

Item No. 1 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 3rd day of January, 1967, at 2:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Chief Kostrzewski, Assessors Schwenk, Janicki and Kozminski, Judge Pyszczyński, Carl Trafalski, Norbert Skibinski, and Ronald R. Norman.

Reverend Harold Moran of Scottsdale, Arizona opened the meeting with prayer.

Item No. 2 This was the time and place advertised for the receiving of bids for the preparation of a weekly payroll by electronic data processing methods. Bids were referred to the Town Comptroller.

Item No. 3 This was the time and place advertised for the receiving of bids for the furnishing of Liquid Chlorine for the year of 1967. Bids were referred to the Town Engineer.

Item No. 4 This was the time and place advertised for the receiving of bids for the furnishing of three (3) Dempster-Dumpster type trucks with trade-in allowance on three truck chassis, to wit: one (1) 1959 Chevrolet and two (2) 1961 Chevrolets; and for the furnishing of three (3) truck chassis with compaction type packer bodies with trade-in allowance on three packers, to wit: one (1) 1956 GMC and two 1955 GMC's. Bids were referred to the Town Engineer.

Item No. 5 Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that the salaries of Town Officials and Employees for the year 1967, and thereafter be established as follows:

Supervisor	\$ 13,000.00	D. Weber
Councilman (6) each	6,000.00	all Councilmen
Comptroller	15,000.00	P. Kloss
Town Clerk	10,000.00	B. Holtz
Town Attorney	13,000.00	K. Kitzinger
Deputy Town Attorney	8,900.00	T. Delahunt
Justices of the Peace (2) ea.	8,300.00	Jablonski - Pyszczyński
Clerk Stenographer	4,150.00	Mary Jones
Deputy Town Clerk (1st)	6,200.00	Charlotte Janiak
Deputy Town Clerk (2nd)	5,000.00	B. Hezel
Telephone Operator	4,800.00	H. Kraebel
Clerk Stenographers (2) ea.	4,500.00	J. Mueller & R. Letki
Secretary to Supervisor	6,200.00	C. Nickel
Payroll Clerk	5,550.00	J. Bobeck
Clerk Stenographer	4,500.00	J. O'Donnell
Chairman Board of Assessors	9,000.00	A. Schwenk
Assessors (2) each	8,200.00	H. Janicki - C. Kozminski
Stenographer	4,600.00	L. Kaminski
Senior Clerk	4,600.00	R. Peterson
Clerk	4,100.00	J. Dalton

Item No. 5 cont'd

Receiver of Taxes	10,200.00	R. Norman
Town Engineer	14,000.00	C. Bryan
Prin. Eng. Assist.	8,100.00	M. Shisler
Sr. Eng. Assist.	7,000.00	R. Vallone
Sr. Eng. Assist.	6,600.00	J. Croft
Draftsman	6,550.00	E. Lepczyk
Rodman	5,950.00	T. Skowron
Stenographer	4,500.00	M. Hoffman
Janitor (Chief)	6,400.00	F. Jablonski
Janitor	6,250.00	R. Przybysz
General Foreman - Sanitation	9,500.00	E. Banko
Working Foreman	7,900.00	J. Kornecki
Clerk Typist	4,900.00	P. Nagowski
Foreman - Incinerator	8,300.00	E. Stachowski
Assist. Foreman - Incinerator	7,800.00	S. Senko
Laborers - Incinerator (6)	2.95 per hour	
Laborers - Incinerator (7)	2.85 per hour	
Sec. to Brd. - Recreation	1,500.00	W. Dominiak
Motor Equip. Oper. - Recreation	3.74 per hour	C. Rutkowski
Motor Equip. Oper. - Recreation	2.84 per hour	
Laborers - Recreation	2.76 per hour	
Recreation Attendants	2.11 per hour	
Bingo Inspectors (4) each	2,000.00	
Mail Clerk	1,500.00	
Chief of Police	12,400.00	B. Kostrzewski
Captains (6)	9,250.00	
Lieutenants (7)	8,750.00	
Detective Sgts. (7)	8,250.00	
Detectives (6)	8,050.00	
Patrolman (1) Sr.	7,850.00	
Patrolmen (5)	7,550.00	
Patrolmen (3)	6,750.00	
Patrolmen (7)	6,350.00	
Police Dispatchers & Tel. (3)	7,550.00	
Police Dispatcher (1)	6,350.00	
Stenographer	4,500.00	J. Wirth
Matron	2,050.00	
Radio Main. Man	3,300.00	
Dog Wardens (2)	5,050.00	Czubaj - Szprygada
Health Officer	9,100.00	Dr. Vendetti
Inspector Bldg. & Plbg.	9,700.00	C. Trafalski
Inspector Assist. Bldg. & Plbg. (2)	7,000.00	Skibinski - Roehm
Stenographer	4,500.00	J. Lovett
Highway Superintendent	13,000.00	S. Bystrak
Deputy Superintendent	9,500.00	E. Marshall
Motor Equip. Oper. - Class A	3.07 per hour	
Motor Equip. Oper. - Class B	2.92 per hour	
Laborers	2.83 per hour	
Working Foreman (3)	3.37 per hour	
Auto Mechanic (2)	3.37 per hour	
Welder	3.12 per hour	
Sr. Acct. Clerk Typist	5,650.00	M. Dye
Clerk Typist (2)	4,500.00	B. Gorlewski - M. Gawron
Motor Equip. Oper.	2.84 per hour	
Laborers	2.76 per hour	
Cleaner	2.50 per hour	
Supt. of Sewage Plants	7,900.00	
Sewage Plant Oper.	6,300.00	Ejnik
Sewage Plant Oper.	6,250.00	Hyzy
Sewage Plant Oper.	6,150.00	
Civil Defense Clerk Pt.	2.10 per hour	
Auto Mechanic Foreman	8,750.00	G. Burst
Mechanics (3)	7,200.00	
Mechanic Helper	2.76 per hour	
School Crossing Guards	1.75 per hour	
Part Time Clerks	14.00 per day	

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

follows:

Item No. 5 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 6
adoption:

Councilman Kaczmarek presented the following resolution and moved its

BE IT RESOLVED, that the salary of each of the Justices of the Peace be increased from \$8,300 to \$8,800 annually; this resolution serving to amend the aforementioned salary resolution.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 7
adoption:

Councilman Kaczmarek presented the following resolution and moved its

BE IT RESOLVED, that the salary of Joseph Kornecki, Sr., Working Foreman in the Sanitation Department, be increased from \$7,900 to \$8,100 annually; this resolution serving to amend the aforementioned salary resolution.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 8
adoption:

Councilman Kaczmarek presented the following resolution and moved its

BE IT RESOLVED, that the salary of Daniel E. Weber, Supervisor, be increased from \$13,000 to \$13,300 annually; this resolution serving to amend the aforementioned salary resolution.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE

Item No. 8 cont'd

Councilman Trojanoski Voting AYE
Councilman Fath Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 9 Councilman Kaczmarek presented the following resolution and moved its adoption:

BE IT RESOLVED, that the salary of Robert Vallone, Sr. Engineer Assistant, be increased from \$7,000 to \$7,600 annually; this resolution serving to amend the aforementioned salary resolution.

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

Supervisor Weber Voting AYE
Councilman Rogowski Voting AYE
Councilman Wroblewski Voting AYE
Councilman Kaczmarek Voting AYE
Councilman Obstarczyk Voting AYE
Councilman Trojanoski Voting AYE
Councilman Fath Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 10 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that Florian Jablonski, Chief Janitor in the Town Hall in the Town of Cheektowaga, be compensated for overtime work on the following days:

December 22 9 hours
 " 23 8 hours
 " 30 4 hours
 21 hours

at a rate of \$2.84 per hour. Total pay \$59.64.

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

Supervisor Weber Voting AYE
Councilman Rogowski Voting AYE
Councilman Wroblewski Voting AYE
Councilman Kaczmarek Voting AYE
Councilman Obstarczyk Voting AYE
Councilman Trojanoski Voting AYE
Councilman Fath Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 11 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Bernice Drive	North Creek Drive	George Urban Blvd.

Item No. 11 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Fifteen (15) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.50 per year for two years. 50 foot lot.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Bernice Drive	North Creek Drive	George Urban Blvd.

TYPE OF STREET LIGHTING INSTALLATION

Fifteen (15) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 12 Communication from Cheektowaga Fire Chief's Mutual Aid Association re:
Two additional acres for a Fire Training Tower.

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has adopted a resolution whereby two acres of land would be provided by the Town for the construction of a Fire Training Tower and Fire Training School on property located near the Cheektowaga Town Hall, and

WHEREAS, it has been indicated that four acres of property would be necessary for this purpose; NOW, THEREFORE,

BE IT RESOLVED, that the County of Erie be requested to pay for the cost of the two additional acres, since said Fire Training Tower and School would be used by all other municipalities in Erie County.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 13 Communication from South Line Fire District No. 10 requesting fire hydrants.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the request of the Board of Fire Commissioners of South Line Fire District No. 10 to authorize the Erie County Water Authority to furnish, erect, and maintain fire hydrants at the following locations be granted:

- 1 hydrant corner Bronx Drive and Birchwood Drive
- 1 hydrant corner Bronx Drive and Hillwood Drive
- 1 hydrant corner Bronx Drive and Penwood Drive
- 2 hydrants on west side of Grand Prix Drive north corner Lot 75, between Lots 83-84
- 2 hydrants on west side of Delphi Drive, north corner Lot 105, between Lots 113-114
- 2 hydrants on west side of Caprice Drive between Lots 56-57, between Lots 46-47
- 2 hydrants on south side of Stevens Drive between Lots 36-37, between Lots 26-27
- 2 hydrants on west side of Theresa Drive between Lots 65-66, between Lots 75-76
- 3 hydrants on west side of Judith Drive between Lots 54-55, between Lots 44-45, between Lots 32-33

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 14 Communication from Samuel R. Bennett requesting reappointment to the Cheektowaga Library Board.

Councilman Fath presented the following resolution and moved its adoption:

BE IT RESOLVED, that Dr. Samuel R. Bennett, of Cheektowaga, New York, be reappointed to the Cheektowaga Library Board for a five (5) year term expiring December 31st, 1971.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 --

Item No. 15 Communication and four Notice of Action from the State Traffic Commission re: Traffic signal control at four locations on the Kensington Expressway. Referred to the Chief of Police.

Item No. 16 Communication and six Notice of Action from the State Traffic Commission re: Regulatory signs to be installed on the Kensington Expressway. Referred to the Chief of Police.

Item No. 17 Communication from the State Traffic Commission re: Two Stop signs on the Kensington Expressway. Referred to the Chief of Police.

Item No. 18 Communication from the Superintendent of Highways re: Machinery rental.

Councilman Fath presented the following resolution and moved its adoption:

BE IT RESOLVED, that the request of the Superintendent of Highways for authorization to hire, on rental basis, highway machinery from private owners, as may be required, at the rental rates set by the State Department of Public Works, for the year 1967, as provided in Section 143 of the Highway Law, be granted.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 19 Communication from the Town Engineer to Mr. Robert Chambers requesting him to make certain corrections on property located at and filed. Received

Item No. 20 Communication from the Town Engineer requesting permission for Mr. Lunz and himself to attend the annual meeting of the New York Water Pollution Control Association.

Item No. 20 cont'd

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the 39th Annual Meeting of the New York Water Pollution Control Association will be held in New York City on January 19th and 20th, 1967; NOW, THEREFORE,

BE IT RESOLVED, that the Town Engineer and the Superintendent of Disposal Plants may attend and that their legal expenses be reimbursed by the Town.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 21 Communication from the Town Engineer re: Award of bid for one 3/4 ton pickup truck.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, bids were duly received on December 19th, 1966, as the result of advertisement therefor, for one 3/4 ton pickup truck for the Disposal Plant use, and said bids were referred to the Town Engineer, for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in letter to the Town Board, dated December 29th, 1966; NOW, THEREFORE,

BE IT RESOLVED, that contract for the aforesaid 3/4 ton pickup truck, as recommended by the Town Engineer, be and the same hereby is awarded to Mernan Chevrolet, Inc. at his total bid price of \$1,575.00, he being the lowest responsible bidder meeting specifications.

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

Supervisor Weber	Voting _____
Councilman Rogowski	Voting _____
Councilman Wroblewski	Voting _____
Councilman Kaczmarek	Voting _____
Councilman Obstarczyk	Voting _____
Councilman Trojanoski	Voting _____
Councilman Fath	Voting _____

AYES:

NAYES:

ABSENT:

MOTION LOST FOR LACK OF A SECOND.

Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that all bids for one (1) new 3/4 ton pickup truck be rejected, and the Town Clerk be authorized to readvertise for bids in the CHEEKTOWAGA TIMES and in the DEPEW HERALD AND CHEEKTOWAGA NEWS; bids to be received on January 16, 1967, at 7:30 p.m., Eastern Standard Time.

Item No. 21 cont'd

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on January 16, 1967, at 7:30 P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one new 3/4 ton pickup truck with a 1964 pickup truck to be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any, and all bids, or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

BENEDICT T. HOLTZ
Town Clerk

DATED: January 3, 1967

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

Supervisor Weber	Voting NAYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 1 -

ABSENT: - 0 -

Item No. 22 Communication from the Town Engineer re: Association of Towns Convention. Received and filed.

Item No. 23 Communication from Edward Banko re: Association of Towns Convention. Received and filed.

Item No. 24 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Association Convention will be held in New York City on February 6th, 7th, and 8th, 1967; NOW, THEREFORE,

BE IT RESOLVED, that all elected officials and the following designated employees may attend and that their legal expenses be reimbursed by the Town:

- three Assessors (Schwenk, Janicki, and Kozminski)
- Joseph Lipinski
- Edward Maraszek
- Charlotte Janiak
- Philip Kloss
- Kenneth Kitzinger
- Chester Bryan
- Chief Kostrzewski
- Ben Kistowski
- Henry Cwiklinski
- Julia Reinstein
- Police Commissioner Buckenroth
- Edward Banko

Item No. 21 (affidavit)

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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on January 16, 1967 at 7:30 p.m. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one new 2 1/2 ton pickup truck with a 1964 pickup truck to be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any and all bids, or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.
Dated: January 3, 1967

BENEDECT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 5th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9th day of

January, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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 Jan 5, 1967 :
last publication Jan 5, 1967 :
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of January, 1967

Eleanor M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Legal Notice

LEGAL NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on January 10, 1967 at 7:30 P.M. Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road, for the furnishing of one new 3/4 ton pickup truck with a 1966 pickup truck to be traded in.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town Hall.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any, and all bids, or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

BENEDICT T. HOLTZ,
Town Clerk

DATED: January 3, 1967

(15)

Item No. 24 cont'd

Arthur Marmoy
Leo Kurnick
Lawrence Januszczyk
Dr. Vendetti
Joseph Korencki
Norbert Skibinski

and be it

FURTHER RESOLVED, that Councilman Wroblewski be designated as Delegate and Councilman Trojanoski as Alternate Delegate,

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 25 Communication from Donald M. Neff, Commissioner of Personnel of Erie County re: Rose Peterson.

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, this Town Board has been advised that the preparation of tax rolls and tax bills for the Town of Cheektowaga has been transferred to the Erie County Tax Preparation Bureau, and

WHEREAS, under these circumstances, the duties assigned to the incumbent in the position of Graphotype-Addressograph Operator in the Town of Cheektowaga have been changed, and

WHEREAS, a review of the Statement of Duties now assigned to the incumbent in the position of Graphotype-Addressograph Operator in the Town of Cheektowaga indicate that the position is one of Senior Clerk, and

WHEREAS, the requirements for the position of Senior Clerk are comparable to those of Graphotype-Addressograph Operator, and

WHEREAS, incumbent, Rose A. Peterson, has permanent Civil Service status in the position of Graphotype-Addressograph Operator since February 1, 1950; NOW THEREFORE,

BE IT RESOLVED, that the position held by Rose A. Peterson is changed from Graphotype-Addressograph Operator to Senior Clerk.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 26
adoption:

Supervisor Weber presented the following resolution and moved its

WHEREAS, the problem of refuse disposal is common to the Town of Cheektowaga, the City of Buffalo, and various other communities in Western New York, and

WHEREAS, the proposal has been made for the construction of a refuse transfer station whereby refuse could be deposited and removed by rail, and

WHEREAS, the cost of construction of such a rail transfer station has been estimated to be \$400,000.00, and

WHEREAS, said refuse rail transfer station would have a capacity of approximately five hundred tons per day, the disposal cost for which has been estimated to be \$2.80 per ton, and

WHEREAS, the Town of Cheektowaga requires the disposal of approximately two hundred tons of refuse per day, and the City of Buffalo requires, in addition to its present facilities, a facility to dispose of three hundred tons of refuse per day, and

WHEREAS, Federal assistance for construction in three years of operation is available to the extent of 66-2/3%, and

WHEREAS, if the Town of Cheektowaga were to enter into a County Refuse District, with the City of Buffalo, or such other arrangement as would be feasible, the net cost of construction to the Town of Cheektowaga if Federal funds are available would be in the amount of \$74,000.00; NOW, THEREFORE,

BE IT RESOLVED, that the Town of Cheektowaga does hereby indicate its intention to conduct negotiations with the City of Buffalo, the United States Government, and such other municipality or municipalities as may seem proper for the creation of a refuse disposal district, or such other arrangement, contractual or otherwise, as may seem feasible with the end of constructing a refuse rail transfer station, and to consider entering into such agreement or agreements as may be necessary for the operation of said transfer station and the disposal of refuse delivered thereto.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Councilman Fath was excused from the meeting at this point.

Item No. 27
adoption:

Councilman Rogowski presented the following resolution and moved its

RESOLVED, that the Building Permits approved by the Building Inspector for December 17, through December 31, 1966, be approved.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 -

NAYES: - 0 -

EXCUSED: - 1 -

ABSENT: - 0 -

Item No. 28 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that the following named persons be and they hereby are hired as Part-time employees to assist Ronald R. Norman, Receiver of Taxes and Assessments, in the 1967 County Tax Collection and that their pay be fixed at the sum of eighteen dollars (\$18.00) per day:

- Jean Stachowski
- Irene J. Krawczyk
- Charlotte Nawrocki
- Doreen Kuras
- Eleanor Yantomasi
- Anzeline Janicki
- Virginia Fronczak
- Rosemarie Longo
- Frieda Glim
- Eleanore Witkowski
- Mary Ostempowski
- Estelle Sajda

and other persons that may be needed to complete the Collection Duties in the Office of the Receiver of Taxes and Assessments.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 29 Communication from the Superintendent of Highways re: Acceptance of Moorman Drive and Stanislaus Avenue.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways of the Town of Cheektowaga, inspected the following streets, described herein, and found that they meet with specifications set forth by the Town of Cheektowaga:

MOORMAN DRIVE: All that tract or parcel of land, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots No. Four (4), Township Eleven (11) and Range No. Seven (7) of the Holland Land Company's Survey and more particularly described as Sienkiewicz Dr. as shown on Map Cover No. 976 now known as Moorman Drive as shown on Map Cover 2238 as filed in the office of the Clerk of the County of Erie, being a 55 foot right-of-way, commencing at the northerly line of Stanislaus Street as shown on said Maps running thence easterly 1316 feet to the westerly line of Bay Lane, including Sublots 1 to 22.

STANISLAUS AVENUE: All that tract or parcel of land, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. Four (4), Township No. Eleven (11) and Range No. Seven (7) of the Holland Land Company's Survey and more particularly known

Item No. 29 cont'd

as Stanislaus Street, commencing at the northerly line of Crandon Boulevard as shown on Map Covers Nos. 976 and 2238 as filed in the Office of the Clerk of the County of Erie, running thence northerly a distance of 300 feet to Moorman Drive, including Sublot 1.

and

WHEREAS, Maintenance Bond No. 3743050 in the amount of \$5,628.00 for two years is on file in the Highway Department, deed to be filed at the Erie County Clerk's Office by Mr. Delahunt, Deputy Town Attorney, subsequently to be filed in the Highway Department; recommends that they be accepted as Town roads; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby accept the above mentioned as Town Highways.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 30
Viola Drive.

Communication from the Superintendent of Highways re: Acceptance of

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways of the Town of Cheektowaga, inspected the following street, described herein, and found that it meets with specifications set forth by the Town of Cheektowaga:

VIOLA DRIVE: A 60 foot width street, commencing at Harlem Avenue and running easterly approximately 613 lineal feet under Map Cover 1476, and also, under Map Cover 1383, Sublots 46 to 56 inclusive.

and

WHEREAS, Maintenance Bond No. 197262 in the amount of \$3,678.00 is on file in the Highway Department, deed to be filed at the Erie County Clerk's Office by Mr. Delahunt, Deputy Town Attorney, subsequently to be filed in the Highway Department; recommends that it be accepted as a Town road; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby accepts the above mentioned as a Town Highway.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 31
Tabled.

Resolution re: Notice to Bidders for the printing of the Town Brochure.

Item No. 32 Communication from the Chief of Police re: Award of bids for 14 cars and 2 station wagons.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police has reported to this Town Board in the attached communication dated January 3, 1967, concerning his recommendations as to bids received by this Town Board on December 19, 1966; NOW, THEREFORE,

BE IT RESOLVED, that in accordance with the recommendation of the Chief of Police that the bid of Mernan Chevrolet, Inc. for the furnishing of fourteen (14) cars and two (2) station wagons in the amounts of \$25,524.00 and \$4,839.00 respectively, a total of \$30,363.00, is herewith accepted, it being the lowest responsible bidder meeting specifications.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 33 Communication from the Chief of Police re: Marian Meyer, temporary Clerk-Stenographer.

Supervisor Weber presented the following resolution and moved its adoption:

BE IT RESOLVED, that the position of Clerk-Stenographer be and the same hereby is created, and that Marian R. Meyer, of _____ is hereby appointed to said position on a provisional basis, subject to Civil Service examination, at an annual salary of \$4,150.00

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 34 Two communications from the Niagara Mohawk Power Corporation requesting authorization to replace present street lights on East Delavan Avenue and Cleveland Drive. Received and filed.

Item No. 35 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be and it hereby is authorized to replace the present street lights on East Delavan Avenue between the Buffalo City Line and Pine Ridge Road, and on Cleveland Drive between the Buffalo City Line and Beach Road with mercury vapor units at an increase in monthly cost of \$25.43 for East Delavan Avenue and approximately \$255.00 for Cleveland Drive.

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

Item No. 35 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Obstarczyk	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 36 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, William Wozniak of Cheektowaga, New York, is presently employed as a Laborer for the Town, and

WHEREAS, said employee has been actually engaged in sign painting and general maintenance work; NOW, THEREFORE,

BE IT RESOLVED, that said William Wozniak is hereby appointed to the position of Mechanic's Helper, to be assigned to the sign and maintenance shop at an annual salary of \$6,500.00.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 37 Councilman Trojanoski presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED JANUARY 3, 1967, AUTHORIZING THE ISSUANCE OF \$93,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF APPARATUS FOR USE OF THE CONSOLIDATED REFUSE AND GARBAGE DISTRICT OF SAID TOWN.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$93,000, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be finance pursuant to this resolution consists of the acquisition of the following motor vehicles to be used for the collection, transportation and disposal of garbage and refuse for the use of the Consolidated Refuse and Garbage District of the Town of Cheektowaga, in the County of Erie, in accordance with an order adopted by the Town Board on December 5, 1966, authorizing the acquisition of such additional apparatus and equipment, to wit:

three (3) Dempster-Dumpster type trucks at an estimated maximum cost of \$13,000 each, and

three (3) Truck chassis with compaction type packer bodies at an estimated maximum cost of \$18,000 each.

Item No. 37 cont'd

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$93,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 29 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 5. 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 DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the Constitution of New York.

Section 6. Subject to the terms and conditions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 56.00 to 60.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the Serial Bonds authorized by this resolution and the renewal of said notes and the power to prescribe the terms, form and contents of said Serial Bonds and said Bond Anticipation Notes, and the power to sell and deliver said Serial Bonds and any Bond Anticipation Notes issued in anticipation of the issuance of such bonds is hereby delegated to the Town Supervisor, the Chief Fiscal Officer of the Town. The Town Supervisor is hereby authorized to sign any Serial Bonds issued pursuant to this resolution and any Bond Anticipation Notes issued in anticipation of the issuance of said Serial Bonds, and the Town Clerk is hereby authorized to affix the corporate seal of said Town to any of said Serial Bonds or any Bond Anticipation Notes and to attest such seal. Each interest coupon representing interest payable on such Serial Bonds shall be authenticated by facsimile signature of the Town Supervisor.

Section 7. This resolution shall take effect immediately upon its adoption.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 -

NAYES: = 0 -

EXCUSED: - 1 -

ABSENT: - 0 -

(Affidavit on next page)

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

...the Board for the convenience
the 50,000 families living in the
large residential and business
area.
The temporary office will open
Jan. 5th and will provide every
banking service now obtainable at
the main office or at any of the
branch offices of the Erie County
Savings Bank. New accounts may
be opened here and all services
performed on any existing ac-
counts, including the paying of
interest, and other functions.
Mr. Swift announced that he
will have charge of operations in
the permanent building. Henry
C. Hubber, III, will be his as-
sistant.
One of the outstanding features
of the permanent building will be
a community room containing in-
doorhouse floor with its own en-
trance from the outside so that
registrations using the room may
be made. But, now, to be really
effective, many buyers feel that

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 5th day
of January, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9th day of

January, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE
BOND RESOLUTION, DATED
JAN. 2, 1906, AUTHORIZING
THE ISSUANCE OF \$93,000
SERIAL BONDS OF THE
TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL
FINANCE LAW, TO FINANCE
THE ACQUISITION OF APPA-
RATUS FOR USE OF THE
CONSOLIDATED REFUSE
AND GARBAGE DISTRICT OF
SAID TOWN.

RICHARD G. BENNETT

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

Section 1. The Town of
Cheektowaga in the County of
Erie, in order to finance the
purpose hereinafter
described.

Section 2. The specific pur-
pose (hereinafter referred to as
"purpose") to be financed pur-
suant to this resolution consists
in the acquisition of the follow-
ing motor vehicles to be used
for the collection, transporta-
tion and disposal of garbage
and refuse for the use of the
Consolidated Refuse and Gar-
bage District of the Town of
Cheektowaga, in the County of
Erie, in accordance with an or-
der adopted by the Town Board
on December 8, 1905, authoriz-
ing the acquisition of such addi-
tional apparatus and equipment,
to-wit:

Three (3) Dempster-Dumpster
type trucks at an estimated
maximum cost of \$13,000
each.

Three (3) Truck chassis with
compression type pecker bod-
ies at an estimated maximum
cost of \$13,000 each.

Section 3. It is hereby stated
that (a) the maximum cost of
said purpose, as estimated by
the Town Board, is \$39,000, and
(b) no money has heretofore
been authorized to be applied
to the payment of the cost of said
purpose, and (c) the Town Board
plans to finance the cost of said
purpose entirely from funds
raised by the issuance of said
Serial Bonds and (d) all such
cost is to be paid by assess-
ments upon benefited real
property in an area less than
the area of said Town, and (e)
the proposed maturity of the
obligations authorized by this
resolution will not be in excess
of five years.

Section 4. It is hereby deter-
mined that said purpose is
an object or purpose de-
scribed in Subdivision 29 of
Paragraph a of Section 11.00 of
the Local Finance Law, and
that the period of probable use-
fulness of said purpose is five
years.

Section 5. This resolution
shall be published in full by
the Town Clerk of said Town,
together with a notice in sub-
stantially the form prescribed
by Section 81.00 of said Local
Finance Law, and such publi-
cation shall be in the DEPEW
HERALD AND CHEEKTOW-
AGA NEWS, a newspaper pub-
lished and having a general cir-
culation in said Town. The val-
idity of said Serial Bonds or of
any bond anticipation notes is-
sued in anticipation of the sale
of said Serial Bonds may be
contested only if such obliga-
tions are authorized for an ob-
ject or purpose for which said
Town is not authorized to ex-
pend money or the provisions

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

Section 6. Subject to the terms and conditions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 30.00, 50.00 and 60.00 to 60.00, inclusive, of said Law, the power to authorize bond anticipation notes in anticipation of the issuance of the Serial Bonds authorized by this resolution and the renewal of said notes and the power to prescribe the terms, form and contents of said Serial Bonds and said Bond Anticipation Notes, and the power to sell and deliver said Serial Bonds and any Bond Anticipation Notes issued in anticipation of the issuance of such bonds is

delegated to the Town Supervisor, the Chief Financial Officer of the Town. The Town Supervisor is hereby authorized to sign any Serial Bonds issued pursuant to this resolution and any Bond Anticipation Notes issued in anticipation of the issuance of said Serial Bonds, and The Town Supervisor is hereby authorized to affix the corporate seal of said Town to any of said Serial Bonds or any Bond Anticipation Notes and to attest such seal. Each interest coupon representing interest payable on such Serial Bonds shall be authenticated by the facsimile signature of the Town Supervisor.

Section 7. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 3rd day of January, 1977, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

BENEDICT T. HOLTZ
Town Clerk of the
Town of Cheektowaga,
New York

Item No. 38 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that all purchases of materials, equipment, furniture and supplies for the Police and Justice's Court Building shall be made through the New York State Office of General Services pursuant to and in accordance with Section 104 of the General Municipal Law of New York.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 39 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that the required Builders Risk Fire Insurance for the new Police and Justice's Court Building be purchased from the Ben Hoey Insurance Agency.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 40 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that the required Builders Risk Fire Insurance for the new Swimming Pool and Bath House in the Town Park be purchased from the Sloan Insurance Agency.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 41 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, this Town Board consistently opposed the 40 member 20 district reapportionment plan for Erie County which was defeated by the voters in the referendum held November 8, 1966, the vote of Cheektowaga being decisively against the plan, and

WHEREAS, the 20 member 20 district plan, now before the Board of Supervisors, contains the same district boundaries as the plan rejected by the voters which boundaries carve out three portions of the north end of Cheektowaga and attaches one of

Item No. 41 cont'd

them to portions of Buffalo and Amherst to make District XIV; attaches another to another part of the town of Amherst to make District XV; attaches the third portion to another part of Amherst and all of Clarence to make District XVI; there is added to the south portion of Cheektowaga a part of Lancaster to make District IV, and

WHEREAS, the division of Cheektowaga is unfair to all of the citizens of Cheektowaga regardless of political affiliation; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board unreservedly opposes the adoption of the 20 member 20 district plan of reapportionment presently before the Board of Supervisors and that Supervisor Daniel E. Weber is herewith requested to vote in the Board of Supervisors against the adoption of the proposed plan of reapportionment, and be it

FURTHER RESOLVED, that if the Board of Supervisors should approve of the plan, the Town Attorney is directed to oppose its approval by Supreme Court Justice Kelly and file with the New York Supreme Court in due course, objections to said plan, and be it

FURTHER RESOLVED, that the Town Clerk is directed to forthwith file a certified copy of this resolution with the Erie County Board of Supervisors.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 -

NAYES: - 0 -

EXCUSED: - 1 -

ABSENT: - 0 -

Item No. 42
adoption:

Councilman Wroblewski presented the following resolution and moved its

BE IT RESOLVED, that a public hearing on a proposed ordinance for the regulation and control of traffic in the Town of Cheektowaga outside of the Villages of Depew and Sloan be held on January 16, 1967, at 7:30 P.M. Eastern Standard Time at the Town Hall corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said ordinance which is to be known as Local Ordinance No. 41 and the Town Clerk is hereby directed to publish the following Notice of Hearing in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on January 5, 1967:

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner Broadway and Union Road in said Town of Cheektowaga on the 16th day of January, 1967, at 7:30 P.M. Eastern Standard Time, to consider the advisability of adopting an ordinance for the regulation and control of traffic in the said Town of Cheektowaga outside of the Villages of Depew and Sloan, said ordinance to include coverage of Traffic Control Devices; Traffic Control Signals; Stop and Yield Intersections; Speed Regulations; Parking; Standing and Stopping; Removal and Storage of Vehicles; Truck Exclusions; Penalties with reference to which said ordinance will provide that:

Every person convicted of a traffic infraction for a violation of any provision of this ordinance which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall for a first conviction thereof be punished by a fine of not more than fifty dollars or by imprisonment for not more than fifteen days or by both such fine and imprisonment; for a second such conviction within eighteen months thereafter such person shall be punished by a fine of not more than one hundred dollars or by imprisonment of not more than forth-five days or by both such fine and imprisonment; upon a third or subsequent conviction within eighteen months

Item No. 42 cont'd

after the first conviction such person shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment.

and also will provide for the repeal of Ordinance No. 11 which relates to regulating speed in the Town of Cheektowaga and which was adopted on August 5, 1940; and also will provide that all other ordinances of said Town regulating and controlling traffic will continue in full force and effect.

A copy of the proposed ordinance is on file in the Town Clerk's Office where the same may be examined during regular business hours.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

Dated: January 3, 1967

BENEDICT T. HOLTZ
Town Clerk

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarcayk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

(Affidavit on next page)

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 5th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 7th day of

January, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

HORN BROS. MARCH ON LINES

car parking lot. and for accessibility to the...
Transit, with an entrance at...
tains will be on the first...
high windows. Four...
solar bronze glass in the...
...
... Mr. Scott said...
... great autonomy to...
... with company...
... quotation record...
... the Sprinter's...
... is contemplated...
... movement of plants...
... It has been announced...
... Industries, Inc...
... ho has been President...
... nt, as will Howard A...
... sly as an advisor and...
... company will continue...
... ate M. Scott, founder...
... ghtly successful enter...
... vent capacity to lead...
... corporation, will continue...
... and Scott...
... and R. Link, President...

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

RICHARD G. BENNETT

NOTICE OF HEARING
The Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner Broadway and Union Road in said Town of Cheektowaga on the 10th day of January, 1967, at 7:30 P.M. Eastern Standard Time, to consider the advisability of adopting an ordinance for the regulation and control of traffic in the said Town of Cheektowaga, outside of the Villages of Depew and Sloan, said ordinance to include coverage of Traffic Control Devices; Traffic Control Signals; Stop and Yield Intersections; Speed Regulations; Parking; Standing and Stopping; Removal and Storage of Vehicles; Truck Exclusions; Penalties with reference to which said ordinance will provide that:

Every person convicted of a traffic infraction for a violation of any provision of this ordinance which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall for a first conviction thereof be punished by a fine of not more than fifty dollars or by imprisonment for not more than fifteen days or by both such fine and imprisonment; for a second such conviction within eighteen months thereafter such person shall be punished by a fine of not more than one hundred dollars or by imprisonment of not more than forty-five days or by both such fine and imprisonment; upon a third or subsequent conviction within eighteen months after the first conviction such person shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment.

and also will provide for the repeal of Ordinance No. 11 which relates to regulating speed in the Town of Cheektowaga and which was adopted on August 5, 1940; and also will provide that all other ordinances of said Town regulating and controlling traffic will continue in full force and effect.

A copy of the proposed ordinance is on file in the Town Clerk's Office where the same may be examined during regular business hours.

BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

Dated: January 3, 1967
BENEDICT T. HOLTZ
Town Clerk

STATE OF NEW YORK }
COUNTY OF ERIE } m.
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 week; first publication Jan 5, 1967; last publication Jan 5, 1967; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of January, 1967

Eleonore M. Dziolak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Legal Notice

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner Broadway and Union Road in said Town of Cheektowaga on the 16th day of January, 1967 at 7:30 P.M. Eastern Standard Time, to consider the advisability of adopting an ordinance for the regulation and control of traffic in the said Town of Cheektowaga outside of the Villages of Depew and Sloan, said ordinance to include coverage of Traffic Control Devices; Traffic Control Signals; Stop and Yield Intersections; Speed Regulations; Parking; Standing and Loading; Removal and Storage of Vehicles; Truck Exclusions; Penalties with reference to which said ordinance will provide that:

Every person convicted of a traffic infraction for a violation of any provision of this ordinance which is not a violation of any provision of the Vehicle and Traffic Law of the State of New York shall for a first conviction thereof be punished by a fine of not more than fifty dollars or by imprisonment for not more than fifteen days or by both such fine and imprisonment; for a second such conviction within eighteen months thereafter such person shall be punished by a fine of not more than one hundred dollars or by imprisonment of not more than forty-five days or by both such fine and imprisonment; upon a third or subsequent conviction within eighteen months after the first conviction such person shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than ninety days or by both such fine and imprisonment.

and also will provide for the repeal of Ordinance No. 11 which relates to regulating speed in the Town of Cheektowaga and which was adopted on August 5, 1940; and also will provide that all other ordinances of said Town regulating and controlling traffic will continue in full force and effect.

A copy of the proposed ordinance is on file in the Town Clerk's Office where the same may be examined during regular business hours.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY NEW YORK.

Dated: January 3, 1967

BENEDICT T. HOLTZ
Town Clerk

Item No. 43 Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, Buffalo Common Council President, Chester C. Gorski has recommended the creation of a metropolitan form of government on the Niagara Frontier, by merging cities, towns and villages, in accordance with article published in the Buffalo Courier Express on January 3, 1967, attached hereto; NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board go on record as being definitely opposed to the creation of such a metropolitan form of government, since such form of government would not be in the best interests of the citizens of the Town of Cheektowaga, for multitudiuous reasons, and be it

FURHTER RESOLVED, that the Towns and Cities and Villages of the County of Erie be requested to take a similar stand in reference to this proposal, and make their position known to all concerned, and be it

FURHTER RESOLVED, that the Town Clerk be directed to submit certified copies of this resolution to the Buffalo Common Council and to the Erie County Board of Supervisors.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 44 Councilman Trojanoski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the following banks be designated as depositories for the year 1967.

General Fund	-	Manufacturers and Traders Trust Co.
Highway Fund	-	Marine Trust Co.
Trust and Agency Fund	-	Marine Trust Co.
Part Town Fund	-	Marine Trust Co.
Special District Fund	-	Bank of Buffalo
Construction of Improvement Fund	-	Bank of Buffalo

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 - NAYES: - 0 - EXCUSED: - 1 - ABSENT: - 0 -

Item No. 45 Councilman Rogowski presented the following resolution and moved its adoption:

BE IT RESOLVED, that an extension of leave of absence, without pay, be granted to Chester Rutkowski from his position as Motor Equipment Operator in the Recreation Department, from January 1, 1967, through March 31, 1967.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Item No. 45 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

AYES: - 6 -

NAYES: - 0 -

EXCUSED: - 1 -

ABSENT: - 0 -

Item No. 46
adoption:

Councilman Wroblewski presented the following resolution and moved its

WHEREAS, the Town Association Convention begins on the Monday of the first regular meeting of the Town Board of the Town of Cheektowaga; NOW, THEREFORE,

BE IT RESOLVED, that the first regular meeting of the Town Board, in the month of February, be held on Wednesday, February 1st, 1967, at 2:30 p.m., Eastern Standard Time.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Obstarczyk	Voting AYE

AYES: - 6 -

NAYES: - 0 -

EXCUSED: - 1 -

ABSENT: - 0 -

Item No. 47 Moved by Councilman Rogowski, seconded by Supervisor Weber to adjourn the meeting "In Memory of Pfc. Richard A. Knaus".

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 2

Cheektowaga, New York
January 16, 1967

Item No. 1 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 16th day of January, 1967, at 7:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kit-zinger, Deputy Town Attorney Delahunt, Chief Kostrzewski, Ronald R. Norman, and Norbert Skibinski.

Reverend Robert W. Steinbach of Our Lady Help of Christians R.C. Church opened the meeting with prayer.

Item No. 2 This was the time and place advertised for the receiving of bids for the furnishing of one new 3/4 ton pickup truck with a 1964 pickup truck to be traded-in. Bids were referred to the Town Engineer.

Item No. 3 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing to consider the advisability of adopting an ordinance for the regulation and control of traffic in the Town of Cheektowaga, outside of the Villages of Depew and Sloan, in accordance with notice thereof which was duly published as required by law, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof

NOW, THEREFORE; BE IT RESOLVED,

That it is in the public interest to adopt said ordinance, and

BE IT FURTHER RESOLVED, that because of the length of said ordinance and the need for exact uniformity in the several copies necessary for effective adoption that the DEPEW HERALD AND CHEEKTOWAGA NEWS shall print sufficient copies for use by the Town Clerk, Town Attorneys, members of the Police Department and others, and the Town Attorney is authorized to arrange for such printing work which is required preliminary to adoption.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 4 Communication from the N.Y.S. Electric & Gas Corp. re: Installation of street lamps on Huth Road and East Grand Boulevard. Received and filed.

Item No. 5 Communication and three Notice of Action authorizations from the State Traffic Commission re: Installation of five signals on the Kensington Expressway between Eggert Road and the New York State Thruway. Referred to the Chief of Police.

Item No. 6 Notice of Action from the State Traffic Commission directing the installation of a traffic control signal on Route 78 at Thruway Interchange 49. Referred to the Chief of Police.

Item No. 7 Notice of Action from the State Traffic Commission ordering the installation of a Yield sign on the southerly spur of Thruway Interchange 49 ramp at its intersection with Route 78. Referred to the Chief of Police.

Item No. 8 Communication from the Town Engineer re: Award of bid for Liquid Chlorine for the year 1967.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, the Jones Chemical Company of 100 Sunny Sol Blvd., Caledonia, New York, was the low bidder for the furnishing to the Town of chlorine for the year 1967, and

WHEREAS, the above mentioned corporation has met specifications; NOW, THEREFORE,

BE IT RESOLVED, that the contract for the furnishing to the Town of chlorine for the year 1967, be awarded to Jones Chemicals, Inc. at their quotation, to wit:

84 x 1 ton cylinders @ 119.60 / ton
48 x 150 lb. cylinders @ 9.90 / cwt

the F.O.B. delivered prices to include delivery and pick up of empty cylinders.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 9 Communication from the Town Engineer re: Award of bid for three Dempster-Dumpster type trucks.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of three (3) Dempster-Dumpster type trucks, which bids were duly received and opened at the January 3rd, 1967, meeting. A total of four bids were received, and

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation, and report, and

WHEREAS, said Town Engineer has recommended the purchase from Maier-Schule GMC, Inc. of 1745 Walden Ave., Buffalo, New York, 14225 at the bid price of \$20,741.35, said bid being the lowest bid complying with specifications; NOW, THEREFORE,

Item No. 9

BE IT RESOLVED, that the contract be and it hereby is awarded to Maier-Schule GMC, Inc. for the furnishing of three (3) Dempster-Dumpster type trucks, this being the lowest bid complying with specifications and said bidder being a responsible bidder.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 10 Communication from the Superintendent of Highways re: Acceptance of French Road Village Subdivision Part 4.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of French Road Subdivision Part 4 and find that they meet the specifications set forth by the Town of Cheektowaga, subject to reinforced concrete pipe, crusher run for road base, and trees planted in front of every home between sidewalk and curb within one year after homes are built, construction of paving, curbs, and sanitary and storm sewers; the subdivision including the following:

SAMANTHA WAY: A 60 foot width street commencing at Steven Drive and running easterly approximately 633.75 feet, curving northerly 125.43 feet and thence running northerly approximately 230.23 feet, covering Sublots 134A, 135A, 136A, and 137A; also, 1 to 18 inclusive and 29 to 40 inclusive.

RONDELEY DRIVE: A 60 foot width street commencing approximately 270 feet south of the southerly line of Florette Drive West and running southerly approximately 123.12 feet, curving easterly 125.90 feet and thence running easterly approximately 508.30 feet covering Sublots 18 to 29 inclusive and 41 to 50 inclusive.

FLORETTE DRIVE WEST: A 60 foot width street commencing at Steven Drive and running easterly approximately 125.01 feet covering Sublots 148A, 149A, and 152A.

and

WHEREAS, contract bond #197228 in the amount of \$37,692.00, dated September 22, 1966, for French Road Village Subdivision, Part 4 and 5, is on file in the Highways Department; NOW, THEREFORE,

BE IT RESOLVED, that the French Road Village Subdivision, Part 4 and 5, be accepted.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 11 Communication from the Superintendent of Highways requesting authorization to purchase one 1967 Service Car with trade in and one 1967 Brush Chipper and one Stump Cutter.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways has requested the purchase of a new 1967 Service Car, with trade-in of 1964 Chevrolet 2-door Biscayne; a new 1967 Brush Chipper and a new 1967 Stump Cutter; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the following notice in the CHEEKTOWAGA TIMES and in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 19, 1967:

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Standard Time, on February 1, 1967, for the furnishing of one (1) New 1967 Service Car, with trade-in of 1964 Chevrolet 2-door Biscayne; one (1) New Brush Chipper, and one (1) New Stump Cutter.

Information for bidders and specifications may be obtained from Stanley R. Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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

Deposited and proposed to be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 2:30 o'clock P.M. Eastern Standard Time, on February 1, 1967, for the furnishing of one (1) New 1967 Service Car, with trade-in of 1964 Chevrolet 2 door Biscayne; one (1) New Brush Chipper and one (1) New Stump Cutter.

Information for bidders and specifications may be obtained from Stanley R. Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 19th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 24th day of

January, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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 JAN 17 '67
last publication JAN 17 '67
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 25 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York at 2:30 o'clock P.M., Eastern Standard Time, on February 1, 1967, for the furnishing of one (1) New 1967 Service Car, with trade-in of 1964 Chevrolet 2 door Biscayne; one (1) New Brush Chipper and one (1) New Stump Cutter.

Information for bidders and specifications may be obtained from Stanley R. Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

(19)

Item No. 12 Communication from Howard Builders Inc. requesting approval by the Town Board of a draft of a street and lot layout for property on Losson Road, formerly known as the Przybyl property. Referred to the Cheektowaga Planning Commission.

Item No. 13 Communication from the Town Engineer re: Installation of a fence on Beryl Drive. Received and filed.

Item No. 14 Communication from the Town Engineer re: Award of bid for three new trucks with packer bodies.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of three (3) trucks with packer bodies, which bids were duly received and opened at the January 3rd, 1967, meeting. A total combination of seven (7) truck-packer body bids were submitted at that time by the three bidders, and

WHEREAS, said bids were referred to the Town Engineer for analysis, tabulation, and report, and

WHEREAS, said Town Engineer has recommended the purchase from Buffalo White Trucks, Inc., South Park and Michigan Avenue, Buffalo, New York, 14204 at the bid price of \$45,066.60, said bid being the lowest bid complying with specifications; NOW, THEREFORE,

BE IT RESOLVED, that the contract be and it hereby is awarded to Buffalo White Trucks, Inc. for the furnishing of three White Motor Corp. Chassis with GarWood Industries, Inc. packer bodies, this being the lowest bid complying with specifications and said bidder being a responsible bidder.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 15 Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, emergency repairs were required consisting of the installation of a 2" copper, type K, water line at Disposal Plant #5 in Sanitary Sewer District No. 5 which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to a total of \$528.80, and

BE IT RESOLVED, that the voucher of Jack Piazza in the amount of \$528.80 to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 16 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, emergency repairs were required on the sewer at Beale Avenue and Rosary Boulevard in Sanitary Sewer District No. 5 which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to a total of \$591.55; NOW, THEREFORE,

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$591.55 to do the work and furnish the materials be approved and ordered paid.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector for January 3rd through January 13, 1967, be approved.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 18 Communication from Chester Rutkowski re: Submitting resolution to the N.Y.S. Youth Commission for project approval.

Councilman 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 Daniel E. Weber, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Youth Commission for its approval.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Item No. 18 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 19 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, E. RAYMOND PENHOLLOW, made an application to rezone from a Residential District to a Business District the following described premises:
(Dick Road and Genesee Street)

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, being part of Lot 13, Township 11, Range 7 and beginning at a point in the center line of Dick Road 506.36 feet northerly from the intersection of said Dick Road with the southerly line of Lot 13 and 211.0 feet from the southerly line of Genesee Street; thence northerly along said center line a distance of 54.50 feet; thence easterly and parallel with said southerly line of Lot 13 a distance of 54.74 feet; thence southeasterly for a distance of 130.69 feet to a point 154.33 feet easterly from the center line of Dick Road; thence westerly and parallel with the southerly line of Lot 13 a distance of 154.33 feet to the place or point of beginning, excepting Parcel 1897, Map 1883 (Kensington Expressway).
To be used as a parking lot for small animal hospital.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on December 21, 1966, for the rezoning of the above described premises, and

WHEREAS, no one appeared in opposition to the request, and

WHEREAS, since the adjoining property has been rezoned for business purposes and that this rezoning would provide parking for an animal hospital and would be detrimental to no one, the Zoning Board of Appeals recommends that the application be granted; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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 17 67
last publication JAN 17 67
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JAN 25 67, 19.....

Eleanor M. Dzielak

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

ELEANORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Legal Notice

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of E. Raymond Penhollow for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

(Dick Road & Genesee St.)

ALL that tract or parcel of land situate in the Town of Cheektowaga, being part of Lot 13, Township 11, Range 7 and beginning at a point in the center line of Dick Road 506.36 feet northerly from the intersection of said Dick Road with the southerly line of Lot 13 and 211.0 feet from the southerly line of Genesee Street; thence northerly along said center line a distance of 54.50 feet; thence easterly and parallel with said southerly line of Lot 13 a distance of 54.74 feet; thence southeasterly for a distance of 130.69 feet to a point 154.33 feet easterly from the center line of Dick Road; thence westerly and parallel with the southerly line of Lot 13 a distance of 154.33 feet to the place or point of beginning, excepting Parcel 1897, Map 1883 (Kensington Expressway).

BENEDICT T. HOLTZ
Town Clerk
Town of Cheektowaga,
N. Y.

Dated: January 17, 1967
(j 19)

Item No. 20
adoption:

Supervisor Weber presented the following resolution and moved its

WHEREAS, STARLITE BUILDERS INC., (Richard Kawalerski) made an application to rezone from a Residential District to a Business District the following described premises: (William Street and Tamark Court)

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 23, Township 11, Range 7 of the Holland Land Company's Survey bounded and described as follows:

BEGINNING at a point in the northerly line of William Street distant easterly 1488.10 feet from the easterly line of Kennedy Street and running thence easterly along the northerly line of William Street 79.03 feet to the intersection of the northerly line of William Street with the easterly line of Tamark Court; thence northerly along the westerly line of Tamark Court 120 feet; thence westerly at an interior angle of 90°, 82.37 feet to the southerly line of land conveyed to Leonard S. Skoczylos and his wife by deed recorded in the Erie County Clerk's Office in Liber 4556 of Deeds, at Page 210 thence westerly along the easterly line of land so conveyed to Skoczylos 122.10 feet to the point or place of beginning.

To be used as a private residence, barber shop, and beauty parlor.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on December 21, 1966, for the rezoning of the above described premises, and

WHEREAS, nine persons appeared in opposition to the rezoning based on the fact that the rezoning would create traffic and parking problems, and tend to diminish residential values in the vicinity, and

WHEREAS, the Zoning Board of Appeals is of the opinion that the property does not lend itself to residential use, and being informed that the entrances to the premises would be on William Street, recommend that the application be granted; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -


(Affidavit on next page)

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

PHOTOGRAPHER of Babies, Children and Groups taken in our home. Mayer's Studio, 234 1/2 E. 11th St., Lancaster, Pa.

37 Park St., Lancaster

WANTS TO PRINT



Mr. and Mrs. Gregory (George) Czynowski of 1243 Geneva St., Alden, announce the engagement of their daughter Christine Ann, to Joseph Pesany, son of Mr. and Mrs. Sam Pesany of Olean, Depew. The wedding is planned for June 17th at Our Lady of Pompili Church.

(Photo by Don Jay Studios)

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 19th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 24th day of

January 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

LEGAL NOTICE
WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Starlite Builders (Richard Kawalerski), for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION
(William St. & Tamarck Ct.)
ALL THAT TRACT and parcel of land situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 23, Township 11, Range 7 of the Holland Land Company's survey bounded and described as follows:

Beginning at a point in the northerly line of William Street, distant easterly 1488.10 feet from the easterly line of Kennedy Street and running thence easterly along the northerly line of William Street 79.08 feet to the intersection of the northerly line of William Street with the easterly line of Tamarck Court; thence northerly along the westerly line of Tamarck Court 120 feet; thence westerly at an interior angle of 90°, 82.37 feet to the southerly line of land conveyed to Leonard S. Skoczylas and his wife by deed recorded in the Erie County Clerk's office in Liber 4556 of Deeds at Page 210 thence westerly along the easterly line of land so conveyed to Skoczylas 122.10 feet to the point or place of beginning.

Dated: January 17, 1967
BENEDICT T. HOLTZ
Town Clerk
Town of Cheektowaga,
N. Y.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

Item No. 21 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the application of Rita T. and Richard J. Wujcichowski to rezone property located at _____ from a Residential District to a Business District be denied without prejudice.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 22 Resolution re: Rezoning - Carlton & Caroline Fath - Rosedale Drive - Residential to Business. Moved by Supervisor Weber, seconded by Councilman Fath to table the resolution until Saturday, January 21st, 1967, at 11:30 a.m., E.S.T.

Item No. 23 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that a public hearing on a proposed ordinance regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system(s): and providing penalties for violations thereof: in the Town of Cheektowaga, County of Erie, State of New York; be held on the 1st day of February, 1967, at 2:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, for the purpose of considering the advisability of adopting said ordinance, which is to be known as Local Ordinance No. 42, and the Town Clerk is hereby directed to publish the following Notice of Hearing in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on January 19, 1967:

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 1st day of February, 1967, at 2:30 o'clock, P.M., Eastern Standard Time, to consider the advisability of adopting an ordinance regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system(s): and providing penalties for violations thereof: in the Town of Cheektowaga, County of Erie, State of New York; to be Local Ordinance No. 42 of said Town.

A copy of the proposed ordinance may be obtained at the Town Clerk's Office in the said Town Hall during the usual business hours.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE

Item No. 23 cont'd

Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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

LEGAL
NOTICE OF PUBLICATION
Sewer Ordinance
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 1st day of February, 1967, at 2:30 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting an ordinance regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system(s); and providing penalties for violations thereof: in the Town of Cheektowaga, County of Erie, State of New York; to be Local Ordinance No. 42 of said Town.

A copy of the proposed ordinance may be obtained at the Town Clerk's Office in the said Town Hall during the usual business hours.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

Dated: January 18, 1967

BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 19th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 24th day of

January, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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 twelve weeks:
first publication JAN 17 67
last publication JAN 17 67
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
day of JAN 25 67, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 67

Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 1st day of February, 1967, at 2:30 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting an ordinance regulating the use of public and private sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the public sewer system(s); and providing penalties for violations thereof; in the Town of Cheektowaga, County of Erie, State of New York; to be Local Ordinance No. 42 of said Town.

A copy of the proposed ordinance may be obtained at the Town Clerk's Office in the said Town Hall during the usual business hours.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

Item No. 24 Communication from Mrs. Julia Boyer Reinstein emphasizing the need for adequate pedestrian crossings in the area of the Kensington Expressway at the New York State Thruway and Beach Road. Received and filed.

Item No. 25 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that the plans and specifications for the garage housing Sanitation equipment, be drawn by the Engineering Department of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 26 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that Gloria Lou Potzler, be appointed as Clerk-Stenographer temporarily on an emergency basis at \$18.00 per diem.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 27 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the annual salary of Rose Peterson shall be increased \$350.00 effective as of January 1, 1967.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 28 Resolution re: Additional \$300 a year for any member of the Cheektowaga Police Department who has served for a period of 25 years. Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek to table the resolution until Saturday, January 21st, 1967, at 11:30 a.m., E.S.T.

Item No. 29 Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be and he hereby is authorized and directed to publish the following Notice to Bidders in the CHEEKTOWAGA TIMES and in the DEPEW HERALD AND CHEEKTOWAGA NEWS on January 19th, 1967:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for three (3) trailers to be used as Voting Booths.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M., Eastern Standard Time on February 1st, 1967, at which time they will be publicly opened by the Town Board at a public meeting called for that reason to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 16, 1967

BENEDICT T. HOLTZ
Town Clerk

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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

1967
The Town of Cheektowaga hereby requires separate bids for three (3) trailers to be used as Voting Booths. The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M., Eastern Standard Time on February 1st, 1967, at which time they will be publicly opened by the Town Board at a public meeting called for that reason to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: January 16, 1967
BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 19th day of January, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 21st day of

January, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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~~ one week;
first publication JAN 12 67 :
last publication JAN 17 67 ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
day of JAN 25 67, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 67

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for three (3) trailers to be used as Voting Booths.

The detailed specifications may be examined at the Office of the Town Clerk, where the same are on file.

Copies of the specifications are available for all prospective bidders. Sealed bids must be received not later than 2:30 P.M., Eastern Standard Time on February 1st, 1967, at which time they will be publicly opened by the Town Board at a public meeting called for that reason to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is published by direction of the Town Board of the Town of Cheektowaga, New York.

BENEDICT T. HOLTZ

Town Clerk

DATED: January 16, 1967

(J 19)

Item No. 37 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board did pass a resolution to retain the law firm of Hodgson, Russ, Andrews, Woods and Goodyear in connection with application to the Appellate Division for permission to appeal from unanimous affirmance of judgment in Buffalo Sewer Authority vs. Town of Cheektowaga, and

WHEREAS, said services have been performed by said law firm; NOW, THEREFORE,

BE IT RESOLVED, that the voucher in the amount of \$1,516.17 be approved and ordered paid.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 38 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the leave of absence, without pay, of Chester J. Rutkowski, be terminated as of January 9, 1967, that he be returned to the payroll as of that date as Motor Equipment Operator at \$3.74 per hour.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 39 Statement on behalf of the Cleveland Hill P T A in support of immediate closing of the Expressway from Harlem Road to Genesee Street until it can be opened properly and; in support of construction of a pedestrian overpass. Received and filed.

Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, the New York State Department of Public Works has the sole jurisdiction of the construction and operation of the Kensington Expressway and must accept sole responsibility therefore, and

WHEREAS, this Town Board as the governing body of the Town of Cheektowaga is concerned with the safety and welfare of all of its citizens and is accordingly concerned with that portion of the Kensington Expressway lying within the boundaries of the Town of Cheektowaga as it affects the citizens of the Town, and

WHEREAS, this Town Board believes that every agency of government, including the New York State Department of Public Works, should be sensitive and responsive to the interests of the citizens of the communities which its actions affect and where its facilities are located, and

Item No. 39 cont'd

WHEREAS, for years this Town Board, the Cleveland Hill Board of Education and the Cleveland Hill Parent Teacher Association have advocated the construction of a pedestrian overpass of the Kensington Expressway at the end of Woodridge Avenue, but as yet the New York State Department of Public Works has failed to provide it, and

WHEREAS, east - west pedestrian traffic over the New York State Thruway at Maryvale Drive has been eliminated by the use of the Maryvale bridge over the Thruway as part of the Kensington Expressway, thereby, among other things, preventing all safe and practical access to the Cheektowaga North Branch Library by persons living west of the Thruway except by automobile and circuitous routes, and

WHEREAS, on the night of December 23, 1966, two teenage students of the Cleveland Hill School system were killed crossing the Kensington Expressway which only hours before had been opened to vehicular traffic by the New York State Department of Public Works from Harlem Road to Union Road, despite the lack of lighting and fencing,

NOW, THEREFORE: BE IT RESOLVED as follows:

1. That the New York State Department of Public Works is hereby urgently requested to immediately close to vehicular traffic the Kensington Expressway within the limits of the Town of Cheektowaga until it is fully lighted and the right of way fully fenced and all traffic signs and signals erected and operating.

2. That the New York State Department of Public Works proceed at once to construct a pedestrian overpass of the Kensington Expressway at the end of Woodridge Avenue.

3. That the New York State Department of Public Works proceed at once to provide for such pedestrian overpasses of the New York State Thruway as are required to restore the same east - west pedestrian access as existed at Maryvale Drive and the Thruway before the bridge crossing the Thruway was appropriated for use as part of the Kensington Expressway, and

4. The Town Engineer is directed to forth with prepare the necessary maps showing the proposed location of sidewalks on the east side of Harlem Road from the apartment properties south of Maryvale Drive to the north line of the Town of Cheektowaga and to submit the same to the New York State Department of Public Works and the Erie County Commissioner of Public Works for approval of such government agencies as may be exercising jurisdiction of Harlem Road for the purposes of Section 200 a of the Town Law and this Town Board hereby committs itself, as soon as such approval has been obtained, to proceed to require the abutting property owners on the east side of Harlem Road from the apartment properties south of Maryvale Drive to the north line of the Town of Cheektowaga to install sidewalks and if they fail to do so, this Town Board will cause the same to be installed and the cost thereof assessed against the abutting properties; and

5. The Town Clerk is directed to send certified copies of this resolution to the Governor, the Albany and Buffalo Offices of the New York State Department of Public Works and to the State Senators and State Assemblymen from this area.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Councilman Wroblewski and Councilman Kaczmarek were excused from the meeting.

Item No. 40
adoption:

Supervisor Weber presented the following resolution and moved its

Item No. 40 cont'd

RESOLVED, that the Town Attorney be and he hereby is directed to oppose approval of Erie County Local Law Intro. No. 7, 1966, at a hearing scheduled to be held by County Executive Edward A. Rath on Thursday, January 19, 1967, and to file on behalf of the Town of Cheektowaga with the Hon. Hardd P. Kelly, Justice of the Supreme Court, at a special term to be held in Erie County Hall on January 20, 1967, at 2 o'clock in the afternoon of that date or on any adjourned date, objections to Erie County Local Law Intro. No. 7, 1966, and to take whatever other steps in opposition to such local law as he may at his discretion, determine proper.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 41 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the Bond Resolution adopted December 5, 1966, which was adopted subject to permissive referendum for the purpose of providing the funds required for the acquisition of approximately 20 acres of land as an addition to the present Town Hall site located at the southeast corner of Broadway and Union Road has become effective

NOW, THEREFORE; BE IT RESOLVED

That Deputy Town Attorney, Thomas E. Delahunt, proceed to acquire said land by purchase or condemnation and the Supervisor is hereby authorized to execute all papers required therefor on behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 42 Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that there shall be paid to each member of the Zoning Board of Appeals an annual salary of \$900.00 beginning January 1, 1967, in lieu of any other compensation.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 43 Councilman Trojanoski presented the following resolution and moved its adoption:

Item No. 43 cont'd

RESOLVED, that change order G-1 for the Police and Court Building, copy of which is attached, in the amount of \$674.00 in addition to the contract sum be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 44 Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that change order G-2 for the Police and Court Building, copy of which is attached, in the amount of \$300.00 in addition to the contract sum, be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 45 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that change order G-3 for the South Branch Library, copy of which is attached, in the amount of \$420.00 in addition to the contract sum, be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 5 - NAYES: - 0 - EXCUSED: - 2 - ABSENT: - 0 -

Item No. 46 Moved by Councilman Rogowski, seconded by Supervisor Weber to adjourn the meeting until Saturday, January 21st, 1967, at 11:30 a.m., E.S.T.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

ADJOURNED MEETING NO. 3

Cheektowaga, New York
January 21, 1967

Item No. 1 At an 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 on the 21st day of January, 1967, at 11:30 a.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kenneth W. Kitzinger, and Deputy Town Attorney Thomas E. Delahunt.

Supervisor Weber opened the meeting with prayer.

Item No. 2 Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, Stanley Fenske has served for more than twenty-five years in the Cheektowaga Police Department; NOW, THEREFORE,

BE IT RESOLVED, that all Patrolmen of the Town of Cheektowaga Police Department who have honorably served as such for a period of twenty-five years shall receive \$300.00 a year in addition to his regular salary, commencing with the calendar year following the calendar year in which twenty-five years of service shall have been attained.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 3 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, Carlton and Caroline Fath have requested that their application to rezone from a Residential District to a Business District property located on Rose-dale Drive, be withdrawn; NOW, THEREFORE,

BE IT RESOLVED, that the above mentioned request be granted.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE

Item No. 3 cont'd

Councilman Fath

Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 4
adoption:

Councilman Wroblewski presented the following resolution and moved its

RESOLVED, that the Building Permits approved by the Building Inspector for January 14, through January 20, 1967, be approved, with the application of A. P. Stangl, Inc. (Sun Oil Co.) to erect a service station at 3900 Union Road to be held.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 5

Communication from Foit, Baschnagel, Maharan and Albert Architects re: Municipal Swimming Pool and Bath House.

adoption:

Supervisor Weber presented the following resolution and moved its

WHEREAS, the Erie County Health Department requires authorization from the Cheektowaga Town Board for Franklin F. Foit to sign the plans, specification and application forms for Erie County approval of the Swimming Pool and Bath House; NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board approve the signature by Franklin F. Foit of the necessary submissions as requested, and be it

FURTHER RESOLVED, that the Town Clerk be directed to submit a certified copy of this resolution to Franklin F. Foit, Architect.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 6
adoption:

Councilman Kaczmarek presented the following resolution and moved its

WHEREAS, certain inequities exist in the adopted pay schedule, and

WHEREAS, the principle of Equal Pay for Equal Work should be pursued, and

WHEREAS, this Equalization Program will improve the working standards of the employees who will benefit by this adjustment; NOW, THEREFORE,

Item No. 6 cont'd

BE IT RESOLVED, that all Laborers receive \$2.83 per hour, all Equipment Operators, Class B, receive \$2.92 per hour, and Incinerator Plant Laborers receive \$2.95 per hour, and be it

FURTHER RESOLVED, that all new employees on the hourly rate start at a lower rate and be allowed the maximum rate at the end of two years.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 7 Moved by Councilman Rogowski, seconded by Councilman Wroblewski to adjourn the meeting.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 4

Cheektowaga, New York
February 1, 1967

Item No. 1 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 1st day of February, 1967, at 2:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kit-zinger, Deputy Town Attorney Delahunt, Town Engineer Bryan, Chief Kostrzewski, and Ronald R. Norman.

Rev. Mr. Kenyon Edwards, Minister of the Union Road United Church of Christ opened the meeting with prayer.

Item No. 2 This was the time and place advertised for the receiving of bids for three (3) trailers to be used as Voting Booths. Referred to the Town Board and to the Town Clerk.

Item No. 3 This was the time and place advertised for the receiving of bids for the furnishing of one (1) New 1967 Service Car, with trade-in of 1964 Chevrolet 2-door Biscayne; one (1) New Brush Chipper and one (1) New Stump Cutter. Referred to the Superintendent of Highways.

Item No. 4 This was the time and place advertised for a public hearing to consider the advisability of adopting a Sewer Ordinance.

Hearing held and closed by the Supervisor. Referred to the Deputy Town Attorney, Mr. Thomas E. Delahunt.

Item No. 5 Notice of Action from the State Traffic Commission ordering a "Stop" sign on Woodrow Place at Route 33. Referred to the Chief of Police.

Item No. 6 Notice of Action from the State Traffic Commission ordering a "Yield" sign on Andres Place at Route 33. Referred to the Chief of Police.

Item No. 7 Designation of Restricted Highway from the State Department of Public Works restricting portions of the Kensington Expressway Extension and connecting ramps, a length of nine miles in the Town of Cheektowaga. Referred to the Chief of Police.

Item No. 8 Communication from the State Traffic Commission re: Traffic Control Plan - Kensington Expressway between Eggert Road and Genesee Street. Referred to the Chief of Police.

Item No. 9 Communication from John B. Lis, Assemblyman acknowledging receipt of a resolution passed by the Town Board of January 16th, re: that portion of the Kensington Expressway in the Town of Cheektowaga and requesting a pedestrian overpass at the end of Woodridge Avenue. Referred to the Town Board.

Item No. 10 Communication from the State Department of Public Works, Albany Office, acknowledging receipt of a resolution passed by the Town Board of January 16th making three requests concerning the Kensington Expressway between Harlem Road and Genesee Street. Received and filed.

Item No. 11 Communication from Norman Zeis, Attorney-Counselor at Law representing William Daniels, Clarence, N.Y. (owner of two 2-family homes at) re: Noxious fumes emanating from sewer facilities i.e. gasoline. Referred to the Town Health Officer.

Item No. 12 Two Communications from Zacher Construction Co., Inc. complaining about the upkeep of the apartment house at owned by Robert Chambers and requesting assistance in obtaining their rights in the abuse of their property. Referred to the Town Attorney and to the Deputy Town Attorney.

Item No. 13 Communication from the Thruway Super Plaza expressing its opposition to the proposed Rail-Transfer Refuse Disposal location. Referred to the Town Board.

Item No. 14 Communication from the Walden District Taxpayers Association expressing its vigorous protest against any favorable consideration to enter into an agreement with the city of Buffalo for the purpose of disposing refuse by the Rail-Transfer Refuse Disposal method. Received and filed.

Item No. 15 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector for January 21, through January 31, 1967, be approved.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permit of the Cheektowaga Development Corporation (Mobil Oil Co.) to erect br & con blk gas station at 469 French Road; and of A. P. Stangl, Inc. (Sun Oil Co.) to erect con blk service station at 3900 Union Road be and the same hereby are approved by the Town Board.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 16 Communication from the Town Engineer re: Award of bid for one 3/4 ton pickup truck.

adoption: Councilman Wroblewski presented the following resolution and moved its

WHEREAS, bids were duly received on January 16, 1967, as the result of advertisement therefor, for one 3/4 ton pickup truck for the Disposal Plant use, and said bids were referred to the Town Engineer, for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in a letter to the Town Board, dated January 27, 1967; NOW, THEREFORE,

BE IT RESOLVED, that contract for the afore said 3/4 ton pickup truck, as recommended by the Town Engineer, be and the same hereby is awarded to Clements-Gillogly Chevrolet, Inc., at his total bid price of \$1,440.00, he being the lowest responsible bidder meeting specifications.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 17 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, emergency repairs were required at the Disposal Plant #5 in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to a total of \$1,172.01; NOW, THEREFORE,

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$880.01 and \$292.00 to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 18 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, emergency repairs were required on the sewer in front of 89 Hedwig Street and on the sewer line running from Union Road along the Scajaquada Creek and behind Cheektowaga Central School, both in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to a total of \$1,501.45; NOW, THEREFORE,

Item No. 18 cont'd

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$663.85 for the sewer at Hedwig Street, \$544.65 and 292.95 for the sewer along Scajauada Creek, to do the work and furnish the materials be approved and ordered paid.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 19 Communication from (Mrs.) Joan Mueller, Clerk-Stenographer, Town Clerk's Office requesting one year leave of absence.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, (Mrs.) Joan Mueller has requested a one year leave of absence from March 6, 1967, to March 6, 1968; NOW, THEREFORE,

BE IT RESOLVED, that the above mentioned request for one year's leave of absence be granted without pay, and be it

FURTHER RESOLVED, that Ethel Dickinson, of 36 Wanda Avenue, is hereby appointed to the vacant position of Clerk-Stenographer on a provisional basis, subject to Civil Service Examination, at an annual starting salary of \$4,100.00 with an increment of \$200 after six months of service and the further increment of \$200 at the end of one year's service in such position, effective immediately.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 20 Councilman Kaczmarek presented the following resolution and moved its adoption:

BE IT RESOLVED, that the following be hired by the Department of Recreation as Recreation Attendants at the rate of \$2.11 per hour.

