

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, corner of Broadway and Union Road, in said Town, on the 1st day of July, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: - 0 -

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Benedict L. Kostrzewski, Chief of Police, and Edward Banko, Foreman of the Sanitation Department.

Supervisor Weber opened the meeting with a prayer.

I. PUBLIC HEARINGS

Item No. 2 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS, this Town Board duly held a Public Hearing on July 1, 1968, to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held 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 as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendments are herewith adopted and enacted.

ARTICLE IV - Traffic Control Signals, Section 40 is amended by adding thereto the following signals:

CLEVELAND DR. AT RAVENSWOOD TERR. and BIRKDALE RD.

- (a) Traffic actuated - 4 sections
 - 1 unit - 1 side, 3 lights facing east.
 - 1 unit - 1 side, 3 lights facing west.
 - 1 unit - 2 sides, 3 lights - each side facing east and south.
 - 1 unit - 2 sides, 3 lights - each side facing west and north.
- (b) Sensor pads and Push Buttons
- (c) Normal Operation:
 - Steady Green on Cleveland Dr.
 - Steady Red on Birkdale Rd.
- (d) Sensor pad or Push Button activations changes Red to Green on Ravenswood Terr. and Birkdale Rd. Green to Red on Cleveland Dr. - Short interval reverses to operation in "C".

ARTICLE IV - Traffic Control Signals, Section 40 is amended by deleting therefrom the following signals:

Rem #11 CLEVELAND DR. at RAVENSWOOD TERR. and BIRKDALE RD.

- (a) Flasher 2 sections, 2 sides per unit, 3 lights per side.
- (b) Push Buttons.
- (c) Normal Operation:
 - Flashing Amber - Cleveland Dr.
 - Flashing Red - Birkdale Rd. and Ravenswood Terr.
- (d) Push Button activation changes:
 - Cleveland Dr. - Double Amber to Red.

ARTICLE VIII - Stop and Yield Intersections, Section 80 is amended by adding thereto the following intersections:

STREET	DIRECTION	ENTRANCE STREET	TRAFFIC STOP	SGN LOCATION
Mayberry East and Mayberry West	East - West	Francine Dr.	Northbound	S.E. Cor.
Grand Prix Dr.	Nor. - South	Caprice Dr.	Eastbound	S.W. Cor.
Ravens Dr.	East - West	Delphi Dr.	Southbound	N.W. Cor.
Morrano Pkwy.	East - West	E. Cavalier Dr.	Southbound	N.W. Cor.
Stevan Dr.	Nor. - South	Fieroth Dr. W.	Westbound	N.E. Cor.
St. Joan Lane	East - West	Francine Dr.	Southbound	N.W. Cor.
St. Joan Lane	East - West	Gabrielle Dr.	Southbound	N.W. Cor.
Stevan Dr.	East - West	Grand Prix Dr.	Southbound	N.W. Cor.
Theresa Dr.	Nor. - South	Judith Dr.	Eastbound	S.W. Cor.
Morrano Pkwy.	East - West	Maria Lane	Southbound	N.W. Cor.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by adding thereto the following under "Titles" as shown:

ONE SIDE PARKING

CLEVELAND DR.

Southside: East from bridge over Thruway to west curb of Foisset Ave.

FOISETT AVE.

Eastside: From north line of Mapleview Rd. north to southline of entrance to parking lot.

BEKLER RD.

Eastside: From north line of Mapleview Rd. to south boundary of church property.

NO PARKING HERE TO CORNER

RAVENSWOOD TERR.

Westside: From north curb of Cleveland Dr. northerly for 80 feet.

BIRKDALE RD.

Eastside: From south curb of Cleveland Dr. southerly for 80 feet.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by deleting therefrom the following under "Titles" as shown:

ONE SIDE PARKING

FOISETT AVE.

Westside: From northline of Mapleview Rd. to south curb of Cleveland Dr.

ARTICLE XIII - Truck Exclusions - Section 131 is amended by adding thereto the following streets:

STARLITE AVE.

From William St. to Wojcik St.

BRIGHT ST.

From William St. to Dead End.

GARLAND AVE.

From William St. to Dead End.

CASS AVE.

From William St. to Dingen St.

ARIS AVE.

From William St. to Dingen St.

HELEN ST.

From William St. to Dead End.

Item No. 2 cont'd

Section 2. Time to take effect.

(a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these Amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.

These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Village of Depew and Sloan.

AYES:	Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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 12th day of July, 1968, acting pursuant to an order and resolution adopted by the Town Board of said Town on July 1st, 1968, I posted a ~~certified~~ ^{printed} copy of ~~said~~

~~order and resolution relating to street lighting~~ ^{amendments to ART. IV, Sec. 40; ART. VIII, Sec. 80; ART. X, Sec. 102; & ART. XIII, Sec. 131 of the Traffic Ordinance} 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 CHEEKTOWAGA TIMES July 11th, 1968.

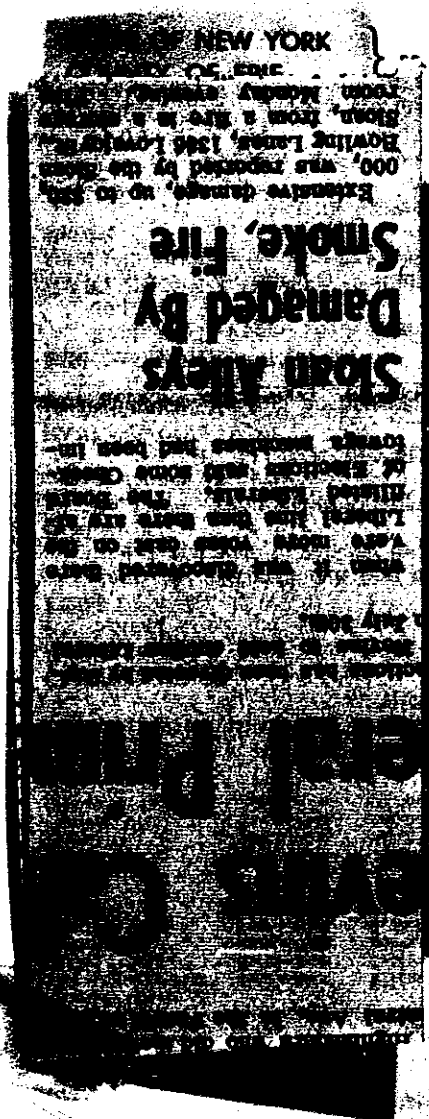
Benedict T. Holtz
BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

12th day of July, 1968

Virginia Janora

VIRGINIA JANORA
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 28, 1969



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 11th day of July, 1968, 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 15th day of

July, 1968
Carl P. Bennett

Notary Public in and for Erie County

WHEREAS, this Town Board
has held a Public Hearing on
July 1, 1968 to consider the
advisability of adoption of pro-
posed Amendments to the Traffic
Ordinance of the Town of
Cheektowaga which was adopted
July 17, 1967, said hearing being
held 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.

WHEREAS, this Town Board
has held a Public Hearing on
July 1, 1968 to consider the
advisability of adoption of pro-
posed Amendments to the Traffic
Ordinance of the Town of
Cheektowaga which was adopted
July 17, 1967, said hearing being
held 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.

BENNETT

At a regular meeting of the
Town Board of the Town of Cheek-
towaga, Erie County, New York,
held at the Town Hall, corner
of Broadway and Union Road,
in said Town, on the 1st day of
July, 1968, at 8:30 o'clock P.M.,
Eastern Daylight Saving Time,

- PRESENT:
- Edward E. Weber, Supervisor
 - Joseph J. Rogowski, Councilman
 - Joseph J. Wroblewski, Councilman
 - Joseph J. Surian, Councilman
 - Joseph J. Costantini, Councilman
 - Joseph J. Bellack, Councilman
 - Joseph J. Palk, Councilman

NOW, THEREFORE, BE IT
RESOLVED as follows:
Section 1. That this Town
Board determine that it is in
the public interest to adopt the
proposed Amendments to the
Traffic Ordinance of the Town
of Cheektowaga, County of Erie,
State of New York, and said
Amendments are herewith a-
dopted and enacted.

Resolved, That all the
Amendments and laws
enacted and passed

Section 40 is amended
to read as follows: and BIRKDALE RD.

Section 40 is amended
to read as follows: and BIRKDALE RD.

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to read as follows: and BIRKDALE RD.

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Section 40 is amended
to read as follows: and BIRKDALE RD.

Street	Direction	Location	Traffic Stop	Sign Location
Mapleview Rd.	East	From north line of Mapleview Rd. to south line of entrance to parking lot.	One Side	S.E. Cor.
Mapleview Rd.	West	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.W. Cor.
Mapleview Rd.	East	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.E. Cor.
Mapleview Rd.	West	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.W. Cor.
Mapleview Rd.	East	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.E. Cor.
Mapleview Rd.	West	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.W. Cor.
Mapleview Rd.	East	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.E. Cor.
Mapleview Rd.	West	From north line of Mapleview Rd. to south boundary of church property.	One Side	S.W. Cor.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by adding Section 102.1 as follows:

- ONE SIDE PARKING
- CLEVELAND DR.
102.1 Southside: East from bridge over Thruway to west curb of Folsett Ave.
 - FOSETT AVE.
102.1 Eastside: From north line of Mapleview Rd. north to south line of entrance to parking lot.
 - BIRKLER RD.
102.1 Eastside: From north line of Mapleview Rd. to south boundary of church property.
NO PARKING HERE TO CORNER
 - RAVENWOOD TERR.
102.1 Westside: From north curb of Cleveland Dr. northerly for 50 feet.
 - BIRKDALE RD.
102.1 Eastside: From south curb of Cleveland Dr. southerly for 50 feet.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by deleting therefrom the following under "Titles" as shown:

- ONE SIDE PARKING
- FOSETT AVE.
102.1 Westside: From northline of Mapleview Rd. to south curb of Cleveland Dr.
- ARTICLE XIII - Truck Exclusions - Section 131 is amended by adding thereto the following streets:
- STARLITE AVE.
From William St. to Wojcik St.
 - BRIGHT ST.
From William St. to Dead End.
 - GARLAND AVE.
From William St. to Dead End.
 - CASS AVE.
From William St. to Dingen St.
 - ARIS AVE.
From William St. to Dingen St.
 - HELEN ST.
From William St. to Dead End.

Section 2. Time to take effect.
(a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.
(b) Any part or parts of these Amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Com-

STATE OF NEW YORK

STARBUCK AVE.
From William St. to Wojcik St.

BRIGHT ST.
From William St. to Dead End.

GARLAND AVE.
From William St. to Dead End.

LAKE AVE.
From William St. to Dingen St.

ARNS AVE.
From William St. to Dingen St.

HELEN ST.
From William St. to Dead End.

Section 2. Time to take effect.

(a) These amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 104 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these amendments which are subject to approval under Section 104 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the date of such approval in accordance with the provisions of said law.

Section 3. Short title.

This act may be cited as the "Town of ..."

Section 4. Severability.

If any provision of this act is held invalid, the remainder of this act shall nevertheless remain in full force and effect.

Section 5. Repeal.

All laws and parts of laws inconsistent with the provisions of this act are hereby repealed.

Section 6. Construction.

This act shall be construed to conform to the intent and purpose thereof.

Section 7. Effective date.

This act shall take effect on the date of its passage.

Section 8. Witnesses.

At a meeting of the Town Board of the Town of ... on July 1, 1968, the following members were present: ...

Attest: ...
Benedict T. Holtz
Town Clerk

Legal Notice

LEGAL 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 1st day of July, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
 Daniel E. Weber Supervisor
 John V. Rogowski Councilman
 Felix T. Wroblewski Councilman
 Frank E. Swiatek Councilman
 Joseph R. Obstarczyk Councilman
 Donald A. Halicki Councilman
 Alacsin M. Fath Councilman

ABSENT: 0
 * * * * *
 Councilman Fath offered the following resolution and moved its adoption:

WHEREAS, this Town Board duly held a Public Hearing on July 1, 1968 to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967 said Hearing being held 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 as follows:
 Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie and State of New York, and said Amendments are herewith adopted and enacted.

ARTICLE IV - Traffic Control Signals, Section 40 is amended by adding thereto the following signals:
CLEVELAND DR. AT RAVENSWOOD TERR. and BIRKDALE RD.
 (a) Traffic actuated - 4 sections
 1 unit - 1 side, 3 lights facing east.
 1 unit - 1 side, 3 lights facing west.
 1 unit - 2 sides, 3 lights - each side facing east and south.
 1 unit - 2 sides, 3 lights - each side facing west and north.
 (b) Sensor pads and Push Buttons
 (c) Normal Operation:
 Steady Green on Cleveland Dr.
 Steady Red on Birkdale Rd.
 (d) Sensor pad or Push Button activations changes Red to Green on Ravenswood Terr. and Birkdale Rd., Green to Red on Cleveland Dr. - Short interval reverses to operation in "C".

ARTICLE IV - Traffic Control Signals, Section 40 is amended by deleting therefrom the following signals:
From 411 CLEVELAND DR. at RAVENSWOOD TERR. and BIRKDALE RD.
 (a) Flasher 2 sections, 2 sides per unit, 3 lights per side.
 (b) Push Buttons.
 (c) Normal Operation:
 Flashing Amber - Cleveland Dr.
 Flashing Red - Birkdale Rd. and Ravenswood Terr.
 (d) Push Button activation changes:
 Cleveland Dr. - Double Amber to Red.

ARTICLE VII - Stop and Yield Intersections, Section 80 is amended by adding thereto the following intersections:

STREET	DIRECTION	ENTRANCE STREET	TRAFFIC STOP	NEW LOCATION
Mapleview Dr.	East - West	Franklin Dr.	Northbound	S.E. Cor.
Mapleview Dr.	West - East	Franklin Dr.	Southbound	S.W. Cor.
Mapleview Dr.	East - West	Franklin Dr. W.	Northbound	S.E. Cor.
Mapleview Dr.	West - East	Franklin Dr. W.	Southbound	S.W. Cor.
Mapleview Dr.	East - West	Franklin Dr.	Northbound	S.E. Cor.
Mapleview Dr.	West - East	Franklin Dr.	Southbound	S.W. Cor.
Mapleview Dr.	East - West	Franklin Dr.	Northbound	S.E. Cor.
Mapleview Dr.	West - East	Franklin Dr.	Southbound	S.W. Cor.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by adding thereto the following under "Titles" as shown:

- ONE SIDE PARKING**
- CLEVELAND DR.**
 Southside: East from bridge over Thruway to west curb of Folsom Ave.
 - FOBETT AVE.**
 Eastside: From north line of Mapleview Rd. north to south line of entrance to parking lot.
 - HELEN RD.**
 Eastside: From north line of Mapleview Rd. to south boundary of church property.
 - NO PARKING HERE TO CORNER**
 - RAVENSWOOD TERR.**
 Westside: From north curb of Cleveland Dr. northerly for 80 feet.
 - BIRKDALE RD.**
 Eastside: From south curb of Cleveland Dr. southerly for 80 feet.

ARTICLE X - Parking, Standing and Stopping, Section 102 is amended by deleting therefrom the following under "Titles" as shown:

- ONE SIDE PARKING**
- FOBETT AVE.**
 Westside: From northline of Mapleview Rd. to south curb of Cleveland Dr.

ARTICLE XIII - Truck Exclusions - Section 131 is amended by adding thereto the following streets:

- STARLIFE AVE.**
 From William St. to Wojcik St.
- BRIGHT ST.**
 From William St. to Dead End.
- GARLAND AVE.**
 From William St. to Dead End.
- CASS AVE.**
 From William St. to Dingen St.
- ARIS AVE.**
 From William St. to Dingen St.
- HELEN ST.**
 From William St. to Dead End.

Section 2. Time to take effect.
 (a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.
 (b) Any part or parts of these Amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.
 These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Village of Depew and Sloan.
 Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
 Supervisor Weber AYE
 Councilman Rogowski AYE
 Councilman Wroblewski AYE
 Councilman Swiatek AYE
 Councilman Obstarczyk AYE
 Councilman Halicki AYE
 Councilman Fath AYE
 AYES: 7 NOES: 0 ABSENT: 0

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 July 1, 1968, 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. 2, 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, and I do hereby certify that the foregoing contains a true copy of the Amendments to the said Traffic Ordinance duly adopted by said Town Board of the Town of Cheektowaga on July 1, 1968.
 IN WITNESS WHEREOF, I have hereunto set my hand and seal herewith affixed the corporate seal of said Town, this 1st day of July, 1968.
 (SEAL)
 BENEDICT T. HOLTZ
 Town Clerk

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

WILLARD C. ALLIE, 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 three weeks: first publication JUL 1 1 68: last publication JUL 1 1 68: and that no more than six days intervened between publications.

Willard C. Allie

Sworn to before me this _____

day of JUL 15 68, 1968

Eleanor M. Dzzielak

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, 1970

Item No. 3 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS, a hearing has been duly held by this Town Board pursuant to Notice thereof duly published as required by law for the purpose of considering the advisability of adopting proposed amendments to the Park Ordinance of the Town of Cheektowaga known as Ordinance No. 38, which Ordinance was adopted on August 16, 1965, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof; NOW, THEREFORE,

BE IT RESOLVED that Park Ordinance of the Town of Cheektowaga, being Ordinance No.38 which was adopted on August 16, 1965, shall be amended as follows:

Section 1. Section 12 of said Ordinance which presently reads as follows: "All parks shall be closed except for use of Town highways therein, between the hours of 10:00 P.M. and sunrise the following morning, and no person shall lounge about or remain in any of the parks during the hours when so closed" is hereby amended to read as follows: "All parks shall be closed, except for use of driveways therein, between the hours of 10:00 P.M. and sunrise the following morning, and no person shall lounge about or remain in any of the parks during the hours when so closed."

Section 2. Section 13 of said Ordinance which presently reads as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the roads or roadways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approach for more than twenty-four hours continuously." is hereby amended to read as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the driveways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approaches for more than twenty-four hours continuously."

Section 3. The aforementioned Amendments shall take effect ten (10) days after publication and posting as required by Section 133 of the Town Law but such Amendments shall take effect from the date of their service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry in the Minutes of the Town Board.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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 12th day of July, 19 68, acting pursuant to an order and resolution adopted by the Town Board of said Town on July 1st, 19 68, I posted a ~~certified~~ ^{printed} copy of ~~said~~ ~~order and resolution relating to street lighting~~ ^{amendments to Sections 12 and 13 of the Park Ordinance, Ordinance No. 38} 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 ^{and CHEEKTOWAGA TIMES} NEWS on July 11th, 19 68.

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

Sworn to before me this

12th day of July, 19 68.
Virginia Janora

VIRGINIA JANORA
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 69

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

[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 in-
serted and published therein once a week for 1
week, the first insertion being on the 11th day
of July, 1968, 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 15th day of

July 1968
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, 1970

RICHARD G. BENNETT

...County, New York,
held at the Town Hall, corner of
Broadway and Union Road, in said
Town, on the 1st day of July,
1938, at two-thirty o'clock P.M.,
Eastern Daylight Saving Time,
the following were:

- PRESENT:
- Mayor E. Weber, Supervisor
 - John V. Rogowski, Councilman
 - Felix T. Wroblewski, Councilman
 - Frank E. Swiatek, Councilman
 - Joseph R. Obstarczyk, Councilman
 - Donald A. Halicki, Councilman
 - Charles M. Fath, Councilman

Councilman Wroblewski offered the following resolution and its adoption:

RESOLVED, a hearing has been held by this Town Board to advise thereof duly as required by law for the purpose of considering the possibility of adopting proposed amendments to the Park Ordinance of the Town of Cheektowaga, Ordinance No. 22, passed on August 16, 1937, which reads as follows:

Section 13 of said Ordinance which presently reads as follows: "All parking shall be closed between the hours of 10:00 P.M. and sunrise the following morning, and no person shall lounge about or remain in any of the parts during the hours when so closed." is hereby amended to read as follows: "All parking shall be closed, except for highways thereto, between the hours of 10:00 P.M. and sunrise the following morning, and no person shall lounge about or remain in any of the parts during the hours when so closed."

Section 13 of said Ordinance which presently reads as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the roads or highways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approach for more than twenty-four hours continuously." is hereby amended to read as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the highways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approaches for more than twenty-four hours continuously."

Sec. III The aforementioned Amendments shall take effect ten (10) days after publication and posting, as required by Section 143 of the Town Law but such Amendments shall take effect from the date of their service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry in the Minutes of the Town Board.

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

- Supervisor Weber Voting AYE
- Councilmen:
 - Rogowski Voting AYE
 - Wroblewski Voting AYE
 - Swiatek Voting AYE
 - Obstarczyk Voting AYE
 - Halicki Voting AYE
 - Fath 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

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

RICHARD G. BENNETT

approaches, and no vehicle shall be allowed to stop in any park or park approach for more than twenty-four hours continuously."

Sec. III The aforementioned Amendments shall take effect ten (10) days after publication and posting as required by Section 113 of the Town Law but such Amendments shall take effect from the date of their service against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town showing the date of their service and entry in the Minutes of the Town Board.

Resolved by Councilman Hal- and duly put to a vote which resulted as follows:

Councilor Weber	Yeas	AYE
	Nays	0
	Yeas	AYE
	Nays	0
	Yeas	AYE
	Nays	0
	Yeas	AYE
	Nays	0
	Yeas	AYE
	Nays	0
	Yeas	AYE
	Nays	0

STATE OF NEW YORK
COUNTY OF ERIE
BENEDICT T. HOLTZ, Town Clerk

I, DO HEREBY CERTIFY that a regular meeting of the Board of the Town of Schoharie was held in the Town of Schoharie, State of New York, on July 1, 1968, and minutes of said meeting were taken and filed in the Town Clerk's office. I have compared the original minutes with the copy of said minutes as recorded and said extract is a true and correct copy of said minutes, and the same relate to matters referred to in said extract.

Said minutes correctly state that when said meeting was held, the place where such meeting was held and the members of said Board who attended said meeting, and I do hereby certify that the foregoing contains a true copy of the Amendments to the Park Ordinance of the Town of Schoharie being Ordinance No. 34, duly adopted by the Town Board of the Town of Schoharie on July 1, 1968.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused to be affixed the corporate seal of said Town, this 2nd day of July, 1968.

BENEDICT T. HOLTZ,
Town Clerk

(Gal 11)

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 JUL 1 1 '68
last publication JUL 1 1 '68
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 15 '68, 19.....

Elednore M. Dzielak

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

ELEDNORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1920

Legal Notice

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 1st day of July, 1968, at two-thirty o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT: 0

Councilman Wroblewski offered 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 for the purpose of considering the advisability of adopting proposed amendments to the Park Ordinances of the Town of Cheektowaga known as Ordinance No. 34, which Ordinance was adopted on August 16, 1966, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE, BE IT RESOLVED that Park Ordinance of the Town of Cheektowaga, being Ordinance No. 34, as amended on August 16, 1966, shall be amended as follows:

Section 12 of said Ordinance which presently reads as follows: "All parks shall be closed to the use of motor vehicles between the hours of 10:00 P.M. and sunrise the following morning, and no person shall loiter about or remain in any of the parks during the hours when so closed" is hereby amended to read as follows: "All parks shall be closed, except for the driveways thereon, between the hours of 10:00 P.M. and sunrise the following morning, and no person shall loiter about or remain in any of the parks during the hours when so closed."

Section 13 of said Ordinance which presently reads as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the roads or roadways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approach for more than twenty-four hours continuously" is hereby amended to read as follows: "No person shall operate any motor vehicle at a speed in excess of fifteen (15) miles per hour on any of the driveways of the parks or park approaches, and no motor vehicle shall be allowed to remain in any park or park approaches for more than twenty-four hours continuously."

Section III The aforementioned Amendments shall take effect ten (10) days after publication and posting as required by Section 139 of the Town Law but such Amendments shall take effect from the date of their service as against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town and showing the date of their passage and entry in the Minutes of the Town Board.

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

Supervisor: Weber	Voting AYE
Councilmen:	
Rogowski	Voting AYE
Wroblewski	Voting AYE
Swiatek	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Fath	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 CER-

14 CHEEKTOWAGA TIMES Ju

TIFY 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 July 1, 1968, 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. 3, 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, and I do hereby certify that the foregoing contains a true copy of the Amendments to the Park Ordinance of the Town of Cheektowaga being Ordinance No. 34, duly adopted by said Town Board of the Town of Cheektowaga on July 1, 1968.

IN WITNESS WHEREOF, I have hereunto set my hand and hereunto affixed the corporate seal of said Town, this 1st day of July, 1968.

BENEDICT T. HOLTZ,
Town Clerk

(211)

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>
Theresa Drive	French Road	south S.L. 82 on the west side & S.L. 26 on the east side and including these lots M.C. 2230

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) Welsbach Gas Lights Model 36 w/Dual Inverted Mantle \$100.17
Total installed cost \$1,803.06

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.

Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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>
Theresa Drive	French Road	south S.L. 82 on the west side & S.L. 26 on the east side and including these lots M.C. 2230

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) Welsbach Gas Lights Model 36 w/Dual Inverted Mantle \$100.17
Total installed cost \$1,803.06

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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0
7/1/68

II. GENERAL COMMUNICATIONS

- Item No. 5 New York State Electric & Gas Corporation- completed installations on Maria Lane and Eileen Court.
Received and filed.
- Item No. 6 State Department of Transportation- repeal permit for Signal 141P on Genesee Street.
Referred to Chief Kostrzewski.
- Item No. 7 State Department of Transportation- copy of executed agreement between Town of Cheektowaga and State of New York regarding N.Y.S. Thruway.
Referred to Town Attorney Kitzinger.
- Item No. 8 Erie County Health Department- refuse disposal situation and notification of intent to rigidly enforce Sanitary Code.
Referred to the Town Board.
- Item No. 9 Town of Lancaster- Proposed rezoning of premises on east side of Transit Road.
Referred to Deputy Town Attorney LoRusso.
- Item No. 10 Joseph J. Schultz, Attorney, Village of Depew- possible use of the Town's dog pound by the Village.
Referred to the Town Board, and Chief Kostrzewski.
- Item No. 11 Military Order of the Purple Heart, Chapter 187- expressing appreciation for covering rental and patriotic observance expenses.
Received and filed.
- Item No. 12 Deborah Hospital- requesting a proclamation enabling them to collect for their annual "Can-Can" Campaign.
Referred to Supervisor Weber.
- Item No. 13 Firestone Tire & Rubber Co.- proposed new retread shop.
Tabled by Councilman Wroblewski, and Councilman Obstarczyk until July 15, 1968.
- Item No. 14 Local 1026- Grievance filed.
Received and filed.
- Item No. 15 Joseph J. Scholtz, Attorney, Village of Depew- proposed storm sewer construction to alleviate flooding conditions in Sewer District No. 7.
Received and filed.
- Item No. 16 Homeowners of Zoerb-South Creek area- strongly requesting the rejection of the proposed interconnecting sanitary sewer between North Creek Drive and South Creek Drive because additional flooding is anticipated.

Motion by Supervisor Weber, seconded unanimously-----

RESOLVED, that the firm of Nussbaumer & Clarke, Inc. be engaged for the purpose of consolidating drainage information for the Town of Cheektowaga presently in the possession of this firm as the result of studies heretofore authorized and paid for by this Town for the purpose of advising this Town Board concerning a drainage program which would alleviate flooding conditions now experienced during heavy rainfall throughout the Township and with a preliminary estimate of the cost of such program.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

7/1/68

Item No. 17 Michael J. Guerra- letter to Depew Paving Co. requesting reimbursement for expenses incurred to have sewer cleaned.
Received and filed.

Item No. 18 Residents of Sierra Drive- sewer on corner of Sierra Drive which backs up during rain.
Referred to the Highway Department.

Item No. 19 William Street Citizens & Taxpayers Assoc.- clearing lot on n.e. corner of William and Mansion.
Referred to Deputy Town Attorney LoRusso.

Item No. 20 William Street Citizens & Taxpayers Assoc.- condition of building at William and Wagner.
Referred to Deputy Town Attorney LoRusso.

Item No. 21 William Street Citizens & Taxpayers Assoc.- vacant lot near Edmund Street.
Referred to Deputy Town Attorney LoRusso.

Item No. 22 Ronald M. Kaiser, Chairman Local 222 AFL-CIO-CLC- condition of Hyland and Dean Road area.
Received and filed.

Item No. 23 Irving M. Shuman, Attorney for Joseph H. Baier & James J. Baier- application for rezoning of 27 Barbara Place from Residential to Business.
Received and filed.

Item No. 24 Irving M. Shuman, Attorney for J. Baier- application for removal and relocation of existing storm and sanitary sewers bounded by Genesee, Andrews, Neibert, and Barbara Streets.
Tabled unanimously until July 15, 1968.

Item No. 25 Mrs. Joan Schneiderman- rezoning of 27 Barbara Place from Residential to Business.
Received and filed.

Item No. 26 Mrs. Ruth Hemerelin, rezoning of 27 Barbara Place from Residential to Business.
Received and filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 27 Building Permits.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Building Permits approved by the Building Inspector for June 17, through June 28, 1968, be approved with the following exception: application of Pat Construction (Firestone Co.) to erect a retread shop at 2240 Harlem Road is hereby retabled until July 15, 1968.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: 0

ABSENT: 0

Item No. 28 Town Engineer Bryan (with resolution)- award of contract for construction of an interconnecting Sanitary Sewer between North Creek and South Creek Drive in Sanitary Sewer District No. 7.
Tabled by Councilman Fath, and Councilman Wroblewski until August 5th, 1968.

Item No. 29 Chief Kostrzewski- requesting permission to attend a conference at Grossinger's at Liberty, New York.

