarke, ;
Mr. Joseph P. Straubinger, ;
Mr. Otto Manhardt, ;
Mr. Roger Repp, ;

After hearing various persons speak on water conditions in their area, the Supervisor stated that the only solution to the problem of flooded cellars would be the installation of Storm Sewers.

Mr. Otto Manhardt, at the suggestion of the Supervisor announced that the citizens of the various areas affected would form a committee to meet with the Town Board and the Town Engineer.

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

(Orders drawn No. 3653 to 3749 Inclusive.)

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

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 in the said Town of Cheektowaga, on the 5th day of February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: -0-

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.

Petition presented for the construction of a lateral sewer in Darwin Drive. Ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from the Town Highway Superintendent advising the Town Board that he has no objections to the Town abandoning a paper street known as Iroquois Avenue at the request of the Anchor Concrete Products Inc. Ordered referred to the Town Board for further study by Supervisor Holtz.

Communication read from the New York State Traffic Commission rejecting the Town Board's request for a traffic signal light at Genesee Street and Beach Road. Ordered received and filed by Supervisor Holtz.

Communication read from the Town Highway Superintendent advising the Town Board that he is in accord with the proposed Sick Leave Ordinance for the Town. Ordered received and filed by Supervisor Holtz.

Communication read from William G. Pempell Jr., resigning his position as Town Draftsman, Ordered received, filed and accepted by Supervisor Holtz.

Mr. Neibert moved seconded by Mr. Wroblewski that the request of Stanley Isbrandt, Police Radio Dispatcher, for an additional months leave of absence be granted with pay, same to expire on the 28th day of February, 1951.

CARRIED: AYES: -5-.

Mr. Wroblewski moved seconded by Mr. Neibert that the request of Raymond A. Myers, employee in the Sanitation Department for a sixty day leave of absence, without pay, be granted.

CARRIED: AYES: -5-.

Mr. Neibert moved seconded by Mr. Wroblewski, RESOLVED, that the Subdivision map of Colonial Heights prepared by Herthe and Sonnenberger, Engineers, be approved and ordered filed in the Town Clerk's office.

CARRIED: AYES: -5-.

Mr. Nagel moved seconded by Mr. Wroblewski, RESOLVED, that the Subdivision map of Gilbert Subdivision dated February 3rd., 1951, prepared by Herthe and Sonneberger, Engineers, be approved and ordered filed in the Town Clerk's office.

CARRIED: AYES: -5-.

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

WHEREAS, the question has arisen as to whether or not the premises described in an application for a building permit as Parcel A, Cedar Road, is a part of a public highway; and

WHEREAS, the Town Board did not have this information when it granted the application for a building permit to G. Saltarello and Sons, Inc., on November 4th, 1950.

BE IT RESOLVED, that the aforementioned permit be and the same is hereby revoked without prejudice to a new application's being made, if the owner can satisfy the Town Board that this property has not been dedicated for highway purposes; and

BE IT FURTHER RESOLVED, that the Building and Plumbing Inspector notify said G. Saltarello and Sons, Inc., of the revocation of said building permit.

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. Wroblewski presented the following resolution and moved its adoption:

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

WHEREAS, the Town of Cheektowaga is about to submit an application for such a project to the New York State Youth Commission for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said project, as provided by Chapter 556 of the Laws of 1945, as amended; now, therefore, be it

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

Section 2: This resolution shall take effect immediately.

Seconded by 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. Neibert presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the creation of a Fire District, to be known as Fire District No. 9, in the Town of Cheektowaga, New York; 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 said petition, and the establishment of said Fire District, and the hearing of persons interested in the subject thereof concerning the same, having been duly published and posted as required by law; and the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, on the 20th day of November, 1950, at which hearing all persons interested in the matter were given an opportunity to be heard; and the Town Board having given due consideration thereon; and

And, the said petition presented to the Town Board on the 17th day of July, 1950, for the creation of said Fire District No. 9 of the Town of Cheektowaga, New York, is signed, approved, and acknowledged, as required by law, and is otherwise sufficient; and there is attached to said petition a map and plan showing the boundaries of the said Fire District; and

WHEREAS, it is not proposed or required that the Town shall finance any cost in connection with said Fire District by the issuance of bonds, notes, certificates, or other evidences of indebtedness of the Town therefor; and,

WHEREAS, all of the property proposed to be included in said Fire District constitutes Fire Protection District No. 2; and said Fire Protection District should be dissolved by approval of the creation of the Fire District;

NOW, THEREFORE, after due deliberation, it is hereby RESOLVED, and determined:

1. That the petition is signed and acknowledged or proved as required by law, and is otherwise sufficient;
 2. That it is in the public interest to create the said Fire District.
 3. That all property and property owners included within the proposed Fire District are benefitted thereby;
 4. That all property and property owners benefitted are included therein; and that no property or property owners or persons benefitted thereby have been excluded therefrom;
 5. That Fire Protection District No. 2 of the Town of Cheektowaga, New York, be dissolved upon final approval of the creation of the Fire District;
- and,

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized on behalf of the Town of Cheektowaga, New York, to apply to the Department of Audit and Control of the State of New York for its approval of the creation of said Fire District; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed by the Town Clerk of the Town of Cheektowaga, New York, in the Erie County Clerk's office within ten (10) days of its adoption; and

BE IT FURTHER RESOLVED, that the petition for the creation of Fire District No. 9 of the Town of Cheektowaga, be and the same is hereby granted and approved, the said Fire District to embrace the following described territory;

On the south side of Maryvale Drive, at the point where the same is intersected by the east side of Harlem Road in the Town of Cheektowaga, County of Erie and State of New York, and running thence easterly a distance of 1073 feet; thence southerly 275 feet; thence westerly 1073 feet; thence northerly on the east side of Harlem Road 265.90 feet to the place of beginning.

ALL THAT CERTAIN PIECE OR PARCEL OF LAND situate lying and being in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot Twenty-six (26), Township (11), Range Seven (7), of the Holland Land Company's Survey and being more particularly bounded and described as follows:

BEGINNING at a point in the south line of Maryvale Road distant Three Thousand Nine Hundred Forty-one and Nineteen hundredths (3941.19') feet easterly measured along said south line from its point of intersection with the east line of Harlem Road (said point of beginning being also the intersection of the south line of Maryvale Road with the west line of lands now owned by the Niagara Lockport and Ontario Power Company); thence southerly, with the south line of Maryvale Road on a course south 0-18'-18" east, and along the west line of lands of the aforesaid Niagara Lockport and Ontario Power Company Two Thousand Three Hundred Ninety-eight and eighty-nine hundredths (2398.89') feet to a point, (said point being at the northeast corner of a Subdivision shown on a Map filed in the Erie County Clerk's office under Cover No. 1266); thence westerly with the last mentioned boundary line, on a course south 89-37 west, and along the north line of Glenwood Place, as shown on the aforesaid Subdivision Map, Seven Hundred Fifty-two and twenty-seven hundredths (752.27') feet to a point; thence northerly, with the last mentioned

boundary line, on a course north 0-02'-47" west, Five Hundred Fifty-eight and Sixty hundredths (558.60") feet to a point at the northeast corner of land now owned by the Diocese of Buffalo Holy Sepulchre Cemetery; thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west, and along the north line of lands now owned by the Diocese of Buffalo Holy Sepulchre Cemetery, Two Thousand Two Hundred Twelve and eighty-two hundredths (2212.82') feet to a point at the southeast corner of lands now owned by the Buffalo Drive In Theatres Inc.,; thence northerly parallel with the east line of Harlem Road, with the latest mentioned boundary line, on a course north 0-21-17 east and along the east line of lands aforementioned Buffalo Drive In Theatres Inc., Eight Hundred Seventy-Six and forty-eight hundredths ((876.48') feet to a point at the northeast corner thereof; thence westerly, with the last mentioned boundary line, on a course south 89-44-03 west and along the north line of the Buffalo Drive In Theatres Inc., One Thousand and no hundredths (1000.00') feet to a point in the east line of Harlem Road at the northwest corner of lands of the Buffalo Drive In Theatres Inc., thence northerly, with the last mentioned boundary line, on a course north 0-21-17 east, and along the east line of Harlem Road Seven Hundred Fifty-two and fifty-four hundredths (752.54') feet to a point at the south-west corner of lands now owned by Edwin O. Luippold, (Said point being also Two Hundred Thirty-one and twenty-one hundredths (231.21')feet southerly from the point of intersection of the south line of Maryvale Road and the east line of Harlem Road), thence easterly with the east line of Harlem Road One Thousand Forty and no hundredths (1040.00") feet, on a course south 89-30-53 east, to a point at the southeast corner of lands of the aforesaid Edwin O. Luippold, thence northerly, with the last mentioned boundary line, on a course north 0-22-07 east, and along the east line of lands now owned by Edwin O. Luippold Two Hundred Forty and no hundredths (240.00!) feet to a point in the south line of Maryvale Road at the northeast corner of lands owned by Edwin O. Luippold (said point being One Thousand Forty and no hundredths (1040.00') feet easterly from the intersection of the south line with the last mentioned boundary line and along the south line of Maryvale Road on a course north 90-00 east, Two Thousand Nine Hundred one and Nineteen hundredths (2901.19') feet to a point of beginning.

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

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

CARRIED: AYES: -5-.

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

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Fire District in this Town, known as Cleveland Hill Fire District No. 6, 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 said petition and to hear all persons interested in the subject thereof concerning the same having been published and posted as required by law, and the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, on the 20th day of

November, 1950, at which hearing all persons interested in the subject matter were given an opportunity to be heard and the Town Board having given due consideration thereon, and

WHEREAS, the said petition was presented to the Town Board on the 30th day of September, 1950, for the extension of the existing Fire District No. 6 of the Town of Cheektowaga, New York, is signed, approved, and acknowledged, as required by law, and is otherwise sufficient, and there is attached to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the existing Fire District, and the general plan of the proposed extension, and

WHEREAS, it is not proposed or required that the Town shall finance the cost of the extension by the issuance of bonds, notes, certificates, or other evidences of indebtedness of the Town therefor, and

WHEREAS, there is annexed to the petition the consent duly executed by the Fire Commissioners of Fire District No. 6;

NOW, THEREFORE, after due deliberation, it is hereby RESOLVED AND DETERMINED:

FIRST. That the petition is signed and acknowledged or proved as required by law and is otherwise sufficient;

SECOND. That it is in the public interest to grant the relief sought;

THIRD. That all property and property owners included within the proposed district are benefitted thereby;

FOURTH: That all property and property owners benefitted are included therein, and that no property or property owners or persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized on behalf of the Town of Cheektowaga, New York, to apply to the Department of Audit and Control of the State of New York for its approval of the extension of said Fire District; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be filed by the Town Clerk of the Town of Cheektowaga in the Erie County Clerk's office within ten (10) days of the date of its adoption; and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Fire District No. 6 be and the same hereby is granted and the said existing Fire District No. 6 is hereby extended to embrace the following territory:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot 14, Township 11, Range 7, being more particularly described as follows:

BEGINNING at a point in the center line of Union Road at the southeast corner of "Wingdale" Subdivision, said point being also the southeasterly corner of the present Water District No. 6 running thence southerly along the center line of Union Road to the southwesterly corner of said Lot 14, thence easterly along the southerly line of said Lot 14 to the southeasterly corner of said Lot 14, said point being 1271.25 feet of the center line of Cayuga Road as measured along the southerly line of said lot 14, thence northerly along the easterly line of said Lot 14, 1518 feet to a point, thence easterly and parallel with the southerly line of Lot 14 about 1290 feet to the center line of Cayuga Road, thence northerly along the center line of Cayuga Road 150 feet to a point, thence easterly and parallel with the southerly line of said Lot 14, 1291.94 feet to the easterly line of said Lot 14, thence northerly along the easterly line of said Lot 14, 730.11 feet to a point, thence westerly along a line at right angles to Cayuga Road 1300.42 feet to the center line of Cayuga Road, thence northerly along the center line of Cayuga Road 1581.80 feet to a point, thence easterly and parallel to the north line of the Town of Cheektowaga 660 feet to a point, thence northerly and parallel with Cayuga Road 495 feet to a point on the north line of the Town of Cheektowaga, thence westerly along the north line of the Town of Cheektowaga to the center line of Union Road, thence southerly along the center line of Union Road to the place or point of beginning.

The real property belonging to the City of Buffalo, located on the east side of Cayuga Road and included in the petition for the extension of said Cleveland Hill Fire District No. 6, has been omitted from the extension at the request of the City of Buffalo, New York.

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. Nagel presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Water District in this Town known as Water District No. 6, 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 20th of November, 1950, at which hearing no person appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition dated the 30th day of September, 1950, for the extension of the existing Water District No. 6 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 and the territory proposed as an extension of said Water District, the general plan of the proposed Water System, source of water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

WHEREAS, it is not proposed or required that the Town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the Town therefor,

NOW, THEREFORE, BE IT RESOLVED, that it is in the public interest to grant the whole relief sought by said petition, and that all the property owners, and interested persons within said proposed extension of the existing Water District are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Water District No. 6 be and the same hereby is granted and the said existing Water District No. 6 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 being part of Lot 14, Township 11, Range 7, being more particularly described as follows:

BEGINNING at a point in the center line of Union Road at the southeast corner of "Wingdale" subdivision, said point being also the southeasterly corner of the present Water District No. 6, running thence southerly along the center line of Union Road to the southwesterly corner of said Lot 14, thence easterly along the southerly line of said Lot 14 to the southeasterly corner of said Lot 14, said point being 1271.25 feet east of the center line of Cayuga Road as measured along the southerly line of said Lot 14, thence northerly along the easterly line of said Lot 14, 1518 feet to a point, thence easterly and parallel with the southerly line of Lot 14 about 1290 feet to the center line of Cayuga Road, thence northerly along the center line of Cayuga Road 150 feet to a point, thence easterly and parallel with the southerly line of said Lot 14, 1291.94 feet to the easterly line of said Lot 14, thence northerly along the easterly line of said Lot 14, 730.11 feet to a point, thence westerly along a line at right angles to Cayuga Road 1300.42 feet to the center line of Cayuga Road, thence northerly along the center line of Cayuga Road 1581.80 feet to a point, thence easterly and parallel to the north line of the Town of Cheektowaga 660 feet to a point, thence northerly and parallel with Cayuga Road 495 feet to a point on the north line of the Town of Cheektowaga, thence westerly along the north line of the Town of Cheektowaga to the center line of Union Road, thence southerly along the center line of Union Road to the point or place of beginning.