Edward F. Slawinski, Jr.
Doris Domagalski
Stanley Witkowski

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

Supervisor Weber	Voting NAYE
Councilman Rogowski	Voting NAYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE

Item No. 20 cont'd

Councilman Obstarczyk
Councilman Trojanoski
Councilman Fath

Voting AYE
Voting AYE
Voting NAYE

AYES: - 4 -

NAYES: - 3 -

ABSENT: - 0 -

Item No. 21 Communication from the Niagara Frontier Transit System requesting status of their application for the use of the Kensington Expressway between Eggert and Genesee. Referred to the Town Clerk.

Item No. 22 Communication from West Seneca Central School requesting information concerning proposed subdivisions in Cheektowaga within the boundaries of their district. Referred to the Cheektowaga Planning Commission.

Item No. 23 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 1st day of February, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Harbour Drive	Surfside Parkway	Crandon Boulevard

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) Heritage Gas Lights, Model #302. Total installed cost \$1,226.76.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Councilman Rogowski
Councilman Wroblewski

Voting AYE
Voting AYE
Voting AYE

Item No. 23 cont'd

Councilman Kaczmarek
Councilman Obstarczyk
Councilman Trojanoski
Councilman Fath

Voting AYE
Voting AYE
Voting AYE
Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 3rd day of February, 1967, acting pursuant to an order and resolution adopted by the Town Board of said Town on February 1st, 1967, I posted a certified copy of said order and resolution relating to street lighting on Harbour Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on February 2nd, 1967.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

3rd day of February, 1967.

Charlotte Janiak

CHARLOTTE JANIAC
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Edward Cichon
Receives Jaycee
Service Award

do not eat a heavy meal within
three hours before you give.
The only request is that you
at 683-0059.
called, you may reach Mrs. Hout
are willing to give and are not
you are physically able. If you
are called, please say "yes" if
Spencer, and Robert Cox. If you
Kenneth Warner, Bishop, James
Clancy, Patrick Lloyd Jones,
Oleen, Daniel Chase, Edwin
White of the Messadames Herbert
the kitchen, and

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

**NOTICE OF HEARING
EXTRACTS FROM MINUTES
OF TOWN BOARD**

Street Lights — Harbour Dr.

RICHARD G. BENNETT

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st day of February, 1967, at 2:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Joseph M. Trojanoski, Councilman
Alancin M. Fath, Councilman
Michael J. Kaczmarek, Councilman
John V. Rogowski, Councilman
Joseph R. Obstarczyk, Councilman

ABSENT: -0-

Item No. 23

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 1st day of February, 1967.

Public Highway to be improved
Harbour Drive, from Surfside Pkwy. to Crandon Blvd.

**Type of Street Lighting
Installation**

Twelve (12) Heritage Gas Lights Model No. 302. Total installed cost \$1226.76.

and
WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kosminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of February, 1967, at 7:30 o'clock p.m. Eastern Standard Time.

IT IS HEREBY ORDERED

that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obstarczyk, Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, BENEDICT T. HOLTZ,

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

**NOTICE OF HEARING
EXTRACTS FROM MINUTES
OF TOWN BOARD**

Street Lights — Harbour Dr.

RICHARD G. BENNETT

and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Voting Aye
Councilman Trojanoski,

Voting Aye
Councilman Fath, Voting Aye

Councilman Kaczmarek,

Voting Aye
Councilman Rogowski,

Voting Aye
Councilman Obatarczyk,

Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, **BENEDICT T. HOLTE**,
Town Clerk of the Town herein-
after described, DO HEREBY
CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Feb. 1st, 1907, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 23, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 2nd day of February, 1907.

(seal)

BENEDICT T. HOLTE
Town Clerk

being duly sworn, deposes and says that he is the

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication FEB 9 - 67; last publication FEB 9 - 67; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 15 67, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Item No. 24 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 1st day of February, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Zoerb Avenue	Nagel Drive, east	Nantucket Drive West

TYPE OF STREET LIGHTING INSTALLATION

Twenty-six (26) Heritage Gas Lights, Model #302, dual mantle.
Total installed cost \$2,735.60.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kosminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 3rd day of February, 1967, acting pursuant to an order and resolution adopted by the Town Board of said Town on February 1st, 1967, I posted a certified copy of said order and resolution relating to street lighting on Zeeb Avenue, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on February 2nd, 1967.

BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

3rd day of February, 1967
Charlotte Janiak

CHARLOTTE JANIAK
Notary Public for the State of New York
My Commission Expires March 30, 1967

SEPTIC TANK CLEANING
calls \$2. Vic's TV, NT 4-4040
one year guarantee. Service
by higher for illuminated. Full
PICTURE TUBES \$25, slight

BUSINESS SERVICE

S. A. PALZONE AGENCY
Insurance for auto, home, busi-
ness. Mutual dividends. Im-
mediate 8% auto purchases 5
percented 4 1/2%. 78 Cowling St.
Depew, 684-0932.

WALTER SCHULTZ AGENCY
60 Burlington, Depew. Fire in-
surance, homeowner, auto
bonds, compensation. Real Es-
tate Broker. 683-4118; 683-0039

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 12th day of

February, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

**NOTICE OF HEARING
EXTRACTS FROM MINUTES
OF TOWN BOARD**
Street Lights—Zoerb Ave.

RICHARD G. BENNETT

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 1st day of February, 1967, at 2:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski,
Councilman
Joseph M. Trojanoski,
Councilman
Alancin M. Fath, Councilman
Michael J. Kaczmarek,
Councilman
John V. Rogowski, Councilman
Joseph R. Obstarczyk,
Councilman

ABSENT: -0-
* * *

Item No. 24

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 1st day of February, 1967.

Public Highway to be Improved
Zoerb Avenue from Nagel Drive East to Nantucket Drive West.

Type of Street Lighting Installation

Twenty Six (26) Heritage Gas Lights Model No. 302, dual mantle. Total installed cost \$2735.00.
and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kominski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of February, 1967, at 7:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski,
Voting Aye
Councilman Trojanoski,
Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek,
Voting Aye
Councilman Rogowski,

being duly sworn, deposed and sworn that he is the author of the foregoing

STATE OF NEW YORK
COUNTY OF ERIE

SS.:

7:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Voting Aye

Councilman Trojanoski,

Voting Aye

Councilman Fath, Voting Aye

Councilman Kaczmarek,

Voting Aye

Councilman Rogowski,

Voting Aye

Councilman Obstarczyk,

Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, BENEDICT T. HOLTE,
Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Feb. 1st, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 24, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 2nd day of February, 1967.

BENEDICT T. HOLTE
Town Clerk 19

RICHARD G. BENNETT

being duly sworn deposes and says that he is the

TOWN BOARD

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 1st day of February, 1967, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
Michael J. Kaczmarek
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: -0-

Item No. 24. Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 1st day of February, 1967.

PUBLIC HIGHWAY TO
BE IMPROVED

Name of Highway Zoerb Avenue
from Nagel Drive East to Nantucket Drive West.

TYPE OF STREET
LIGHTING INSTALLATION
Twenty Six (26) Heritage Gas
Lights Model #902, dual mantle.
Total installed cost \$2735.60.
and

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town out-

side of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
Voting AYE
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES:-7-NOES:-0-ABSENT:-0-
STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 1st 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 24, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 2nd day of February, 1967.

BENEDICT T. HOLTZ
Town Clerk (19)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week;
first publication FEB 9 - '67
last publication FEB 9 - '67;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
FEB 15 '67

day of, 19.....

Elmer M. Dzielak

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

ELEDNORE W. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Item No. 25 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, JOHN GLIAN made an application to rezone from a Residential District to a Business District the following described premises: (Southeast corner Dingsen and Harlem Road)

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, described as follows: Being part of Farm Lot 79, Township 10, Range 7 of the Buffalo Creek Indian Reservation and according to a map of Acme Land Company, Subdivision filed in Erie County Clerk's Office under Map Cover 799, are known and distinguished as parts of Sublots No. 1, 2, 3, 4, 5, 6, 7, 8 all in Block 7. Taken from Liber 5953, Page 46. To be used as a family restaurant.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on January 18, 1967, for the rezoning of the above described premises, and

WHEREAS, no one appeared in opposition to the rezoning, and

WHEREAS, the Zoning Board of Appeals has recommended the rezoning as requested, being of the opinion that the property cannot be used for residential purposes and that no one would be adversely affected by the rezoning; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

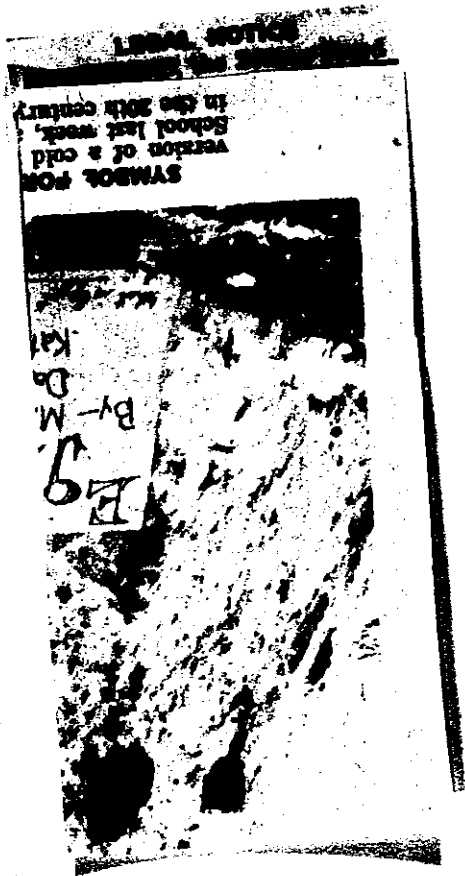
AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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



RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

LEGAL NOTICE

WHEREAS, the Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of John Ghan, 1113 Madison Rd., Cheektowaga, N.Y., for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to remove from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to remove premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

(Southeast corner
Dingens & Harten Rd.)

ALL THAT TRACT or parcel of land, situate in the Town of Cheektowaga, County of Erie and State of New York, briefly described as follows: Being part of Farm Lot 79, Township 10, Range 7 of the Buffalo Creek Indian Reservation and according to a map of Acme Land Company, Subdivision filed in Erie County Clerk's office under Map Cover 799, are known and distinguished as parts of Sublots No. 1, 2, 3, 4, 5, 6, 7, 8 all in Block 7. Taken from Liber 5653, page 49.

To be used as a family restaurant.

Dated: February 2, 1947
BENEDICT T. HOLTZ,
Town Clerk, Town of
Cheektowaga, N. Y.

Item No. 26 Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, JOSEPH CERVI made an application to rezone from a Residential District to a Business District the following described premises: (Northwest corner of French and Borden Roads) Two parcel to be rezoned.

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and the State of New York and being a part of Farm Lot 50, Township 10, Range 7 of the Buffalo Creek Reservation and more particularly described as follows: COMMENCING AT A POINT on the southeast corner of Farm Lot 50 which is also the centerline intersection of Borden and French Roads and running westerly 233.00' along the centerline of French Road to a point, which is the true point of beginning: thence continuing west along the south line of Farm Lot 50 which is also the centerline of French Road 567.00' to a point, thence northerly and at right angles to the last mentioned line a distance of 289.00' to a point in the centerline of Slate Bottom Creek, thence northwesterly at an exterior angle of 114°42'10" along the centerline of said Creek a distance of 110.01' to a point which is 335.00' north of the south line of Farm Lot 50 and the centerline of French Road, thence running north a distance of 43.38' to a point on the southwest corner of Sublot 27 of Cervi Estates Subdivision, thence running easterly at right angles and parallel with French Road and along the southerly line of Cervi Estates Subdivision a distance of 156.50' to a point on the southwest corner of Sublot 25, Cervi Estates Subdivision, thence southerly and at right angles a distance of 20.00' to a point, thence easterly and at right angles a distance of 273.67' along the southerly bank of Slate Bottom Creek to a point, thence northerly and at right angles a distance of 20' to a point on the southeast corner of Sublot 21, Cervi Estates Subdivision, thence easterly and parallel with French Road, a distance of 240.52' to a point, thence southerly and parallel with Borden Road a distance of 378.43' to the south line of Farm Lot 50 and the centerline of French Road to the place or point of beginning and containing 4.9867 acres of land may the same be more or less.

ALSO, ALL THAT TRACT OR PARCEL OF LAND TOGETHER WITH IMPROVEMENTS THEREON, situate in the Town of Cheektowaga, County of Erie and the State of New York, briefly described as follows: BEGINNING at a point in the westerly line of Borden Road 1279 feet south of the point of intersection of the north line of Farm Lot 50 with the westerly line of Borden Rd: running thence southerly along westerly line of Borden Road 179.19 feet to a point of intersection with the northerly line of French Road; then westerly along said northerly line of Borden Road a distance of 179.17 feet; running thence southerly of aforesaid Liber 5409 of Deeds at Page 554 a distance of 200 feet more or less to the point of beginning. To be used as Gas Stations and Business.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on January 18, 1967, for the rezoning of the above described premises, and

WHEREAS, no one appeared in opposition to the rezoning, and

WHEREAS, the Zoning Board of Appeals has recommended the rezoning as requested, being of the opinion that this property is not adaptable for residential use and realizing that no one would be adversely affected by the rezoning; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Donald W. Merritt, chairman, said that the Jaycees are interested in recruiting families to serve as hosts. The duties of the host family are not extensive and are far outweighed by the rewards. They will meet the visiting teacher and provide a room and meals; the same as they would for any other house guest. Their main purpose is to provide a friendly atmosphere for the guest and introduce him to everyday American life. The family is not expected to entertain their guest 24 hours a day. The Jaycees are arranging tours through local points of interest and government centers.

Be Hosts Teachers

Buffalo Chapter, on Saturday, Feb. 11th at 1:30 pm. The meeting will be held at the Niagara Branch Library, 280 Porter Ave., Buffalo.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

NOTICE
The Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Joseph Cervi, 323 North Creek Dr., Depew, N.Y., for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

(Northwest corner of
French & Borden Rds.)
Two parcels to be rezoned.

DESCRIPTIONS

ALL THAT TRACT OR PARCEL of land situate in the Town of Cheektowaga, County of Erie and the State of New York and being a part of Farm Lot 50, Township 10, Range 7 of the Buffalo Creek Reservation and more particularly described as follows:

COMMENCING AT A POINT on the southeast corner of Farm Lot 50, which is also the centerline intersection of Borden and French Roads and running westerly 233.00' along the centerline of French Road to a point, which is the true point of beginning; thence continuing west along the south line of Farm Lot 50 which is also the centerline of French Road 567.00' to a point, thence northerly and at right angles to the last mentioned line a distance of 289.00' to a point in the centerline of Slate Bottom Creek, thence northwesterly at an exterior angle of 114° 42' 10" along the centerline of said Creek a distance of 110.01' to a point which is 335.00' north of the south line of Farm Lot 50 and the centerline of French Road, thence running north a distance of 43.38' to a point on the southwest corner of Sublot 27 of Cervi Estates Subdivision, thence running easterly at right angles and parallel with French Road and along the southerly line of Cervi Estates Subdivision a distance of 156.50' to a point on the southwest corner of Sublot 25, Cervi Estates Subdivision, thence southerly and at right angles a distance of 20.00' to a point, thence easterly and at right angles a distance of 273.67' along the southerly bank of Slate Bottom Creek to a point, thence northerly and at right angles a distance of 20' to a point on the southeast corner of Sublot 21, Cervi Estates Subdivision, thence easterly and parallel with French Road, a distance of 240.52' to a point, thence southerly and parallel with Borden Road a distance of 378.43' to the south line of Farm Lot 50

STATE OF NEW YORK

COUNTY OF ERIE

lot 27 of Cerri Estates Subdivision, thence running easterly at right angles and parallel with French Road and along the southerly line of Cerri Estates Subdivision a distance of 188.89 to a point on the southwest corner of Sub-lot 25, Cerri Estates Subdivision, thence southerly and at right angles a distance of 20.00' to a point, thence easterly and at right angles a distance of 273.67' along the southerly bank of Slate Bottom Creek to a point, thence northerly and at right angles a distance of 20' to a point on the southeast corner of Sub-lot 21, Cerri Estates Subdivision, thence easterly and parallel with French Road, a distance of 240.52' to a point, thence southerly and parallel with Borden Road a distance of 578.45' to the south line of Farm Lot 50 and the centerline of French Road to the place or point of beginning and containing 4.8667 acres of land say the same be more or less.

ALSO

ALL THAT TRACT OR PARCEL OF LAND TOGETHER WITH IMPROVEMENTS THEREON, situate in the Town of Cheektowaga, County of Erie, and the State of New York, briefly described as follows: Beginning at a point in the westerly line of Borden Road 1279 feet south of the point of intersection of the north line of Farm Lot 50 with the westerly line of Borden Road; running thence southerly along westerly line of Borden Road 179.19 feet to a point of intersection with the northerly line of French Road; then westerly along said northerly line of French Road 200 feet; thence northerly on a line parallel with the westerly line of Borden Road a distance of 179.17 feet; running thence southerly of aforesaid line 5409 of Deeds at page 864 a distance of 200 feet more or less to the point of beginning. To be used as Gas Stations & Business.

Dated: February 2, 1907

BENEDICT T. KOITZ,
Town Clerk, Town of
Cheektowaga, N. Y.

Item No. 27 Communication from the Rev. Mr. Kenyon Edwards, Minister of the Union Road Church of Christ re: Resolution passed by the Cheektowaga Protestant Ministerial Association Supporting the Planning Commission's recommendations and plans. Referred to the Cheektowaga Planning Commission and to the Town Board.

Item No. 28 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, exit and entrance roads from the Kensington Expressway intersect Union Road immediately north of the Airport Plaza, where Union Road is a two-lane highway, increasing the vehicular traffic on Union Road far in excess of its capacity, and

WHEREAS, Union Road south from Genesee Street to the south line of Cheektowaga has been widened to four lanes, and

WHEREAS, Union Road north from Genesee Street is a two-lane road to the north line of Cheektowaga, and

WHEREAS, Union Road is a state highway for its entire length;

NOW, THEREFORE; BE IT RESOLVED,

That the New York State Department of Public Works is herewith requested to undertake as soon as possible, the widening of Union Road to a four lane highway from Genesee Street north to Wehrle Drive, and be it

FURTHER RESOLVED, that the Town Clerk be and he hereby is directed to forward a certified copy of this resolution to the office of the New York State Department of Public Works at Albany and to its office in the Gen. W. J. Donovan State Office Building.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 29 Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that the Comptroller, in lieu of preparing the report required by Subdivision 10 of Section 29 of the Town Law, shall as provided in Subdivision 10-a of said Section of the Town Law, submit to the Town Clerk within 60 days after the close of the fiscal year, a copy of the report to the State Comptroller required by Section 30 of the General Municipal Law, and the Town Clerk shall cause a summary of such report to be published within 10 days after receipt thereof in a form approved by the State Comptroller, in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

Item No. 30 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that permission be and hereby is granted to the New York State Electric and Gas Corporation to locate pole #246-1 with supporting guy wire on the Town Hall site as shown on the attached drawing and also to locate two 3 1/2 inch underground conduits as likewise shown on the attached drawing, which pole and conduits are required in connection with the construction of the Police and Justices Court Building and the Supervisor is authorized to execute on behalf of the Town of Cheektowaga the attached memorandum of customer ownership, and

IT IS FURTHER RESOLVED, that the Town Clerk shall furnish to the said New York State Electric and Gas Corporation a certified copy of this resolution.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 31 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, the term of Walter R. Wolniewicz, resideing at Cheektowaga, New York, as a member of the Cheektowaga Planning Commission, is due to expire on February 21, 1967, and

WHEREAS, said Walter R. Wolniewicz has fulfilled his duties as a member of the Planning Commission in a conscientious, diligent and able manner, and

WHEREAS, the continuance of his services on said Commission would appear to be to the best interest of the Town of Cheektowaga; NOW, THEREFORE,

BE IT RESOLVED, that said Walter R. Wolniewicz is hereby reappointed to a seven (7) year term as a member of the Cheektowaga Planning Commission.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 32 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the position presently held by George Burst having a payroll title of General Mechanic shall hereafter be known by the Civil Service title of Automotive Mechanic Foreman.

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

- | | |
|---------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |

Item No. 32 cont'd

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 33 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that Marian Meyer, who has held a position of Clerk at a pay rate of \$18.00 per day, hereby is appointed to the position of Clerk-Typist, which is hereby created at an annual starting salary of \$4,150 with an increment of \$200 after six months of service and the further increment of \$200 at the end of one year's service in such position.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 34 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, the residential development of the balance of vacant land in Cheektowaga would be improved by requiring the lot size in new subdivisions to be increased

NOW, THEREFORE,

BE IT RESOLVED, that a public hearing on an amendment to the Zoning Ordinance be held on the 20th day of February, 1967, at 7:30 P.M. Eastern Standard Time at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga for the purpose of considering the advisability of amending Section 12 of said Zoning Ordinance to read as follows:

Section 12

New Sub-Divisions - Residence Districts

No lot for dwelling purposes, in portions of the Town designated as "residence Districts" shall contain an area of less than 7200 square feet and no corner lot shall have a front width of less than 85 feet. No interior lot, meaning a lot other than a corner lot, shall have a front width of less than 60 feet. In subdivisions where irregular streets are laid out, the front width of an interior lot may be less than 60 feet provided that the rear width is not less than 60 feet and provided that the area of the lot is not less than 7200 square feet. All streets in new subdivisions shall be not less than 60 feet in width.

and the Town Clerk is hereby directed to publish the following Notice of Hearing in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on February 9, 1967.

Item No. 34 cont'd

NOTICE OF HEARING

TAKE NOTICE THAT the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga on the 20th day of February, 1967, to consider the advisability of amending the Zoning Ordinance of said Town by changing Section 12 thereof which now reads:

SECTION 12

NEW SUBDIVISION - RESIDENCE DISTRICTS

As Amended November 3, 1952

No lot for dwelling purposes, in portions of the Town designated as "residence districts," shall contain less than fifty (50) feet front and rear, nor less than one hundred (100) feet in depth, except that all corner lots shall have a minimum frontage of not less than seventy-five (75) feet and a minimum depth of not less than one hundred (100) feet. In subdivisions where irregular streets or building lots are laid out, the rear or front width of the lot may be less than hereinbefore specified, provided the total square feet of the lot area is not less than 5,500. The above provision shall not apply to corner lots. All streets on new subdivision maps laid out after this Ordinance becomes effective shall be not less than sixty (60) feet in width.

to read as follows:

SECTION 12

NEW SUBDIVISIONS - RESIDENCE DISTRICTS

"No lot for dwelling purposes, in portions of the Town designated as "residence districts" shall contain an area of less than 7200 square feet and no corner lot shall have a front width of less than 85 feet. No interior lot, meaning a lot other than a corner lot, shall have a front width of less than 60 feet. In subdivisions where irregular streets are laid out, the front width of an interior lot may be less than 60 feet provided that the rear width is not less than 60 feet and provided that the area of the lot is not less than 7200 square feet. All streets in new subdivisions shall be not less than 60 feet in width."

which amendment shall take effect immediately upon adoption, or at such other time as the Town Board may determine.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK.

Dated: February 1, 1967

BENEDICT T. HOLTZ
Town Clerk

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

Supervisor Weber
Councilman Rogowski

Voting AYE
Voting AYE

Item No. 34 cont'd

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

...and both interested individ-
-scheduled for last week Wednes-
-week, an early meeting was
the regular meeting night (this
-association of Towns meeting on
-be in New York City at the as-
-Because the town officials would
EARLY MEETING
point.
in Cheektowaga as the collection
when it was learned of a plot
But the garbage hit the
Board.
was first brought before the town
study was concerned, when I
ceptible, at least as far as

Garbage



...two weeks during the summer.
...can teacher in their home for
...portunity to entertain a Europ-
...latters American families the op-
...merican Host Foundation, which

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at 7:30 P.M., at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 20th day of February, 1937, to consider the advisability of amending the Zoning Ordinance of said Town by changing Section 12 thereof which now reads:

**SECTION 12
NEW SUBDIVISIONS —
RESIDENCE DISTRICTS**
As Amended

November 3, 1932.

No lot for dwelling purposes, in portions of the Town designated as "residence districts," shall contain less than fifty (50) feet front and rear, nor less than one hundred (100) feet in depth, except that all corner lots shall have a minimum frontage of not less than seventy-five (75) feet and a minimum depth of not less than one hundred (100) feet. In subdivisions where irregular streets or building lots are laid out, the rear or front width of the lot may be less than hereinbefore specified, provided the total square feet of the lot area is not less than 5,560. The above provision shall not apply to corner lots. All streets on new subdivision maps laid out after this Ordinance becomes effective shall be not less than sixty (60) feet in width.

to read as follows:

**SECTION 12
NEW SUBDIVISIONS —
RESIDENCE DISTRICTS**

"No lot for dwelling purposes, in portions of the Town designated as "residence districts" shall contain

an area of less than 7200 square feet and no corner lot shall have a front width of less than 60 feet. No interior lot, meaning a lot other than a corner lot, shall have a front width of less than 60 feet. In subdivisions where irregular streets are laid out, the front width of an interior lot may be less than 60 feet provided that the rear width is not less than 60 feet and provided that the area of the lot is not less than 7200 square feet. All streets in new subdivisions shall be not less than 60 feet in width."

which amendment shall take effect immediately upon adoption, or at such other time as the Town Board may determine.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

Dated: February 1, 1937

BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

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 9 - 67;
last publication FEB 9 - 67;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
FEB 15 67
day of, 19.....

Elegnore M. Dzielak

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

ELEGNORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
Commission Expires March 30, 1968

TAKE NOTICE THAT the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga on the 20th day of February, 1967 to consider the advisability of amending the Zoning Ordinance of said Town by changing Section 12 thereof which now reads:

**SECTION 12
NEW SUBDIVISION-RESIDENCE
DISTRICTS**

As Amended November 3, 1962

No lot for dwelling purposes, in portions of the Town designated as "residence districts," shall contain less than fifty (50) feet front and rear, nor less than one hundred (100) feet in depth, except that all corner lots shall have a minimum frontage of not less than seventy-five (75) feet and a minimum depth of not less than one hundred (100) feet. In subdivisions where irregular streets or building lots are laid out, the rear or front width of the lot may be lesser than hereinbefore specified, provided the total square feet of the lot area is not less than 5,500. The above provision shall not apply to corner lots. All streets on new subdivision maps laid out after this Ordinance becomes effective shall be not less than sixty (60) feet in width.

to read as follows:

**SECTION 12
NEW SUBDIVISION-RESIDENCE
DISTRICTS**

"No lot for dwelling purposes, in portions of the Town designated as "residence districts" shall contain an area of less than 7200 square feet and no corner lot shall have a front width of less than 85 feet. No interior lot, meaning a lot other than a corner lot, shall have a front width of less than 60 feet. In subdivisions where irregular streets are laid out, the front width of an interior lot may be less than 60 feet provided that the rear width is not less than 60 feet and provided that the area of the lot is not less than 7200 square feet. All streets in new subdivisions shall be not less than 60 feet in width."

which amendment shall take effect immediately upon adoption or at such other time as the Town Board may determine.

**BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA, ERIE COUNTY
NEW YORK.**

Dated: February 1, 1967

BENEDICT T. HOLTZ

Town Clerk

(70)

Item No. 35
adoption:

Councilman Rogowski presented the following resolution and moved its

RESOLVED, that Change Order P-1 for the Police and Court Building, copy of which is attached, in the amount of \$532.00 in addition to the contract sum, be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 36
adoption:

Supervisor Weber presented the following resolution and moved its

RESOLVED, that to eliminate all uncertainty and confusion regarding the name of the town highway which is located one block east of Harelm Road (Avenue) and runs north from Mapleview Road to Wayne Terrace and which has generally been known as Merrymont Drive, said highway is herewith named Merrymont Drive and the use of such name in the past is confirmed and ratified and the Town Clerk shall within ten days notify the Board of Assessors and Planning Board of this Town, the Erie County Clerk, and the Erie County Engineer and the United States Post Office Department thereof.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 37
the meeting.

Moved by Supervisor Weber, seconded by Councilman Obstarczyk to adjourn

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 5

Cheektowaga, New York
February 20, 1967

Item No. 1 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 20th day of February, 1967, at 7:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Town Engineer Bryan, Chief Kostrzewski, Ronald R. Norman, and Ernest Roehm.

Rev. Charles Smith, Pastor, of the Maryvale Presbyterian Church opened the meeting with prayer.

Item No. 2 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Harbour Drive	Surfside Parkway	Crandon Blvd.

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) Heritage Gas Lights, Model #302. Total installed cost \$1,226.76.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Harbour Drive	Surfside Parkway	Crandon Blvd.

Item No. 2 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) Heritage Gas Lights, Model #302. Total installed cost \$1,226.76.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 3 This was the time and place advertised for a public hearing for the installation of Heritage Gas Lights on Zoerb Avenue.

Hearing held and closed. Decision reserved until Saturday, February 25th, 1967, at 11:00 a.m., E.S.T.

Item No. 4 This was the time and place advertised for a public hearing to consider the advisability of amending Section 12 of the Zoning Ordinance, "New Subdivisions -- Residence Districts."

The hearing was held and closed by the Supervisor, and the matter was referred to the Town Board.

Communication from the Niagara Frontier Builders' Association, Inc. re: Cheektowaga Growth, 1967-1970 if no changes in lot requirements are made, and 1967-1970 if lot size increases are approved. Received and filed.

Item No. 5 Communication from the New York State Electric & Gas Corporation re: Installation of seven street lamps on Jane Drive. Received and filed.

Item No. 6 Two communications from Earl Brydges, Temporary State Senate President, and Thomas McGowan, Senator, acknowledging receipt of February 1st resolution pertaining to the widening of Union Road. Received and filed.

Item No. 7 Communication from the State Department of Public Works reporting on the commencement of preliminary plans for reconstruction of Union Road from Genesee Street north to Main Street. Received and filed.

Item No. 8 Communication from Governor Nelson A. Rockefeller acknowledging receipt of January 16th resolution concerning the Kensington Expressway. Also a statement by the Governor directing improvements. Received and filed.

Item No. 9 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a Bill has been presented to both the Senate and the Assembly of the New York State Legislature calling for the removal of a New York State Thruway Toll Barrier located at Transit Road and the relocation of the Toll Barrier known as the Williamsville Toll Barrier to a point east of Transit Road. After the relocation of this Toll Barrier the residents and commuters in the towns of Amherst, Newstead, Lancaster, Cheektowaga, and Depew as well as in the neighboring counties of Niagara and Genesee will receive Toll-Free driving privileges for the mile and a half which now has a \$.15 toll, and

WHEREAS, the above mentioned towns and counties with their fast growing commuter population are in need of and deserving of this Toll-Free transportation service; NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga shall and it hereby does approve the aforesaid removal and relocation of mentioned Toll Barriers and with this resolution urges the adoption of the aforesaid Legislation to the end that the New York State Thruway Authority may continue to give greater and more effective service to the residents, Business Enterprises, and Tourist Traffic of Western New York.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 10 Communication from Dr. Vendetti to Mr. Zeis, Attorney for William Daniels, owner of homes at _____ complaining of fumes emanating from sewer facilities, assuring Mr. Zeis the gasoline station is under daily scrutiny. Received and filed.

Item No. 11 Communication from the Shell Oil Co. commenting on letter from Mr. Zeis, Attorney, viz. a station was not recently erected and the Town Board should consider all implication of uncooperativeness as unfounded in fact. Received and filed.

Item No. 12 Communication from the Village of Depew requesting the use of eight (8) voting machines on March 21st. Referred to the Town Clerk.

Item No. 13 Communication from the Village of Depew re: Use of Voting Districts the Town of Cheektowaga uses. Referred to the Town Clerk.

Item No. 14 Communication from Dr. Vendetti re: Report of the Health Officer for January 1967. Received and filed.

Item No. 15 Communication from Mrs. Wick, requesting that the Town Board take immediate action on the un finished two-story structure adjoining her property. Referred to the Building Inspector to make a report to demolish, to be presented at the next (adjourned) meeting, Saturday, February 25th, 1967, at 11:00 a.m., E.S.T.

Item No. 16 Petition protesting the use of Walden Rail Yards for garbage. Received and filed.

Item No. 17 Communication from the Town Engineer requesting permission to send four provisional Sewage Treatment Plant Operators to a two-week course at Syracuse University. Referred to the Town Board.

Item No. 18 Communication from the Town Engineer recommending that the final plans and specifications for the Sanitation Department Garage be awarded to an architectural firm. Tabled by Councilman Obstarczyk and Councilman Trojanoski until Saturday, February 25th, 1967, at 11:00 a.m., E.S.T.

Item No. 19 Communication from the Superintendent of Highways re: Award of bids for one 1967 Service Car, one 1967 Brush Chipper, and one 1967 Stump Cutter.

WHEREAS, bids were duly received as the result of advertisement therefor on February 1, 1967, for the furnishing of the following Items for the Highway Department: One (1) New 1967 Service Car, One (1) New 1967 Brush Chipper, and One (1) New 1967 Stump Cutter as hereto attached, and

WHEREAS, said bids were referred to the Town Superintendent of Highways who has recommended award of contract of each item to the lowest bidder and states that said lowest bidder in each case met specifications; NOW, THEREFORE,

BE IT RESOLVED, that contract for the purchase of the following items be awarded to the following bidders, they being the lowest responsible bidders and their bids meet specifications:

Item No. 1

New 1967 Service Car

Mernan Chevrolet, Inc.