Motion by Councilman Rogowski, seconded by Supervisor Weber-----

RESOLVED, that the Chief of Police is hereby authorized to attend the New York State Association of Chiefs of Police Convention, which will be held at Grossinger's at Liberty, New York, from July 21st to July 25th inclusive. All necessary and proper expenses to be at Town charge.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 30 Chief Kostrzewski- requesting change of speed limits on Dick Road between Claudette Court and New York Central tracks, south of Walden Avenue, from 50 MPH to 35 MPH.

Motion by Councilman Fath, seconded by Councilman Wroblewski-----

RESOLVED, that the State Traffic Commission be requested to reduce the speed limit on Dick Road from Claudette Court south to the New York Central Railroad tracks, from 50 MPH to 35 MPH, and on Walden Avenue from Union Road to Dick Road from 50 MPH to 40 MPH. Application for such reduction in speed to be executed by the Town Clerk.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 31 Chief Kostrzewski- requesting permission to finance and enroll Patrolman Daniel Wierzbowski at the Leonard Keeler Institute.

Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

RESOLVED, that the Chief of Police be authorized to enroll Patrolman Daniel Wierzbowski at the Leonard Keeler Institute on September 9th, 1968, for the purpose of being instructed in the operation of Polygraph, and that the Town shall pay the tuition and other expenses subject to the determination of the Town Attorney as to the legality thereof.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 32 Supervisor's comments. Three communications.
Residents of St. Lucian Court- desiring the Thruway Authority to open the existing drain between St. Lucian and Huth Road. so Town can install drain tile.
Richard Tipple, County Legislator-15th District- informing Town Board of the Comprehensive Sewerage Study prepared by the newly created Erie County Sewer and Drainage Agency.
Herbert R. Berlin- drainage of rear yards on Temple Drive.
All received and filed.

Item No. 33 Judith A. Del Roy, Clerk-Typist- requesting one year leave of absence.

Motion by Supervisor Weber, seconded by Councilman Rogowski-----

RESOLVED, that Judith A. Del Roy is hereby granted a leave of absence for one year, from the position of Clerk-Typist, effective July 10, 1968.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

7/1/68

Item No. 33 cont'd

NAYES: 0
ABSENT: 0

IV. RESOLUTIONS

Item No. 34 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, Peter Santin made an application to rezone from Agricultural to a Business District the following described premises: (s.e. corner French Road and Borden Road)

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 42, Township 10, Range 7. BEGINNING at the point of intersection of the east line of Borden Road and the south line of New French Road as conveyed to the County of Erie under Liber 7440 of Deed, Page 176 and Liber 7440 of Deeds, Page 183 as filed in the Erie County Clerk's Office; thence east along the south line of New French Road as conveyed to the County of Erie under Liber 7440 Deeds, Page 176, 732.20+ feet to a point; thence south along a line 384.0+ feet to a point in the north line of proposed Transit Heights Subdivision; thence west along the north line of proposed Transit Heights Subdivision 587.87 feet to the southeast corner of land conveyed under Liber 2291 of Deeds, Page 399 in the Erie County Clerk's Office; thence north along the east line of lands conveyed under Liber 2291, Page 399, Liber 4575, Page 516 and Liber 4260, Page 9 of Deeds as filed in the Erie County Clerk's Office, 190.00 feet to the northeast corner of Liber 4260 of Deeds, Page 9; thence west along the north line of Liber 4260, Page 9, 166.48 feet to the east line of Borden Road as conveyed to the County of Erie under Liber 7440 of Deeds, Page 183; thence north along the east line of Borden Road as conveyed under Liber 7440, Page 183, 195.13 feet to the point or place of beginning.
To be used for Business purposes.

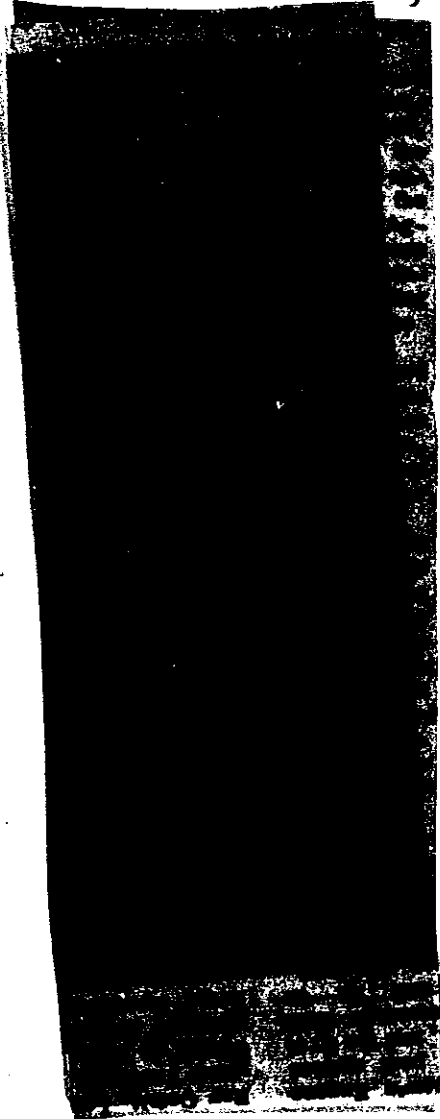
WHEREAS, the Zoning Board of Appeals conducted a public hearing on June 19th, 1968, after proper notice to all proper parties. There was no opposition from those present (Southline Homeowners). The expression of those present was the fact that the proposed supermarket and additional retail outlets would not be detrimental to the area, and in fact, may be necessary to future growth and development. After study and investigation, the Zoning Board of Appeals recommend that the rezoning request be granted; NOW, THEREFORE,

BE IT RESOLVED, that the rezoning of the above described premises is hereby GRANTED.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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} **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 4th day of July, 1968, 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 8th day of

July 1968
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, 1970

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

RICHARD G. BENNETT

... of the County of Erie under
Liber 2291, Page 170,
... feet to a point, thence
along a line 254.57 feet to
the north line of pro-
posed Transit Heights Subdivi-
sion, thence west along the north
line of proposed Transit Heights
Subdivision 587.67 feet to the
southeast corner of land con-
veyed under Liber 2291 of Deeds,
Page 299 in the Erie County
Clerk's Office; thence north along
the east line of lands conveyed
under Liber 2291, Page 299, Li-
ber 4276, Page 516 and Liber
4280, Page 9 of Deeds as filed
in the Erie County Clerk's Of-
fice, 190.00 feet to the northeast
corner of Liber 4280 of Deeds,
Page 9; thence west along the
north line of Liber 4280, Page 9,
149.46 feet to the east line of
Sweden Road as conveyed to the
County of Erie under Liber 7440
of Deeds, Page 183; thence north
along the east line of Borden
Road as conveyed under Liber
7440, Page 183, 195.13 feet to
the point or place of beginning.
DATED: July 2, 1968
Benedict T. Holtz, Town Clerk
Town of Cheektowaga, N.Y.

Item No. 35 Matter of right-of-way for Scajaquada Creek and North and South Creek
Drives -- Mr. Benderson and Dr. Reinstein.
Received and filed.

Item No. 36 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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 July, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fairelm Lane	Vern Lane	Sandy Lane

TYPE OF STREET LIGHTING INSTALLATION

Six (6) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$15 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 15th day of July, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the CHEEKTOWAGA TIMES newspapers 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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 5th day of July 19 68, acting pursuant to an order and resolution adopted by the Town Board of said Town on July 1st, 19 68, I posted a certified copy of said order and resolution relating to street lighting on m Fairelm 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 and CHEEKTOWAGA TIMES on July 4th and 3rd respectively, 19 68.

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

Sworn to before me this

5th day of *July*, 19 *68*.

Budua Haged

Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *70*

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 4th day
of July, 1968, 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 8th day of

July, 1968
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, 1970

RICHARD G. BENNETT

At a regular meeting of the 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 July, 1966, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
 Daniel Weber, Supervisor
 Joseph V. Rogowski, Councilman
 Joseph F. Wroblewski, Councilman
 Joseph E. Swiatek, Councilman
 Joseph A. Obstarczyk, Councilman
 Joseph A. Halicki, Councilman
 Joseph M. Fath, Councilman

Present also, the following Councilman: [illegible]

The following is a true and correct copy of the resolution of the Board of the Town of Cheektowaga, Erie County, New York, adopted at the meeting of the 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 July, 1966, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and the same is hereby ordered to be published in the DEWEY HERALD AND CHEEKTOWAGA TIMES newspapers 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.

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

Supervisor Weber	AYE
Councilman Rogowski	AYE
Councilman Wroblewski	AYE
Councilman Swiatek	AYE
Councilman Obstarczyk	AYE
Councilman Halicki	AYE
Councilman Fath	AYE

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

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEWEY HERALD AND CHEEKTOWAGA TIMES newspapers 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.

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

Supervisor Weber	AYE
Councilman Rogowski	AYE
Councilman Wroblewski	AYE
Councilman Swiatek	AYE
Councilman Obstarczyk	AYE
Councilman Halicki	AYE
Councilman Fath	AYE

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

STATE OF NEW YORK
COUNTY OF ERIE

55.

RICHARD G. BENNETT

sworn, deposited and that he is the

that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers 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 the provisions of section thirty-one of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the hearing.

AYE
AYE
AYE
AYE
AYE
AYE

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town of Depew, New York, this 2nd day of June, 1924.

[The following text is extremely faint and largely illegible due to heavy shadowing and poor reproduction quality. It appears to be a list of names and their respective positions or actions.]

and minutes of the meeting were read and approved. The place where such meeting was held and the members of the Board who attended the same.

IN WITNESS WHEREOF, I have hereunto set my hand and have caused the corporate seal of the Town of Depew, New York, to be hereunto affixed, this 2nd day of June, 1924.

BENEDICT T. HOLTZ
Town Clerk

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board at the Town of Cheshbore, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 1st day of July, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel Weber Supervisor
John V. Bogorodi Councilman
Peter T. Wroblewski Councilman
Frank E. Swiatek Councilman
Joseph R. Obelersky Councilman
Donald A. Halich Councilman
Almaein M. Fish Councilman

ABSENT: 0

ITEM NO. 36 Councilman Obelersky 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 Cheshbore, 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 July 1968.

PUBLIC HIGHWAY TO
BE IMPROVED

Name of Highway
Public Highway
Town
County
County Name

TYPE OF STREET

LIGHTING INSTALLATION
By (6) James Post Top Type
Aluminum Tuba, Estimated Cost,
\$750 per year for two years, 50
feet by.

WHEREAS Andrew H. Schmidt, Mayor of said Town, and Councilman Joseph J. Swiatek, Assessor of said Town of Cheshbore, have certain in writing to said Board that the above petition is duly signed and acknowledged in due form, and as a deed to be recorded by the county of more than one-half of the entire town or towns on both sides of the highway to be improved as herein set forth, and

WHEREAS the said highway is improved as aforesaid is shown on a map of said Town of Cheshbore, Erie County, New York, filed in the office of the County Clerk, Erie County, New York, on the 15th day of July, 1968, 7:00 o'clock P.M., Eastern Daylight Saving Time, and all persons interested in the subject thereof consented to the same, and

WHEREAS the said highway is improved as aforesaid is shown on a map of said Town of Cheshbore, Erie County, New York, filed in the office of the County Clerk, Erie County, New York, on the 15th day of July, 1968, 7:00 o'clock P.M., Eastern Daylight Saving Time, and all persons interested in the subject thereof consented to 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 DEWEY HERALD AND CHERK-TOWAGA NEWS and in the CHERK-TOWAGA TIMES newspapers 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 Fish

and duly put to a vote which re-

sulted as follows:

Supervisor Weber AYE
Councilman Bogorodi AYE
Councilman Wroblewski AYE
Councilman Swiatek AYE
Councilman Obelersky AYE
Councilman Halich AYE
Councilman Fish AYE
AYES: 7 NOES: 0 ABSENT: 0
STATE OF NEW YORK
COUNTY OF ERIE

E. BENEDECT T. HOLTZ, TOWN

Clerk of the Town, hereunder
described, DO HEREBY CERTIFY
as follows:

1. A regular meeting of the Town Board of the Town of Cheshbore, a town located in the County of Erie, State of New York, was duly held on July 1st, 1968, and minutes of said meeting have been duly recorded in the Minutes 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. 36, Index, of said book.

2. I have compared the aforesaid 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 held, the place where said meeting was held and the names of said Board who attended said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand and have

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 67 weeks:
first publication JUL 3 '68
last publication JUL 3 '68;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
JUL 9 - 1968

day of 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, 1970

Item No. 37 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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 July, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fradine Drive	French Road	Mayberry Drive West

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13 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 15th day of July, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the CHEEKTOWAGA TIMES news papers 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

(Affidavit on next page)

Item No. 37 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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 July, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Fradine Drive	French Road	Mayberry Drive West

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13 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 15th day of July, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the CHEEKTOWAGA TIMES news papers 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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 5th day of July 1968, acting pursuant to an order and resolution adopted by the Town Board of said Town on July 1st, 1968, I posted a certified copy of said order and resolution relating to street lighting on Frandine 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 and CHEEKTOWAGA TIMES NEWS on July 4th and 3rd respectively, 1968.

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

Sworn to before me this

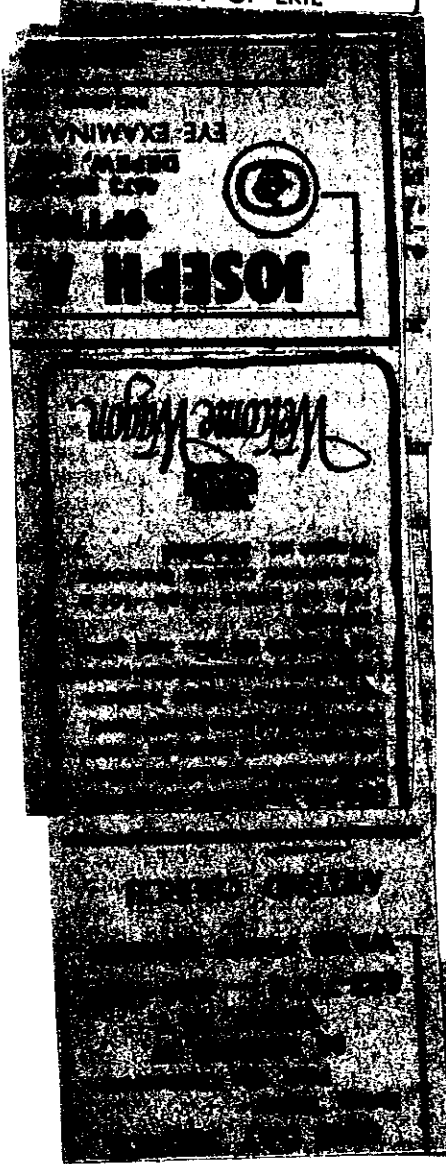
5th day of July, 1968

Barbara H. Hesel

BARBARA HESSEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

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 in-
serted and published therein once a week for 1
week, the first insertion being on the 4th day
of July, 1968, 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 8th day of

July, 1968
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. 31, 1970

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

Richard G. Bennett, of the County of Erie, was duly sworn at the Town Hall, Corner of Broadway and Union Road in said town, on the 1st day of July, 1948, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there being present:

Samuel E. Weber, Supervisor
 John V. Rogowski, Councilman
 Albert Wroblewski, Councilman
 Frank J. Swiatek, Councilman
 Joseph P. Halicki, Councilman
 Joseph P. Fath, Councilman
 Joseph P. Fath, Councilman
 Joseph P. Fath, Councilman

IT IS HEREBY ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEWEY HERALD and CHEEKTOWAGA NEWS and in the CHEEKTOWAGA NEWS newspapers 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 sign-board 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 Fath and duly put to a vote which resulted as follows:

Supervisor Weber Voting AYE

Councilmen:
 Rogowski Voting AYE
 Wroblewski Voting AYE
 Swiatek Voting AYE
 Obstarczyk Voting AYE
 Halicki Voting AYE
 Fath Voting AYE

AYES: 7 NOES: 0 ABSENT: 0

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

STATE OF NEW YORK)
 COUNTY OF ERIE)
 I, BENEDICT T. BOLTZ, 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 July 1st,

STATE OF NEW YORK

IT IS FURTHER ORDERED
a copy of this report
by the Town Clerk to
at least one in the
HERALD AND GREENWICH
NEWS and in the GREENWICH
TOWN newspaper having a gen-
eral circulation in the Town, not
less than ten (10) nor more than
twenty (20) copies, and to
the Town Clerk and the Board of
Health, and to the Board of
Superiority of the County of
Westchester, one of
each of the Town Law
and also one to
the Board of Health (10)
where the same are herein
mentioned. Commission paid
to the printer of this report
to be paid by the Town Clerk
out of the Town Fund, and it
is further ordered that
this report be printed in
the Town Law and also
in the Town newspaper
having a general circulation
in the Town, not less
than ten (10) nor more
than twenty (20) copies,
and that the Town Clerk
do hereby certify to the
Board of Health, the Board
of Superiority of the County
of Westchester, the Town
Clerk and the Board of
Health, and to the Board
of Superiority of the County
of Westchester, one of
each of the Town Law
and also one to the Board
of Health (10) where the
same are herein mentioned.
IN WITNESS WHEREOF, I have
hereunto set my hand and
the seal of the Town of
Greenwich, New York, this
17th day of March, 1921.
BENJAMIN T. HOLTS,
Town Clerk

RICHARD G. BENNETT

being duly

Legal Notice

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 1st day of July, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski,
Councilman
Felix T. Wroblewski,
Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk,
Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT: 0

Item No. 37. 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 July, 1968.

**PUBLIC HIGHWAY
TO BE IMPROVED**
Name of Highway: Fradine Drive;
From: French Rd.; To: Mayberry Drive West.

**TYPE OF STREET
LIGHTING INSTALLATION**
Twelve (12) 5000 Lumen Post Top Type Mercury Units. Estimated Cost \$13.00 per year for two years. 50 foot lot.

WHEREAS, Andrew H. Schwent, Henry J. Jurecki, and Casimir J. Kowalski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the proper 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,

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 15th day of July, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the CHEEKTOWAGA TIMES newspapers 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 Fath and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
COUNCIL	
Councilmen:	
Rogowski	Voting AYE
Wroblewski	Voting AYE
Swiatek	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Fath	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 July 1st, 1968, 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. 37, 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 July, 1968.

BENEDICT T. HOLTZ,
Town Clerk
Pub: (j3)

Item No. 38 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED, that permission is hereby granted New York State Electric and Gas Corporation to make the following lighting improvements:

West Grand Blvd. (at entrance to Hospital parking lot)
Install 1 - 7000 lumen mercury unit, Pole 2, L1225

Steven Drive (Dead End at Broadway Road)
Install 1 - 3350 lumen mercury unit, Pole 65, Line 3187

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 39 Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED, that the resolution adopted on April 1, 1968, relating to the services of the law firm of Hodgson, Russ, Woods, & Goodyear, engaged for the purpose of instituting plenary suit in equity against the owners and operators of the duck farm located on Borden Road, be amended nunc pro tunc to provide for their engagement for the purpose of instituting such a lawsuit or prosecuting to a conclusion a pending suit.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman Swiatek, seconded by Councilman Wroblewski-----

RESOLVED, that the Supervisor be and he hereby is designated as the permit authority as defined in Sec. 405.00 of the Penal Law for the Town of Cheektowaga outside of the villages.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 41 Motion by Councilman Fath, seconded by Councilman Obstarczyk-----

WHEREAS, continuous complaints have been received for the cleaning up of empty lots on Hyland Road, being Sublots 117 & 118, Map Cover 1575 in the Town of Cheektowaga, and

WHEREAS, Dr. Vendetti, Town Health Officer, agrees that these lots are a health hazard, and

WHEREAS, this condition requires some positive steps to be taken to prevent continued harassment to the adjacent land owners; NOW, THEREFORE,

BE IT RESOLVED, pursuant to Section 64, 5a of the Town Law, notice is hereby given the owner of said property to take the necessary action required to clean up the land, rubbish, weeds, etc., and that failure to take action within ten (10) days will result in the Town performing this work and the cost therefrom will become a lien on the property.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 42 Arrangements for meeting with the Board of Fire Commissioners of Forks Fire District No. 3 concerning site near Scajaquada Creek for Fire Substation. Referred to the Town Board.

Item No. 43 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----
7/1/68

Item No. 43 cont'd

BE IT RESOLVED, that the following be appointed as Recreation Supervisors at \$2.00 per hour:

Judy Lipiarz
James J. Roward
Kathleen Russell
Elroy Schleinz
Al Rusinski

The following be appointed as Recreation Attendants:

Anthony Pongie
Theresa Chmura
Elaine Jablonski
Frank Tomczak
Paul Baljszczak
S. Grzechowczak

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 44 Motion by Councilman Fath, seconded by Councilman Obstarczyk-----

RESOLVED, that Fillmore Shrubsel, Cheektowaga, N.Y. be hired as a Part-Time Laborer, rate \$2.25 per hour in the Building Maintenance Department, for summer help only.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 45 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that Victor Massalski be promoted to Truck Driver in the Sewer Department and be paid \$2.91 an hour, effective immediately.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 46 Increase in salary of Stanley Senko by \$300.00.
Tabled by Councilman Swiatek and Councilman Rogowski until July 15, 1968.

V. FROM THE TABLE

Item No. 47 (6/17) Increase in salary - Robert E. Vallone.
Retabled unanimously by the Town Board until July 15, 1968.

Item No. 48 (5/20) Bids for 4 Trailers to be used as voting booths.
Retabled indefinitely.

Item No. 49 (6/17) Petition objecting to rezoning of Barbara Place property from Residential to Business.
Received and filed.

Item No. 50 (6/17) Mrs. Ruth Hemerlein, Opposing rezoning of Barbara Place.
Received and filed.

Item No. 51 (6/17) Pine Ridge Furniture- Request removal and relocation of existing
7/1/68 -13-

Item No. 51 cont'd

storm and sanitary sewers.

Retabled unanimously until July 15, 1968.

Item No. 52 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, WALTER and ERIKA HELDT made an application to rezone property from Residential District to Business District and to amend the Zoning Map and Ordinance accordingly: (3619 Harlem 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. 27, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover 1440, is known and distinguished as Subdivision Lot 17.
To be used for personal residence and professional offices.

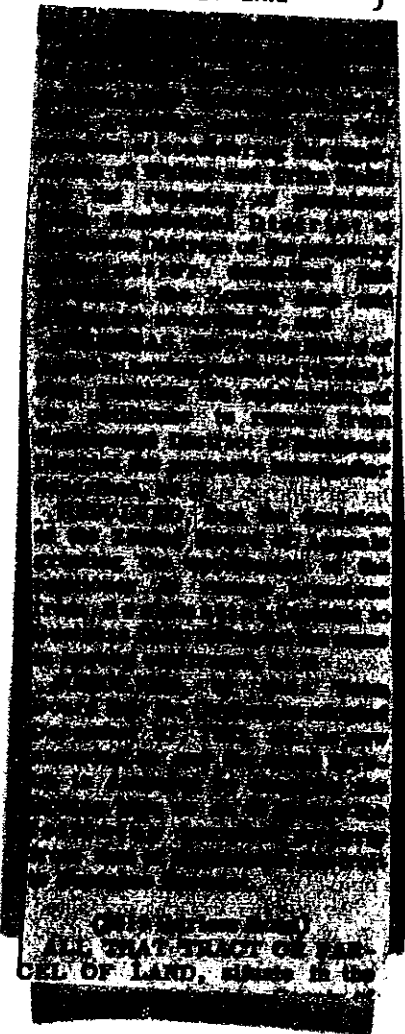
The Zoning Board of Appeals conducted a public hearing on the 15th day of May, 1968 after proper notice to all proper parties. The matter was tabled. After study and investigation, the decision of the Zoning Board of Appeals is as follows: the application for the Variance is denied at this time in that the Zoning Board feels there is no area in or about this proposed rezoning area wherein parking is available for the business of the applicant. The lot size from front to rear is relatively small and it seems almost impossible to see how additional parking may be arranged for in the rear of the premises. There was no one there for or against this except the attorney for the applicant. Based on the above facts the recommendation of the Zoning Board of Appeals is that this not be rezoned from Residential to Business; NOW, THEREFORE,

BE IT RESOLVED, that the rezoning of the above described premises be GRANTED.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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} **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 4th day of July, 1968, 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 8th day of

July 1968
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
Notary Public, State of New York
Qualified in Erie County
Commission expires Mar. 31, 1970

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

RICHARD G. BENNETT

purpose of considering the application of Walter and Erika Hahn for the return of proceeds to the Residential District to which the property is subject. The said Walter and Erika Hahn are the owners of the property and are the persons who have been named in the application as the persons who are to receive the proceeds of the sale of the property.

Walter and Erika Hahn
County of Erie, New York
July 1, 1948

Item No. 53 Motion by Councilman Rogowski, seconded by Councilman Swiatek-----

WHEREAS, JOSEPH H. BAIER made an application to rezone property from Residential District to Business District hereinafter described and amend the Zoning Ordinance accordingly: (27 Barbara Place)

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 34, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as Subdivision Lot 34 as shown on map filed in Erie County Clerk's Office under Cover 450, bounded and described as follows:

BEGINNING at a point in the easterly line of Barbara Street two hundred seventy and forty-two hundredths (270.42) feet northerly from Genesee Street; thence easterly along the south line of Sublot No. 34, two hundred six and thirty-three hundredths (206.33) feet to the southeast corner of said Sublot No. 34; thence northerly along the east line of said Sublot No. 34, sixty (60) feet to the northeast corner of Sublot No. 34; thence westerly along the northerly line of Sublot 34, two hundred six and seventeen hundredths (206.17) feet to the east line of Barbara Street; thence south along the east line of Barbara Street sixty (60) feet to the place of beginning.

AND ALSO 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 34, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as the north one-half of Subdivision Lot No. 35 as shown on map filed in Erie County Clerk's Office under Cover 450.

All that plot of land situated in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot 34, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as being Subdivision Lots 3 and 4 and part of Subdivision Lot 35 as shown on a map filed in the Erie County Clerk's Office under Cover 450, and described as follows:

BEGINNING at a point in the northerly line of Genesee Street distant one hundred five and ninety hundredths (105.90) feet easterly from the east line of Barbara Street, which point of beginning is the southwest corner of said Subdivision Lot No. 3; running thence northerly along the west line of said Subdivision Lot No. 3 and its extension northerly, two hundred six and ninety-three (206.93) feet; running thence easterly parallel with the south line of said Subdivision Lot No. 35, one hundred and sixty-three (106.63) feet to the east line of Subdivision Lot No. 35 running thence southerly along the east line of said Subdivision Lot No. 35 and along the east line of said Subdivision Lot No. 4, one hundred seventy-two and twenty-six hundredths (172.26) feet to the north line of Genesee Street, one hundred twelve and ninety-two hundredths (112.92) feet to the place of beginning.

ALSO ALL THAT PLOT OF LAND situated in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot No. 34, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as being part of Subdivision Lots Nos. 1 and 2 as shown on map filed in Erie County Clerk's Office under Cover No. 450, bounded and described as follows:

Beginning at a point in the easterly line of Barbara Street distant one hundred fifty and forty-two hundredths (150.42) feet north of the north line of Genesee Street; running thence easterly parallel with the north line of Farm Lot No. 34, ninety-nine and eighty-six hundredths (99.86) feet to the east line of said Subdivision Lot No. 2; running thence northerly along the east line of said Subdivision Lot No. 2, thirty-seven, and fourteen hundredths (37.14) feet; running thence westerly parallel with the north line of Farm Lot No. 34, thirty-one and eighty-six hundredths (31.86) feet; running thence southerly parallel with Barbara Street, one foot; running thence westerly parallel with the north line of Farm Lot No. 34, sixty-eight (68) feet to the east line of Barbara Street; running thence southerly along the east line of Barbara Street, thirty-six and fourteen hundredths (36.14) feet to the place of beginning.

To be used to extend showroom.

The Zoning Board of Appeals conducted a public hearing on June 3, 1968, after proper notice to all proper parties. The matter was tabled for investigation. After further study and investigation it is the determination of the Zoning Board that all questions raised by the people present voicing concern were satisfactorily answered either by the conversations at the public hearing or through continued investigation. The questions as to abutements, parking lot, driveways, truck entrances and the ecstastic view of the area were answered adequately. This major expansion appears to be an overall general improvement to the area and one which would likely prove a benefit. The Zoning Board of Appeals recommends that this rezoning be GRANTED; NOW, THEREFORE,

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

7/1/68

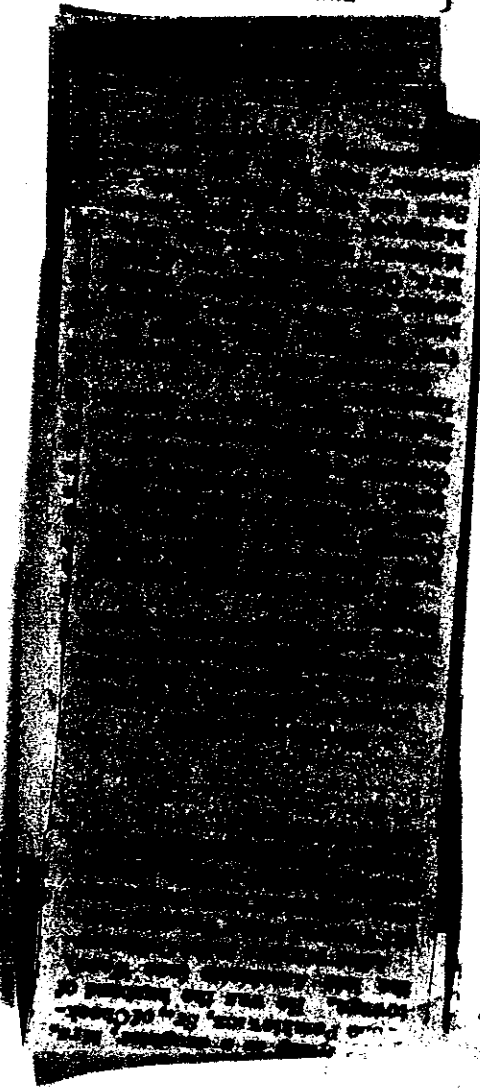
Item No. 53 cont'd

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

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
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} **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 4th day of July, 1968, 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 8th day of

July, 1968
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. 31, 1970

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

described as follows:-
beginning at a point in the
easterly line of Barbara Street
about one hundred fifty and
forty-two hundredths (150.42)
feet north of the north line of
Cassius Street; running thence
easterly parallel with the north
line of Farm Lot Number thirty-
four (34), ninety-nine and eighty-
six hundredths (99.86) feet to the
easterly line of said Subdivision Lot
number two (2); running thence
southerly along the east line of
said Subdivision Lot Number two
(2), thirty-seven and fourteen
hundredths (37.14) feet; running
thence westerly parallel with the
north line of Farm Lot Number
thirty-four (34), thirty-one and
eighty-six hundredths (31.86)
feet; running thence southerly
parallel with Barbara Street, one
(1) foot; running thence westerly
parallel with the north line of
Farm Lot Number thirty-four
(34), sixty-eight (68) feet to the
east line of Barbara Street; run-
ning thence southerly along the
east line of Barbara Street, thir-
ty-six and fourteen hundredths
(36.14) feet to the place of be-
ginning.