The real property belonging to the City of Buffalo, located on the east side of Cayuga Road and included in the petition for the extension of said Water District No. 6, has been omitted from the extension at the request of the City of Buffalo, New York.

There is also omitted from the Water District approximately 23 acres of property located on the east side of Cayuga Road, said property belonging to the Twin Coach Company. Said property is not included in the Water District for the reason that the Twin Coach Company has adequate water hydrants belonging to the company located on said premises which said company maintains at its own expense;

The property of the Twin Coach Company, excluded from the Water District, is more particularly described as follows:

"BEGINNING at a point in the center line of Cayuga Road as originally laid out, 66' wide, 1668' north of the point of intersection of the City Line of Lot 14 with the said center line of Cayuga Road, said point being 150' north of the north line of lands conveyed to the Buffalo Trap and Field Club, Inc., by Deed recorded in Erie County Clerk's Office in Liber 1830 of Deed, Page 579.

THENCE, continuing north and along the said center line of Cayuga Road, a distance of 723.30' to a point.

THENCE, east at right angles with the said center line of Cayuga Road, a distance of 1300.42' to a point in the east line of Lot 14.

THENCE, out and along the west line of road of the City of Buffalo, a distance of 730.11' to a point, said point being 150' north of the northeast corner of road of the Buffalo Trap and Field Club, Inc.

THENCE, west parallel with the north line of Buffalo Trap and Field Club, Land, a distance of 1291.94' to the said center of Cayuga Road at the place of beginning.

BEING a portion of the premises heretofore acquired by the United States of America and condemnation proceedings in the United States District Court, Western District of New York, Civil #1071 entitled "United States of America, Petitioner, Vs. 80.46 acres of land, more or less situate in Erie County, State of New York, and Erie County,"

DESCENDANTS- Under a judgment of the Declaration of taking dated July 1, 1942, duly entered and filed with the Clerk of the United States District Court for the Western District of New York on the 1st day of July 1942 and recorded in the Office of the Clerk of the County of Erie on the 6th day of July, 1942, in Book 3268 of Deeds at Page 305.", 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 presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing water district in this town known as Water District No. 6, 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 November 6th, 1950, at which hearing no person appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition dated the 7th day of August, 1950, for the extension of the existing Water District No. 6 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 and the territory proposed as an extension of said water district, the general plan of the proposed water system, source of water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

WHEREAS, it is not proposed or required that the town shall finance the cost of this extension by the issuance of the bonds, notes, certificates or other evidences of indebtedness of the town, therefor,

NOW, THEREFORE, BE IT RESOLVED, that it is in the public interest to grant the whole relief sought by said petition, and that all the property owners, and interested persons within said proposed extension of the existing water district are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED, that the petition for the extension of the existing Water District No. 6, be and the same hereby is granted and the said existing Water District No. 6 is hereby extended to embrace the following described territory;

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, and being part of Lot 19, Township 11, Range 7, of the Holland Land Company's Survey, and more particularly described as follows:

BEGINNING at a point in the easterly line of Beach Road (formerly Forest Road), 306.22 feet southerly from the intersection of the easterly line of Beach Road with the southerly line of Cleveland Drive, said point being in the southerly line of land shown on Subdivision Map recorded in Erie County Clerk's Office under Cover 1481, said point also being in the northerly line of land conveyed to John Lentz by Deed recorded in Liber 53 of Deeds at Page 408; thence easterly along said last above described line, 1769.30 feet to the east line of Lot 19, Township 11, Range 7, said east line being the westerly line of Union Road 66 feet wide; thence southerly along the said westerly line of Union Road, 570.59 feet to the northerly line of land conveyed to William Schuneman and others; by deed recorded in Erie County Clerk's Office in Liber 5

of deeds at Page 208; thence westerly along the northerly line of said land conveyed to William Schuneman and others, 1943.13 feet to a point in the easterly line of Beach Road, said last mentioned point being 588.48 southerly from the point of beginning; thence northerly along the easterly line of Beach Road, 588.48 feet to the point of beginning.

EXCEPTING AND RESERVING for highway purposes, the easterly 17 feet of premises herein described and which borders on Union Road, subject to easements and rights of way owned by the County of Erie, and excepting that part of the above described premises conveyed to or dedicated by the County of Erie for highway or drainage purposes as appears by records of the Clerk of the County of Erie, 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. 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 presented the following resolution and moved its adoption:

RESOLVED, that Thomas DuWane be authorized to repair, and if necessary, repalce street signs at the following intersections, at a cost of \$20.00;

North 14th Avenue, North 13th Avenue, North Shirley Avenue, North Adeline Street, North 4th Avenue, South 3rd Avenue, South 4th Avenue, South Adeline Street, West 7th Avenue, 10th Avenue, South 11th Avenue.

Seconded by Mr. Neibert.

CARRIED: AYES: -5-.

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

WHEREAS, the Town Board of the Town of Lancaster, New York, has requested the State Traffic Commission to erect an electrically controlled " STOP and GO" traffic light at the intersection of Transit Road and Como Park Boulevard, which intersection is partly located in the Town of Lancaster, New York, and partly in the Town of Cheektowaga, New York, and

WHEREAS, the resolution of the Town Board of the Town of Lancaster, New York, set forth many reasons why said traffic light should be erected, and

WHEREAS, several accidents have occurred at said intersection to the knowledge of this Town Board,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga, New York, join in the request of the Town Board of the Town of Lancaster, New York, for the erection of an electrically controlled traffic light requiring complete stops on both Transit Road and Como Park Boulevard.

Seconded by Mr. Neibert.

CARRIED: AYES: -5-.

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

RESOLVED, that the Town Clerk be authorized and directed to issue all building permits on applications processed by the Petitions Committee

on January 24th, 31st, and February 3rd, 1951, after same have been approved by the Building Inspector.

Seconded by Mr. Bystrak.

CARRIED: AYES: -5-.

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

WHEREAS, Whitmier and Ferris, Inc., has made an application for a license pursuant to the provisions of the Sign Board Ordinance of the Town of Cheektowaga, New York, and has paid the fee of One Hundred and No/100 Dollars (\$100.00), required by said Ordinances to be paid,

BE IT RESOLVED, that the Town Clerk be and he is hereby authorized to issue to said Whitmier and Ferris Inc., a license under said Sign Board Ordinances, upon its fully complying with all of its provisions.

Seconded by Mr. Nagel

CARRIED: AYES: -5-.

NOTICE OF HEARING, ORDINANCE AMENDMENT

...provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M. Eastern Standard Time, for the purpose of considering the advisability of amending the Plumbing and Drainage Ordinances of the Town of Cheektowaga, New York, by adding to Section 19 a new Subdivision, to be known as Subdivision 2, to provide as follows:

"(a) No contractor, plumber, or any other person, firm, or corporation, shall connect any drain or sewer from a cellar, basement, or excavation to the sanitary sewer until after the floor or roof has been constructed on a building, completely covering said cellar, basement, or excavation; nor shall any contractor, plumber, or any other person, firm, or corporation cause any connection to be made on any premises, whether improved or not, so as to allow storm waters to run into the sanitary sewer system.

"(b) The Town Board may, in its discretion, authorize a sewer to be connected from an open cellar, basement, or excavation, providing said sewer is completely sealed, so that no storm water shall enter the sanitary sewer during the construction of the building until said cellar, basement, or excavation is completely sealed and the sewer is completely sealed.

...or the plumbing contractor... shall deliver to the Town of Cheektowaga, New York, a surety bond in the sum of One Thousand and No/100 Dollars (\$1000.00) which bond shall contain a provision that in the event the sewer is unsealed before the floor or roof is constructed on said building, the owner or plumbing contractor will pay to the Town of Cheektowaga, New York, the sum of One Hundred and No/100 Dollars (\$100.00) for each week said sewer is unsealed. The responsibility...

...any other person, firm, or corporation, who shall connect an open cellar, basement, or excavation to a sanitary sewer system, shall suffer the automatic cancellation of any license or permit issued to such contractor, plumber, or any other person, firm or corporation."

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; 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 a general circulation in said Town, not less than (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously or cause to be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Township.

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 Neiber, 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 5th day of February, 1951, 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, on this 19th day of February, 1951.

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

(SEAL)

Posted as follows on the 9th day of February, 1951;
 Town Hall Bulletin Board;
 Forks Fire House Bulletin Board, Broadway near Union Road;
 U-Crest Fire House, Evergreen Street and Clover Place;
 Rescue Fire House Bulletin Board, Pine Ridge Road;
 Pine Hill Fire House, Genesee Street and Normandy Avenue;
 Doyle Fire House No. 1 Bulletin Board, William and Alaska Street;

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

NOTICE OF HEARING
Ordinance Amending

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 February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

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

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of amending the Plumbing and Drainage Ordinances of the Town of Cheektowaga, New York, by adding to Section 10 a new Subdivision, to be known as Subdivision 2, to provide as follows:

"(a) No contractor, plumber, or any other person, firm, or corporation, shall connect any drain or sewer from a cellar, basement, or excavation to the sanitary sewer until either the floor or roof has been constructed on a building, completely covering said cellar, basement, or excavation; nor shall any contractor, plumber, or any other person, firm, or corporation cause any connection to be made on any premises, whether improved or not, so as to cause storm waters to run into the sanitary sewer system.

"(b) The Town Board may, in its discretion, authorize a sewer to be connected from an open cellar, basement, or excavation, providing said sewer is completely sealed, so that no storm water shall enter the sanitary sewer during the construction of the building until said cellar, basement, or excavation is completely sealed.

"(c) In addition to the penalties otherwise prescribed in these Ordinances, any contractor, plumber, or any other person, firm, or corporation, who shall connect an open cellar, basement, or excavation to a sanitary sewer system, shall suffer the automatic cancellation of any license or permit issued to such contractor, plumber, or any other person, firm or corporation."
 That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; and

BE IT FURTHER RESOLVED that the Town Clerk be and he 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 (10) nor more than twenty (20) days prior to the date set for the hearing; and that no less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously or cause to be posted conspicuously, certified copies of his Resolution and Order in six (6) public places within the Township.

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

Benedict T. Holtz, voting Aye.
 Henry Nagel, voting Aye.

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 FEB 8 1951; last publication FEB 8 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
 FEB 8 1951
 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

Horks Fire House Bulletin Board, Broadway near Union Road;
 U-Crest Fire House, Evergreen Street and Clover Place;
 Rescue Fire House Bulletin Board, Pine Ridge Road;
 Pine Hill Fire House, Genesee Street and Normandy Avenue;
 Doyle Fire House No. 1 Bulletin Board, William and Alaska Street;

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

NOTICE OF HEARING
Ordinance Amendment

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 February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

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

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of amending the Plumbing and Drainage Ordinances of the Town of Cheektowaga, New York, by adding to Section 10 a new Subdivision, to be known as Subdivision 2, to provide as follows:

"(a) No contractor, plumber, or any other person, firm, or corporation, shall connect any drain or sewer from a cellar, basement, or excavation to the sanitary sewer until either the floor or roof has been constructed on a building, completely covering said cellar, basement, or excavation; nor shall any contractor, plumber, or any other person, firm, or corporation cause any connection to be made on any premises, whether improved or not, so as to cause storm waters to run into the sanitary sewer system.

"(b) The Town Board may, in its discretion, authorize a sewer to be connected from an open cellar, basement, or excavation, providing said sewer is completely sealed, so that no storm water shall enter the sanitary sewer during the construction of the building until said cellar, basement, or excavation is complete-

...
 Cheektowaga, New York, a surety bond in the sum of Two Thousand and No/100 Dollars (\$2,000.00) which bond shall contain a provision that in the event the sewer is unsealed before the floor or roof is constructed on said building, the owner or plumbing contractor will pay to the Town of Cheektowaga, New York the sum of One Hundred and No/100 Dollars (\$100.00) for each week said sewer is unsealed. The responsibility of the said owner or plumbing contractor and his surety shall continue until said open cellar, basement, or excavation has either been filled in or completely covered.

"(c) In addition to the penalties otherwise prescribed in these Ordinances, any contractor, plumber, or any other person, firm, or corporation, who shall connect an open cellar, basement, or excavation to a sanitary sewer system, shall suffer the automatic cancellation of any license or permit issued to such said contractor, plumber, or any other person, firm or corporation."

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; 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 a general circulation in said Town, not less than (10) nor more than twenty (20) days prior to the date set for the hearing; and that no less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously or cause to be posted conspicuously, certified copies of his Resolution and Order in six (6) public places within the Township.

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 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 5th day of February, 1951, 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 February, 1951.

KENNETH T. HANLEY
 Clerk of the Town Board, Town of Cheektowaga, N. Y.
 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 FEB 8 1951
 last publication FEB 8 1951
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

FEB 8 1951

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

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

SICK LEAVE ORDINANCE-NOTICE OF HEARING

State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M. Eastern Standard Time, for the purpose of considering the advisability of enacting the following Ordinance to be known as the "Sick Leave Ordinance" of the Town of Cheektowaga, New York:

SICK LEAVE ORDINANCE
Absence on Account of Sickness of Employee

Each employee who is unable to discharge the duties of his position on account of sickness, shall be entitled to full pay during such absence from his employment for the number of working days and no more in each fiscal year set forth in the following schedule:

Year of Service	Number of Working Days
(a) Second year of service	7 days
(b) Third to Fifth, inclusive, each year	15 days
(c) Sixth to Tenth, inclusive, each year	15 days, plus the whole or any part as needed of unused days of allowable sick leave accumulated during each of five fiscal years immediately preceding.
(d) Eleventh to Fifteenth, inclusive, each year	Same as stated under (c) plus unused days at that time.
(e) Sixteenth and subsequent years, each year	Same as stated under (c) plus unused days at that time, but not to exceed 6 months, at the discretion of the Town Board.