	1967 Chevrolet Biscayne	
	Model 15469 4-door sedan	\$2,411.97
	Less trade-in 1964 Chevrolet 2-door Biscayne	800.00
		<u>\$1,611.97</u>

Item No. 2

New 1967 Brush Chipper

A. E. Duffett Associates Inc.

Wayne Model 16T318
Trailer-Mounted
Brush Chipper

\$4,615.00

Item No. 3

New 1967 Stump Cutter

Vermeer Manufacturing Company
Stump Cutter
Total Price F.O.B.
Cheektowaga

Vermeer Model 1560

\$4,884.85

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

Supervisor Weber
Councilman Rogowski

Voting AYE
Voting AYE

Item No. 19 cont'd

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 20 Communication from the Superintendent of Highways re: Acceptance of Marie Avenue Subdivision.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of Marie Avenue Subdivision and find that they meet the specifications set forth by the Town of Cheektowaga, subject to bituminous coated pipe for storm sewers, crusher run for road base, trees planted in front of every home between sidewalk and curb within one year after homes are built, construction of paving and curbs, and sanitary and storm sewers; the subdivision including the following:

MARIE AVENUE: Commencing at Fairelm Lane, a 60 foot width street running easterly approximately 637 feet. Sublots 1 to 18 inclusive. Amended Map Cover 527.

and

WHEREAS, Contract Bond No. 197513 in the amount of \$7,644.00, dated January 26th, 1967, is on file in the Highway Department; NOW, THEREFORE,

BE IT RESOLVED, that the Marie Avenue Subdivision be accepted.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 --

Item-No. 21 Communication from the Superintendent of Highways requesting the purchase of 2 Mobile Radios and one 1967 Wheel Mounted Bituminous Paver with trade in.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways has requested the purchase of two (2) Mobile Radios and one (1) New 1967 Wheel Mounted Bituminous Paver with trade-in of 1955 Hetherington & Benner Moto Paver - Heavy Duty, Serial #297A;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the following notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on February 23, 1967:

Item No. 21 cont'd

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Standard Time, on March 6, 1967, for the furnishing of two (2) Mobile Radios and one (1) New 1967 Wheel Mounted Bituminous Paver with trade-in of 1955 Hetherington & Berner Moto Paver - Heavy Duty, Serial #297A.

Information for bidders and specifications may be obtained from Stanley R. Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

Dated: February 20, 1967.

BENEDICT T. HOLTZ
Town Clerk

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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

NOTICE
The Board of Highway Supervisors of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock PM., Eastern Standard Time, on March 6, 1967, for the furnishing of two (2) Mobile Radios and one (1) New 1967 Wheel Mounted Bituminous Paver with trade-in of 1955 Hetherington & Berner Moto Paver—Heavy Duty, Serial No. 287A.

Information for bidders and specifications may be obtained from Stanley R. By-trak, Superintendent of Highways, at his office at the Town Highway Garage, 2145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk or to the time of opening thereof.
Dated: February 20, 1967.

BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 27th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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 FEB 23 57.....;
last publication FEB 23 57.....;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 27 57..... 19.....

Eleonore M. Dziolak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Legal Notice

NOTICE TO BIDDERS

Separate sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga at a meeting thereof to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Standard Time, on March 6, 1967 for the furnishing of two (2) Mobile Radios and one (1) New 1967 Wheel Mounted Bituminous Paver with trade-in of 1955 Hetherington & Berner Moto Paver-- Heavy Duty, Serial #297A.

Information for bidders and specifications may be obtained from Stanley R. Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway), Cheektowaga, New York.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof.

Dated: February 20, 1967
BENEDICT T. HOLTZ
Town Clerk (123)

Item No. 22 Report from the Building Inspector re: Dwellings partially constructed and abandoned by building contractors. Referred to the Town Board, Town Attorney, and the Deputy Town Attorney.

Item No. 23 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector for February 1st, through February 17th, 1967, be approved.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 24 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, JAMES A. BUNN made an application to rezone from a Residential District to a Business District the following described premises: (Pine Ridge Road and Doat Street)

ALL THAT CERTAIN PIECE OR PARCEL OF LAND situate in the Town of Cheektowaga, in the County of Erie and State of New York, known and designated as Lots number 180, 181, and 182 on a certain plan of lots called "Walden" surveyed for John H. Storer by Ellsworth Bros., Surveyors, and filed in Erie County Clerk's Office under Cover No. 727 on June 10, 1904.

Premises are commonly known as No. 87 Pine Ridge Road, Cheektowaga, New York, and being the southeast corner of Pine Ridge Road and Doat Street.

Premises are 77 feet in width, front and rear, and 110 feet in depth. Premises consist of a vacant and unoccupied frame church formerly use for religious services by the Prince of Peace Lutheran Church.

To be used for the purpose of converting and remodeling the building into a "Rathskeller" or "Bavarian" type restaurant-tavern.

WHEREAS, the Zoning Board of Appeals conducted a public meeting on January 18, 1967, after proper notice to all proper parties, and

WHEREAS, sixty-one people appeared, in person, in opposition to the rezoning and a petition was presented opposing the rezoning which was signed by approximately three hundred (300) area property owners. Among the arguments presented in opposition to the rezoning was the fact that the property is in the midst of a Residential Area, would depreciate property values, would present parking problems, would present traffic problems, would tend to be detrimental on account of the nearness of Villa Maria College, would cause noise in the area and would in general create a nuisance. The Felician Sisters are opposed to the rezoning as were the Trustees of St. John Gualbert Parish and the Walden Avenue Taxpayers.

WHEREAS, the members of the Zoning Board of Appeals recommended a DENIAL of the rezoning for the reasons presented; NOW, THEREFORE,

BE IT RESOLVED, that the rezoning of the above described property from a Residential District to a Business District be DENIED.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE

Item No. 25 cont'd

- Sec. 10. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 centimeters) in any dimension.
- Sec. 11. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.
- Sec. 12. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.
- Sec. 13. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.
- Sec. 14. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.
- Sec. 15. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.
- Sec. 16. "Sewer" shall mean a pipe or conduit for carrying sewage.
- Sec. 17. "Shall" is mandatory; "May" is permissive.
- Sec. 18. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.
- Sec. 19. "Storm Drain" (sometimes termed "storm Sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.
- Sec. 20. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Town of Cheektowaga, or his authorized deputy, agent, or representative.
- Sec. 21. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.
- Sec. 22. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II

Use of Public Sewers Required

- Sec. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any human or animal excrement, garbage, or other objectionable waste.
- Sec. 2. It shall be unlawful to discharge to any natural outlet within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.
- Sec. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.
- Sec. 4. The owner of all houses, building, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby

Item No. 25 cont'd

required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

ARTICLE III

Private Sewage Disposal

- Sec. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.
- Sec. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Plumbing Inspector. The application for such permit shall be made on a form furnished by the town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Building and Plumbing Inspector. A permit and inspection fee shall be paid to the town at the time the application is filed.
- Sec. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Plumbing Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Plumbing Inspector when the work is ready for final inspection, and before any underground portions are covered.
- Sec. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any natural outlet.
- Sec. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.
- Sec. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the town.
- Sec. 7. No statement contained in this article shall be constructed to interfere with any additional requirements that may be imposed by the Health Officer.
- Sec. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bankrun gravel or dirt.

ARTICLE IV

Building Sewers and Connections

- Sec. 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Building and Plumbing Inspector.
- Sec. 2. There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the Town. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgement of the Building & Plumbing Inspector. A permit and inspection fee for a residential or commercial building sewer permit and for an industrial building sewer permit shall be paid to the town at the time the application is filed.

Item No. 25 cont'd

- Sec. 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.
- Sec. 4. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.
- Sec. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Building & Plumbing Inspector, to meet all requirements of this ordinance.
- Sec. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of practice No. 9 shall apply.
- Sec. 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.
- Sec. 8. No person shall make connection of roof downspouts, exterior foundation drains, areaway drain, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.
- Sec. 9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town, or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Plumbing and Building Inspector before installation.
- Sec. 10. The applicant for the building sewer permit shall notify the Plumbing and Building Inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Building and Plumbing Inspector or his representative.
- Sec. 11. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town.

ARTICLE V

Use of the Public Sewers

- Sec. 1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.
- Sec. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Town Engineer. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town Engineer, to a storm sewer, combined sewer, or natural outlet.

Item No. 25 cont'd

Sec. 3. No person shall discharge or cause to be discharged any of the following described waters, or wastes to any public sewers:

- (a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.
- (c) Any waters or wastes having a pH lower than (5.5), or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

Sec. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Town Engineer that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Town Engineer will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

- (a) Any liquid or vapor having a temperature higher than one hundred fifty (150°F) (65°C).
- (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150°F) (0 and 65°C).
- (c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourths (3/4) horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the Building and Plumbing Inspector.
- (d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- (e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree ^{that any such material added to the composite sewage} at the sewage treatment works exceeds the limits established by the Town Engineer for such materials.
- (f) Any waters or wastes containing phenols or other taste- or odor-producing substances, in such concentrations exceeding limits which may be established by the Town Engineer as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Town Engineer in compliance with applicable State or Federal regulations.

Item No. 25 cont'd

(h) Any waters or wastes having a pH in excess of (9.5).

(i) Materials which exert or cause:

(1) Unusual concentrations or inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).

(2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).

(3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.

(4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.

(j) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Sec. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Town Engineer, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Town Engineer may:

(a) Reject the wastes,

(b) Require pretreatment to an acceptable condition for discharge to the public sewers,

(c) Require control over the quantities and rates of discharge, and/or,

(d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this article.

If the Town Engineer permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Town Engineer, and subject to the requirements of all applicable codes, ordinances, and laws.

Sec. 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Town Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Town Engineer, and shall be located as to be readily and easily accessible for cleaning and inspection.

Sec. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Sec. 8. When required by the Town Engineer, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Town Engineer. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

Item No. 25 cont'd

- Sec. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr composites of all outfalls whereas pH's are determined from periodic grab samples.
- Sec. 10 No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Town for treatment, subject to payment therefore, by the industrial concern.

ARTICLE VI

Protection from Damage

- Sec. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VII

Powers and Authority of Inspectors

- Sec. 1. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Town Engineer or his representatives shall have no authority to inquire into processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.
- Sec. 2. While performing the necessary work on private properties referred to in Article VII, Section 1 above, the Town Engineer or duly authorized employees of the town shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the town employees and the town shall indemnify the company against loss or damage to its property by town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.
- Sec. 3. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VIII

Penalties

Item No. 25 cont'd

- Sec. 1. Any person found to be violating any provision of this ordinance except Article VI shall be served by the town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.
- Sec. 2. Any person who shall continue any violation beyond the time limit provided for in Article VIII, Section 1, shall be guilty of an offense, and on conviction thereof shall be fined in the amount not exceeding fifty (50) dollars for each violation shall continue shall be deemed a separate offense.
- Sec. 3. Any person violating any of the provisions of this ordinance shall become liable to the town for any expense, loss, or damage occasioned by the town by reason of such violation.

ARTICLE IX

Validity

- Sec. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
- Sec. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE X

Ordinance in Force

- Sec. 1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.
- Sec. 2. Passed and adopted by the Town Board of the Town of Cheektowaga, State of New York, on the 20th day of February, 1967.

(Signed) /s/ Benedict T. Holtz , Town Clerk

and be it

FURTHER RESOLVED, that the foregoing Ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, and shall be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 4th day of March, 19 67, acting pursuant to an order and resolution adopted by the Town Board of said Town on February 20th, 19 67, I posted a ~~certified~~ copy of ~~said~~ ~~resolution~~ ~~relating~~ ~~to~~ ~~the~~ ~~signing~~ ~~of~~ ~~the~~ ~~same~~ Local Ordinance No. 42 on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said Local Ordinance No. 42 ~~relating to the signing of the same~~ published in the DEPEW HERALD AND CHEEKTOWAGA and in the CHEEKTOWAGA TIMES NEWS/on February 23rd, 19 67.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

4th day of March, 19 67.

Charlotte Janiak

CHARLOTTE JANIAC
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

... install a
manhole together
necessary meters
arrangements in

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} **Herald and News** ^{Cheektowaga}

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 22nd day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 3rd day of

March, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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 20th day of Feb., 1967, at 7:30 p.m. E.S.T., there were:

- PRESENT:**
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Joseph M. Trojanoski, Councilman
Alancin M. Fath, Councilman
John V. Rogowski, Councilman
Michael J. Kaczmarek, Councilman
Joseph R. Obatareyk, Councilman

ABSENT: -0-
Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, a hearing has been duly held by this Town Board, pursuant to notice thereof duly published as required by law, concerning the matter of the adoption of Ordinance No. 42, Sewer Use Ordinance; NOW, THEREFORE,

BE IT RESOLVED, that the following Ordinance No. 42 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be and the same hereby are adopted:

**LOCAL ORDINANCE NO. 42
SEWER USE ORDINANCE
AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM(S); AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE TOWN OF CHEEKTOWAGA, COUNTY OF ERIE, STATE OF NEW YORK.**

**ARTICLE I
Definitions**

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

SEC. 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C, expressed in milligrams per liter.

SEC. 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

SEC. 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

SEC. 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

SEC. 5. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling storage, and sale of produce.

SEC. 6. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

SEC. 7. "Natural Outlet" shall mean any outlet into a water-

course, pond, ditch, lake, or other body of surface or groundwater.

SEC. 8. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

SEC. 9. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

SEC. 10. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 centimeters) in any dimension.

SEC. 11. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

SEC. 12. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

SEC. 13. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.

SEC. 14. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

SEC. 15. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

SEC. 16. "Sewer" shall mean a pipe or conduit for carrying sewage.

SEC. 17. "Shall" is mandatory; "May" is permissive.

SEC. 18. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

SEC. 19. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial water, other than unpolluted cooling water.

SEC. 20. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Town of Cheektowaga, or his authorized deputy, agent, or representative.

SEC. 21. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquid, and which are removable by laboratory filtering.

SEC. 22. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

**ARTICLE II
Use of Public Sewers Required**

SEC. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any human or

animal excrement, garbage, or other objectionable waste.

SEC. 2. It shall be unlawful to discharge to any natural outlet within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any sewage or other polluted water, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

SEC. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

SEC. 4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

**ARTICLE III
Private Sewage Disposal**

SEC. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

SEC. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Plumbing Inspector. The application for such permit shall be made on a form furnished by the town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Building and Plumbing Inspector. A permit and inspection fee shall be paid to the town at the time the application is filed.

SEC. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Plumbing Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Plumbing Inspector when the work is ready for final inspection, and before any underground portions are covered.

SEC. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

SEC. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

SEC. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the town.

SEC. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

SEC. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bank-run gravel or dirt.

**ARTICLE IV
Building Sewers and Connections**

SEC. 1. No unauthorized person shall make any

the

at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

SEC. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Building & Plumbing Inspector, to meet all requirements of this ordinance.

SEC. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of practice No. 9 shall apply.

SEC. 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

SEC. 8. No person shall make connection of roof downspouts, exterior foundation drains, area drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected

charge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

SEC. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Town Engineer. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town Engineer, to a storm sewer, combined sewer, or natural outlet.

SEC. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

(a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.

(b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.

(c) Any waters or wastes having a pH lower than (5.5), or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel or the sewage works.

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

SEC. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Town Engineer that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Town Engineer will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treat-

tended or used for the disposal of sewage.

SEC. 4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities with the sewer.

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- (b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.
- (c) Any wastes or wastes having a pH lower than (5.5), or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel of the sewage works.
- (d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and hoeshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

SEC. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Town Engineer that such wastes can harm the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Town Engineer will give consideration to such factors as the quantities of subject wastes in relation to flows and capacities in the sewers, material of construction of the sewer, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

- (a) Any liquid or vapor having a temperature higher than one hundred fifty (150) °F (65°C)
- (b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) °F (0 and 65°C)
- (c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourth (¾) horsepower (0.76 hp metric) or greater shall be subject to the review and approval of the Building and Plumbing Inspector.
- (d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.
- (e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that

any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Town Engineer for such materials.

(f) Any waters or wastes containing phenols or other taste- or odor-producing substances, in such concentrations exceeding limits which may be established by the Town Engineer as necessary, after treatment of the composite sewage to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Town Engineer in compliance with applicable State or Federal regulations.

(h) Any waters or wastes having a pH in excess of (9.5).

(i) Materials which exert or cause:

- (1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fuller earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).
- (2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).
- (3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.
- (4) Unusual volume of flow or concentration of wastes constituting "surge" as defined herein.
- (5) Waters or wastes containing substances which are amenable to treatment or reduction by the sewage treatment process employed, but are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

SEC. 5. If any wastes or wastes are discharged, or are proposed to be discharged to the public sewers, which wastes contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Town Engineer, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Town Engineer may:

- (a) Reject the wastes,
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers,
- (c) Require control over the quantities and rates of discharge, and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this article.

If the Town Engineer permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Town Engineer, and subject to the requirements of all applicable codes, ordinances, and laws.

SEC. 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Town Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Town Engineer, and shall be located as to be readily and easily accessible for cleaning and inspection.

SEC. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

SEC. 8. When required by the Town Engineer, the owner of any property serviced by a building sewer carrying

to be safe and accessible at all times.

SEC. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr composites of all outfalls whereas pH's are determined from periodic grab samples.)

SEC. 10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Town for treatment, subject to payment therefore, by the industrial concern.

ARTICLE VI

Protection from Damage
SEC. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VII

Powers and Authority of Inspectors
SEC. 1. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Town Engineer or his representatives shall have no authority to inquire into processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

SEC. 2. While performing the necessary work on private properties referred to in Article VII, Section 1 above, the Town Engineer or duly authorized employees of the town shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the town employees and the town shall indemnify the company against loss or damage to its property by town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.

SEC. 3. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VIII

Penalties
SEC. 1. Any person found to

be violating any provision of this ordinance except Article VI shall be served by the town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

SEC. 2. Any person who shall continue any violation beyond the time limit provided for in Article VIII, Section 1, shall be guilty of an offense, and on conviction thereof shall be fined in the amount not exceeding fifty (50) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

SEC. 3. Any person violating any of the provisions of this ordinance shall become liable to the town for any expense, loss, or damage occasioned by the town by reason of such violation.

ARTICLE IX

Validity
SEC. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.
SEC. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE X

Ordinance in Force
SEC. 1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.
SEC. 2. Passed and adopted by the Town Board of the Town of Cheektowaga, State of New York on the 20th day of February, 1987.

(Signed)
BENEDICT T. HOLTZ,
Town Clerk

and be it
FURTHER RESOLVED, that the foregoing Ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, and shall be published in the CHEEKTOWAGA NEWS AND CHEEKTOWAGA NEWS TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof shall be posted on the sign-board maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanski, Voting Aye
Councilman Fath, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Kacmarek, Voting Aye
Councilman Obataczyk, Voting Aye

Ayes 7; Noes 0; Absent 0

Legal Notice

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 20th day of Feb., 1967, at 7:30 p.m. E.S.T., there were:

PRESENT:
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Joseph M. Trojanoski, Councilman
Alancin M. Fath, Councilman
John V. Rogowski, Councilman
Michael J. Kaczmarek, Councilman
Joseph R. Obstarczyk, Councilman

ABSENT: -0-
Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, a hearing has been duly held by this Town Board, pursuant to notice thereof duly published as required by law, concerning the matter of the adoption of Ordinance No. 42, Sewer Use Ordinance; NOW, THEREFORE,

BE IT RESOLVED, that the following Ordinance No. 42 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be and the same hereby adopted:

**LOCAL ORDINANCE NO. 42
SEWER USE ORDINANCE
AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WASTES INTO THE PUBLIC SEWERS SYSTEM(S), AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF IN THE TOWN OF CHEEKTOWAGA, COUNTY OF ERIE, STATE OF NEW YORK.**

ARTICLE I Definitions

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

Sec. 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20 degrees C, expressed in milligrams per liter.

Sec. 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

Sec. 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

Sec. 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

Sec. 5. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce.

Sec. 6. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

Sec. 7. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

Sec. 8. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

Sec. 9. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

Sec. 10. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow conditions normally prevailing in public sewers, with no particle greater than one-half (1/2) inch (1.27 cen-

timeters) in any dimension.

Sec. 11. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

Sec. 12. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

Sec. 13. "Sewage" shall mean a combination of the water-carried water from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as maybe present.

Sec. 14. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Sec. 15. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

Sec. 16. "Sewer" shall mean a pipe or conduit for carrying sewage.

Sec. 17. "Shall" is mandatory; "May" is permissive.

Sec. 18. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

Sec. 19. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

Sec. 20. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Town of Cheektowaga, or his authorized deputy, agent, or representative.

Sec. 21. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

Sec. 22. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II Use of Public Sewers Required

Sec. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any human or animal excrement, garbage, or other objectionable waste.

Sec. 2. It shall be unlawful to discharge to any natural outlet within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

Sec. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Sec. 4. The owner of all houses buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

ARTICLE III Private Sewage Disposal

Sec. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

Sec. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Plumbing Inspector. The application for such permit shall be made on a form furnished by the town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Building and Plumbing Inspector. A permit and inspection fee shall be paid to the town at the time the application is filed.

Sec. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Plumbing Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Plumbing Inspector when the work is ready for final inspection, and before any underground portions are covered.

Sec. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

Sec. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

Sec. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the town.

Sec. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

Sec. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bankrun gravel or dirt.

ARTICLE IV Building Sewers and Connections

Sec. 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Building and Plumbing Inspector.

Sec. 2. There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the Town. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Building & Plumbing Inspector. A permit and inspection fee for a residential or commercial building sewer permit and for an industrial building sewer permit shall be paid to the town at the time the application is filed.

Sec. 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 4. A separate and independent building sewer shall be provided for every building; except where one building stands

at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Sec. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Building & Plumbing Inspector, to meet all requirements of this ordinance.

Sec. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, laying of the pipe, joining, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town. In the absence of code provisions, the materials and procedures shall be appropriate specifications of A.S.T.M. and W.P.C.F. Manual of Practice No. 9.

Sec. 7. Whenever a building sewer shall be installed below the basement floor level of buildings in which a drain is too low to permit flow to the public sewer, a sanitary sewage disposal system shall be installed and approved by the Building and Plumbing Inspector.

Sec. 8. No connection shall be made between an exterior building sewer and any way drained to the surface of the building.

Sec. 9. The Building and Plumbing Inspector shall have the right to require the owner to comply with the rules and regulations of the town or the State of New York, A.S.T.M. and W.P.C.F. Manual of Practice No. 9.

Sec. 10. All connections shall be made tight and water-tight, and shall be approved by the Building and Plumbing Inspector.

Sec. 11. The applicant for a building sewer permit shall notify the Plumbing and Building Inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Building and Plumbing Inspector or his representative.

Sec. 12. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town.

ARTICLE V Use of the Public Sewers

Sec. 1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

Sec. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Town Engineer. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town Engineer, to a storm sewer, combined sewer, or natural outlet.

Sec. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewer:

(a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.

Notice

regular meeting of the Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the Town of Cheektowaga on the 7th of Feb., 1967, at 7:30 P.M., there were:

- W. Weber, Supervisor
- W. Wroblewski, Councilman
- A. Trojanski, Councilman
- M. Fath, Councilman
- R. Rogowski, Councilman
- J. Kaczmarek, Councilman
- M. Obstarczyk, Councilman

W. Rogowski presented following resolution and its adoption:

RESOLVED, that the following Ordinance No. 42 of the Town of Cheektowaga, Erie County, New York, be the same hereby adopted:

ORDINANCE NO. 42 FOR USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, AND DISPOSAL OF WASTE AND WASTEWATER INTO THE PUBLIC SEWER SYSTEM(S), PROVIDING PENALTIES THEREFOR IN THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, STATE OF NEW YORK.

ARTICLE I Definitions

In the context specifically otherwise, the meanings used in this ordinance shall be as follows:

"BOD" (denoting Bio-Oxygen Demand) shall mean the quantity of oxygen utilized in biochemical oxidation of matter under standard procedure in five (5) degrees C, expressed in grams per liter.

"Building Drain" shall mean that part of the lowest horizontal pipe of a drainage system which carries the discharge of waste, and other drains, inside the walls of the building and conveys it to the sewer, beginning five (5) feet outside the inner building wall.

"Building Sewer" shall mean an extension from the building to the public sewer place of disposal.

"Combined Sewer" shall mean a sewer receiving storm runoff and sewage.

"Garbage" shall mean refuse from the domestic preparation, and dispensing of food, the handling, storage, or produce.

"Industrial Wastes" shall mean the liquid wastes from industrial manufacturing, trade, or business as distinct from sanitary sewage.

"Natural Outlet" shall mean an outlet into a water pond, ditch, lake, or stream of surface or ground-

"Person" shall mean an individual, firm, company, partnership, society, corporation.

"pH" shall mean the negative logarithm of the reciprocal of the concentration of hydrogen ions in liter of solution.

"Properly Shredded" shall mean the waste material, after preparation, cooking, or sing of food that have been reduced to such a degree that the flow conditions prevailing in public sewer shall have no particle greater than 1/2 inch (1.27 centimeters) in any dimension.

Sec. 11. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

Sec. 12. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

Sec. 13. "Sewage" shall mean a combination of the water-carried water from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.

Sec. 14. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

Sec. 15. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

Sec. 16. "Sewer" shall mean a pipe or conduit for carrying sewage.

Sec. 17. "Shall" is mandatory; "May" is permissive.

Sec. 18. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration of any given constituent or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

Sec. 19. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

Sec. 20. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Town of Cheektowaga, or his authorized deputy, agent, or representative.

Sec. 21. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

Sec. 22. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II Use of Public Sewers Required

Sec. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any human or animal excrement, garbage, or other objectionable waste.

Sec. 2. It shall be unlawful to discharge to any natural outlet within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

Sec. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

Sec. 4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

ARTICLE III Private Sewer Disposal

Sec. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

Sec. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Plumbing Inspector. The application for such permit shall be made on a form furnished by the town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Building and Plumbing Inspector. A permit and inspection fee shall be paid to the town at the time the application is filed.

Sec. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Plumbing Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Plumbing Inspector when the work is ready for final inspection, and before any underground portions are covered.

Sec. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

Sec. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tank, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

Sec. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times; at no expense to the town.

Sec. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

Sec. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bankrun gravel or dirt.

ARTICLE IV Building Sewers and Connections

Sec. 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Building and Plumbing Inspector.

Sec. 2. There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the Town. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Building & Plumbing Inspector. A permit and inspection fee for a residential or commercial building sewer permit and for an industrial building sewer permit shall be paid to the town at the time the application is filed.

Sec. 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

Sec. 4. A separate and independent building sewer shall be provided for every building; except where one building stands

at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

Sec. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Building & Plumbing Inspector, to meet all requirements of this ordinance.

Sec. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of practice No. 9 shall apply.

Sec. 7. Whenever possible, a building sewer shall be located to the building at an elevation below the basement floor. In buildings in which the basement drain is too low to permit the flow to the public sewer, the sanitary sewage carried by the building drain shall be conveyed by an approved means and recharged to the building sewer.

Sec. 8. No person shall make connection of roof downspouts, exterior foundation drains, or surface drains, or other surface runoff or groundwaters to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

Sec. 9. The connection of a building sewer to the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town, or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gas-tight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Plumbing and Building Inspector before installation.

Sec. 10. The applicant for the building sewer permit shall notify the Plumbing and Building Inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Building and Plumbing Inspector or his representative.

Sec. 11. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town.

ARTICLE V Use of the Public Sewers

Sec. 1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncontaminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

Sec. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Town Engineer. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town Engineer, to a storm sewer, combined sewer, or natural outlet.

Sec. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

- (a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.
- (b) Any waste containing toxic or corrosive solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a health hazard to humans or animals, create a public nuisance, or create a hazard in the receiving waters of the sewage treatment plant, including but not limited to: (1) any waste in excess of two (2) percent as CN in the waste as charged to the public sewer.
- (c) Any waters or wastes having a pH lower than (6.5) or having any other corrosive property capable of causing a hazard to structures or equipment used in sewage works.
- (d) Solid or dissolved material in quantities or concentrations capable of causing a hazard to the flow of sewage, or interference with the operation of the sewer, such as: (1) any waste having a specific gravity greater than (1.05) or having a viscosity greater than (100) centipoise.
- (e) Any waste having a temperature higher than one hundred fifty (150) degrees (65 degrees C).
- (f) Any waste or water containing fat, wax, grease, or other material which will cause an excess of one hundred (100) mg/l or exceeding one (1) percent of total suspended solids in the sewage, or which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) degrees (0 and 65 degrees C).
- (g) Any garbage that has not been properly shredded and installation and operation of any garbage grinder equipped with a motor of three-horsepower (3/4 horsepower (0.75 horsepower) or greater shall be subject to the review and approval of the Building and Plumbing Inspector.
- (h) Any waters or wastes containing strong acid and pickling wastes, or concentrated plating solutions whether neutralized or not.
- (i) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Town Engineer for such materials.
- (j) Any waters or wastes containing phenols or other taste- or odor-producing substances, in such concentrations exceeding limits which may be established by the Town Engineer as necessary, after treatment of the composite sewage, to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.
- (k) Any radioactive wastes or isotopes of such half-life or

concentration as may exceed limits established by the Town Engineer in compliance with applicable State or Federal regulations.

(h) Any waters or wastes having a pH in excess of (9.5).
(i) Materials which exert or cause:

(1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).

(2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).

(3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.

(4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.

(j) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

Sec. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgement of the Town Engineer, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Town Engineer may:

- (a) Reject the wastes.
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers.
- (c) Require control over the quantities and rates of discharge, and /or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this article.

If the Town Engineer permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Town Engineer, and subject to the requirements of all applicable codes, ordinances, and laws.

Sec. 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Town Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Town Engineer, and shall be located as to be readily and easily accessible for cleaning and inspection.

Sec. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

Sec. 8. When required by the Town Engineer, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Town Engineer. The manhole shall be installed by the owner at his expense, and shall be maintained by him

so as to be safe and accessible at all times.

Sec. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr composites of all outfalls whereas pH's are determined from periodic grab samples.)

Sec. 10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Town for treatment, subject to payment therefore, by the industrial concern.

ARTICLE VI

Protection from Damage

Sec. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VII

Powers and Authority of Inspectors

Sec. 1. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Town Engineer or his representatives shall have no authority to inquire into processes including metallurgical, chemical, oil; refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

Sec. 2. While performing the necessary work on private properties referred to in Article VII, Section 1 above, the Town Engineer or duly authorized employees of the town shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the town employees and the town shall indemnify the company against loss or damage to its property by town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.

Sec. 3. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion

of the sewage works lying within said easement. All entry and subsequent work, if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VIII

penalties

Sec. 1. Any person found to be violating any provision of this ordinance except Article VI shall be served by the town with written notice stating the nature of the violation providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

Sec. 2. Any person who shall continue any violation beyond the time limit provided for in Article VIII, Section 1, shall be guilty of an offense, and on conviction thereof shall be fined in the amount not exceeding fifty (50) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

Sec. 3. Any person violating any of the provisions of this ordinance shall become liable to the town for any expense, loss, or damage occasioned by the town by reason of such violation.

ARTICLE IX

Validity

Sec. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Sec. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE X

Ordinance in Force

Sec. 1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

Sec. 2. Passed and adopted by the Town Board of the Town of Cheektowaga, State of New York on the 20th day of Feb. 1967.
Benedict T. Holtz,
Town Clerk

and be it

FURTHER RESOLVED, that the foregoing Ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, and shall be published in the Depew Herald and Cheektowaga News and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof shall be posted on the sign-board maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE

AYES 7 - NOES 0 - ABSENT 0

(23)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
first publication FEB 23 1917;
last publication FEB 23 17;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 27 1917, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1917

LEGAL

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 20th day of Feb., 1967, at 7:30 p.m. E.S.T., there were:

PRESENT:
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Joseph M. Trojanoski, Councilman
Alancin M. Fath, Councilman
John V. Rogowski, Councilman
Michael J. Kaczmarek, Councilman
Joseph R. Obstarczyk, Councilman

ABSENT: - 0 -
Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, a hearing has been duly held by this Town Board, pursuant to notice thereof duly published as required by law, concerning the matter of the adoption of Ordinance No. 42, Sewer Use Ordinance; NOW, THEREFORE,

BE IT RESOLVED, that the following Ordinance No. 42 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be and the same hereby are adopted:

**LOCAL ORDINANCE NO. 42
SEWER USE ORDINANCE**
AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM(S); AND PROVIDING PENALTIES FOR VIOLATIONS THEREOF: IN THE TOWN OF CHEEKTOWAGA, COUNTY OF ERIE, STATE OF NEW YORK.

ARTICLE I Definitions

Unless the context specifically indicates otherwise, the meaning of terms used in this ordinance shall be as follows:

SEC. 1. "BOD" (denoting Biochemical Oxygen Demand) shall mean the quantity of oxygen utilized in the biochemical oxidation of organic matter under standard laboratory procedure in five (5) days at 20°C, expressed in milligrams per liter.

SEC. 2. "Building Drain" shall mean that part of the lowest horizontal piping of a drainage system which receives the discharge from soil, waste, and other drainage pipes inside the walls of the building and conveys it to the building sewer, beginning five (5) feet (1.5 meters) outside the inner face of the building wall.

SEC. 3. "Building Sewer" shall mean the extension from the building drain to the public sewer or other place of disposal.

SEC. 4. "Combined Sewer" shall mean a sewer receiving both surface runoff and sewage.

SEC. 5. "Garbage" shall mean solid wastes from the domestic and commercial preparation, cooking, and dispensing of food, and from the handling, storage, and sale of produce.

SEC. 6. "Industrial Wastes" shall mean the liquid wastes from industrial manufacturing processes, trade, or business as distinct from sanitary sewage.

SEC. 7. "Natural Outlet" shall mean any outlet into a watercourse, pond, ditch, lake, or other body of surface or groundwater.

SEC. 8. "Person" shall mean any individual, firm, company, association, society, corporation, or group.

SEC. 9. "pH" shall mean the logarithm of the reciprocal of the weight of hydrogen ions in grams per liter of solution.

SEC. 10. "Properly Shredded Garbage" shall mean the wastes from the preparation, cooking, and dispensing of food that have been shredded to such a degree that all particles will be carried freely under the flow

conditions normally prevailing in public sewers, with no particle greater than one-half (½) inch (1.27 centimeters) in any dimension.

SEC. 11. "Public Sewer" shall mean a sewer in which all owners of abutting properties have equal rights, and is controlled by public authority.

SEC. 12. "Sanitary Sewer" shall mean a sewer which carries sewage and to which storm, surface, and groundwaters are not intentionally admitted.

SEC. 13. "Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface, and stormwaters as may be present.

SEC. 14. "Sewage Treatment Plant" shall mean any arrangement of devices and structures used for treating sewage.

SEC. 15. "Sewage Works" shall mean all facilities for collecting, pumping, treating, and disposing of sewage.

SEC. 16. "Sewer" shall mean a pipe or conduit for carrying sewage.

SEC. 17. "Shall" is mandatory; "May" is permissive.

SEC. 18. "Slug" shall mean any discharge of water, sewage, or industrial waste which in concentration or in quantity of flow exceeds for any period of duration longer than fifteen (15) minutes more than five (5) times the average twenty-four (24) hour concentration or flows during normal operation.

SEC. 19. "Storm Drain" (sometimes termed "storm sewer") shall mean a sewer which carries storm and surface waters and drainage, but excludes sewage and industrial wastes, other than unpolluted cooling water.

SEC. 20. "Superintendent" shall mean the (Superintendent of Sewage Works and/or of Water Pollution Control) of the Town of Cheektowaga, or his authorized deputy, agent, or representative.

SEC. 21. "Suspended Solids" shall mean solids that either float on the surface of, or are in suspension in water, sewage, or other liquids, and which are removable by laboratory filtering.

SEC. 22. "Watercourse" shall mean a channel in which a flow of water occurs, either continuously or intermittently.

ARTICLE II Use of Public Sewers Required

SEC. 1. It shall be unlawful for any person to place, deposit, or permit to be deposited in any unsanitary manner on public or private property within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any human or animal excrement, garbage, or other objectionable waste.

SEC. 2. It shall be unlawful to discharge to any natural outlet within the Town of Cheektowaga, or in any area under the jurisdiction of said town, any sewage or other polluted waters, except where suitable treatment has been provided in accordance with subsequent provisions of this ordinance.