Benedict T. Holtz,
Town Clerk
Town of Cheektowaga, N.Y.
Dated: July 2, 1968
Pub: (ju 3)

VI. SUSPENSION OF RULES

Item No. 54 Motion by Supervisor Weber, seconded by Councilman Obstarczyk-----

WHEREAS, a fire and health hazard exists at the premises located at the northeast corner of Walden Avenue and Pine Ridge Road resulting from the accumulation rubbish thereon and therein; NOW, THEREFORE,

BE IT RESOLVED, that the owner shall be required to remove such rubbish within ten days after the mailing of a notice to the owner who is located in Chicago, Illinois, and upon the failure of the owner to remove such rubbish the same shall be removed by the Town and the total expense thereof shall be assessed by the Town Board on the said real property, all of which is in accordance with provisions of Subdivision 5-a of Section 64 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 55 Motion by Councilman Fath, seconded by Supervisor Weber to adjourn the meeting In Memory of Nicholas Napieralski.

BENEDICT T. HOLTZ
Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 15th day of July, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Benedict L. Kostrzewski, Chief of Police; Joseph E. Pyszczynski, Town Justice; Carl Trafalski, Building and Plumbing Inspector; and Thaddeus Skowron, Highway Sr. Engineer Assistant.

Rev. Louis Malinski, Assistant Pastor, of St. Andrews R.C. Church opened the meeting with a prayer.

I. PUBLIC HEARINGS

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>
Fradine Drive	French Road	Mayberry Drive West

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13 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.

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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>
Fradine Drive	French Road	Mayberry Drive West

TYPE OF STREET LIGHTING INSTALLATION

Item No. 2 cont'd

Twelve (12) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$13 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

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>
Fairelm Lane	Vern Lane	Sandy Lane

TYPE OF STREET LIGHTING INSTALLATION

Six (6) 3350 Lumen Post Top Type Mercury Units
Estimated cost \$15 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.

Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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>
Fairelm Lane	Vern Lane	Sandy Lane

TYPE OF STREET LIGHTING INSTALLATION

7/15/68

Item No. 3 cont'd

Six (6) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$15 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

II. GENERAL COMMUNICATIONS

Item No. 4 Niagara Mohawk Power Corporation- changes completed during June on Rosewood Terrace, and Church Driveway and West Grand Blvd.
Received and filed.

Item No. 5 New York State Electric & Gas Corporation- installed street lamps on Tamarck Court, Messer Street, Bennett Road, Losson Road, Genesee Street, and Sugg Road; and removed poles on Messer Street, Losson Road, and Genesee Street.
Received and filed.

Item No. 6 State Public Service Commission- Case 8761 - Petition of Grand Island Transit Corp. to extend route in Buffalo, West Seneca, Alden, and Aurora; and discontinue new Routes 98 and 78 between North Java and East Aurora, and N.Y.S. Route 19 between Fillmore and Rock Glen.
Received and filed.

Item No. 7 State Department of Transportation- (with Notice of Action)- orders installation of two-phase semi-traffic-actuated signal at Kensington Expressway, Ramp G and Dick Road.
Referred to Chief Kostrzewski.

Item No. 8 Cystic Fibrosis Research Foundation- requesting permit to conduct 8th annual campaign.
Referred to Town Clerk Holtz.

Item No. 9 Residents of Upper Andres Place- Petition requesting sidewalks on both sides of Andres Place from Genesee Street south.
Referred to Town Engineer Bryan.

Item No. 10 Alexander Burke, Sr., Requesting bicycles be licensed and equipped with lights and proper reflectors.
Referred to Chief Kostrzewski.

Item No. 11 Bernard Saskowski, Requests the clearing of lot on
7/15/68

Item No. 11 cont'd

Nagel Drive south on Goering; and construction of sidewalks.
Referred to Deputy Town Attorney LoRusso.

Item No. 12 South Line Fire District No. 10- requesting sixteen fire hydrants.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that permission is hereby granted the Erie County Water Authority to install (16) sixteen hydrants in South Line Fire District No. 10 as the following locations:

- 1 on Garden Village Drive across from apartment 55
- 1 on Kelly Drive at curb in front of liquor store
- 1 on Steven Drive between Lots 84 & 85
- 3 on Rondelay Drive between Lots 23 & 24, between Lots 62 & 63, and on the southeast corner of Lot 69
- 6 on Towers Blvd. on the southeast corner of Lot 51, on the northeast corner of Lot 57, on the southeast corner of Lot 65, on the southeast corner of Lot 74, on the southeast corner of Lot 495, and on the northeast corner of Lot 450.
- 4 on Marrano Parkway, between Lots 30 & 31 on the East and West Cavalier map, between Lots 92 & 93 on the Part 1 map, between Lots 26 & 27 on the Part 3 map, and between Lots 25 & 26 on the Part 4 map

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 13 Petition- Residents of Fairhaven and Farmingdale- for more enlarged and adequate Storm and Sanitary sewer facilities in Sewer District No. 5.
Received and filed.

Item No. 14 Petition- Residents of Andres Place- opposing relocation, widening, or deepening of feeder creek of Scajaquada Creek.
Referred to the Town Board.

Item No. 15 Petition- Residents of East Cavalier Drive- requesting an immediate investigation into the cause of raw sewage backing into domestic sewer lines.
Received and filed.

Item No. 16 Petition- Town Park Homeowners Assoc., Inc.- requesting that the foot bridge over Scajaquada Creek at Park Edge Drive and David Avenue be retained and reconstructed.
Referred to Town Engineer Bryan.

Item No. 17 Municipal Consultants & Publishers, Inc.- offering their services for codification of Town ordinances.
Received and filed.

Item No. 18 Kellogg Mann Corporation- incinerator installation, Joseph Malecki Inc., 2320 Clinton Street.

Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

Item No. 18 cont'd

RESOLVED, that resolution granting Joseph Malecki Inc., a temporary ^{incinerator} permit
2320 Clitnon Street in the Town of Cheektowaga, be rescinded and a copy be forwarded
to Joseph Malecki Inc.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

III. DEPARTMENTAL COMMUNICATIONS

Item No. 19 Building Permits.

Motion by Councilman Wroblewski, seconded by Councilman Fath-----

RESOLVED, that the Building Permits approved by the Building Inspector
for July 1, through July 12, 1968, be approved, with the exception of the below stated
applications:

Kulback's Construction	6 Judith Drive	
Kulback's Construction	27 Lille Lane	<u>HELD</u>
J.C. Giallanza	33 St. Joan Lane	
J.C. Giallanza	37 Janine Court	
J.C. Giallanza	24 Denise Drive	
J.C. Giallanza	31 Denise Drive	
J.C. Giallanza	38 Denise Drive	
J.C. Giallanza	45 Denise Drive	
J.C. Giallanza	48 Denise Drive	<u>HELD</u>
Lancaster Homes (12)	W. Cherbourg	<u>DENIED</u>

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

From the table, 7/1/68

Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

RESOLVED, that the application of Firestone Tire & Rubber Co., 2240
Harlem Road to build a retread shop be retabled until August 5, 1968.

Unanimously carried.

Item No. 20 Town Engineer Bryan- Pine Ridge Furniture, sanitary and storm sewer
lines.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the Town Engineer be and he hereby is authorized to have
the sanitary sewer, which is presently located on the property of Joseph H. Baier and
James J. Baier and which runs from Neibert Place to Barbara Place, relocated in the 20
foot wide easement presently owned by the Town, but which is limited in use to a storm
sewer, provided that said owners convey a sufficient easement so that the sewer may be
located in the existing 20 foot wide easement, presently limited in use as aforesaid.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 21 Dr. Vendetti- Health Officer's report for June, 1968.
7/15/68

Item No. 21 cont'd

Received and filed.

Item No. 22 Helene M. Kraebel, Switchboard Operator- requesting vacation and compensatory time.

Motion by Supervisor Weber, seconded by Councilman Swiatek-----

WHEREAS, Helen M. Kraebel is entitled three weeks vacation with pay and five (5) days compensatory time; NOW, THEREFORE,

BE IT RESOLVED, that Helen M. Kraebel, from the office of the Town Clerk, be granted twenty (20) working days with pay, effective July 22, 1968, to August 16, 1968, inclusive.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 23 Superintendent of Highways Bystrak- permission to attend New York State Association of Town Superintendents of Highways.

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that permission is granted to Stanley Bystrak, Superintendent of Highways, to attend the New York State Association of Town Superintendent of Highways, Inc. at Grossingers on September 25th, 26th, and 27th, 1968, inclusive; and that all reasonable and necessary expenses shall be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 24 Supervisor's comments.

T. G. White, Republican Committeeman, 15th Voting District- requests fill near election trailer.
Referred to Town Clerk Holtz.

IV. RESOLUTIONS

Item No. 25 Motion by Councilman Swiatek, seconded by Councilman Fath-----

RESOLVED, that the resolution heretofore adopted on February 19, 1968, authorizing the payment to Victor Reinstein, Jr. of the sum of One Thousand (\$1,000.00) for certain property on Cherokee Drive needed for drainage purposes in connection with the drainage of Cherokee Drive, and which resolution provided for assessment against the properties on Cherokee Drive, and

WHEREAS, it was subsequently decided that payment should be made from Highway Budget Item 4, and was in fact made from such Item; NOW, THEREFORE,

BE IT RESOLVED, that the resolution aforesaid adopted February 19, 1968, be amended to provide for payment from Highway Budget Item 4, and the making of such payment is hereby authorized and confirmed.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

7/15/68

Item No. 26 cont'd

RESOLVED, that the Erie County Legislators be and they hereby are requested to immediately initiate a drainage study for Erie County, comparable to the sewerage study, which has just been completed, including methods of financing, 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 County Legislature.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Rogowski, seconded by Councilman Fath-----

WHEREAS, emergency repairs were required on the sanitary sewer at 361 Ellen Drive and 365 Ellen Drive and on Cayuga Road 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 \$1,573.81; NOW, THEREFORE,

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$638.52, \$297.43, and \$637.86 to do the work and furnish the materials for the sewer repairs at 361 Ellen Drive, 365 Ellen Drive and Cayuga Road, respectively, be approved and ordered paid.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED, that permission be and it hereby is granted to the Iroquois Gas Corporation to install, maintain, repair, and remove a six-inch L.P. Gas Line in the Town Hall site, located at the southeast corner of Broadway and Union Roads, as shown on the attached drawing dated June 12, 1968, being drawing No. F17239. Such permission to continue in effect so long as the Town of Cheektowaga shall require the use of said Gas Line in connection with its buildings located on said site.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Fath, seconded by Councilman Swiatek-----

RESOLVED, that the Supervisor be and he hereby is authorized to execute on behalf of the Town of Cheektowaga the Snow Contract between the County of Erie and the said Town for the year 1968-1969, and to affix thereto the Corporate Seal of said Town, and if necessary, the Town Clerk is further directed to certify to the insurance as provided for in Page 3 of the said contract.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED, that the Town Attorney be and he hereby is authorized and directed to initiate proceedings for the extension of U-Crest Fire District No. 4 and Fire District No. 8 and Water Districts No. 4 and No. 8 so that such Fire Districts will incorporate a portion of the present Fire Protection District No. 1, except for the portion now forming a part of the Village of Depew, and as regards the U-Crest Fire District to include additional areas outside of the Fire Protection District such that the boundaries of the Fire and Water Districts, as regards the extensions involved shall be co-terminous, and authority is given for services to be performed by Nussbaumer & 7/15/68

Item No. 30 cont'd

Clarke, Inc. in connection with such extensions, and the engagement of these services by the Town Attorney in connection with the performance of some of such work heretofore is hereby ratified and confirmed.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

BE IT RESOLVED, that the following be appointed as Part-Time Summer employees in the Departments listed:

Recreation Department
Recreation Attendant - \$1.75 per hour
Ronald Cendrowski,

Recreation Attendant - \$1.50 per hour
Marlene Przybyszewski,

Sanitation Department
Vacation Laborer - \$2.36 per hour
James Gacek,

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Rogowski, seconded by Councilman Fath-----

Councilman Rogowski introduced the following Local Law No. 1 - 1968 and moved that it be placed or caused to be placed upon the desks of the Members of this Town Board at this time by the Town Clerk.

LOCAL LAW NO. 1 - 1968

A LOCAL LAW PERTAINING TO THE ELIMINATION OF PUBLIC NUISANCES IN CONNECTION WITH VACANT, ABANDONED, DILAPIDATED, DETERIORATED OR DECAYED BUILDINGS OR STRUCTURES.

Be it enacted by the Town Board of the Town of Cheektowaga as follows:

Sec. 1. PURPOSES

It is hereby declared to be the purpose of the Town of Cheektowaga to care for the safety, health, and general welfare of its inhabitants; the protection of property; the preservation of property values; the elimination of fire and health hazards; the repair or elimination of unsafe buildings and for the accomplishment of such purposes all as the same shall relate to and be in said Town outside of the Villages of Sloan and Depew.

Sec. 2. BUILDINGS ENDANGERING HEALTH, SAFETY OR WELFARE OF THE PUBLIC

All buildings or structures or any part or parts thereof, which become vacant, abandoned, dilapidated, deteriorated or decayed so as to constitute a public nuisance, shall be repaired, demolished or removed.

Sec. 3. INSPECTION AND REPORT BY THE BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS

The Building and Plumbing Inspector or a Building Assistant Inspector shall cause an inspection to be made of any premises alleged to be in such condition as to constitute a public nuisance and he shall thereafter prepare and file in his office and

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 3 - Continued

in the office of the Town Clerk a report of such inspection.

Sec. 4. *DETERMINATION BY THE BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS*

When it shall be determined by the Building and Plumbing Inspector or a Building Assistant Inspector that a building or structure or any part of parts thereof is in such condition as to constitute a public nuisance, he shall promptly serve, or cause to be served, notice upon the owner and all other persons having an interest in such property or structure as hereinafter provided.

Sec. 5. *CONTENTS OF NOTICE BY BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS*

The notice referred to in Sec. 4 hereof shall contain a description of the premises, a statement of the particulars in which the building or structure is in such condition as to constitute a public nuisance and an order of the Building and Plumbing Inspector or Building Assistant Inspector requiring same to be repaired, demolished or removed; a statement that if such owner or person in interest so served shall fail to commence to repair, demolish or remove such building or structure within ten (10) days from the service of such notice or to complete such repair, demolition or removal within thirty (30) days from the service of such notice, the Town will repair, demolish or remove such building or structure and that all costs and expenses incurred by the Town in connection with the repair, demolition

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 5 - Continued

or removal of such building or structure, including the cost of determining the owner or other persons having an interest in or lien upon said premises and the cost of making repairs or actually removing or demolishing the same shall be assessed against the land on which such building or structure is located. The notice shall also include matters pertaining to the hearing as provided in Sec. 7 hereof.

Sec. 6. SERVICE OF NOTICE

1. The aforementioned notice by the Building and Plumbing Inspector or Building Assistant Inspector shall be served by either of the following methods:

- (a) Personally, or
- (b) By registered or certified mail in a securely fastened, post-paid wrapper addressed to the person intended to be served with return receipt requested, at his last known place of residence or business as shown by the records of the Board of Assessors of the Town.

2. If such notice is served pursuant to Subdivision 1(b) of this section on any person, the Building and Plumbing Inspector or Building Assistant Inspector shall cause a copy of such notice to be posted on the premises.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 7. HEARING BEFORE THE TOWN BOARD OF CHEEKTOWAGA

1. The notice referred to in Sec. 5 above shall also contain the time and place at which a hearing will be held by the Town Board if requested in writing by any person served within five (5) days after service of Notice. At such hearing such person shall be afforded the opportunity to present testimony and evidence regarding the condition of the property with respect to those particulars contained in the aforementioned notice which are alleged by the Building and Plumbing Inspector or Building Assistant Inspector to be in such a condition as to constitute a public nuisance; the time of said hearing shall be specified on a date no sooner than ten (10) days after the service of the notice and no later than twenty (20) days after service thereof.

2. If such hearing is held, the Town Board shall thereafter, and based upon the evidence presented at said hearing, make a determination which shall:

(a) confirm original determination of the Building and Plumbing Inspector or Building Assistant Inspector, or

(b) modify said original determination, or

(c) vacate the original determination.

3. In the event that the Town Board after the hearing confirms or modifies the said original determination, notice thereof signed by the Town Clerk, shall be served upon those who appeared at the hearing in the manner prescribed by Section 6

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 7 - Continued

hereof within ten (10) days after the hearing. The work required shall be performed within thirty (30) days after service of said notice.

Sec. 8. *FILING OF NOTICE IN COUNTY CLERK'S OFFICE*

At any time after the Town Board shall have made a determination, the Town Clerk shall file, or cause to be filed, a copy of the notice provided for under Sec. 7, Subdivision 3, hereof in the office of the Clerk of the County of Erie. If no hearing is requested, the Town Clerk shall file a copy of the notice of the Building and Plumbing Inspector or Building Assistant Inspector made under Sec. 4 hereof with a statement that no hearing was requested. Such notice shall be filed by such Clerk in the same manner as a notice of pendency pursuant to Article 65 of the Civil Practice Law and Rules and shall have the same effect as a notice of pendency as therein provided except as otherwise provided in this section. A notice so filed shall be effective for a period of one year from the date of filing, provided however, that it may be vacated upon the order of a judge or justice of a court of record upon good cause shown. The Clerk of the County of Erie shall mark such notice and any record or docket thereof as cancelled upon the presentation and filing of a notice of cancellation signed by the Town Clerk providing same is authorized by the Town Board.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 9. ORDER OF PERFORMANCE OF WORK BY THE TOWN BOARD

In the event of the failure of action within the time required, the Town Board has the right to cause demolition, ^{removal} or repairs to be made and all costs as set forth in Sec. 5 shall be assessed against the real property on which such building or structure is, or was, located.

Sec. 10. RECORD TO BE KEPT

The Building and Plumbing Inspector shall keep, or cause to be kept in his office a record of all buildings in such condition as to constitute a public nuisance with additional information showing any action taken by him or the Building Assistant Inspector from time to time relative to each parcel of real property and not later than August 1st of each year shall report to the Town Board the properties upon which work has been performed by the Town, the name of the owner, the expenses incurred in the repair, demolition or removal that are unpaid, including all costs set forth in Sec. 5, whereupon the Town Board shall order assessment against each of said properties for the expenses incurred and each assessment shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other town charges.

Sec. 11. JURISDICTION

This local law shall apply to the Town of Cheektowaga outside of the Villages of Sloan and Depew.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 12. *DEFINITIONS*

Where applicable, all definitions contained in the General Construction Law of New York shall apply to construction of this Local Law and, in addition, the term "Person" shall include a partnership.

Sec. 13. *VALIDITY*

If any provision of this Local Law shall be judged invalid, the same shall not affect the validity of this local law as a whole, or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

Sec. 14. *EFFECTIVE DATE*

This Local law shall take effect immediately.

Item No. 32 cont'd

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 32A Motion by Councilman Fath, seconded by Councilman Halicki-----

WHEREAS, Local Law No. 1 - 1968 has today been placed on the desks of each of the members of the Town Board, and

WHEREAS, it is in order that a public hearing be held thereon prior to its passage; NOW, THEREFORE,

BE IT RESOLVED, that 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 July 18, 1968.

LEGAL

NOTICE OF PUBLIC 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 5th day of August, 1968, at 2:30 p. m., Eastern Daylight Saving Time, to consider the advisability of adopting Local Law No. 1 - 1968 of the said Town of Cheektowaga. Said Local Law No. 1 - 1968 provides a procedure whereby vacant, abandoned, dilapidated, deteriorated or decayed buildings or structures which constitute a public nuisance may be required to be either repaired, demolished or removed. Such procedure includes an inspection to be made by the Building and Plumbing Inspector or a Building Assistant Inspector and if he shall find that any building or structure constitutes a public nuisance, he shall serve or cause to be served a notice upon the owner and other persons having an interest therein that such building or structure is in the above condition and directing its repair, removal or demolition. This notice shall include the right to a hearing by the owner of the real property or other in interest by the submission of a written request to appear before the Town Board at given time and place for the said Notice. At such hearing, the Town Board shall have the power to make any of the following determinations:

- (a) Confirm the original determination, or
- (b) Modify said original determination, or
- (c) Vacates the original determination.

In the event that the Town Board confirms or modifies the original determination, notice shall be served upon those who appear at the hearing of the Town Board's determination and the work required shall be performed within thirty (30) days after service of this notice.

In the event of a failure of action within the time required, the Town Board has the right to cause demolition, removal or repairs to be made and all costs as set forth in said Local Law shall be assessed against the real property on which said building or structure is, or was, located.

This Local Law shall apply to the Town of Cheektowaga outside of the Villages of Sloan and Depew.

A copy of the proposed Local Law No. 1 - 1968 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 TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

Dated: July 15, 1968

Benedict T. Holtz
Town Clerk

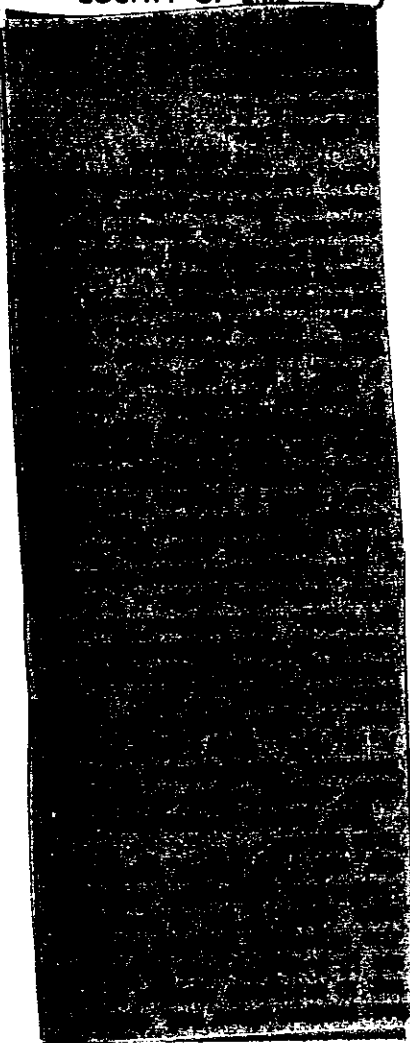
7/15/68

Item No. 32A cont'd

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
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} **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 18th day of July, 1968, 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 22nd day of

July, 1968
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, 1970

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

RICHARD G. BENNETT

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Town of Cheektowaga on
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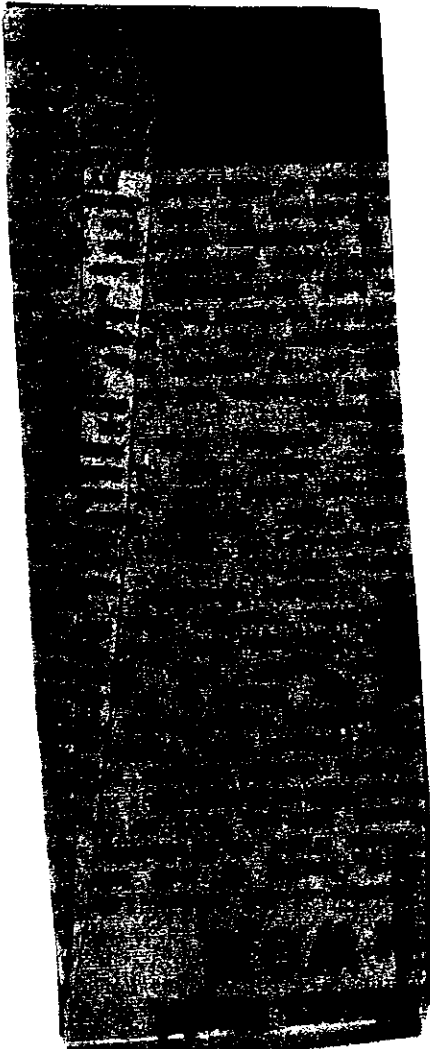
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... to cause demolition, re-
... or repairs to be made
... and all costs as set forth in
... Local Law shall be as-
... against the real property
... on which said building or
... structure is, or was, located.
... This Local Law shall apply
... to the Town of Cheektowaga
... outside of the Villages of Sloan
... and Depew.

A copy of the proposed Local
Law No. 1 - 1968 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 TOWN OF CHEEK-
TOWAGA, ERIE COUNTY,
NEW YORK.
Dated: July 15, 1968
Benedict T. Holtz
Town Clerk

by 18

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 3 week, the first insertion being on the 18th day of July, 1968, and the last insertion being on the 15 day of August, 1968, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 5th day of

August, 1968
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
A, Commission Expires March 30, 1972

Item No. 33 Motion by Councilman Obstarczyk, seconded by Councilman Rogowski-----

RESOLVED, that permission is hereby granted New York State Electric and Gas Corporation to make the following lighting improvements:

Garden Village Drive

Install 1 - 7000 lumen mercury units, Pole 4-1, Line 3367

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

V. FROM THE TABLE

Item No. 34 Firestone Tire & Rubber Co.- proposed new retread shop.
Motion made by Councilman Wroblewski, seconded by Councilman Rogowski to retable the matter until August 5, 1968, and approved unanimously by the Board.

Item No. 35 Irving M. Shuman, Attorney for J. Baier- application for removal and relocation of existing storm and sanitary sewers bounded by Genesee, Andres, Neibert, and Barbara Streets.
Received and filed. (See Item No. 20).

Item No. 36 Pine Ridge Furniture- requests removal and relocation of existing storm and sanitary sewers.
Received and filed. (See Item No. 20).

Item No. 37 Increase in salary of Stanley Senko by \$300.
Withdrawn.

Item No. 38 Increase in salary of Robert E. Vallone.
Retabled unanimously until August 5, 1968.

Item No. 39 Drainage ditch in Frederick Street.
Retabled until July 20, 1968, at 11:30 a.m.

VI. SUSPENSION OF RULES

Item No. 40 Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

BE IT RESOLVED, that Dr. Vendetti and two members of the Air Pollution Board be authorized to inspect a Recap Installation of Firestone Rubber Company in Akron, Ohio, and be it

FURTHER RESOLVED, that all necessary expenses incurred by the Board - Members be a legal charge.

AYES: Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath.
NAYES: Supervisor Weber, and Councilmen Wroblewski
ABSENT: 0

Item No. 41 Motion by Councilman Rogowski, seconded by Councilman Halicki-----

RESOLVED, that as to properties partly or wholly located within the limits of the Town of Cheektowaga fronting on Croy Avenue on which the house is wholly within the limits of said Town, there shall be paid by Sewer District No. 5 to the City of Buffalo all Sewer Rent Charges and Sewer Taxes or Sewer Assessments made by the Buffalo Sewer Authority for sewer service to said properties commencing with payments for the fiscal year, July 1, 1968 to June 30, 1969, and the Town Comptroller is authorized to make payment for said Sewer Rent Charges and Sewer Taxes or Sewer Assessments.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

7/15/68

Item No. 41 cont'd

NAYES: 0
ABSENT: 0

Item No. 42 Meeting adjourned until Saturday, July 20, 1968, at 11:30 a.m.

BENEDICT T. HOLTZ
Town Clerk

7/15/68

Item No. 1 At an adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Police and Court Building, 3233 Union Road, in said Town, on the 20th day of July, 1968, at 11:30 o'clock A.M., Eastern Daylight Savings Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; and Chester L. Bryan, Town Engineer.