Where an employee is absent on account of his sickness for a period of two days at any time in any fiscal year, a certificate of attending physician or satisfactory proof of such illness shall be filed with the appointing authority in relation to such illness.

Absence of Employee on Account of Injury Received in the Discharge of Duty

In the event any employee is unable to perform his work on account of injury received in the discharge of his duties, said employee may be allowed, at the discretion of the Town Board, the difference between the amount received as Workmen's Compensation and his regular salary or compensation.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY. In computing sick leave rights of an employee, service prior to the adoption of the Ordinances shall be included the same as if such service were rendered after these Ordinances are effective.

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; and

That a copy of this Ordinance be published in a newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, be posted conspicuously on cause to be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Township.

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 February 1951, 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 February, 1951.

[Signature]
 Kenneth T. Hanley
 Clerk of the Town of Cheektowaga, Erie County, New York

[Seal]

7

22

Posted as follows on the 9th day of February, 1951:
 Town Hall Bulletin Board;
 Forks Fire House Bulletin Board, Broadway near Union Road;
 U-Crest Fire House, Evergreen Street and Clover Place;
 Rescue Fire House Bulletin Board; Pine Ridge Road;
 Pine Hill Fire House, Genesee Street and Normandy Avenue;
 Doyle Fire House Bulletin Board, William and Alaska Street;

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

NOTICE OF HEARING

Sick Leave Ordinance

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 February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

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

ABSENT: 0

Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that pursuant to the provisions of the Town Law of the State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the following Ordinance, to be known as the "Sick Leave Ordinance" of the Town of Cheektowaga, New York:

SICK LEAVE ORDINANCE

Absence on Account of Sickness of Employee

Each employee who is unable to discharge the duties of his position on account of sickness, shall be entitled to full pay during such absence from his employment for the number of working days and no more in each fiscal year set forth in the following schedule:

Year of Service	Number of Working Days
(a) Second year of service	7 days
(b) Third to Fifth, inclusive, each year	15 days
(c) Sixth to Tenth, inclusive, each year	15 days, plus the whole or any part as needed of unused days of allowable sick leave accumulated during each of five fiscal years immediately preceding.
(d) Eleventh to Fifteenth, inclusive, each year	Same as stated under (c) plus sixty working days at half pay
(e) Sixteenth and subsequent years, each year	Same as stated under (c) plus period not to exceed 6 months, at the discretion of the Town Board.

Where an employee is absent on account of his sickness for a period of two days at any time in any fiscal year, a certificate of attending physician or satisfactory proof of such illness shall be filed with the appointing authority in relation to such illness.

Absence of Employee on Account of Injury Received in the Discharge of Duty

In the event any employee is unable to perform his work on account of injury received in the discharge of his duties, said employee may be allowed, at the discretion of the Town Board, the difference between the amount received as Workmen's Compensation and his regular salary or compensation.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY. In computing sick leave rights of an employee, service prior to the adoption of the Ordinances shall be included the same as if such service were rendered after these Ordinances are effective.

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; and

BE IT FURTHER RESOLVED that the Town Clerk be and he is hereby

Ordered that the Ordinance be 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 set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously on cause to be posted

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 FEB 8 1951; last publication FEB 8 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 8 1951, 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

SICK LEAVE ORDINANCE-NOTICE OF HEARING

State of New York, the Town Board of the Town of Cheektowaga, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 19th day of February, 1951, at 7:30 o'clock P.M. Eastern Standard Time, for the purpose of considering the advisability of enacting the following Ordinance to be known as the "Sick Leave Ordinance" of the Town of Cheektowaga, New York:

SICK LEAVE ORDINANCE
Absence on Account of Sickness of Employee

Each employee who is unable to discharge the duties of his position on account of sickness, shall be entitled to full pay during such absence from his employment for the number of working days and no more in each fiscal year set forth in the following schedule:

Year of Service	Number of Working Days
(a) Second year of service	7 days
(b) Third to Fifth, inclusive, each year	15 days
(c) Sixth to Tenth, inclusive, each year	15 days, plus the whole or any part as needed of unused days of allowable sick leave accumulated during each of five fiscal years immediately preceding.
(d) Eleventh to Fifteenth, inclusive, each year	Same as stated under (c), plus one day of unused days of allowable sick leave accumulated during each of five fiscal years immediately preceding.
(e) Sixteenth and subsequent years, each year	Same as stated under (c), plus one day of unused days of allowable sick leave accumulated during each of five fiscal years immediately preceding, but not to exceed 6 months, at the discretion of the Town Board.

Where an employee is absent on account of his sickness for a period of two days at any time in any fiscal year, a certificate of attending physician or satisfactory proof of such illness shall be filed with the appointing authority in relation to such illness.

Absence of Employee on Account of Injury Received in the Discharge of Duty

In the event any employee is unable to perform his work on account of injury received in the discharge of his duties, said employee may be allowed, at the discretion of the Town Board, the difference between the amount received as Workmen's Compensation and his regular salary or compensation.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY. In computing sick leave rights of an employee, service prior to the adoption of the Ordinances shall be included the same as if such service were rendered after these Ordinances are effective.

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; and

newspaper having general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously on cause to be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Township.

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 February 1951, 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 February, 1951.

[Signature]
Kenneth T. Hanley
Clerk of the Town of Cheektowaga
Erie County, New York

SEAL

Posted as follows on the 9th day of February, 1951:
 Town Hall Bulletin Board;
 Forks Fire House Bulletin Board, Broadway near Union Road;
 U-Crest Fire House, Evergreen Street and Clover Place;
 Rescue Fire House Bulletin Board; Pine Ridge Road;
 Pine Hill Fire House, Genesee Street and Normandy Avenue;
 Doyle Fire House Bulletin Board, William and Alaska Street;

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

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY. In computing sick leave rights of an employee, service prior to the adoption of the Ordinances shall be included the same as if such service were rendered after these Ordinances are effective.

That at such public hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard; and

BE IT FURTHER RESOLVED that the Town Clerk be and he is hereby

~~_____~~

tion in said Town, not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing; and that not less than ten (10) nor more than twenty (20) days prior to the date set for the hearing, he post conspicuously on cause to be posted conspicuously, certified copies of this Resolution and Order in six (6) public places within the Town.

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 February, 1951, 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 February, 1951.

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

(SEAL)

Willard C. Allis

Sworn to before me this.....

FEB 8 1951

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

NOTICE OF HEARING - LATERAL SEWER - Commodore Terrace

Improvement of both sides of the
 Commodore Terrace

and the center line of Commodore Terrace south along the center line of Commodore Terrace 1012.37 feet to a point 30 feet south from the south line of Lot Nos. 54 and 57, distance being the entire frontage of Lots Nos. 36 to 54 inclusive and 57 to 75 inclusive, plus 30 feet of Seaton Avenue. Then proceed easterly 388.09 feet to the existing sewer in the center line of Woodridge Avenue and Seaton Avenue. The aforesaid lots are inclusive under Map Cover 1633 in Erie County Clerk's Office.

Said sewer shall be so 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 owners of real estate fronting or abutting on both sides of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on both sides of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$6,000.00;

NOW, THEREFORE, BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 9th day of February, 1961, at 7:30 o'clock P.M., to receive and consider the petition and hearing of persons interested in the proposed sewer improvement of the town, and to be a public hearing, and that the Town Clerk be and he is hereby

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

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

Supervisor Holtz, voting No.
 Councilman Nagel, voting Aye.
 Councilman Woodworth, voting Aye.
 Councilman [unclear], voting Aye.
 Councilman [unclear], voting Aye.
 Councilman [unclear], voting Aye.

SEAL OF THE TOWN OF CHEEKTOWAGA
 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 5th day of February, 1961, 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 February, 1961.
 KENNETH T. HANLEY,
 Clerk of the Town Board,
 Town of Cheektowaga, N.Y.

(SEAL)

- Tree corner of Woodridge Avenue and Seaton Place;
- Tree corner of Huth Road and Commodore Terrace;
- Tree 25 feet south of Huth Road on Commodore Terrace;
- Tree 50 feet south of Huth Road on Commodore Terrace;
- Tree 75 feet south of Huth Road on Commodore Terrace;

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

RESOLUTION OF THE TOWN BOARD
Petition for Sewer

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 February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were

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

ABSENT: 0

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board for the improvement of both sides of the highway known as Commodore Terrace, by the construction of a sewer in said highway, to wit: From the south line of Huth Road and the center line of Commodore Terrace south along the center line of Commodore Terrace 1012.37 feet to a point 30 feet south from the south line of Lot Nos. 54 and 57, distance being the entire frontage of Lots Nos. 36 to 54 inclusive and 57 to 75 inclusive, plus 30 feet of Seaton Avenue. Then proceed easterly 388.09 feet to the existing sewer in the center line of Woodridge Avenue and Seaton Avenue. The aforesaid lots are inclusive under Map Cover 1633 in Erie County Clerk's Office.

Said sewer shall be so 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 owners of real estate fronting or abutting on both sides of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on both sides of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$6,500.00;

NOW, THEREFORE,
BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said Petition and hearing of persons interested in the subject thereof concerning the same, and be it

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

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

Supervisor Holtz, voting No.
 Councilman Nagel, voting Aye.
 Councilman Wroblewski voting Aye.
 Councilman Neibert, voting Aye.
 Councilman Bystrak, voting Aye.
AYES: 4 NOES: 1 ABSENT: 0

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 FEB 8 1951

last publication FEB 8 1951

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
FEB 8 1951
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, 1967
Registered No. 5029

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 February, 1951, 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 February, 1951.

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

(SEAL)

At this phase of the meeting Councilman Bystrak has to be excused in order to keep an appointment with a Doctor.

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

WHEREAS, the offices are being set up in the Town Hall for various Civil Defense Committees and it is necessary in case of any emergency to have these offices lighted and Police and other radio equipment in use at all times; and

WHEREAS, it has been proposed that the Town of Cheektowaga purchase two (2) 300 Watt A.C. 220 Volt, 60 cycle generators, fully equipped, for the sum of Ninety-nine and No/100 Dollars (\$99.00) each,

BE IT RESOLVED, that the Supervisor be and he is authorized to purchase said generators from the C and H Electric Machine Company, Inc., 436 West Juneau Avenue, Milwaukee, Wis., and to pay the sum of Ninety-nine and No/100 Dollars (\$99.00) for each generator.

Seconded by Mr. Neibert.

CARRIED: AYES: -4-.
ABSENT: -1-.

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

WHEREAS, the Buffalo Airprrt is located within the Town of Cheektowaga and the right of the Town to tax this property has been approved by the Court of Appeals of the State of New York; and

WHEREAS, the property of the City of Buffalo is assessed on the same basis as all other property in the Township; and

WHEREAS, the City of Buffalo is only required to pay its just and equitable share of taxes imposed by the Town of Cheektowaga; and any legislation exempting the Airport from taxes would be discriminatory and unfair to the taxpayers of the Township; and

WHEREAS, several methods of avoiding payment of taxes on the Airport have been suggested by some of the officials of the City of Buffalo, and it has even been proposed that the Towns located in Erie County either be made a part of the City of Buffalo, or that there be a merger of the City and the Towns, so that the Towns of the County would be deprived of their right to govern themselves, in accordance with existing statutes, thereby depriving the residents of Towns of the right to choose their own officials and to operate their own government, without outside interference; and

WHEREAS, various other proposals have been suggested, all aimed at taking away from the Towns the right to govern themselves in accordance with the principals of home rule guaranteed by the Constitution, Article IX, Section # 3),

BE IT RESOLVED, that this Town Board go on record as opposed to any legislation the purpose of which is to exempt the Buffalo Airport property from taxation or which would in any way deprive the residents of the Town the right to choose their own officials and to govern themselves in accordance with existing laws and the constitution of the State of New York, and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Julius Volker, Assemblyman and John H. Cooke, Senator, our representatives in the State Legislature.

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	ABSENT

CARRIED: AYES: -4-.

9
64
Mr. Nagel presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be and he is hereby authorized to establish a Headquarters at the Hotel Statler for the meeting of the Association of Towns commencing February 6th, 1951, to and including February 8th, 1951.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-
ABSENT: -1-

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

RESOLVED, that a street light be ordered installed at the intersection of Pinehurst and Clover Place and that the Supervisor is authorized to order said installation.

Seconded by Mr. Wroblewski.

CARRIED: AYES: -4-
ABSENT: -1-

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

RESOLVED, that the Supervisor be authorized to order installed a dual traffic light in front of Bellevue Fire Hall on Como Park Boulevard, and

BE IT FURTHER RESOLVED, that the Supervisor be authorized to order installed a dual traffic light in front of Forks Fire Hall on Broadway.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-
ABSENT: -1-

This being the time and the place advertised for the purpose of considering the advisability of repealing that portion of Section 23 of the Town Zoning Ordinances, under the title, "Administration", which provides as follows;

become effective until after a copy thereof has been delivered to the office of the Zoning Board of Appeals. In the event there is objection to the granting of such permit, the Zoning Board of Appeals shall investigate the complaint, and operation under such permit, if one has been granted, shall be suspended until a decision has been rendered by the Zoning Board of Appeals." and repealing in its entirety Section 24 of the Zoning Ordinances of the Town of Cheektowaga, New York, entitled "Certificate of Occupancy and Compliance," which provides as follows:

"No building hereafter structurally altered or erected, shall be used or changed in use, nor premises occupied or used, until a certificate of occupancy and compliance shall have been issued to the effect that the buildings or premises complied with the provisions of these ordinances. A like certificate shall be issued to maintain, renew, change or extend a non-conforming use. Said certificate of occupancy and compliance for the whole or part of the building or premises shall be applied for coincident with the application for a building or use permit, and shall be issued within ten (10) days after the erection or structural alteration of such building or part shall have been completed in conformity with the provisions of this ordinance. No such certificate shall be issued by the Town Clerk until it has been approved by the Building and Plumbing Inspector. A record of said certificates shall be kept in the office of the Town Clerk."

That at such public hearings as persons interested in the subject matter thereof shall be given an opportunity to be heard:

The Supervisor directed the Town Clerk to present proof of publication and 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 favor and no persons appearing in opposition thereof, the Supervisor ordered the hearing closed and decision was reserved.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid and that the Town Clerk be authorized to draw orders upon the Supervisor for same.