SEC. 3. Except as hereinafter provided, it shall be unlawful to construct or maintain any privy, privy vault, septic tank, cesspool, or other facility intended or used for the disposal of sewage.

SEC. 4. The owner of all houses, buildings, or properties used for human occupancy, employment, recreation, or other purposes, situated within the town and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary or combined sewer of the Town, is hereby required at his expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions

of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within one hundred (100) feet (30.5 meters) of the property line.

ARTICLE III

Private Sewage Disposal

SEC. 1. Where a public sanitary or combined sewer is not available under the provisions of Article II, Section 4, the building sewer shall be connected to a private sewage disposal system complying with the provisions of this article.

SEC. 2. Before commencement of construction of a private sewage disposal system the owner shall first obtain a written permit signed by the Plumbing Inspector. The application for such permit shall be made on a form furnished by the town, which the applicant shall supplement by any plans, specifications, and other information as are deemed necessary by the Building and Plumbing Inspector. A permit and inspection fee shall be paid to the town at the time the application is filed.

SEC. 3. A permit for a private sewage disposal system shall not become effective until the installation is completed to the satisfaction of the Plumbing Inspector. He shall be allowed to inspect the work at any stage of construction and, in any event, the applicant for the permit shall notify the Plumbing Inspector when the work is ready for final inspection, and before any underground portions are covered.

SEC. 4. The type, capacities, location, and layout of a private sewage disposal system shall comply with all recommendations of the Department of Public Health of the State of New York. No septic tank or cesspool shall be permitted to discharge to any natural outlet.

SEC. 5. At such time as a public sewer becomes available to a property served by a private sewage disposal system, as provided in Article III, Section 4, a direct connection shall be made to the public sewer in compliance with this ordinance, and any septic tanks, cesspools, and similar private sewage disposal facilities shall be abandoned and filled with suitable material.

SEC. 6. The owner shall operate and maintain the private sewage disposal facilities in a sanitary manner at all times, at no expense to the town.

SEC. 7. No statement contained in this article shall be construed to interfere with any additional requirements that may be imposed by the Health Officer.

SEC. 8. When a public sewer becomes available, the building sewer shall be connected to said sewer within sixty (60) days and the private sewage disposal system shall be cleaned of sludge and filled with clean bank-run gravel or dirt.

ARTICLE IV Building Sewers and Connections

SEC. 1. No unauthorized person shall uncover, make any connections with or opening into, use, alter, or disturb any public sewer or appurtenance thereof without first obtaining a written permit from the Building and Plumbing Inspector.

SEC. 2. There shall be two (2) classes of building sewer permits: (a) for residential and commercial service, and (b) for service to establishments producing industrial wastes. In either case, the owner or his agent shall make application on a special form furnished by the Town. The permit application shall be supplemented by any plans, specifications, or other information considered pertinent in the judgment of the Building and Plumbing Inspector. A permit and inspection fee for a residential or commercial

building sewer permit and for an industrial building sewer permit shall be paid to the town at the time the application is filed.

SEC. 3. All costs and expense incident to the installation and connection of the building sewer shall be borne by the owner. The owner shall indemnify the town from any loss or damage that may directly or indirectly be occasioned by the installation of the building sewer.

SEC. 4. A separate and independent building sewer shall be provided for every building; except where one building stands at the rear of another on an interior lot and no private sewer is available or can be constructed to the rear building through an adjoining alley, court, yard, or driveway, the building sewer from the front building may be extended to the rear building and the whole considered as one building sewer.

SEC. 5. Old building sewers may be used in connection with new buildings only when they are found, on examination and test by the Building & Plumbing Inspector, to meet all requirements of this ordinance.

SEC. 6. The size, slope, alignment, materials of construction of a building sewer, and the methods to be used in excavating, placing of the pipe, jointing, testing, and backfilling the trench, shall all conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town. In the absence of code provisions or in amplification thereof, the materials and procedures set forth in appropriate specifications of the A.S.T.M. and W.P.C.F. Manual of practice No. 9 shall apply.

SEC. 7. Whenever possible, the building sewer shall be brought to the building at an elevation below the basement floor. In all buildings in which any building drain is too low to permit gravity flow to the public sewer, sanitary sewage carried by such building drain shall be lifted by an approved means and discharged to the building sewer.

SEC. 8. No person shall make connection of roof downspouts, exterior foundation drains, area-ways drains, or other sources of surface runoff or groundwater to a building sewer or building drain which in turn is connected directly or indirectly to a public sanitary sewer.

SEC. 9. The connection of the building sewer into the public sewer shall conform to the requirements of the building and plumbing code or other applicable rules and regulations of the town, or the procedures set forth in appropriate specifications of the A.S.T.M. and the W.P.C.F. Manual of Practice No. 9. All such connections shall be made gastight and watertight. Any deviation from the prescribed procedures and materials must be approved by the Plumbing and Building Inspector before installation.

SEC. 10. The applicant for the building sewer permit shall notify the Plumbing and Building Inspector when the building sewer is ready for inspection and connection to the public sewer. The connection shall be made under the supervision of the Building and Plumbing Inspector or his representative.

SEC. 11. All excavations for building sewer installation shall be adequately guarded with barricades and lights so as to protect the public from hazard. Streets, sidewalks, parkways, and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the town.

ARTICLE V

Use of the Public Sewers

SEC. 1. No person shall discharge or cause to be discharged any stormwater, surface water, groundwater, roof runoff, subsurface drainage, uncon-

taminated cooling water, or unpolluted industrial process waters to any sanitary sewer.

SEC. 2. Stormwater and all other unpolluted drainage shall be discharged to such sewers as are specifically designated as combined sewers or storm sewers, or to a natural outlet approved by the Town Engineer. Industrial cooling water or unpolluted process waters may be discharged, on approval of the Town Engineer, to a storm sewer, combined sewer, or natural outlet.

SEC. 3. No person shall discharge or cause to be discharged any of the following described waters or wastes to any public sewers:

(a) Any gasoline, benzene, naphtha, fuel oil, or other flammable or explosive liquid, solid, or gas.

(b) Any waters or wastes containing toxic or poisonous solids, liquids, or gases in sufficient quantity, either singly or by interaction with other wastes, to injure or interfere with any sewage treatment process, constitute a hazard to humans or animals, create a public nuisance, or create any hazard in the receiving waters of the sewage treatment plant, including but not limited to cyanides in excess of two (2) mg/l as CN in the wastes as discharged to the public sewer.

(c) Any waters or wastes having a pH lower than (5.5), or having any other corrosive property capable of causing damage or hazard to structures, equipment, and personnel or the sewage works.

(d) Solid or viscous substances in quantities or of such size capable of causing obstruction to the flow in sewers, or other interference with the proper operation of the sewage works such as, but not limited to, ashes, cinders, sand, mud, straw, shavings, metal, glass, rags, feathers, tar, plastics, wood, underground garbage, whole blood, paunch manure, hair and fleshings, entrails and paper dishes, cups, milk containers, etc. either whole or ground by garbage grinders.

SEC. 4. No person shall discharge or cause to be discharged the following described substances, materials, waters, or wastes if it appears likely in the opinion of the Town Engineer that such wastes can harm either the sewers, sewage treatment process, or equipment, have an adverse effect on the receiving stream, or can otherwise endanger life, limb, public property, or constitute a nuisance. In forming his opinion as to the acceptability of these wastes, the Town Engineer will give consideration to such factors as the quantities of subject wastes in relation to flows and velocities in the sewers, materials of construction of the sewers, nature of the sewage treatment process, capacity of the sewage treatment plant, degree of treatability of wastes in the sewage treatment plant, and other pertinent factors. The substances prohibited are:

(a) Any liquid or vapor having a temperature higher than one hundred fifty (150) °F (65°C)

(b) Any water or waste containing fats, wax, grease, or oils, whether emulsified or not, in excess of one hundred (100) mg mg/l or containing substances which may solidify or become viscous at temperatures between thirty-two (32) and one hundred fifty (150) °F (0 and 65°C)

(c) Any garbage that has not been properly shredded. The installation and operation of any garbage grinder equipped with a motor of three-fourth (¾) horsepower (0.75 hp metric) or greater shall be subject to the review and

approval of the Building and Plumbing Inspector.

(d) Any waters or wastes containing strong acid iron pickling wastes, or concentrated plating solutions whether neutralized or not.

(e) Any waters or wastes containing iron, chromium, copper, zinc, and similar objectionable or toxic substances; or wastes exerting an excessive chlorine requirement, to such degree that any such material received in the composite sewage at the sewage treatment works exceeds the limits established by the Town Engineer for such materials.

(f) Any waters or wastes containing phenols or other taste or odor-producing substances, in such concentrations exceeding limits which may be established by the Town Engineer as necessary, after treatment of the composite sewage to meet the requirements of the State, Federal, or other public agencies of jurisdiction for such discharge to the receiving waters.

(g) Any radioactive wastes or isotopes of such half-life or concentration as may exceed limits established by the Town Engineer in compliance with applicable State or Federal regulations.

(h) Any waters or wastes having a pH in excess of (9.5).

(i) Materials which exert or cause:

(1) Unusual concentrations of inert suspended solids (such as, but not limited to, Fullers earth, lime slurries, and lime residues) or of dissolved solids (such as, but not limited to, sodium chloride and sodium sulfate).

(2) Excessive discoloration (such as, but not limited to, dye wastes and vegetable tanning solutions).

(3) Unusual BOD, chemical oxygen demand, or chlorine requirements in such quantities as to constitute a significant load on the sewage treatment works.

(4) Unusual volume of flow or concentration of wastes constituting "slugs" as defined herein.

(j) Waters or wastes containing substances which are not amenable to treatment or reduction by the sewage treatment processes employed, or are amenable to treatment only to such degree that the sewage treatment plant effluent cannot meet the requirements of other agencies having jurisdiction over discharge to the receiving waters.

SEC. 5. If any waters or wastes are discharged, or are proposed to be discharged to the public sewers, which waters contain the substances or possess the characteristics enumerated in Section 4 of this Article, and which in the judgment of the Town Engineer, may have a deleterious effect upon the sewage works, processes, equipment, or receiving waters, or which otherwise create a hazard to life or constitute a public nuisance, the Town Engineer may:

- (a) Reject the wastes,
- (b) Require pretreatment to an acceptable condition for discharge to the public sewers,
- (c) Require control over the quantities and rates of discharge, and/or
- (d) Require payment to cover the added cost of handling and treating the wastes not covered by existing taxes or sewer charges under the provisions of Section 10 of this article.

If the Town Engineer permits the pretreatment or equalization of waste flows, the design and installation of the plants and equipment shall be subject to the review and approval of the Town Engineer, and subject to

the requirements of all applicable codes, ordinances, and laws.

SEC. 6. Grease, oil, and sand interceptors shall be provided when, in the opinion of the Town Engineer, they are necessary for the proper handling of liquid wastes containing grease in excessive amounts, or any flammable wastes, sand or other harmful ingredients; except that such interceptors shall not be required for private living quarters or dwelling units. All interceptors shall be of a type and capacity approved by the Town Engineer, and shall be located as to be readily and easily accessible for cleaning and inspection.

SEC. 7. Where preliminary treatment or flow-equalizing facilities are provided for any waters or wastes, they shall be maintained continuously in satisfactory and effective operation by the owner at his expense.

SEC. 8. When required by the Town Engineer, the owner of any property serviced by a building sewer carrying industrial wastes shall install a suitable control manhole together with such necessary meters and other appurtenances in the building sewer to facilitate observation, sampling, and measurement of the wastes. Such manhole, when required, shall be accessibly and safely located, and shall be constructed in accordance with plans approved by the Town Engineer. The manhole shall be installed by the owner at his expense, and shall be maintained by him so as to be safe and accessible at all times.

SEC. 9. All measurements, tests, and analyses of the characteristics of waters and wastes to which reference is made in this ordinance shall be determined in accordance with the latest edition of "Standard Methods for the Examination of Water and Wastewater," published by the American Public Health Association, and shall be determined at the control manhole provided, or upon suitable samples taken at said control manhole. In the event that no special manhole has been required, the control manhole shall be considered to be the nearest downstream manhole in the public sewer to the point at which the building sewer is connected. Sampling shall be carried out by customarily accepted methods to reflect the effect of constituents upon the sewage works and to determine the existence of hazards to life, limb, and property. (The particular analyses involved will determine whether a twenty-four (24) hour composite of all outfalls of a premise is appropriate or whether a grab sample or samples should be taken. Normally, but not always, BOD and suspended solids analyses are obtained from 24-hr composites of all outfalls whereas pH's are determined from periodic grab samples.)

SEC. 10. No statement contained in this article shall be construed as preventing any special agreement or arrangement between the Town and any industrial concern whereby an industrial waste of unusual strength or character may be accepted by the Town for treatment, subject to payment therefore, by the industrial concern.

ARTICLE VI

Protection from Damage

SEC. 1. No unauthorized person shall maliciously, willfully, or negligently break, damage, destroy, uncover, deface, or tamper with any structure, appurtenance, or equipment which is part of the sewage works. Any person violating this provision shall be subject to immediate arrest under charge of disorderly conduct.

ARTICLE VII

Powers and Authority of Inspectors

SEC. 1. The Town Engineer and other duly authorized employees of the town bearing

proper credentials and identification shall be permitted to enter all properties for the purposes of inspection, observation, measurement, sampling, and testing in accordance with the provisions of this ordinance. The Town Engineer or his representatives shall have no authority to inquire into processes including metallurgical, chemical, oil, refining, ceramic, paper, or other industries beyond that point having a direct bearing on the kind and source of discharge to the sewers or waterways or facilities for waste treatment.

SEC. 2. While performing the necessary work on private properties referred to in Article VII, Section 1 above, the Town Engineer or duly authorized employees of the town shall observe all safety rules applicable to the premises established by the company and the company shall be held harmless for injury or death to the town employees and the town shall indemnify the company against loss or damage to its property by town employees and against liability claims and demands for personal injury or property damage asserted against the company and growing out of the gauging and sampling operation, except as such may be caused by negligence or failure of the company to maintain safe conditions as required in Article V, Section 8.

SEC. 3. The Town Engineer and other duly authorized employees of the town bearing proper credentials and identification shall be permitted to enter all private properties through which the town holds a duly negotiated easement for the purposes of, but not limited to, inspection, observation, measurement, sampling, repair, and maintenance of any portion of the sewage works lying within said easement. All entry and subsequent work if any, on said easement, shall be done in full accordance with the terms of the duly negotiated easement pertaining to the private property involved.

ARTICLE VIII

Penalties

SEC. 1. Any person found to be violating any provision of this ordinance except Article VI shall be served by the town with written notice stating the nature of the violation and providing a reasonable time limit for the satisfactory correction thereof. The offender shall, within the period of time stated in such notice, permanently cease all violations.

SEC. 2. Any person who shall continue any violation beyond the time limit provided for in Article VIII, Section 1, shall be guilty of an offense, and on conviction thereof shall be fined in the amount not exceeding fifty (50) dollars for each violation. Each day in which any such violation shall continue shall be deemed a separate offense.

SEC. 3. Any person violating any of the provisions of this ordinance shall become liable to the town for any expense, loss, or damage occasioned by the town by reason of such violation.

ARTICLE IX

Validity

SEC. 1. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

SEC. 2. The invalidity of any section, clause, sentence, or provision of this ordinance shall not affect the validity of any other part of this ordinance which can be given effect without such invalid part or parts.

ARTICLE X

Ordinance in Force

SEC. 1. This ordinance shall be in full force and effect from and after its passage, approval, recording, and publication as provided by law.

SEC. 2. Passed and adopted by the Town Board of the Town of Cheektowaga, State of New York on the 20th day of February, 1967.

(Signed)

BENEDICT T. HOLTZ,
Town Clerk

and be it

FURTHER RESOLVED, that the foregoing Ordinance shall be entered in the minutes of this Town Board and in the Ordinance Book, and shall be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, and a printed copy thereof shall be posted on the sign-board maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law, and affidavits of such publication and posting shall be filed with the Town Clerk.

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

Voting Aye

Councilman Trojanoski,

Voting Aye

Councilman Fath, Voting Aye

Councilman Rogowski,

Voting Aye

Councilman Kaczmarek,

Voting Aye

Councilman Obstarczyk,

Voting Aye

Ayes 7; Noes 0; Absent 0

Item No. 26 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Constance Lane	House #27, MC 2202, s/1 12	north Vern Lane

TYPE OF STREET LIGHTING INSTALLATION

Ten (10) twenty-five foot Y19 Pendant Standards Mercury Units.
Estimated cost \$15.50 per year for two years. 50 foot lot.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 24th day of February, 1967, acting pursuant to an order and resolution adopted by the Town Board of said Town on February 20th, 1967, I posted a certified copy of said order and resolution relating to street lighting on Constance Lane, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on February 23rd, 1967.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

24th day of February, 1967

Charlotte Janiak

CHAPLOTTE JANIAK
Notary Public, State of New York
County of Erie
My Commission Expires March 30, 1967.

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

ward Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.
Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kacmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obaterczyk, Voting Aye
AYES: 7; NOES: 0; ABSENT: 0
State of New York)
County of Erie)
I, BENEDICT J. HALL

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 27th day of

February, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE OF HEARING
Street Lights—Constance Lane
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of February, 1967, at 7:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:

- Daniel E. Weber, Supervisor
- Felix T. Wroblewski, Councilman
- Joseph M. Trojanoski, Councilman
- Alancin M. Fath, Councilman
- Michael J. Kaczmarek, Councilman
- John V. Rogowski, Councilman
- Joseph H. Obstarczyk, Councilman

ABSENT: 0

Item No. 26

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly

described, was presented to the Town Board on the 20th day of February, 1967.

Public Highway to be improved
Constance Lane from House
No. 27 MC 2302 SL 12, North
to Vern Lane.

**Type of Street Lighting
Installation**

Ten (10) Twenty-five ft. Y 19
Pendant Standards Mercury
Units. Estimated cost \$15.50 per
year for two years. 50 foot lot.

and
WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kominicki, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obstarczyk, Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

is 27th day of

February, 19 67

R. Bennett

and for Erie County

AROL P. BENNETT

Public, State of New York

qualified in Erie County

commission expires Mar. 30, 1968

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

ard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojancski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obaszczek, Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Feb. 20th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 28, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 21st day of February, 1967.

BENEDICT T. HOLTZ
Town Clerk t23

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

27th day of
19 67
R. Bennett
nd for Erie County
ROL P. BENNETT
Public, State of New York
dified in Erie County
mission expires Mar. 30, 1968

EXTRACT OF MINUTES OF
TOWN BOARD

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:
Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
Michael J. Kaczmarek

Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: -0-
Item No. 26. Councilman Obstarczyk presented the following resolution and moved its adoption: WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

**PUBLIC HIGHWAY
TO BE IMPROVED**
Name of Highway Constance Lane
from House #27 M/C 2202 S/L
12 to North to Vern Lane.

**TYPE OF STREET
LIGHTING INSTALLATION**
Ten (10) Twenty-five ft. Y 19
Pendant Standards Mercury
Units. Estimated cost \$15.50 per
year for two years. 50 foot lot.
and

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, 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 a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
Voting AYE
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES:-7-NOES:-0-ABSENT:-0-
**STATE OF NEW YORK
COUNTY OF ERIE**

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 20th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 26, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said

ferred to in said extract.
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 21st day of February, 1967.

BENEDICT T. HOLTZ
Town Clerk (23)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication FEB 23 67; last publication FEB 23 67; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 27 67, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Item-No. 27 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
John Brian Lane	Steven Drive	Steven Drive

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13.50 per year for two years.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock, P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK

COUNTY OF ERIE

} SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 24th day of February, 1967,

acting pursuant to an order and resolution adopted by the Town Board of said Town

on February 20th, 1967, I posted a certified copy of said

order and resolution relating to street lighting on John Brian Lane,

on the signboard of the Town maintained pursuant to subdivision six of section thirty

of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said

order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA

NEWS on February 23rd, 1967.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

24th day of February, 1967

Charlotte Janiak

CHARLOTTE JANIAC
Notary Public, State of New York
My Commission Expires March 30, 1967

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

NOTICE OF HEARING
Street Lights—John Brian Lane
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of February, 1967, at 7:30 o'clock p.m. Eastern Standard Time, there were:

- PRESENT:**
 Daniel E. Weber, Supervisor
 Felix T. Wroblewski, Councilman
 Joseph M. Trojanski, Councilman
 Alancin M. Fath, Councilman
 Michael J. Kaczmarek, Councilman
 John V. Rogowski, Councilman
 Joseph R. Obstarczyk, Councilman

ABSENT: -0-
•••

Item No. 27

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in Erie County of Erie, State of New York, was duly held on Feb. 20th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 27, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 21st day of February, 1967.
BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

his 27th day of
February, 1967
R. G. Bennett
and for Erie County
ROL P. BENNETT
Public, State of New York
qualified in Erie County
commission expires Mar. 30, 1968

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

NOTICE OF HEARING
Street Lights—John Brian Lane
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of February, 1967, at 7:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:

- Daniel E. Weber, Supervisor
- Felix T. Wroblewski, Councilman
- Joseph M. Trojanoski, Councilman
- Alancin M. Fath, Councilman
- Michael J. Kaczmarek, Councilman
- John V. Rogowski, Councilman
- Joseph R. Obstarczyk, Councilman

ABSENT: 0

Item No. 27

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

Public Highway to be Improved
John Brian Lane from Steven Drive to Steven Drive.

Type of Street Lighting
Installation

Nine (9) 3350 Lumen post top type mercury units. Estimated cost \$13.50 per year for two years. 50 foot lot.

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obstarczyk, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0
State of New York)
County of Erie)

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

is 29th day of

February, 1967

and for Erie County

RICHARD P. BENNETT
Public, State of New York
Resided in Erie County
Commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

interested in the subject there-
of concerning the same, and

IT IS FURTHER ORDERED
that a copy of this order, cer-
tified by the Town Clerk, be
published at least once in the
Depew Herald & Cheektowaga
News, a newspaper having a
general circulation in the Town,
not less than ten (10) nor more
than twenty (20) days before the
date set herein for the hearing,
and shall also be posted on the
signboard of the Town main-
tained pursuant to subdivision
six of section thirty of the Town
Law of New York not less than
ten (10) nor more than twenty
(20) days before the date set
herein for the hearing.

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

Voting Aye
Councilman Trojanoski,

Voting Aye
Councilman Fath, Voting Aye

Councilman Kaczmarek,
Voting Aye

Councilman Rogowski,
Voting Aye

Councilman Obstarczyk,
Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, BENEDICT T. HOLTZ,
Town Clerk of the Town herein-
after described, DO HEREBY
CERTIFY as follows:

1. A regular meeting of the
Town Board of the Town of
Cheektowaga, a town located in
the County of Erie, State of
New York, was duly held on
Feb. 20th, 1967, and minutes of
said meeting have been duly
recorded in the Minute Book
kept by me in accordance with
law for the purpose of record-
ing the minutes of meetings of
said Board, and such minutes
appear as Item No. 27, inclusive,
of said book.

2. I have compared the at-
tached extract with said min-
utes so recorded and said ex-
tract is a true copy of said min-
utes and of the whole thereof
insofar as said minutes relate
to matters referred to in said
extract.

3. Said minutes correctly
state the time when said meet-
ing was convened, the place
where such meeting was held
and the members of said Board
who attended said meeting.

In Witness Whereof, I
have hereunto set my
hand and have hereunto
(seal) affixed the corporate
seal of said Town this
21st day of February,
1967.

BENEDICT T. HOLTZ
Town Clerk f23

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 23rd day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

27th day of

1967

Bennett

for Erie County

P. BENNETT
State of New York
in Erie County
in expires Mar. 30, 1968

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

...has always represented
the Town of Lancaster, Super-
the Town of Lancaster, which
Village of Depew portion of
he traditionally Democratic
and Wales. The chopping off of
alden, Emma, Martha, Newstead
ew, and reaches out to include
aster except the Village of De-
contains all of the Town of Lan-
publican reorganization plan,
2. District 17, under the Re-
surreptitious.

**ocrats Will
strict Plan**

...hard, far beyond their
In the photo, seated, Mayor
and Mr. Kotz, standing, from
and S. Wargala and Henry A.
Richard J. Vandenberg, a new-
ical scene.



RICHARD G. BENNETT

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

^{Depew} **Herald and News** ^{Cheektowaga}

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 23rd day
of February, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 29th day of

February, 1967

Carol P. Bennett

Notary Public in and for Erie County
CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

TOWN BOARD

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
Michael J. Kaczmarek
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: -0-

Item No. 27. Councilman Obstarczyk presented the following resolution and moved its adoption:
WHEREAS, a petition for the improvement of both sides of the

public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

PUBLIC HIGHWAY

TO BE IMPROVED

Name of Highway John Brian Lane from Steven Drive to Steven Drive.

TYPE OF STREET

LIGHTING INSTALLATION

Nine (9) 3350 Lumen post top type mercury units. Estimated cost \$13.50 per year for two years.

and
WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, 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 a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
Voting AYE
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES:-7-NOES:-0-ABSENT:-0-
STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on February 20th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 27, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 21st day of February, 1967.

BENEDICT T. HOLTZ
Town Clerk (123)

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 23 '67
last publication FEB 23 '67;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 27 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 68

Item No. 28 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fairoaks Lane	Sandy Lane	Fairelm Lane

TYPE OF STREET LIGHTING INSTALLATION

Twenty-six (26) Heritage Gas Lights, Model #302. Total installed cost \$2,657.98.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the **24th** day of **February**, 19^{**67**}, acting pursuant to an order and resolution adopted by the Town Board of said Town on **February 20th**, 19^{**67**}, I posted a certified copy of said order and resolution relating to street lighting on **Fairoaks Lane**, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on **February 23rd**, 19^{**67**}.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

24th day of *February*, 19^{*67*}.

Charlotte Janiak

CHARLOTTE JANIAK
Notary Public, State of New York
Qualified by Public Seal
My Commission Expires March 30, 1967

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING

It said there would be...
rescue from the company...
finally proposing the...
system because it now...
large contract with West...
county.
Mr. Gabryszak asked...
there would be any sav...
ing the transfer method...
man John Rogowski said...
been directing whole...
in the figures that show...
Mr. "County figures don't...
by savings," he declared.
The discussion more or...
ded with the unanswer...
ed: Why can't we compl...
into and transfer the gar...
Burling?

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 23rd day
of February, 1967, and the last inser-
tion being on the _____ day of _____
19____ and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 27th day of

February, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE OF HEARING
Street Light - Fair Oaks Lane
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 20th day of February, 1967, at 7:30 o'clock p.m. Eastern Standard Time, there were:

- PRESENT:**
- Daniel E. Weber, Supervisor
 - Felix T. Wroblewski, Councilman
 - Joseph M. Trojanoski, Councilman
 - Alancin M. Fath, Councilman
 - Michael J. Kaczmarek, Councilman
 - John V. Rogowski, Councilman
 - Joseph R. Obstarczyk, Councilman

ABSENT: -0-

Item No. 28
Councilman Obstarczyk presented the following resolution and moved its adoption:
WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

Public Highway to be Improved
Fairoaks Lane from Sandy Lane to Fairelm Lane.

Type of Street Lighting
Installation
Twenty six (26) Heritage Gas Lights. Model No. 302. Total installed cost \$2657.98.

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; **NOW, THEREFORE,**

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 6th day of March, 1967, at 2:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obstarczyk, Voting Aye

AYES: 7; NOES: 0; ABSENT: 0
State of New York)
County of Erie)
I, **BENEDICT T. HOLTZ**,
Town Clerk of the Town herein-
after described, DO HEREBY

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

this 27th day of
February, 1967
R. Bennett
in and for Erie County
ROL P. BENNETT
Public, State of New York
Residence in Erie County
Commission expires Mar. 30, 1968

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

NOTICE OF HEARING
Street Lights - Fairbanks Law

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 **Depew Herald & Cheektowaga News**, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye
Councilman Rogowski, Voting Aye
Councilman Obstarczyk, Voting Aye

AYES: 7; NOES: 0, ABSENT: 0
State of New York)
County of Erie)

I, **BENEDICT T. HOLTZ**, Town Clerk of the Town herein-after described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Feb. 20th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes

are as set forth in the extract of said book.

2. I have compared the attached extract with said minutes as recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 21st day of February, 1967.

BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 23rd day of February, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

this 27th day of
February, 1967
R. G. Bennett
in and for Erie County
ROL P. BENNETT
Public, State of New York
Qualified in Erie County
Commission expires Mar. 30, 1968

**EXTRACTS FROM MINUTES OF
TOWN BOARD**

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of February, 1967, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
Michael J. Kaczmarek
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: -0-

Item No. 28. Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 20th day of February, 1967.

**PUBLIC HIGHWAY
TO BE IMPROVED**

Name of Highway Fair Oaks Lane
from Sandy Lane to Fair elm
Lane.

**TYPE OF STREET
LIGHTING INSTALLATION**

Twenty six (26) Heritage Gas
Lights. Model #302. Total in-
stalled cost \$2657.98.

WHEREAS Andrew H. Schwenk,
Henry J. Janicki, and Casimir A.
Kozminski, Assessors of said
Town of Cheektowaga, have cer-
tified in writing to this Board
that the above petition is duly
signed and acknowledged in the
same manner as a deed to be
recorded by the owners of more
than one-half of the entire front-
age or bounds on both sides of
said highway to be improved as
aforesaid, and

WHEREAS, the said highway to

be improved as aforesaid is sit-
uated entirely in said Town out-
side of any incorporated village
or city therein; NOW, THERE-
FORE,

IT IS HEREBY ORDERED that
the Town Board of the Town of
Cheektowaga meet at the Town
Hall, corner of Broadway and
Union Road, in said Town of
Cheektowaga, on the 6th day of
March, 1967, at 2:30 o'clock
P.M., Eastern Standard Time, to
hear all persons interested in the
subject thereof concerning the
same, and

IT IS FURTHER ORDERED
that a copy of this order, certi-
fied by the Town Clerk, be pub-
lished at least once in the
CHEEKTOWAGA TIMES, a news-
paper having a general circula-
tion in the Town, not less than ten
(10) nor more than twenty (20)
days before the date set herein for
the hearing, and shall also be
posted on the signboard of the
Town maintained pursuant to sub-
division six of section thirty of the
Town Law of New York not less
than ten (10) nor more than twenty
(20) days before the date set here-
in for the hearing.

Seconded by Councilman Wro-
blewski and duly put to a vote
which resulted as follows:

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
Voting AYE
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

**AYES: -7- NOES: -0- ABSENT: -0-
STATE OF NEW YORK
COUNTY OF ERIE**

I, BENEDICT T. HOLTZ, Town
Clerk of the Town hereinafter
described, DO HEREBY CERTI-
FY as follows:

1. A regular meeting of the
Town Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
was duly held on February 20th,
1967, and minutes of said meeting
have been duly recorded in the
Minute Book kept by me in ac-
cordance with law for the purpose
of recording the minutes of meet-
ings of said Board, and such min-
utes appear as Item No. 28,
inclusive, of said book.

2. I have compared the attached
extract with said minutes so re-
corded and said extract is a true
copy of said minutes and of the
whole thereof insofar as said
minutes relate to matters re-
ferred to in said extract.

3. Said minutes correctly state
the time when said meeting was
convened, the place where such
meeting was held and the mem-
bers of said Board who attended
said meeting.

IN WITNESS WHEREOF, I have
hereunto set my hand and have
hereunto affixed the corporate
seal of said Town, this 21st day
of February, 1967.

BENEDICT T. HOLTZ
Town Clerk (23)

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 17 weeks:
first publication FEB 23 57
last publication FEB 23 57
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of FEB 27 57, 19

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1966

Item No. 29 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, bids were duly received on February 1st, 1967, as the result of advertisement therefor, for three (3) trailers to be used as voting booths, and said bids were referred to the Town Clerk for analysis; NOW, THEREFORE,

BE IT RESOLVED, that contract for the aforesaid three trailers to be used as voting booths, as recommended by the Town Clerk, be and the same hereby is awarded to Sharon Motors Travel Trailers, at his total bid price of \$8,625.00, he being the only and lowest responsible bidder meeting specifications.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 30 Councilman Trojanoski presented the following resolution and moved its adoption:

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

(1) There shall be issued pursuant to the bond resolution entitled "Bond Resolution, Dated December 5, 1966, Authorizing the Issuance of \$237,500 Serial Bonds and \$12,500 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Cost of Acquiring Land as an Addition to the Town Hall Site", adopted by the Town Board on December 5, 1966, two (2) Capital Notes of the Town of Cheektowaga, in the denominations of \$6,250 each.

(2) The power to prescribe the terms, form and contents of said notes and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor is hereby directed to sign said notes; and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, and to attest such seal.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 31 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that the position of Labor Foreman be created and that Frank Bogdan of Cheektowaga, be and he hereby is appointed to such position and shall be paid \$3.00 per hour. This resolution is to take effect immediately.

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

Item No. 31 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 32 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended the appointment of four additional Patrolmen, in order to properly staff and operate the department; NOW, THEREFORE,

BE IT RESOLVED, that the four men on the top of the Civil Service list be appointed -- namely

Frederick Netzel
 Roger McIntosh
 John Cardarelli
 Richard S. Jasinski

and be it

FURTHER RESOLVED, that these appointments be made effective February 27, 1967, at a starting salary of \$6,350.00 per annum.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 33 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that Marian Meyer, residing at Cheektowaga, heretofore serving on a provisional basis as Clerk-Typist, be and she hereby is appointed to such position on a permanent basis, subject to a probationary term of six months, at an annual salary of \$4,150 with an increment of \$150 at the end of six months of service and a further increment of \$150 at the end of one year of service, period for computation of increments to begin February 1, 1967. This resolution to take effect immediately.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 34
adoption:

Councilman Fath presented the following resolution and moved its

RESOLVED, that the Supervisor, as the Chief Fiscal Officer of the Town, is hereby authorized and directed during the year 1967, to invest in lawful interest-bearing securities or bank deposits, Town moneys including those of Special Districts not immediately necessary for use by the Town or by the Special Districts as the case may be; and as provided in Section 11 of the General Municipal Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 35
its adoption:

Councilman Wroblewski presented the following resolution and moved

WHEREAS, an action has been commenced by Western New York Plumbing Co., Inc. against Robert W. Chambers et al including the Town of Cheektowaga for foreclosure of a mechanic's lien allegedly held by the plaintiff and affecting premises commonly known as

NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney shall interpose on behalf of the Town of Cheektowaga an appropriate answer which shall be verified on behalf of the Town by the Supervisor.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 36
adoption:

Supervisor Weber presented the following resolution and moved its

RESOLVED, that the Niagara Frontier Port Authority and the Cheektowaga Chamber of Commerce are hereby requested to exert effort to bring about the erection of appropriate signs at the Airport informing the users of the Airport of its location in Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

Item No. 36 cont'd

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 37 Resolution re: Approval of Eiffel Estates. Tabled by Councilman Obstarczyk and Councilman Fath until Saturday, February 25th, 1967, at 11:00 a.m., E.S.T.