Item No. 2 From the Table - Motion by Councilman Fath, Seconded by Councilman Wroblewski-----

RESOLVED, that the Building Permit application of the Firestone Rubber Company to construct tire retread plant be denied.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 3 Motion by Supervisor Weber, Seconded by Councilman Rogowski-----

RESOLVED, that the adjourned regular meeting of the Town Board scheduled to be held in the Council Chambers of the Town Hall be moved to the Court Room of the Police and Court Building, 3223 Union Road, Cheektowaga, New York.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Fath, Seconded by Supervisor Weber-----

RESOLVED, that the resolution heretofore adopted on July 15, 1968 relating to properties located on Croy Avenue be and the same is hereby amended to include properties partly or wholly located within the limits of the Town of Cheektowaga fronting on Burke Drive, as well as those fronting on Croy Avenue. All other provisions of the resolution remain in force and effect.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Halicki and Fath.
NAYES: 0
ABSENT: 0
EXCUSED: Joseph R. Obstarczyk

Item No. 5 From the table - Regarding drainage ditch in Frederick Street .
Motion by Supervisor Weber, Seconded by Councilman Wroblewski-----

Resolution retabled until August 5, 1968

Item No. 6 Motion by Supervisor Weber, Seconded by Councilman Halicki-----

RESOLVED, that the resolution adopted April 1, 1968 relating to the Warda property, which authorized its purchase as an addition to the Town Hall site and provided

Item No. 6 cont'd.

for closing of the purchase as of July 1, 1968 and vacating of same by the Wardas on or before such date, is hereby amended to confirm and ratify the closing of the purchase and the vacating of the permises on July 16, 1968, which extension of time had been granted by Attorney Michael J. Montesano, Jr., who was acting as special counsel in this matter, on the basis of a request for an extension of time by the attorney for the Wardas in order that they might be able to complete the purchase of other property to which they were moving.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Halicki
and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Joseph R. Obstarczyk

Item No 7 Councilman Swiatek moved that as there was no further business to come before the meeting it be adjourned.

Seconded by Councilman Rogowski and duly carried.

BENEDICT T. HOLTZ

Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 1st day of August, 1968, at 6:30 o'clock P.M., Eastern Daylight Savings Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Barbara Hezel, First Deputy Town Clerk; Benedict Kostrzewski, Chief of Police; Dr. Victor Reinstein; Charles Switalski, President Police Club.

Item No. 2 Motion by Councilman Rogowski, Seconded by Councilman Halicki-----

WHEREAS, THE CITIZENS' COMMITTEE ON INTERMUNICIPAL AFFAIRS (C.C.I.A.) has presented its report regarding the creation of a Metropolitan Police Force for Erie County to the Erie County Board of Legislators, and

WHEREAS, said County Legislators are presently considering a final form of a local law for such creation of a Metropolitan Police Force with intentions of submitting said local law to the voters at the November 5th, 1968, General Election, and

WHEREAS, the Cheektowaga Police Department is presently functioning at a generally high level of efficiency, and

WHEREAS, the Cheektowaga Police Department is staffed by sufficient manpower and equipment to properly perform the necessary police services for the entire Town, and

WHEREAS, the personnel of said department are continually engaged in training the schooling programs relating to the latest methods and changes in crime prevention and law enforcement, and

WHEREAS, the personnel of said department are receiving salaries which are at a relatively high level in comparison and other municipalities in the County of Erie, and

WHEREAS, the per capita cost of said services, salaries, and all functions of said Cheektowaga Police Department is in some cases less than two-thirds of the per capita costs for police services of some municipalities in the County of Erie, and

WHEREAS, its appears inevitable that any consolidation of the Cheektowaga Police Department with the remaining police departments in the County of Erie under a Metropolitan Police Plan would result in considerable higher expenses to the Cheektowaga Taxpayers, and

WHEREAS, the financial burden on the Town of Cheektowaga would be excessive as compared to the other towns and municipalities in the County of Erie, and

WHEREAS, a detailed projected cost analysis of the Metropolitan Police Force has not been submitted to the voters, and

WHEREAS, it appears that more time and study is required before a decision an be reached as to the feasibility of adopting said Metropolitan Police Plan,

THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Cheektowaga hereby signifies its opposition to the formation of a County Metropolitan Police Department at the present time,

BE IT FURTHER RESOLVED, that the Erie County Board of Legislators be and

Item No. 2 cont'd.

hereby is requested to reject said Metropolitan Police Department Plan and proposed referendum.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Obstarczyk, Swiatek
Halicki and Fath
NAYES: 0
ABSENT: 0

Item No. 3 Motion by Councilman Halicki, seconded by Councilman Wroblewski to adjourn meeting.

BARBARA HEZEL
First Deputy Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 5th day of August, 1968, at 2:30 p.m., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Benedict L. Kostrzewski, Chief of Police; Andrew Schwenk, and Henry Janicki, Assessors; Ronald R. Norman, Receiver of Taxes and Assessments; and Carl Trafalski, Building and Plumbing Inspector.

Supervisor Weber opened the meeting with a prayer.

I. PUBLIC HEARINGS

Item No. 2

MEMO RE LOCAL LAW NO. 1 - 1968
August 5, 1968

TO THE TOWN BOARD:

You are about to act upon the passage of Local Law No. 1 - 1968 and I would like you to consider these comments before doing so.

1. As to procedure for enactment

a. The Municipal Home Rule Law requires a local law to lay on your desks in final form 7 days exclusive of Sundays prior to passage. This law has been on your desks in final form since July 15, 1968.

b. A hearing must be held on at least 5 days notice. At the meeting of July 15, 1968 you adopted a resolution providing for publication of a notice of hearing as therein set forth in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS on July 18, 1968. I subsequently requested the Town Clerk to republish the notice on July 25, 1968 and August 1, 1968 and to post the same on the bulletin board referred to in Subdivision 6 of Section 30 of the Town Law. A resolution should now be adopted ratifying this additional publicity. The Municipal Home Rule Law in blind as to requirements for notice of hearing except for the 5 day provision. I discovered on Friday of last week on checking affidavits of publication the words "hearing as provided for in the" were omitted from the publication in the DEPEW HERALD AND CHEEKTOWAGA NEWS and this was the form in which it was posted. I had emphasized to the Town Clerk's office the importance of accurate publication and to so inform the newspapers and I relied on this being done. I do not regard the omission as substantial nor other minor variances. The notice as published was adequate to call the attention of all interested persons to the purpose and general content of the proposed local law including the fact that a copy was on file in the Town Clerk's office for examination.

2. Substantive law applicable.

This Town Board adopted Ordinance No. 40 on November 7, 1966 pursuant to Subdivision 16 of Section 130 of the Town Law which has the same purpose as Local Law No. 1 - 1968. It is a very cumbersome and time consuming ordinance which includes a requirement of a Supreme Court order before any action may be taken. An attempt to use it was abortive. Former Deputy Attorney Walter tried to make use of the Fire Prevention Code as an alternative remedy but this did not succeed.

Local Law 1 - 1968 is frankly a bold attempt to at once comply with constitutional and statutory requirements and at the same time expedite the procedure for getting action on the repair, demolition, or removal of buildings and structures

8/5/68

Item No. 2 cont'd

constituting public nuisances. It is my opinion it can be sustained in the Courts. Deputy Town Attorney Lo Russo will be in charge of proceedings under the Local Law. I wish to emphasize that in each case the evidence of public nuisance should be clear and certain and should be fully documented by pictures and a complete report from the Building Inspectors' office. If in fact a common law public nuisance does not exist the Town may be liable for damages committed in the repair, demolition, or removal of the building or structure involved.

I ask that this memo be spread on the minutes of your meeting.

KENNETH W. KITZINGER
Town Attorney

Motion by Councilman Fath, seconded by Councilman Wroblewski-----

RESOLVED, that publication of the Notice of Hearing on Local Law No. 1 - 1968 in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on July 25, 1968 and August 1, 1968, and its posting on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law on July 19, 1968, be and the same is hereby approved, confirmed, and ratified.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS, Local Law No. 1 - 1968 - A Local Law Pertaining To The Elimination Of Public Nuisances In Connection With Vacant Abandoned, Dilapidated, Deteriorated Or Decayed Buildings Or Structures has been in its final form upon the desks of members of this Town Board at least seven calendar days, exclusive of Sunday, to wit since July 15, 1968, and

WHEREAS, this Town Board duly adopted a resolution on July 15, 1967, providing for the publication of a notice of hearing to consider the advisability of adopting Local Law No. 1 - 1968 which said notice of hearing provided that the same would be held at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, Erie County, New York, on the 5th day of August 1968, at 2:30 P.M. Eastern Daylight Saving Time, and said notice of hearing was duly published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, each of which newspapers is qualified to be designated the official newspaper of said Town pursuant to Subdivision 11 of Section 64 of the Town Law of New York, said publication being on July 18, 1968, July 25, 1968, and August 1, 1968, and said notice was also posted by the Town Clerk on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law on July 19, 1968, said publication on July 25, 1968, and August 1, 1968, and posting being approved, confirmed, and ratified by resolution adopted August 5, 1968, and

WHEREAS, this Town Board duly held a hearing in accordance with the said notice of hearing as therein provided at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof,

NOW, THEREFORE; BE IT RESOLVED,

1. That it is in the public interest to enact Local Law No. 1 - 1968.
2. That said Local Law No. 1 - 1968 be passed and enacted as follows:

LOCAL LAW NO. 1 - 1968

A LOCAL LAW PERTAINING TO THE ELIMINATION OF PUBLIC NUISANCES IN CONNECTION WITH VACANT, ABANDONED, DILAPIDATED, DETERIORATED OR DECAYED BUILDINGS OR STRUCTURES.

Be it enacted by the Town Board of the Town of Cheektowaga as follows:

Sec. 1. PURPOSES

It is hereby declared to be the purpose of the Town of Cheektowaga to care for the safety, health, and general welfare of its inhabitants; the protection of property; the preservation of property values; the elimination of fire and health hazards; the repair or elimination of unsafe buildings and for the accomplishment of such purposes all as the same shall relate to and be in said Town outside of the Villages of Sloan and Depew.

Sec. 2. BUILDINGS ENDANGERING HEALTH, SAFETY OR WELFARE OF THE PUBLIC

All buildings or structures or any part or parts thereof, which become vacant, abandoned, dilapidated, deteriorated or decayed so as to constitute a public nuisance, shall be repaired, demolished or removed.

Sec. 3. INSPECTION AND REPORT BY THE BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS

The Building and Plumbing Inspector or a Building Assistant inspector shall cause an inspection to be made of any premises alleged to be in such condition as to constitute a public nuisance and he shall thereafter prepare and file in his office and

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 3 - Continued

in the office of the Town Clerk a report of such inspection.

Sec. 4. *DETERMINATION BY THE BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS*

When it shall be determined by the Building and Plumbing Inspector or a Building Assistant Inspector that a building or structure or any part of parts thereof is in such condition as to constitute a public nuisance, he shall promptly serve, or cause to be served, notice upon the owner and all other persons having an interest in such property or structure as hereinafter provided.

Sec. 5. *CONTENTS OF NOTICE BY BUILDING AND PLUMBING INSPECTOR OR BUILDING ASSISTANT INSPECTORS*

The notice referred to in Sec. 4 hereof shall contain a description of the premises, a statement of the particulars in which the building or structure is in such condition as to constitute a public nuisance and an order of the Building and Plumbing Inspector or Building Assistant Inspector requiring same to be repaired, demolished or removed; a statement that if such owner or person in interest so served shall fail to commence to repair, demolish or remove such building or structure within ten (10) days from the service of such notice or to complete such repair, demolition or removal within thirty (30) days from the service of such notice, the Town will repair, demolish or remove such building or structure and that all costs and expenses incurred by the Town in connection with the repair, demolition

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 5 - Continued

or removal of such building or structure, including the cost of determining the owner or other persons having an interest in or lien upon said premises and the cost of making repairs or actually removing or demolishing the same shall be assessed against the land on which such building or structure is located. The notice shall also include matters pertaining to the hearing as provided in Sec. 7 hereof.

Sec. 6. SERVICE OF NOTICE.

1. The aforementioned notice by the Building and Plumbing Inspector or Building Assistant Inspector shall be served by either of the following methods:

(a) Personally, or

(b) By registered or certified mail in a securely fastened, post-paid wrapper addressed to the person intended to be served with return receipt requested, at his last known place of residence or business as shown by the records of the Board of Assessors of the Town.

2. If such notice is served pursuant to Subdivision 1(b) of this section on any person, the Building and Plumbing Inspector or Building Assistant Inspector shall cause a copy of such notice to be posted on the premises.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 7. HEARING BEFORE THE TOWN BOARD OF CHEEKTOWAGA

1. The notice referred to in Sec. 5 above shall also contain the time and place at which a hearing will be held by the Town Board if requested in writing by any person served within five (5) days after service of Notice. At such hearing such person shall be afforded the opportunity to present testimony and evidence regarding the condition of the property with respect to those particulars contained in the aforementioned notice which are alleged by the Building and Plumbing Inspector or Building Assistant Inspector to be in such a condition as to constitute a public nuisance; the time of said hearing shall be specified on a date no sooner than ten (10) days after the service of the notice and no later than twenty (20) days after service thereof.

2. If such hearing is held, the Town Board shall thereafter, and based upon the evidence presented at said hearing, make a determination which shall:

- (a) confirm original determination of the Building and Plumbing Inspector or Building Assistant Inspector, or
- (b) modify said original determination, or
- (c) vacate the original determination.

3. In the event that the Town Board after the hearing confirms or modifies the said original determination, notice thereof, signed by the Town Clerk, shall be served upon those who appeared at the hearing in the manner prescribed by Section 6

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 7 - Continued

hereof within ten (10) days after the hearing. The work required shall be performed within thirty (30) days after service of said notice.

Sec. 8. *FILING OF NOTICE IN COUNTY CLERK'S OFFICE*

At any time after the Town Board shall have made a determination, the Town Clerk shall file, or cause to be filed, a copy of the notice provided for under Sec. 7, Subdivision 3, hereof in the office of the Clerk of the County of Erie. If no hearing is requested, the Town Clerk shall file a copy of the notice of the Building and Plumbing Inspector or Building Assistant Inspector made under Sec. 4 hereof with a statement that no hearing was requested. Such notice shall be filed by such Clerk in the same manner as a notice of pendency pursuant to Article 65 of the Civil Practice Law and Rules and shall have the same effect as a notice of pendency as therein provided except as otherwise provided in this section. A notice so filed shall be effective for a period of one year from the date of filing, provided however, that it may be vacated upon the order of a judge or justice of a court of record upon good cause shown. The Clerk of the County of Erie shall mark such notice and any record or docket thereof as cancelled upon the presentation and filing of a notice of cancellation signed by the Town Clerk providing same is authorized by the Town Board.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 9. *ORDER OF PERFORMANCE OF WORK BY THE TOWN BOARD*

In the event of the failure of action within the time required, the Town Board has the right to cause demolition^{removal} or repairs to be made and all costs as set forth in Sec. 5 shall be assessed against the real property on which such building or structure is, or was, located.

Sec. 10. *RECORD TO BE KEPT*

The Building and Plumbing Inspector shall keep, or cause to be kept in his office a record of all buildings in such condition as to constitute a public nuisance with additional information showing any action taken by him or the Building Assistant Inspector from time to time relative to each parcel of real property and not later than August 1st of each year shall report to the Town Board the properties upon which work has been performed by the Town, the name of the owner, the expenses incurred in the repair, demolition or removal that are unpaid, including all costs set forth in Sec. 5, whereupon the Town Board shall order assessment against each of said properties for the expenses incurred and each assessment shall constitute a lien and charge on the real property on which it is levied until paid or otherwise satisfied or discharged and shall be collected in the same manner and at the same time as other town charges.

Sec. 11. *JURISDICTION*

This local law shall apply to the Town of Cheektowaga outside of the Villages of Sloan and Depew.

LOCAL LAW NO. 1 - 1968 - Continued

Sec. 12. *DEFINITIONS*

Where applicable, all definitions contained in the General Construction Law of New York shall apply to construction of this Local Law and, in addition, the term "Person" shall include a partnership.

Sec. 13. *VALIDITY*

If any provision of this Local Law shall be judged invalid, the same shall not affect the validity of this local law as a whole, or any part or provision thereof other than the part so decided to be invalid or unconstitutional.

Sec. 14. *EFFECTIVE DATE*

This Local law shall take effect immediately.

Item No. 2 cont'd

3. That the Town Attorney shall file copies of Local Law No. 1 - 1968 as so adopted, certified by the Town Clerk, and the Town Attorney, as provided in Section 27 of the Municipal Home Rule Law of New York, within five days after adoption as follows:

- a. One certified copy in the office of the Town Clerk.
- b. One certified copy in the office of the State Comptroller.
- c. Three certified copies in the office of the Secretary of State.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

II. GENERAL COMMUNICATIONS

Item No. 3 New York State Electric & Gas Corporation- completed lighting installations on north and south sides of Poinciana Parkway.
Received and filed.

Item No. 4 Congressman Richard D. McCarthy- possible assistance to 8 homes in n.e. Cheektowaga now without water.
Received and filed.

Item No. 5 State Department of Transportation- Notice of Action- ordered Stop sign on French Road at Route 20 and 78.
Referred to Chief Kostrzewski.

Item No. 6 State Department of Transportation- Notice of Action- revision of Jan. 17, 1957 permit for Signal 105P at Clinton Street and Willowlawn Parkway.
Referred to Chief Kostrzewski.

Item No. 7 State Department of Transportation- request for lower maximum speed on Walden and Dick Road. Investigation has been initiated; will advise of conclusions.
Referred to Chief Kostrzewski.

Item No. 8 State Commission of Correction- Report of Inspection, Town Lockup-Cheektowaga.
Received and filed.

Item No. 9 State Public Service Commission- approval by Commission of Case 14456- Petition of Van Dyke Airport Transportation Corp. to extend route.
Received and filed.

Item No. 10 State Public Service Commission (2)- Case 24839-application by utility companies to include in tariff schedules appropriately worded clauses effecting rate adjustments in event of changes in tax rates and bases.
Received and filed.

Item No. 11 Erie County Department of Public Works- Designation of Restricted Highway-portion of William Street.
Referred to Chief Kostrzewski.

Item No. 12 Erie County Refuse Agency- conducting survey as to interest in discussing a County Refuse Disposal operation.

Motion by Supervisor Weber, seconded by Councilman Halicki-----

RESOLVED, that the Town Clerk is directed to answer the questionnaire submitted by the Erie County Refuse Agency, and be it
8/5/68

Item No. 12 cont'd

FURTHER RESOLVED, that the Town Clerk designate Item No. 2 of the response form.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Halicki, and Fath
NAYES: Councilman Obstarczyk
ABSENT: 0

Item No. 13 Richard C. Tipple, Legislator-15th District- inviting Town Board to express interest and further ideas re: Unified Police System.
Received and filed.

Item No. 14 Town of Lancaster- Hearing on proposed rezoning of premises on east side of Transit Road
Referred to Town Attorney Kitzinger.

Item No. 15 U-Crest Fire Dist. No. 4- requesting several "No Parking Fire Lane" signs.
Referred to Chief Kostrzewski and Captain Kistowski.

Item No. 16 Cheektowaga Central School District No. 1- opposing rezoning application for proposed car wash at Union and Walden.
Referred to the Town Board.

Item No. 17 Village of Sloan- requesting joint meeting with Town Board to discuss items of mutual interest.
Referred to the Town Board.

Item No. 18 Cheektowaga Barracks No. 231- financial assistance for current year.
Received and filed.

Item No. 19 Complaints from Residents of East Cavalier Drive- drain tiles and cellars.
Received and filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 20 Building Permits.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Building Permits approved by the Building Inspector for July 15, thru August 2, 1968, be approved, with the exception of the below stated applications:

LANCASTER HOMES - 6, 18, & 94 Lille Lane
4, 8, 12, 16, 20, 24, 28, 32, 36, 40,
44, 48, & 104 West Cherborough
DENIED

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 21 Carl Trafalski, Building and Plumbing Inspector- numerous complaints re house trailers permanently parked and occupied on Schlenker Avenue.
Referred to the Town Board.

Item No. 22 Superintendent of Highways Bystrak- summary of bids received at the Highway July 25th for street name signs, etc., and the successful bidder.
Referred to the Town Board.

Item No. 23 Superintendent of Highways Bystrak- acceptance of Stanjon Subdivision.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of that portion of Stanjon Subdivision described below:

PHEASANT LANE: A 60 foot width street commencing at the southerly line of French Road and running southerly approximately 1243.07 feet; fronting Sublots 1 thru 33 inclusive.

and

No building permits to be issued until contract or maintenance bond in the amount of \$14,916.84 is submitted to the Highway Department.

WHEREAS, the Superintendent of Highways recommends acceptance of Stanjon Subdivision as noted above, subject to meeting specifications of the Town of Cheektowaga and that the builder be responsible for:

1. Bituminous coated metal pipe for storm sewers.
2. Crusher run for road base.
3. 60 foot diameter turnaround for dead end of road.
4. Barricades to be constructed for dead end road.
5. It will be the responsibility of the subdividor and/or the builder to plant a tree in front of every home between the sidewalk and curb within one year after home is built.
6. 10 foot drainage easements as follows:
 - along north property line of Sublot 2
 - along south property lines of Sublots 9 and 24
 - at rear of Sublots 2, 24, and 31 - 8 inch pipe and D. I.'s for rear yard drainage.
7. Construction of paving, curbs, receivers, and connection for the road in Stanjon Subdivision.

NOW, THEREFORE;

BE IT RESOLVED, that the above stated Stanjon Subdivision is hereby accepted.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 24 Superintendent of Highways Bystrak- requesting advertisement for bids for 2 1969 Dump Trucks with attachments for snow plowing, with 2 two-wing attachments; and 2 1969 Salt & Sand Spreaders.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, the Superintendent of Highways has requested that this Town Board advertise for bids for the purchase of two (2) new 1969 dump trucks with all attachments for snow plowing purposes, with two (2) wing attachments, and two (2) new 1969 salt and sand spreaders; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk shall advertise for bids for said equipment by publishing the attached Notice to Bidders in the Cheektowaga Times and in the Depew Herald and Cheektowaga News on August 8, 1968.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN that 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 7:30 P.M., Eastern Daylight Saving Time, on August 19, 1968, for the furnishing of two (2) new 1969 dump trucks with all attachments for snow plowing purposes, with two (2)
8/5/68

Item No. 24 cont'd

wing attachments, and two (2) new 1969 salt and sand spreaders.

In order to be considered, all bids must be filed with the undersigned Town Clerk prior to the time of opening thereof. Information for bidders and specifications may be obtained from Stanley Bystrak, Superintendent of Highways, at his office at the Town Highway Garage, 3145 Union Road (near Broadway) Cheektowaga, New York.

Dated: August 5, 1968

BENEDICT T. HOLTZ
Town Clerk

(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 8th day
of August, 1968, 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

NOTICE TO THE PUBLIC
The Town of Cheektowaga, New York, is hereby notified that the following trucks, equipped with snow blower attachments for snow removal, are authorized to use the Town Highway System, at his office, 3145 Union Road, Depew, Cheektowaga, New York, on August 5, 1968.
BENEDICT T. HOLTZ
Town Clerk

Sworn to before me this 10th day of

August 1968

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 March 30, 1970

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 AUG 8 1968; last publication AUG 8 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of AUG 13 1968, 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, 1976

NOTICE IS HEREBY GIVEN
that 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 7:30
P.M. Eastern Daylight Saving
Time, on August 19, 1968, for
the furnishing of two (2) new 1969
dump trucks with all attachments
for snow plowing purposes, with
two (2) wing attachments, and two
(2) new 1969 salt and sand spread-
ers.

In order to be considered, all
bids must be filed with the un-
designated Town Clerk prior to
the time of opening thereof. In-
formation for bidders and spec-
ifications may be obtained from
Stanley Bystrak, Superintendent
of Highways, at his office at the
Town Highway Garage, 3145 Un-
ion Road (near Broadway) Cheek-
towaga, New York.

Dated: August 5, 1968

BENEDICT T. HOLTZ,
Town Clerk

(25)

Item No. 25 Supervisory and Professional Employees (with Petition)- formation of the Association of Supervisory and Professional Staff Employees. Received and filed.

Item No. 26 Raymond Matot, Building Maintenance- Town Hall roof. Referred to Town Engineer Bryan.

Item No. 27 Town Engineer Bryan- Raymond Street sidewalks.

Motion by Supervisor Weber, seconded by Councilman Halicki-----

RESOLVED, that the Town Engineer Chester L. Bryan, is directed to prepare plans and specifications for the construction of sidewalks on the east side of Raymond Street as soon as easements are obtained for property acquired by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 28 Town Engineer Bryan (2)- Andres Place sidewalks, and Union Road sidewalks.

Motion by Councilman Rogowski, seconded by Supervisor Weber-----

RESOLVED, that the owners of 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 ordered 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.

RAYMOND STREET

Lisamski. Stanlev M.C. 411

Cheektowaga, N.Y. 14225

Sublots 98 & 99

Wilkolaski. Edward S. M.C. 411

Elma, New York

Sublots 70, 71, 72, 73

Moraniec. Joseph J. & W M.C. 2130

Cheektowaga, N.Y.

Sublot 7

ANDRES PLACE

Budnz, Leon & W M.C. 1326

Cheektowaga, N.Y.

Sublots 17 & 19

Ratajczak, Steven & W M.C. 1326

Cheektowaga, N.Y.

8/5/68

Sublot 18

Item No. 28 cont'd

ANDRES PLACE cont'd

Saber, Robert F. M.C. 1326
Cheektowaga, N.Y.
Sublot 20
Hora, Michael & W M.C. 1326
Cheektowaga, N.Y.
Sublot 22
Kretzmon, Frank S. M.C. 1326
Cheektowaga, N.Y.
Sublot 14 & 15
Pickup, Walter & W M.C. 1326
Cheektowaga, N.Y.
Sublot 13 (part)
Fiorella, Angeline M.C. 1326
Cheektowaga, N.Y.
Sublot 33 (part)
Helta, Edward F. Jr. M.C. 1326
Buffalo, N.Y. 14211
Sublot 34
Grey, Stanley & W M.C. 1326
Cheektowaga, N.Y. 14225
Sublot 43 (part)
Pudlewski, Arthur M.C. 1326
Cheektowaga, N.Y. 14225
Sublot 44, 45, & 46
Fracasso, Pauline C. M.C. 1326 &
Cheektowaga, N.Y. 14225
Sublots 1, 2, 3
Sublots 102, 103, 104, 105

UNION ROAD

Schilage, Anthony R. M.C. 293
Cheektowaga, N.Y. 14225
Sublots 1, 2, 3, 4, 5, 6, 7
Sprada, Stanley W. & W M.C. 293
Cheektowaga, N.Y. 14225
Sublots 2, 3, 4, 5
Block 3

8/5/68

Item No. 28 cont'd

UNION ROAD cont'd

Knoblauch, Emily

M.C. 293

Cheektowaga, N.Y. 14225

Sublots 1, 2, 3, 4, 5
Block 4

Benderson Development Co., Inc.
135 Delaware Avenue
Buffalo, N.Y. 14202

Acreage

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 29 Town Engineer Bryan- Transit Heights Subdivision.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that Subdivision map of Transit Heights prepared by Nussbaumer & Clarke, Inc. be adopted.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Halicki, and
Fath
NAYES: Councilman Obstarczyk
ABSENT: 0

Item No. 30 Town Engineer Bryan- requesting approval for advertisement for bids for a High Pressure Cleaner.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, the Engineering Department has notified the Town Board that the Repair Garage is in need of one Steam Cleaner; NOW, THEREFORE,

BE IT RESOLVED, that this request be granted and that the Town Clerk be directed to publish a Notice to Bidders in connection with the said Steam Cleaner, Notice to be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD & CHEEKTOWAGA NEWS, and be it

FURTHER RESOLVED, that the Town Board meet on the 19th day of August, 1968, at 7:30 p.m. Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on August 19, 1968 at 7:30 p.m. at the Town Hall, corner of Broadway and Union Road for the purchase of a High Pressure Cleaner.

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

Proposals shall be submitted to the Town Clerk in sealed envelopes, plainly marked on the outside "Bid for High Pressure Cleaner" prior to the time for bid opening.

The Town Board reserves the right to consider informal any bid not

8/5/68

Item No. 30 cont'd

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

DATED: August 5, 1968
PUBLISHED: August 8, 1968

(Affidavit on next page)

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

On August 12, 1968, at 11:00 a.m. at the Town Hall, corner of Broadway and State Road for the purchase of a high pressure cleaner.
Information for bidders and specifications may be obtained from the Town Clerk at his office in said town.
Proposals shall be submitted to the Town Clerk in sealed envelopes, clearly marked on the outside "Bid for High Pressure Cleaner" prior to the time of the opening.
The Town Board reserves the right to consider informal bids not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities.
No 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: August 5, 1968, Published August 8, 1968
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 8th day of August, 1968, 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 10th day of

August, 1968
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 March 30, 1970

Sealed Proposals
Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on August 19, 1968 at 7:30 p.m. at the Town Hall, corner of Broadway and Union Road for the purchase of a high pressure cleaner.

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

Proposals shall be submitted to the Town Clerk in sealed envelopes, plainly marked on the outside "Bid for High Pressure Cleaner" prior to the time for bid opening.

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

Dated: August 5, 1968

Pub: August 8, 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 AUG. 8. 1968; last publication AUG. 8. 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 13 1968

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
Expires March 30, 1970

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

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first publication AUG. 8 1968
last publication AUG. 8 1968
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 13 1968

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
/ Commission Expires March 30, 1972

Item No. 31 Town Engineer Bryan (with resolution)- appointment of Florian A. Chmiel as provisional Garage Mechanic, due to increasing work load.
Tabled by Supervisor Weber and Councilman Wroblewski until August 19, 1968.

Item No. 32 Town Engineer Bryan- requesting permission to attend 1968 Public Works Congress and Equipment show at Miami Beach.

Motion by Councilman Rogowski, seconded by Councilman Halicki-----

WHEREAS, the 1968 Public Works Congress and Equipment Show, sponsored by the American Public Works Association will be held at Miami Beach on October 19, thru 24, 1968; NOW, THEREFORE,

BE IT RESOLVED, that the Town Engineer is authorized to attend same with all legal expenses to be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 33 Dr. Vendetti- reappointment of Thaddeus Klosko to Cheektowaga Air Pollution Board.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that Thaddeus Klosko, residing at _____ be and he hereby is reappointed as a member of the Board of Air Pollution Control for a four-year term to commence at the time of expiration of his present term of office.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 34 Edward Lepczyk, currently on leave of absence as Engineer Assistant. Referred to the Town Board and Town Engineer Bryan.