CARRIED: AYES: -4-.
ABSENT: -1-

(Orders No. 3750 to 3880 drawn on the Supervisor).

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

CARRIED: AYES: -4-.
ABSENT: -1-.

SEAL.

Kenneth N. Hanley
Kenneth N. Hanley
Town Clerk.

20
Cheektowaga, New York
February 5th, 1951.

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 5th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Benedict T. Holtz	Supervisor
Joseph A. Neibert	Councilman
Felix T. Wroblewski	Councilman

ABSENT: Henry Nagel	Councilman
Stanley Bystrak	Councilman

The chairman called the meeting to order.

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

This being the time and the place advertised for a public hearing for the purpose of changing that portion of Section L, of Subdivision 1, entitled, "GENERAL PROVISION" of the Building Code of the Town of Cheektowaga, New York, to provide as follows:

Stores and/or offices, and/or rooms used for dwelling purposes	Stores and/or offices, and/or rooms used for dwelling purposes
Buildings used in part or in whole for manufacturing purposes	Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family)
All other buildings	Each additional dwelling unit
Moving a building which is to be used for human habitation through or across street or other public property	Buildings used in whole or in part for manufacturing purposes
Moving a building over private property	All other buildings
Alterations and be it further	Moving any building through or across street or other public property
	Interior alterations
	Outside additions or alterations, if cost of same does not exceed \$500.00
	Over \$500.00

RESOLVED, that pursuant to the provisions of the Town Law, 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 February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the following amendment to the Building Code, Section L, Subdivision 1,

and/or offices, and/or rooms used for dwelling purposes

Single dwellings \$ 4.00

Each additional dwelling unit 4.00

Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family) 9.00

Each additional dwelling unit 4.00

Buildings used in whole or in part for manufacturing purposes 25.00

All other buildings 4.00

Moving any building through or across street or other public property 10.00

Interior alterations 1.00

Outside additions or alterations, if cost of same does not exceed \$500.00 1.00

Over \$500.00 4.00

and that at such public hearing all persons interested in the subject hereof shall be given an opportunity to be heard,

The Supervisor directed the Clerk to present proof of publication and Notice of Hearing.

The 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 and no person appeared in favor thereof, the Supervisor ordered the hearing closed and decision was reserved.

Mr. Neibert moved seconded by Mr. Wroblewski to adjourn. CARRIED:
AYES: -3-, ABSENT: -2-.

SEAL.

Joseph A. Neibert,
Acting Town Clerk.

Cheektowaga, New York
February 19th, 1951.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 19th day of February, 1951, 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 |

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.

Petition presented for the Extension of Fire and Water District No. 2 in the Town of Cheektowaga, New York. Ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from Mr. Murray G. Tanner, Secretary, State of New York Public Service Commission, in reference to the complaint of Twenty-five or more residents in the Town of Cheektowaga against the New York State Electric and Gas Corporation as to excessive service interruptions in the Town of Cheektowaga. Ordered received and filed by Supervisor Holtz.

Communication read from the State of New York, State Traffic Commission, advising the Town Board that their request for a traffic signal light at Union Road and Maryvale Drive, in the Town of Cheektowaga, New York, has been granted and that installation will be made as soon as possible.

Communication read from Frank J. Stahl, Special Representative, State, County and Municipal Employees Council, favoring the adoption of the proposed Town Sick Leave Ordinance. Ordered received and filed by Supervisor Holtz.

Communication read from John J. Zablotny, Town Superintendent of Highways, recommending to the Town Board that they accept South Huxley Drive as a Town Highway, Ordered referred to the Town Attorney by Supervisor Holtz.

This being the time and the place advertised for a public hearing on the proposed Sick Leave Ordinance 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. No person appeared in opposition to the proposed Sick Leave Ordinance, the Supervisor ordered the hearing closed and decision was reserved.

This being the time and the place advertised for a public hearing for the purpose of considering the advisability of amending the Plumbing and Drainage Ordinances of the Town of Cheektowaga, New York, by adding to Section 10 a new Subdivision, to be known as Subdivision 2, to provide as follows:

until either the floor or roof has been constructed on a building, completely covering said cellar, basement, or excavation; nor shall any contractor, plumber, or any other person, firm, or corporation cause any connection to be made on any premises, whether improved or not so as to cause storm waters to run into the sanitary sewer system.

"(b) The Town Board may, in its discretion, authorize a sewer to be connected from an open cellar, basement, or excavation, providing said sewer is completely sealed, so that no storm water shall enter the sanitary sewer during the construction of the building until said cellar, basement, or excavation is completely covered; and upon the further condition that the owner of said

premises, or the plumbing contractor execute and deliver to the Town of Cheektowaga, New York, a surety bond in the sum of Two Thousand and No/100 Dollars (\$2,000.00) which bond shall contain a provision that in the event the sewer is unsealed before the floor or roof is constructed on said building, the owner or plumbing contractor will pay to the Town of Cheektowaga, New York the sum of One Hundred and No/100 Dollars (\$100.00) for each week said sewer is unsealed. The responsibility of the said owner or plumbing contractor and his surety shall continue until said open cellar, basement, or excavation has either been filled in or completely covered.

"(c) In addition to the penalties otherwise prescribed in these Ordinances, any contractor, plumber, or any other person, firm, or corporation, who shall connect an open cellar, basement, or excavation to a sewer, shall be liable to the Town of Cheektowaga, New York, for the sum of One Hundred and No/100 Dollars (\$100.00) for each week said sewer is unsealed, or for any other person, firm or corporation.

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 notice 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 and no person appeared in favor thereof, the Supervisor ordered the hearing closed and decision was reserved.

This being the time and the place advertised for a public hearing for the improvement of both sides of the highway known as Commodore Terrace, by the construction of a lateral sewer in said highway to wit:

From the south line of Huth Road to the center line of Commodore Terrace south along the center line of Commodore Terrace 1012.37 feet to a point 30 feet south from the south line of Lot Nos. 54 and 57, distance being the entire frontage of Lots Nos. 36 to 54 inclusive and 57 to 75 inclusive, plus 30 feet of Seaton Avenue. Then proceed easterly 388.09 feet to the existing sewer in the center line of Woodridge Avenue and Seaton Avenue.

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.

26

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 improvement and Mr. Mathhews Vavinsk, Cheektowaga, New York, and Mr. Leon Zagon, Cheektowaga, New York, appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

Mr. Wroblewski moved seconded by Mr. Nagel, RESOLVED, that the supplementary map of Cover 1628, Cleveland Drive, in the Town of Cheektowaga, New York, submitted by Mr. John Weldgen, be approved by this Town Board and that a copy of same map be filed with the Board of Assessors.

CARRIED: AYES: -5-.

Mr. Nagel moved seconded by Mr. Neibert, RESOLVED, that the Supervisor be authorized and directed to instruct the Western New York Water Company to install a fire hydrant 500 feet east of Louis Street, south of Maryvale Drive.

CARRIED: AYES: -5-.

Mr. Wroblewski moved seconded by Mr. Bystrak, RESOLVED, that the Town Clerk be authorized and directed to issue all building permits on applications processed by the Petitions Committee on February 10th and 17th, 1951, after same have been approved by the Building Inspector.

CARRIED: AYES: -5-.

Mr. Bystrak moved seconded by Mr. Neibert, RESOLVED, that the Supervisor be authorized and directed to instruct the Niagara Mohawk Electric Corporation to install Two (2) street lights at the gate of the American Optical Company on Sugar Road, in the Town of Cheektowaga, New York.

CARRIED: AYES: -5-.

Mr. Wroblewski moved seconded by Mr. Neibert, RESOLVED, that in the future all sewer profile maps submitted to the Town Board for approval be submitted in duplicate and a copy of each be filed in the Town Clerk's Office and the Town Engineer's Office.

CARRIED: AYES: -5-

Mr. Bystrak presented the following resolution and moved its adoption:
BE IT RESOLVED, that the Supervisor be authorized and directed to instruct the New York State Electric and Gas Corporation to install street lights in the following locations;

One in front of No. 270 Beach Road; One on the corner of Wellworth Place and Meadow Place; One on the corner of Andrew Street and William Street; One on Kennedy Road; One on Dingen Street; Two on Helen Street; Two on Rossler Street; One on William Street corner of Frederick Avenue, and,

BE IT FURTHER RESOLVED, that the street light on Oriole Place be transferred to the corner of Oriole Place and Pinehurst Street; and,

BE IT FURTHER RESOLVED, that the eight lights on Cleveland Drive, east of Union Road, be increased from 1000 lumen to 2500 lumen; and,

BE IT FURTHER RESOLVED, that light on Pole No. 13 on Mansion Street be transferred to Pole No. 12 on Mansion Street.

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

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

CARRIED: AYES: -5-.

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

WHEREAS, the owners of Colonial Heights Subdivision intend to construct homes in said Subdivision, which is located on the west side of Harlem Road and adjoins the Town Park on the south; and

WHEREAS, it becomes necessary to construct a ditch or pipe line across a small portion of the Park Land to an outlet into a ditch running through the Park Land into Scajaquada Creek; and

WHEREAS, the owners of said Subdivision are willing to construct an 18 inch pipe drain instead of a ditch at their expense, under the Supervision of the Town Engineer,

BE IT RESOLVED, that the Town of Cheektowaga hereby grants the owners of said Subdivision permission to construct said 18-inch pipe drain across a small portion of the Park land, as shown on map prepared by Herthe and Sonnenberger, Engineers, dated November 13, 1950, and attached to this resolution.

Seconded by Mr. Bystrak.

CARRIED: AYES: -5-.

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

WHEREAS, the Town Superintendent of Highways has recommended the adoption of a resolution by the Town Board, accepting South Century Road as a public highway of the Town of Cheektowaga, New York; and

WHEREAS, the owners have met the requirements and specifications set forth by the Town of Cheektowaga of the Highway Law of the State of New York,

BE IT RESOLVED, that South Century Road be and it is hereby accepted and dedicated as a Town Highway of the Town of Cheektowaga, New York; and

BE IT FURTHER RESOLVED, that a Deed of said highway, executed by Neil W. Weber and George W. Weber to the Town of Cheektowaga, New York, be recorded in the Erie County Clerk's Office.

Seconded by Mr. Wroblewski.

CARRIED: AYES: -5-

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

CAPITAL NOTE RESOLUTION DATED FEBRUARY 19, 1951, AUTHORIZING THE ISSUANCE OF \$12,000 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY OF ERIE PURSUANT TO THE LOCAL FINANCE LAW.

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

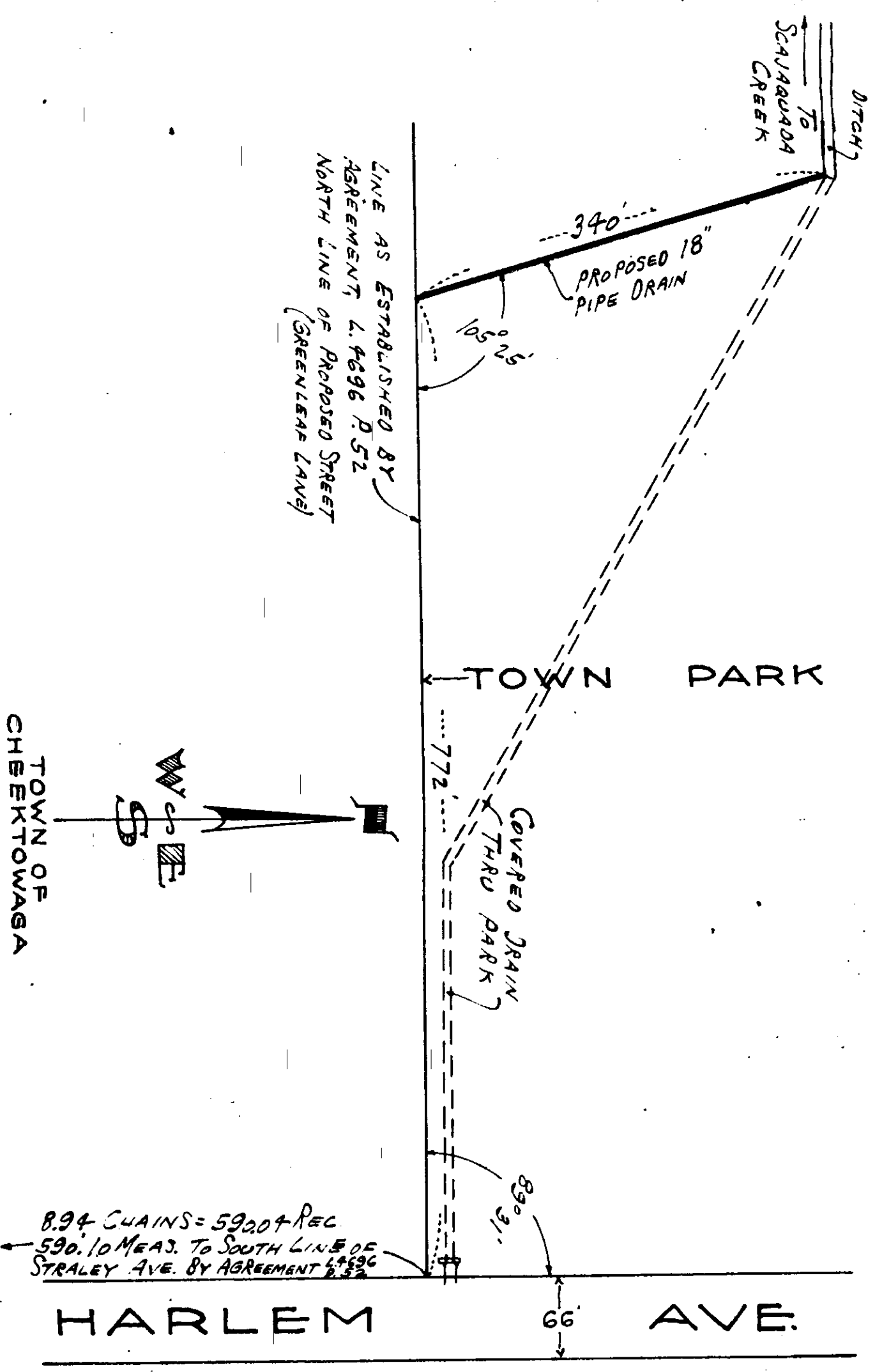
NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose hereinafter described the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$12,000 pursuant to the Local Finance Law of New York.