Item No. 38 Communication from the Asst. Building and Plumbing Inspector requesting permission to attend the Annual Eastern States Building Officials Federation Building Inspectors School.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Ernest J. Roehm, Assistant Building and Plumbing Inspector, has requested permission to attend the Annual Eastern States Building Officials Federation Building Inspectors School to be held in New York City on February 22nd and 23rd, 1967; NOW, THEREFORE,

BE IT RESOLVED, that the above request be granted and all reasonable and necessary expenses incurred therefrom be paid by the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 39 Communication from the Erie County Fire Advisory Board re: Fire Training Tower to be located in Cheektowaga.

Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that the Town of Cheektowaga in connection with the location of the Erie County Fire Training Tower on the land being acquired by the Town of Cheektowaga as an addition to the present Town Hall site, hereby commits the Town of Cheektowaga to make no complaints about smoke from the operation of the Fire Training Tower a year or two after it is erected, and be it

FURTHER RESOLVED, that a certified copy of this resolution be sent by the Town Clerk to the Fire Advisory Board of the County Department of Public Safety.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 40 Matter of the request of the Niagara Frontier Transit System for the use of the Kensington Expressway between Eggert and Genesee Street referred to the Town Attorney for proper resolution calling for a public hearing.

Item No. 41 Moved by Councilman Obstarczyk, seconded by Councilman Fath to adjourn the meeting until Saturday, February 25th, 1967, at 11:00 a.m., E.S.T.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

SPECIAL MEETING NO. 6

Cheektowaga, New York
February 23, 1967

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 23rd day of February, 1967, at 7:30 p.m., E.S.T., there were:

- | | | |
|----------|----------------------|------------|
| PRESENT: | Daniel E. Weber | Supervisor |
| | John V. Rogowski | Councilman |
| | Felix T. Wroblewski | Councilman |
| | Joseph R. Obstarczyk | Councilman |
| | Joseph M. Trojanoski | Councilman |
| | Alancin M. Fath | Councilman |
| ABSENT: | Michael J. Kaczmarek | Councilman |

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kit-zinger, and Town Engineer Bryan.

This special meeting was called by Supervisor Daniel E. Weber at the request of Councilman Rogowski and Councilman Obstarczyk.

Item No. 2 Petition opposing the planned Refuse Transfer Station to be located off Walden Avenue in the New York Central Frontier Yard property. Received and filed.

Item No. 3 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, the Town Board of Cheektowaga on January 3rd, 1967, passed a resolution indicating its intentions to conduct negotiations with the City of Buffalo, the United States Government, and such other municipality or municipalities as may seem proper for the creation of a refuse disposal district, or such other arrangement, contractual or otherwise, as may seem feasible with the end of constructing a refuse rail transfer station, and to consider entering into such agreement or agreements as may be necessary for the operation of said transfer station and the disposal of refuse delivered thereto, and

WHEREAS, said resolution contained a provision indicating that the disposal cost has been estimated to be \$2.80 per ton, and

WHEREAS, a report by the Commissioner of Public Works of Erie County, dated January 19, 1967, presented pursuant to said resolution indicated a cost per ton of approximately: "(1) \$4.89 with no Federal subsidy, (2) \$1.68 during the period of a demonstration project, if maximum Federal Aid is obtained, and (3) \$4.41 throughout a 10-year period (subject to adjustment for inflation) if maximum Federal subsidy is obtained for development costs but no aid is obtained for operation and maintenance at any time," and

WHEREAS, it appears that the Town of Cheektowaga's daily tonage of refuse is far below the 200 ton per day minimum as required in the County report, and

WHEREAS, neither the proponents of said refuse disposal plan nor anyone else, have officially presented a report or study to indicate any financial saving to the Town of Cheektowaga as compared to the Town's present refuse collection and disposal system even though sufficient time to do so has been available to date, and

WHEREAS, since the passage of the said resolution of the Town of Cheektowaga on January 3, 1967, many residents and groups from said Town have voiced their strong opposition to the adoption of a joint refuse district with the City of Buffalo, and

WHEREAS, it appears that at the present time no sufficient advantage or economic gain would inure to the Town of Cheektowaga and its residents by continuing said negotiations; NOW, THEREFORE,

Item No. 3 cont'd

BE IT RESOLVED, that the Town of Cheektowaga hereby cancel any further negotiations with the City of Buffalo and the County Refuse Agency of Erie County relative to a refuse disposal district, and be it

FURTHER RESOLVED, that the Town Board of the Town of Cheektowaga hereby decides that it will not enter into any agreements at the present time as may be necessary for the operation of said transfer station and the disposal of refuse delivered thereto, and be it

FURTHER RESOLVED, that the Cheektowaga Town Board will not participate in any application for Federal Funds for said project with the City of Buffalo, and/or County of Erie, under the present proposal, and be it

FURTHER RESOLVED, that a copy of this resolution be delivered to the City Clerk of the City of Buffalo, New York; to the Erie County Board of Supervisors, and to Erie County Executive, Edward Rath.

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

Supervisor Weber	Voting NAYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting NAYE
Councilman Fath	Voting AYE

AYES: - 4 -

NAYES: - 2 -

ABSENT: - 1 -

Item No. 4 Moved by Councilman Rogowski, Seconded by Councilman Wroblewski to adjourn the meeting.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

ADJOURNED MEETING NO. 7

Cheektowaga, New York
February 25, 1967

Item No. 1 At an 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 on the 25th day of February, 1967, at 11:00 a.m., E.S.T., there were:

- | | | |
|----------|----------------------|------------|
| PRESENT: | Daniel E. Weber | Supervisor |
| | John V. Rogowski | Councilman |
| | Felix T. Wroblewski | Councilman |
| | Joseph R. Obstarczyk | Councilman |
| | Joseph M. Trojanoski | Councilman |
| | Alancin M. Fath | Councilman |
| ABSENT: | Michael J. Kaczmarek | Councilman |

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kit-zinger, Deputy Town Attorney Delahunt, Ronald R. Norman, and Henry Janicki.

Item No. 2 Communication from the Municipal Refuse Service Inc. re: Refuse Disposal by Rail Program. Received and filed.

Item No. 3 From the table, communication from the Town Engineer recommending that the final plans and specifications for the Sanitation Department Garage be awarded to an architectural firm.

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, on January 16th, 1967, the Town Board passed a resolution directing the Engineering Department of the Town of Cheektowaga to draw the necessary plans and specifications for the garage housing Sanitation equipment, and

WHEREAS, on February 20th, 1967, the Town Engineer submitted a letter to the Town Board recommending that the final plans and specifications for the Sanitation Department Garage be awarded to an architectural firm, their work lead being such that they cannot undertake the project; NOW, THEREFORE,

BE IT RESOLVED, that the resolution of January 16th, 1967, Item No. 25, directing the Town Engineering Department to draw the necessary plans and specifications for the Sanitation Department Garage, be and the same hereby is rescinded.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 4 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, the resolution passed by the Town Board on January 16th, 1967, directing the Engineering Department of the Town of Cheektowaga to draw the necessary plans and specifications for the Sanitation Department Garage has been rescinded;

NOW, THEREFORE;

Item No. 4 cont'd

BE IT RESOLVED, that the firm of John Y Sloan and Harry D. Schneider, Architects be employed to draw the final plans and specifications for the construction of a Sanitation Department Garage at a fee of 5.25 per cent.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 5 From the Meeting of February 20th, 1967, resolution re: Installation of Heritage Gas Lights on Zoerb Avenue. Referred to the Town Clerk to mail letter to residents on Zoerb Avenue.

Item No. 6 From the Meeting of February 20th, 1967, communication from Mrs. Wick, requesting that the Town Board take immediate action on the unfinished two-story structure adjoining her property.

Inasmuch as the Building Inspector had not yet completed his report, that matter was tabled until such is completed.

Item No. 7 From the table, resolution re: Approval of Eiffel Estates.

Vote resulting: 3 Ayes, 3 Nays. To be reconsidered March 1st, 1967, at 7:30 p.m., E.S.T.

Item No. 8 Communication from Donald H. Mack, requesting permission to obtain a kennel license. Referred to the Town Clerk to check out the location.

Item No. 9 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski to adjourn the meeting until Wednesday, March 1st, 1967, at 7:30 p.m., E.S.T.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

(SPECIAL) ADJOURNED MEETING NO. 8

Cheektowaga, New York
March 1, 1967

Item No. 1 At a (Special) 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 on the 1st day of March, 1967, at 7:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Deputy Town Clerk Charlotte Janiak, Dr. Victor Reinstein, and Ronald R. Norman.

Item No. 2 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector for February 18, through March 1st, 1967, be approved; with the following to be held: application of Keystone Warehouse to erect an office building and warehouse at 2769 Broadway.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 3 Communication from the Superintendent of Highways re: Acceptance of Cervi Estates Subdivision.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of Cervi Estates Subdivision and find that they meet the specifications set forth by the Town of Cheektowaga, subject to bituminous coated metal pipe for storm drains, crusher run for road base, trees planted in front of every home between the sidewalk and curb within one year after homes are built, construction of paving, curbs, receivers and connections for roads in subdivision, and Creek to be relocated as shown on subdivision map; work to be done when subdivision is under construction by the contractor; the subdivision including the followings:

GARY LANE: A 60 foot width street commencing at Borden Road and running westerly approximately 446.61 feet to a right angle curve 86.39 feet and thence running northerly approximately 530.28 feet to a right angle curve 86.39 feet and thence running westerly approximately 160.0 feet to a right angle curve 86.39 feet and thence running southerly approximately 727.28 feet to a right angle curve 86.39 feet and thence running easterly approximately 288.82 feet to a right angle curve 86.39 feet and thence running northerly approximately 142.0 feet to Gary Lane to complete loop of Gary Lane. Sublots 1 to 75 inclusive.

Item No. 3 cont'd

and

WHEREAS, Contract Bond #197525 in the amount of \$32,724.00, dated February 24, 1967, is on file in the Cheektowaga Highway Department; NOW, THEREFORE,

BE IT RESOLVED, that the Cervi Estates Subdivision be accepted.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 1 -

ABSENT: - 0 -

Item No. 4 Communication from the Superintendent of Highways re: Acceptance of Morningside Heights Subdivision.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of Morningside Heights Subdivision and find that they meet specifications set forth by the Town of Cheektowaga, subject to bituminous coated metal pipe for storm drains, crusher run for road base, trees planted in front of every home between sidewalk and curb within one year after homes are built, construction of paving, curbs, and receivers and connections for roads in subdivision; the subdivision including the following:

JOEL DRIVE: A 60 foot width street commencing at Borden Road and running easterly approximately 228.01 feet and thence southerly approximately 157.10 feet and thence easterly approximately 699.19 feet to Jeffrey Drive. Sublots 35 to 47 included.

JEFFREY DRIVE: A 60 foot width street commencing at Joel Drive and running southerly approximately 165.0 feet and thence at right angles easterly approximately 280.0 feet and thence curving at right angle southerly approximately 204.20 feet and thence running southerly approximately 130.0 feet and thence at right angle westerly approximately 357.06 feet and thence 25 degrees southwesterly approximately 150.0 feet and thence southerly approximately 349.44 feet to Losson Road. Sublots 48 to 65 and 86 to 98 inclusive.

GREGORY COURT: A 60 foot width street commencing at Jeffrey Drive and running southwesterly at 25 degrees approximately 178.22 feet, thence westerly approximately 547.70 feet, thence at right angle turn running southerly approximately 260.0 feet and thence at right angle turn running easterly approximately 627.32 feet to Jeffrey Drive. Sublots 8 to 34 and 66 to 85 inclusive.

LOSSON ROAD: Existing County 66 foot right-of-way with Sublots 1 to 7 inclusive located westerly from Jeffrey Drive.

Sublots 35, 34, 48, 93, 94, 76, 77, 8, 7, and 98 to be provided with a 20-foot radius curve at the junction of the streets.

No building permits to be issued until contract or maintenance bond in the amount of \$51,998.88 is submitted to the Highway Department. Upon receipt of bond, Carl Trafalski, Building Inspector, will be notified to issue permits.

NOW, THEREFORE,

Item No. 4 cont'd

BE IT RESOLVED, that the Morningside Heights Subdivision be accepted.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 1 -

ABSENT: - 1 -

Item No. 5 From the meeting of February 25th, 1967; to be reconsidered.

Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the plot plan for Eiffel Estates is hereby approved as same is shown on Map Cover sheet made by Roy Millard, Land Surveyor, revised for 100 foot Slate Bottom Creek easement and 70 foot width of entire length of highway called Towers Boulevard.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting NAYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting NAYE

AYES: - 4 -

NAYES: - 3 -

ABSENT: - 0 -

Item No. 6 Resolution re: \$150 increase in pay for Eugenia Bobeck, Payroll Clerk, and \$4.00 per hour for Chester Rutkowski, Motor Equipment Operator in the Recreation Department. Tabled by Councilman Rogowski and Councilman Wroblewski until March 6th, 1967, at 2:30 p.m., E.S.T.

Item No. 7 Councilman Trojanoski presented the following resolution and moved its adoption:

BE IT HEREBY RESOLVED, that the Town Finance Officer and another Board Member be designated to arrange a meeting with the City of Buffalo Officials for the purpose of exploring a joint participation in a rail transfer station refuse system.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting NAYE
Councilman Wroblewski	Voting NAYE
Councilman Kaczmarek	Voting NAYE
Councilman Obstarczyk	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting NAYE

AYES: - 2 -

NAYES: - 5 -

ABSENT: - 0 -

DENIED

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski to adjourn the meeting.

(SEAL)

CHARLOTTE JANIAK
Deputy Town Clerk

MEETING NO. 9

Cheektowaga, New York
March 6, 1967

Item No. 1 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 6th day of March, 1967, at 2:30 p.m., E.S.T., there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Joseph R. Obstarczyk	Councilman
	Joseph M. Trojanoski	Councilman
	Alancin M. Fath	Councilman
ABSENT:	Michael J. Kaczmarek	Councilman

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kitzinger, Deputy Town Attorney Delahunt, Chief Kostrzewski, Henry Janicki, Casimir Kozminski, Carl Trafalski, Ronald R. Norman, Chester Rutkowski, and Edward Banko.

Item No. 2 This was the time and place advertised for the receiving of bids for the furnishing of two (2) Mobile Radios and one (1) New 1967 Wheel Mounted Bituminous Paver with trade-in of 1955 Hetherington & Berner Moto Paver--Heavy Duty, Serial No. 297A. Bids were referred to the Superintendent of Highways.

Item No. 3 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Constance Lane	House No. 27, MC 2202, S/L 12	north Vern Lane

TYPE OF STREET LIGHTING INSTALLATION

Ten (10) Twenty-five foot Y19 Pendant Standards Mercury Units.
Estimated cost \$15.50 per year for two years. 50 foot lot.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Constance Lane	House No. 27, MC 2202, S/L 12	north Vern Lane

Item No. 3 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Ten (10) Twenty-five foot Y19 Pendant Standards Mercury Units.
Estimated cost \$15.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 4 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
John Brian Lane	Steven Drive	Steven Drive

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13.50 per year for two years. 50 foot lot.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

Item No. 4 cont'd

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
John Brian Lane	Steven Drive	Steven Drive

TYPE OF STREET LIGHTING INSTALLATION

Nine (9) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 5 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fairoaks Lane	Sandy Lane	Fairelm Lane

Item No. 5 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Twenty-six (26) Heritage Gas Lights, Model No. 302. Total installed cost \$2,657.98.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fairoaks Lane	Sandy Lane	Fairelm Lane

TYPE OF STREET LIGHTING INSTALLATION

Twenty-six (26) Heritage Gas Lights, Model No. 302. Total installed cost \$2,657.98.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 6 Communication from the Niagara Mohawk Power Corporation re: Changes in Schedule "SL" on Cleveland Drive and Bixler Avenue. Received and filed.

Item No. 7 Communication and Notice of Action from the State Traffic Commission re: Kensington Expressway, prohibiting right turns from the south service road into Ramp ME. Referred to the Chief of Police.

Item No. 8 Communication from the State Department of Public Works acknowledging receipt of February 1st resolution requesting the improvement of Union Road; survey now completed and design schedule being developed. Received and filed.

Item No. 9 Communication from the New York State Thruway Authority acknowledging receipt of February 20th resolution approving the relocation of the Williamsville Toll Barrier. Received and filed.

Item No. 10 Communication from Judith Ann Molenda submitting final resignation as Clerk-Stenographer in the Justice Department.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the formal resignation of (Mrs.) Judith Ann Molenda, in communication dated February 16, 1967, from the position of Clerk-Stenographer in the office of the Justices of the Peace, be accepted.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 11 Communication from Thomas Zima, employee of the Sanitation Department requesting two weeks vacation with pay before his leave of absence expires in May, 1967. Referred to Mr. Banko.

Item No. 12 Communication from the Town Engineer requesting the expenditure of approximately \$9,000 of the \$15,000 allotted in the the 1967 Budget for drainage facilities, to purchase corrugated metal pipe; also requesting approval of Notice to Bidders re: same.

Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the attached notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on March 9, 1967.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1967, at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the purchase of bituminous coated corrugated metal pipe.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Dated: March 6, 1967

BENEDICT T. HOLTZ
Town Clerk

Item No. 12 cont'd

ADDITIONAL INFORMATION TO BIDDERS

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR CORRUGATED METAL PIPE", and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County,
New York.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

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



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} **Herald and News** ^{Cheektowaga}

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE TO BIDDERS
The Town Board of the Town of Cheektowaga, New York, will receive bids for the purchase of corrugated metal pipe at 7:30 P.M. at the Town Hall, 100 Broadway and Union

Specifications may be obtained from the Town Clerk at his office in said Town.

ADDITIONAL INFORMATION TO BIDDERS

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR CORRUGATED METAL PIPE", and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

Dated: March 6, 1967
BENEDICT T. HOLTZ
Town Clerk
Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof

Richard G. Bennett

13th day of

19.67

Bennett

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 74 weeks; first publication MAR 9 - 67: last publication MAR 9 - 67: and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 20 1967, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1967 at 7:30 P.M., at the Town Hall, corner of Broadway and Union Road, for the purchase of bituminous coated corrugated metal pipe.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Dated: March 6, 1967

BENEDICT T. HOLTZ
Town Clerk

**ADDITIONAL INFORMATION TO
BIDDERS**

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR CORRUGATED METAL PIPE," and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

BENEDICT T. HOLTZ
Town Clerk (m9)

Item No. 13 Communication from the Town Engineer requesting authorization for advertisement for bids for the construction of sidewalk in 1967.

Councilman Trojanoski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the attached notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on March 8, 1967.

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1967, at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

Dated: March 6, 1967

BENEDICT T. HOLTZ
Town Clerk

ADDITIONAL INFORMATION TO BIDDERS

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR THE CONSTRUCTION OF TOWN SIDEWALKS," and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County,
New York.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

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

... by the
... Town of
Cheektowaga on March 23, 1967
at 7:30 P.M. at the Town Hall,
corner of Broadway and Union
Road, for the installation and
construction of sidewalks includ-
ing incidental piping.

Information for bidders and
specifications may be obtained
from the Town Clerk at his of-
fice in said Town.

**ADDITIONAL INFORMATION
TO BIDDERS**

Each proposal must be ac-
companied by a certified check
or bid bond in the amount of
five (5) percent of the bid, pay-
able to the order of Daniel E.
Waber, Supervisor of the Town
of Cheektowaga. The bond shall
be approved by the Town At-
torney.

Proposals shall be submitted

... 9 a.m. to 5 p.m.
... and Wednesday nights 7 to 9
Town Office open Monday
CONTACT LENSES FITTER
Phone: NT 1-5863
Lancaster, N. Y.
(Over 10 years)
6 WEST MAIN STREET
Optometrist
Dr. Harry Kaufman
EYES EXAMINED

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of March, 1967, and the last inser-
tion being on the _____ day of _____,
19____ and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

Richard G. Bennett, of the Town of Cheektowaga, on March 20, 1967 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

Information for bidders and specifications may be obtained from the Town Clerk at his office in said Town.

ADDITIONAL INFORMATION TO BIDDERS

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) percent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR THE CONSTRUCTION OF TOWN SIDEWALKS," and submitted to the Town Clerk prior to the opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board for Erie County
of the Town of Cheektowaga, BENNETT
Erie County, New York. State of New York
Dated: March 6, 1967 Erie County
BENEDICT T. HOLTZ expires Mar. 30, 1968
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____ and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of

1967

Bennett

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 week; first publication MAR 9 - '67; last publication MAR 9 - '67; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 20 1967, 19.....

Eleanor M. Dzielak

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

ELEGNORE W. DZIELAK
Notary Public, State of ~~New~~ York
Qualified in Erie County
My Commission Expires March 30, 1968

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on March 20, 1967 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

Information for bidders and specification may be obtained from the Town Clerk at his office in said Town.

Dated: March 6, 1967

BENEDICT T. HOLTZ
Town Clerk

ADDITIONAL INFORMATION TO BIDDERS

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) percent of the bid, payable to the order of Daniel E. Weber, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "BID FOR THE CONSTRUCTION OF TOWN SIDEWALKS," and submitted to the Town Clerk prior to bid opening.

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A surety bond by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.

BENEDICT T. HOLTZ

Town Clerk

Proposals to remain open until 7:30 P.M. on March 20, 1967.

Item No. 14 Communication from the Town Engineer requesting authorization for the advertisement for bids for the construction of the Huth Road Sanitary Relief Sewer.

Supervisor Weber presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the attached notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on March 9, 1967.

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 20th day of March, 1967, at 7:30 P.M., E.S.T., in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all tools, equipment, materials and together with all labor for the construction of approximately 5,290 lineal feet of 24 inch diameter pipe, in various streets, in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, connection of existing house laterals, other sanitary sewers and other related work in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer & Clarke, Inc., 327 Franklin Street, Buffalo, New York, 14202. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within thirty (30) days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

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

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement, payable to the order of the Supervisor, or a bond with sufficient surities to be approved by the Supervisor, in a penal sum equal to five per centum (5%) of the estimated expense of the improvements, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

BENEDICT T. HOLTZ
TOWN CLERK

Dated: March 6, 1967

Published: March 9, 1967

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

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

...selected by competition on the...
A teen-age high school student
from Lancaster or Depew will be
selected by competition on the...
**100¢ To Select
Boy or Girl For
UN Pilgrimage**
...ing.
...taliment will conclude the eve.
...A dessert luncheon and other
...L. ROY HARDY.
...PHILIP H. STAUDENBERGER, and Mrs.
...Mrs. CLYDE H. ROWE, Mrs.
...Mrs. VINCENT L. DICICCIARDO,
...lites will be Mrs. JOHN RUSSELL
...be, Mrs. CROWE. On her com-
...Chairman for the evening will
...night.
...for its Moose Haven chapter
...at the Moose Home, Lancaster,
...Lancaster Chapter 687, will meet
...at 8:15 the Women of the Moose
...On Monday evening, March 13th
**Moosehaven Night
For Women of Moose**
...MARCH 13th 1967

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of March, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE TO CONTRACTORS
The Town Board of Cheektowaga, Erie County, New York, hereby gives notice that sealed proposals will be received and considered by said Town Board on the 30th day of March, 1967, at 7:30 P.M., E.S.T., in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all tools, equipment, materials and together with all labor for the construction of approximately 2,500 linear feet of 24 inch diameter pipe, in various streets, in Sanitary Sewer District No. 3, Town of Cheektowaga, Erie County, New York, including manholes, connection of existing house laterals, other sanitary sewers and other related work in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer & Clarke, Inc., 327 Franklin Street, Buffalo, New York 14202. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within thirty (30) days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

The Town of Cheektowaga, Erie County, New York, reserves the right to reject any or all bids, or to waive any informalties, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, in a penal sum equal to five per centum (5%) of the estimated expense of the improvements, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

BENEDICT T. HOLTZ
Town Clerk
Dated: March 6, 1967
Published: March 9, 1967

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of

1967

Bennett

for Erie County

L. P. BENNETT
Lic. State of New York
Lic. in Erie County
Lic. expires Mar. 30, 1968

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:
first publication MAR 9 - 67
last publication MAR 9 - 67
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 20 1967

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 20th day of March, 1967, at 7:30 P.M., E.S.T., in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all tools, equipment, materials and together with all labor for the construction of approximately 5,290 lineal feet of 24 inch diameter pipe, in various streets, in Sanitary Sewer District No. 5, Town of Cheektowaga, Erie County, New York, including manholes, connection of existing house laterals, other sanitary sewers and other related work in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer & Clarke, Inc., Consulting Engineers for the Town of Cheektowaga, New York, and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall, Broadway and Union Road, Cheektowaga, New York, where the same may be examined during the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the office of Nussbaumer & Clarke, Inc., 327 Franklin Street, Buffalo, New York 14202. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within thirty (30) days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of the deposit.

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

Each proposal must be accompanied by a certified check for a sum equal to five per centum (5%) of the estimated expense of the total improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, in a penal sum equal to five per centum (5%) of the estimated expense of the improvements, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) days after the date set for the opening thereof, but may withdraw same any time prior to the scheduled time for opening of bids.

BENEDICT T. HOLTZ
Town Clerk

Dated: March 6, 1967

Published: March 9, 1967 (m9)

Item No. 15 Communication from the Town Engineer re: Huth Road Relief Sewer, requesting the authorization of the payment of \$600 to Nussbaumer & Clarke, Inc.

Supervisor Weber presented the following resolution and moved its adoption:

BE IT RESOLVED, that the firm of Nussbaumer & Clarke, Inc. is hereby authorized to conduct a property survey in conjunction with the construction of the Huth Road Relief Sewer, said cost to be in the amount of \$600.00.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 - NAYES: - 0 - ABSENT: - 1 -

Item No. 16 Communication from the Town Engineer requesting that the Deputy Town Attorney be directed to obtain easements through the Tiorunda section for Huth Road Relief Sewer.

Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the Deputy Town Attorney is hereby directed to obtain additional construction easements for the construction of a Huth Road Relief Sewer, which information shall be supplied by and under the direction of the Town Engineer.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 - NAYES: - 0 - ABSENT: - 1 -

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector for March 2nd, through March 6th, 1967, be approved; with the following to be held: application of Ricstan, Inc. to erect con blk five (5) car garage at 3591 Harlem Road.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 - NAYES: - 0 - ABSENT: - 1 -

Item No. 18 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, JOHN B. BERRYMAN, made an application to rezone from a Residential District to a Business District the following described premises: (3800 Union Road, corner Fath Road)

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 17, Township 11, Range 7, being more particularly described as follows:

BEGINNING at a point in the west line of Union Road (as a sixty-six (66) foot highway) at the north line of lands conveyed to the New York State Electric & Gas Corporation by deed recorded in the Erie County Clerk's Office in Liber 5258 of deeds at page 511 thence westerly on and along the aforementioned north line of lands conveyed to the New York State Electric & Gas Corporation. Fifteen hundred forty-six and sixty-two hundredths (1,546.62) feet to the southeast line of lands conveyed to the New York West Shore and Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 435 of deeds at page 133; thence northeasterly along the aforementioned southeasterly line of lands conveyed to the New York West Shore and Buffalo Railway Company five hundred thirty-nine and thirty-nine hundredths (539.39) feet to the south line of lands conveyed to Samuel E. Carpenter as aforesaid; thence easterly along said south line of lands conveyed to Samuel E. Carpenter as aforesaid to the aforementioned west line of Union Road; thence southerly along the aforementioned west line of Union Road to the aforementioned north line of lands conveyed to the New York State Electric & Gas Corporation to the point of beginning and being more particularly described as SL 39, Map Cover 2200 as filed in Erie County Clerk's Office. To be used for stores and offices.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on February 15, 1967, after proper notice to all proper parties, and

WHEREAS, no one appeared in opposition to the rezoning, and

WHEREAS, the Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and realizing that most property in the area is used for business purposes and that this property does not adapt itself for Residential use, recommend that the application be GRANTED; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

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

LEGAL NOTICE
The Cheektowaga Human Relations Committee, sponsored by the Cheektowaga Ministerial Assn., will meet at 8:15 p.m. on Friday, March 10th at St. Mary's Lutheran Church, 400 Hartwood Dr., Depew, N.Y. Members are invited to also sign up new members at this time.

Jesse Nash To Speak At Relations Meeting
A breakfast will follow, and will include a regular meeting of the Society. Pres. Edward S. Kammerczak has invited Ronald E. Rice, publicly director of the Buffalo Baseball Division to be the speaker. Members are invited to also sign up new members at this time.

St. Augustine's Holy Name Society Will Receive Holy Communion at the 8 a.m. Mass.
On March 12th the members of St. Augustine's Holy Name Society will receive Holy Communion at the 8 a.m. Mass.

Friday Breakfast
The following described property from that of [redacted] to Business [redacted]

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

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

NOTICE
The Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of John B. Berryman, 173 Cadman Dr., Williamsville, N. Y., for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of [redacted] to Business [redacted]

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 17, Township 11, Range 7, being more particularly described as follows:

BEGINNING at a point in the west line of Union Road (as a sixty-six (66) foot highway) at the north line of lands conveyed to the New York State Electric & Gas Corporation by deed recorded in the Erie County Clerk's Office in Liber 5258 of deeds at page 511 thence westerly on and along the aforementioned north line of lands conveyed to the New York State Electric & Gas Corporation. Fifteen hundred forty-six and sixty-two hundredths (1,546.62) feet to the southeast line of lands conveyed to the New York West Shore and Buffalo Railway Company by deed recorded in the Erie County Clerk's Office in Liber 435 of deeds at page 133; thence northeasterly along the aforementioned southeasterly line of lands conveyed to the New York West Shore and Buffalo Railway Company five hundred thirty-nine and thirty-nine hundredths (539.39) feet to the

south line of lands conveyed to Samuel E. Carpenter as aforesaid; thence easterly along said south line of lands conveyed to Samuel E. Carpenter as aforesaid to the aforementioned west line of Union Road; thence southerly along the aforementioned west line of Union Road to the aforementioned north line of lands conveyed to the New York State Electric & Gas Corporation to the point of beginning and being more particularly described as SL 39 Map Cover 2200 as filed in Erie County Clerk's Office.

To be used for stores and offices.
Dated: March 7, 1967
BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of

March, 1967

Bennett

Notary Public for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
Commission expires Mar. 30, 1968

Item No. 19 Resolution re: Rezoning - Fred M. Calandra and Salvatore C. Calandra - Residential to First Industrial. Tabled by Councilman Wroblewski and Councilman Trojanoski until March 20th, 1967, at 7:30 p.m., E.S.T.

Item No. 20 Resolution re: Rezoning - Florence A. Smith - Aero Drive & Ellicott Creek Road - Residential to First Industrial. Tabled by Councilman Rogowski and Councilman Wroblewski until March 20th, 1967, at 7:30 p.m., E.S.T.

Item No. 21 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS C. IRVING SMITH, made an application to rezone from a Residential District to a Business District the following described premises: (3343 Harlem Road)

ALL THAT TRACT OR PARCEL OF LAND, together with the improvements thereon, situate in the Town of Cheektowaga, County of Erie, and State of New York, being described as follows:

A two-family dwelling situate on a lot approximately 120 foot frontage on Harlem Road, by 255 feet of depth, more commonly known as 3343 Harlem Road, Cheektowaga, New York, East Harlem Road, 681 feet north of Maryvale .71 AC 120' x 255'. To be used as a professional office building.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on February 15, 1967, after proper notice to all proper parties. No one appeared in opposition to the request, and

WHEREAS, the Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and recognizing the fact that most properties on Harlem Road are used for business purposes, especially in this area, recommend that the application be GRANTED; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a Business District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	ABSTAINED

AYES: - 5 - ABSTAINING: - 1 - NAYES: - 0 - ABSENT: - 1 -

(Affidavit on next page)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication MAR 9 - 67; last publication MAR 9 - 67; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 20 1967, 19.....

Eleanor M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of C. Irving Smith, 3620 Harlem Rd., Cheektowaga, N. Y. for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

(3343 Harlem Road)

ALL THAT TRACT OR PARCEL OF LAND, together with the improvements thereon, situate in the Town of Cheektowaga, County of Erie, and State of New York, being described as follows: A two family dwelling situate on a lot approximately 125' of frontage on Harlem Road, by 257' of depth, more commonly known as 3343 Harlem Road, Cheektowaga, New York. East Harlem Rd. 681' North of Buffalo Ave. .71 AC 125' x 257'.

Dated: March 7, 1947

BENEDICT T. BELLETTI

Town Clerk

Town of Cheektowaga, N. Y.

Item No. 22 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, (RICHARD B. RAPPORT) P D C LAND DEVELOPMENT CO., INC. (Holders of a contract to purchase) made an application to rezone from a Residential District to First Industrial District the following described premises:

SITUATED in the Town of Cheektowaga, County of Erie, State of New York, being part of Lots 10 & 15, Township 11, Range 7, also known as Sublots 6-7-8 block D of M.C. 527.

BEGINNING at a point in the intersection of the west line of Union Road and the north line of Vern Lane (formerly Como Park Boulevard); thence west along the north line of Vern Lane 120.00 feet to a point, thence north along a line parallel to the east line of Union Road 90.0 feet to a point; thence easterly along a line parallel to the north line of Vern Lane 120.00 feet to a point in the east line of Union Road; thence south along the east line of Union Road to the point of beginning. To be used as a Gasoline Station.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on February 15, 1967, after proper notice to all proper parties. Nineteen (19) nearby residents appeared in opposition to the rezoning and a petition was presented also in opposition to the rezoning signed by ninety-seven (97) nearby property owners. The objections were based upon the fact that there are now six (6) gasoline stations in the area and two vacant gasoline stations, that there would be hazards to the school children and parishioners of Resurrection Church, the Trustees of whom appeared in opposition, that gas stations lead to blight in an area, that Vern Lane is a narrow street and over loaded trafficwise, that there would be drainage problems and a general devaluation of residential properties in the vicinity; and

WHEREAS, the Zoning Board of Appeals unanimously recommended DENIAL; NOW, THEREFORE,

BE IT RESOLVED, that the request for rezoning be DENIED.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 23 Petition and resolution requesting the installation of fourteen Heritage Gas Lights on Maria Lane. Tabled by Councilman Obstarczyk and Councilman Fath until March 20th, 1967, at 7:30 p.m., E.S.T.

Item No. 24 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Steven Drive	Randy Way	Caprice Drive

Item No. 24 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Thirty (30) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$16.50 per year for two years. 50 foot lot.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

STATE OF NEW YORK

COUNTY OF ERIE

} SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the **10th** day of **March** 19 **67**,

acting pursuant to an order and resolution adopted by the Town Board of said Town

on **March 6th**, 19 **67**, I posted a certified copy of said

order and resolution relating to street lighting on **Steven Drive**,

on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA

NEWS on **March 9th**, 19 **67**.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

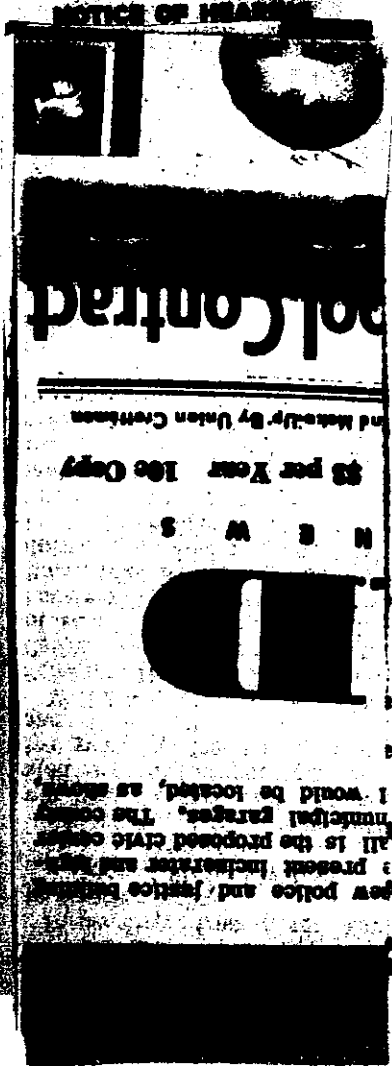
Sworn to before me this

10th day of *March*, 19 *67*.