IV. RESOLUTIONS

Item No. 35

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, ANTHONY SZKLARZ made an application to rezone property from Residential District to Business District hereinafter described: (Clinton Street, Sublots 4 and 5 between Cochrane and Shanley Streets)

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 161, Township 19, Range 7 of the Buffalo Creek Reservation and being further distinguished as Sublots 4 and 5 in Block C as set forth in a map filed in the Erie County Clerk's Office under Cover Number 257; on the north side of Clinton Street, being 64 feet front and rear by 125.50 feet in depth. To be used for a parking lot.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on the 19th day of June, 1968, after proper notice to all proper parties and there being present people for and against this rezoning the matter was tabled for investigation. After further study and discussion it was the recommendation of the Zoning Board of Appeals that this application be denied; NOW, THEREFORE,

BE IT RESOLVED, that the rezoning of the above described premises be and it hereby is APPROVED.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

(Affidavit on next page)

8/5/68

STATE OF NEW YORK
COUNTY OF ERIE } ss.:

...in the County of Erie, New York, I, the undersigned, Notary Public, have been duly appointed and qualified of record, and in consideration of the deposition of Anthony Bennett for the removal of premises from Residential District No. 1, Cheektowaga, and the granting of the same to the petitioner, in and for the County of Erie, New York, I have granted the same to the petitioner, in and for the County of Erie, New York, as follows: ...

for 10 points, Cheektowaga
14 points and ...
12 points and ...
10 points and ...
8 points and ...
6 points and ...
4 points and ...
2 points and ...
1 point 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 inserted and published therein once a week for 1 week, the first insertion being on the 8th day of August, 1968, 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 10th day of

August, 1968
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 March 30, 1970

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

RICHARD G. BENNETT

Richard G. Bennett, Esq., County Clerk of Cheektowaga, Erie County, New York, do hereby certify that, after reading the application of Anthony ... for the rezoning of property from Residential District to Business District of the property ... described ... and ... the Board of Zoning Appeals ... granting the ... of the petitioner to ... from Residential District to Business District the ... described ... that the decision of the Board of Zoning Appeals ... granting the application of the petitioner to rezone property from Residential District to Business District be ... is hereby confirmed.

RESOLVED, by this Town Board, that the Ordinance ... December 21, 1963, and ... be and the ... is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District:

DESCRIPTION
 ... St. Sub Lots 4 and 5
 ... Cochrane St. and ... St.)

ALL THAT TRACT OR PARCELS OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 161 Township 16, Range 7 of the Buffalo Creek Reservation and being further distinguished as sublots 4 and 5 in Block C, as set forth in a map filed in the Erie County Clerk's Office under Cover Number 257; on the north side of Clinton Street, being 64 feet front and rear by 125.50 feet in depth.

Benedict T. Holtz,
 Town Clerk
 Town of Cheektowaga, N.Y.
 Dated: August 6, 1968 au8

Item No. 36 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, PETER J. WOJDA made an application to rezone from Residential District to First Industrial District the property hereinafter described and amending the Zoning Map and Ordinance accordingly: (812-852 Borden Road)

PARCEL A

All that tract of land situated in the Town of Cheektowaga, County of Erie and State of New York being part of Lot No. 48, Township 10, Range 7 of the Buffalo Creek Reservation bounded and described as follows: Beginning at a point in the center line of Borden Road distant 674.52 feet south of its intersection of the center line of Losson Road; thence westerly on a line parallel of Lot 48, the distance of 1816.04 feet to a point; thence northerly and parallel to the center line of Broden Road 323.50 feet to a point, thence easterly and parallel to the westerly line of Lot 48 the distance of 1630.27 feet to a point; thence southerly parallel to the center line of Borden Road 100 feet to a point; thence easterly parallel to the southerly line of Lot 48 the distance of 183 feet to a point on the center line of Broden Road; thence southerly along the center line of Borden Road to a place of beginning.

PARCEL B

All that parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York being part of Lot No. 48, Township 10, Range 7 of the Buffalo Creek Reservation and bounded and described as follows: Beginning at a point 1816.04 feet west of the east line of Lot 48 and 424.38 feet north of the south line of Lot 48, measured at right angles, thence westerly parallel with the south line of Lot 48, 1429.35 feet to a point, thence northerly parallel to the east line of Lot 48, 425.95 feet to a point; thence easterly parallel to the south line of Lot 48, 1426.06 feet to a point, thence southerly parallel to the east line of Lot 48 to the point of beginning. To be used for light manufacturing and parking in connection with the pickle processing operations presently conducted by owners on premises.

The Zoning Board of Appeals conducted a public hearing on the 17th day of July, 1968, after proper notice to all proper parties. The matter was tabled for investigation and study. After further investigation the Zoning Board of Appeals reached the decision that there is a true hardship existing in this case since there is no additional land available for the company to purchase to the sides or the rear of their lands which they wish to improve with modern equipment, paving and lighting. The Zoning Board of Appeals noted further that those present at the hearing did not in any way object to the granting of this application but merely expressed concern about the conditions of the business, present and future. The Zoning Board members recommend that this rezoning be GRANTED; NOW, THEREFORE,

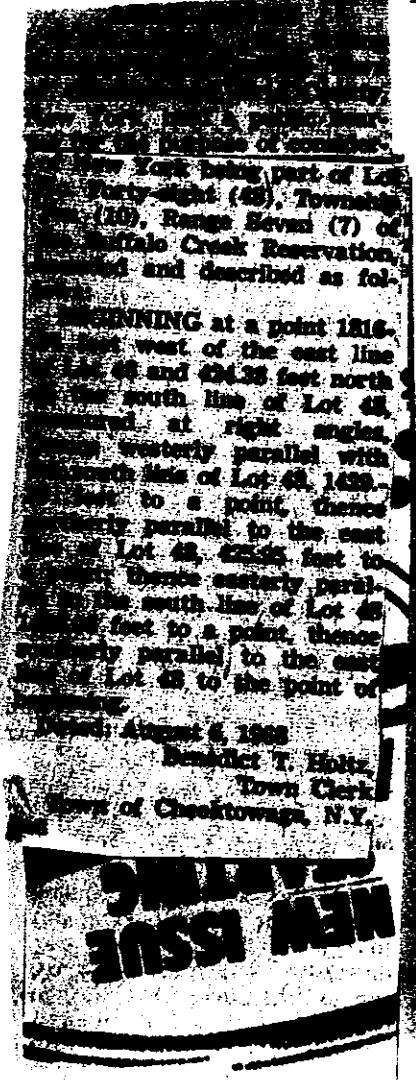
BE IT RESOLVED, that the above property be and it hereby is rezoned from Residential to First Industrial District, and be it

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

AYES:	Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
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 inserted and published therein once a week for _____ week, the first insertion being on the 8th day of August, 1968, 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 10th day of

August, 1968
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
Commission Expires March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

55.

RICHARD G. BENNETT

... New York, has a public hearing for the purpose of considering the application of Peter J. Wojda 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 reviewed its decision granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described by it

RESOLVED, that the decision of the Zoning Board of Appeals granting the application of the petitioner to rezone from Residential District to First Industrial District the property hereinafter described be and the same is hereby confirmed by it

and that the Town Ordinance No. 100, Ordinance of December 21, 1948, 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

(812-852 Borden Road)

PARCEL A
All that parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York being part of Lot No. Forty-eight (48), Township Ten (10), Range Seven (7) of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at a point in the line of Borden Road distant 374.52 feet south of its intersection of the center line of Borden Road; thence westerly a line parallel to Lot 48, the distance of 1816.04 feet to a point; thence northerly and parallel to the center line of Borden Road 323.50 feet to a point; thence easterly and parallel to the westerly line of Lot 48 the distance of 1630.27 feet to a point; thence southerly parallel to the center line of Borden Road 100 feet to a point; thence easterly parallel to the southerly line of Lot 48 the distance of 183 feet to a point on the center line of Borden Road; thence southerly along the center line of Borden Road to the place of beginning.

PARCEL B

All that parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York being part of Lot No. Forty-eight (48), Township Ten (10), Range Seven (7) of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at a point 1816.04 feet west of the east line of Lot 48 and 424.38 feet north of the south line of Lot 48, measured at right angles, thence westerly parallel with the south line of Lot 48, 1429.35 feet to a point, thence northerly parallel to the east line of Lot 48, 425.95 feet to a point; thence easterly parallel to the south line of Lot 48 1426.06 feet to a point, thence southerly parallel to the east line of Lot 48 to the point of beginning.

Dated: August 6, 1968

Benedict T. Holtz,
Town Clerk

Town of Cheektowaga, N.Y.

Item No. 37 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

WHEREAS, RAYMOND and MARION KISTNER made application to rezone property from Residential District to Business District hereinafter described and amending the Zoning Map and Ordinance accordingly: (3458 Union 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 briefly described and commonly known as 3458 Union Road consisting of a two story dwelling and tile garage. All that tract or parcel of land situated in the Town of Cheektowaga County of Erie, State of New York being part of lot #16 Township 11 Range 7 of the Holland Land Company survey and bounded and described as follows: beginning at a point at a easterly line of said lot #16 said easterly line of said lot #16 being the westerly line of Union Road 2,559,755 feet south of the northerly line of said lot #16 thence westerly parcel with said northerly line of said lot #16 twenty chains and seventy six links then southerly parallel with the easterly line of said lot #16, 63,58 feet then easterly parallel with the northerly line of said lot #16, twenty chains seventy-six links to the easterly line of said lot #16 and thence northerly along the easterly line of said lot #16 (said easterly line of said lot #16 being the westerly line of Union Road, 63,58

feet to the place of beginning containing two acres of land being the same more or less. Also all that tract or parcel of land located in the Town of Cheektowaga, County of Erie and State of New York being part of farm lot #16 Township 11 Range 7 of the Holland Land Company survey bounded and described as follows beginning at a point on the Westerly line of Union Road which is the easterly line of lot 16 distance 2,623,335 feet southerly from the northeast corner of lot #16 said point of beginning being the southeast corner of land conveyed to Frederick Pfalzgraf by deed recorded in Erie County Clerks office in liber 2515 of deeds at page 220 thence westerly and parallel with the northerly line of said lot 16 and along the southerly line of lands so conveyed to Frederick Pfalzgraf 1370,16 feet then southerly and parallel with the westerly line of Union Road 63,58 feet then easterly and parallel with the northerly line of farm lot 16, 1370,16 feet to the westerly line of Union Road thence northerly along the westerly line of Union Road 63,58 feet to the place of beginning containing two acres of land being the same more or less. Excepting therefrom lands conveyed to the United Dairy Machinery Corporation by deed dated July 31, 1961.

To be used for a car wash.

WHEREAS, the Zoning Board of Appeals conducted a public hearing on July 17, 1968 after proper notice to all proper parties and tabled the matter for investigation, and

WHEREAS, after further investigation and study the Zoning Board of Appeals recommends that this application for rezoning be denied because this land lies within 100 yards of the busiest intersection in Town (Union and Walden) and also that within 1000 feet of this location lies another car wash which has been the cause of numerous complaints in that automobiles encroach upon the highway while waiting in line to get into the car wash, and

WHEREAS, there were present at the hearing immediate neighbors to the area to be rezoned opposing this rezoning because of the traffic congestion and other hazards caused by blocking of their driveways when cars were waiting in line to enter the car wash and these complaints have been borne out by conferences with the Police Chief and neighbors in the immediate areas of other car washes in the Township; NOW, THEREFORE,

DENIED. BE IT RESOLVED that the rezoning of the above described premises be

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: 0

ABSENT: 0

Item No. 38 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

CAPITAL NOTE RESOLUTION, DATED AUGUST 5, 1968, AUTHORIZING THE ISSUANCE OF \$17,316.96 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE INSTALLATION OF LIGHTING STANDARDS.

8/5/68

Item No. 38 cont'd

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 Capital Notes of the aggregate principal amount of \$17,316.96 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedule marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$17,316.96, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

1. Barone Circle from Homeworth Parkway to Homeworth Parkway.
2. Banko Drive from beginning at the northerly line of the Village of Depew to northerly along Banko Drive the entire distance.
3. Mayberry Drive West from French Road to Fradine Drive.
4. Sharon Court from Melcourt Drive West beginning at Sublot 1 and Sublot 43 of Map Cover 1970 to Melcourt Drive East Sublot 12 of Map Cover 2038 and including Sublot 13, 14, and 15 Map Cover 2038.
5. Mayberry Drive East from French Road to thence north along said highway, thence west along said highway to Fradine Drive.
6. Bernice Drive from North Creek Drive to George Urban Boulevard.
7. Constance Lane from House No. 27 Map Cover 2202 Sublot 12 to north to Vern Lane.
8. Brentwood Drive from French Road to northerly to Sublot 22 Map Cover 2195 and northerly to Sublot 10 Map Cover 2229.
9. Surfside Parkway from Satinwood Drive to Bay Lane.
10. Rosemead Lane from Vern Lane to Fairelm Lane.
11. Danielle Drive from French Road to St. Joan Lane.
12. Marcia Lane from French Road to Marrano Parkway.
13. Poinciana Parkway from Homeworth Parkway to Sable Palm Drive.
14. Tamark Court from William Street to end of street.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----
8/5/68 -15-

WHEREAS, the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$17,316.96 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated August 5, 1968, Authorizing the Issuance of \$17,316.96 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Installation of Lighting Standards". Said Capital Notes shall be designated "Lighting District Capital Notes, Series C of 1968". Said Capital Notes shall consist of two notes of the denominations of \$8,658.48 and \$8,658.48 numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1969 and 1970.

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to August 5, 1968, and shall bear interest from their date at the rate of four per cent (4%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Bank of Buffalo of Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Bank of Buffalo of Buffalo, New York, at private sale and shall bear an interest rate of four per cent (4%) per annum.

(6) The faith and credit of the Town of Cheektowaga are hereby pledged to the payment of said Capital Notes and the interest thereon as the same become due and payable.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
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 8th day
of August, 1968, 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 10th day of

August, 1968

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 March 30, 1970

RICHARD G. BENNETT

DATED AUGUST 22, 1934.
RESOLUTION AUTHORIZING THE ISSUANCE OF
\$17,314.00 CAPITAL NOTES OF
THE TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE, PUR-
SUANT TO THE LOCAL FIN-
ANCE LAW, TO FINANCE THE
INSTALLATION OF LIGHTING
STANDARDS.

BE IT RESOLVED by the Town
Board of the Town of Cheektow-
aga, in the County of Erie, as
follows:

Section 1. The Town of Cheek-
towaga, in the County of Erie,
authorizes the Capital Notes of
the maximum principal amount
of \$17,314.00 pursuant to the Lo-
cal Finance Law of New York,
to issue to finance the specific
purpose hereinafter de-
scribed.

Section 2. The specific pur-
pose hereinafter referred to as
"purpose") to be financed by the
issuance of such Capital Notes
is the purchase and installation
of street lighting equipment per-
mitted in Section 196 of the Town
Law of New York, along the high-
ways as hereinafter set forth, to
illuminate the properties on both sides
of said highways, to wit: the high-
ways and portions thereof set
forth in Schedule marked Schedule
"A" hereto attached and made a
part hereof.

Section 3. It is hereby stated
that (a) the maximum cost of
said purpose as estimated by the
Town Board, is \$17,314.00, and
(b) no money has heretofore been
authorized to be applied to the
payment of the cost of such pur-
pose, and (c) the Town Board
plans to finance the cost of said
purpose from funds raised by
the issuance of said Capital Notes
and

Section 4. It is hereby deter-
mined that said purpose is an
object or purpose described in
Subdivision 35 of Paragraph a
of Section 11.00 of the Local
Finance Law, and that the period
of probable usefulness of said
purpose is five years.

Section 5. It is hereby deter-
mined that the proposed maturity
of the obligations authorized by
this resolution will not be in
excess of five years.

Section 6. This resolution
shall be published in full by the
Town Clerk of said Town, to-
gether with a notice in substan-
tially the form prescribed by Sec-
tion 81.00 of said Local Finance
Law, and such publication shall
be in CHEEKTOWAGA TIMES
and DEPEW HERALD AND
CHEEKTOWAGA NEWS, news-
papers published and having a
general circulation in said Town.
The validity of said Capital Notes
may be contested only if such
obligations are authorized for an
object or purpose for which said
Town is not authorized to expend
money, or the provisions of law
which should be complied with at
the date of publication of this re-
solution were not substantially
complied with, and an action, suit
or proceeding contesting such
validity is commenced within
twenty days after the date of such
publication; or if said obligations
are authorized in violation of the
provisions of the Constitution of
New York.

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

...the Town of Cheektowaga, in the County of Erie, New York, is authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

1. Barnes Circle from Homestead Parkway to Homeworth Parkway.

2. Basko Drive from beginning of the northerly line of the village of Depew to northerly along Basko Drive the entire length.

3. Bayberry Drive West from French Road to Fredine Drive.

4. Sharon Court from Malwood Drive West beginning at Map Lot 1 and Sub Lot 43 of Map Cover 1970 to Malcourt Drive East Sub Lot 13 of Map Cover 2038 and including Sub Lots 14, and 15 Map Cover 2038.

5. Bayberry Drive East from French Road to Shomo north side said highway, thence west side said highway to Fredine Drive.

6. Barnes Drive North Creek to George Urban Boulevard.

7. Constance Lane from House Map Cover 2208 Sub Lot 13 to north to Vern Lane.

8. Westwood Drive from French Road to northerly to Sub Lot 10 Map Cover 2193 and northerly to Sub Lot 10 Map Cover 2208.

9. Westwood Parkway from Westwood Drive to Bay Lane.

10. Rosewood Lane from Vern Lane to French Road.

11. Daniels Drive from French Road to Joan Lane.

12. Marcia Lane from French Road to Massan Parkway.

13. Poinciana Parkway from Homeworth Parkway to Sable Palm Drive.

14. Tamarck Court from William Street to east of street.

The capital note resolution published herewith has been adopted on the 5th day of August, 1968, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

SS.:

RICHARD G. BENNETT

Legal Notice

LEGAL NOTICE
CAPITAL NOTE RESOLUTION
DATED AUGUST 5, 1968 AUTH-
ORIZING THE ISSUANCE OF
\$17,316.96 CAPITAL NOTES OF
THE TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE, PUR-
SUANT TO THE LOCAL FIN-
ANCE LAW, TO FINANCE THE
INSTALLATION OF LIGHTING
STANDARDS.

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 Capital Notes of the aggregate principal amount of \$17,316.96 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 196 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedule marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$17,316.96, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph 2 of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. 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 Cheektowaga TIMES and Depew Herald and Cheektowaga News, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

1. Barone Circle from Homeworth Parkway to Homeworth Parkway.
2. Banko Drive from beginning at the northerly line of the Village

Boulevard.

7. Constance Lane from House No. 27 Map Cover 2202 Sub Lot 12 to north to Vern Lane.

8. Brentwood Drive from French Road to northerly to Sub Lot 22 Map Cover 2195 and northerly to Sub Lot 10 Map Cover 2229.

9. Surfside Parkway from Satinwood Drive to Bay Lane.

10. Rosemead Lane from Vern Lane to Fairhelm Lane.

11. Danielle Drive from French Road to St. Joan Lane.

12. Marcia Lane from French Road to Marrano Parkway.

13. Poinciana Parkway from Homeworth Parkway to Sable Palm Drive.

14. Tamark Court from William Street to end of street.

The capital note resolution published herewith has been adopted on the 5th day of August, 1968, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

(a8)

such publication shall be in Cheektowaga TIMES and Depew Herald and Cheektowaga News, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York. Section 7. This resolution shall take effect immediately upon its adoption.

SCHEDULE "A"

1. Barone Circle from Homeworth Parkway to Homeworth Parkway.
2. Banko Drive from beginning at the northerly line of the Village of Depew to northerly along Banko Drive the entire distance.
3. Mayberry Drive West from French Road to Fradine Drive.
4. Sharon Court from Melcourt Drive West beginning at Sub Lot 1 and Sub Lot 43 of Map Cover 1970 to Melcourt Drive East Sub Lot 12 of Map Cover 2038 and including Sub Lot 13, 14, and 15 Map Cover 2038.
5. Mayberry Drive East from French Road to thence north along said highway, thence west along said highway to Fradine Drive.
6. Bernice Drive from North Creek Drive to George Urban

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 AUG 8 1968; last publication AUG 8 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 12 1968

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 20, 1970

Item No. 39 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

CAPITAL NOTE RESOLUTION, DATED AUGUST 5, 1968 AUTHORIZING THE ISSUANCE OF \$4,498.12 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE INSTALLATION OF LIGHTING STANDARDS.

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 Capital Notes of the aggregate principal amount of \$4,498.12 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedule marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$4,498.12, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and DEWEY HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

- AYES: 1. Yvette Drive from French Road to St. Joan Lane, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
- NAYES: 2. Francine Lane from Gaby Lane to St. Joan Lane.
- ABSENT: 3. Nantucket Drive West commencing South from South Creek Drive to and including Sub Lot 20 Map Cover 2235,
- 4. Nantucket Drive East from Beginning at Sub Lot 21 and commencing north to South Creek Drive, Map Cover 2235.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----
The Town Board of the Town of Cheektowaga, in the County of Erie, do hereby adopt the foregoing resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,498.12 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated August 5, 1968, Authorizing the Issuance of \$4,498.12 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Installation of Lighting Standards". Said Capital Notes shall be designated "Lighting District Capital Notes, Series D of 1968". Said Capital Notes shall consist of two notes of the denominations of \$2,249.06 and \$2,249.06 numbered 1 and 2, in the order of their maturity, and shall 8/5/68

Item No. 39 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

CAPITAL NOTE RESOLUTION, DATED AUGUST 5, 1968 AUTHORIZING THE ISSUANCE OF \$4,498.12 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE INSTALLATION OF LIGHTING STANDARDS.

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 Capital Notes of the aggregate principal amount of \$4,498.12 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedule marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$4,498.12, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Licki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, the Capital Note resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provisions for the issuance of the notes authorized by said Capital Note resolution; NOW, THEREFORE,

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

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,498.12 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated August 5, 1968, Authorizing the Issuance of \$4,498.12 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Installation of Lighting Standards". Said Capital Notes shall be designated "Lighting District Capital Notes, Series D of 1968". Said Capital Notes shall consist of two notes of the denominations of \$2,249.06 and \$2,249.06 numbered 1 and 2, in the order of their maturity, and shall

8/5/68

Item No. 39 cont'd

constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1969 and 1970.

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to August 5, 1968 and shall bear interest from their date at the rate of four per cent (4%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the Bank of Buffalo of Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

(4) Each of said Capital Notes shall be payable to bearer and shall be convertible into a registered Capital Note. Each of said Capital Notes shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution, are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Bank of Buffalo of Buffalo, New York, at private sale and shall bear an interest rate of four per cent (4%) per annum.

(6) The faith and credit of the Town of Cheektowaga are hereby pledged to the payment of said Capital Notes and the interest thereon as the same become due and payable.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

CARD OF THANKS
The family of the late
James is sincerely
grateful to the
many relatives and
friends, doctors, and
nurses, for the
kindness and
attention shown
to them during
their recent
illness. We also
thank Dr. Virginia
K. Kunk, Dr. Virginia
K. Kunk, and the
Lancaster Ambulance
Company and Frank
Gardner and Frank
Gardner.

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 8th day
of August, 1968, 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 10th day of

August, 1968

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 March 30, 1970

RICHARD G. BENNETT

CAPITAL NOTES RESOLUTION
DATED JANUARY 1, 1938 AUTHORIZING THE ISSUANCE OF \$4,498.12 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE INSTALLATION OF LIGHTING STANDARDS.

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 Capital Notes of the aggregate principal amount of \$4,498.12 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedules marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$4,498.12, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. 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 CHEEKTOWAGA TIMES and DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

STATE OF NEW YORK

Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 61.00 of said Local Finance Law, and such publication shall be in CHEEKTOWAGA TIMES and DEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

1. Zvette Drive from French Road to St. Joan Lane.
2. Francine Lane from Gaby Lane to St. Joan Lane.
3. Nantucket Drive West commencing South from South Creek Drive to and including Sub Lot 21 Map Cover 2235.
4. Nantucket Drive East from beginning at Sub Lot 21 and commencing north to South Creek Drive, Map Cover 2235.

The capital note resolution published herewith has been adopted on the 5th day of August, 1968, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

BENEDICT T. HOLTZ
Town Clerk
of the Town of Cheektowaga,
su 8 New York.

said Local Finance Law, and such publication shall be in Cheektowaga TIMES and Depew Herald and Cheektowaga News, newspapers published and having a general circulation in said Town. The validity of said Capital Notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

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

SCHEDULE "A"

1. Yvette Drive from French Road to St. Joan Lane.
2. Francine Lane from Gaby Lane to St. Joan Lane.
3. Nantucket Drive West commencing South from South Creek Drive to and including Sub Lot 20 Map Cover 2235.
4. Nantucket Drive East from Beginning at Sub Lot 21 and commencing north to South Creek Drive, Map Cover 2235.

The capital note resolution published herewith has been adopted on the 5th day of August, 1968, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

RESOLUTION
DATED AUGUST 5, 1968 AUTHORIZING THE ISSUANCE OF \$4,498.12 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE INSTALLATION OF LIGHTING STANDARDS.

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 Capital Notes of the aggregate principal amount of \$4,498.12 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth, to serve the properties on both sides of said highways, to wit: the highways and portions thereof set forth in Schedule marked Schedule "A" hereto attached and made a part hereof.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$4,498.12, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose from funds raised by the issuance of said Capital Notes and

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 6. 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

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 AUG 8 1968; last publication AUG 8 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 12 68, 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, 1974

Item No. 40 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that request is hereby made to the Erie County Water Authority to relocate the fire hydrant at 16 Poinciana Parkway as it is too close to the driveway.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 41 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the Erie County Water Authority is hereby permitted to install a water main in the sixty foot strip of land running southerly from French Road for a distance of about six hundred fifty feet measured from the center line of the road and commonly known as Kelly Drive. Such installation be at the sole expense of Cheektowaga Development Corporation.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 42 Motion by Councilman Rogowski, seconded by Supervisor Weber-----

WHEREAS, emergency repairs were required on the Sanitary Sewer at 4894 Union Road and 522 Beach Road 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 \$1,144.04; NOW, THEREFORE,

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$256.11 and \$887.93 to do the work and furnish the materials for sewer repairs at 4894 Union Road and 522 Beach Road, respectively, be approved and ordered paid.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 43 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 3 of the Town of Cheektowaga, and has caused Nussbaumer & Clarke, Inc. who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map, dated May, 1968, and plan and estimate, dated May 20, 1968, have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, said additional facilities are described in the notice of public hearing hereinafter set forth, and such additional facilities do not include any lateral sewer authorized to be constructed pursuant to Section 199 of the Town Law, and

WHEREAS, the Town Board desires to hold a public hearing for the consideration of such map and plan and estimate; NOW, THEREFORE,

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

(1) The Town Clerk is hereby authorized and directed to publish and post the following notice:

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to hold a public hearing for the purpose of consideration.
8/5/68

Item No. 43 cont'd

ing a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 3 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities hereinbefore referred to are described in map dated May, 1968, and plan dated May 20, 1968, prepared at the request of the Town Board by Nussbaumer & Clarke, Inc., Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of chlorine contact tank, additional open sludge drying beds and the remodeling of the existing hopper bottom primary settling tank, including the original furnishings, equipment, machinery or apparatus required therefor.

The estimated expense of constructing such additional facilities is One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00).

Dated: August 5, 1968

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

(2) Such notice shall be published once in the DEPEW HERALD AND CHEEK-TOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers having a general circulation in said Sewer District No. 3, and a copy of such notice shall be posted on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, such publication and posting to be made not less than ten nor more than twenty days prior to the date fixed for such public hearing.

(3) The Town Board shall meet at the time and place specified in said notice and shall hold a public hearing as therein provided.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Street and ...
and Mark ...
Street ...
Phil and Aggie ...
and ...
late ...
family of ...
day ...
Curtis ...
Ave. and Edward ...
100.
dor, Perry, Columbia and ...
students with those ...
The program ...
Department of the ...
United with the ...
oriented ...
of ...

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 22nd day
of August, 1968, 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 10th day of

August, 1968

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 March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

NOTICE OF HEARING GIVEN
that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 3 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of said hearing and will receive suggestions offered which will cause the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said district will be benefited by the construction of such additional facilities.

The additional facilities heretofore referred to are described in map dated May, 1968, and plan dated May 20, 1968, prepared at the request of the Town Board by Nussbaum & Clarke, Inc., Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of chlorine contact tank, additional open sludge drying beds and the remodeling of the existing hopper bottom primary settling tank, including the original furnishings, equipment, machinery or apparatus required therefor.

The estimated expense of constructing such additional facilities is One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00).

Dated: August 5, 1968

BENEDICT T. HOLTZ,
of the Town of
Cheektowaga,
Erie County
New York

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie and State of New York, will meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to hold a public hearing for the purpose of considering a map and plan describing additional facilities for the sanitary sewer system maintained by Sewer District No. 3 of the Town of Cheektowaga, and an estimate of the cost thereof, and that the Town Board will, at said time and place, hear all persons interested in the subject of such hearing and will receive all evidence offered which will enable the Town Board to determine, pursuant to the provisions of the Town Law of New York, whether it is in the public interest to make the improvement described in said map and plan and estimate, either in whole or in part, and whether the property located within the boundaries of said District will be benefited by the construction of such additional facilities.

The additional facilities heretofore referred to are described in map dated May, 1968, and plan dated May 20, 1968, prepared at the request of the Town Board by Nussbaumer & Clarke, Inc., Consulting Engineers, now on file in the office of the Town Clerk of the Town of Cheektowaga, and consist of the construction of chlorine contact tank, additional open sludge drying beds and the remodeling of the existing hopper bottom primary settling tank, including the original furnishings, equipment, machinery or apparatus required therefor.