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

- a) AWOOD PLACE from Genesee Street to end of street.
- b) Commodore Terrace from Mapleview Road to edge of Cleveland Hill School Playground.
- c) ROSWELL ROAD from Southgate to Cleveland Drive.
- d) CEDAR ROAD from Eggert Road to end of street.
- e) CAMPBELL ROAD from Cedar Road to end of street.
- f) TUDOR ROAD from Eggert Road to end of street.
- g) WOODRIDGE AVENUE from Cleveland Drive to end of street.
- h) SOUTHGATE ROAD from City line to Highview.
- i) CHARNWOOD DRIVE from Cleveland Drive to Kensington Avenue.
- j) Charnwood Court from Charnwood Drive to end of Street.
- k) CAMPWOOD COURT from Charnwood Drive to end of street.
- l) CORALWOOD COURT from Charnwood Drive to end of street.



8.94 CHAINS = 590.04 REC.
 ← 590.10 MEAS. TO SOUTH LINE OF STRALEY AVE. BY AGREEMENT L. 4696 P. 52

HERTHE & SONNENBERGER
 ENGINEERS AND SURVEYORS
 110 FRANKLIN ST. BUFFALO, N. Y.

SCALE 1 IN. = 100 FT
 SHEET 21629

DATE Nov. 13, 1950
 NUMBER 50-1409-E

RE-SURVEY	
DATE	NUMBER
DATE	NUMBER
DATE	NUMBER
DATE	NUMBER

WHITE & GETMAN SUCCESSORS TO: ELLSWORTH, BARROWS & POLLARD FREDERICK K. WING CO.

Section 3. It is hereby stated that :

- a) The maximum cost of said purpose, as estimated by the Town Board, is \$12,00; and
- b) No money has heretofore been authorized to be applied to the payment of the cost of said purpose; and
- c) The Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said capital notes; and
- d) All of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the Local Finance Law, \$12,000 capital notes of the Town of Cheektowaga, designated substantially Lighting District Capital Notes Series A of 1951, which shall bear a date not earlier than February 19, 1951, such date to be fixed by the Supervisor, in the denomination of \$6,000 each, numbered 1 and 2, maturing in numerical order in the amount of \$6,000 on April 1 in each of the years 1952 and 1953, and bearing interest at a rate not exceeding five percent (5%) per annum, payable semi-annually on April 1 and October 1. Such capital notes shall be in bearer form, with the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheektowaga by its Supervisor, and sealed with its corporate seal and attested by its Town Clerk.

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

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

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

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

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

Section 10. The validity of said capital notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within Twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 11. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Cheektowaga Times, a newspaper published and having a general circulation in said Town, and which is the official newspaper of said Town.

Section 12. This resolution shall take effect immediately upon its adoption.

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

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

CARRIED: AYES: -5-.

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

BOND RESOLUTION
 NOTICE IS HEREBY GIVEN that on the 19th day of February, 1951, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution:

CAPITAL NOTE RESOLUTION
 DATED FEBRUARY 19, 1951, AUTHORIZING THE ISSUANCE OF \$12,000 LIGHTING DISTRICT CAP-

the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheek-

OF NEW YORK
 COUNTY OF ERIE
 OF CHEEKTOWAGA } ss.

ED C. ALLIS, of the Town of Cheektowaga, said County of Erie, being duly sworn, and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
 Date of first publication FEB 22 1951
 Date of last publication FEB 22 1951
 No more than six days intervened between said publications.

Willard C. Allis

before me this.....
 FEB 22 1951, 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

Section 3. It is hereby stated that :

- a) The maximum cost of said purpose, as estimated by the Town Board, is \$12,00; and
- b) No money has heretofore been authorized to be applied to the payment of the cost of said purpose; and
- c) The Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said capital notes; and
- d) All of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the Local Finance Law, \$12,000 capital notes of the Town of Cheektowaga, designated substantially Lighting District Capital Notes Series A of 1951, which shall bear a date not earlier than February 19, 1951, such date to be fixed by the Supervisor, in the denomination of \$6,000 each, numbered 1 and 2, maturing in numerical order in the amount of \$6,000 on April 1 in each of the years 1952 and 1953, and bearing interest at a rate not exceeding five percent (5%) per annum, payable semi-annually on April 1 and October 1. Such capital notes shall be in bearer form, with the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheektowaga by its Supervisor, and sealed with its corporate seal and attested by its Town Clerk.

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

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

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

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

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

Section 10. The validity of said capital notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within Twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 11. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Cheektowaga Times, a newspaper published and having a general circulation in said Town, and which is the official newspaper of said Town.

Section 12. This resolution shall take effect immediately upon its adoption.

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

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

CARRIED: AYES: -5-.

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

BOND RESOLUTION
 NOTICE IS HEREBY GIVEN that on the 19th day of February, 1951, the Town Board of the Town of Cheektowaga, Erie County, New York, adopted the following resolution:

CAPITAL NOTE RESOLUTION
 DATED FEBRUARY 19, 1951, AUTHORIZING THE ISSUANCE OF \$12,000 LIGHTING DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

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

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

Section 1. In order to finance the specific object or purpose hereinafter described the Town of Cheektowaga, in the County of Erie, shall issue its capital notes of the aggregate principal amount of \$12,000 pursuant to the Local Finance Law of New York.

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

- (a) AWOOD PLACE from Genesee Street to end of street.
- (b) COMMODORE TERRACE from Mapleview Road to edge of Cleveland Hill School Playground.
- (c) ROSWELL ROAD from Southgate to Cleveland Drive.
- (d) CEDAR ROAD from Eggert Road to end of street.
- (e) CAMPBELL ROAD from Cedar Road to end of street.
- (f) TUDOR ROAD from Eggert Road to end of street.
- (g) WOODRIDGE AVENUE from Cleveland Drive to end of street.
- (h) SOUTHGATE ROAD from City Line to Highview.
- (i) CHARNWOOD DRIVE from Cleveland Drive to Kensington Avenue.
- (j) CHARNWOOD COURT from Charnwood Drive to end of street.
- (k) CAMPWOOD COURT from Charnwood Drive to end of street.
- (l) CORALWOOD COURT from Charnwood Drive to end of street.

Section 3. It is hereby stated that:

- (a) The maximum cost of said purpose, as estimated by the Town Board, is \$12,000; and
- (b) No money has heretofore been authorized to be applied to the payment of the cost of said purpose; and
- (c) The Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said capital notes; and
- (d) All of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 4. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the Local Finance Law, \$12,000 capital notes of the Town of Cheektowaga, designated substantially Lighting District Capital Notes Series A of 1951, which shall bear a date not earlier than February 19, 1951, such date to be fixed by the Supervisor, in the denomination of \$6,000 each, numbered 1 and 2, maturing in numerical order in the amount of \$6,000 on April 1 in each of the years 1952 and 1953, and bearing interest at a rate not exceeding five percent (5%) per annum, payable semi-annually on April 1 and October 1. Such capital notes shall be in bearer form, with

the privilege of conversion into capital notes registered as to both principal and interest, and shall be payable as to both principal and interest in lawful money of the United States of America, at the Manufacturers and Traders Trust Company, in Buffalo, New York, which by contract is the paying agent of the issuer. Such capital notes shall be signed in the name of the Town of Cheektowaga by its Supervisor, and sealed with its corporate seal and attested by its Town Clerk.

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

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

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

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

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

Section 10. The validity of said capital notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 11. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Cheektowaga Times, a newspaper published and having a general circulation in said Town, and which is the official newspaper of said Town.

Section 12. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 19th day of February, 1951, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

(SEAL)

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

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

once a week for one weeks;
 FEB 22 1951
 Publication
 FEB 22 1951
 Publication

no more than six days intervened between the publications.

Willard C. Allis

before me this.....
 FEB 22 1951

....., 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

feb22

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 February, 1951, 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

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board at a regular meeting held at the Town Hall of the Town of Cheektowaga, New York, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, adopted a resolution directing that the Town Board meet at the Town Hall, corner of Broadway and Union Road, on the 5th day of February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing that portion of Section 1, Subdivision 1, entitled "General Provisions," of the Building Code of the Town of Cheektowaga, New York, adopted by the Town Board of the Town of Cheektowaga on the 21st day of December, 1942, and hearing of persons interested in the subject thereof concerning the same, which portion of Section 1, Subdivision 1, entitled "General Provisions," adopted as aforesaid, provides as follows:

"Each application shall be accompanied by the required fee which is hereby affixed as follows:

- Dwellings\$2.00
- Buildings containing stores and/or offices and/or rooms used for dwelling purposes 5.00
- Buildings used in part or in whole for manufacturing purposes 5.00
- All other buildings 2.00
- Moving a building which is to be used for human habitation through or across street or other public property 5.00
- Moving a building over private property 2.00
- Alterations\$0.50" and

WHEREAS, said resolution adopted the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, Ordered a Public Hearing to be held the 5th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the proposed Amendment to the said Section 1, Subdivision 1, of the Building Code, hereinafter set forth, and

WHEREAS, Public Hearings were held, pursuant to said resolution, at the Town Hall, corner of Broadway and Union Road, on the 5th day of February, 1951, at 2:30 P.M., and 7:30 P.M., o'clock, Eastern Standard Time, and an opportunity was afforded at said Public Hearings for all persons interested in the subject thereof to be heard, and no one appeared in opposition thereto, and at the conclusion of said Public Hearings the Town Board decided that it was in the public interest that the presently existing portion of Section 1, Subdivision 1, entitled "General Provisions" of the Building Code of the Town of Cheektowaga, be repealed and the proposed Amendment adopted in its place, and due deliberation having been had thereon; and

WHEREAS, notice of said public hearings 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, and a copy of the same was also 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.

BE IT RESOLVED that that portion of Section 1, Subdivision 1, entitled "General Provisions" of the Building Code of the Town of Cheektowaga, New York, adopted by the Town Board on the 21st day of December, 1942, as hereinbefore set forth, be and the same is hereby repealed, and

BE IT FURTHER RESOLVED that the following Amendment to Section 1, Subdivision 1, of the Building Code be adopted in place of the portion of said Section repealed as aforesaid:

"Each application shall be accompanied by the required fee which is hereby fixed as follows:

- Single dwellings\$ 4.00
- Each additional dwelling unit 4.00
- Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family) 9.00
- Each additional dwelling unit 4.00
- Buildings used in whole or in part for manufacturing purposes 25.00
- All other buildings 4.00
- Moving any building through or across street or other public property 10.00
- Interior alterations 1.00
- Outside additions or alterations, if cost of same does not exceed \$500.00 1.00
- Over \$500.00 4.00"

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 a general circulation within the Township and being the official newspaper of said Township; and that the Town Clerk post conspicuously in six (6) public places within the Township for at least ten (10) days before the same shall take effect, a printed copy thereof; and that affidavits of publication and posting be filed in the Town Clerk's Office; but such Ordinances 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 into the minutes.

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.

STATE OF NEW YORK :
COUNTY OF ERIE : SS
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 February, 1951, 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 this seal of said Town this 19th day of February, 1951.

Kenneth T. Hanley
Clerk of the Town of Cheektowaga, N.Y.
(SEAL)
Feb 21, 1951

Posted as follows on the 24th day of February, 1951:

30

- Town Hall Bulletin Board;
- Doyle Fire House No. 1 Bulletin Board, William and Alaska Street;
- U-Crest Fire House, Evergreen Street and Clover Place;
- Pine Hill Fire House, Genesee Street and Normandy Avenue;
- Rescue Fire House Bulletin Board, Pine Ridge Road;
- Forks Fire House Bulletin Board, Broadway and Union Road;

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

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 February, 1951, 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
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board at a regular meeting held at the Town Hall of the Town of Cheektowaga, New York, on the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, adopted a resolution directing that the Town Board meet at the Town Hall, corner of Broadway and Union Road, on the 5th day of February, 1951, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of repealing that portion of Section I, Subdivision I, entitled "General Provisions," of the Building Code of the Town of Cheektowaga, New York, adopted by the Town Board of the Town of Cheektowaga on the 21st day of December, 1942, and hearing of persons interested in the subject thereof concerning the same, which portion of Section I, Subdivision I, entitled "General Provisions," adopted as aforesaid, provides as follows:

"Each application shall be accompanied by the required fee which is hereby affixed as follows:
Dwellings \$2.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes 5.00
Buildings used in part or in whole for manufacturing purposes 5.00
All other buildings 2.00
Moving a building which is to be used for human habitation through or across street or other public property 5.00
Moving a building over private property 2.00
Alterations \$0.50"

and
WHEREAS, said resolution adopted the 15th day of January, 1951, at 7:30 o'clock P.M., Eastern Standard Time, Ordered a Public Hearing to be held the 5th day of February, 1951, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the advisability of enacting the proposed Amendment to the said Section I, Subdivision I, of the Building Code, hereinafter set forth, and

WHEREAS, Public Hearings were held, pursuant to said resolution, at the Town Hall, corner of Broadway and Union Road, on the 5th day of February, 1951, at 2:30 P.M., and 7:30 P.M., o'clock, Eastern Standard Time, and an opportunity was afforded at said Public Hearings for all persons interested in the subject thereof to be heard, and no one appeared in opposition thereto, and at the conclusion of said Public Hearings the Town Board decided that it was in the public interest that the presently existing portion of Section I, Subdivision I, entitled "General Provisions" of the Building Code of the Town of Cheektowaga, be repealed and the proposed Amendment adopted in its place, and due deliberation having been had thereon; and

WHEREAS, notice of said public hearings 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 hearings, as shown by the duly verified affidavit of publication filed at 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.