Charlotte Janiak

CHARLOTTE JANIAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 196 *7*

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



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

**NOTICE OF HEARING
Street Lights—Steven Drive
EXTRACTS FROM MINUTES
OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of March, 1967, at 2:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:
Daniel E. Weber, Supervisor
Fair T. Wroblewski, Councilman
Joseph M. Trojanoski, Councilman
Alma M. Fath, Councilman
John V. Rogowski, Councilman
Joseph R. Obatarczyk, Councilman

ABSENT:
Michael J. Kaczmarek, Councilman
* * *

Item No. 24
Councilman Obatarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

Public Highway to be improved
Steven Drive from Randy Way to Caprice Drive.

Type of Street Lighting
Installation
Thirty (30) 3500 Lumen post top type mercury units. Estimated cost \$18.50 per year for two years, 50 foot lot.

WHEREAS, Andrew H. Schwesk, Henry J. Janicki, and Casimir A. Kowinski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or hamlet.

[REDACTED]

Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Rogowski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Absent
Councilman Rogowski, Voting Aye
Councilman Obatarczyk, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1
State of New York)

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of
March, 1967
R. Bennett

for Erie County
OL P. BENNETT
Public, State of New York
officed in Erie County
commission expires Mar. 30, 1968

and Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Rogowski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Absent

Councilman Rogowski, Voting Aye
Councilman Ostarczyk, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1
State of New York)
County of Erie)

I, BENEDICT T. HOLTZ, Town Clerk of the Town herein after described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Mar 7th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 24, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 7th day of March, 1967.
BENEDICT T. HOLTZ
Town Clerk

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of
19 67
for Erie County
DL P. BENNETT
blic. State of New York
ed in Erie County
sion expires Mar. 30, 19 68

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: Michael J. Kaczmarek
Item No. 24. Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

**PUBLIC HIGHWAY TO
BE IMPROVED**

Name of Highway Steven Drive
from Randy Way to Caprice Drive.

TYPE OF STREET

LIGHTING INSTALLATION

Thirty (30) 3350 Lumen post top type mercury units. Estimated cost \$16.50 per year for two years. 50 foot lot.

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Rozinski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THERE-

the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
ABSENT
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES: 6-NOES: 0-ABSENT: 1-

**STATE OF NEW YORK
COUNTY OF ERIE**

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 6th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 24, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 7th day of March, 1967.

BENEDICT T. HOLTZ
Town Clerk (m9)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication MAR 9 1967; last publication MAR 9 1967; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 21 1967, 19.....

Eleonore M. Dzielak

Notary Public in and for Erie County, N. Y.
ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Item No. 25 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Brentwood Drive	French Road	northerly Sublot 22 MC 2195 & northerly to Sublot 10 MC 2229

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.00 per year for two years. 50 foot lot.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 10th day of March, 1967, acting pursuant to an order and resolution adopted by the Town Board of said Town on March 6th, 1967, I posted a certified copy of said order and resolution relating to street lighting on Brantwood Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on March 9th, 1967.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

10th day of March, 1967.

Charlotte Juncak

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING

The two leaders in the
Caster Recreation League
league remained tied for
spot by scoring early three
sweeps over their opponents.
The boys from the Amer
Legion defeated the St. Ma
Holy Name in a set which
ended the Legion in their
game.
Hank's Tire in the mean
easily beat the undermanned
Lay team in three straight.
Lay team in three straight.
sweep extended the victory to
to 25 wins out of the last
games played.
In the feature game of the
ning the Lancaster Schoolmas
came back from an 0-15
out defeat in their first ga
and won the next two, the
game being a come-from-be
victory. The school men a
behind 11-13 in the last ga
and sparked by the serve
Louie Patigiani, west on
score four straight points
the win over the Washington

**Deadlocked
Legion, Hanks**

STANBROOKS
10

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of March, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March, 1967
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING
Street Light - Broadway Drive
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of March, 1967, at 2:30 o'clock p.m. Eastern Standard Time, there were:

PRESENT:
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Joseph M. Trojanski, Councilman
Alvin M. Fath, Councilman
John V. Rogowski, Councilman
Joseph E. Obetarszyk, Councilman

ABSENT:
Michael J. Kaczmarek, Councilman

Item No. 25
Councilman Obetarszyk presented the following resolution and moved its adoption:
WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

Type of Street Lighting Installation
Thirteen (13) 3350 Lumen post top type mercury units. Estimated cost \$14.00 per year for two years, 50 foot lot.

WHEREAS, Andrew H. Sawank, Henry J. Janicki, and Constant A. Kosminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; **NOW, THEREFORE,**

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Absent
Councilman Rogowski, Voting Aye
Councilman Obetarszyk, Voting Aye
AYES: 6; NOES: 0; ABSENT: 1
State of New York)
County of Erie)
I, BENEDICT T. HOLTZ,
Town Clerk of the Town herein-
after described, DO HEREBY

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

134 day of
1967
Bennett

and for Erie County
CAROL P. BENNETT
Clerk of the Town of Cheektowaga, Erie County, New York
Qualified in Erie County
commission expires Mar. 30, 1968

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

and Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty

Supervisor Weber, Voting Aye
Councilman Wroblewski,
Voting Aye
Councilman Trojancski,
Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek,
Absent
Councilman Rogowski,
Voting Aye
Councilman Obstarczyk,
Voting Aye

AYES: 6; NOES: 0; ABSENT: 1
County of Erie)
Town Clerk of the Town herein-
after described, DO HEREBY
CERTIFY as follows:

1. A regular meeting of the
Town Board of the Town of
Cheektowaga, a town located in
the County of Erie, State of
New York, was duly held on
Mar. 9th, 1967, and minutes of
said meeting have been duly
recorded in the Minute Book
kept by me in accordance with
law for the purpose of recording
the minutes of meetings of
said Board, and such minutes
appear at Item No. 23, inclusive,
of said book.

I have compared the at-
tached extract with said min-
utes so recorded and said ex-
tract is a true copy of said min-
utes and of the whole thereof

When the time when the meet-
ing was convened, the place
where such meeting was held
and the members of said Board
who attended said meeting.

In Witness Whereof, I
have hereunto set my
hand and have hereunto
affixed the corporate
seal of said Town this
7th day of March, 1967
BENEDICT T. HOLTE,
Town Clerk

(seal)

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of March, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

13th day of

March, 1967

Richard G. Bennett

and for Erie County
CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
commission expires Mar. 30, 1968

TOWN BOARD

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancia M. Fath
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: Michael J. Kaczmarek
Item No. 25. Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, herein-after more particularly set forth, by the installation of street light-

seated to this Town Board on the 6th day of March, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway Brentwood Drive from French Road to Northerly to Sub Lot 22 MC 2195 & Northerly to Sub Lot 10 MC 2229.

TYPE OF STREET LIGHTING INSTALLATION
Thirteen (13) 3350 Lumen post top type mercury units. Estimated cost \$14.00 per year for two years. 50 foot lot.

WHEREAS Andrew H. Schweak, Henry J. Janicki, and Casimir A. Kosminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

Supervisor Weber
Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
ABSENT
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES: 6-NOES: 0-ABSENT: 1-
STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on March 6th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 25, inclusive, of said book.

2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 7th day of March, 1967.

BENEDICT T. HOLTZ
Town Clerk (m9)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for ^{one} week; first publication MAR 9 - 57; last publication MAR 9 - 57; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 21 1967, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

Item No. 26 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to make the following changes at:

Genesee Street (Divided highway area east of New Buell Ave.)

Install 8 20000 lumen mercury units @ \$75 each
(Poles 205-6, 206, 207-1, 208, 209-1, 210, 211-1, 212)

Remove 4 6000 lumen filament units @ \$45.48
(Poles 205, 207, 209, & 211)

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 27 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric & Gas Corporation is hereby authorized to make the following changes at:

Union Road (at Kensington Expressway Ramps)

Install 6 20000 lumen mercury units @ \$75 each
(Poles 326, 327, 327-1, 328-1, 328, & 328A)

Remove 4 6000 lumen filament units @ \$45 each
(Poles 326, 327, 328, 328A)

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 28 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>		<u>To</u>
Vern Lane	Sandy Lane	easterly	Union Road

Item No. 28 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Twenty-three (23) 3350 Lumen Post Top Type Mercury Units
Estimated cost \$15.00 per year for two years. 50 foot lot.

and

WHEREAS, Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; NOW, THEREFORE,

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock P.M., Eastern Standard Time, 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 10th day of March, 1967, acting pursuant to an order and resolution adopted by the Town Board of said Town on March 6th, 1967, I posted a certified copy of said order and resolution relating to street lighting on Vern Lane, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on March 9th, 1967.

Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

10th day of March, 1967.

Charlotte Janiak

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

NOTICE OF ACTION

Our Only Business Is
INSURANCE
For All Types of Insurance
Including Personal and
Business

NT 2-2222
blocks west of Transit, Depew
Stembla, 4713 Broadway,
and Mutual Funds, Chester
owners, Compensation, Bond
AUTO, LIFE, FIRE, HOME
NT 2-2778 or TL 4-1948. 2412
Como Park Blvd., Lancaster
need, Robert E. Schaff, 214
INSURANCE FOR EVERY
TX 2-2870.
Mrs. Carlmer (Jean) Snyder
Rt. 2389 William, Buffalo
ALL LINES OF INSURANCE

INSURANCE

LOT ON CALUMET ST., DE
per 65' x 120'. All utilities, 633
10-1
appointment to examine.
schools and buses, in estate, 2
basement, lot 60' x 278', see
New Inventory and show
New. Extra large 2-car garage.
TWO FAMILY HOUSE, DE

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 9th day
of March, 1967, and the last inser-
tion being on the _____ day of _____,
19____, and that not more than six days intervened
between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March, 1967
Carol P. Bennett

Notary Public in and for Erie County
CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
My commission expires Mar. 30, 1968

NOTICE OF HEARING
Street Lights - Vern Lane
EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall,

corner of Broadway and Union Road, in said Town on the 6th day of March, 1967, at 2:30 o'clock p.m. Eastern Standard Time, there were:

- PRESENT:**
 Daniel E. Weber, Supervisor
 Felix T. Wroblewski, Councilman
 Joseph M. Trojanoski, Councilman
 Alancin M. Fath, Councilman
 John V. Rogowski, Councilman
 Joseph R. Obstarczyk, Councilman

- ABSENT:**
 Michael J. Kaczmarek, Councilman

Item No. 28
Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

Public Highway to be improved
Vern Lane from Sandy Lane
Easterly to Union Road

Type of Street Lighting
Installation

Twenty-three (23) 3350 Lumen
post top type mercury units.
Estimated cost \$15.00 per year
for two years. 50 foot lot.

WHEREAS, Andrew H. Sawenk, Henry J. Janicki, and Casimir A. Kominski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

WHEREAS, the said highway to be improved as aforesaid is situated entirely in said Town outside of any incorporated village or city therein; **NOW, THEREFORE,**

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 20th day of March, 1967, at 7:30 o'clock p.m., Eastern Standard Time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision

herein for the hearing.

- Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
 Supervisor Weber, Voting Aye
 Councilman Wroblewski, Voting Aye
 Councilman Trojanoski, Voting Aye
 Councilman Fath, Voting Aye
 Councilman Kaczmarek, Absent

- Councilman Rogowski, Voting Aye
 Councilman Obstarczyk, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1
State of New York)
County of Erie)

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

13th day of
19.67
Bennett
for Erie County
ROL P. BENNETT
Public, State of New York
Qualified in Erie County
Commission expires Mar. 30, 1968

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

and time, 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 Depew Herald & Cheektowaga News, a newspaper having a general circulation in the Town not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town main-
laid pursuant to subdivision

Seconded by Councilman Wroblewski and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye
Councilman Wroblewski, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Absent
Councilman Rogowski, Voting Aye
Councilman Obataryk, Voting Aye
AYES: 6; NOES: 0; ABSENT: 1
State of New York)
County of Erie)

BENEDICT T. HOLTE
Town Clerk of the Town hereby after described, **DO HEREBY CERTIFY** as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on Mar. 6th, 1967, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear as Item No. 28, inclusive of said book.
2. I have compared the attached extract with said minutes so recorded and said extract is a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.
3. Said minutes correctly state the time when said meeting was convened, the place where such meeting was held and the members of said Board who attended said meeting.

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town this 7th day of March, 1967.
BENEDICT T. HOLTE
Town Clerk

RICHARD G. BENNETT

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

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

_____ day of
1967

Bennett
Erie County
P. BENNETT
State of New York
in Erie County
expires Mar. 30, 1968

At a regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of March, 1967, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber
Supervisor
Felix T. Wroblewski
Councilman
Joseph M. Trojanoski
Councilman
Alancin M. Fath
Councilman
John V. Rogowski
Councilman
Joseph R. Obstarczyk
Councilman

ABSENT: Michael J. Kaczmarek
Item No. 28. Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 6th day of March, 1967.

**PUBLIC HIGHWAY TO
BE IMPROVED**

Name of Highway Vern Lane
from Sandy Lane to Easterly to
Union Road.

**TYPE OF STREET
LIGHTING INSTALLATION**

Twenty Three (23) 3350 Lumen
post top type mercury units. Es-
timated cost \$15.00 per year for
two years. 50 foot lot.

WHEREAS Andrew H. Schwesk,
Henry J. Janicki, and Casimir A.
Kozminski, Assessors of said
Town of Cheektowaga, have cer-
tified in writing to this Board
that the above petition is duly
signed and acknowledged in the
same manner as a deed to be
recorded by the owners of more
than one-half of the entire front-
age or bounds on both sides of
said highway to be improved as
aforesaid, and

WHEREAS, the said highway to
be improved as aforesaid is sit-
uated entirely in said Town out-
side of any incorporated village
or city therein; NOW, THERE-
FORE,

IT IS HEREBY ORDERED that
the Town Board of the Town of
Cheektowaga meet at the Town
Hall, corner of Broadway and
Union Road, in said Town of
Cheektowaga, on the 20th day of
March, 1967, at 7:30 o'clock
P.M., Eastern Standard Time, to
hear all persons interested in the
subject thereof concerning the
same, and

IT IS FURTHER ORDERED
that a copy of this order, certi-
fied by the Town Clerk, be pub-
lished at least once in the
CHEEKTOWAGA TIMES, a news-
paper having a general circula-
tion in the Town, not less than ten
(10) nor more than twenty (20)
days before the date set herein for
the hearing, and shall also be
posted on the signboard of the
Town maintained pursuant to sub-
division six of section thirty of the
Town Law of New York not less
than ten (10) nor more than twenty
(20) days before the date set here-
in for the hearing.

Seconded by Councilman Ro-
gowski and duly put to a vote

Voting AYE
Councilman Wroblewski
Voting AYE
Councilman Trojanoski
Voting AYE
Councilman Fath
Voting AYE
Councilman Kaczmarek
ABSENT
Councilman Rogowski
Voting AYE
Councilman Obstarczyk
Voting AYE

AYES:-6-NOES:-0-ABSENT:-1-
STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town
Clerk of the Town hereinafter
described, DO HEREBY CERTI-
FY as follows:

1. A regular meeting of the
Town Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
was duly held on March 6th, 1967,
and minutes of said meeting
have been duly recorded in the
Minute Book kept by me in ac-
cordance with law for the purpose
of recording the minutes of meet-
ings of said Board, and such min-
utes appear as Item No. 28
inclusive, of said book.

2. I have compared the attached
extract with said minutes so re-
corded and said extract is a true
copy of said minutes and of the
whole thereof insofar as said
minutes relate to matters re-
ferred to in said extract.

3. Said minutes correctly state
the time when said meeting was
convened, the place where such
meeting was held and the mem-
bers of said Board who attended
said meeting.

IN WITNESS WHEREOF, I have
hereunto set my hand and have
hereunto affixed the corporate
seal of said Town, this 7th day of
March, 1967.

BENEDICT T. HOLTZ (m9)
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication MAR 9 - 67; last publication MAR 9 - 67; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 21, 1967

Eleonore M. Dziolak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Item No. 29 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Niagara Frontier Transit System, Inc. has petitioned this Town Board for consent to operate buses over certain highways as more particularly set forth in the following Notice of Hearing, to wit:

NOTICE OF HEARING

Notice is hereby given pursuant to Section 64, Subdivision 7 of the Town Law of New York, that a hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, in the Council Chambers of the Town Hall, located at the corner of Broadway and Union Road in said Town, on Monday, March 20, 1967, at 7:30 o'clock P.M., E.S.T. for the purpose of considering and hearing all persons interested in the petition of Niagara Frontier Transit System, Inc. for consent to operate buses upon the following highways in Cheektowaga, to wit:

Kensington Expressway between the westerly town line at Eggert Road and Genesee Street and interchanges at:

- Pine Ridge Road
- Harlem Road
- Rosary Boulevard
- New York State Thruway
- Union Road
- Cayuga Road - Dick Road.

and on the following highways:

<u>ON</u>	<u>BETWEEN</u>	<u>AND</u>
Maryvale Drive	Community Drive	Rosary Boulevard
Rosary Boulevard	Maryvale Drive	Westbrook Drive
Westbrook Drive	Rosary Boulevard	Woodridge Avenue

By order of the Town Board, Town of Cheektowaga.

BENEDICT T. HOLTZ
Town Clerk

Dated: March 6, 1967

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish the foregoing notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on March 9, 1967.

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

- | | |
|-----------------------|-------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting NAYE |
| Councilman Fath | Voting AYE |

AYES: - 5 -

NAYES: - 1 -

ABSENT: - 1 -

(Affidavit on next page)

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

NOTICE OF HEARING
Notice is hereby given pursuant to Section 84 of the Town Law of New York, that a hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, in the Council Chambers of the Town Hall, located at the corner of Broadway and Union Road in said town, on Monday, March 20, 1967 at 7:30 o'clock P.M. E.S.T. for the purpose of considering and hearing all persons interested in the petition of Niagara Frontier Transit System, Inc. for consent to operate buses upon the following highways in Cheektowaga, to wit:

Kensington Expressway between the westerly town line at Eggart Road, and Genesee Street and interchanges at:
Pine Ridge Road
Harlem Road
Rosary Boulevard
New York State Thruway
Union Road

Cayuga Road - Dick Road
and on the following highways:
On Maryvale Drive between Community Drive and Rosary Boulevard;

On Rosary Boulevard between Maryvale Drive and Westbrook Drive;

On Westbrook Drive between Rosary Boulevard and Woodridge Avenue.

By order of the Town Board,
Town of Cheektowaga.

Dated: March 6, 1967
BENEDICT T. HOLTZ
m9 Town Clerk

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 9th day of March, 1967, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 13th day of

March, 1967

Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
Her commission expires Mar. 30, 1968

STATE OF NEW YORK }
COUNTY OF ERIE } m.
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 week:
first publication MAR 9 - 67
last publication MAR 9 - 67;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 21 1967, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Notice is hereby given pursuant to Section 24, Subdivision 1 of the Town Law of New York, that a hearing will be held by the Town Board of the Town of Cheekowaga, Erie County, New York, in the Council Chambers of the Town Hall, located at the corner of Broadway and Union Road in Cheekowaga town, on Monday, March 20, 1967, at 7:30 o'clock P.M., E.S.T. for the purpose of considering and hearing all persons interested in the petition of Niagara

to the following highways in Cheekowaga, to wit:

Kensington Expressway between the western town line at Eggert Road and Genesee Street and interchanges at:
Pine Ridge Road
Harlem Road
Rosary Boulevard
New York State Thruway
Union Road
Cayuga Road - Dick Road
and on the following highways:
On Maryvale Drive between Community Drive and Rosary Boulevard; on Rosary Boulevard between Maryvale Drive and Westbrook Drive; on Westbrook Drive between Rosary Boulevard and Woodridge Avenue.

By order of the Town Board,
Town of Cheekowaga.
Dated: March 6, 1967
BENEDICT T. HOLTZ
Town Clerk

EXTRACTS FROM MINUTES OF
TOWN BOARD

Item No. 30 Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, the Supreme Court of Erie County, Justice Harold P. Kelly presiding, has directed that a Special Election be held in Erie County on March 28, 1967, for the electors to vote on Erie County Local Law Intro. No. 7-1966 whereby Erie County is divided into 20 districts and one representative would be elected from each district, which said Local Law provides for the identical boundaries as Erie County Local Law Intro. No. 6-1966 which was defeated by the voters in the election on November 8, 1966, and

WHEREAS, Cheektowaga is split in such fashion that a part of Cheektowaga is joined with a part of Buffalo and a part of Amherst to form District No. 14; a part of Cheektowaga is joined with a part of Amherst to form District No. 15; a part of Cheektowaga is joined with a part of Amherst and all of Clarence to form District No. 16; and a part of Cheektowaga is joined with a part of Lancaster to form District No. 4, and

WHEREAS, this division of Cheektowaga would provide a devided and ineffective representation of the voters of the Town of Cheektowaga on the Erie County Legislature;

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board oppose Erie County Local Law Intro. No. 7-1966 and use all lawful means to insure its defeat at the election of March 28, 1967.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 31 Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that the Town Comptroller shall investigate the financial aspects of the Town of Cheektowaga adopting the 1/60th of average salary for a five-year period, times the number of years of service for employees' pensions which the Finance Committee of the Board of Supervisors approved for county employees on March 3, 1967.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 32 Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that Robert Hopkins, Appraiser, be retained to submit an appraisal of the Warda and Ressler properties, east of the Town Hall, Broadway, Cheektowaga, New York, for the sum of seven hundred and fifty dollars (\$750.00).

Item No. 32 cont'd

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 - NAYES: - 0 - ABSENT: - 1 -

Item No. 33 Communication from Mrs. Louise Sobkowiak, regis-
tering complaint about conditions of the lot next door. Referred to the Building In-
spector.

Item No. 34 Communication from Dr. Vendetti requesting permission to attend the
annual convention of the National Air Pollution Control Association.

 Councilman Fath presented the following resolution and moved its
adoption:

 WHEREAS, Dr. Louis A. Vendetti, Chairman of the Cheektowaga Air Pol-
lution Control Board, has requested permission to attend the Annual Convention of
the National Air Pollution Control Association on June 11th to June 16th, 1967, to
be held in Cleveland, Ohio; NOW, THEREFORE,

 BE IT RESOLVED, that permission is hereby granted to Dr. Vendetti,
along with permission to Councilman Trojanoski, to attend the Annual Convention of
the National Air Pollution Control Association in Cleveland, Ohio, from June 11th
to June 16th, 1967, inclusive, and be it

 FURTHER RESOLVED, that all reasonable and necessary expenses incurred
in such attendance shall be reimbursed by the Town.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 - NAYES: - 0 - ABSENT: - 1 -

Item No. 35 Communication from Arthur F. Marmoy, Director of Senior Citizens'
Activities requesting permission for his wife to attend the New York State Recreation
and Parks Society Conference.

 Supervisor Weber presented the following resolution and moved its
adoption:

 RESOLVED, that Arthur F. Marmoy, Director of Senior Citizens Activities,
is hereby granted permission to attend the New York State Recreation and Park Society
Conference in Rochester, New York, from April 16th, through April 19th, 1967, inclusive,
and be it

 FURTHER RESOLVED, that all reasonable and necessary expenses incurred
at such attendance shall be reimbursed by the Town of Cheektowaga.

Item No. 35 cont'd

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 36
license.

From the table, communication from Donald H. Mack requesting a kennel

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Donald H. and Claire L. Mack are hereby granted permission to operate a dog kennel at 879 Dick Road, Cheektowaga, New York.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 37

From the table, resolution re: \$150 increase in pay for E. Bobeck, Payroll Clerk, and \$4.00 per hour for Chester Rutkowski, Motor Equipment Operator in the Recreation Department.

Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that the salary of Eugenia Bobeck, Payroll Clerk, be increased \$150.00 to a total of \$5,700.00 annually. This resolution to take effect as of March 6, 1967.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 38
adoption:

Councilman Rogowski presented the following resolution and moved its

WHEREAS, the Town desires to arrange for a meeting with the State Department of Public Works in Albany to discuss matters pertaining to the Kensington Expressway; NOW, THEREFORE,

Item No. 38 cont'd

BE IT RESOLVED, that when a meeting has been arranged, any member of the Town Board, the Town Attorney, and the Deputy Town Attorney may attend such meeting in Albany, and be it

FURTHER RESOLVED, that all necessary and reasonable expenses incurred at such attendance shall be reimbursed by the Town.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

NAYES: - 0 -

ABSENT: - 1 -

Item No. 39 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski to adjourn the meeting.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 10Cheektowaga, New York
March 20, 1967

Item No. 1 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 20th day of March, 1967, at 7:30 p.m., E.S.T., there were:

PRESENT: Daniel E. Weber	Supervisor
John V. Rogowski	Councilman
Felix T. Wroblewski	Councilman
Michael J. Kaczmarek	Councilman
Joseph R. Obstarczyk	Councilman
Joseph M. Trojanoski	Councilman
Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Town Clerk Benedict T. Holtz, Town Attorney Kitzinger, Town Engineer Bryan, Chief Kostrzewski, Town Comptroller Kloss, Henry Janicki, and Norbert Skibinski.

Rev. Chester Malinowski of Resurrection R.C. Church opened the meeting with prayer.

Item No. 2 This was the time and place advertised for the receiving of bids for the furnishing of bituminous coated corrugated metal pipe. Bids were referred to the Town Engineer.

Item No. 3 This was the time and place advertised for the receiving of bids for the installation and construction of sidewalks including incidental piping. Bids were referred to the Town Engineer.

Item No. 4 This was the time and place advertised for the receiving of bids for the furnishing of all tools, equipment, materials and together with all labor for the construction of approximately 5,290 lineal feet of 24" diameter pipe, in various streets, in Sanitary Sewer District No. 5. Bids were referred to the Town Engineer and to Nussbaumer & Clarke, Inc.

Item No. 5 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Steven Drive	Randy Way	Caprice Drive

TYPE OF STREET LIGHTING INSTALLATION

Thirty (30) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$16.50 per year for two years. 50 foot lot.

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

Item No. 5 cont'd

adoption: Councilman Obstarczyk presented the following resolution and moved its

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Steven Drive	Randy Way	Caprice Drive

TYPE OF STREET LIGHTING INSTALLATION

Thirty (30) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$16.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURHTER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURHTER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 6 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

Item No. 6 cont'd

<u>Name of Highway</u>	<u>From</u>		<u>To</u>
Brentwood Drive	French Road	northerly	Sublot 22 M.C. 2195 & northerly to Sublot 10 M.C. 2229

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.00 per year for two years. 50 foot lot.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>		<u>To</u>
Brentwood Drive	French Road	northerly	Sublot 22 M.C. 2195 & northerly to Sublot 10 M.C. 2229

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURHTER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE

Item No. 6 cont'd

Councilman Obstarczyk
Councilman Trojanoski
Councilman Fath

Voting AYE
Voting AYE
Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 7 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Vern Lane	Sandy Lane	easterly Union Road

TYPE OF STREET LIGHTING INSTALLATION

Twenty-three (23) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$15.00 per year for two years. 50 foot lot.

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

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board has this day held a public hearing on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Vern Lane	Sandy Lane	easterly Union Road

TYPE OF STREET LIGHTING INSTALLATION

Twenty-three (23) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$15.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and

Item No. 7 cont'd

that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 8 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has duly held a hearing pursuant to the provisions of Subdivision 7 of Section 64 of the Town Law, after advertisement thereof, as therein provided, to consider and hear all persons interested in the petition of Niagara Frontier Transit System, Inc. as more particularly set forth in a resolution duly adopted by this Town Board on March 6, 1967, and having heard all persons interested and having given due consideration,

NOW, THEREFORE, BE IT RESOLVED as follows:

That consent is herewith granted to the Niagara Frontier Transit System, Inc. to operate buses upon the following highways in Cheektowaga, to wit:

Kensington Expressway between the westerly town line at Eggert Road and Genesee Street and interchanges at:

Pine Ridge Road
 Harlem Road
 Rosary Boulevard
 New York State Thruway
 Union Road
 Cayuga Road - Dick Road

and on the following highways:

<u>ON</u>	<u>BETWEEN</u>	<u>AND</u>
Maryvale Drive	Community Drive	Rosary Boulevard
Rosary Boulevard	Maryvale Drive	Westbrook Drive
Westbrook Drive	Rosary Boulevard	Woodridge Avenue

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 9 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, this Town Board held a public hearing on February 20, 1967, on the petition requesting the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>		<u>To</u>
Zoerb Avenue	Nagel Drive	east	Nantucket Drive West

TYPE OF STREET LIGHTING INSTALLATION

Twenty-six (26) Heritage Gas Lights, Model #302, dual mantle.
Total installed cost \$2,735.60.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby decide, upon the evidence given at the February 20th, public hearing,

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 10 Communication from the New York State Electric & Gas Corporation re: Installation and removal of street lamps on Borden Road and French Road. Received and filed.

Item No. 11 Communication from the New York State Electric & Gas Corporation re: Installation and removal of street lamps on Old Union Road and French Road. Received and filed.

Item No. 12 Communication from Governor Rockefeller acknowledging receipt of resolution concerning the relocation of the Williamsville Toll Barrier; assuring that if bill is passed by the Legislature it will receive the Governor's careful consideration. Received and filed.

Item No. 13 Communication from Senator McGowan acknowledging receipt of resolution concerning the relocation of the Williamsville Toll Barrier to a point east of Transit Road; assuring that it is the prime objective of his legislative program. Received and filed.

Item No. 14 Communication from the Town Engineer re: Provisional appointment for Sewage Treatment Plant Operators.

Councilman Rogowski presented the following resolution and moved its adoption:

RESOLVED, that

Roman Jaworowicz
Alfred Zalenski
Floyd Yamarino
Joseph Winnicki

are to be continued in the position of Sewage Treatment Plant Operators on a provisional basis.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 15 Communication from the Town Engineer re: Sewage Treatment Plant Operators' School @ Syracuse.

Councilman Rogowski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the following town employees are hereby authorized to attend the Sewage Treatment Plant Operator's School at Syracuse University at Town expense:

Alfred Zalenski
Roman Jaworowicz
Floyd Yamarino
Joseph Winnicki

The date for said schooling will be such as can be arranged by the Town Engineer.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 16 Communication from the Town Engineer re: Appointment of Mr. John Slisz as a Laborer at Disposal Plant No. 5.

Councilman Rogowski presented the following resolution and moved its adoption:

BE IT RESOLVED, that at the direction of the Erie County Personnel Department, Mr. John Slisz is removed from the roles of the Town of Cheektowaga as a Sewage Treatment Plant Provisional Operator, effective March 3, 1967.

Said employee is to be retained as an employee of the Town under the classification of Laborer at the rate of \$2.83 per hour, and

BE IT FURTHER RESOLVED, that Mr. John Martin, Sewage Plant Operator be transferred from Disposal Plant #5 to Disposal Plant #3.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 17 Communication from the Town Engineer re: Appointment of Mr. William Wozniak as "Maintenance Man".

Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, William Wozniak of Cheektowaga, New York, is presently employed as a Laborer for the Town, and

WHEREAS, said employee has been actually engaged in general maintenance work, and

WHEREAS, the Town Board in a resolution dated January 3rd, assigned him the title of Mechanic's Helper; NOW, THEREFORE,

BE IT RESOLVED, that said resolution dated January 3rd, is hereby rescinded, and be it

FURTHER RESOLVED, that William Wozniak is hereby appointed to the position of Maintenance Man in the Sewer Maintenance Department at a salary of \$3.00 per hour.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 18 Communication from the Town Engineer re: Creation of position of Engineer Assistant in the Engineering Department.

Item No. 18 cont'd

Councilman Wroblewski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the position of Engineer Assistant be and the same hereby is created.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 19 Communication from the Cheektowaga Classic Baseball League re: 1967 Season. Received and filed.

Item No. 20 Communication from the Cheektowaga Planning Commission re: 1967 Officers. Received and filed.

Item No. 21 Communication from the Cheektowaga Planning Commission re: Annual Dues in the New York State Federation of Official Planning Organizations, also a list of the 1967 Cheektowaga Planning Commission Members and 1967 Zoning Board of Appeals Members.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the voucher for annual dues in the New York State Federation of Official Planning Organizations, requested by the Planning Commission, be paid for.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 22 Communication from the Town Engineer re: Water Districts No. 9 and No. 10.

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Erie County Water Authority contends that it is exempt from the payment of fee of \$15.00 for a permit to excavate upon Town Property or Town highway right-of-way under ordinance adopted September 20, 1954, and amended December 6, 1954, and has refused to enter into lease management agreements for Water District 6, 9 and 10 and to perform the interconnection improvement work in Water District No. 9, for which the Town Board has completed financing arrangements, and

Item No. 22 cont'd

WHEREAS, the interests of the Town will best be served if the exemption is conceded to the Erie County Water Authority if the Authority will execute the lease-management agreements and perform the interconnection work; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board will concede the position of the Erie County Water Authority that it is exempt from payment of the permit fee of \$15.00 to excavate on Town Property or Town highway right-of-way, providing that the said Authority shall promptly execute lease-management agreements for Water Districts Nos. 9 and 10 and to perform the interconnection work in Water District No. 9.

Seconded By Supervisor Weber and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 23 Communication from the South Line Fire District No. 10 requesting immediate action on improving the water supply in District No. 9 on Borden Road which was approved at a public hearing on June 6, 1966. Received and filed.

Item No. 24 Communication from Pine Hill Fire District No. 5 requesting the installation of a hydrant on Villa Moraine and on Bell Street.

Councilman Fath presented the following resolution and moved its adoption:

RESOLVED, that at the request of the Board of Fire Commissioners of Pine Hill Fire District No. 5, the Erie County Water Authority is hereby authorized to install and maintain two (2) new fire hydrants; one on the northwest corner of Madonna Lane, and one in the center of the block on Bell Street.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 - NAYES: - 0 - ABSENT: - 0 -

Item No. 25 Communication from Dr. Vendetti re: Health Officer's Report for February 1967. Received and filed.

Item No. 26 Communication from the Town Engineer re: Municipal Swimming Pool, Change Order No. G-1.

Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that Change Order G-1 for the Municipal Swimming Pool and Bathhouse for the acceptance separate price bid No. 3 in the amount of \$6,000.00 sub-

Item No. 26 cont'd

mitted by the successful bidder Cassiol Construction Company be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 27 Communication from the Town Engineer re: Municipal Swimming Pool, Change Order No. G-2.

Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that Change G-2 for the Municipal Swimming Pool and Bath-house for the acceptance separate price in the amount of \$948.00 submitted by the successful bidder Cassiol Construction Company be approved and the Supervisor is hereby authorized to sign the same in behalf of the Town of Cheektowaga.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 28 Communication from Nussbaumer & Clarke, Inc. re: Incinerator Study, items that should be included in the study and fee for doing the work. Referred to the Town Board.