The estimated expense of constructing such additional facilities is One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00).

Dated: August 5, 1968

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

(a8)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication AUG 1 1968; last publication AUG 8 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 13 1968

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, 1970

Item No. 44 Appointment of Frances Svensen as Clerk-Typist Provisional in the Accounting Department. Tabled by Councilman Rogowski, and Councilman Wroblewski until August 19, 1968.

Item No. 45 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that Richard Grelewicz, _____, and William Rogowski, _____, be hired to plant grass, shrubs, and trees; these appointments are necessary to replace two men that have resigned. Effective Monday, July 22nd, 1968,

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 46 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that Robert Rydzynski of _____ Sloan, New York, is hereby hired as a Part-Time Summer Laborer in the Sanitation Department.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 47 Motion by Supervisor Weber, seconded by Councilman Rogowski-----

RESOLVED, that George J. Kaczmarek, residing at Cheektowaga, New York, be employed as a Sewage Treatment Plant Operator Trainee pending Civil Service examination. Appointment effective September 3, 1968, at \$2.83 per hour.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 48 Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED, that the Town Board of the Town of Cheektowaga, Erie County, New York does hereby elect to provide the additional pension benefits of Section 75-e, as presently or hereafter amended, the entitled "guaranteed retirement benefits for employees of participating employers", and be it

FURTHER RESOLVED, that this election shall become effective with the payroll period beginning on the 12th day of August, 1968.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 49 Creation of 6 Captain positions.
Motion lost for lack of a second.

Item No. 50 Six appointments to created Captain positions.
Motion lost for lack of a second.

Item No. 51 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that Leo Kurnick, residing at _____, Cheektowaga, New York, be and he hereby is reappointed as a member of the Zoning Board of Appeals for a term of five years, such reappointment to be effective at the time of expiration of his present term of office.

Item No. 52 Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

WHEREAS, Stanley Burek was a good and faithful servant of the Town of Cheektowaga, and had earned a one-week vacation for 1968, but because of his untimely death was unable to enjoy the same; NOW, THEREFORE,

BE IT RESOLVED, pursuant to Section 92 of the General Municipal Law, that there shall be paid to Mr. Burek's beneficiaries, a cash payment for the said vacation time based on the annual salary he was receiving at the time of his death.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

V. FROM THE TABLE

Item No. 53 (5/20, 6/3, 6/17, 7/20) Frederick Street Drainage Ditch.
Voted Unanimously to be tabled until Friday morning 10:30, August 9th.

Item No. 54 (6/17, 7/1, 7/15) Increase in salary - Robert E. Vallone.
Withdrawn.

Item No. 55 (7/1) Town Engineer Bryan (with resolution)- award of contract for construction of interconnecting sanitary sewer between North Creek & South Creek Drive.
Tabled unanimously until August 19, 1968.

----- Councilman Wroblewski excused.

VI. SUSPENSION OF RULES

Item No. 56 Communication. South Line Fire District No. 10- replacement of three hydrants.

Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED, that request is hereby made to the Erie County Water Authority to replace hydrants at Borden and French Roads and at French and Transit Roads, and in front of 560 Broden Road.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 57 Motion by Councilman Rogowski, seconded by Councilman Fath-----

WHEREAS, the Erie County Board of Legislators is considering the proposal of building a Major Sports Stadium in Erie County, and

WHEREAS, the location of said proposed stadium is a significant and important factor in the deliberations of the Board of Legislators relative to said proposal, and

WHEREAS, the Town of Cheektowaga has been mentioned as a possible site for said stadium, and

WHEREAS, it appears that the disadvantages which may result far outweigh any possible advantages to the taxpayers of the Town of Cheektowaga as a result of locating the Stadium in said township, and

WHEREAS, this Board is cognizant of the need for expanding facilities for major sports in the Erie County and Niagara Frontier areas; NOW, THEREFORE,

BE IT RESOLVED, that the Cheektowaga Town Board opposes any proposal for locating the Stadium within the Town of Cheektowaga, and be it

FURTHER RESOLVED, that the Cheektowaga Town Board go on record in favor of a County Stadium to be built in the County of Erie but outside the confines of the

8/5/68

Item No. 57 cont'd

Town of Cheektowaga.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 58 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

WHEREAS, Section 1263-b of the Public Health Law of New York State and various Federal laws provide financial aid for the construction of sewage treatment works, and

WHEREAS, the Town of Cheektowaga, herein called the Applicant, has final engineering plans for sewage treatment works generally described as Sewage Disposal Plant No. 5 Enlargement Phase I, which plans have been prepared and approved in accordance with Article 12 of the New York State Public Health Law, and intends to proceed with the construction of such works; NOW, THEREFORE,

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, the governing body of said Applicant, as follows:

1. That Supervisor Daniel E. Weber be authorized to make application for State Construction aid and provide the State of New York such information, date and documents pertaining to the application for a grant as may be required, and otherwise act as the authorized representative of the Applicant in connection with said application;
2. That the Applicant agrees that if a Federal grant or grants and State assistance for the sewage treatment works are made pursuant to the Federal Water Pollution Control Act, as amended (33 U.S.C. 446 et seq.), or any other Federal Law or Program, and Section 1263-b of the New York State Public Health Law, the Town of Cheektowaga will pay the remaining costs of the approved construction;
3. That all statements, data and supporting documents made or submitted by the Applicant in connection with any application for Federal assistance for the proposed construction are to be deemed a part of the application for State assistance;
4. That the Applicant agrees to comply with the assurances specified in Section 44.17 of the Administrative Rules and Regulations of the State Department of Health (10 NYCRR 44.17);
5. That certified copies of this resolution be prepared in triplicate to accompany an application for State aid for the construction of sewage treatment works.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 59 Motion by Councilman Rogowski, seconded by Councilman Fath-----

RESOLVED, that the resolutions adopted June 3, 1968 and June 17, 1968, relating to purchase by the Town from Tehm Inc., of about 18 acres of land as part of the Losson Road Park Site be amended by eliminating from such resolutions the requirement that the land retained by Tehm Inc., approximately four acres be restricted by an instrument recorded on or before closing of purchase by the Town to residential use for one or two family houses and that the building lots to be laid out on said land have a frontage of not less than 60 feet.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 60 Meeting adjourned to Friday, August 9th, at 10:30 a.m.

8/5/68

BENEDICT T. HOLTZ
Town Clerk

Item No. 1 At an adjourned regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner Broadway and Union Road, in said Town, there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman
ABSENT:	John V. Rogowski	Councilman

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony LoRusso, Deputy Town Attorney; and Chester Bryan, Town Engineer.

Item No. 2 Motion by Councilman Fath, seconded by Councilman Halicki-----

WHEREAS, continuous complaints have been received and presented to the Town Board for the cleaning up of the land located at:

owned by Leonard J. Brizdle as Trustee in Bankruptcy of Blue Ribbon Homes, Inc.,

owned by Paul Hackford of 245 Meyer Road, Amherst, N.Y.

owned by Edward VanWie Route #60 MapleDown Cassadaga, N.Y.

WHEREAS, the Town Health Officer, Dr. Louis Vendetti, agrees that these that these lands are a menace to the health and safety of the petitioners, and

WHEREAS, these conditions require that some positive steps be taken to clear up high weeds and clean up the accumulated rubbish; NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Section 64, 5a of the Town Law a notice hereby be given to the owner of said property to take the necessary action required to clean up the land, cut the high weeds and clear the rubbish and that failure to take action within five (5) days will result in the town performing the work and that the cost therefrom will become a lien on the property.

AYES: Supervisor Weber, Councilmen Swiatek., Wroblewski, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 3 Supervisor Weber excused from meeting.

Communication with petition from homeowners in the South Creek Drive area, regarding condition of the grounds on the sides of the Scajaquada Creek.
Referred to Councilman Swiatek and Highway Department.

Item No. 4 Supervisor ^{Weber}/reentered meeting.

Communication from Fire District No. 3 requesting Executive Session with Town Board and Dr. V. Reinstein relative to land donation from Dr. Reinstein for erection of a Fire House Substation.
Referred to Town Clerk.

Item No. 5 Motion by Councilman Fath, seconded by Councilman Swiatek-----

RESOLVED, that the easement dated July 30, 1968 from Joseph H. Baier and James J. Baier to the Town of Cheektowaga permitting the installation of both sanitary and storm sewers in a 20 foot strip of land being the northerly 20 feet and easterly 20 feet of subplot 34 Cover 450 be accepted and recorded in the Erie County Clerk's Office by the Deputy Town Attorney, it being understood that the grantors may pave the area affected by the easement and that if repairs or replacement of any of the sewers is required the surface of the land or pavement if damaged will be repaired in reasonable fashion.

Item No. 5 cont'd.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 6 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED, that the Supervisor be and he hereby is authorized and directed to execute on behalf of the Town of Cheektowaga, including affixing thereto of the Town Seal, a purchase contract with Tehm Inc., covering the purchase by the Town of about 18 acres of land near Losson Road, forming a part of the Losson Road Park Site for \$49,005. computed on the basis of \$2,700.00 per acre, taxes, water, sewer assessments to be adjusted as of July 15, 1966, Town to pay for search, survey, title insurance and deed stamps; closing on or before September 5, 1968. Such contract to have such other terms as may be approved by the Town Attorney and subject to arrangements for paying to be approved by Town Comptroller.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 7 Motion by Councilman Wroblewski, Seconded by Supervisor Weber-----

BE IT RESOLVED, that Edward Lepczyk, Engineer Assistant, was granted one year leave of absence, is hereby reinstated as of August 12, 1968.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

BENEDICT T. HOLTZ
Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 19th day of August 1968, at 7:30 o'clock P.M., Eastern Daylight Savings Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT:	John V. Rogowski	Councilman
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Rev. Cunningham, Christian Heights Church opened meeting with prayer-----

Also present were: Benedict Kostrzewski, Police Chief; Chester Bryan, Town Engineer; R.R. Norman, Receiver of Taxes; Dr. Victor Reinstein; Julia Reinstein, Town Historian; Matilda Kumpf, Highway Department; Ronald Maciejewski, Assistant Bldg. Inspector; Frank Stahl, Representative of Local 1026; and Andrew Schwenk, Town Assessor.

Item No. 22 Taken out of order-----

Trailers on Schlenker Avenue.
Referred to the Town Board for Executive Session after regular meeting.

I. TIME & PLACE FOR RECEIVING BIDS

Item No. 2 Two 1969 Dump Trucks with attachments for snow plowing purposes, with 2 two-wing attachments; and two 1969 Salt & Sand Spreaders.
Bids were referred to Highway Department.

Item No. 3 High Pressure Cleaner.
Bids were referred to Town Engineer Bryan.

II. CALL FOR PUBLIC HEARINGS

Item No. 4 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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 19th day of August 1968

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Hillwood Drive	Bronx Drive	North Lot line of subplot 30 Map Cover 2229 on East Side of Hillwood Drive and North Lot Line of subplot 11 Map Cover 2229 on West Side of Hillwood Drive.

TYPE OF STREET LIGHTING INSTALLATION

Five (5) 3350 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 high to be improved as aforesaid, and

Item No. 4 cont'd.

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 3rd day of September, 1968, at 2:30 o'clock P.M. Eastern Daylight Savings 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 to be published at least once in the Depew Herald and Cheektowaga News and in the Cheektowaga Times newspapers 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.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

(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 23rd day of August, 1968, acting pursuant to an order and resolution adopted by the Town Board of said Town on August 19th, 1968, I posted a certified copy of said order and resolution relating to street lighting on Hillwood 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 and CHEEKTOWAGA TIMES on August 22nd, 1968.

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

Sworn to before me this

23 day of August, 1968
Barbara Hezel

BARBARA HEZEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

STATE OF NEW YORK

COUNTY OF ERIE

SS.

Depew Herald & Cheektowaga News, and Cheektowaga Times newspapers 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

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 27th day of August, 1968, 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 26th day of

August, 1968
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 March 30, 1970

Lt. Rawson, selected for through competitive exam- AFB, Miss. for training as communications officer. A... of Lancaster County... Depew Herald & Cheektowaga News, and Cheektowaga Times newspapers 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... a snack they retired to their... they settled down in sleeping... order the stars. Unfortunately... clouds and the camp-out became... ers aroused the sleepers and... determined areas within the... ce of the night, morning dawn... and after an outdoor breakfast... p-d by to their summer school... instances for another year.

NOTICE OF HEARING
Street Light - Proposed St.
EXTRACTS FROM MINUTES
OF TOWN BOARD

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 19th day of August, 1968 at 7:30 o'clock p.m. Eastern Daylight Saving Time, there were:

PRESENT:
Daniel E. Weber, Supervisor
Paul T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alvin M. Fath, Councilman

ABSENT:
John V. Rogowski, Councilman

Item No. 4
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 19th day of August, 1968.

Public Highway to be Improved
Hillwood Drive from Bronx Drive to North lot line of sub lot 30 Map Cover 2229 on the East Side of Hillwood Drive and North lot line of sub lot 11 Map Cover 2229 on West side of Hillwood Drive.

Type of Street Lighting Installation
Five (5) 3350 Post Top Type Mercury Units. Estimated Cost \$14.00 per year for two years.
50 ft. 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 3rd day of Sept., 1968, at 2:30 o'clock p.m. Daylight Saving 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, and Cheektowaga Times newspapers 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 Fath and duly put to a vote, which resulted as follows:
Supervisor Weber, Voting Aye

Councilman Wroblewski, Voting Aye

Councilman Swiatek, Voting Aye

Councilman Obstarczyk, Voting Aye

Councilman Halicki, Voting Aye

Councilman Fath, Voting Aye

Supervisor Weber, Voting Aye

STATE OF NEW YORK
COUNTY OF ERIE

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, and Cheektowaga Times
newspapers 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
Fath and duly put to a
vote, which resulted as follows:
Supervisor Weber,

Voting Aye
Councilman Wroblewski,

Voting Aye
Councilman Swiatek,

Voting Aye
Councilman Obstarczyk,

Voting Aye
Councilman Halicki,

Voting Aye
Councilman Fath,

Voting Aye
AYES: 6; NOES: 0; ABSENT 1

State of New York)
County of Erie)

BENEDICT T. HOLTZ,
Town Clerk of the Town here-
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
Aug. 19th, 1968, 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 at page Item No. 4
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
20th day of Aug., 1968.

BENEDICT T. HOLTZ
Town Clerk au 22

RICHARD G. BENNETT

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 3rd day of September, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving 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 and in the Cheektowaga TIMES newspapers 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 sub-paragraph 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 Fath and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilmen	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Fath	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 August 19th, 1968 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 page Item No. 4, 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 20th day of August, 1968.

BENEDICT T. HOLTZ,
Town Clerk

DATE: [REDACTED]
ON: [REDACTED]

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 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman
ABSENT:
John V. Rogowski, Councilman

Item No. 4. 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

[REDACTED]

APPROVED
Name of Highway: Hillwood Drive;
From: Bronx Drive; To: North lot line or sub lot 30 Map Cover 2228 on the East side of Hillwood Drive and North lot line or sub lot 11 Map Cover 2229 on West side of Hillwood Drive.

TYPE OF STREET
LIGHTING INSTALLATION
Five (5) 3350 Post Top Type Mercury Units, and
Estimated Cost - \$14.00 per year for two years. 50 ft. lot.

WHEREAS Andrew H. Schwenk,

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 two weeks:
first publication AUG 22 68
last publication AUG 22 68
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 22 1968, 19.....

Eleanor 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, 1970

Item No. 5

Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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 19th day of August 1968

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway

From

To

Gabrielle Drive

French Road

St. Joan Lane

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 3350 Lumen Post Top Type Mercury Units
Estimated Cost \$14.50 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 3rd day of September, 1968, at 2:30 o'clock P.M. Eastern Daylight Savings 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 to be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set therein 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.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

(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 23rd day of August 19 68,

acting pursuant to an order and resolution adopted by the Town Board of said Town

on August 19th, 19 68, I posted a certified copy of said

order and resolution relating to street lighting on Gabrielle 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 and CHEEKTOWAGA TIMES NEWS/on August 22nd, 19 68

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

Sworn to before me this

23 day of August, 19 68

Barbara Hegel

Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 70

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

NOTICE OF HEARING

30 Seymour Rottenberg of Chi-
ago has been arrested every
night for two weeks on a
charge of showing movies in
theatre without a license.
Each time he goes to the po-
lice station, posts a bond, and
comes back to work. "We don't
even go in the theatre any-

A woman in Wichita Falls,
Texas, was seeking a res-
taining order to keep her
husband from bothering her
while she filed for divorce.
When told that it might be a
day or two before the order
would be issued, she said,
"That's all right, I've got
to be locked in the bathroom."

London police have to be
extremely careful where they
place their posters. In one
of London railway stations, two
large posters were displayed
side by side. The first read:
"God is our refuge and our
strength." The other read:
"He can't be everywhere
all a policeman if you see
anything suspicious."

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 22nd day
of August, 1968, 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 26th day of

August, 1968
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 March 30, 1970

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

NOTICE OF HEARING
Street Lights - Gabrielle Dr.
EXTRACTS FROM MINUTES
OF TOWN BOARD

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 19th day of August, 1968 at 7:30 o'clock p.m. Eastern Daylight Saving Time, there were:

PRESENT:
Daniel E. Weber, Supervisor
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT:
John V. Rogowski, Councilman

Item No. 5
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 19th day of August, 1968.

Public Highway to be improved
Gabrielle Drive from French Road to St. Joan Lane.

Type of Street Lighting Installation
Thirteen (13) 3350 Lumen Post Top Type Mercury Units,
Estimated Cost \$14.50 per year for two years. 50 foot lot.

WHEREAS, Andrew H. Sawwin, 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 3rd day of Sept., 1968, at 2:30 o'clock p.m. Daylight Saving 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, and Cheektowaga Times newspapers 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 Fath and duly put to a vote, which resulted as follows:
Supervisor Weber,

Voting Aye
Councilman Wroblewski,
Voting Aye
Councilman Swiatek,
Voting Aye
Councilman Obstarczyk,
Voting Aye
Councilman Halicki,
Voting Aye
Councilman Fath,
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:

STATE OF NEW YORK }
COUNTY OF ERIE } SS.

NOTICE OF HEARING

Street Lights - Gabrielle Dr.

Depew Herald & Cheektowaga News, and Cheektowaga Times newspapers 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.

Recorded by Councilman Fath and duly put to a vote, which resulted as follows:
Supervisor Weber,

Voting Aye

Councilman Wroblewski,

Voting Aye

Councilman Swiatek,

Voting Aye

Councilman Obstarczyk,

Voting Aye

Councilman Halicki,

Voting Aye

Councilman Fath,

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 Aug. 19th, 1968, 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 page Item no. 5 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 20th day of Aug., 1968.

BENEDICT T. HOLTZ
Town Clerk au 22

RICHARD G. BENNETT

by the Town Clerk, be published at least once in the Depew Herald and Cheektowaga News and in the Cheektowaga TIMES newspapers 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 Fath and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Fath	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 August 19th, 1968 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 page Item No. 5, 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 20th day of August, 1968.

BENEDICT T. HOLTZ,
Town Clerk

(a22)

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 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski,
Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk,
Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT:

John V. Rogowski, Councilman

Item No. 5. 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 19th day of August, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway: Gabrielle Drive; From: French Road; To: St. Joan Lane.

TYPE OF STREET

LIGHTING INSTALLATION
Thirteen (13) 3350 Lumen Post Top Type Mercury Units. Estimated Cost - \$14.50 per year for two years. 50 foot lot.

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 front.

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 670 weeks: first publication AUG 22 1968; last publication AUG 22 1968; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
AUG 28 1968
day of 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 70

Item No. 6 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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 19th day of August 1968

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Ellsworth Drive	North Creek Drive	Joseph St.

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) 3350 Lumen Pendant Type (Y-19) Electric Mercury Units (25 ft.)

Estimated Cost \$16.00 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 3rd day of September, 1968, at 2:30 o'clock P.M. Eastern Daylight Savings 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 to be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set therein 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) not more than twenty (20) days before the date set herein for the hearing.

AYES: Supervisor, Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

(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 23rd day of August, 1968, acting pursuant to an order and resolution adopted by the Town Board of said Town on August 19th, 1968, I posted a certified copy of said order and resolution relating to street lighting on Ellsworth 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 and CHEEKTOWAGA TIMES NEWS/on August 22nd, 1968.

BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

23 day of August, 1968
Bartman Hegel

Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

SS.

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.

ANNOUNCING

MUSIC and LESSONS

CONING EVENTS

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 22nd day
 of August, 1968, 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 26th day of

August, 1968
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 March 30, 1970

NOTICE OF HEARING
Street Lights - Ellsworth Dr.
EXTRACTS FROM MINUTES
OF TOWN BOARD

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 19th day of August, 1968 at 7:30 o'clock p.m. Eastern Daylight Saving Time, there were:

- PRESENT:**
- Daniel E. Weber, Supervisor
 - Felix T. Wroblewski, Councilman
 - Frank E. Swiatek, Councilman
 - Joseph R. Obstarczyk, Councilman
 - Donald A. Halicki, Councilman
 - Alancin M. Fath, Councilman
- ABSENT:**
- John V. Rogowski, Councilman

Item No. 6
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 19th day of August, 1968.

Public Highway to be Improved
Ellsworth Drive from North Creek Drive to Joseph St.

Type of Street Lighting Installation
Seven (7) 3350 Lumen Pendant Type (Y-19) Electric Mercury Units (25 ft.). Estimated Cost \$16.00 per year for two years - 50 ft. 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 3rd day of Sept., 1968, at 2:30 o'clock p.m. Daylight Saving 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, and Cheektowaga Times newspapers 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 Swiatek, Voting Aye
- Councilman Obstarczyk, Voting Aye
- Councilman Halicki, Voting Aye
- Councilman Fath, Voting Aye

AYES: 6; NOES: 0; ABSENT 1
State of New York)
County of Erie)
I, BENEDICT T. HOLTZ,
Town Clerk of the Town of Cheektowaga

STATE OF NEW YORK
COUNTY OF ERIE

SS.

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, and Cheektowaga Times
newspapers 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 Swiatek,
Voting Aye
Councilman Obstarczyk,
Voting Aye
Councilman Halicki,
Voting Aye
Councilman Fath,
Voting Aye

AYES: 6; NOES: 0; ABSENT 1
State of New York)
County of Erie)

I, **BENEDICT T. HOLTZ**,
Town Clerk of the Town here-
inafter 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
Aug. 19th, 1968, 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 at page Item No. 6
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
20th day of Aug., 1968.

BENEDICT T. HOLTZ
Town Clerk au 22

RICHARD G. BENNETT

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 19th day of August, 1968.

**PUBLIC HIGHWAY
TO BE IMPROVED**

Name of Highway: Ellsworth Drive; From: North Creek Drive; To: Joseph St.

**TYPE OF STREET
LIGHTING INSTALLATION**

Seven (7) 3350 Lumen Pendant Type (Y-19) Electric Mercury Units (25 ft.) and

Estimated Cost \$16.00 per year for two years -- 50 ft. 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 3rd day of September, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving 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 and in the Cheektowaga TIMES newspapers 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

Councilmen:

Wroblewski Voting AYE

Swiatek Voting AYE

Obstarczyk Voting AYE

Halicki Voting AYE

Fath 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 August

19th, 1968 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 page

Item No. 6, 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 20th day

of August, 1968.

BENEDICT T. HOLTZ,
Town Clerk

(a22)

(a22)

**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 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor

Felix T. Wroblewski,
Councilman

Frank E. Swiatek, Councilman

Joseph R. Obstarczyk,
Councilman

Donald A. Halicki, Councilman

Alancin M. Fath, Councilman

ABSENT:

John V. Rogowski, Councilman

Item No. 6. Councilman

Obstarczyk presented the following

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 AUG 22 '68
last publication AUG 22 '68
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
AUG 28 1968
day of

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 70

= =

III. GENERAL COMMUNICATIONS

Item No. 7 William H. Hepp, Attorney - Re Western New York Motor Lines - Permission to operate on the Expressway through the Town of Cheektowaga. Referred to Town Attorney Kitzinger.

Item No. 8 New York State Electric & Gas Corp. - completed lighting installation on Delphi Drive, McKenzie Court, Zeller Lane and Frantzen Terrace. Received and filed.

Item No. 9 Mr. Dulinski - Complaint concerning baseball diamond on George Urban Blvd. & McNaughton Avenue. Problem solved before meeting - Taken off Agenda.

Item No. 10 Local 1026 - Grievance filed by local. Referred to Town Board for Executive Meeting to be held Thursday, August 22, 1968.

Item No. 11. Cleveland Heights Christian Church - Granting town permission to use Church property as access to rear of 4774 Union Road. Received and filed.

Item No. 12 Two communications re school crossing guards.

Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED, that Jacob Danner, Edward Doepp, Julius Dressler, Joseph Jagobzinski, and Paul Tachok, School Crossing Guards shall be continued as School Crossing Guards for the school year 1968 to 1969 and 1969 to 1970, even though they are seventy years old or older.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, and Fath.
NAYES: Councilman Halicki
ABSENT: Councilman Rogowski

Item No. 13 William Zacher - re driveway to Beryl Drive
Received and filed.

Item No. 14 Charles E. Besanceney, Erie County Traffic - Re Route 77, Union Road at the Driveway to the Police and Court Bldg, traffic control signal.
Received and filed.

Item No. 15 Residents of Concord Drive - cleaning weeds and grass on lot next to 73 Concord Drive.
Referred to Town Attorney Kitzinger.

Item No. 16 Pine Hill Fire Dist. #5 - Requesting Authorization to Erie County Water Authority to furnish erect and maintain fire hydrants (11).

Motion by Councilman Fath, seconded by Councilman Wroblewski-----

RESOLVED, that permission is hereby granted the Erie County Water Authority to install (11) eleven hydrants in Pine Hill Fire District No. 5 at the following locations:

- 1 Southeast corner of Central Pkwy. & West Grand Blvd.
- 1 #48 West Grand Blvd.
- 1 Northwest corner of Southern Pkwy. & West Grand Blvd.
- 1 Northwest corner of George Urban Blvd. & West Grand Blvd.
- 1 Southeast corner of Greenleaf Lane & Ridge Park
- 1 Northwest corner of the end of Parkedge Dr. (150 Parkedge)

- Item No. 16 cont'd. 1 Northwest corner of David Ave. & Kaufman Rd.
 1 #8 Parkview Place
 1 #91 Victoria Blvd. (Near Parkview)
 1 #20 Pinewood Place
 1 #76 George Urban Blvd.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
 NAYES: 0
 ABSENT: Councilman Rogowski

Item No. 17 Fire Dist. #3 - Requesting authorization to Erie County Water Authority to Furnish erect and maintain fire hydrants (5) and raise (1) on Union Road.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that permission is hereby granted the Erie County Water Authority to install (6) six hydrants in Fire District No. #3 at the following locations:

1 West side of Union Road, on the South Side of Buffalo Molds and Plastics Plant 3230 Union Road.

1 West Side Benbro Drive at Walden Avenue

1 West side of Benbro Drive, South end of Oxford Corp. Bldg.

1 North side of Zoreb Avenue at No. #40 Zoreb (empty lot)

1 on East side of Union Road at Uncle John's Pancake House

(Raise) 1 on East side of Union Road at Ben Hoey Insurance Agency

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
 NAYES: 0
 ABSENT: Councilman Rogowski

Item No. 18 State Department of Transportation - Notice of Action Signal 334P on Genesee St., Route 33 at Cornell Aeronautical Laboratory center drive in the Town of Cheektowaga.

Referred to Chief Kostrzewski, Police Chief.

Item No. 19 State Department of Transportation - Notice of Action - Signal 335P on Genesee St., at Cornell Aeronautical Laboratory west drive and the Westinghouse Electric Corp. Employee Parking Lot drive in the Town of Cheektowaga.
 Referred to Chief Kostrzewski, Police Chief.

Item No. 20 Robert S. Moser, Attorney - Notice of Claim - Arthur Maciejewski and Donald Maciejewski vs. Town of Cheektowaga,
 Referred to TransAmerica Insurance by Supervisor Weber.

Item No. 21 Complaints from residents of West Cavalier Drive.
 Problem solved before meeting - Taken off the agenda.

Item No. 22. Trailers on Schlenker Avenue.
 See beginning of meeting.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 23 Building Permits

Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

Item No. 23 cont'd.

RESOLVED, that the report of the Building Inspector be separated.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Building Permits approved by the Building Inspector for August 5, 1968 through August 16, 1968 be approved, with the below exception:

E.J. Fuhrmann	2200 Clinton	<u>HOLD</u>
Bissell Bednkie	Sonwil Drive	<u>HOLD</u>

BE IT FURTHER RESOLVED, that the Building Permits for Lancaster Homes Inc., be approved providing Home Permits subject to change to meet specifications to Town Building Code.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek and Fath
NAYES: Councilmen Obstarczyk and Halicki
ABSENT: Councilman Rogowski

Item No. 24 Dr. Vendetti - Monthly report to Dr. William Mosher for the Month of July, 1968.
Received and filed.

Item No. 25 Mrs. Julia Reinstein, Town Historian - concerning attendance to Conference in Washington

Councilman Swiatek excused

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that permission be granted Mrs. Victor Reinstein, Town Historian, to attend conference of American Association for State and Local History in Washington, D.C. Between September 24, and September 28, 1968 inclusive.

AYES: Supervisor Weber, Councilmen Wroblewski, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski
EXCUSED: Councilman Swiatek

Item No. 26 Councilman Swiatek reentered the meeting-----

Superintendent of Highways, Mr. Bystrak - re Scajaquada Creek and also commenting that the program is behind schedule.
Received and filed.

Item No. 27 Town Engineer, Chester L. Bryan - Re Sanitary Sewer By-Pass
Received and filed.

Item No. 28 Town Engineer, Chester L. Bryan - Re Sanitation Garage Change Order A-2 (with resolution)
Tabled until September 3, 1968 by Councilman Swiatek and Councilman Wroblewski.

Item No. 29 John Murphy, Jr. - Sanitation Dept. - Requesting 6 months leave of absence

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that John Murphy, Jr. is hereby granted a leave of absence, for six (6) months without pay, for personal reasons effective September 16, 1968

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

8/19/68

Item No. 30 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that Leonard Wieczorek is hereby granted a leave of absence, for six (6) months without pay, for personal reasons effective September 16, 1968.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath

NAYES: 0

ABSENT: Councilman Rogowski

V. RESOLUTIONS

Item No. 31 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, Helen Kraebel, Switchboard Operator in the Town Clerk's Office has exceeded her accumulated sick leave of thirty (30) days and

WHEREAS, she continues to be under the doctors care.

BE IT RESOLVED, that Helen Kraebel be granted six months leave of absence without pay beginning August 19, 1968, and

BE IT FURTHER RESOLVED, that she may return to work anytime prior to the expiration of her six month leave.

AYES: Supervisor Weber, Councilman Wroblewski, Swiatek, Obstarczyk, Halicki and Fath

NAYES: 0

ABSENT: Councilman Rogowski

Item No. 32 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

BOND RESOLUTION, DATED AUGUST 19, 1968, AUTHORIZING THE ISSUANCE OF \$261,250.00 SERIAL BONDS AND \$13,750.00 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE TOWN'S SHARE OF THE COST OF ACQUIRING LAND FOR A PARK OR PLAYGROUND.

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 \$261,250.00 and its capital notes of the aggregate principal amount of \$13,750.00, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the acquisition of land or permanent rights in land for the establishment of a park or playground within the Town of Cheektowaga, consisting of a parcel of land fronting on Losson Road of approximately 79 acres.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$275,000.00, and (b) current funds amounting to \$13,750.00 will be provided for the financing of such purpose prior to the issuance of said bonds or of any bond anticipation notes issued in anticipation of the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution, and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (d) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of such current funds.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 21 (a) of Paragraph a of Section 11.00 of said Local Finance Law, and that the period of probably usefulness of said purpose is thirty years.

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

Section 6. When this resolution shall have taken effect in the manner provided by law, it 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper

Item No. 32 cont'd.

published and having a general circulation in said Town. The validity 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 is commenced within twenty days after the date of such publications; or if said obligations are authorized in violation of the Constitution of New York.

Section 7. 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 the 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 the facsimile signature of the Town Supervisor.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

From a
k at the
The Depew

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 22nd day
of August, 1968, 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 26th day of

August, 1968
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 March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

RESOLUTION
The Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, do hereby resolve, on the 19th day of August, 1968, a resolution pursuant to the Local Finance Law of New York, a bond anticipation which

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

(1) authorizes the issuance of \$11,250,00 Serial Bonds and \$13,750,00 Capital Notes to finance the following specific object or purpose: the acquisition of land or permanent rights in land for the establishment of a park or playground within the Town of Cheektowaga, consisting of a parcel of land fronting on Looson Road of approximately 79 acres.

(2) states the estimated cost of such specific object or purpose to be \$275,000,00 and that current funds amounting to \$13,750,00 will be provided for the financing of such purpose by the issuance of the Capital Notes authorized by the said resolution, and that the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of such current funds.

(3) determines the period of probable usefulness of said purpose to be thirty years, and

(4) determines that the maturity of said Bonds will be in excess of five years, and

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

Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against such resolution and requesting that it be submitted to the qualified electors of the Town of Cheektowaga for their approval or disapproval, may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA.

DATED: August 19, 1968
BENEDICT T. HOLTZ
Town Clerk
of the Town of Cheektowaga,
New York

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, has, on the 19th day of August, 1968, adopted pursuant to the Local Finance Law of New York, a bond resolution which

(1) authorizes the issuance of \$281,250.00 Serial Bonds and \$13,750.00 Capital Notes to finance the following specific object or purpose: the acquisition of land or permanent rights in land for the establishment of a park or playground within the Town of Cheektowaga, consisting of a parcel of land fronting on Lossan Road of approximately 79 acres.

(2) states the estimated cost of such specific object or purpose to be \$275,000.00 and that current funds amounting to \$13,750.00 will be provided for the financing of such purpose by the issuance of the Capital Notes authorized by the said resolution, and that the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds and by the use of such current funds.

(3) determines the period of probable usefulness of said purpose to be thirty years, and

(4) determines that the maturity of said Bonds will be in excess of five years, and

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

Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against such resolution and requesting that it be submitted to the qualified electors of the Town of Cheektowaga for their approval or disapproval, may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution.

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA.

DATED: August 19, 1968
BENEDICT T. HOLTZ,
Town Clerk
of the Town of Cheektowaga, New York

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:
first publication AUG. 22 1968
last publication AUG. 22 1968
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 28 1968, 19.....

Eleanor M. Dzzielak

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, 1970

Item No. 33

Motion by Councilman O starczyk, seconded by Councilman Wroblewski-----

RESOLVED, that the execution by the Supervisor on behalf of the Town of Cheektowaga, including affixing thereto of the Town Seal, of the contract hereto attached with Tehm, Inc. is hereby approved, ratified and confirmed, anything heretofore to the contrary notwithstanding, and any resolutions heretofore adopted relating to this matter are hereby modified in conformance to the provisions, terms, and conditions of the said contract.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 34

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that Leo Kurnick be and he hereby is appointed Chairman of the Zoning Board of Appeals, effective immediately, and shall continue as such Chairman while a member of the Zoning Board of Appeals unless this designation is otherwise changed by this Town Board.

AYES: Supervisor Weber Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 35

Motion by Supervisor Weber, seconded by Councilman Halicki-----

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, deems it advisable that additional facilities be provided for the sewage disposal system maintained by Sewer District No. 3 of the Town of Cheektowaga, and has caused Nussbaumer & Clarke, Inc., who are competent engineers duly licensed by the State of New York, to prepare a map and plan of such additional facilities, together with an estimate of the cost thereof, and said map, dated May, 1968 and plan and estimate dated May 20, 1968, have been presented to the Town Board and have been filed in the office of the Town Clerk, and

WHEREAS, the additional facilities hereinbefore referred to consist of the construction of chlorine contact tank, additional open sludge drying beds and the remodeling of the existing hopper bottom primary settling tank, including the original furnishings, equipment, machinery or apparatus required therefor, and the estimated expense of constructing such additional facilities is One Hundred Twelve Thousand Five Hundred Dollars (\$112,500.00), and

WHEREAS, the Town Board did, on the 5th day of August, 1968, duly adopt an order which provided that the Town Board should meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 19th day of August, 1968, at 7:30 o'clock P.M., Eastern Daylight Savings Time, on that day to consider said map and plan and estimate, and the improvements therein described, and to hear all persons interested therein concerning the same, and to take such action on the part of said Town Board with relation to said improvements as may be authorized and required by law, and

WHEREAS, a notice of said public hearing in the form prescribed by said resolution was published on the 8th day of August, 1968, in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in the Town of Cheektowaga and circulating in said Sewer District No. 3, and a copy of said notice was posted on the sign-board of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law, on the 9th day of August, 1968, and

WHEREAS, said Town Board has, at the time and place specified in said order, considered said map and plan and estimate and the making of the improvements therein described, and has heard all persons interested who have desired to be heard concerning the same, and has considered all evidence submitted at said time and place which will enable said Town Board to make the determinations hereinafter made; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga as follows:

(1) It is hereby determined that (a) all the property and property owners within said Sewer District No. 3 will be benefited by the construction of said improvements; (b) all the property and property owners benefited by the construction of said improvements are included in said Sewer District No. 3; and (c) it is in the public interest to authorize the construction of the improvements described in said map and plan as set forth in said map and plan.

Item No. 35 cont'd.

(2) The improvements described in said map and plan shall be constructed in accordance with said map and plan at a cost of not exceeding One Hundred Twelve Thousand and Five Hundred Dollars (\$112,500.00).

(3) The Town Clerk is hereby directed to record a certified copy of this order in the office of the Clerk of the County of Erie, pursuant to and in accordance with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 36 Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED, that permission is hereby granted New York State Electric and Gas Corporation to make the following lighting improvements:

MOTHER OF DIVINE GRACE

Install 11-175 watt mercury vapor enclosed street lights on company owned wood poles, standard overhead service - Poles #363R, 495R, 495R5, 494R4, 494R3, 494R2, 494R1, 494R, 497 three new wood poles.

Install 2-400 watt mercury vapor enclosed street lights on company owned wood poles, standard overhead service - Poles #495 new wood pole.

Install 3-wood poles to be used exclusively for street lighting

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 37 Motion by Supervisor Weber, seconded by Councilman Swiatek-----

BE IT RESOLVED, that the owners of 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, and 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 expense thereof against the property benefited, as provided in Section 200-a of the Town Law of New York.

KENNEDY ROAD

Pietrzak, Katherine	MC 515 SL 5,6,7
Cheektowaga, New York 14225	
Szydlowski, Henry	MC 515 SL 8,9,10
Cheektowaga, New York 14225	
Dekanski, Edward J. & W	MC 515 SL 11,12
Cheektowaga, New York 14225	
Dominczak, John & W.	MC 515 SL 13,14
Cheektowaga, New York 14225	
Tomaszewski, Michael S. & W.	MC 515 SL 15,16
Cheektowaga, New York 14225	

Item No. 37 cont'd.

Skoczylas, Edwin & W
Cheektowaga, New York 14225
N.Y.S. Electric & Gas Corp.
See Corp.

MC 515
SL 17, 18
MC 515
SL 20

FAIRELM LANE

Vranic, Andrew J. & W.
Cheektowaga, New York

MC 2198
SL 65

JOANNE LANE

Kiebzak, Joseph
Buffalo, New York 14211

MC 2177
S.L. 38, 39

NAGEL DRIVE

Glen Estate
Buffalo, New York

MC 2122
SL 64

SOUTH ZOREB

Chester A. Sloane & Wife
Buffalo, New York 14211

MC 293 BL 3
SL 9,10,11 75' X 147'

NORTH ZOREB

Robert F. Staniszewski
Cheektowaga, New York

MC 293 BL 4
SL 6,7,8,9,10 158' X 146'

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 38 Motion by Supervisor Weber, seconded by Councilman Swiatek-----

RESOLVED, that there be and hereby is created the position of Executive Director Youth Bureau effective immediately.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No 39 Appointment of Stanley Blahowicz, Maintenance Department.
Tabled until 9/3/68 by Supervisor Weber and Councilman Wroblewski.

Item No. 40 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED, that William Conway be appointed provisionally to the position of Senior Clerk of Special Assessments in the Assessors Office at an annual salary of \$5,600.00 per year. This resolution to take effect immediately.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 41 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED, that Richard Kostuza in the automotive maintenance department be hereby named to act in the capacity of automotive mechanic foreman whenever the absence of George Burst is necessitated.

AYES: Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: Supervisor Weber
ABSENT: Councilman Rogowski

Item No. 42 Dismissal of Frank Preyna, Maintenance Dept.
Tabled to be held at Executive Meeting, Thursday, August 22, 1968
at 4:00 P.M.

Item No. 43 Motion by Councilman Fath, seconded by Councilman Halicki-----

BE IT RESOLVED, that the following be appointed as a part time summer laborer in the Sanitation Department, rate of \$2.36 per hour, effective immediately

Daniel R. Buczynski, Jr.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 44 Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED, that the salary paid to the Inspectors of Election working in the Town of Cheektowaga Election Districts on days designated by the Erie County Board of Elections be increased at the rate of \$6.00 per day, making the salary \$26.00 and \$28.00 rather than the \$20.00 and \$22.00 now paid, plus the \$2.00 differential for the named Chairman of each district. To be effective January 1, 1969.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

VI. FROM THE TABLE

Item No. 45 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

BE IT RESOLVED, as follows:

1. The following Memorandum of Agreement between the Town of Cheektowaga and Richard Kawalerski be and the same is hereby approved, and the Town of Cheektowaga shall carry out the terms of the same on its part to be performed when this resolution becomes effective, and the Supervisor shall at that time execute any deeds or instruments required to effectuate the Agreement on behalf of the Town of Cheektowaga and to affix thereto the Town Seal where required.

MEMORANDUM OF AGREEMENT

between Town of Cheektowaga and Richard Kawalerski

1. Richard Kawalerski will quit claim to the Town of Cheektowaga Sub-division lots Nos. 48-52 map cover 1377 to clear up title on the George Urban Boulevard pumping station.

2. Richard Kawalerski will quit claim to the Town of Cheektowaga Sub-division lots Nos. 76-95 map cover 1377.

3. Town of Cheektowaga will quit claim to Richard Kawalerski Subdivision Lots Nos. 19 and 20 map cover 1377, reserving 10 foot easement for drainage purposes consisting of the north 5 feet of Subdivision Lot No. 20 and the south 5 feet of Sub-division Lot No. 19.

4. Richard Kawalerski will quit claim any and all interest in and to Frederick Drive as set forth on map cover 1377 to the Town of Cheektowaga.

Item No. 45 cont'd.

5. Town of Cheektowaga will abandon Frederick Drive from the north line of George Urban Boulevard right of way, thence northerly 100 feet pursuant to Section 205 of the Highway Law providing that the requirements of the law permitting such abandonment are complied with.

6. Richard Kawalerski, at his own cost and expense, will be authorized to move the drainage ditch running through the Genesee Meadows Subdivision map cover 1377, as indicated on the map entitled "proposed subdivision map of Heritage Court" submitted to the Town of Cheektowaga. Such change of course work to be performed as directed by the Town Engineer.

7. The Town of Cheektowaga will pay Richard Kawalerski \$12,000.00 in consideration for the land to be conveyed as heretofore mentioned to the Town, as well as conveyance of lots as stated in item 3 above, providing title to such land is insurable by a title insurance company authorized to write title insurance in the State of New York.

8. All expenses of the Town of Cheektowaga, including the \$12,000.00 referred to in Paragraph 7 above and the cost of survey, title insurance and the like, shall be paid for out of the General Fund.

9. That all deeds or other instruments which may be required to effectuate the purposes of this Agreement shall contain such terms, provisions, and conditions required by the Town Attorney.

Dated: August 19, 1968

2. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk and Fath
NAYES: Councilman Halicki
ABSENT: Councilman Rogowski

(Affidavit on next page)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

That shall be paid for out of the
General Fund.

That all deeds or other in-
struments which may be required
to effectuate the purposes of this
Agreement shall contain such
terms, provisions, and conditions
required by the Town Attorney.
DATED: August 19, 1968

Said resolution also provides
that the Town of Cheektowaga
shall carry out the terms of the
same on its part to be per-
formed when this resolution be-
comes effective, and the Super-
visor shall at that time execute
any deeds or instruments re-
quired to effectuate the Agree-
ment on behalf of the Town of
Cheektowaga and to affix thereto
the Town Seal where required.

Said resolution was adopted
subject to a permissive referen-
dum under the provisions of Ar-
ticle 7 of the Town Law of New
York, and petitions protesting a-
gainst such resolution and re-
questing that it be submitted to
the qualified electors of the Town
of Cheektowaga for their approval
or disapproval, may be filed with
the Town Clerk at any time with-
in thirty days after the date of
the adoption of said resolution.

BY ORDER OF THE TOWN
BOARD OF THE TOWN OF
CHEEKTOWAGA,
DATED: August 19, 1968
BENEDICT T. HOLTZ
Town Clerk
of the Town of Cheektowaga,
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 in-
serted and published therein once a week for 1
week, the first insertion being on the 22nd day
of August, 1968, 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 26th day of

August, 1968

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 March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

} 55:

RICHARD G. BENNETT

that the Town of Cheektowaga will pay the Town of Cheektowaga the sum of \$12,000.00 in consideration for the land to be conveyed as hereinbefore mentioned to the Town of Cheektowaga, including the cost of survey, title insurance and the General Fund.

AGREEMENT

1. Richard Kavalinski will quit claim to the Town of Cheektowaga Subdivision Lots Nos. 48-52 map cover 1977 to clear up title on the George Urban Boulevard parking station.

2. Richard Kavalinski will quit claim to the Town of Cheektowaga Subdivision Lots Nos. 79-88 map cover 1977.

3. Town of Cheektowaga will quit claim to Richard Kavalinski Subdivision Lots Nos. 19 and 20 map cover 1977, reserving 10 foot easement for drainage purposes consisting of the north 5 feet of Subdivision Lot No. 20 and the south 5 feet of Subdivision Lot No. 19.

4. Richard Kavalinski will quit claim to the Town of Cheektowaga, any and all interest in and to Frederick Drive as set forth on map cover 1977.

5. Town of Cheektowaga will abandon Frederick Drive from the north line of George Urban Boulevard right of way, thence westerly 100 feet pursuant to Section 205 of the Highway Law providing that the requirements of the law permitting such abandonment are complied with.

6. Richard Kavalinski, at his own cost and expense, will be authorized to move the drainage ditch running through the Geese Meadows Subdivision map cover 1977, as indicated on the map entitled "proposed subdivision map of Heritage Court" submitted to the Town of Cheektowaga. Such change of course work to be performed as directed by the Town Engineer.

7. The Town of Cheektowaga will pay Richard Kavalinski \$12,000.00 in consideration for the land to be conveyed as hereinbefore mentioned to the Town, as well as conveyance of 1648 sq. ft. in items 3 above provided this to stated land is insured by a title insurance company authorized to write title insurance in the State of New York.

8. All expenses of the Town of Cheektowaga, including the \$12,000.00 referred to in Paragraph 7 above and the cost of survey, title insurance and the General Fund.

9. That all deeds or other instruments which may be required to execute the purposes of this Agreement shall contain such terms, provisions, and conditions required by the Town Attorney. DATED: August 19, 1968

Said resolution also provides that the Town of Cheektowaga shall carry out the terms of the same on its part to be performed when this resolution becomes effective, and the Supervisor shall at that time execute any deeds or instruments required to execute the Agreement on behalf of the Town of Cheektowaga and to affix thereto the Town Seal where required. Said resolution was adopted subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against such resolution and requesting that it be submitted to

STATE OF NEW YORK

COUNTY OF CHESTER

ing title to such land is insur-
able by a title insurance com-
pany authorized to write title in-
surance in the State of New York.
8. All expenses of the Town
of Cheektowaga, including the
\$12,000.00 referred to in Para-
graph 7 above and the cost of
survey, title insurance and the
like, shall be paid for out of the
General Fund.

9. That all deeds or other in-
struments which may be required
to effectuate the purposes of this
Agreement shall contain such
terms, provisions, and conditions
required by the Town Attorney.
DATED: August 19, 1968

Said resolution also provides
that the Town of Cheektowaga
shall carry out the terms of the
same on its part to be per-
formed when this resolution be-
comes effective, and the Super-
visor shall at that time execute
any deeds or instruments re-
quired to effectuate the Agree-
ment on behalf of the Town of
Cheektowaga and to affix thereto
the Town Seal where required.

Said resolution was adopted
subject to a permissive referen-
den under the provisions of Ar-
ticle 7 of the Town Law of New
York, and petitions protesting a-
gainst such resolution and re-
questing that it be submitted to
the qualified electors of the Town
of Cheektowaga for their approval
or disapproval, may be filed with
the Town Clerk at any time with-
in thirty days after the date of
the adoption of said resolution.

BY ORDER OF THE TOWN OF
CHEEKTOWAGA,
DATED: August 19, 1968
BENEDICT T. HOLTZ
Town Clerk
of the Town of Cheektowaga,
New York

} 55:

RICHARD G. BENNETT

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 AUG 22 1968
last publication AUG 22 1968
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 22 1968, 19.....

Eleanor M. Dzulek

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

ELEONORE M. DZULEK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1971

Item No. 46 Town Engineer Bryan (with resolution) - award of contract for construction of interconnecting sanitary sewer between North Creek and South Creek Drive. Retabled until September 3, 1968. By Councilman Swiatek and Councilman Halicki.

Item No. 47 Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED, that Frances Svensen of Cheektowaga, New York, be appointed Clerk-Typist Provisional in the Accounting Department at an annual salary of \$4,050.00 effective immediately.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 48 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

BE IT RESOLVED, that Florian A. Chmiel, is hereby appointed to the position of Garage Mechanic, provisional effective September 3, 1968 at the salary of \$6,600.00

AYES: Councilmen Obstarczyk and Halicki
NAYES: Supervisor Weber, Councilmen Wroblewski, Swiatek and Fath
ABSENT: Councilman Rogowski

DENIED

VII SUSPENSION OF RULES

Item No. 49 Motion by Supervisor Weber, seconded by Councilman Halicki-----

WHEREAS, the Chief of Police has reported to the Town Board in the attached communication dated August 19, 1968 concerning his recommendations as to figures for the repair of a police car, which was involved in an accident and was totally demolished. A figure of \$1,432.25 for repair of the car was received. Also received a cost figure for an automobile identical to Town Police Cars from Mid-City Dodge available for immediate delivery of \$2,350.00. The cost of the automobile to the Town would be \$697.75; NOW, THEREFORE,

BE IT RESOLVED, that permission be granted to purchase a new automobile for the Police Department so that cost to the Town would not exceed \$700.00.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 50 Motion by Councilman Halicki, seconded by Councilman Fath-----

BE IT RESOLVED, that Judy Dzidzic, currently on leave of absence be hereby reappointed to the position of clerk-typist in the Town Clerk's Office.

This resolution to take effect immediately,

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 51 Motion by Councilman Wroblewski, seconded by Supervisor Weber to adjourn meeting.

VIRGINIA JANORA
Second Deputy Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 3rd of September, 1968, at 2:30 o'clock P.M., Eastern Daylight Savings Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	John V. Rogowski	Councilman
ABSENT:	Alancin M. Fath	Councilman

Also present were: Benedict T. Holtz, Town Clerk; Kenneth Kitzinger, Town Attorney; Anthony Lo Russo, Deputy Town Attorney; Andrew Schwenk, Town Assessor; Benedict Kostrzewski, Chief of Police; Ted Skowron, Highway Dept; & Carl Trafalski, Building and Plumbing Inspector.

I. PUBLIC HEARINGS

Item No. 2 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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 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

Name of Highway	From	To
Hillwood Drive	Bronx Drive	North lot line of sub lot 30 Map Cover 2229 on East Side of Hillwood Drive and North Lot Line of Sub lot 11 Map Cover 2229 on West side of Hillwood Dr.

TYPE OF STREET LIGHTING INSTALLATION

Five (5) 3350 Post Top Type Mercury Units
Estimated Cost - \$14.00 per year for two years.

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.

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

Name of Highway	From	To
Hillwood Drive	Bronx Drive	North Lot Line of sub lot 30 Map Cover 2229 on East Side of Hillwood Drive and North Lot line of Sub lot 11 map cover 2229 on West Side of Hillwood Dr.

Item No. 2 cont'd.

TYPE OF STREET LIGHTING INSTALLATION

Five (5) 3350 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.

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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 3 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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

Name of Highway	From	To
Ellsworth Drive	North Creek Drive	Joseph Street

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) 3350 Lumen Pendant Type (Y-19) Electric Mercury Units (25ft)
Estimated Cost \$16.00 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.

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

Name of Highway	From	To
Ellsworth Drive	North Creek Drive	Joseph Street

TYPE OF STREET LIGHTING INSTALLATION

Seven (7) 3350 Lumen Pendant Type (Y-19) Electric Mercury Units (25 ft)
Estimated Cost \$16.00 per year for two years ---- 50 ft. lot

9/3/68

Item No. 3 cont'd

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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

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>
Gabrielle Drive	French Road	St. Joan Lane

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 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.

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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>
Gabrielle Drive	French Road	St. Joan Lane

TYPE OF STREET LIGHTING INSTALLATION

Thirteen (13) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$14.50 per year for two years. 50 foot lot.

Item No. 4 cont'd

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.

AYES: Supervisor Weber, Councilman Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

II. GENERAL COMMUNICATIONS

Item No. 5 Erie County Water Authority- relocation of hydrant at 16 Poinciana Pkwy. Referred to Town Clerk Holtz to communicate with the Fire Commissioner.

Item No. 6 U-Crest Fire District No. 4- requesting relocation of 1 hydrant, and installation of 2 hydrants.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the fire hydrant located at 92 Santin Drive be relocated four feet from its present location, and be it

FURTHER RESOLVED, that two (2) hydrants be installed at the following locations:

22 or 23 Midland
20 or 21 Kilborne

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 7 County Department of Public Works- Notice of Cancellation of Designation of Restricted Highway- Portion of Dingens Street.
Received and filed.

Item No. 8 New York State Electric & Gas Corp.- completed installation on Danielle Drive.
Received and filed.

Item No. 9 Residents of Rosemead Lane- request that vacant lot be cleared, and sidewalks constructed.
Referred to Deputy Town Attorney LoRusso.

Item No. 10 Property owners who reside in mobile- request opportunity to meet with Town Board.
Referred by Supervisor Weber to the Town Board for an Adjourned Meeting Saturday, September 7th, at 11:30 a.m.
9/3/68

III. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Building Permits.

Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED, that the report of the Building Inspector be separated.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that Building Permits approved by the Building Inspector for August 19, through August 30, 1968, be approved with the below exceptions:

Ostrowski Builders Inc.
2200 Clinton Street HOLD

Above application subject to approval of Engineering Department regarding drainage.

and be it

FURTHER RESOLVED, that Building Permits for Lancaster Homes Inc. be denied with the following exceptions:

6	Lille Lane	16	W. Cherbourg Dr.
18	" "	20	" "
94	" "	24	" "
102	" "	28	" "
23	W. Toulon Dr.	32	" "
27	" "	36	" "
31	" "	40	" "
4	W. Cherbourg Dr.	44	" "
8	" "	48	" "
12	" "	104	" "

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 12 Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

RESOLVED, that the following be appointed as Dog Enumerators for the year 1969:

Regina Szpakonski
Freda Glim
Marian E. Olijniczak
Eugenia Massalski
Eileen Nowak
Ann Kierejewski
Edith Kreuzer
Bertha Slisz
Mrs. Tabone
Geraldine Leising
Marge Klager
Patricia Kubick

AYES: Supervisor Weber, Councilmen Rogowski Wroblewski, Swiatek, Obstarczyk,
Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 12A Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the following are hired as Clerks to work in the Highway Department on September 10, 1968, at the Rabies Clinic from 1:00 p.m. until 3:00 p.m.:

9/3/68

Item No. 12A cont'd

June Stoeckle
Jeanette Wrzosek
Alice Herrman
Norma Skok
Dolores Bolibrzuch
Arlene Schwarskopf

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 13 Superintendent of Highways Bystrak- recommending Maier-Schule GMC, Inc.
for award for highway equipment.

Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS, the Superintendent of Highways has submitted the attached letter, dated August 23, 1968, setting forth tabulation of bids received by the Town Board as a result of advertisement therefor on August 19, 1968, for the highway equipment therein described; NOW, THEREFORE,

BE IT RESOLVED, that in accordance with the information furnished by the Superintendent of Highways it is determined that Maier-Schule GMC, Inc. is the lowest responsible bidder meeting specifications, and that contract be awarded to said Maier-Schule GMC, Inc. for the furnishing of the equipment as set forth in the said letter of August 23, 1968, the total bid price being \$53,997.00.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 14 Superintendent of Highways Bystrak- granting of a permit to Dominic Federico General Concrete Construction Corp. to detour over Azalea Drive, Industrial Pkwy., and Boxwood Lane during reconstruction of French Road.

Motion by Supervisor Weber, seconded by Councilman Swiatek-----

RESOLVED, that the Superintendent of Highways is hereby authorized to grant a permit to Dominic Federico Concrete Construction Corp. for temporary diversion of traffic over Azalea Drive, Industrial Parkway, and Boxwood Lane, all of which are Town highways, while said corporation is reconstructing French Road, which is a County road, and is being reconstructed under Project No. RWPCR 321-67, such permit to contain whatever conditions may be determined upon by the Superintendent of Highways. This resolution shall be adopted with due regard to the said Dominic Federico Concrete Construction Corp., having filed with the Superintendent of Highways an Indemnity Bond of the Maryland Casualty Company, dated August 19, 1968.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 15 Ronald R. Norman, Receiver of Taxes and Assessments- Report of 1968
State, County, and Town real property tax levy.
Received and filed.

Item No. 16 Dr. Vendetti- permission to attend the American Public Health Conference
in Detroit, Michigan.

Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

RESOLVED, that permission be granted Dr. Louis A. Vendetti, Health Officer, to attend the American Public Health Conference in Detroit on November 10 to 23, 1968, inclusive, and be it
9/3/68

Item No. 16 cont'd

FURTHER RESOLVED, that all expenses be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 17 Cheektowaga Planning Commission- approving Stan-Jon subdivision; conforms to Master Plan.
Received and filed.

Item No. 18 Dr. Vendetti- N.Y.S. Electric & Gas Corp. and Niagara Mohawk Electric Co. to eradicate golden rod in area of Arthur Musarra Parkway.
Referred to Town Attorney Kitzinger.

Item No. 19 Dr. Vendetti- noise and discomfort from exhaust of low flying planes; requests Town Board to sponsor resolution to activate program to ameliorate nuisances.

Motion by Councilman Wroblewski, seconded by Councilman Swiatek-----

RESOLVED, that the matter of air pollution arising from exhaust of planes flying at low altitudes over the Town of Cheektowaga and other adjacent towns as reported to this Town Board by letter from Dr. Louis A. Vendetti, Town Health Officer, dated August 24, 1968, be referred to the Erie County Air Pollution Board and the Town Clerk is hereby directed to send a certified copy of this resolution, together with a copy of Dr. Vendetti's letter to said Erie County Air Pollution Board.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 20 Town Engineer Bryan- map, plan, and report for extension of Sanitary Sewer District No. 7.

Motion by Supervisor Weber, seconded by Councilman Rogowski-----

RESOLVED, that the firm of Nussbaumer & Clarke, Inc. is authorized to prepare a map, plan, and report for the extension of Sanitary Sewer District No. 7 easterly to the Town line, at a fee to be \$1,850. Said plan is to meet the requirements of article 12A of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 21 Town Engineer Bryan- award of bid for one High Pressure Cleaner.

Motion by Councilman Rogowski, seconded by Councilman Halicki-----

WHEREAS, bids were duly received on August 19, 1968 as the result of advertisement therefor, for One High Pressure Cleaner, 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 August 27, 1968; NOW, THEREFORE,

BE IT RESOLVED, that the contract for the aforesaid Highway Pressure Cleaner as recommended by the Town Engineer, be and the same hereby is awarded to M.S. and C. Sales, Inc., Box 83, Williamsville, New York at his total bid price of \$3,475.00 he being the lowest responsible bidder meeting specifications.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki

9/3/68

Item No. 21 cont'd

NAYES: 0
ABSENT: Councilman Fath

Item No. 22 Supervisor's comments.

Communication. Village of Williamsville- request that they supply Cheektowaga Water District No. 11 with water.
Referred to the Town Attorney and Deputy Town Attorney.

Communication. Cheektowaga Fire Chief's Mutual Aid Assn.- favoring limited parking during the winter.
Referred to the Town Attorney, Deputy Town Attorney, Chief of Police, and Superintendent of Highways.

IV. RESOLUTIONS

Item No. 23 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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 3rd day of September, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Garden Village Drive	French Road	southerly a point 685 feet

TYPE OF STREET LIGHTING INSTALLATION

Two 7000 Lumen Pendant Type Y19 (25') Mercury Units
Estimated cost \$400

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 16th day of September, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the CHEEKTOWAGA TIMES newspapers 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

(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 6th day of September, 1968, acting pursuant to an order and resolution adopted by the Town Board of said Town on September 3rd, 1968, I posted a certified copy of said order and resolution relating to street lighting on Garden Village 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 and CHEEKTOWAGA TIMES NEWS/on September 5th, 1968.

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

Sworn to before me this

6th day of September, 1968.
Barbara Hezel

Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

STATE OF NEW YORK

COUNTY OF CHEEKTOWAGA

ss.:

LOST

LOST GREEN CHANGE PAPER

418 French Rd. between Union & Border, 674-0630 - 674-1886

Barbara Ann's School of Dance

FALL CLASSES NOW FORMING

872-8883

TUTORING Institute W.N.Y.

All subjects taught in your home

30-31

INSTRUCTIONS

SPECIALS FOR

WEDS. FRI. & SAT

SEPT. 5-6-7

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 Sept., 19 68, 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

Sept., 19 68
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 March 30, 19 70

NOTICE OF HEARING
Street Light - Garden Village
EXTRACTS FROM MINUTES
OF TOWN BOARD

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 3rd day of September, 1968 at 2:30 o'clock p.m. Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Paul T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman

ABSENT:

Alexis M. Fath, Councilman
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 3rd day of September, 1968.

Public Highway to be Improved

Garden Village from French Road to Southerly from French Road to a point 685 ft.

Type of Street Lighting Installation

Two (2) 7000 Lumen Pendant Type Y19 (25 ft.) Mercury Units. Estimated Cost \$400.

WHEREAS, Andrew H. Sigwank, Henry J. Janicki, and Charles 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 16th day of Sept., 1968, at 7:30 o'clock p.m. Daylight Saving 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, and Cheektowaga Times newspapers 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 Swiatek,

Voting Aye
Councilman Obstarczyk,

Voting Aye
Councilman Halicki,

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

...deposes and says that he is the

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 Swiatek, Voting Aye
Councilman Obstarczyk, Voting Aye
Councilman Halicki, 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 Sept. 3rd, 1968, 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 page 154, 155, 231 and 232 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 (seal) affixed the corporate seal of said Town, this 4th day of Sept., 1968.

BENEDICT T. HOLTZ
Town Clerk s 5

RICHARD G. BENNETT

Legal Notice

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 3rd day of September, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski,
Councilman

Frank E. Swiatek, Councilman
Joseph R. Obstarczyk,
Councilman

Donald A. Halicki, Councilman

ABSENT:

Alancin M. Fath, Councilman

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

Rogowski	Voting AYE
Wroblewski	Voting AYE
Swiatek	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Fath - Absent	

AYES: 6 NOES: 0 ABSENT: 1

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 3rd day of September, 1968.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway: Garden Village; From: French Road; To: Southerly from French Road to a point 685 ft.

TYPE OF STREET

LIGHTING INSTALLATION

Two (2) 7000 Lumen Pendant Type Y19 (25Ft.) Mercury Units. Estimated Cost \$400. 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 16th day of September, 1968, at 7:30 o'clock P.M., Eastern Daylight Saving 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 and in the Cheektowaga TIMES newspapers 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.

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 September 3rd, 1968, 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.

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 4th day of September, 1968.

BENEDICT T. HOLTZ,
Town Clerk

(s5)

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 SEP 5 68
last publication SEP 5 68
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
day of SEP 10 1968, 19.....

Eleanor M. Dzzielak

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

ELEONORE W. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 24 Motion by Councilman Halicki, seconded by Councilman Wroblewski-----

RESOLVED, that the Marriage License Fee in the Town of Cheektowaga, New York, be increased from \$3.00 to \$4.00, and also any additional fees as required by Sec. c-545, as amended, of the Public Health Laws.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 25 Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

RESOLVED, that Change Order PE-1, with regard to contract with United Projector and Film Corporation, be approved as recommended in the attached letter of Foit, Baschnagel, Maharani and Albert, dated August 19, 1968. The Supervisor is authorized to sign the Change Order on behalf of the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 26 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the Town of Cheektowaga shall enter into an agreement with Penn Central Railroad covering maintenance of drainage ditch, located to the west of the property owned by Starlite Builders, Inc. and on the property of the railroad, from the point of entry of storm water to the point of departure from the railroad property involved, and the Supervisor and Town Attorney are hereby authorized to negotiate with the said railroad as regards the provisions, terms, and conditions of said agreement and shall present the same to this Town Board when finalized.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 27 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Superintendent of Highways be and he hereby is authorized to rent Town highway machinery, tools, and equipment to Forks Fire District No. 3 at not less than the hourly wage established by the New York State Commissioner of Transportation for purpose of paving of parking lot.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 28 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, the Board of Fire Commissioners of Fire District No. 8 have requested the house numbers of Dean Road to be changed so that they are in numerical order; NOW; THEREFORE,

BE IT RESOLVED, that the Board of Assessors shall investigate the matter of the renumbering of the houses on Dean Road and report to this Town Board as soon as reasonably possible their recommendation in regard to renumbering.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 29 Appointment of Florian A. Chmiel as Provisional Garage Mechanic, due to increasing work load.

Tabled by Councilman Swiatek and Councilman Rogowski until September 16,

1968,
9/3/68

V. FROM THE TABLE

Item No. 30 (8/19) Appointment of Stanley Blahowicz, Maintenance Department.
Retabled by Councilman Wroblewski and Councilman Swiatek until September
16, 1968.

Item No. 31 (8/19) Town Engineer Bryan (with resolution)- Sanitation Garage Change
Order A-2. Withdrawn.

Item No. 32 (7/1, 8/5, 8/19) Town Engineer Bryan (with resolution)- award of con-
tract for construction of interconnecting sanitary sewer between North Creek and South
Creek Drive.

Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

WHEREAS, this Town Board, on June 17, 1968, received bids as the result
of advertisement therefor, for the construction of an interconnecting sanitary sewer
between North Creek and South Creek Drive in Sanitary Sewer District No. 7, which bids
were referred to Nussbaumer & Clarke, Consulting Engineers, for analysis, tabulation
and report, and

WHEREAS, a report was made by said engineers under date of June 19, 1968
in a letter addressed to the Town Engineer, and said tabulation of bids is likewise
hereto attached, and

WHEREAS, the lowest bidder is Straco, Inc. and the Engineers recommend
the award of contract to said firm; NOW, THEREFORE,

BE IT RESOLVED, that the contract for the construction of an intercon-
necting sanitary sewer between North Creek and South Creek Drive in Sanitary Sewer Dis-
trict No. 7, for which bids were received on June 17, 1968, be and the same hereby is
awarded to Straco, Inc. at its bid price of \$8,731.45, it being the lowest responsible
bidder meeting specifications.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

VI. SUSPENSION OF RULES

Item No. 33 Communication. Dr. Victor Reinstein- use of his land for recreational
purposes.
Referred to the Town Board.

Item No. 34 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

RESOLVED, that all Petitions for the creation of a Lighting District
originate in the Town Clerk's Office, and be it

FURTHER RESOLVED, that any petition that does not originate in the Town
Clerk's Office will be rejected.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 35 Motion by Councilman Halicki, seconded by Councilman Obstarczyk-----

WHEREAS, continuous complaints have been received and presented to the
Town Board for the cleaning up of the land located at:

Sublots 48 & 49, Cherokee Drive- owned by Wardell K. Jenkins

Sublot 8, Rosemead- owned by Frank & Leo Piotrowski, (Patricia
Bldrs.),

9/3/68

Item No. 35 cont'd

Sublot 115, Biscayne- owned by Modern Home Bldrs., Inc.
60 Donald Drive, West Seneca
Sublots 12, 13, & 14, Concord Drive- owned by Eleanore Tepe,
Williamsville

and

WHEREAS, Dr. Vendetti, the Town Health Officer, agrees that these lots are a menace to the health and safety of the petitioners, and

WHEREAS, these conditions require some positive steps to be taken to prevent continued harassment to the adjacent land owners; NOW, THEREFORE

BE IT RESOLVED, pursuant to Section 64, 5a of the Town Law, notice is hereby given the owner of said property to take the necessary action required to clean up the land and fill the low spots, if necessary, and that failure to take action within ten (10) days will result in the Town performing this work and that the cost therefrom will become a lien on the property.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 36 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Town Attorney, Deputy Town Attorney, the Town Comptroller, and Councilman Rogowski or any member of the Town Board are authorized to attend the Municipal Law Seminar of the New York State Bar Association held at the New York Hilton Hotel, September 13 and 14, 1968; and that their reasonable and necessary expenses be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 37 Motion by Councilman Rogowski, seconded by Councilman Wroblewski to adjourn the meeting In Memory of Stanley Keysa, Melvin Owczarczak, and Clarence (Skip) Bogart.

The meeting was adjourned until Saturday, September 7, at 11:30 a.m.

BENEDICT T. HOLTZ
Town Clerk

Item No. 1 At an adjourned 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 7th day of September, 1968, at 11:30 a.m., Eastern Daylight Saving Time, there were:

- | | | |
|----------|----------------------|------------|
| PRESENT: | John V. Rogowski | Councilman |
| | Felix T. Wroblewski | Councilman |
| | Frank E. Swiatek | Councilman |
| | Joseph R. Obstarczyk | Councilman |
| | Donald A. Halicki | Councilman |
| ABSENT: | Daniel E. Weber | Supervisor |
| | Alancin M. Fath | Councilman |

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney, Anthony P. LoRusso, Deputy Town Attorney; and Carl Trafalski, Building and Plumbing Inspector.

Mr. Kitzinger, the Town Attorney, conducted the meeting with the consent of the Town Board.

Item No. 2 From the September 3rd meeting. Property owners who reside in mobile homes- request opportunity to meet with Town Board.
Received and filed (Petition).

A discussion was held and the mobile home occupants were requested to sign a sheet with their name and location of their trailer; which information would be used to determine a solution to the Trailer problem in Cheektowaga.

Item No. 3 Motion by Councilman Obstarczyk, seconded by Councilman Rogowski-----

RESOLVED, that Item No. 23 at the Town Board meeting held on August 19th 1968, in reference to the appointment of William Conway as Senior Clerk of Special Assessments be hereby rescinded, and be it

FURTHER RESOLVED, that William R. Conway of 133 Vern Lane, Cheektowaga, New York, be hereby appointed as Permanent Clerk upon canvassing the Erie County Civil Service, at an annual salary of \$4,100. This resolution will take effect immediately.

- | | |
|---------|--|
| AYES: | Councilmen Rogowski, Wroblewski Swiatek, Obstarczyk, and Halicki |
| NAYES: | 0 |
| ABSENT: | Councilman Fath, Supervisor Weber |

Item No. 4 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED, that the application for Building Permit filed by James E. Wilson, Jr. be granted on condition that he pay to Sewer District No. 7 sewer rental as outlined in an agreement between the Town of Cheektowaga and Mr. Wilson.

- | | |
|---------|---|
| AYES: | Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki |
| NAYES: | 0 |
| ABSENT: | Councilman Fath, Supervisor Weber |

BENEDICT T. HOLTZ
Town Clerk

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, corner of Broadway and Union Road, in said Town, on the 16th day of September 1968, at 7:30 P.M. Eastern Daylight Savings Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
ABSENT:	Alancin M. Fath	Councilman

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony LoRusso, Deputy Town Attorney; Benedict Kostrzewski, Chief of Police; Chester L. Bryan, Town Engineer; Theodore Skowron, Highway Sr. Engineer Asst.; Carl Trafalski, Building and Plumbing Inspector; and Judge Pyszczynski.

Rev. James Grimmer, Pastor of Our Lady Help of Christians opened the meeting with a prayer.

I. PUBLIC HEARINGS

Item No. 2 Motion by Councilman Obstarczyk, seconded by Supervisor Weber-----

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

Name of Highway	From	To
Garden Village Drive	French Road	Southerly from French Road to a Point 685 ft.

TYPE OF STREET LIGHTING INSTALLATION

Two (2) 7000 Lumen Pendant Type - Y19 (25 Ft.) Mercury Units.
Estimated Cost \$400.

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.

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

Name of Highway	From	To
Garden Village Drive	French Road	Southerly from French Road to a point 685 ft.

TYPE OF STREET LIGHTING INSTALLATION

Two (2) 7000 Lumen Pendant Type - Y19 (25 ft.) Mercury Units.
Estimated Cost \$400.

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

Item No. 2 cont'd.

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 if 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki.
NAYES: 0
ABSENT: Councilman Fath

II. COMMUNICATIONS

Item No. 3 Thaddeus J. Piusinski, Police Justice, Village of Depew - Requesting list of jurors filed by Commissioner of Jurors of the County of Erie. Received and filed.

Item No. 4 Cheektowaga Central School District #1 - Disposal of Losson Road School Referred to the Town Board.

Item No. 5 Democratic & Republican Election Inspectors.

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that the Election Inspectors designated by the Republican and Democratic County Chairman for 1968 be approved.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 6 Notice of Claim - Jodie Costello vs Town of Cheektowaga Referred to Town Attorney Kitzinger

Item No. 7 Notice of Claim - First National Real Estate Trust vs Board of Assessors.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the proceeding brought by the First National Real Estate Trust against the Board of Assessors for a review of the 1968 assessment of the property commonly known as Thruway Plaza is hereby referred to the Town Attorney for defense on behalf of the Board of Assessors.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 8 Two (2) communications from residents of Beryl Dr. & Fernwood complaining about flooding. Received and filed.

Item No. 9

Chester Gordon,
Received and filed.

- Flooding conditions.

Item No. 10

Petition for action and relief from constant smoke, flame and fire
nuisance caused by G.E.X. Co's use of incinerators.
Referred to Town Attorney.

Item No. 11

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the application made by Ostrowski Builders Inc. for a
Car Wash establishment on Rossler & Clinton Street at the Valu Plaza, be denied.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki

NAYES: 0

ABSENT: Councilman Fath

Item No. 12

Petition from Residents of Birkdale and Hillside Avenue requesting a
four-way stop.
Referred to Police Chief Kostrzewski.

Item No. 13

Bernard Saskowski, - cleaning lot from dumping -
Sidewalk construction.
Referred to Engineering Department.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 14

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED, that the Building Permits approved by the Building Inspector
for September 3, through September 13, 1968, be approved with the following exceptions:

HOLD

Sattler Homes	39 E. Cavalier	Fr Br Ven Sin Dwlg Att Gar
Sattler Homes	67 E. Cavalier	Fr Sin Dwlg

HOLD FOR REPORT FROM AIR POLLUTION BOARD

Erie Building	2320 Clinton	Erect Fr Garage (Storage)
(Joseph Malecki Inc.)		

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki

NAYES: 0

ABSENT: Councilman Fath

Item No. 15

Dr. Vendetti - Health Report for the month of August 1968
Received and filed.

Item No. 16

Benedict L. Kostrzewski - Appointment of School Guards

Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED, that the following named persons are hereby appointed as
School Guards:

Bonnie Kaufman
Irene Fabozzi
George Hornung

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
and Halicki

NAYES: 0

ABSENT: Councilman Fath

9/16/68

Item No. 17 Report - Local Law I
Received and filed.

Item No. 18 Stanley Bystrak, Highway - Acceptance of Heritage Court Subdivision.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of that portion of Heritage Court Subdivision described below:

HERITAGE COURT: A 60 foot width street, commencing at the southerly edge of Genesee Street a distance of 885.00 feet, terminating with an 88 foot diameter culdesac. Sublots 1 thru 11 included.

and

No building permits to be issued until bond presented to Highway Dept.

WHEREAS, the Superintendent of Highways recommends acceptance of the Heritage Court Subdivision as noted above, subject to meeting specifications of the Town of Cheektowaga and that the builder be responsible for:

1. Bituminous coated metal pipe for storm drains.
2. Crusher run for road Base
3. Trees planted in front of every home between sidewalk and curb within one year after homes are built.

NOW, THEREFORE,

BE IT RESOLVED, that the above stated Heritage Court is hereby accepted.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki

NAYES: 0

ABSENT: Councilman Fath

Item No. 19 Stanley Bystrak, Highway Dept. - Initiate an ordinance for NO PARKING signs in regard to snow removal.
Referred to Town Attorney

Item No. 20 Chester Bryan, Town Engineer (with resolution) appointment of Jahn J. Dunn at Sewage Disposal Plant as Laborer
Tabled by Councilman Wroblewski and Councilman Rogowski for thirty days until October 21, 1968.

Item No. 21 Received Budget Estimates and Assessment Rolls for Special Districts.
Received and filed

IV. RESOLUTIONS

Item No. 22 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS, WESTERN NEW YORK MOTOR LINES, INC. has petitioned this Town Board for consent to operate an omnibus line over the Kensington Expressway 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, October 7, 1968 at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering and hearing all persons interested in the petition of WESTERN NEW YORK MOTOR LINES, INC. for consent to operate an omnibus line upon the following highway in the Town of Cheektowaga, to wit:

ON

BETWEEN

AND

Kensington Expressway

Buffalo EastCity Line

Interchange No.51 of New York Thruway

9/16/68

Item No. 22 cont'd.

By order of the Town Board, Town of Cheektowaga.

BENEDICT T. HOLTZ
Town Clerk

Dated: September 16, 1968

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk
and Halicki
NAYES: 0
ABSENT: Councilman Fath

(Affidavit on next page)

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

... of the Town of
... Erie County, New
... Council Chamber of
... Hall, located at the cor-
... Broadway and Union Road
... Town, on Monday, Octo-
... at 2:00 o'clock P.M.,
... Daylight Saving Time,
... purpose of considering
... hearing all persons in-
... petition of WEST-
... NEW YORK MOTOR LINES,
... consent to operate an
... line upon the following
... in the Town of Cheek-
... to wit:
ON
Kearington Expressway
BETWEEN
Buffalo East City
Line
AND
Interchange No. 51
of New York Thruway
order of the Town Board,
of Cheektowaga,
DATED: September 16, 1968
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 in-
serted and published therein once a week for 1
week, the first insertion being on the 19th day
of Sept., 1968, 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 23rd day of

Sept., 1968
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 March 30, 1970

... 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, October 7, 1968 at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering and hearing all persons interested in the petition of WESTERN NEW YORK MOTOR LINES, INC. for consent to operate an omnibus line upon the following highway in the Town of Cheektowaga, to wit:

ON
Kensington Expressway
BETWEEN
Buffalo East City Line
AND
Interchange No. 51 of New York Thruway

By order of the Town Board,
Town of Cheektowaga.
BENEDICT T. HOLTZ,
Town Clerk

Dated: September 16, 1968
(s19)

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 SEP 19 '68
last publication SEP 19 '68
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 20 1968, 19.....

Eleonore M. Dzialak

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

ELEONORE M. DZIALAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 23 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED, that the Niagara Mohawk Power Corporation is hereby authorized to repair damaged light standards at the following locations:

- 72 Wayne Terrace
- 103 Kenville Road
- 30 Winkler Road
- 59 Marsdale
- 524 Lamarck Drive

and To Install one 100 Watt Mercury Unit on Pole No. 32 on Adlon Place.

AYES: Supervisor Weber Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki.
 NAYES: 0
 ABSENT: Councilman Fath

Item No. 24 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

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 August 19, 1968, Authorizing the issuance of \$261,250.00 Serial Bonds and \$13,750.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to finance the Town's share of the cost of Acquiring Land for a Park or Playground", adopted on August 19, 1968, one (1) Capital Note of the Town of Cheektowaga, in the denomination of \$13,750.00.

(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, upon the said resolution becoming effective.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki.
 NAYES: 0
 ABSENT: Councilman Fath

Item No. 25 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

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 16th day of September 1968.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Cheekwood Drive	Birchwood Dr.	Sprucewood Dr.

TYPE OF STREET LIGHTING INSTALLATION

Sixteen (16) Heritage Gas Lights #302 Dual Mantle
Installed Price \$1689.60

and WHEREAS, Andres 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 7th day of October, 1968, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and
9/16/68

Item No. 25 cont'd.

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 and in the Cheektowaga Times newspapers having a general circulation in the Town, not less than ten (10) days 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.

AYES:	Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk.
NAYES:	0
ABSENT:	Councilman Fath

(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 20th day of September 19 68, acting pursuant to an order and resolution adopted by the Town Board of said Town on September 16, 19 68, I posted a certified copy of said order and resolution relating to street lighting on Cheekwood 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 and CHEEKTOWAGA TIMES. NEWS/on September 19, 19 68.

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

Sworn to before me this

20 day of September, 19 68

Barbara Hzel

BARBARA HZEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 31, 19...

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 19th day of Sept, 1968, 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 23rd day of

Sept 1968
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
Commission Expires March 30, 1970

RICHARD G. BENNETT

ORDER OF THE TOWN BOARD OF THE TOWN OF CHECKTOWAGA

At a regular meeting of the Town Board of the Town of Checktowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 16th day of September, 1968 at 7:30 p.m., Eastern Daylight Saving Time, there were present:

- Supervisor Weber, Supervisor
- Councilman Rogowski, Councilman
- Councilman Wroblewski, Councilman
- Councilman Swiatek, Councilman
- Councilman Obstarczyk, Councilman
- Councilman Halicki, Councilman

Present: Councilman St. Faith, Councilman from No. 25

Councilman Obstarczyk presented the following resolution for adoption:

Resolved, that a petition for the improvement of both sides of the highway situated in the Town of Checktowaga, Erie County, New York, hereinafter more particularly set forth, by the installation of street lighting, as hereinafter more particularly described, was presented to the Town Board on the 16th day of September, 1968.

Whereas the improvement is for Sprucewood Dr. from Birchwood Dr. to Sprucewood Dr.

Subject of Street Lighting Installation
Heritage Co. No. 302 Dual Mantle Street Light Price \$1690.00

WHEREAS, Andrew H. ... Henry J. ... and ... of the Town of Checktowaga, Erie County, New York, certified in writing to this Board that the above petition is true, signed and acknowledged in the same manner as a deed to be recorded by the owners of the lots 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 and is not within any incorporated village or city therein; NOW,

IT IS HEREBY ORDERED that the Town Board of the Town of Checktowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Checktowaga, on the 7th day of Oct., 1968, at 2:30 o'clock p.m. Daylight Saving 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 & Checktowaga News, and Checktowaga Times newspapers 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 Swiatek and duly put to a vote, which resulted as follows:

- Supervisor Weber, Voting Aye
- Councilman Rogowski, Voting Aye
- Councilman Wroblewski, Voting Aye
- Councilman Swiatek, Voting Aye
- Councilman Obstarczyk, Voting Aye
- Councilman Halicki, Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

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

STATE OF NEW YORK
COUNTY OF ERIE

SS:

RICHARD G. BENNETT

...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.

Resolved by Councilman [Name] and duly put to a vote, which resulted as follows:

- Richard Weber, Voting Aye
- [Name], Voting Aye
- [Name], Voting Aye
- [Name], Voting Aye
- [Name], Voting Aye
- [Name], Voting Aye
- [Name], Voting Aye

WITNESSED by me, the Town Clerk, on this 17th day of Sept., 1968.

BENEDECT T. HOLTE,
Town Clerk

A regular meeting of the Board of the Town of [Name], County of Erie, State of New York, was duly held on the 17th day of Sept., 1968, and minutes of the meeting have been duly recorded in the Minute Book of said Board in accordance with the purpose of recording the minutes of meetings of said Board, and such minutes appear at page Item No. 25 of the Minute Book of said Board.

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 together as said minutes relate to matters referred to in said extract.

Said minutes correctly show 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 17th day of Sept., 1968.

BENEDECT T. HOLTE
Town Clerk s 19

V. FROM THE TABLE

Item No. 26 (9/3) Appointment of Florian A. Chmiel, Garage Mechanic

Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED, that Florian A. Chmiel, is hereby appointed to the position of Garage Mechanic, provisional effective September 3, 1968 at the salary of \$6,600.00.

AYES: Councilmen Rogowski, Swiatek, Obstarczyk and Halicki
NAYES: Supervisor Weber and Councilman Wroblewski
ABSENT: Councilman Fath

Item No. 27 (8/19, 9/3) Appointment of Stanley Blahowicz, Laborer Bldg, Maintenance Department

Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

BE IT RESOLVED, that Stanley J. Blahowicz of be appointed a Laborer in the Building Maintenance Department at a rate of \$2.76 per hour. This resolution to take effect immediately.

AYES: Councilmen Rogowski, Wroblewski Swiatek, Obstarczyk and Halicki
NAYES: Supervisor Weber
ABSENT: Councilman Fath

VI. SUSPENSION OF RULES

Item No. 28 Supervisor's Comments
No Supervisor's comments at this meeting.

Item No. 29 Walden District Taxpayers Association - Cleaning of shattered glass from automobiles accidents.
Referred to Chief Police Kostrzewski

Item No. 30 Walden District Taxpayers Association - Violation of the Local Town Park Ordinance.
Referred to Town Board.

Item No. 31 Residents of Duchess Couet - Water problem on Highway
Referred to Engineering Department

Item No. 32 Motion by Supervisor Weber, Seconded by Councilman Rogowski-----

RESOLVED, that the Supervisor be and he hereby is authorized to execute on behalf of the Town of Cheektowaga contract to purchase from Russell E. Weiersheiser and Alfred J. Weiersheiser for the sum of \$10,500.00 property therein described and the contract with Harold Lortz and Helen Lortz his wife for the sum of \$29,280.00 property therein described, such properties forming a part of the Losson Road Park Site and to affix thereto to such contracts the seal of the Town. This action is being taken upon the recommendation of Michael J. Montsano, Jr., Attorney, acting for Robert Miller, Special Counsel to the Town in this matter.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, and Halicki
NAYES: 0
ABSENT: Councilman Fath

Item No. 33 Motion by Supervisor Weber, seconded by Councilman Rogowski to adjourn meeting.

BENEDICT T. HOLTZ
Town Clerk

SPECIAL MEETING NO. 28

Cheektowaga, New York
September 21, 1968

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, corner of Broadway and Union Road, in said Town on the 21st day of September 1968, at 12:00 noon Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Donald A. Halicki	Councilman
ABSENT:	John V. Rogowski	Councilman
	Joseph R. Obstarczyk	Councilman
	Alancin M. Fath	Councilman

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony LoRusso, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Carl Trafalski, Building and Plumbing Inspector.

Item No. 2 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, this Town Board at no time authorized or approved the issuance of a Building Permit for the construction of a Car Wash by Ostrowski Builders, Inc., at 2200 Clinton Street; NOW, THEREFORE,

BE IT RESOLVED, that no construction of such Car Wash shall be permitted, and the Building and Plumbing Inspector be and he hereby is instructed to stop any construction of the same if attempted.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek and Halicki
NAYES: 0
ABSENT: Councilmen Rogowski, Obstarczyk and Fath

Item No. 3 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, no Building Permit has been issued for the construction of a concrete block store building by E. J. Fuhrmann, at 2200 Clinton Street; NOW, THEREFORE,

BE IT RESOLVED, that said construction shall not be permitted and the Building and Plumbing Inspector is hereby instructed to stop said construction at said location.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek and Halicki
NAYES: 0
ABSENT: Councilmen Rogowski, Obstarczyk, and Fath.

Item No. 4 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED, that the firm of Nussbaumer and Clarke, Inc., be engaged to make a study of flooding at the westerly end of Crandon Boulevard near Krause Place, and make a recommendation to the Town Board for its solution, and be it

FURTHER RESOLVED, that the report be filed with the Town Clerk as promptly as possible.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek and Halicki
NAYES: 0
ABSENT: Councilmen Rogowski, Obstarczyk and Fath.

Item No. 5 Motion by Councilman Swiatek, seconded by Supervisor Weber to adjourn meeting.

BENEDICT T. HOLTZ
Town Clerk

9/21/68