BE IT RESOLVED that that portion of Section I, Subdivision I, entitled "General Provisions" of the Building Code of the Town of Cheektowaga, New York, adopted by the Town Board on the 21st day of December, 1942, as hereinbefore set forth, be and the same is hereby repealed, and

BE IT FURTHER RESOLVED that the following Amendment to Section I, Subdivision I, of the Building Code be adopted in place of the portion of said Section repealed as aforesaid:
"Each application shall be accompanied by the required fee which is

hereby fixed as follows:
Single dwellings \$ 4.00
Each additional dwelling unit 4.00
Buildings containing stores and/or offices and/or rooms used for dwelling purposes (one family) 9.00
Each additional dwelling unit 4.00
Buildings used in whole or in part for manufacturing purposes 25.00
All other buildings 4.00
Moving any building through or across street or other public property 10.00
Interior alterations 1.00
Outside additions or alterations, if cost of same does not exceed \$500.00 1.00
Over \$500.00 4.00"

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 a general circulation within the Township and being the official newspaper of said Township; and that the Town Clerk post conspicuously in six (6) public places within the Township for at least ten (10) days before the same shall take effect, a printed copy thereof; and that affidavits of publication and posting be filed in the Town Clerk's Office; but such Ordinances 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 into the minutes.

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.

STATE OF NEW YORK :
COUNTY OF ERIE : SS
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 February, 1951, 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 this seal of said Town this 19th day of February, 1951.
KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(SEAL)

feb 22, mar 1

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

WILLARD C. ALLIS, of the Town of Cheektowaga, Erie County, New York, being duly sworn,

and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of

the annexed printed slip, taken from said newspaper once a week for two weeks:

publication FEB 22 1951

publication MAR - 1 1951

no more than six days intervened between publications.

Willard C. Allis

before me this.....
MAR - 1 1951, 19.....

Eve J. Allis
Public in and for Erie County, N. Y.

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

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

CARRIED: AYES: -5-.

(Orders No. 3881 to No. 3982, inclusive drawn on the Supervisor).

Mr. Harold Sprague, was granted the floor and complained that the highway in front of his dwelling was built too high and that water was draining off of the highway onto his property. Ordered referred to the Supervisor and the Highway Superintendent.

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

CARRIED: AYES: -5-.

SEAL.

Kenneth T. Hanley
Kenneth T. Hanley,
Town Clerk.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 5th day of March, 1951, at 2:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT : Joseph A. Neibert Councilman

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.

Petition presented by eighteen residents of Alpine Place opposing the changing of the character of their street from residence to business. Ordered referred to the Town Board and the Zoning Board of Appeals by Supervisor Holtz.

Communication read from John J. Zablotny, Town Superintendent of Highways, recommending to the Town Board that the Town Engineer supervise the laying out and the constructing of new streets in the Town. Ordered referred to the Town Engineer and the Chairman of the Highway Committee by Supervisor Holtz.

Communication read from Mr. C. G. Hanson, Secretary of the Board of Fire Commissioners of the Cleveland Hill Fire District No. 6, requesting the Town Board to establish fire lanes at several churches on Cleveland Drive. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Recreational Director Janiak, requesting the Town Board permission to attend the New York State Public Recreation Society conference at Glen Falls, New York, on April 22nd to 25th, 1951, with expenses to be borne by the Town. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from Mr. R. C. Georger, Director of the New York State Traffic Commission regarding the traffic signal light at Transit Road and Como Park Boulevard. Ordered received and filed by Supervisor Holtz.

Mr. Wroblewski moved seconded by Mr Bystrak:

RESOLVED, that Michael Wagner, Town Sewer Inspector be granted a 30 day leave of absence, due to illness, effective as of March 1, 1951, with pay.

CARRIED: AYES: -4-

Mr. Nagel moved seconded by Mr. Wroblewski:

RESOLVED, that Elmer Mesner, Superintendent of Disposal Plants be authorized and directed to purchase a P.H. Meter at a cost not to exceed \$300.00, for use at Disposal Plant No. 5, and

BE IT FURTHER RESOLVED, that the amount of approximately \$500.00 be applied to cover the cost of repairs to Hydraulic Gate at Disposal Plant No. 5, same repairs to be under the supervision of the Town Engineer.

CARRIED: AYES: -4-.

Mr. Wroblewski moved seconded by Mr. Nagel:

RESOLVED, that the Supervisor be authorized and directed to order the installation of the following Fire Hydrants in the Cleveland Hill Fire District No. 6,

Cleveland Drive, 1000 feet east of Union Road;
Cleveland Drive, 2000 feet east of Union Road;
Cayuga Road, 500 feet north of Cleveland Drive;
Yeager Drive, at Union Road;
Foisset Drive, at Cleveland Drive;
Cleveland Drive, 250 feet east of Ravenswood Drive. (previously requested)

Commodore Terrace, about at # 226;
South Huxley Drive, 500 feet south of Huth Road;
Oehman Blvd., 500 feet south of Huth Road;
Westbrook Drive, 500 feet east of Harlem Road;
Westbrook Drive, 1500 feet east of Harlem Road;
Westbrook Drive, 2500 feet east of Harlem Road;
Maryvale Drive, 4000 feet east of Harlem Road;
Maryvale Drive, 5000 feet east of Harlem Road;
Meaford Road, at Furlong Drive;
Meaford Road, about at # 71;
Tudor Road, 100 feet east of Eggert Road; (previously requested);
Treehaven Road, at Chesterfield Drive;
Chesterfield Drive, halfway between Treehaven Road and Burke Drive;
Treehaven Road, at Wainwright Road.
Wainwright Road, 500 feet east of Kenview Blvd.;
Mafalda Drive, 500 feet west of Harlem Road; (previously requested);
Mafalda Drive, 1500 feet west of Harlem Road; (previously requested);
Danbury Drive, 100 feet east of Harlem Road; (previously requested);
Danburg Drive, at Woodridge Avenue; (previously requested);

CARRIED: AYES: -4-.

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

RESOLVED, that Edward H. Pfohl, Receiver of Taxes and Assessments for the Town of Cheektowaga, New York, be authorized and directed to accept taxes from the County of Erie on County owned property for the year 1951 without fees or additions.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-.

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

RESOLVED, that the Town Clerk be authorized and directed to issue Building Permits on applications processed by the Petitions Committee on February 24th and March 3rd, 1951, after same have been approved by the Building Inspector.

CARRIED: AYES: -4-.

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

WHEREAS, this Town Board, on the 19th day of February, 1951, held a public hearing on the improvement in Commodore Terrace, in the Town of Cheektowaga, New York, by the construction of a lateral sewer in said highway, and heard all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED, that this Town Board did thereby decide, at such public hearing and upon the evidence given thereat, that it is in the public interest to improve Commodore Terrace by the construction of a lateral sewer in said highway as hereinafter described, and

BE IT FURTHER RESOLVED, that Nussbaumer, Clarke and Velzy, 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.

COMMENCING at the south line of Huth Road and the center line of Commodore Terrace 1012.37 feet to a point 30 feet south from the south line of Lot Nos. 54 and 57, distance being the entire frontage of Lots Nos. 36 to 54 inclusive and 57 to 75 inclusive, plus 30 feet of Seaton Avenue. Then proceed easterly 388.09 feet to the existing sewer in the center line of Woodridge Avenue and Seaton Avenue. The aforesaid lots are inclusive under Map Cover 1633 filed in Erie County Clerk's Office, which sewer shall be so constructed to serve the properties on both sides of said public highway,

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES; -4-

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

RESOLVED, that the Town Supervisors Highway Money Bond in the amount of \$20,000.00 be approved by this Town Board, and

BE IT FURTHER RESOLVED, that a copy of said bond be certified by the Erie County Clerk, and that a copy of said bond be filed with the Erie County Clerk, the Erie County Treasurer and the State Department of Audit and Control.

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

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

CARRIED: AYES: -4-.

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

RESOLVED, that the application of Steve Hershey, Drive, for a modification of the side lot requirements of the Zoning Ordinances of the Town of Cheektowaga, New York, as the same relate to , be referred to the Zoning Board of Appeals, and that the Town Clerk notify Mr. Hershey and Mr. Siers, the adjoining property owner, of the time and place of the hearing.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

WHEREAS, the Town Superintendent of Highways has approved in writing the acceptance of Westbrook Drive in its entire width starting at Harlem Avenue to a point approximately 200 feet east of Woodridge Avenue as a Town Highway, and has certified that the same has been prepared to meet the specifications of his department,

BE IT RESOLVED, that Westbrook Drive, commencing at Harlem Avenue and ending 1200 feet east of Woodridge Avenue, be accepted as a Town Highway of the Town of Cheektowaga, New York, and that the Town Attorney be and he is hereby authorized and directed to record in the Erie County Clerk's Office the deed to said highway.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

WHEREAS, a strip of land consisting of 75 feet in width, lying north of the north line of Cedar Road and between Subdivision Lots No. 17 and 18, as shown on the map filed under Cover 1654 is shown on Subdivision Map as being dedicated for highway purposes, and

WHEREAS, the Town of Cheektowaga has recently paved said strip of land and is using same for highway purposes,

BE IT RESOLVED, that the Town of Cheektowaga, New York, request the County of Erie to execute and deliver to the Town of Cheektowaga, New York, a Deed of said strip of land 75 feet in width, lying north of the north line of Cedar Road and between Subdivision Lots No. 17 and 18, as shown on Map filed in Erie County Clerk's Office under Cover 1654 for highway purposes, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Board of Supervisors of the County of Erie.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

WHEREAS, the Town Board has appointed school crossing guards and fixed their compensation at \$1.05 per hour, and it is necessary to provide funds with which to pay the wages of said school crossing guards,

BE IT RESOLVED, that the sum of \$5,000.00 be transferred from the contingent fund to the item, "School Crossing Guards", and that said title, "Town Board", be amended so as to add said item to be known as "School Crossing Guards."

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

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

CARRIED: AYES: -4-.

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

RESOLVED, that the Supervisor be and he is hereby authorized and directed to execute the annexed contract with Arthur J. Yaw as Superintendent of Highways of the County of Erie on behalf of the Town of Cheektowaga, New York, for the compensation to be paid by the County of Erie to the Town of Cheektowaga, New York, for snow removal, and

BE IT FURTHER RESOLVED, that a copy of the aforementioned agreement, with a certified copy of this resolution, be filed with the Town Clerk's Office.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

RESOLVED, that the leave of absence of Stanley Isbrandt be extended to May 1, 1954, with pay.

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 (ABSENT)
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to increase the size of the street lights on Northcrest, Southcrest, and Chapel Avenue, in accordance with the recommendations made by the electric company, and

BE IT FURTHER RESOLVED, that the New York State Gas and Electric Corporation be authorized to increase twelve lights on Cayuga Creek Road south of William Street to Harlem Avenue from 1,000 lumen to 2,500 lumen on every second light pole, and

BE IT FURTHER RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one light on the end of Floral Place, one light on the end of Shanley Street, south of Richard, one light on Willowlawn Parkway, and one light on Meadowbrook Parkway.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-.

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

RESOLVED, that John Bachmann, Frank Przepiora, and Richard Czaja be provisionally appointed sewage plant operators in Sewer District No. 3 and No. 5 of the Town of Cheektowaga, New York, and

BE IT FURTHER RESOLVED, that the Personnel Director of Erie County be notified of their appointment and requested to hold a Civil Service Examination for such positions.

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

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

CARRIED: AYES: -4-.

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

WHEREAS, the owners of the abutting property on South Huxley Drive, formerly Linde Air Avenue, have complied with the requirements and specifications of the Town Highway Superintendent, who has recommended that the Town of Cheektowaga accept a Deed of said South Huxley Drive for highway purposes,

BE IT RESOLVED, that the Town of Cheektowaga, New York, request the County of Erie to execute and deliver to the Town of Cheektowaga, New York, a Deed of said South Huxley Drive, formerly Linde Air Avenue, commencing at Huth Road and extending southerly to Seaton Road, for highway purposes, and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Board of Supervisors of the County of Erie.

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	ABSENT
Stanley Bystrak	Voting AYE
Benedict T. Holtz	Voting AYE

CARRIED: AYES: -4-

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

WHEREAS, that portion of Iroquois Avenue, commencing at Stradtman Avenue and extending northerly to the northerly lot lines of Subdivision Lots Nos. 169 to 197, as shown on map of the Stradtman Tract filed in the Erie County Clerk's Office under Map Cover No. 800 has not been opened and worked within six (6) years from the time the said Iroquois Avenue was dedicated to the use of the public or layed out and has ceased to be a public highway, and

WHEREAS, Anchor Concrete Products, Inc., owns the land abutting on both sides of that portion of Iroquois Avenue above described, and

WHEREAS, the Town Superintendent of Highways has consented in writing to the abandonment of said highway,

NOW, THEREFORE, BE IT RESOLVED, that the portion of Iroquois Avenue, commencing at Stradtman Avenue and extending northerly to the northerly lot lines of Subdivision Lot Nos. 169 and 197, as shown on map of the Stradtman Tract filed in the Erie County Clerk's Office under Map Cover No. 800, be ordered abandoned pursuant to the provisions of Section 205 of the Highway Law, and

BE IT FURTHER RESOLVED, that the consent of the Town Highway Superintendent and the consent of the majority of the Town Board to the abandonment of such highway, be filed in the Town Clerk's Office, which said consent sets forth a written description of the portion of Iroquois Avenue hereby ordered abandoned as a public highway.

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

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

CARRIED: AYES: -4-

CONSENT OF THE
TOWN HIGHWAY SUPERINTENDENT AND MEMBERS OF THE TOWN BOARD TO
ABANDONMENT OF
A PORTION OF IROQUOIS AVENUE

WE, THE UNDERSIGNED, HEREBY CONSENT to the abandonment of that portion of Iroquois Avenue, commencing at Stradtman Avenue and extending northerly to the northerly lot lines of Subdivision Lot Nos. 169 and 197, as shown on map of the Stradtman Tract, filed in the Erie County Clerk's Office under Cover No. 800, pursuant to the provisions of Section 205 of the Highway Law, because Iroquois Avenue as above described has ceased to be a highway and has not been opened and worked within six (6) years to the time same was dedicated to the use of the public or layed out and the Anchor Concrete Products, Inc., owns property on both sides of the

the portion of Iroquois Avenue to be abandoned and has petitioned the Town Board to abandon said highway.

John J. Zablotny
Town Superintendent of Highways, Town of
Cheektowaga, New York

Benedict T. Holtz
Supervisor
Town of Cheektowaga, New York

Henry Nagel
Councilman
Town of Cheektowaga, New York

Felix T. Wroblewski
Councilman
Town of Cheektowaga, New York

Stanley Bystrak
Councilman
Town of Cheektowaga, New York

Joseph A. Neibert
Councilman (Absent)
Town of Cheektowaga, New York

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

Orders No. 3983 to No. 4062, inclusive drawn on the Supervisor. CARRIED: AYES: -4-.

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

CARRIED: AYES: -4-.

SEAL.

Kenneth T. Hanley
Kenneth T. Hanley
Town Clerk.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 19th day of March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: Joseph A. Neibert	Councilman
---------------------------	------------

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 Mrs. Stanley Hyrek, Executive Secretary of the Cheektowaga Chamber of Commerce regarding the dire need of a crosstown bus over Union Road in the Town of Cheektowaga.

Mr. Wroblewski moved seconded by Mr. Nagel that the Town Board make an appointment with Mr. Campbell of the Buffalo Transit Company to sit down with the Town Board and see if something can be worked out in regard to the crosstown bus.

CARRIED: AYES: -4-.

Communication read from John O. Henderson, Attorney at Law, relating to Seitz and Mader three lots on Alpine Place which are being used for business purposes. Ordered referred to the Petitions Committee by Supervisor Holtz.

Communication read from Frank Babinski, Cheektowaga, New York, relating to a parcel of property owned by the Town of Cheektowaga, on Harlem Road. Ordered referred to the Petitions Committee by Supervisor Holtz.

Communication read from A. E. Kron, Secretary of the U-Crest Fire District No. 4, relating to the parking of automobiles near fire hydrants. Ordered referred to the Chief of Police by Supervisor Holtz.

Communication read from Albert J. Kam, Town Engineer, relating to report on water of the Western New York Water Company.

Mr. Bystrak moved seconded by Mr. Nagel that the recommendation of the Town Engineer be accepted and that the Town Clerk be authorized and directed to forward a copy of the communication to the Western New York Water Company.

CARRIED: AYES: -4-.

Communication read from Falk, Twelvetrees, Johnson and Siemer, Attorneys at Law, relating to the U. S. Rubber Reclaiming Company, Inc., Plant No. 2, Fumes and Odors. Ordered referred to the Town Board by Supervisor Holtz.

Communication read from the William Street Citizens and Taxpayers Protective Association, Inc., designating Mr. Bernard Kilianski, Mr. Chester Bronowski, Mrs. Butkowski and Mr. Stanley Walczak as delegates to the Town Board. Ordered received and filed by Supervisor Holtz.

Communication read from Edward Janiak, Town Recreational Director, advising the Town Board that the following named persons have been elected to the Board of Directors of the Cheektowaga Municipal Association;

Edward Janiak	- Chairman
Norman Bauer	- Vice Chairman
Walter Dominiak	- Secretary
Carl Oddo	- Treasurer
Jack Kirisits	- Trustee

Communication read from the Zoning Board of Appeals recommending that the petition of Edward Rogers to rezone property at the south west corner of Genesee Street and Roxborough Avenue from residence to business be granted. Ordered referred to the Petitions Committee by Supervisor Holtz.

Communication read from Mr. H. Zimmer, relating to the installation of street lights on Balbach Drive and thanking the Town Board for the co operation in regard to the installation of same. Ordered received and filed by Supervisor Holtz.

Petition presented for the construction of a lateral sewer in Commodore Terrace, from Huth Road, south to Seaton Road.

[REDACTED]

of the Town Board of Erie County, New York, at a regular meeting of the Town Board held at the Town Hall, Seaton Road and Broadway, on the 2nd day of March, 1931, at 2:30 o'clock P.M. Eastern Standard Time, for the purpose of considering the said Petition and hearing all persons interested in the subject thereof concerning the same.

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 CHESTNUT WAGA TIMES not less than ten nor more than fifteen 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.

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

Wroblewski, voting Aye.
Holtz, voting Aye.
Nagel, voting Aye.
ABSENT:

STATE OF NEW YORK
CLERK & SS:

That the foregoing is a true and correct copy of the original resolution and order of the Town Board of Erie County, New York, as the same appears from the records of said Town Board, 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 March, 1931.

Posted as follows on the 23rd day of March, 1951;

- Tree at the corner of Huth Road and Commodore Terrace;
- Tree on the east side of Commodore Terrace, 30 feet south of Huth Road;
- Tree on the west side of Commodore Terrace, 40 feet south of Huth Road;
- Tree on the east side of Commodore Terrace, 60 feet south of Huth Road;
- Tree on the corner of Woodridge Avenue and Seaton Place;

Hereto attached is a copy of notice published in the Cheektowaga Times, the Official Paper of the Town of Cheektowaga;

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 at the Town Hall in said Town of Cheektowaga on the 19th day of March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were

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

ABSENT:
Joseph A. Neibert, Councilman.
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board for the improvement of both sides of the highway known as Commodore Terrace, by the construction of a lateral sewer in said highway, to wit:

From the south line of Huth Road and the center line of Commodore Terrace south along the center line of Commodore Terrace 1012.37 feet to a point 30 feet south from the south line of Lot Nos. 54 and 57, distance being the entire frontage of Lots Nos. 36 to 54 inclusive and 57 to 75 inclusive, plus 30 feet of Seaton Avenue. Then proceed easterly 388.09 feet to the existing sewer in the center line of Woodridge Avenue and Seaton Avenue. The aforesaid lots are inclusive under Map Cover 1633 in Erie County Clerk's Office.

Said sewer shall be so 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 owners of real estate fronting or abutting on both sides of said public highway, situate between the points aforesaid owning at least one-half of the frontage or bounds on both sides of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners, and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$10,500.00;

NOW, THEREFORE,
BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 2nd day of April, 1951, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said Petition and hearing of persons interested in the subject thereof concerning the same, and be it

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

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

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

AYES: 4 NOES: 0 ABSENT: 1

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 March, 1951, 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 March, 1951.

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

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
first publication MAR 22 1951
last publication MAR 22 1951;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAR 22 1951 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

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

RESOLVED, that the Town Clerk be and he is hereby authorized and directed to request the Niagara Mohawk Power Corporation to install the following street lights, in accordance with the said electric company's recommendations:

- 31 lights in Tiorunda as suggested by the above company;
- 1 Sodium Vapor light on Genesee Street and Beach Road.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-.

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

RESOLVED, that Holloway and Company be engaged to prepare the local assessment rolls for the year 1952, and that their compensation be fixed at Twenty Five Dollars (\$25.00) a day for actual time spent in preparing said rolls and to bring our assessment records up to date.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-.

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

RESOLVED, that the Town Clerk be and he is hereby authorized and directed to request the New York State Gas and Electric Company to install the following street lights, in accordance with the said electric company's recommendations:

- 1 light on Alaska Street-Pole #246
- 1 light on ~~Mason~~ Street
- 1 light on Wabash Street-Pole # $\frac{1}{2}$
- 1 light on Warsaw Street-Pole #1
- 1 light on Baltic Avenue and Beach Road
- 1 light on Helen Street and Cayuga Creek Road from 1000 lumen to 2500 lumen

Seconded by Mr. Wroblewski.

CARRIED: AYES: -4-.

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

RESOLVED, that the Supervisor be and he is hereby authorized to enter into a contract with the Addressograph Company to make additions to plates in the Assessors' Office and compile a mailing list of property owners on the tax rolls and bring records and descriptions of property up to date at a cost not to exceed the sum of One Thousand, Two Hundred Dollars (\$1,200.00).

Seconded by Mr. Nagel.

CARRIED: AYES: -4-.

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

RESOLVED, that Nussbaumer and Clarke, Consulting Engineers for the Town of Cheektowaga, New York, be authorized to investigate and to report to the Town Board, the present pumping facilities at No. 5 Disposal Plant, and to investigate and make recommendations as to how said pumping system can be improved so as to dispose of the storm waters which get into the sanitary sewer system, at a cost not to exceed One Thousand Dollars (\$1,000.00).

Seconded by Mr. Bystrak.

CARRIED: AYES: -4-.

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

RESOLVED, that the Supervisor be and he is hereby authorized to purchase for the Recreation Department from Mernan Chevrolet, Inc., a 1951 Chevrolet, Model 3809, One ton Stake Truck, equipped with 700-17-8 ply single rear; 700-17-6 ply, front; 8- ply spare; grill guard, fresh air heater, Prestone, Change over Flasher, delivered, for the sum of One Thousand, Nine Hundred thirty-four and 60/100 dollars (\$1,934.60; and he is further authorized to sell and deliver to Mernan Chevrolet, Inc., to apply on the purchase price of said new stake truck, a 1948 stake truck for the sum of Five Hundred eight-four and 60.100 dollars (\$584.60), leaving a balance out of the Recreation Department Fund of One Thousand, Three Hundred Fifty and no/100 Dollars (\$1,350.00).

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

Henry Nagel	Voting AYE	
Felix T. Wroblewski	Voting AYE	
Stanley Bystrak	Voting NAYE	
Benedict T. Holtz	Voting AYE	CARRIED: AYES: -3-
		NAYES: -1-
		ABSENT: -1-

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

RESOLVED, that the request of Edward Janiak, Recreation Director, to attend the New York State Public Recreation Conference at Glens Falls, New York, on April 22nd to 25th, be granted, and that expenses incurred for attending the meeting be paid by the Town.

Seconded by Mr. Wroblewski. CARRIED: AYES: -4-.

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

RESOLVED, that March 23, 1951, being Good Friday, that all Town Employees desiring to attend religious services be excused from 12 noon until 4:30 P.M., on that day.

Seconded by Mr. Wroblewski. CARRIED: AYES: -4-.

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

RESOLVED, that the sub-division map of Verdun Place prepared by Ray A. Miller, Engineer, dated March 1951, be approved and ordered filed in the Town Clerk's Office.

Seconded by Mr. Wroblewski. CARRIED: AYES: -4-.

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

RESOLVED, that the sub-division map of Burke Drive prepared by Nussbaumer Clarke and Velzy, Engineers, dated October 25, 1950, be approved and ordered filed in the Town Clerk's Office.

Seconded by Mr. Nagel. CARRIED: AYES: -4-.

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

RESOLVED, that the Town Board request the New York Telephone Company to list all Cheektowaga telephone subscribers under the heading of Cheektowaga in the next issue of the directory, and

WHEREAS, we are being listed under the heading of Gardenville, Ebenezer, Depew, Lancaster, Williamsville, and the City of Buffalo, this request is not proposed to have our own exchange or revising of any kind, just merely have every Cheektowaga telephone subscriber listed together for the convenience of people residing in our Town.

Seconded by Mr. Nagel.

At the request of Mr. Bystrak, this resolution was laid on the table for further study by the Town Board.

Mr. Nagel presented the following resolution and moved its adoption:
RESOLVED, that Max Rybarczyk be provisionally appointed as draftsman to fill the vacancy caused by the resignation of William Pempsell, and that the Personell Director of Erie County be requested to hold a competitive examination to establish a list for said position at a salary of \$3,000.00 per year.

Seconded by Mr. Wroblewski.

CARRIED: AYES: -4-.

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

RESOLVED, that the Town Clerk be authorized and directed to issue Building Permits on applications processed by the Petitions Committee on March 10th and March 17th, 1951, after same have been approved by the Building Inspector.

Seconded by Mr. Bystrak.

CARRIED: AYES: -4-.

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

RESOLVED, that the application of Frank Gittere, who is a patient at the Millard Fillmore Hospital for a leave of absence, with pay, because of sickness, be granted to April 15th, 1951.

Seconded by Mr. Bystrak.

CARRIED: AYES: -4-.

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

RESOLVED, that the Supervisor be authorized to enter into a contract with Kriegers Heating and Hardware Company to install a new boiler in the Incinerator Building in accordance with written offer hereto annexed at a cost of \$2,350.75.

Seconded by Mr. Nagel.

CARRIED: AYES: -4-.

~~Articles~~
HO 2572

KRIEGERS' HEATING & HARDWARE

WARM AIR HEATING — PAINTS — PLUMBING FIXTURES
2428 UNION ROAD BUFFALO CHEEKTOWAGA, NEW YORK

March 9, 1951

Town of Cheektowaga
Town Board

SUBJECT: Proposal to install new boiler in basement of Incinerator Building.

SIZE: American Radiator Model No. 4-GS-8 Standard, Gas fired steam boiler, 672,000 BTU installed and 2800 Sq. Ft. installed radiation.

OLD BOILER: The old boiler shall become the property of the heating contractor and be removed from the premises.

CONTROLS: Boiler controls shall consist of (one) water feeder, (one) low water cut off, (one) High limit pressuretrol and (one) Operating pressuretrol. In addition the boiler shall be equipped with the regularly supplied electric gas valve and safety pilot.

PRICE: Installed complete ready to operate: Two thousand three hundred fifty and 75/100 Dollars (\$2350.75)

KRIEGERS HEATING AND HARDWARE

Leonard F. Krieger
Leonard F. Krieger

Erie County, New York, in the Town of Cheektowaga, Erie County, New York, on the 14th day of March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there was a meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said town of Cheektowaga, Erie County, New York.

PRESENT:
 President: E. E. [Name] Supervisor
 J. [Name] Councilman
 W. [Name] Councilman
 S. [Name] Councilman
 A. [Name] Councilman

A. [Name] Councilman presented a petition for an extension of the street of Cheektowaga, New York, from the center line of Harlem Road to the center line of the right-of-way of the New York Central Railroad, thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning and.

The petition is accompanied by a plat showing the location of the proposed extension of the street, and a copy of the plat was read and approved by the Board.

WHEREAS, the territory hereinafter described is situated entirely in said town of Cheektowaga, Erie County, New York, and is not a part of any village or city thereof;

NOW, THEREFORE, it is ordered that the Town Board of the Town of Cheektowaga, Erie County, New York, do hereby order the extension of the street of Cheektowaga, New York, from the center line of Harlem Road to the center line of the right-of-way of the New York Central Railroad, thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning and.

A copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the town of Cheektowaga, Erie County, New York, on the 21st day of March, 1951, and on the 28th day of March, 1951, and on the 4th day of April, 1951, and on the 11th day of April, 1951, and on the 18th day of April, 1951, and on the 25th day of April, 1951.

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 a general circulation in the town of Cheektowaga, Erie County, New York, on the 21st day of March, 1951, and on the 28th day of March, 1951, and on the 4th day of April, 1951, and on the 11th day of April, 1951, and on the 18th day of April, 1951, and on the 25th day of April, 1951.

IN WITNESS WHEREOF, I, the Town Clerk, have hereunto set my hand and the seal of said Town of Cheektowaga, Erie County, New York, this 14th day of March, 1951.

E. E. [Name], Town Clerk
 [Name] Councilman
 [Name] Councilman
 [Name] Councilman
 [Name] Councilman

the said right-of-way to the north line of Walden Avenue as now used and laid out; thence easterly along the north line of said Walden Avenue to the east line of the property of the Lackawanna Steel Company; thence south along the east line of said Lackawanna Steel Company's property to the north line of the right-of-way of the New York Central Railroad; thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning and.

WHEREAS, the territory hereinafter described is situated entirely in said town of Cheektowaga, Erie County, New York, and is not a part of any village or city thereof;

NOW, THEREFORE, it is ordered that the Town Board of the Town of Cheektowaga, Erie County, New York, do hereby order the extension of the street of Cheektowaga, New York, from the center line of Harlem Road to the center line of the right-of-way of the New York Central Railroad, thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning and.

A copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, a newspaper having a general circulation in the town of Cheektowaga, Erie County, New York, on the 21st day of March, 1951, and on the 28th day of March, 1951, and on the 4th day of April, 1951, and on the 11th day of April, 1951, and on the 18th day of April, 1951, and on the 25th day of April, 1951.

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 a general circulation in the town of Cheektowaga, Erie County, New York, on the 21st day of March, 1951, and on the 28th day of March, 1951, and on the 4th day of April, 1951, and on the 11th day of April, 1951, and on the 18th day of April, 1951, and on the 25th day of April, 1951.

IN WITNESS WHEREOF, I, the Town Clerk, have hereunto set my hand and the seal of said Town of Cheektowaga, Erie County, New York, this 14th day of March, 1951.

E. E. [Name], Town Clerk
 [Name] Councilman
 [Name] Councilman
 [Name] Councilman
 [Name] Councilman

Posted as follows on the 23rd day of March 1951;

- Telephone Pole No. 247 on Harlem Road;
- Telephone Pole No. 44 on Walden Avenue;
- Telephone Pole No. 1995 on Walden Avenue;
- Telephone Pole No. 247 on George Urban Boulevard;
- Post at the corner of George Urban Boulevard and the Power Line;

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

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

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 March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Henry J. Nagel, Councilman
- Felix T. Wroblewski, Councilman
- Stanley Bystrak, Councilman

ABSENT:

- Joseph A. Neibert, Councilman
- Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of the existing Walden Fire District No. 2 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 17th day of February, 1951, 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 estate 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 Nussbaumer and 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, and more particularly described as follows:

BEGINNING at a point formed by the intersection of the center line of Harlem Road and the center line of Straley Avenue; thence east along a line, said line being the extension easterly of the center line of Straley Avenue to the east line of Subdivision of North Harlem Land Company shown on map filed in the Erie County Clerk's Office under Cover No. 400; thence northerly along the east line of said subdivision to the north line of said subdivision; thence westerly along the north line of said subdivision to a point 500 feet east of the center line of Harlem Road; thence north along a line 500 feet east of the center line of Harlem Road and parallel thereto to the south line of the Pine Ridge Heights No. 2 subdivision as shown under Cover No. 1469 filed in the Erie County Clerk's Office; thence east along the south line of said last mentioned subdivision to the southeast corner of the same; thence north along the east line of the said last mentioned subdivision to the northwest corner of lands now or formerly owned by Louis Schies; thence east along the north line of said Schies' lands to the east line of the right-of-way of the Niagara Lockport & Ontario Power Company; thence south along the east line of the said right of way to the north line of Walden Avenue as now used and laid out; thence easterly along the north line of said Walden Avenue to the east line of the property of the Lackawanna Steel Company; thence south along the east line of said Lackawanna Steel Company's property to the north line of the right-of-way of the New York Central Railroad; thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning.

and

WHEREAS, the territory hereinbefore described is situated entirely in said Town, outside of any incor-

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication MAR 22 1951: last publication MAR 22 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAR 22 1951 day of MAR, 1951.

Eve J. Allis

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

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

Posted as follows on the 23rd day of March 1951;

- Telephone Pole No. 247 on Harlem Road;
- Telephone Pole No. 44 on Walden Avenue;
- Telephone Pole No. 1995 on Walden Avenue;
- Telephone Pole No. 247 on George Urban Boulevard;
- Post at the corner of George Urban Boulevard and the Power Line;

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

the intersection of the center line of Harlem Road and the center line of Straley Avenue; thence east along a line, said line being the extension easterly of the center line of Straley Avenue to the east line of Subdivision of North Harlem Land Company shown on map filed in the Erie County Clerk's Office under Cover No. 400; thence northerly along the east line of said subdivision to the north line of said subdivision; thence westerly along the north line of said subdivision to a point 500 feet east of the center line of Harlem Road; thence north along a line 500 feet east of the center line of Harlem Road and parallel thereto to the south line of the Pine Ridge Heights No. 2 subdivision as shown under Cover No. 1469 filed in the Erie County Clerk's Office; thence east along the south line of said last mentioned subdivision to the southeast corner of the same; thence north along the east line of the said last mentioned subdivision to the northwest corner of lands now or formerly owned by Louis Schies; thence east along the north line of said Schies' lands to the east line of the right-of-way of the Niagara Lockport & Ontario Power Company; thence south along the east line of the said right of way to the north line of Walden Avenue as now used and laid out; thence easterly along the north line of said Walden Avenue to the east line of the property of the Lackawanna Steel Company; thence south along the east line of said Lackawanna Steel Company's property to the north line of the right-of-way of the New York Central Railroad; thence westerly along the north line of said right-of-way to the center line of Harlem Road; thence north along the center line of Harlem Road 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 in the Town of Cheektowaga on the 2nd day of April, 1951, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk be published at least once in the Cheektowaga Times, a newspaper having general circulation in the territory affected, not less than ten (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 Councilman Bystrak and duly put to a vote, which resulted as follows:

- Supervisor Holtz, voting Aye.
 - Councilman Nagel, voting Aye.
 - Councilman Wroblewski, voting Aye.
 - Councilman Bystrak voting Aye.
 - Councilman Neibert, absent.
- AYES: 4 NOES: ABSENT: 1

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

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 19th day of March, 1951, 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 19th day of March, 1951.

KENNETH T. HANLEY
Town Clerk

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication MAR 22 1951: last publication MAR 22 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

MAR 22 1951

day of, 19.....

Eve J. Allis

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

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

Posted as follows on the 23rd day of March, 1951;

- Telephone Pole No. 247 on Harlem Road;
- Telephone Pole No. 44 on Walden Avenue;
- Telephone Pole No. 1995 on Walden Avenue;
- Telephone Pole No. 247 on George Urban Boulevard;
- Post at the corner of George Urban Boulevard and the Power Line;

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

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAR 22 1951; last publication MAR 22 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 22 1951, 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

Walden Water District Extension

At a 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 March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

- Benedict T. Holtz, Supervisor
- Henry J. Nagel, Councilman
- Felix T. Wroblewski, Councilman
- Stanley Bystrak, Councilman

ABSENT:

- Joseph A. Neibert, Councilman

Councilman Nagel offered the following resolution and moved its adoption:

WHEREAS a petition for the extension of the existing Water District 2 in the Town of Cheektowaga, New York, pursuant to the Town Law was presented to this Town Board on the 17th day of February, 1951, 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 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, and more particularly described as follows:

BEGINNING at a point formed by the intersection of the center line of Harlem Road and the center line of Straley Avenue; thence east along a line, said line being the extension easterly of the center line of Straley Avenue to the east line of subdivision of North Harlem Land Company shown on map filed in the Erie County Clerk's Office under Cover No. 400; thence northerly along the east line of said subdivision to the north line of said subdivision; thence westerly along the north line of said subdivision to a point 500 feet east of the center line of Harlem Road; thence north along a line 500 feet east of the center line of Harlem Road and parallel thereto to the south line of the Pine Ridge Heights No. 2 subdivision as shown under Cover No. 1469 filed in the Erie County Clerk's Office; thence east along the south line of said last mentioned subdivision to the southeast corner of the same; thence north along the east line of the said last mentioned subdivision to the northwest corner of lands now or formerly owned by Louis Schies; thence east along the north line of said Schies' Lands to the east line of the right of way of the Niagara Lockport & Ontario Power Company; thence south along the east line of the said right of way to the north line of Walden Avenue as now used and laid out; thence easterly along the north line of said Walden Avenue to the east line of the property of the Lackawanna Steel Company; thence south along the east line of said Lackawanna Steel Company's property to the north line of the right of way of the New York Central Railroad; thence westerly along the north line of said right of way to the center line of Harlem Road; thence north along the center line of Harlem Road to the point of beginning.

WHEREAS the territory hereinbefore described is situated entirely

Posted as follows on the 23rd day of March, 1951;

- Telephone Pole No. 247 on Harlem Road;
- Telephone Pole No. 44 on Walden Avenue;
- Telephone Pole No. 1995 on Walden Avenue;
- Telephone Pole No. 247 on George Urban Boulevard;
- Post at the corner of George Urban Boulevard and the Power Line;

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

Straley Avenue; thence east along a line, said line being the extension easterly of the center line of Straley Avenue to the east line of subdivision of North Harlem Land Company shown on map filed in the Erie County Clerk's Office under Cover No. 400; thence northerly along the east line of said subdivision to the north line of said subdivision; thence westerly along the north line of said subdivision to a point 500 feet east of the center line of Harlem Road; thence north along a line 500 feet east of the center line of Harlem Road and parallel thereto to the south line of the Pine Ridge Heights No. 2 subdivision as shown under Cover No. 1469 filed in the Erie County Clerk's Office; thence east along the south line of said last mentioned subdivision to the southeast corner of the same; thence north along the east line of the said last mentioned subdivision to the northwest corner of lands now or formerly owned by Louis Schies; thence east along the north line of said Schies' Lands to the east line of the right of way of the Niagara Lockport & Ontario Power Company; thence south along the east line of the said right of way to the north line of Walden Avenue as now used and laid out; thence easterly along the north line of said Walden Avenue to the east line of the property of the Lackawanna Steel Company; thence south along the east line of said Lackawanna Steel Company's property to the north line of the right of way of the New York Central Railroad; thence westerly along the north line of said right of way to the center line of Harlem Road; thence north along the center line of Harlem Road 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 in the Town of Cheektowaga on the 2nd day of April, 1951, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

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

Seconded by Councilman Bystrak and duly put to a vote which resulted as follows:
Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski, voting Aye.
Councilman Bystrak, voting Aye.
Councilman Neibert, 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, 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 March, 1951, 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 19th day of March, 1951.
 KENNETH T. HANLEY
 Town Clerk
 (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 MAR 22 1951; last publication MAR 22 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 22 1951, 19.....

Eve J. Allis

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

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

Posted as follows on the 23rd day of March, 1951;

Post at the corner of Darwin Drive and Cleveland Drive;
Tree in front of No. 30 Darwin Drive;
Tree 30 feet north of No. 30 Darwin Drive;
Post in front of No. 50 Darwin Drive;
Tree across the street from No. 50 Darwin Drive;

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

Resolution of the Board of the Town of Cheektowaga
Relative to Sewer

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 March, 1951, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT:
Joseph A. Neibert, Councilman
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 Darwin Drive by the construction of a lateral sewer in said highway, to wit:

On Darwin Drive, commencing at the intersection of Cleveland Drive and Darwin Drive at the existing sewer, thence northerly along the center line of Darwin Drive to the Amherst Town Line, for the entire length of said street within said Township, which sewer shall be so constructed to serve the properties of both sides of said public highway; and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the both sides of said public highway situate between the points aforesaid owning at least one-half of the frontage or bounds on both sides of the public highway to be improved as aforesaid, and was signed by resident owners residing along said highway proposed to be improved, owning not less than one-half of the aggregate frontage owned by resident owners; and

WHEREAS, such petition was duly acknowledged or proved by all the signers in the same manner as a deed to be recorded; and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$15,000.00;

NOW, THEREFORE, BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 2nd day of April, 1951, at 2:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same; and be it

FURTHER ORDERED, that the Town Clerk be and he is hereby **ORDERED and DIRECTED** to publish a certified copy of this resolution and order in the **CHEEKTOWAGA TIMES** not less than ten (10) nor more than twenty (20) days prior to the date of the 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 Nagel and duly put to a vote, which resulted as follows:

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski, voting Aye.
Councilman Bystrak, voting Aye.
Councilman Neibert, absent.
AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK :
COUNTY OF ERIE : SS
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 March, 1951, 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 this seal of said Town this 19th day of March, 1951.

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

(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 MAR 22 1951; last publication MAR 22 1951; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAR 22 1951 day of MAR 22 1951, 1951

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

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid and that the Town Clerk be authorized and directed to draw orders upon the Supervisor for payment of same.

Orders No. 4063 to No. 4178 inclusive, drawn upon the Supervisor.
CARRIED: AYES: -4-.

Councilman Wroblewski was granted the floor and requested that the Town Clerk communicate with the Niagara Mohawk Power Company and find out the reason why three street lights have not been installed on Southgate Road.

Mr. Stanley Walczak was granted the floor and complained about odors emanating from the U.S. Rubber Reclaiming Company Plant on William Street.

Mr. Walczak stated that the odors in the past week have been worse than ever and that the condition should be remedied at once and that the U. S. Rubber Reclaiming Company should not be granted any further delay in correcting this nuisance.

At the suggestion of the Supervisor, Mr. Walczak was requested to form a committee and meet with the Town Board to discuss the situation.

Mr. John Kobielski, president of the Como Park and Union Road Citizens and Taxpayers Association, volunteered to act as a member of the above mentioned committee.

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

CARRIED: AYES: -4-.

SEAL.

Kenneth T. Handley,

Kenneth T. Handley
Town Clerk.