Item No. 29 Three Notices of Appropriation from the New York State Department of Public Works, Bureau of Right of Way and Claims re: Kensington Expressway Extension. Referred to the Town Engineer.

Item No. 30 Communication and resolution from the Town Engineer re: Sewage Treatment Plant No. 5, authorization to revise plans and specifications. Tabled by Supervisor Weber and Councilman Wroblewski until April 3, 1967, at 2:30 p.m., E.S.T.

Item No. 31 Communication from Floyd Yamarino, Jr. requesting an extension of regular sick leave benefits.

Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that Floyd Yamarino, Jr. employed as a Sewage Plant Operator at Disposal Plant No. 5 be granted eight (8) weeks sick leave with pay, beginning March 27th, through May 19th, 1967.

Item No. 31 cont'd

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 32 Communication from Walter F. Nowak of Herbert Avenue re: Water and mud damage to property owners on Herbert Avenue due to drainage from the construction of homes by Mr. Minotti on Villa Moraine Drive. Referred to the Town Clerk for a communication.

Item No. 33 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Building Permits approved by the Building Inspector from March 7th through March 20th, 1967, be approved.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 34 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, emergency repairs were required on the sewer at 28 Banko Drive, 36 Banko Drive, 44 Banko Drive, and 46 Banko Drive in Sanitary Sewer District No. 7 (Depew Extension) which were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to a total of \$1,880.12; NOW, THEREFORE,

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$472.26 (28 Banko Drive), \$576.28 (36 Banko Drive), \$553.75 (44 Banko Drive) and \$277.83 (46 Banko Drive) to do the work and furnish the materials be approved and ordered paid.

as follows: Seconded by Supervisor Weber and duly put to a vote which resulted

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 35
adoption:

Councilman Fath presented the following resolution and moved its

BE IT RESOLVED, that the position of Public Works Inspector be and the same hereby is created.

Seconded by Supervisor Weber and duly put to a vote which resulted as follows:

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 36

Communication from St. Barnabas R.C. Church requesting the installation of an electric light at the Dick Road entrance to the Church. Referred to Councilman Obstarczyk.

Item No. 37
adoption:

Councilman Rogowski presented the following resolution and moved its

BE IT RESOLVED, that the leave of absence granted to Henry J. Janicki from his former position as Draftsman, effective April 1, 1966, be extended to April 1, 1968, without pay.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 38
adoption:

Councilman Rogowski presented the following resolution and moved its

WHEREAS, Walden Avenue between Harlem Road and Dick Road in the Town of Cheektowaga is a heavily traveled highway used by the residents of said Town and others, and

WHEREAS, the traffic conditions on said Walden Avenue between the Thruway overpass and Union Road have become congested and have created a hazard to the traveling public due to the opening of additional retail businesses, and

WHEREAS, a thorough study is necessary to alleviate the serious traffic conditions, and

WHEREAS, immediate action is necessary to curtail left turns across the mall between said Thruway overpass and Union Road; NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga hereby requests that the Erie County Board of Supervisors and the Erie County Department of Public Works investigate and study said traffic conditions, with the aim of alleviating same, covering the entire area of Walden Avenue ^{between Harlem Road and Dick Road} and Dick Road, and be it

FURTHER RESOLVED, that the Cheektowaga Town Board hereby requests said Erie County Board of Supervisors and Erie County Department of Public Works to

Item No. 38 cont'd

cause signs to be posted immediately along said mall between the Thruway overpass and Union Road indicating that no left turns across said mall be allowed, and be it

FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Erie County Board of Supervisors and the Erie County Department of Public Works.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 39 Communication from the William Street Citizens and Taxpayers Protective Association, Inc. re: Lack of sidewalks along William Street. Received and filed.

Item No. 40 Councilman Trojanoski presented the following resolution and moved its adoption:

BE IT RESOLVED, that the owners of the parcels of land bearing the following descriptions and setting forth the name of each owner and his address as appears upon the assessment roll of this town, are hereby ordered to construct a sidewalk in the street or streets on which their properties abut, in accordance with the ordinance adopted June 6, 1955, and known as the "Sidewalk Ordinance" and the Town Clerk shall give notice of this order by registered mail addressed to each such owners at his aforementioned address, with return receipt requested, and each such letter shall specify that said owner shall construct said sidewalk within thirty (30) days from date of said letter and that if such sidewalk required to be so built shall not have been constructed within said time prescribed, the Town Board will cause the same to be done and audit and pay the expense thereof against the property benefited, as provided in Section 200-a of the Town Law of New York.

GLIDDEN STREET

B & B Supermarket Management Inc.
433 Lake Avenue
Blasdell, New York

S.L. 48 - 50

Pelegra Fronckowiak

Cheektowaga, New York 14206

S.L. 11 - 20

Glidwill Realty Corp.
511 Lafayette Bldg.
Buffalo, New York 14203

Acreage
(S.E. corner Glidden Street)

LUDWIG AVENUE

Leo S. Chmura & W

M.C. 411

Cheektowaga, New York 14225

S.L. 14 - Pt. 17

Item No. 40 cont'dLUDWIG AVENUE cont'd

<u>Stanley Liszewski & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 17 - Pt. 19	
<u>Chester Durawa & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 19 & 20	
<u>Albert G. Hall</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 21 & Pt. 22	
<u>Casimer Cegielski & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 22 - Pt. 24	
<u>Theodore J. Cegielski & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 24 & 25	
<u>Richard J. Jezuit & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 26 - 28	
<u>Joseph Jankowski Jr. & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 29 - 31	
<u>Raymond E. Twarog & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 32 & Pt. 33	
<u>Joseph A. Drews & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 33 & 34	
<u>Alexander R. Kaczmarek & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 35 & Pt. 36	
<u>Ronald Fial & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. Pt. 36 & 37	

Item No. 40 cont'dLUDWIG AVENUE cont'd

<u>Leo Biniacki</u>	M.C. 411
Buffalo, New York 14212	
S.L. 38 - 40	
S.L. 41	
(S.E. corner Ludwig Avenue)	
<u>Stanley Nona & W</u>	M.C. 411
Buffalo, New York 14206	
S.L. 42	
(N.E. corner Ludwig Avenue)	
S.L. 43 - 45	
<u>Michael Janodzinski & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 46 - 49	
<u>Walter Schaefer & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 50 - 52	
<u>Edward Musielak & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 53 - 55	
<u>Bronislaus Zandrowicz & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 56 - 58	
<u>John M. Slomba & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 59 & 60	
<u>Ronald Norman</u>	M.C. 411
Cheektowaga, New York 14211	
S.L. 61 & 62	
<u>Mrs. Juscynski</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 63 & 64	
<u>Edward Matuszak & W</u>	M.C. 411
Cheektowaga, New York 14225	
S.L. 65 & 66	

Item No. 40 cont'd

LUDWIG AVENUE cont'd

Walter Maziol M.C. 411
Cheektowaga, New York 14225
S.L. 67 - Pt. 69

Edward S. Wilkolaski M.C. 411
Elma, New York 14059
S.L. Pt. 69
S.L. 70
(S.E. corner Ludwig Avenue)

Lu-Will Development Inc. M.C. 411
72 Rand Avenue
Buffalo, New York 14216
S.L. 1
(N.E. corner Ludwig Avenue)

MEADOWLAWN ROAD

Henry J. Ozimek & W M.C. 1060-1070
Cheektowaga, New York 14225 BL E
S.L. 7 & Pt. 8
(Homeworth Parkway)

Arthur Musarra M.C. 1060-1070
Ellicott Sq. Bldg. BL E
Buffalo, New York 14203
S.L. Pt. 8 & Pt. 9

Fred Pascolini & W M.C. 1060-1070
Cheektowaga, New York 14225 BL E
S.L. Pt. 9 - 11

Raymond W. Reese & W M.C. 1060-1070
Williamsville, New York 14221 BL E
S.L. 12 & 13

Walter Reese & W M.C. 1060-1070
Cheektowaga, New York 14225 BL E
S.L. 14 & 15

Philip G. Barth M.C. 1060-1070
Buffalo, New York 14202 BL E
S.L. 16 - 20

Santin & I M.C. 1060-1070
Cheektowaga, New York 14215 BL E
S.L. 21 - 24

Item No. 40 cont'dMEADOWLAWN ROAD cont'd

Michael Lotthrain & <u>W</u>	M.C. 1060-1070
Buffalo, New York 14211	BL E
S.L. 25 & 26	
Kenneth L. Eastland	M.C. 1060-1070
Cheektowaga, New York 14225	BL E
S.L. 27 & 28	
Gwin Development <u>Corp.</u>	M.C. 1060-1070
Depew, New York 14043	BL E
S.L. 29 & 30	
Russell R. Ruhland & <u>W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL K
S.L. 1 (S.E. corner Meadowlawn)	
S.L. 2	
Anthony Weibel & <u>W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL K
S.L. 3 - 5	
Santin & <u>I</u>	M.C. 1060-1070
Cheektowaga, New York 14215	BL K
S.L. 6 - 10	
D & H Mason	M.C. 1060-1070
Cheektowaga, New York 14225	BL K
S.L. 11 - 15	
Charles E. Mertz & <u>W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL K
S.L. 16 - 18	
Robert Abel & <u>W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL D
S.L. 38 & 39	
Michele Stallone & <u>W</u>	M.C. 1060-1070
Buffalo, New York 14201	BL D
S.L. 40 & 41	

Item No. 40 cont'dMEADOWLAWN ROAD cont'd

<u>Bertha Friedrich</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL D
S.L.	42 & 43	
<u>Henry Friedrich</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL D
S.L.	44	
<u>Cervi Construction</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL D
S.L.	45 - 47	
<u>Camille Wojcicki</u>		M.C. 1060-1070
Depew, New York	14043	BL D
S.L.	48 & 49	
<u>Clutch Artists Mod. Auto Club of Bflo.</u>		M.C. 1060-1070
202 Rhode Island		BL D
Buffalo, New York	14203	
S.L.	50 - 52	
<u>Florian D. May & W</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL D
S.L.	53 - 55	
<u>Charles E. Williams</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL D
S.L.	56 - 58	
<u>Blandin Dream Homes Inc.</u>		M.C. 1060-1070
4227 Harlem Road		BL J
Snyder, New York	14226	
S.L.	33 & 34	
<u>Annalisa D. Rote</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL J
S.L.	35	
<u>Fred Bolz & W</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL J
S.L.	36 - 39	
<u>Donald L. Pawlik & W</u>		M.C. 1060-1070
Cheektowaga, New York	14225	BL J
S.L.	40 - 43	

Item No. 40 cont'dMEADOWLAWN ROAD cont'd

<u>Ernest A. Nappo</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL J
S.L. 44 & 45	
<u>Frank F. Hoy & W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL J
S.L. 46 & 47	
<u>Peter S. Roqala & W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL J
S.L. 48 & 49	
<u>Richard D. Depew</u>	M.C. 1060-1070
Egbertsville, New York 14226	BL J
S.L. 50 & 51	
<u>Cervi Construction</u>	M.C. 1060-1070
194 Poincianna Drive	BL J
Cheektowaga, New York 14225	
S.L. 52 & 53	
<u>John Lewis & W</u>	M.C. 1060-1070
Cheektowaga, New York 14225	BL J
S.L. 54 - 56	
<u>Santin & I</u>	M.C. 1060-1070
Williamsville, New York 14221	BL J
S.L. 57	
S.L. 58	
(N.E. corner Meadowlawn)	

HARLEM ROAD

<u>Peter P. Imbierowski & W</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 43 & 44	
<u>John J. Guida & W</u>	M.C. 1359-1440
Amherst, New York 14221	
S.L. 45 & 46	
(N.E. corner)	
<u>Robert H. Seiwart & W</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 47 - 49	

Item No. 40 cont'dHARLEM ROAD cont'd

<u>Mitchel J. Borowiec & W</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 50 & 51	
<u>Charles P. Graziano & W</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 52	
<u>Christopher Scolese & W</u>	M.C. 1359-1440
Buffalo, New York 14210	
S.L. 53 (N.E. corner)	
<u>Martha Imbierowski</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 317A (corner Harlem & Homesgarth)	
<u>Charles Schubauer</u>	M.C. 1359-1440
Cheektowaga, New York 14225	
S.L. 318 & 319	
<u>George W. Ehrqott & W</u>	M.C. 1180
Cheektowaga, New York 14225	
S.L. 1 & Pt. 2	
<u>Harold F. Debolt & W</u>	M.C. 1180
Cheektowaga, New York 14225	
S.L. Pt. 2 & Pt. 3	
<u>Rita P. Merlo</u>	M.C. 1180
Buffalo, New York 14226	
S.L. Pt. 3 & Pt. 4	
<u>William P. Knoerschild et al</u>	M.C. 1180
Cheektowaga, New York 14225	
S.L. Pt. 4 & 5	
<u>Dorothy Patti</u>	M.C. 1180
Buffalo, New York 14211	
S.L. 6 & 7	

Item No. 40 cont'd

HARLEM ROAD cont'd

John J. Myka & W
Cheektowaga, New York 14225
S.L. 8
M.C. 1180

Aca Machine Tool Co., Inc.
3799 Harlem Road
Cheektowaga, New York 14225
S.L. 9 - 11
M.C. 1180

Joseph Derino & W
Cheektowaga, New York 14215
S.L. 15 & Pt. 16
M.C. 1180

Howard F. Wells
Cheektowaga, New York 14225
S.L. Pt. 16, 17,
18 & Pt. 19
M.C. 1180

Theodore Iminski & 1
Cheektowaga, New York 14225
S.L. Pt. 19 & 20
M.C. 1180

Bertha Allgaier
Cheektowaga, New York 14225
S.L. 21 & 22
M.C. 1180

Abraham Hashem & 1
Cheektowaga, New York 14225
S.L. 23 & 24
M.C. 1180

Victor Reinstein
Cheektowaga, New York 14225
E. Harlem 280' north of Huth Rd.
Acreage

Leone Richard
Cheektowaga, New York 14225
S.L. 39 - 42
M.C. 1359-1440

John J. Bona
Kenmore, New York 14223
E. Harlem 1405' south of Homesgarth
Acreage

Anna Tamiorski
Cheektowaga, New York
S.L. 23
(corner Harlem & Loretto)
M.C. 1776

Item No. 40 cont'd

HARLEM ROAD cont'd

John W. Berryman Bldrs. Acreage
173 Cadman Drive
Williamsville, New York 14221

E. Harlem 366' south of Homesgarth

Esso Standard Oil Co. Acreage
Hutchinson River Parkway
Pelham, New York

(N.E. corner Seton & Harlem Rd.)

Bertha Allgaier Acreage
M.C. 1781

Cheektowaga, New York 14225

S.L. 1 & 2

Frank Boxhorn & W Acreage

Cheektowaga, New York

E. Harlem 871' north of Maryvale

Joseph R. Rutecki Acreage

Cheektowaga, New York 14225

E. Harlem 80' north of Maryvale

Theresa C. Williams Acreage

Cheektowaga, New York 14225

E. Harlem 681' north of Maryvale

United German & French Cemetery Assn.
and Mount Calvary Cemetery Acreage
Office - Pine Ridge Road
Cheektowaga, New York

E. Harlem 523' north of Maryvale

Erie County Water Authority Acreage
Ellicott Square Bldg.
Buffalo, New York 14203

Harlem Road north of Cleveland Dr.

Cleveland Hill Fire Dist. #6 M.C. 1180
440 Cleveland Drive
Cheektowaga, New York 14225

S.L. 25 - 27

Snyder Court Ltd. M.C. 1722
25 Morgan Parkway
Williamsville, New York 14221

S.L. 1
(corner - north line of
Chktwg. & E. side of Harlem)

Item No. 40 cont'dHARLEM ROAD cont'd

<u>Justin Realty Co., Inc.</u> 195 Bentham Parkway Buffalo, New York 14226	M.C. 1722
S.L. 22 (corner Harlem & Wayne Terr.)	
Reed E. Low	Acreage
Cheektowaga, New York 14225	
E. Harlem 184' south of Maryvale	
<u>Joseph Plumery</u>	Acreage
Cheektowaga, New York 14225	
E. Harlem 124' south of Maryvale	
<u>Aquilina Service Station Inc.</u> 36 Manchester Place Buffalo, New York 14213	Acreage
E. Harlem 100' south of Maryvale	
Gordon T. Owen St.	M.C. 1681-1686
Cheektowaga, New York 14225	
S.L. 62 rear on Harlem Road	
Stephen L. Rutka	M.C. 1681-1686
Cheektowaga, New York 14225	
S.L. 63 rear on Harlem Road	
Adelbert J. Mosiow	M.C. 1681-1686
Cheektowaga, New York 14225	
S.L. 63A rear on Harlem Road	
Alexander Eleccko	M.C. 1681-1686
Cheektowaga, New York 14225	
S.L. 64 rear on Harlem Road	
Burt Murti	M.C. 1681-1686
Buffalo, New York 14215	
S.L. 65 rear on Harlem Road S.L. 66	

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

Item No. 40 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 41 Councilman Obstarczyk presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation is hereby authorized to make repairs at the following locations:

2533 Genesee Street	on 1	4000 lumen incandescent
126 Eggert Road	" 1	2500 " "
57 Kaufman Road	" 1	2500 " "
2577 Genesee Street	" 1	4000 " "
13 Preston Road	" 1	2500 " "
127 Kenville Road	" 1	2500 " "

and also to remove 2 6000 lumen incandescents on Century Road between Cleveland Drive and Kensington Avenue, Poles 12 and 21, and replace them with 400 volt mercury vapors.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 42 Communication from Mrs. Victor Reinstein, Town Historian, opposing the rezoning of property on Aero Drive completely surrounding the War of 1812 Cemetery. Received and filed.

Item No. 43 Communication from Mr. & Mrs. Joseph T. Zablotny, Chairmen Golden Jubilee Committee, St. John Gualbertus R.C. Church, requesting permission to erect three or four small signs.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, St. John Gualbert R.C. Church is celebrating a Golden Jubilee throughout the year 1967, and

WHEREAS, the Golden Jubilee Committee has asked permission to erect three or four small signs regarding the same; NOW, THEREFORE,

BE IT RESOLVED, that permission is hereby granted to the Golden Jubilee Committee of St. John Gualbert R.C. Church to erect three or four small signs, approximately 2' in diameter, in the roadside of the relative vicinity approaching to the church, with the restriction that these signs are not to be near any other signs or placed to form an obstruction or objection in any manner and are to be taken down after the observance.

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

Item No. 43 cont'd

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 44 Communication to the New York State Department of Public Works from Mr. Robert A. Mazurowski, 80 Muskingum Street, Depew, New York, re: Construction of Dingens Street with a future street in mind. Referred to the Superintendent of Highways and the Town Attorney.

Item No. 45 Communication from the Walden Kwik Auto Wash, Inc. submitting a proposal to wash Town owned cars. Referred to the Chief of Police.

Item No. 46 Communication from the Superintendent of Highways re: Award of bids for two (2) Mobile Radios and one (1) 1967 Wheel Mounted Bituminous Paver.

Councilman Rogowski presented the following resolution and moved its adoption:

WHEREAS, bids were duly received as a result of an advertisement therefor for the furnishing of two mobile radios and one 1967 wheel mounted bituminous paver on March 6, 1967, at 2:30 P.M. at a meeting duly called and held by this Town Board and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, the Superintendent of Highways has submitted such analysis, tabulation and report dated March 13, 1967, addressed to the Supervisor, copy of which is hereto attached; NOW, THEREFORE,

BE IT RESOLVED, that as recommended by the Superintendent of Highways, contract for the furnishing of two mobile radios be and the same hereby is awarded to the General Electric Company for the sum of \$1,565; and contract for the 1967 wheel mounted bituminous paver is awarded to Atlantic Tug & Equipment Co. for the sum of \$28,985, such bidders being the lowest responsible bidders for said equipment, payment for which shall be made from Highway Item No. 3.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 47 Supervisor Weber presented the following resolution and moved its adoption:

RESOLVED, that Chester L. Bryan of 123 Victoria Boulevard, Cheektowaga, New York, who has been serving on a provisional basis as Town Engineer, is hereby appointed Town Engineer on a permanent basis, effective immediately, the provisional appointment being herewith terminated, with the salary for the permanent position to be continued at \$14,000 annually.

Item No. 47 cont'd

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 48
adoption:

Supervisor Weber presented the following resolution and moved its

RESOLVED, that the position of Clerk-Typist for service in the Justices of Peace office is hereby created at a starting salary of \$4,050.00 per annum, and be it

FURTHER RESOLVED, that Bernadette Zubek, residing at Avenue, Depew, New York, hereby is appointed to said position of Clerk-Typist in the Justices of Peace office, on a permanent basis, subject to a probationary term of six months, at an annual starting salary of \$4,050.00 with an increment of \$100 after six months of service. This resolution to take effect immediately.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 49
adoption:

Supervisor Weber presented the following resolution and moved its

WHEREAS, Local 1581 IUE - AFL - CIO and American Welders Union of Western New York representing employees of the Westinghouse Electric Corporation have requested the installation of a traffic control signal at the intersection of Genesee Street and Sugg Road to alleviate the hazardous driving conditions resulting from the heavy traffic at this intersection, and

WHEREAS, Genesee Street is a State highway so that the installation of such signal light requires action from the State Traffic Commission; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby requests the State Traffic Commission to cause to be installed a traffic control Signal at the intersection of Genesee Street and Sugg Road and the Town Clerk is directed to send a certified copy of this resolution to said Commission with the request that such installation be made as promptly as possible.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE

Item No. 49 cont'd

Councilman Trojanoski
Councilman Fath

Voting AYE
Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 50
adoption:

Councilman Rogowski presented the following resolution and moved its

RESOLVED, that pursuant to the provisions of the Unsafe Buildings and Collapsed Structures Ordinance of the Town of Cheektowaga, Erie County, New York, being Local Ordinance No. 40, Carl Trafalski, the Building Inspector, is hereby appointed as the official who shall be responsible for the purpose of enforcing this ordinance and pursuant thereto is directed to make a formal inspection of all structures located within the Town of Cheektowaga which in his opinion he shall deem to be unsafe or dangerous to the public and shall report in writing to this Board his findings and recommendation in regard to their removal or repair and shall for that purpose inspect on a priority basis the following properties. to wit:

and the Board of Assessors is herewith directed to furnish to the Building Inspector and this Town Board the names of the owners of said premises as shown by the last preceding completed assessment roll of this Town, and be it

FURTHER RESOLVED, that the Town Clerk be required to furnish a certified copy of this resolution to Carl Trafalski, Building Inspector, and to the Board of Assessors.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 51 Resolution re: Retaining of Foit, Baschnagel, Maharan and Albert to prepare plans and specifications for an addition to the existing Town Hall and the conversion thereof from a Class "B" (fire resistant) building to a Class "A" (fire proof) building, at a fee of 6% of the contract cost. Tabled by Councilman Rogowski and Councilman Kaczmarek until April 3, 1967, at 2:30 p.m., E.S.T.

Item No. 52
adoption:

Councilman Rogowski presented the following resolution and moved its

RESOLVED, that the Supervisor shall verify on behalf of the Town of Cheektowaga such pleadings as the Town Attorney shall decide to interpose to the Answer and Counterclaim made by the defendant Walland Floor Co., Inc. in the action of Western New York Plumbing Co., Inc. vs. Robert W. Chambers, et al.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 53 Resolution re: Franchis fee to be paid by the Town for all Cheektowaga Fire Companies who wish to participate in the Erie County Firemens Softball League for 1967. Referred to the Town Attorney.

Item No. 54 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Town Hall be closed starting at noon on Good Friday, March 24th, 1967, and will remain closed until Monday, March 27th, 1967, thus giving all employees Friday afternoon and Saturday off.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 55 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the formal resignation of Walter Dominiak, in a communication dated March 20, 1967, from the position of Secretary of the Cheektowaga Municipal Association, be accepted.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 56 From the table, resolution re: Rezoning - Florence A. Smith - Aero Drive & Ellicott Creek Road - Residential to First Industrial.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, FLORENCE A. SMITH made an application to rezone from a Residential District to a First Industrial District the following described premises: (Aero & Ellicott Creek Road)

ALL THAT TRACT OR PARCEL OF LAND, together with the improvements thereon, situated in the Town of Cheektowaga, County of Erie and State of New York, being part of the Holland Land Company's Survey, more particularly described as follows: BEGINNING at a point along the northerly or northeasterly highway boundary of Aero Drive (70 feet wide) located 240 feet from the point of intersection of the said northerly or northeasterly highway boundary of Aero Drive with the westerly line of Lot 7, Township 11, Range 7; thence northerly along a line parallel to the said west line of Lot 7, forming an interior angle of 121 degrees 52 minutes 00 seconds, measured from northerly to southeasterly with the said northerly highway boundary of Aero Drive, a distance of 438.75 feet to a point on the southerly boundary of land acquired by the New York State Thruway (Map 780, Parcel 780); thence easterly along the said southerly

Item No. 56 cont'd

boundary of New York State Thruway land to its point of intersection with the easterly highway boundary of Ellicott Creek Road; thence southeasterly along the said westerly highway boundary of Ellicott Creek Road to its point of intersection with the northerly or northwesterly highway boundary of the said Aero Drive; thence northeasterly along the said northerly or northwesterly highway boundary of Aero Drive to the point or place of beginning. Containing an estimated 4.72 acres more or less, estimated by the process of subtracting the 1.78 plus minus acres shown on a Krehbiel-Huffcut-Walters-Guay survey dated 5/2/66 (Job No. 44520-F.B. 178-16) describing a parcel recently deeded to the Ford Motor Company, a Delaware Corporation with offices at the American Road, Dearborn, Michigan, from the 6.50 acres shown on the 1965-66 Town of Cheektowaga School Tax which was believed to have described the land owned by Florence A. Smith, including the plot of land recently deeded to Ford and being then bounded on the west by the westerly line of Lot 7, Township 11, Range 7; on the north by the southerly boundary of the New York State Thruway acquisitions; on the east by the westerly highway line of Ellicott Creek Road, and on the southerly or southwesterly side by the northerly or northeasterly highway boundary of Aero Drive. To be used to erect an office building and a distribution center to be occupied by The Ford Motor Co., in conjunction with the IR Automotive Service School.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on February 15, 1967, after proper notice to all proper parties, and

WHEREAS, no one appeared in opposition to the rezoning, the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and realizing that most property in the area is used for First Industrial purposes and feeling that no one would be adversely affected by such rezoning, recommend that the application be GRANTED; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a First Industrial District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

- | | |
|-----------------------|------------|
| Supervisor Weber | Voting AYE |
| Councilman Rogowski | Voting AYE |
| Councilman Wroblewski | Voting AYE |
| Councilman Kaczmarek | Voting AYE |
| Councilman Obstarczyk | Voting AYE |
| Councilman Trojanoski | Voting AYE |
| Councilman Fath | Voting AYE |

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week: first publication MAR 23 1967: last publication MAR 23 1967: and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 28 1967, 19.....

Eleanor M. Dzielar

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1967

Legal Notice

Rezoning Granted

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Florence A. Smith, 141 Ellicott Creek Rd., for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to First Industrial District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to First Industrial District.

DESCRIPTION

(Aero Dr. & Ellicott Creek Rd.)
All that tract or parcel of land, together with the improvements thereon, situated in the Town of Cheektowaga, County of Erie and State of New York, being part of the Holland Land Company's survey, more particularly described as follows:

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

BEGINNING at a point along the northerly or northeasterly highway boundary of Aero Drive (70 feet wide) located 240 feet from the point of intersection of the said northerly or northeasterly highway boundary of Aero Drive with the westerly line of Lot 7, Township 11, Range 7; thence northerly along a line parallel to the said west line of Lot 7, forming an interior angle of 121 degrees 52 minutes 00 seconds, measured from northerly to southeasterly with the said northerly highway boundary of Aero Drive, a distance of 438.75 feet to a point on the southerly boundary of land acquired by the New York State Thruway (Map 780, Parcel 780); thence easterly along the said southerly boundary of New York State Thruway land to its point of intersection with the easterly highway boundary of Ellicott Creek Road; thence southeasterly along the said westerly highway boundary of Ellicott Creek Road to its point of intersection with the northerly or northwesterly highway boundary of the said Aero Drive; thence northeasterly along the said northerly or northwesterly highway boundary of Aero Drive to the point or place of beginning. Containing an estimated 4.72 acres more or less, estimated by the process of subtracting the 1.78 plus minus acres shown on a Krehbiel-Huffcut-Walters-Guay survey dated 5/2/66 (Job No. 44520 - F.B. 178-16) describing a parcel recently deeded to the Ford Motor Company, a Delaware Corporation with offices at the American Road, Dearborn, Michigan, from the 6.50 acres shown on the 1965-66 Town of Cheektowaga School Tax which was believed to have described the land owned by Florence A. Smith, including the plot of land recently deed to Ford and being then bounded on the west by the westerly line of Lot 7, Township 11, Range 7; on the north by the southerly boundary of the New York State Thruway acquisitions; on the east by the westerly highway line of Ellicott Creek Road; and on the south

by the westerly line of Aero Drive

It is intended that the property should consist of all of the land owned by the Seller herein west of the westerly highway boundary of Ellicott Creek Road and northerly or northeasterly of the northerly or northeasterly highway boundary of Aero Drive, bounded on the west by the property recently acquired by the Ford Motor Company and on the north by lands heretofore acquired by the New York State Thruway as would be more particularly shown and described in an accurate survey thereof.

Benedict T. Holtz

Town Clerk

Town of Cheektowaga, N. Y.

Dated: March 21, 1967

(m23)

Item No. 57 From the table, resolution re: Rezoning - Fred M. Calandra and Salvatore C. Calandra - 157 Aero Drive - Residential to First Industrial.

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS, FRED M. CALANDRA and SALVATORE C. CALANDRA made an application to rezone from a Residential District to a First Industrial District the following described premises: (157 Aero Drive)

BEGINNING at a point in the center of Aero Drive 150.31 feet southeasterly from the point of intersection of the center line of Aero Drive and the east line of lands deeded to Florence Smith by deed recorded in the Erie County Clerk's Office in Liber 1278 and Deeds at page 496, said point of beginning being further described as the northeasterly corner of lands conveyed to Dorothy M. Bassler by deed recorded in the Erie County Clerk's Office in Liber 2768 of deeds at page 1; running thence southerly at an angle of 56 degrees 14 minutes 30 seconds and along the east line of Bassler's land and an extension thereof 536.59 feet to a point in the northeasterly line of the right of way of the Lehigh Valley Railroad Company; running thence southeasterly and along the northeasterly line of the right of way of the said Railroad aforesaid 517.29 feet to a point; running thence northerly at an angle of 52 degrees 45 minutes and along the west line of lands formerly owned by David Baker as determined by C.F. Witmer, Surveyor in 1875 and 1877, 465.55 feet to the center line of Aero Drive; running thence in a northwesterly direction along the center line of said Aero Drive approximately 651.65 feet to the point or place of beginning, containing approximately 4.68 acres.

EXCEPTING AND RESERVING THEREFROM all that tract or parcel of land included within the bounds of the above described premises which is now occupied by the Garrison Cemetery familiarly known as the "1812 Cemetery" as shown on survey of the above described property made by E.C. Mesner, Surveyor of Cheektowaga, New York, dated April 4, 1944.

To be used to remodel and construct buildings in connection with the operation of our business as plumbing contractors. This business will include the welding, fabricating, assembling, construction and storage of machinery and equipment used in connection with our business. It will also consist of the storage and warehousing of trucks, excavation equipment, construction shanties, etc., and related machinery and equipment. Also, there will be our motor vehicles garaged and our office space.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on February 15, 1967, after proper notice to all proper parties, and

WHEREAS, no one appeared in opposition to the rezoning; the Members of the Zoning Board of Appeals subsequently inspected the premises and other premises are used for First Industrial purposes and feeling that no one would be adversely affected by such rezoning, recommend that the application be GRANTED; NOW, THEREFORE,

BE IT RESOLVED, that the above described property be and the same is hereby rezoned from a Residential District to a First Industrial District, and be it

FURTHER RESOLVED, that the Zoning Map in the Town Clerk's Office be changed accordingly.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 7 -

NAYES: - 0 -

ABSENT: - 0 -

(Affidavit on next page)

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.....weeks:
first publication MAR 23 1967 ;
last publication MAR 23 1967 ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 25 1967, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1968

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, Erie County, New York held a public hearing for the purpose of considering the application of Fred M. Calandra, 75 Troy Del Way, Amherst, N.Y. and Salvatore C. Calandra, 5739 Lake Shore Rd., Hamburg, N.Y. for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described, be it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone premises from Residential District to First Industrial District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to First Industrial District.

DESCRIPTION

No. 157 Aero Drive, Cheektowaga, New York.

BEGINNING at a point in the center of Aero Drive 150.31 feet southeasterly from the point of intersection of the center line of Aero Drive and the east line of lands deeded to Florence Smith by deed recorded in the Erie County Clerk's Office in Liber 1278 of Deeds at page 496, said point of beginning being further described as the northeasterly corner of lands conveyed to Dorothy M. Bassler by deed recorded in the Erie County Clerk's Office in Liber 2768 of deeds at page 1; running thence southerly at an angle of 56 degrees, 14 minutes, 30 seconds and along the east line of Bassler's land and an extension thereof 536.59 feet to a point in the northeasterly line of the right of way of the Lehigh Valley Railroad Company; running thence southeasterly and along the northeasterly line of the right of way of the said railroad aforesaid 517.29 feet to a point; running thence northerly at an angle of 52 degrees, 45 minutes and along the west line of lands formerly owned by David Baker as determined by C. F. Witmer, Surveyor, in 1875 and 1877, 465.55 feet to the center line of Aero Drive; running thence in a northwesterly direction along the center line of said Aero Drive approximately 651.65 feet to the point or place of beginning, containing approximately 4.68 acres.

EXCEPTING AND RESERVING THEREFROM all that tract or parcel of land included within the bounds of the above described premises which is now occupied by the Garrison Cemetery familiarly known as the "1812 Cemetery" as shown on survey of the above described property made by E. C. Mesner, Surveyor of Cheektowaga, New York, dated April 4, 1944.

Benedict T. Holtz
Town Clerk
Town of Cheektowaga, N.Y.
Dated: March 21, 1967 (m23)

Item No. 58 Resolution requesting a public hearing for the installation of 14 Heritage Gas Lights on Maria Lane. Tabled for thirty (30) days until April 17, 1967, at 7:30 p.m., E.S.T.

Councilman Kaczmarek was excused from the meeting.

Item No. 59 Communication from the Chief of Police re: Proposed "Telephone Installation Costs".

Councilman Trojanoski presented the following resolution and moved its adoption:

RESOLVED, that the proposed Telephone Installation Costs, as outlined by the New York Telephone Company in communication to Benedict L. Kostrzewski, Chief of Police, dated March 16, 1967, for the new Police and Court Building, at a total installation cost of \$1,120.00 and a monthly rental charge of \$450.10, be and the same hereby is approved.

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

Supervisor Weber	Voting AYE
Councilman Rogowski	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: - 6 -

EXCUSED: - 1 -

NAYES: - 0 -

ABSENT: - 0 -

Item No. 60 Moved by Councilman Fath, seconded by Councilman Trojanoski to adjourn the meeting.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk