

Item No. 27 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, seconded by Councilman Meyers

WHEREAS, the Town Board had previously adopted a resolution creating the position of Park Superintendent and said position was approved by the County Personnel Office, and

WHEREAS, said position was posted in accordance with Article 17, Section 17.01 (a-d) inclusive "Promotions", therefore, BE IT

RESOLVED that Chester Rutkowski, residing at Cheektowaga, New York, be and hereby is appointed Park Superintendent at an annual salary of Fourteen thousand (\$14,000.00) Dollars, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Halicki, seconded by Councilman Wasielewski

BE IT RESOLVED that the firm of Professional Negotiators, Inc. located at 483 Ellicott Square Building, Buffalo, New York, be and hereby is, retained as the representative of the Town Board of the Town of Cheektowaga as employer, in collective bargaining with the following bargaining units, to wit: American Federation of State, County and Municipal Employees, AFL-CIO, Local 1026 and Supervisory Group. Said Services shall include collective bargaining negotiations, contract renewal negotiations, conferences, processing and hearing of grievances, preparation of collective bargaining contracts and presenting any and all negotiations to the Town Board relative to the above mentioned proceedings and as they relate to the two bargaining units, and BE IT FURTHER

RESOLVED that the said firm of Professional Negotiators, Inc. shall be paid the sum of Two thousand five hundred (\$2,500.00) Dollars per unit for a total of Five thousand (\$5,000.00) Dollars payable in equal monthly installments, effective immediately and to terminate on June 1, 1974. The said payments are to be made payable out of the General Fund of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the firm of Negotiation Consultants & Co., Inc., located at 26 Woodland Terrace, Cheektowaga, New York, be and hereby is, retained as the representative of the Town Board of the Town of Cheektowaga, as employer, in collective bargaining with the following bargaining units, to wit: Town of Cheektowaga Police Club, Inc. and Captains and Lieutenants' Association. Said services shall include collective bargaining negotiations, contract renewal negotiations, conferences, processing and hearing of grievances, preparation of collective bargaining contracts and presenting any and all negotiations to the Town Board relative to the above mentioned proceedings and as they relate to the two bargaining units, and BE IT FURTHER

RESOLVED that the said firm of Negotiation Consultants & Co. shall be paid the sum of Two thousand five hundred (\$2,500.00) Dollars per unit for a total of Five thousand (\$5,000.00) Dollars payable in equal monthly installments, effective immediately and to terminate on June 1, 1974. The said payments are to be made payable out of the General Fund of the Town of Cheektowaga.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

7/3/72

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Item No. 30 Motion by Councilman Swiatek, seconded by Councilman Halicki

WHEREAS, the Town Board and members of the Central School District No. 1 of the Town of Cheektowaga School Board have negotiated the terms of an Agreement whereby the Bellevue School located on Indian Road may be used by the Town for playground and neighborhood recreation center uses, and

WHEREAS, the Town Board is desirous of obtaining the use of said school site by Town residents, therefore, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute an Agreement for the use of said Bellevue School site, said Agreement to be substantially in the form of the Agreement attached hereto and made a part hereof, and effective July 15, 1972.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(Agreement-See next few pages)

A G R E E M E N T

THIS AGREEMENT made as of the 15th day of July, 1972 by and between CENTRAL SCHOOL DISTRICT NO. 1 OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at 3600 Union Road, Cheektowaga, New York, party of the first part, hereafter referred to as "School District"

and

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK, a domestic municipal corporation having its principal place of business at Broadway and Union Road (no street number) Cheektowaga, New York, party of the second part, hereafter referred to as "Town."

WITNESSETH:

WHEREAS, the School District is the owner of certain real property located in the Town of Cheektowaga, Erie County, New York and more particularly identified hereafter, and

WHEREAS, the Town is desirous of using said real property for playground and neighborhood recreation center uses and such uses by the Town is in the best interests of the School District.

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES HERETO, pursuant to the provisions of Section 244-b of the General Municipal Law of New York as follows:

1. That the School District herewith grants to the Town the right to use for playground and neighborhood recreation center free of charge from July 15, 1972 until July 1, 1982 unless otherwise sooner terminated the real property described in "Schedule A" as follows:

SCHEDULE "A"

PARCEL "A"

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. 2, Township 11, and Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a stake where the south boundary of the Rowley Road and the west boundary of the Saw Mill Road intersect; running thence south along the west boundary of said Saw Mill Road 125 feet; thence west 150 feet to a stake; thence running north and parallel with the first mentioned line 125 feet to a stake; thence east 150 feet to the place of beginning.

PARCEL "B"

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. 2, Township 11 and Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point in the west line of the Mill, or Indian Road, as a 6 rod road, at its intersection with the north line of lands conveyed to The School District No. 1 of Cheektowaga, by Deed dated September 8, 1897 and recorded in the office of the Clerk of Erie County, New York, in Liber 835 of Deeds at page 153, it having been intended by last mentioned deed to convey the premises herein described to the Trustee of

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70N-17-67

57,157-B

SCHEDULE "A"
(continued)

Common School District No. 1 of the Town of Cheektowaga, Erie County, New York, and his successors and assigns; thence running westerly along the north line of lands so conveyed in the said school district, 106.97 feet to the northwest corner of said lands; thence running southwesterly along the west line of lands so conveyed to said school district, 125 feet to the southwest corner thereof; thence running westerly along a continuation westerly of the south line of lands so conveyed to said school district, 84.96 feet to the west line of lands so conveyed to William J. Besser by Deed dated November 16, 1896 and recorded in the Erie County Clerk's Office in Liber 807 of Deeds at page 472; thence running northerly along last mentioned west line, 140.71 feet to its intersection with and agreed boundary line between these lands and lands of the Estate of Henry C. Moffat, as fixed by an Agreement dated May 6, 1924 and recorded in the Erie County Clerk's Office in Liber 1739 of Deeds at page 632, said point of intersection being marked by a stone monument; thence running easterly along last mentioned agreed line, 233.98 feet to a point in the west line of the Mill of Indian Road, 99 feet wide, said point being marked by an iron monument; thence running southerly along said west line of the Mill or Indian Road, 22.96 feet to the point of beginning.

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206-12-67

52,157-B

SCHEDULE "A"
(continued)

PARCEL "C"

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. 2, Township 11, and Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at the point of intersection of the center line of the Mill Road, as a 99 foot road, with the boundary line between lands owned by Amelia W. Moffat, Alice Moffat Bentley and William Leroy Moffat on the north and lands owned by William J. Besser and Henry Besser and wife on the south, as said boundary line is fixed and located in and by a certain Agreement made by Amelia W. Moffat, Alice Moffat Bentley, William Leroy Moffat and Janet P. Moffat, his wife, of the first part and William J. Besser and wife and Henry Besser and wife of the second part, bearing date May 6, 1924 and recorded in the Erie County Clerk's Office in Liber 1739 of Deeds at page 632; running thence westerly making a northwest angle of 90°04' with the center line of the Mill Road and along said agreed boundary line 284.74 feet; running thence northerly parallel with said center line of Mill Road, 229.44 feet; running thence easterly parallel with said agreed boundary line 284.78 feet to the center line of Mill Road, 229.44 feet to the place of beginning, containing 1½ acres of land.

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2. This grant of use is made by the School District upon the following conditions which the Town agrees to comply with and perform:

A. That the said real property including the improvements thereon shall be maintained by the Town in good repair and free and clear of debris, high weeds and grass, rubbish, junk or deleterious materials and the condition of the property shall at all times be such as not to constitute a nuisance or otherwise deteriorate the neighborhood and shall only be used for playground and neighborhood recreation center.

B. That at all times that this agreement is in effect the Town shall maintain in effect a comprehensive general liability insurance policy written by an insurance company authorized to conduct such business in New York State in which insurance policy the School District and its Board of Education, their successors or assigns shall be named insureds and the policy shall have bodily injury limits of not less than \$500,000 per person, \$1,000,000 for any occurrence and property damage limit of not less than \$500,000 and written on an occurrence basis.

C. That the Town shall hold the School District and its Board of Education, their successors and assigns, indemnified and free and harmless from any and all claims for personal injury and/or property damage which may at any time occur by reason of the use by the Town of said real property.

D. That the right herein granted shall not be transferred, conveyed, deeded, assigned or otherwise disposed of by the Town.

E. That the Town shall comply with all laws, ordinances, and regulations affecting the premises.

F. The Town shall promptly reimburse the School District upon submission of a voucher therefor the cost to the

School District of keeping the building or buildings on the above described premises insured against fire and including such extended coverage as the School District may determine to carry and shall also and in the same fashion reimburse the School District for the cost of such boiler insurance as it may deem proper to carry.

3. In case of partial or complete condemnation of the real property the rights of the Town will immediately terminate and cease to exist and be null and void and the School District shall be completely and fully released from any and all obligations under this agreement.

4. That any additions, alterations, improvements or new buildings constructed or erected by the Town into or on the premises shall immediately become a part thereof and the sole and absolute property of the School District.

5. The Town accepts the premises including the building thereon in the present condition and state of repairs and without any representations, statements or warranty expressed or implied in respect thereof and in respect of the conditions or the use or occupation that may be made thereof and the School District shall in no event be liable for any latent defects therein.

6. That the School District shall have the right of entry for inspection during the period of this agreement at reasonable times.

7. The Town at the termination of its right of occupancy under this agreement shall return the premises, including the building thereon, broom clean and in as good condition as at present except for ordinary wear and tear and this requirement shall apply to any additions, alterations or new buildings constructed or erected by the Town.

8. That any violation of the conditions or terms of this agreement by the Town or the discontinuance of the use of

the said real property by the Town shall thereupon terminate the rights herein granted to the Town and all rights herein of the Town shall cease to exist and be null and void and the School District shall be fully and completely released from any and all obligations under this agreement, and the Town shall immediately surrender possession to the School District which shall have all legal remedies to regain possession including a special proceeding under Article 7 of the Real Property Actions and Proceedings Law or similar proceedings which at that time may be provided by statute.

9. That the School District makes no representations as to title and the rights of the Town herein granted are subject to all rights of use, easements or restrictions of record, if any.

10. That this agreement is binding upon the parties hereto, their successors and assigns.

11. That this represents the entire agreement between the parties hereto and that there are no other agreements, representations or warranties.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed as of the day and year first above written.

CENTRAL SCHOOL DISTRICT NO. 1, OF THE
TOWN OF CHEEKTOWAGA, ERIE COUNTY,
NEW YORK

Attest:

Harry J. Weicker
School District Clerk

By Robert T. Kazanski
Member of Board of Education

Esther A. Nowacki
Member of Board of Education

Harry M. Maciejewski
Member of Board of Education

Richard L. Juda
Member of Board of Education

Constance Gambelluca
Member of Board of Education

Robert F. Miller
Member of Board of Education

Member of Board of Education

TOWN OF CHEEKTOWAGA, EPIE COUNTY,
NEW YORK

By Samuel A. Miller
Supervisor

Attest:

Benedict T. Holt
Town Clerk

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Item No. 31 Motion by Councilman Swiatek, seconded by Supervisor Weber

WHEREAS, the Town Board has adopted a resolution whereby the Town is permitted to use the Bellevue School site at Indian Road, Cheektowaga, New York, by virtue of an Agreement between the Town Board and Central School District No. 1 of the Town of Cheektowaga, and

WHEREAS, the Town's responsibility for maintaining and operating said school site for the purposes stated in said Agreement shall commence as of July 15, 1972; and it is desirous that an attendant be available at said school site, therefore
BE IT

RESOLVED that Peter Schalbert, residing at _____, Cheektowaga, New York, be and hereby is appointed as part-time recreation attendant assigned to Senior Citizen activities at the Bellevue Center (Bellevue School site) located at Indian Road, Cheektowaga, New York at an annual salary of One thousand five hundred (\$1,500.00) Dollars, effective July 15, 1972.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski

BE IT RESOLVED that a public hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on July 17, 1972 at 7:30 p.m., Eastern Standard Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS on July 6, 1972, the said proposed amendment being set forth in the Notice of Hearing.

* * * * *

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York will hold a public hearing at the Town Hall, corner of Broadway and Union Rd., in said Town of Cheektowaga on the 17th day of July, 1972 at 7:30 p.m., Eastern Daylight Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment relating to Article VIII, Section 80, "Stop and Yield Intersections"; to be amended as follows:

The following intersection is designated as a stop intersection and a stop sign shall be erected on the following street:

<u>STREET</u>	<u>DIRECTION</u>	<u>ENT. STREET</u>	<u>TRAF. STOPS</u>	<u>SIGN LOCATION</u>
Bronx Drive	East-West	Penwood Dr.	East-bound	S.W. Corner

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

BENEDICT T. HOLTZ
TOWN CLERK

DATED: July 3, 1972

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7/3/72

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Item No. 32 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Malicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE BELOW)

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

George J. Measer

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 6 day of July, 1972, and the last insertion being on the same day of same, 1972, and that not more than six days intervened between any two publications thereof.

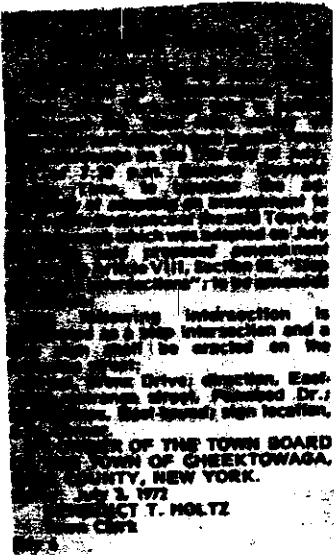
George J. Measer

Sworn to before me this 6 day of

July, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



7/3/72

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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 Main Road, in said Town of Cheektowaga on the 17th day of July, 1972 at 7:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment relating to Article VIII, Section 10, "Stop and Yield Intersection"; as amended as follows:

The following intersection is designated as a stop intersection and a stop sign shall be erected on the following street:

STREET: Bronx Drive; **DIRECTION:** East - West; **ENTRANCE STREET:** Penwood Dr.; **TRAFFIC SIGNS:** East-bound; **SEGN LOCATION:** S.W. Corner.

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

BENEDICT T. HOLTZ,
Town Clerk
Dated: July 3, 1972

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Item No. 32 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Malicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE BELOW)

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

Alfred M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication..... *July 6, 1972* ;
last publication..... ;
and that no more than six days intervened be-
tween publications.

Alfred M. Seichter
Sworn to before me this *7th*
day of *July* , 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

7/3/72

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Item No. 33 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the General Fund be approved:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Youth Bureau-Travel 7310.413	Youth Bureau-Office Supplies 7310.400	\$ 300.00

Special Districts Fund

Consolidated Garbage District

Drivers, Working Foreman S8160.145	Vacation, Tree Pick-up S8160.149	\$6,000.00
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Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
 NAYES: 0
 ABSENT: 0

Item No. 34 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending July 3, 1972, be and hereby are approved and that the Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4324	4438	\$199,584.96
Part Town	1142	1148	4,022.65
Special Districts	5405	5442	137,492.87
Highway	4365	4390	260,226.24
Trust and Agency	464	480	78,720.97
Construction & Improvement	304	--	-----
			<u>\$680,047.69</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
 NAYES: 0
 ABSENT: 0

VI. SUSPENSION OF RULES

Item No. 35 Motion by Councilman Wroblewski, seconded by Councilman Swiatek

WHEREAS, Peter Santin, , Cheektowaga, has requested and made application for the rezoning of property located at the N.W. corner of French and Transit Roads from R.A. - Apartment District to C - Retail Business, NOW THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Rd., in said Town on the 17th of July, 1972 at 7:00 p.m., Eastern Daylight Saving Time.

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LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 13th day of July, 1972, at 7:00 o'clock P.M. Eastern Daylight Time of said day for the purpose of considering the application of Peter Santin to Rezone from RA-Apartment District to C-Business District the property located at the northwest corner of French and Transit Roads and amend the Zoning Map Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York. All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

DESCRIPTION

ALL THAT PARCEL OF LAND located in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 43, Township 10, Range 7 and is described as follows:
BEGINNING AT A POINT on the center line of French Road and the center line also being the center line of Lot 43) said point being 798.17 feet east of the center line of Borden Road; thence north and at right angles to the center line of French Road, 45.00 feet to the north line of French Road and the point of Beginning; thence continuing north along the last mentioned line, 225.60 feet to a point; thence east along a line parallel to the south line of lot 43, 1,299.38 feet to a point; thence south easterly along a line, 237.21 feet to a point in the north line of French Road; thence west along the north line of French Road, 1,372.68 feet to the point of Beginning.
THIS DESCRIPTION includes part of Parcel II, as shown on Map Cover 2274.
Containing 6.82 plus or minus Acres.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
COUNCILMEN:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ,
Town Clerk

Item No. 35 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Sayers, Obstarczyk,
Halicki and Wasielewski

NAYES: 0

ABSENT: 0

(AFFIDAVITS-SEE BELOW)

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

Gladys M. Sichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks;
first publication *July 6, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sichter
Sworn to before me this *7th*
day of *July*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified in Erie County
My Commission Expires March 30, 19*73*

7/3/72

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Item No. 36 Motion by Councilman Halicki, seconded by Councilman Wroblewski

WHEREAS, the New York State Chiefs of Police annual conference will be held at Niagara Falls, New York, on July 23rd to 27th, 1972, inclusive, THEREFORE BE IT

RESOLVED that Benedict L. Kostrzewski, Chief of Police be and hereby is authorized to attend said New York State Chiefs of Police conference, and BE IT FURTHER

RESOLVED that all reasonable expenses incurred in attending said conference will be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

Item No. 37 Motion by Councilman Meyers, seconded by Councilman Swiatek

RESOLVED that the Hitchcock Subdivision as prepared by John Nebrich, licensed land surveyor be approved subject to the satisfactory solution of storm drainage and conformance of the highway to Town specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

Item No. 38 Motion by Councilman Meyers, seconded by Councilman Wroblewski

WHEREAS, Connie Fruth and JoAnn Gandolfo have made application to the Town Board to rezone from R-Residence District to RC-Restricted Business District and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York of property known as 817 Borden Road, and more particularly described as follows:

ALL THAT TRACT OF PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 45, Township 10, Range 7 of the Buffalo Creek Reservation, and being more particularly bounded and described as follows:

COMMENCING at a point in the center line of Borden Road, which is also the west line of Lot No. 45 distant 359 feet north from the intersection of the center line of Borden Road, with the southerly line of Lot No. 45; running thence northerly along the center line of Borden Road 48 feet; thence easterly on a line parallel with the south line of Lot No. 45, 233 feet; thence southerly on a line parallel with the center line of Borden Road, 48 feet; thence westerly on a line parallel to the south line of Lot No. 45, 233 feet to the point of place of beginning.

and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on May 15, 1972 after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, THEREFORE, BE IT

RESOLVED that said application be approved and that the property herein described be and hereby is rezoned from R-Residence to RC-Restricted Business, and BE IT FURTHER

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

7/3/72

Item No. 38 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE BELOW)

STATE OF NEW YORK
COUNTY OF ERIE

} ss:

George J. Measer

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 13 day of July 19 72, and the last insertion being on the same day of 19, and that not more than six days intervened between any two publications thereof.

George J. Measer

this 13 day of
July, 1972

New York
March 30, 19 73

...of the Town of Cheektowaga, Erie County, New York, and Union Road, in the County of Erie, State of New York, on the 2nd day of July, 1972 at the office of the Town Clerk, George J. Measer, Depew, New York, there were:
Present:
Supervisor Daniel E. Weber
Councilman Felix J. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski
Absent: 0
Motion by Councilman Meyers seconded by Councilman Wroblewski
Councilman Swiatek, Councilman Frith and JoAnn...
...to rezone from R-1 to RC - Restricted Residential and to amend the Zoning Ordinance accordingly.
...Section 10-48 of the Zoning Ordinance of the Town of Cheektowaga.
...of property known as 817...
...as follows:
...TRACT OF PARCEL OF...
...in the Town of Cheektowaga, Erie County of Erie and State of New York, being part of Lot No. 45, Township...
...of the Buffalo Creek...
...and being more particularly bounded and described as follows:
...at a point in the...
...of Lot No. 45 distant 339 feet...
...the intersection of the center...
...of Lot No. 45; running thence...
...along the center line of Borden...
...feet; thence easterly on a line...
...with the south line of Lot No. 45...
...feet; thence southerly on a line...
...with the center line of Borden...
...feet; thence westerly on a line...
...to the south line of Lot No. 45...
...to the point or place of...
...WHEREAS, a public hearing was held...
...Cheektowaga Town Board on...
...1972, after publication of the...
...required by the provisions of...
...the Town Ordinance and the Town Law...
...of the State of New York and all...
...interested parties were given an...
...to be heard at said hearing.
...BE IT
...RESOLVED that said application be...
...approved and that the property herein...
...described be and hereby is rezoned from...
...to RC - Restricted Residential, and BE IT FURTHER...
...RESOLVED that the Zoning Map in...
...the Town Clerk's Office be changed...
...accordingly.
...Upon roll call...
Supervisor Weber Voting AYE
Councilman Wroblewski Voting AYE
Councilman Swiatek Voting AYE
Councilman Meyers Voting AYE
Councilman Obstarczyk Voting AYE
Councilman Halicki Voting AYE
Councilman Wasielewski Voting AYE
AYES: 7
NAYES: 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 3, 1972, 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 38, 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 30th day of July, 1972.
(Seal)
BENEDICT T. HOLTZ
Town Clerk
July 13

7/3/72

#20

#21

OF THE TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 3rd day of July, 1972 at 2:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

ABSENT: 0
Motion by Councilman Meyers; seconded by Councilman Wroblewski:

WHEREAS, Counts Fruth and JoAnn Gandolfo have made application to the Town Board to rezone from R-Residence District to RC-Restricted Business District and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York of property known as 817 Borden Road, and more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 45, Township 10, Range

COMMENCING at a point on the center line of Borden Road, which is also the west line of Lot No. 45 distant 389 feet north from the intersection of the center line of Borden Road, with the south line of Lot No. 45; running thence northerly along the center line of Borden Road 48 feet; thence easterly on a line parallel with the south line of Lot No. 45, 223 feet; thence southerly on a line parallel with the center line of Borden Road, 48 feet; thence westerly on a line parallel to the south line of Lot No. 45, 223 feet to the point of place of beginning.

WHEREAS, a public hearing was held before the Cheektowaga Town Board on May 15, 1972 after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, therefore, BE IT

RESOLVED that said application be approved and that the property herein described be and hereby be rezoned from R-Residence to RC-Restricted Business, and BE IT

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

Open roll call...
Supervisor Weber Voting AYE
Councilmen:
Wroblewski Voting AYE
Swiatek Voting AYE
Meyers Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Wasielewski Voting AYE

AYES: 7
NAYES: 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 3, 1972, 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 38 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 5th day of July, 1972.

BENEDICT T. HOLTZ, Town Clerk

#20

#21

Item No. 38 cont'd

Upon Roll Call....

AYES:	Supervisor Weber, Councilmen Wroblewski, [redacted], [redacted], Meyers, Obstarczyk, Halicki and Wasielewski
NAYES:	0
ABSENT:	0

(AFFIDAVITS-SEE BELOW)

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

Gladys M. Sechtes of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is *Clerk* 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 *1* weeks: first publication *July 13, 1972*; last publication *.....*; and that no more than six days intervened between publications.

Gladys M. Sechtes
 Sworn to before me this *14th* day of *July*, 19 *72*
Naidine C. Marong
 Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
 Notary Public State Of New York
 Qualified In Erie County
 My Commission Expires March 30, 19 *73*

7/3/72

#20

#21

Item No. 39 Motion by Supervisor Weber, seconded Unanimously

WHEREAS, the Town of Cheektowaga has been informed that the widening of Borden Road by the Erie County Highway Department will necessitate additional work on the Borden Road water main which lies within Water District No. 9, and

WHEREAS, said work includes road cuts and will require the laying of about 7,000 feet of the water main to a deeper grade in order to meet the 4½ foot cover requirement; in addition, all fire hydrants must be relocated beyond the road width, the main has to be lowered for drain pipe crossings and approximately 150 house services are affected, and

WHEREAS, the Town is further informed that the Erie County Water Authority which operates Water District No. 9 under a lease-management agreement will not assume any of the costs for this work, and

WHEREAS, the cost of said work has been estimated at the sum of \$110,000 to \$150,000 under the road design as proposed, and

WHEREAS, the original bond issue for the formation and construction of Water District No. 9 was adopted in 1950 in the face amount of \$80,000 for a thirty-year life period, and

WHEREAS, it is apparent that the estimated cost of the work proposed for the road widening and other items as herein-before listed would be borne by a few taxpayers within said district and the cost to each taxpayer would be excessive since they have borne the original cost and interest of the bond issue and would now be required to expend additional high costs for the proposed improvements, and

WHEREAS, such an imposition upon the few taxpayers in Water District No. 9 for a project of this magnitude is costly, unjust and prohibitive, and

WHEREAS, said project is being undertaken by the County of Erie and the highway improvements and the resultant water main changes and hydrant locations will inure to the benefit of the public-at-large and not merely to the few resident taxpayers, therefore, BE IT

RESOLVED that the Town Board of Cheektowaga hereby makes a fervent request to the Erie County Legislature that the County defray all costs of the road widening, the necessary work on the water mains and the relocation of the fire hydrants and BE IT FURTHER

RESOLVED that the Erie County Legislature is placed on notice of the gross inequity of the present proposal of requiring the resident property owners to defray the high cost of such improvements and that said Town Board of Cheektowaga hereby takes the position that the entire project is a County project and should be defrayed out of the Erie County Tax revenues, and, BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to the Clerk of the Erie County Legislature.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 40 Motion by Councilman Swiatek, seconded by Councilman Wroblewski to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 18

Cheektowaga, New York
July 17, 1972

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 17th day of July, 1972 at 7:30 o'clock p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Assessor; Bernie Arendt, Assistant Building & Plumbing Inspector.

Rev. Emil Swiatek, opened the Meeting with a Prayer.

I. BIDS

Item No. 2 Street Name Signs
Referred to Highway Department, Stanley Bystrak.

II. PUBLIC HEARINGS

Item No. 3 Traffic Amendment - Stop & Yield Intersections; Bronx Drive.
The Hearing was held and closed.
The resolution was referred to the Cheektowaga Traffic Safety Commission.

III. GENERAL COMMUNICATIONS

Item No. 4 William G. Muehlbauer, Village of Sloan - request for a meeting with the Town Board relative to Cheektowaga Town Tax assessed to Village of Sloan.
Referred to Finance Committee and Town Attorney, John Rogowski.

Item No. 5 County and Municipal Council 66 - AFL-CIO - request for a meeting relative to two (2) grievances.
Referred to Town Board.

Item No. 6 Depew-Cheektowaga Home Association - introductory letter.
Referred to Recreation Department and Town Board.

Item No. 7 Borden Road Residents - regarding water and utility relocation.
Received and Filed
To be discussed at Town Board Meeting on August 21, 1972.

Item No. 8 Unidentified complainant - regarding property at
Received and Filed

Item No. 9 Full Gospel Tabernacle, Rev. William Perrine - request permission to use the Cheektowaga Town Park.
Received and Filed

7/17/72

#18

#20

#21

Item No. 10 List of deletions and additions to Traffic Signal Operations.
Referred to Town Attorney, John Rogowski.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Motion by Councilman Wroblewski, Seconded by Supervisor Weber

RESOLVED, that the building permist submitted on July 17, 1972 be approved with the following exceptions and stipulations; subject to the building inspector's approval:

HELD: Associated Planning - Multiple Dwellings
860, 900, 910, 920, 924, 928, 930, 940,
944, 948, 950, 960, 964, 968 and 970 Lancer Court

HELD: Josela Enterprises, Inc. - Double Dwellings
6 & 7 Lou Drive

HELD: Associated Planning - Multiple Dwellings
840, 870, 880, 890 Lancer Court

ALSO APPROVED: Coap Construction, Inc.
erect - ice rink
3465 Broadway

ALSO APPROVED A. King Reis
remodel store bldg, svc, station
3669 Harlem Road

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

Item No. 12 Chester L. Bryan - advertise for bids for 3/4 Ton Pickup Truck for use by Sanitation Department.

Motion by Councilman Halicki, Seconded by Councilman Wasielewski

WHEREAS, the Sanitation Department and the Utility Department are in need of a pickup trucks, NOW THEREFORE BE IT

RESOLVED that the request be granted and that the Town Clerk be directed to publish a Notice To Bidders in connection with said vehicles, notice to be published in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS and, BE IT FURTHER

RESOLVED that the Town Board will meet on the 7th day of August, 1972 at 2:30 p.m., Daylight Savings Time 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.

7/17/72

#20

#21

Item No. 12 cont'd

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowage on August 7, 1972, at 2:30 P.M., at the Town Hall corner of Broadway and Union Road for one 1/2 Ton pickup and one 4-wheel drive pickup.

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

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 interest of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowage, Erie County, New York.

Benedict T. Meltz
Town Clerk

DATED: July 17, 1972

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

7/17/72

#20

#21

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

^{Depew} ^{Cheektowaga}
Herald and News

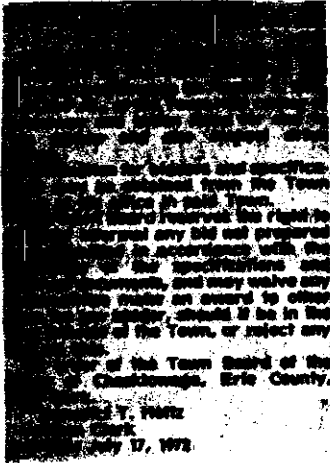
a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 13 day of July, 19 72, and the last insertion being on the SAME day of SAME, 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 20 day of

July, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



#20

#21

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on August 7, 1972, at 2:30 P.M. at the Town Hall corner of Broadway and Union Road for one 3/4 ton pickup and one 4-wheel drive pickup.

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

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 interest 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,

#20

#21

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

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

first publication.....*July 20, 1972*;
last publication.....;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this*21st*.....

day of*July*....., 19*72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

#20

#21

Item No. 13 | Chester L. Bryan - installation of new sidewalks.

Motion by Supervisor Weber, Seconded by Councilman Swiatek

BE IT RESOLVED, that the owners of the parcels of land bearing the following descriptions and setting forth the assessment roll of this Town, are hereby ordered to construct a sidewalk in the 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 the date of said letter and that 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 200a of the Town Law of New York.

Mikolajczak, Hedwig	449' N. of Fairelm
Cheektowaga, N.Y. 14225	.15AC.
	65 x 105'
Mr. Nicholas Porto & W.	MC 2186
Cheektowaga, N.Y. 14225	SL 25
	on W. Corner Riffle Terrace
Walter H. Heary & W.	MC 2248
Cheektowaga, N.Y. 14227	SL 59
	W. 155 N. Seine Drive Corner
Thomas B. Smith & W.	MC 2186
Cheektowaga, N.Y. 14225	SL 33
	on S.W. Corner of Riffel Terrace

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 14 | Stanley Bystrak - award of bid for Diesel Fuel Oil, Miscellaneous Oils.

Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, bids were duly received by this Town Board at a meeting thereof, held on July 3, 1972 for Diesel Fuel, Motor Oils, Greases, Fluids, Anti-freeze and etc., for the Town of Cheektowaga, as the result of advertisement therefor, and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report is hereto attached and made a part hereof; therefore, be it

RESOLVED that contracts be awarded to the lowest responsible bidders as shown on the list attached hereto and made a part hereof.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 15 | Dr. Louis Vendetti - report for June.
Received and Filed

V. RESOLUTIONS

Item No. 16 | Motion by Councilman Wroblewski, Seconded by Supervisor Weber

7/17/72

Item No. 16 cont'd

WHEREAS, the Town Board held a public hearing on the 3rd day of July, 1972 at 2:00 p.m., Eastern Daylight Saving Time for the purpose of considering the application of Marc Equity Realty to Rezone from R-Residence District to RC-Restricted Business District the property located at 766 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, after due consideration it appears that the rezoning would inure to the benefit of the surrounding area and would not be detrimental to the neighboring property owners, NOW, THEREFORE, BE IT

RESOLVED that the property hereinabove described be and hereby is rezoned from R-Residential District to RC-Restricted Business District, and BE IT FURTHER

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

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

7/17/72

#20

#21

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

George J. Measer

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 20 day of July, 1972, and the last insertion being on the _____ day of same, 19____, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 20 day of

July, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

#20

#21

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

George J. Measer

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 20 day
of July, 1972, and the last inser-
tion being on the _____ day of SEP,
19____, and that not more than six days intervened
between any two publications thereof.

George J. Measer

[Faded, illegible text, likely a list of names or a table of contents]

NEW YORK
COUNTY OF ERIE
BENEDICT T. HOLTZ, Town Clerk
DO hereby CERTIFY as follows:
I, the undersigned, being duly sworn, depose and say that the property
described in and hereby is
situated in the Town of Cheektowaga,
County of Erie, State of New York,
and that the same is subject to
the lien of the State of New York
for the unpaid taxes thereon for the
years 1971 and 1972.
I have compared the attached
extract with said minutes as recorded
and the 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.
I, the undersigned, depose and say that
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 19th day of July, 1972.
BENEDICT T. HOLTZ
Town Clerk
July 20

20 day of
July, 1972
Bull
York
ch 30, 19 73

#20

#21

EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
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 17th day of July, 1972 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Daniel E. Weber

Councilmen:

Felix T. Wroblewski

Frank E. Swiatek

Kenneth J. Meyers

Joseph R. Obstarczyk

Donald A. Halicki

Raymond J. Wasielewski

ABSENT: 0

Motion by Councilman Wroblewski seconded by Supervisor Weber.

WHEREAS, the Town Board held a public hearing on the 3rd day of July, 1972 at 2:00 p.m., Eastern Daylight Saving Time for the purpose of considering the application of Marc Equity Realty to Rezone from R-Residence District to RC-Restricted Business District the property located at 766 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, after due consideration it appears that the rezoning would insure to the benefit of the surrounding area and would not be detrimental to the neighboring property owners, NOW, THEREFORE, BE IT

RESOLVED that the property hereinabove described be and hereby is rezoned from R-Residential District to RC-Restricted Business District, and BE IT FURTHER

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

Upon roll call ...

Supervisor Weber Voting AYE

Councilmen:

Wroblewski Voting AYE

Swiatek Voting AYE

Meyers Voting AYE

Obstarczyk Voting AYE

Halicki Voting AYE

Wasielewski Voting AYE

AYES: 7

NAYES: 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 17, 1972, 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. 16, 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 18th day of July, 1972.

BENEDICT T. HOLTZ
Town Clerk

#20

#21

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 ...1... weeks:

first publication July 20, 1972 ;
last publication ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 21st

day of July, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#20

#21

Item No. 17
Drive.

Clean-up of lot located on southeast corner of French and Theresa
Tabled until the August 7, 1972 Meeting.

Item No. 18

Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

WHEREAS, the Town Board has been requested by Anthony Pantera, D.D.S.,
who resides at _____, Williamsville, New York for permission to allow
him to tap into the Erie County Sewer District No. 1 facilities for the purpose
of servicing property owned by him at the northeast corner of William Street and
Vern Lane and more particularly described as Subdivision Lot Number 53 as recorded
in the Erie County Clerk's Office under Map Cover 1894 for the purpose of alleviating
serious drainage problems upon said real property, and

WHEREAS, said applicant has agreed to continue the usual sewer
charges and payments due to the Town of Cheektowaga in the Town Sewer District No. 3
and said applicant is willing to enter into an Agreement incorporating the necessary
provisions which will obligate him to continue payments to the Town of Cheektowaga
allocated to Sewer District No. 3.

NOW, THEREFORE, BE IT RESOLVED that the Town Board hereby permits
and authorizes said premises to be tapped into Erie County Sewer District No. 1
facilities, and BE IT FURTHER

RESOLVED that the office of the Town Attorney prepare the necessary
documents allowing such tap-in and setting forth the obligations of the applicant
to the Town Sewer District No. 3.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 19

Request permission for property owner to extend sanitary sewer main
on east side of Sugg Road.

Motion by Councilman Wroblewski, Seconded by Councilman Swiatek to
table until the August 7, 1972 Meeting.

Item No. 20

Motion by Councilman Meyers, Seconded by Councilman Swiatek

WHEREAS, in recent years people have shown a renewed interest in
cultural activities, and

WHEREAS, said cultural activities are beneficial to citizens of
all ages, and the Town of Cheektowaga wishes to encourage cultural growth within
the Town, NOW, THEREFORE, BE IT

RESOLVED that the week commencing July 30, 1972, be and hereby is
proclaimed Cheektowaga Cultural Week.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 21

Motion by Councilman Obstarczyk, Seconded by Councilman Swiatek

RESOLVED that permission is given to the New York State Electric
& Gas Corporation to upgrade the lighting in front and rear of the old Bellevue
School on Indian Road, Town of Cheektowaga, currently used by the Town of Cheektowaga
as a recreation center.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0
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Item No. 22 Motion by Councilman Obstarczyk, Seconded by Councilman Halicki
WHEREAS, the position of Clerk had been created in the Town Clerk's
Office, and

WHEREAS, Sharon Szymanski, Cheektowaga passed
and was first on the Civil Service list, now therefore be it

RESOLVED that Sharon Szymanski, Cheektowaga; be
appointed to the position of Clerk, in the Town Clerk's Office at an annual salary
of \$6,300., effective immediately.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

RESOLVED that Richard Moleski of be appointed
a member of the Cheektowaga Zoning Board of Appeals to fill the unexpired term of
Joseph Kubera who has passed away recently.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Obstarczyk, Seconded by Councilman Wroblewski

RESOLVED that permission is hereby given to New York State Electric
& Gas Corporation to upgrade the lighting behind the Town Hall and Police Station,
particularly in and around the parking areas including the road leading from the
Town Hall to the Police Garage.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Obstarczyk, Seconded by Councilman Wasielewski

RESOLVED that permission is hereby given to the New York State
Electric & Gas Corporation to upgrade the long-awaited lighting on Genesee Street
and Dick Road, Town of Cheektowaga, as per their schedule.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Obstarczyk, Seconded by Supervisor Weber

RESOLVED that permission is hereby given to the New York State
Electric & Gas Corporation to remove and install street light standards on Walden
Avenue (from Union Road east to Dick Road) in the Town of Cheektowaga, as indicated
on the schedule attached and made a part hereof.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

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Item No. 27 Motion by Councilman Obstarczyk, Seconded by Councilman Wasielewski

RESOLVED that permission is hereby given the the Niagara Mohawk Power Corporation to replace the light standard removed on July 3, 1972 on Rost Street, Town of Cheektowaga, and to upgrade the lighting on that street.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Swiatek, Seconded by Councilman Meyers

RESOLVED that the following be hired for summer help in the Recreation and Sanitation Departments:

BEAUTIFICATION at \$1.75 per hour:

John Mason

RECREATION ATTENDANT at \$1.75 per hour:

Jeanette Simon

SANITATION DEPARTMENT

David Ziembic

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 29 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending July 17, 1972, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4439	4541	\$ 232,775.43
Part Town	1149	1158	2,595.78
Special Districts	5443	5487	111,246.98
Highway	4391	4429	60,321.82
Trust & Agency	481	482	6,809.52
Construction & Improvement	--	--	----
			\$ 413,749.53

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Halicki, Seconded by Councilman Meyers

RESOLVED that a correction be made in a resolution passed at the Town Board meeting on July 3rd, 1972 naming Dennis Piekarski as a recreation attendant at \$1.75 per hour to read that he be appointed a Recreation Supervisor in the Recreation Department at a salary of \$1200 for the season.

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Item No. 30

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

VI. SUSPENSION OF RULES

Item No. 31 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

RESOLVED that the Town Board suspend the rules of the Town Board Meeting to include a resolution to approve the application of Peter Santin to rezone property located at Transit & French Roads from RA-Apartment District to C-Retail Business District.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Motion by Supervisor Weber, Seconded by Councilman Wroblewski

WHEREAS, the Town Board held a public hearing on the 17th day of July, 1972 at 7:00, Eastern Daylight Saving Time for the purpose of considering the application of Peter Santin to Rezone from RA-Apartment District to C-Retail Business District the property located at the northwest corner of French and Transit Roads and more particularly described as follows:

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 43, Township 10, Range 7 and being described as follows:

COMMENCING AT A POINT in the center line of French Road (Said center line also being the south line of Lot 43); said point being 798.17 feet east of the center line of Borden Road; thence north and at right angles to the center line of French Road, 45.00 feet to the north line of French Road and the point of Beginning; thence continuing north along the last mentioned line, 225.60 feet to a point; thence east along a line parallel to the south line of Lot 43, 1,299.38 feet to a point; thence southeasterly along a line 237.21 feet to a point in the north line of French Road; thence west along the north line of French Road, 1,372.68 feet to the point of Beginning.

THIS DESCRIPTION includes part of Parcel 11, as shown on Map Cover 2274. Containing 6.82 plus or minus Acres,

and amend the Zoning map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, after due consideration it appears that the rezoning would inure to the benefit of the surrounding area and would not be detrimental to the neighboring property owners, NOW, THEREFORE BE IT

RESOLVED that the property hereinabove described be and hereby is rezoned from RA-Apartment District to C-Retail Business District, and BE IT FURTHER

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

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Item No. 31 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

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

George J. Measer

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 10 day
of Aug, 1972, and the last inser-
tion being on the same day of same
1972, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 10 day of

Aug, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
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 17th day of July, 1972 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
ABSENT: 0

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 26th day of July, 1972.

BENEDICT T. HOLTZ
Town Clerk

Motion by Supervisor Weber seconded by Councilman Wroblewski.

WHEREAS, the Town Board held a public hearing on the 17th day of July, 1972 at 7:00, Eastern Daylight Saving Time for the purpose of considering the application of Peter Santin to Rezone from RA - Apartment District to C-Retail Business District the property located at the northwest corner of French and Transit Roads and more particularly described as follows:

ALL THAT TRACTOR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 43, Township 10, Range 7 and being described as follows:

COMMENCING AT A POINT in the center line of French Road (said center line also being the south line of Lot 43); said point being 792.17 feet east of the center line of Borden Road; thence north and at right angles to the center line of French Road, 45.00 feet to the north line of French Road and the point of Beginning; thence continuing north along the last mentioned line, 225.00 feet to a point; thence east along a line parallel to the south line of Lot 43, 1,297.38 feet to a point; thence southeasterly along a line, 237.21 feet to a point in the north line of French Road; thence west along the north line of French Road, 1,232.48 feet to the point of Beginning.

THIS DESCRIPTION includes part of Parcel 11, as shown on Map Cover 2374. Containing 6.82 plus or minus Acres, and amend the Zoning map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, after due consideration it appears that the rezoning would insure to the benefit of the surrounding area and would not be detrimental to the neighboring property owners, **NOW, THEREFORE, BE IT**

RESOLVED that the property hereinabove described be and hereby is rezoned from RA - Apartment District to C-Retail Business District, and **BE IT FURTHER**

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

Upon roll call

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Meyers	Voting AYE
Obstarczyk	Voting AYE
Halicki	Voting AYE
Wasielewski	Voting AYE

AYES: 7

NAYES: 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 17 1972, 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 31, inclusive, of said book.

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Item No. 31 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

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 ... weeks:

first publication August 10, 1972 ;
last publication ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of August, 1972

Maidine C. Marong

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

MAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

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Item No. 32 Motion by Supervisor Weber, Seconded by Councilman Wroblewski

RESOLVED that the Town Board suspend the rules of the Town Board Meeting to include a MATTER OF CLAIM between Robert Stiller vs the Town of Cheektowaga.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

MATTER OF CLAIM between Robert Stiller and the Town of Cheektowaga. Referred to Town Attorney, John Rogowski.

Item No. 33 Motion by Councilman Wroblewski, Seconded by Councilman Wasielewski

RESOLVED that the Town Board suspend the rules of the Town Board Meeting to include a resolution to give permission for Niagara Mohawk Power Corp., to upgrade the lighting in the area of Harlem Road and Cleveland Drive.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Motion by Councilman Obstarczyk, Seconded by Councilman Meyers

RESOLVED that permission is hereby given to the Niagara Mohawk Power Corpor., to upgrade the lighting in the area west of Harlem, south of Cleveland Drive, east of City Line and north of Kensington Expressway in the Town of Cheektowaga and to remove and install lights as per their schedule.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Supervisor Weber, Seconded by Councilman Halicki to adjourn the Meeting in Memory of Joseph Kubera, Stanley Walczak and George "Spitz" Herman.

BENEDICT T. HOLTZ
Town Clerk

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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 7th day of August, 1972 at 2:30 o'clock p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Robert Miller, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Assessor; Carl Trafalski, Building Inspector; Captain Leonard Smolarek.

I. BIDS

Item No. 2 Two Pick-up trucks
Referred to Engineering Department, Chester Bryan.

II. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Department of Transportation - Notice of Order establishing Yield sign at Maderia Drive & Transit Road.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 4 N.Y.S. Department of Transportation - Traffic Problems in the Vicinity of Holiday Theater Complex.
Referred to Chief of Police, Benedict Kostrzewski and The Traffic Commission.

Item No. 5 N.Y.S. Department of Transportation - Semi-actuated signal at George Urban Blvd. and Union Rd.
Referred to Captain Kistowski.

Item No. 6 N.Y.S. Department of Transportation - Semi-actuated signal at Clinton St. and Harlem Road.
Referred to Captain Kistowski.

Item No. 7 N.Y.S. Department of Transportation - Notice of Order, stop control on Anthony Dr. & Heritage Ct. at their intersection with Route 33B.
Referred to Captain Kistowski.

Item No. 8 Kenneth L. Reitmeier, Deputy Commissioner of Highways - Certificate and Notice of Closing highway.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 9 Erie County Department of Public Works - Designation of Restricted Highway.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 10 Kenneth L. Reitmeier, Deputy Commissioner of Highways - acknowledgement of correspondence regarding Borden Road.

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Item No. 10 cont'd

Referred to the Town Board.

Item No. 11 Gerald J. O'Reilly, Town Attorney of Town of West Seneca - resolution regarding a hearing to be held on August 7, 1972 concerning rezoning of part of Farm Lot No. 294.

Referred to Town Attorney, John V. Rogowski.

Item No. 12 Mayor John J. Potter, Village of Depew - request joint meeting with the Cheektowaga Town Board.

Referred to Finance Committee.

Item No. 13 Mrs. Charles Cobb - requesting permission to place a mobile home on her property for her mother.

Referred to Town Attorney, John V. Rogowski.

Item No. 14 Residents within a radius of the Arthur Keicher property - objection to making any addition to buildings at 960 French Road.

Referred to Zoning Board.

Item No. 15 Mr. Frank J. Eiss - Complaint regarding vacant lots on Cleveland Dr. between Wilshire Road and Beach Road.

Referred to Assistant Building & Plumbing Inspector, Bernie Arendt.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 16 Motion by Councilman Wroblewski, seconded by Councilman Wasielewski

BE IT RESOLVED that the building applications submitted on August 7th, 1972 be approved subject to the Building Inspector's Approval.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

Item No. 17 Supervisor's Office - Statement of Funds Received and Filed.

Item No. 18 Benedict T. Kostrzewski, Chief of Police - Evaluation of Speed on Town Highways by N.Y.S. Department of Transportation.

Motion by Councilman Halicki, seconded by Councilman Wroblewski

WHEREAS, speed is regarded as a prime contributing factor in many accidents. However, speed control can only be accomplished by an interface of several factors, such as patrol, speed control devices and driver education, and

WHEREAS, the Chief of Police, Benedict L. Kostrzewski, of the Town of Cheektowaga has requested an evaluation of certain roads within the Town of Cheektowaga, and

WHEREAS, several years ago, the County of Erie started the rebuilding of the County road system in the Town of Cheektowaga which has enhanced the movement of traffic, induced speeding in certain areas and presented a special problem of proper posting to control speed limits, and

WHEREAS, the New York State Department of Transportation can and will evaluate certain roads, such as County highways for proper speed limits, therefore,
BE IT

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Item No. 18 cont'd

RESOLVED that the Town Board hereby requests that the New York State Department of Transportation make speed evaluations on the following highways:

1. French Road from Union Road to Transit Road
2. William Street from Union Road to Standard Parkway
3. Walden Avenue from Harlem Road to Dick Road
4. Dick Road from Genesee Street to Walden Avenue
5. Borden Road, the total length of reconstruction, when finished

and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to the New York State Department of Transportation.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 19 Dr. Louis A. Vendetti - recommends reappointment of Mr. Thaddeus Klosko for another four year term on Cheektowaga Air Pollution Board.

Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk

BE IT RESOLVED that Mr. Thaddeus Klosko of _____, Cheektowaga, New York be reappointed to another four year term as the residential member of the Cheektowaga Air Pollution Board.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 20 Dr. Louis A. Vendetti - Invitation to meeting between Erie County Air Pollution Board and Cheektowaga Air Pollution Board and the Advisory Committee of the Firemen Group of Erie County.
Received and Filed.

Item No. 21 Dr. Louis A. Vendetti - Report for month of July, 1972
Received and Filed.

Item No. 22 Cheektowaga Planning Commission - Rezoning application of Mr. Peter Santin.
Received and Filed.

Item No. 23 Engineering Department - Drainage District No. 7, Ext. 3

Motion by Councilman Meyers, seconded by Councilman Halicki

WHEREAS, the Town Board has held a hearing for Extension No. 3 of Storm Sewer Drainage District No. 7 and has duly adopted a resolution creating and approving said extension, and

WHEREAS, federal aid may be available to help defray a substantial part of the cost of said extension, therefore BE IT

RESOLVED, that the firm of Nussbaumer & Clarke, Inc., consulting engineers, be and is hereby directed to prepare final plans and specifications for said drainage district at a cost of 7% of project cost exclusive of surveying fees.

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Item No. 23 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 24 Engineering Department - Advertise for bids for the Dingen Street and Maryvale Drive swimming pools.

WHEREAS, the firm of Foit & Maharan Architects, informed the Town that it is ready to proceed with the bidding for swimming and wading pools at the Dingen Street Park site and the Maryvale Drive site, NOW THEREFORE BE IT

RESOLVED that the Town Clerk is directed to publish a Notice to Bidders for the receipt of bids for the construction of said pools notice to be published in the CHEEKTOWAGA NEWS on Thursday, August 10, 1972, and BE IT FURTHER

RESOLVED that the Town Board will meet on the 21st day of August, 1972 at 7:30 P.M., 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.

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, separate and distinct sealed proposals shall be received and considered by said Town Board on the 21st day of August, 1972 at 7:30 P.M. Eastern Daylight Saving Time, at a meeting of the Board in the Council Chambers of the Town Hall, corner of Broadway and

Union Road, Cheektowaga, New York, for the furnishing of all the materials and equipment, together with labor, for the General Construction Work, Heating and Plumbing Work, and Electrical Work for the Dingen Street Municipal Swimming and Wading Pool located on the south side between Harlem Road and L.V. Railroad Track, Cheektowaga, New York, in accordance with working drawings and specifications prepared by Foit and Maharan Architects, P.C., and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall corner of Broadway and Union Road, Cheektowaga, New York. Copies of Working Drawings and Specifications may be examined at the offices of Foit and Maharan Architects, P.C., 505 Delaware Avenue, Buffalo, New York. One copy of each of said working drawings and specifications may be obtained upon payment of \$50.00. Any bidder, upon returning such copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder, will be refunded \$50. Any non-bidder, upon return of such copy, will be refunded \$25.00. Each proposal must be accompanied by a certified check in the sum of Ten Per Centum (10 per cent) of the amount of the bid payable to the order of Town of Cheektowaga, or a bond with sufficient surities to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10 per cent) of the bid, conditioned that if the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty - five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER
OF THE
TOWN BOARD
OF THE
TOWN OF
CHEEKTOWAGA,
ERIE COUNTY,
NEW YORK.
BENEDICT T. HOLTZ
TOWN CLERK
DATED: August 7, 1972

aug. 10

LEGAL NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, that pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, separate and distinct sealed proposals shall be received and considered by said Town Board on the 21st day of August, 1972 at 7:30 P.M. Eastern Daylight Saving Time, at a meeting of the Board in the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for the furnishing of all the materials and equipment, together with labor, for the General Construction Work, Heating and Plumbing Work; and Electrical Work for the Maryvale Park Municipal Swimming and Wading Pool located on Maryvale Drive at Beach Road in back of the Public Library Cheektowaga, New York, in accordance with working drawings and specifications prepared by Foit and Maharan Architects, P.C., and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall corner of Broadway and Union Road, Cheektowaga, New York. Copies of Working Drawings and Specifications may be examined at the offices of Foit and Maharan Architects, P.C., 505 Delaware Avenue, Buffalo, New York. One copy of each of said working drawings and specifications may be obtained upon payment of \$50.00. Any bidder, upon returning such copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder will be refunded \$50.00. Any non-bidder, upon return of such copy, will be refunded \$25.00.

Each proposal must be accompanied by a certified check in the sum of Ten Per Centum (10 per cent) of the amount of the bid payable to the order of Town of Cheektowaga, or a bond with sufficient surities to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10 per cent) of the bid, conditioned that if the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty - five days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER
OF THE
TOWN BOARD
OF THE
TOWN OF
CHEEKTOWAGA,
ERIE COUNTY,
NEW YORK.
BENEDICT T. HOLTZ
TOWN CLERK
DATED: August 7, 1972

aug. 10

8/7/72

#20

#21

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

[Faded, illegible text, likely bleed-through from the reverse side of the page]

George J. Measer

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 10 day of Aug, 1972, and the last insertion being on the SUND day of 19, and that not more than six days intervened between any two publications thereof.

[Handwritten signature of George J. Measer]

Sworn to before me this 10 day of
Aug, 1972

[Handwritten signature of Laura J. Bull]
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

8/7/72

#20

#21

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

George J. Measer

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 10 day of Aug, 19 72, and the last insertion being on the same day of same, 19, and that not more than six days intervened between any two publications thereof.

George J. Measer

10 day of
19 72

George J. Measer

York

ch 30, 19 72

[Faded text, likely a copy of a newspaper notice or bid advertisement]

No bidder may withdraw his bid within forty - five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER
OF THE
TOWN BOARD
OF THE
TOWN OF
CHEEKTOWAGA,
ERIE COUNTY,
NEW YORK.
BENEDICT T. HOLTZ
TOWN CLERK

DATED: August 7, 1972

aug. 10

8/7/72

#20

#21

Town of Cheektowaga
Cheektowaga, New York

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, separate and distinct sealed proposals shall be received and considered by said Town Board on the 11th day of August, 1972 at the First Eastern Daylight Saving Time, at a meeting of the Board in the Council Chamber of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, for the furnishing of all materials and equipment, together with labor, for the General Excavation Work, Heating and Cooling Work, and Electrical Work for the Dingens Street Sewer and Stormwater and Wastewater Treatment Plant on the south side between Union Road and L.Y. Highway in Cheektowaga, New York, in accordance with working drawings and specifications prepared by the Cheektowaga Architects, P.C., and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Town Hall corner of Broadway and Union Road, Cheektowaga, New York. Copies of Working Drawings and Specifications may be obtained at the offices of Fott & Fott Architects, P.C., 100 Delaware Avenue, Buffalo, New York. One copy of each of the working drawings and specifications may be obtained upon payment of \$50.00. Any bidder, upon returning such copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder, will be refunded \$50.00. Any non-bidder, upon return of such copy, will be refunded \$25.00. Each proposal must be accompanied by a certified check in the sum of Ten Per Centum (10%) of the amount of the bid payable to the order of the Town of Cheektowaga, or a bond with sufficient securities to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10%) of the bid, conditioned that if the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
BENEDICT T. HOLTZ
Town Clerk

DATED: August 7, 1972

#20

#21

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swia
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

Gladys M. Keschtes of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *August 10, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Keschtes

Sworn to before me this *11th*

day of *August*, 19 *72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

#20
#21

Item No. 24 cont'd

Upon Roll Call....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiat
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

George J. Measer

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 10 day
of AUG, 1972, and the last inser-
tion being on the same day of same
1972, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 10 day of
Aug, 1972.

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

8/7/72

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

Handy
of Cheektowaga,
duly sworn, dep
recor
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said paper
first public
last public
that

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Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiat Halicki and Wasielewski

NAYES: 0

ABSENT: 0

(AFFIDAVITS-BELOW)

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

George J. Measer

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 10 day of Aug, 1972, and the last insertion being on the same day of 19, and that not more than six days intervened between any two publications thereof.

George J. Measer

10 day of
19 72

Russell

York
March 30, 19 73

[REDACTED]

proposal must be accompanied by a certified check for the sum of Ten Per Centum (10 per cent) of the amount of the bid to be made to the order of Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10 per cent) of the bid, conditioned that if the bid is accepted, the bidder will execute a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty - five days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER
OF THE
TOWN BOARD
OF THE
TOWN OF
CHEEKTOWAGA,
ERIE COUNTY,
NEW YORK.
BENEDICT T. HOLTZ
TOWN CLERK
DATED: August 7, 1972

8/7/72

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

Handwritten signature
of Cheektowaga,
duly sworn, deposes and says that he is the
the annexed printed slip taken from said newspaper first published last that

#20

#21

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swia
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

Town of Cheektowaga
Cheektowaga, New York.

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN, pursuant to a resolution of the Town Board of the Town of Cheektowaga, in Erie County, New York, separate and distinct sealed proposals shall be received and considered by said Town Board on the 14th day of August, 1972 at 7:00 P.M. Eastern Daylight Saving Time at a meeting of the Board in the Council Chambers of the Town of Cheektowaga, New York, located at the corner of Broadway and Cheektowaga Road, Cheektowaga, New York, for the furnishing of all materials and equipment, to include labor, for the General Construction Work, Heating and Cooling Work; and Electrical Work for the Maryvale Park Municipal Swimming and Wading Pool located at Maryvale Drive at Beach Road, Cheektowaga, New York, in accordance with working drawings and specifications prepared by Foltz & Johnson Architects, P.C., and approved by the Town Board, all of which are on file with the Town Clerk at his office in the Council Chambers of Broadway and Cheektowaga Road, Cheektowaga, New York. Copies of Working Drawings and Specifications may be obtained at the offices of Foltz & Johnson Architects, P.C., 100 Delaware Avenue, Buffalo, New York. One copy of each of the working drawings and specifications may be obtained upon payment of \$50.00. Any bidder, upon returning each copy in good condition, within thirty days following the award of the contract, or the rejection of the bid of such bidder, will be refunded \$50.00. Any non-bidder, upon return of each copy, will be refunded \$25.00. Each proposal must be accompanied by a certified check in the amount of Ten Per Centum (10%) of the amount of the bid payable to the order of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Town of Cheektowaga, in the sum of Ten Per Centum (10%) of the bid, conditioned that if the bid is accepted, the bidder will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

Attention of bidders is particularly called to the requirements as to the conditions of employment to be observed, and the minimum wage rates to be paid under the contract.

No bidder may withdraw his bid within forty-five (45) days after the actual date of the opening thereof.

The Town Board reserves the right to waive any informalities in, or to reject, any or all bids, if in its judgement it shall deem it to be in the best interests of the Town of Cheektowaga so to do and as permitted by law.

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

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
BENEDICT T. HOLTZ
Town Clerk
DATED: August 7, 1972

#20

#21

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swia
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

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

first publication August 10, 1972;
last publication;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of August, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

8/7/72

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#21

Item No. 25 Highway Department - Transfer of Funds

Motion by Councilman Halicki, seconded by Councilman Swiatek

WHEREAS, the Town Board has appropriated the sum of Twenty-three thousand (\$23,000.00) Dollars for the 1972 Shade Tree Fund, and

WHEREAS, the sum of Seven thousand seven hundred seven and 28/100 (\$7,707.28) Dollars has been paid out of the General Shade Tree Fund for the purchase of new trees and expenses, leaving a balance of Fifteen thousand two hundred ninety-two and 72/100 (\$15,292.72) Dollars, and

WHEREAS, the Town Highway Department has expended the sum of Ten thousand seven hundred twenty-eight and 19/100 (\$10,728.19) Dollars for labor used for tree removals, tree trimmings, tree planting, etc., and

WHEREAS, the Town Superintendent of Highways has requested the transfer of the aforementioned balance from the Shade Tree Fund to the Highway Fund, Item 4, therefore BE IT

RESOLVED that the Town Board approve the transfer of the sum of Ten thousand seven hundred twenty-eight and 19/100 (\$10,728.19) Dollars from the Shade Tree Fund to the Highway Fund, Item 4, and BE IT FURTHER

RESOLVED that the Accounting Department and the Highway Department be and hereby are authorized to make such transfer.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 26 Highway Department - Award bids for Street Name signs

Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, bids were duly received by this Town Board at a meeting thereof, held on July 17, 1972 for the furnishing of Street Name signs, Dead-End signs, Curve signs, Load Limit Signs, Brackets, U-Posts and pipe, as a result of advertisement therefore and such bids were referred to the Superintendent of Highways for analysis, tabulation and report, and

WHEREAS, such analysis, tabulation and report was made, THEREFORE BE IT

RESOLVED that the contracts be awarded to the following bidders, they being the lowest responsible bidders:

Chemung Supply Company P.O. Box 527 Elmira, New York	Dead-End Signs:	Yellow-Allite Beaded Reflectorized 24" X 30" ---- \$9.89 each 30" X 30" ---- \$11.28 each
	Warning Signs:	Curve Signs - Right and Left 30" X 30" ---- \$11.28 each Load Limit Signs - Black on white 30" X 30" ---- \$11.28 each 24" X 30" ---- \$9.89 each
	U-Posts:	7 foot ---- \$2.23 each 10 foot ---- \$3.19 each
	Galvanized Pipe:	Reconditioned - not galvanized 2" - 10 foot lengths ---- \$4.97 each
Rodman-Rochester, Inc. 2300 Lyell Avenue Rochester, New York	Street Name Signs:	Complete 4-way Assemblies 24" X 6" signs including die-cast post cap, cross street casting bracket and top ornament \$15.25 each.

8/7/72

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#21

Item No. 26 cont'd

6" X 24" street name sign
---- \$7.25 each
Brackets: Set - Cap & Cross
---- \$2.75 each

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 27 Cheektowaga Traffic Safety Commission - resignation of H. Raymond
Zurowski as Chairman and member of the Traffic Safety Commission.

Motion by Supervisor Weber, seconded by Councilman Wasielewski

RESOLVED that the resignation of H. Raymond Zurowski,
Road, Cheektowaga, New York as a member of the Cheektowaga Traffic Safety Commission
be accepted.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 28 Cheektowaga Traffic Safety Commission - resignation of Earl C. Knight
as Vice-Chairman and member of the Traffic Safety Commission.

Motion by Supervisor Weber, seconded by Councilman Wasielewski

RESOLVED that the resignation of Earl C. Knight,
Cheektowaga, New York as a member of the Cheektowaga Traffic Safety Commission be
accepted.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 29 Building and Maintenance Department - request permission to advertise
for bids for one truck.

Motion by Councilman Wasielewski, seconded by Councilman Wroblewski

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to
Bidders for the furnishing of a 1972 6-cylinder, standard shift Window Van with a 127"
wheelbase for use in the Building Maintenance Department. Information for bidders
and specifications may be obtained from the office of the Town Clerk; said notice to
be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and
BE IT FURTHER

RESOLVED that the Town Board will meet at 7:30 P.M., Eastern Daylight
Saving Time on August 21, 1972 for the purpose of properly opening and reading the
sealed bids.

8/7/72

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Item No. 29 cont'd

LEGAL NOTICE
NOTICE TO BIDDERS

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 21, 1972 for the furnishing of a 1972, 6-cylinder, standard shift Window Van with 127" wheelbase, for use in the Building Maintenance Department. Information for bidders and specifications may be obtained in the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
DATED: August 7, 1972

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

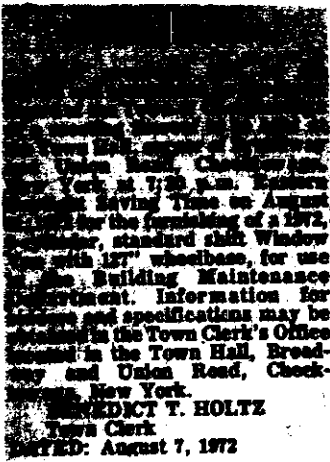
George J. Measer

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 10 day of Aug, 19 72, and the last insertion being on the same day of 19, and that not more than six days intervened between any two publications thereof.

George J. Measer



Sworn to before me this 10 day of
Aug, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

8/7/72

#20

#21

Item No. 29 cont'd

LEGAL NOTICE
NOTICE TO BIDDERS

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 21, 1972 for the furnishing of a 1972, 6-cylinder, standard shift Window Van with 127" wheelbase, for use in the Building Maintenance Department. Information for bidders and specifications may be obtained in the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
DATED: August 7, 1972

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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 weeks:

first publication *August 10, 1972* ;
last publication ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this *11th*

day of *August*, 19 *72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

8/7/72

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#21

IV. RESOLUTIONS

Item No. 30 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 7th day of August, 1972.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Bory Drive	Both sides of drive from east side of Borden Road.	West side of Dubonnet Drive Map Cover 2260

TYPE OF STREET LIGHTING INSTALLATION

Fifteen (15) 3350 lumen electric post top type Town & Country mercury units.
Estimated cost \$6.50 per year for two years per 50-foot lot.

and

WHEREAS, Andrew H. Schwenk 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 21st day of August, 1972 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.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, Wasielewski and Meyers

NAYES: 0

ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

8/7/72

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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 14th day of August, 1972, acting pursuant to an order and resolution adopted by the Town Board of said Town on August 7th, 1972, I posted a certified copy of said order and resolution relating to street lighting on Bory Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on August 10th, 1972.

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

Sworn to before me this

17th day of August, 1972.

Ruth P. Lethin

#20

#21

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

NOTICE
that the Board of Appeals of the Town of Cheektowaga, Erie County, New York, will meet on the 10th day of August, 1972, at 7:30 o'clock, to consider the application of Arthur Ketcher for a Variance of the Zoning Ordinance, pursuant to Section 4-112 of the Zoning Ordinance of the Town of Cheektowaga, New York, as presently located at 948 French Road, Cheektowaga, N.Y.; to file a Certificate Use Repeal and Amendment or Extension.

BY ORDER OF THE BOARD OF APPEALS
Leo H. Kuratko,
Chairman
Richard Melick
Lawrence J. Jankowski
John J. Ryan
Charles Hanson
Dated August 8, 1972
BENEDICT Y. HOLZ
Notary Clerk

Soil Conservation Service and cooperative agencies have completed the mapping of about 40 per cent of the nation's land area.

JUST'S
champion

George J. Measer

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 10 day of Aug, 19 72, and the last insertion being on the same day of same, 19 72, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 10 day of

Aug, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 72

#20

#21

George J. Measer

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Publisher

of the

Herald and News

with general circulation in the Towns of

and Lancaster, and published at Depew,

notice of which the annexed printed

said newspaper, is a copy, was in-

serted therein once a week for 1

insertion being on the 10 day

of August, 1972, and the last inser-

tion being on the same day of

not more than six days intervened

between the publications thereof.

J. Measer

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 7th day of August, 1972, at 7:30 o'clock P.M. Eastern Daylight Saving Time there were:

Present: Supervisor
Frank E. Weber
Councilman
John J. Wroblewski
Councilman
John E. Swiatek
Councilman
Joseph E. Obstarczyk
Councilman
Joseph A. Halicki
Councilman
Joseph J. Wasielewski
Councilman
Joseph J. Meyers

Present: No. 30 Councilman
presented the following resolution and moved its adoption:

RESOLVED, a petition for the improvement of both sides of the highway situated in the Cheektowaga Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, and the installation of street lighting thereon hereinafter more particularly described, was presented to this Board on the 7th day of August, 1972.

PUBLIC HIGHWAY TO BE IMPROVED

Side of Highway: Bory Drive; both sides of drive from east to west side of Union Road; To west side of Bory Drive, Map Cover

TYPE OF STREET LIGHTING INSTALLATION

150 watt 1250 lumen electric street lights. Estimated cost \$1.50 per year for two years per light.

WHEREAS Andrew H. Schwank and Galimir A. Kosminski, owners 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.

WHEREAS the said petition was approved as aforesaid by the Board of the Town of Cheektowaga, Erie County, New York, on the 7th day of August, 1972, 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 Swiatek 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 Wasielewski Voting AYE
Councilman Meyers Voting AYE
AYES: 7 NAYES: 0 ABSENT: 0

STATE OF NEW YORK COUNTY OF ERIE

I, BENEDICT T. HOLTZ, the Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, was duly held on the 7th day of August, 1972, and minutes of the same have been duly recorded in the Minute

Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 1, 1973

Book kept by me in accordance with law and containing minutes of said Board of the Town of Cheektowaga, Erie County, New York, appear at the above recited date, and are true and correct.

2. I have compared the attached extract with the 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 8th day of August, 1972.
BENEDICT T. HOLTZ
Town Clerk
aug. 10

#20

#21

**EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
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 7th day of August, 1972, at 8:30 o'clock P.M., Eastern Daylight Saving Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Frank T. Wroblewski
Frank E. Swiatek
Joseph R. Obstarczyk
Donald A. Halicki
Edward J. Wasielewski
Lawrence J. Meyers

PRESENT: 0
Councilman Obstarczyk presented the following resolution and moved its adoption:
WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, herein more particularly set forth, and the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 21st day of August, 1972.

**PUBLIC HIGHWAY TO
BE IMPROVED**
Public Highway
Borden Drive

Both sides of drive from east side of Borden Road

West side of Dubonnet Drive,
Cover 2260

**TYPE OF STREET LIGHTING
INSTALLATION**

Fifteen (15) 3360 lumen electric street top type Town & Country mercury units. Estimated cost \$4.80 per year for two years per 30-foot lot.

WHEREAS Andrew H. Schwank 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 21st day of August, 1972, 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 the following order, as 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 Swiatek 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
Wasielewski	Voting AYE
Meyers	Voting AYE

sors 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 21st day of August, 1972, at 7:00 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject matter concerning the same, and

copies of this order shall be published in the 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-section 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.

Respected by Councilman Swiatek and duly put to a vote which resulted as follows:

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Czestarczyk	Voting AYE
Kalicki	Voting AYE
Wysielewski	Voting AYE
Meyers	Voting AYE
AYES: 7 NAYES: 0 ABSENT: 0	

STATE OF NEW YORK
COUNTY OF ERIE)

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinafter mentioned, 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 7, 1972, 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. 20, 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 member 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 8th day of August, 1972.

BENEDICT T. HOLTZ
Town Clerk

#20

#21

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

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

first publication *August 13, 1972*;

last publication

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this *11th*.....

day of *August*....., 19*72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
by Commission Expires March 30, 19*73*

#20

#21

Item No. 31 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 7th day of August, 1972.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Basswood Drive	Entire street from east side of Sublots 17 and 315 on the west side of Starwood Drive	West side of Sublot 55 and 231 (east side of proposed Park site) Map Cover 2278

TYPE OF STREET LIGHTING INSTALLATION

Twenty (20) 3350 lumen electric post top type embedded post mercury units.
Estimated cost per year for two years \$6.50 per 50-foot lot.

and

WHEREAS, Andrew H. Schwenk 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 21st day of August, 1972 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.

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

8/7/72

#20

#21

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 14th day of August, 1972, acting pursuant to an order and resolution adopted by the Town Board of said Town on August 7th, 1972, I posted a certified copy of said order and resolution relating to street lighting on Basswood Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the **DEPEW HERALD AND CHEEKTOWAGA NEWS** on August 10th, 1972.

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

Sworn to before me this

17th day of August, 1972.

Quitt E. Lettier

#20

#21

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

delicious potato
dressed with a
delicious
hot roll with
only 99 cents.
every Tues-
day at 77

great pleasure
people enjoy
while they

...
Night
Crosby

RENEWAL T. HOLLER
TOWN CLERK
DATED: August 7, 1972

George J. Measer

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 10 day
of Aug, 19 72, and the last inser-
tion being on the same day of
19, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 10 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

#20

#21

...of the Town of Cheektowaga, New York, ...
 ...and Union Road, in said Town of Cheektowaga, ...
 ...the 7th day of August, 1972, at 7:30 o'clock P.M., ...
 ...Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

WHEREAS Andrew H. Schmitt and Casimir A. Kosciuszko, owners of said Town of Cheektowaga, have certified in writing to this Board that the above described highway is duly signed and acknowledged by the owners of the same as a dedicated highway to be improved as shown on the attached map, 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 21st day of August, 1972 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. It shall also be posted on the board of the Town maintained pursuant to Subdivision six of Section thirty of the Town Law of the State of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

AYE: Councilman Swistak - Voting AYE
 Councilman Wasielewski - Voting AYE
 Councilman Holicki - Voting AYE
 Councilman Meyers - Voting AYE
AYE: 7 NAY: 0 ABSENT: 0

**STATE OF NEW YORK
COUNTY OF ERIE**
I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, 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 7, 1972 and minutes of said meeting have been duly recorded in the Minute Book of said Board. The minutes were taken in accordance with law and the purpose of recording the minutes of meetings of said Board, which minutes appear at item 10 of the Minute Book of said Board. I have compared the attached minutes with said minutes so recorded and said extract is a true and correct copy of said minutes and of the proceedings thereon insofar as said minutes relate to matters referred to in said extract. The minutes correctly state the time and place when said meeting was held, the place where such meeting was held and the members of the Board who attended said meeting.

WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town, this 10th day of August, 1972.
BENEDICT T. HOLTZ
 Town Clerk

George J. Measer

 deposes and says that he is the
 Publisher _____ of the

 Cheektowaga
Herald and News

 general circulation in the Towns of
 Lancaster, and published at Depew,

 a copy of which the annexed printed
 newspaper, is a copy, was in-
 serted therein once a week for 1

 insertion being on the 10 day
 of August, 1972, and the last inser-
 tion being on the same
 day of _____
 not more than six days intervened
 between the two publications thereof.

George J. Measer

#20

#21

EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD

(Legal continued)

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 7th day of August, 1972 at 2:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Daniel E. Weber
Councilmen:

Felix T. Wroblewski
Frank E. Swiatek
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
Kenneth J. Meyers

ABSENT: 0

Item No. 31 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the Highway situated in the Consolidated Lighting District of the Town of Cheektowaga, heretofore more particularly set forth, for the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 21st day of August, 1972.

PUBLIC HIGHWAY TO
BE IMPROVED

Part of Highway
Marwood Drive

Street from east side of
Highway 17 and 215 on the west
side of Marwood Drive.

Side of Sublot 55 and 231
(Site of proposed Park site)
Area 2278

OF STREET LIGHTING
INSTALLATION

(10) 3500 lumen electric
type embedded post
lights. Estimated cost per
foot for two years \$6.50 per
foot ft.

WHEREAS Andrew H. Schwenk
and Casimir A. Kozminski, Asses-
sors of said Town of Cheektowaga,
certified in writing to this
Board that the above petition is
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
of the lands on both sides of said
highway to be improved as afore-
said, and

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

IT IS HEREBY ORDERED that
the Town Board of the Town of
Cheektowaga meet at the Town
Hall, corner of Broadway and Union
Road, in said Town of Cheektowaga,
on the 21st day of August, 1972,
at 7:30 o'clock P.M., Eastern Day-
light 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-
division six of Section thirty of
the Town Law of New York not
less than ten (10) nor more than
twenty (20) days before the date
set herein for the hearing.

Seconded by Councilman Swiatek
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
Wasielewski	Voting AYE
Meyers	Voting AYE

AYES: 7 NAYES: 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 August 7, 1972, 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. 31, inclusive, of said book.

2. I have compared the attached
extract with said minutes so re-
corded and said extract is a true
copy of said minutes and of the
whole thereof insofar as said
minutes relate to matters 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 member
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 8th day of
August, 1972.

BENEDICT T. HOLTZ
Town Clerk

#20

#21

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

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

first publication August 10, 1972;
last publication;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of August, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#20

#21

Item No. 32 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Anthony R. Schilage, has requested and made application for the rezoning of property located at 23 Zoerb Avenue from R-Residential to C-Retail Business, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

STATE OF NEW YORK
COUNTY OF ERIE

} ss.

[Faded text from reverse side of page, including "ZONING BOARD" and "DEPEW, N.Y."]

George J. Measer

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 10 day of Aug, 19 72, and the last insertion being on the same day of same, 19, and that not more than six days intervened between any two publications thereof.

[Signature of George J. Measer]

Sworn to before me this 10 day of
Aug, 19 72

[Signature of Laura J. Bull]
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

8/7/72

#20

#21

Item No. 32 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Anthony R. Schilage, has requested and made application for the rezoning of property located at 23 Zoerb Avenue from R-Residential to C-Retail Business, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

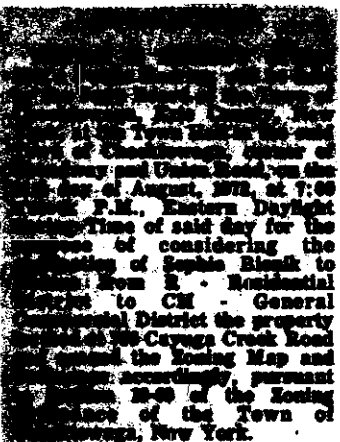
George J. Measer

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 10 day of Aug, 1972, and the last insertion being on the same day of 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer



...part or parcel of land...
...in the Town of...
...County of Erie and...
...New York, being part of...
...Township 19, Range 1 of the...
...Cayuga Creek Reservation...
...and described as follows:
...at a point in the...
...of Cayuga Creek Road...
...which point is also the...
...corner of land conveyed...
...Alice Burczynski by deed dated...
...June 8, 1959, recorded June 8, 1959...
...County Clerk's Office in...
...of Deeds at Page 24;
...Southwesterly along the...
...and centerline of Cayuga Creek...
...two hundred (200) feet...
...Northwesterly at an outside...
...angle of Eighty-six degrees...
...thirty-three minutes (86 degrees...
...distance of two hundred...
...and forty-five hundredths...
...feet to a point in the North...
...of said Alice Burczynski's...
...land, which point is three hundred...
...thirty three and forty hundredths...
...feet westerly from the...
...point of beginning; thence...
...Easterly along said Burczynski's...
...line north line three hundred forty...
...three and forty hundredths...
...feet to the point of...
...beginning.

BY ORDER OF THE TOWN BOARD
Supervisor
Daniel E. Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

is 10 day of
Aug, 1972

F. Bull

ew York
March 30, 1972

8/7/72 Aug. 10

#20

#21

NOTICE IS HEREBY GIVEN
A Public Hearing will be held by
the Town Board of the Town of
Cheektowaga, Erie County, New
York, at the Town Hall in the said
Town of Cheektowaga, corner of
Broadway and Union Road, on the
first day of August 1972, at 7:00
o'clock P.M., Eastern Daylight
Saving Time of said day for the
purpose of considering the applica-
tion of Sophie Blenik to Rezone
from R-Residential District to
C-1 General Commercial District
the property located at 786 Cayuga
Creek Road and amend the Zoning
Map and Ordinance accordingly,
pursuant to Section 10-80 of the
Zoning Ordinance of the Town of
Cheektowaga, New York.

All parties in interest and citi-
zens will be given an opportunity
to be heard in regard to such
proposed application.

Description

All that tract or parcel of land,
situate in the Town of Cheektow-
aga, County of Erie and State
of New York, being part of Lot
63, Township 10, Range 7 of the
Buffalo Creek Reservation, bound-
ed and described as follows: Begin-
ning at a point in the centerline of
Cayuga Creek Road and which point
is also the northeast corner of land
conveyed to Alice Burczynski by
deed dated June 1, 1930, recorded
June 9, 1930 in the Erie County
Clerk's Office in Liber 2122 of
Deeds at Page 24; thence South-
westerly along the said centerline
of Cayuga Creek Road two hundred
(200) feet; thence Northwesterly
at an outside angle of Eighty six
degrees twenty three minutes
(86 degrees 23 minutes) a distance
of two hundred sixty six and forty
two hundredths (266.45) feet to a
point in the North line of said
Alice Burczynski's lands, which
point is three hundred forty three
and forty hundredths (343.40) feet
westerly from the point of begin-
ning; thence Easterly along said
north Burczynski's line three
hundred forty three and forty hund-
redths (343.40) feet to the point of
beginning.

**BY ORDER OF THE TOWN
BOARD**

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

8/7/72

#20

#21

Item No. 32 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Anthony R. Schilage, has requested and made application for the rezoning of property located at 23 Zoerb Avenue from R-Residential to C-Retail Business, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

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

first publication August 19, 1972;
last publication;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of August, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

#20

#21

Item No. 33 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Sophie Bienik, has requested and made application for the rezoning of property located at 796 Cayuga Creek Road from R-Residential District to CM-General Commercial District, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

George J. Measer

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 10 day of Aug, 1972, and the last insertion being on the same day of same, 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

[REDACTED]

ORDER OF THE TOWN BOARD
Supervisor
Donald E. Weber
Councilman
Philip T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph E. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk
Aug. 10

10 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

8/7/72

#20

#21

Item No. 33 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Sophie Bienik, has requested and made application for the rezoning of property located at 796 Cayuga Creek Road from R-Residential District to CM-General Commercial District, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

George J. Measer

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 10 day of Aug, 1972, and the last insertion being on the same day of same, 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

...parties in interest and ...will be given an opportunity to be heard in regard to said proposed application. ...all that tract or parcel of land ...in the Town of Cheektowaga, County of Erie and ...part of ...of the ...Survey ...Seven ...let ...in St. Joseph ...driver of the ...Park ...of 100 ...was riding ...in which ...driver of the ...is believed to

Sworn to before me this 10 day of Aug, 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

8/7/72

#20

#21

Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said town of Cheektowaga, corner of ... and Union Road, on the ... day of August 1972, at 7:00 P.M., Eastern Daylight ... Time of said day for the ... of considering the applica- ... of Anthony E. Sobiego to ... from R-Residential Dis- ... to C-Retail Business Dis- ... property located at 23 ... Avenue and amend the ... Map and Ordinance accord- ... pursuant to Section 10-00 ... of the Zoning Ordinance of the ... of Cheektowaga, New York. ... parties in interest and all ... will be given an opportunity ... heard in regard to such ... application.

Description
That tract or parcel of land, ... in the Town of Cheektowaga, ... of Erie and State of New ... being part of Lot Eleven ... Township Eleven (11), Range ... (7) of the Holland Land ... Survey and being Sub- ... Lots Seven (7) and Eight ... and the westerly fifteen (15) ... of Subdivision Lot Nine (9) ... as shown on a Map ... in the Erie County Clerk's ... under Cover 293.

BY ORDER OF THE TOWN
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

#20

#21

Item No. 33 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Sophie Bienik, has requested and made application for the rezoning of property located at 796 Cayuga Creek Road from R-Residential District to CM-General Commercial District, now THEREFORE BE IT

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of August, 1972 at 7:00 P.M., Eastern Daylight Saving Time.

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-BELOW)

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

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

first publication August 14, 1972 ;
last publication ;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 11th

day of August, 1972

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 1973

8/7/72

#20

#21

Item No. 34 Motion by Councilman Wasielewski, seconded by Councilman Obstarczyk
WHEREAS, the position of Clerk had been created in the Judge's
Office, and

WHEREAS, Sandra L. Szymanski, Cheektowaga, New
York passed the Civil Service examination and is named on the Civil Service list,
now THEREFORE, BE IT

RESOLVED that Sandra L. Szymanski, Cheektowaga, New
York, be appointed to the position of Clerk in the Judge's Office at an annual salary
of \$5,950.00 effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski

NAYES: 0

ABSENT: 0

Item No. 35 Motion by Supervisor Weber, seconded by Councilman Wasielewski

WHEREAS, the Town Board of Cheektowaga has passed a resolution at a
regular meeting held by said Board on September 5, 1967, whereby the then-existing
Erie County Board of Supervisors were requested to construct the Walden Expressway
in and along the right-of-way of the New York Central Railroad West Shore Line (now
known as the Penn-Central Railroad property) extending from Bailey Avenue to Harlem
Road, in order to relieve traffic congestion on Walden Avenue from the Buffalo City
Line to Harlem Road and to restore and preserve the residential character of said
area, and

WHEREAS, said Town Board has again adopted a resolution at a regular
Town Board meeting on May 17, 1971 requesting the Erie County Legislature to construct
the Walden Expressway in and along the right-of-way of the New York Central Railroad
West Shore Line (now known as the Penn-Central Railroad property) extending from
Bailey Avenue to Harlem Road, a copy of said resolution of May 17, 1971 being attached
hereto and made a part hereof, and

WHEREAS, the traffic congestion on Walden Avenue at its intersection
with Harlem Road and easterly to the Town of Cheektowaga and City of Buffalo boundary
line has continually increased, therefore, BE IT

RESOLVED that the Erie County Legislature be and hereby are again
requested and memorialized to construct the Walden Expressway in and along the right-
of-way of the Penn-Central Railroad property extending from Bailey Avenue to Harlem
Road, in order to relieve traffic congestion on Walden Avenue, and BE IT FURTHER

RESOLVED that the Common Council of the City of Buffalo be and hereby
are requested to cooperate jointly with the Town of Cheektowaga in any procedures
and legislations which may be necessary to promote the building of said expressway,
and BE IT FURTHER

RESOLVED that the Town Clerk be and hereby is directed to forward a
certified copy of this resolution to the Erie County Legislature and to the Common
Council of the City of Buffalo.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski

NAYES: 0

ABSENT: 0

Item No. 36 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski

WHEREAS, the position of Legal Stenographer has previously been created
in the Town Attorney's Office, and

WHEREAS, permanent appointment to said position shall be made from
an eligible list established from an open competitive examination, and

8/7/72

Item No. 36 cont'd

WHEREAS, Jean A. Rosenberry, residing at Cheektowaga, New York passed said examination and was first on the Civil Service list, now THEREFORE BE IT

RESOLVED that Jean A. Rosenberry be and hereby is appointed to the position of Legal Stenographer in the Town Attorney's Office at an annual salary of \$7,000.00, effective immediately.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Wasielewski, seconded by Councilman Obstarczyk

BE IT RESOLVED that a public hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17, 1967 be held on August 21, 1972 at 7:30 P.M., Eastern Daylight Saving Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on August 10, 1972, the said proposed amendments being set forth in the Notice of Hearing.

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 21st day of August, 1972 at 7:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as per attached Schedule A:

- 1. ADDITION
Fire Signal-Nagel Dr. Sub Station
8 Faces 2 Lens each.
1-2 faces 2 lens, South on Nagel
2-2 faces 2 lens, North on Nagel
3-1 face 2 lens, between signal heads facing South
4-1 face 2 lens, between signal heads facing North
5-1 face 2 lens, east on North Creek
6-1 face 2 lens, West on North Creek
7-1 face 2 lens, east on South Creek
8-1 face 2 lens, west on South Creek
9-1 face 2 lens, east on driveway.
Push button in Fire House
Normal Operation Phase
1-Double face 2 lens each, north on Nagel, Sequence - Flashing Yellow.
2-Double face 2 lens each, south on Nagel, Sequence - Flashing Yellow.
3-Single face 2 lens, between signal heads facing South, Sequence - Flashing Yellow
4-Single face 2 lens, between signal heads facing North, Sequence - Flashing Yellow
5-Single face 2 lens, east on North Creek, Sequence - Flashing Red
6-Signal face 2 lens, west on North Creek, Sequence - Flashing Red
7-Single face 2 lens, east on South Creek, Sequence - Flashing Red
8-Single face 2 lens, west on South Creek, Sequence - Flashing Red
9-Single face 2 lens, east on Fire Station Drive, Sequence - Flashing Red

SCHEDULE A

- Phase Clearance upon activation of push button
Double face - 1 & 2 north & south on Nagel, Sequence - Steady Yellow
Single head - 3 & 4 north & south between signals, Sequence - Flashing Yellow
Single heads - 5, 6, 7, 8, east & west on South Creek & North Creek & on Sub Station Dr., Sequence - Steady Red
Fire Run Phase
Double face, 1 & 2 north & south on Nagel, Sequence - Steady Red
Single face, 3 & 4 north & south between signal head, Sequence - Flashing Yellow
Single face, 5, 6, 7, 8, facing east & west North Creek & South Creek, Sequence - Steady Red
Single face No. 9 facing drive to station, Sequence - Flashing Yellow.
Deactivation - reverts to Normal operation.
No. 2 Deletion:
Two stops must be deleted. Originally ordained July 17, 1967 as follows:
Nagel Drive - North west corner at South Creek Drive
Nagel Drive - South East corner at North Creek Drive
No. 3 Deletion:
Cleveland Drive at Cayuga Road signal. Original Item No. 14 ordained July 17, 1967 - subdivision "C" is deleted as plant is closed.
No. 4 Amendment:
Cleveland Drive at Cayuga Road. Repeat all of Item No. 14, except Subdivision "C".
No. 5 Deletion
Fire signal - French at South Line: Item No. 20 ordained July 17, 1967. Delete completely. Signal moved to new station.
No. 6 Fire signal - New south line
6-Faces 2 lens each
1-Double face to west on French
2-Double face to east on French
3-Double face on driveway to south. Push button in Station.
Phase Normal Operation
Double Faces No. 1 & 2 East & west on French, Sequence - Flashing Yellow.

- Double Face No. 3 driveway to South, Sequence - Flashing Red
Clearance Phase (Push Button Activation)
Double face No. 1 & 2 east & west on French, Sequence - Steady Yellow
Double Face No. 3 on Driveway, South, Sequence - Steady Red
Fire Run Phase
Double face No. 1 & 2 east & west on French, Sequence - Steady Red
Double face No. 3 south on driveway, Sequence - Flashing Yellow. Deactivation returns to normal operation.
No. 7 Deletion:
Flasher - William - Cayuga Page 168 Amendment No. 7.
Delete in entirety - replaced by stop sign after realignment of intersection by county.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: August 7, 1972
BENEDICT T. HOLTZ
Town Clerk
aug. 10

8/7/72

#20

#21

Item No. 37 cont'd

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

(AFFIDAVITS-BELOW)

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

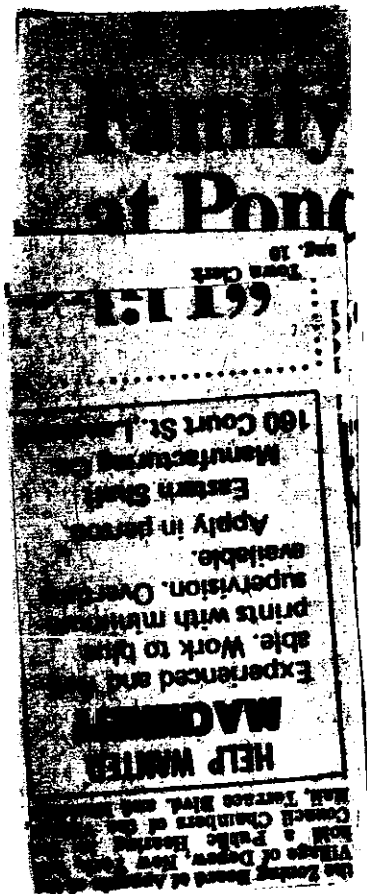
George J. Measer

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 10 day of Aug, 19 72, and the last insertion being on the same day of same 19, and that not more than six days intervened between any two publications thereof.

George J. Measer



Sworn to before me this 10 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

8/7/72

#20

#21

Item No. 37 cont'd

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

(AFFIDAVITS-BELOW)

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

George J. Measer

orn, deposes and says that he is the

Publisher of the

and News

general circulation in the Towns of
...ncaster, and published at Depew,
...e of which the annexed printed
...newspaper, is a copy, was in-
...therein once a week for 1
...ion being on the 10 day
...19 72, and the last inser-
...day of 8-10-72
...more than six days intervened
...ications thereof.

Measer

... North, East & South & south
... Sequence - Steady Red
... face, 3 & 4 north & south
... signal head, Sequence -
...
... 5, 6, 7, 8, facing east
... North Creek & South Creek,
... Sequence - Steady Red
... face No. 3 facing drive to
... Station, Sequence - Flashing
...
... Deactivation - reverts to Normal
...
... Deletion:
... signs shall be deleted.
... originally ordinance July 17, 1967
...
... Drive - North west
... South Creek Drive
... Drive - South East
... North Creek Drive
...
... Deletion:
... and Drive at Cayuga Road
... Original item No. 14
... July 17, 1967 - sub-
... "C" is deleted as plant is
...
... Amendment:
... Cleveland Drive at Cayuga
... Road, except all of Item No. 14,
... except subdivision "C".
... No. 5 Deletion
... Fire signal - French at South
... Line: Item No. 20 ordinance July
... 17, 1967. Delete completely. Signal
... moved to new station.
... No. 6 Fire signal - New south
...
... 6-Faces 2 lens each
... 1-Double face to west on
... French
... 2-Double face to east on French
... 3-Double face on driveway to
... south. Push button in Station.
... Phase Normal Operation
... Double Face No. 1 East &
... west on French, Sequence -
... Flashing Yellow.
... Double Face No. 2 driveway to
... South, Sequence - Flashing Red
... Clearance Phase (Push Button
... Activation)
... Double face No. 1 & 2 east & west
... on French, Sequence - Steady
... Red
... Double Face No. 3 on Driveway,
... Sequence - Steady Red
... Sun Phase
... Double face No. 1 & 2 east & west
... on French, Sequence - Steady
... Red
... Double face No. 3 south on
... driveway, Sequence - Flashing
... Yellow. Deactivation returns to
... normal operation.
... Deletion:
... Flasher - William - Cayuga
... Page 188 Amendment No. 7.
... Delete in entirety - replaced by
... stop sign after realignment of
... intersection by county.
... BY ORDER OF THE TOWN
... BOARD OF THE TOWN OF
... CHEEKTOWAGA, ERIE
... COUNTY, NEW YORK.
... Dated: August 7, 1972
... BENEDICT T. HOLTZ
... Town Clerk
... aug. 10

8/7/72

#20
#21

OFFICE OF RECORDS

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 21st day of August, 1972 at 7:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments being as per attached Schedule A:

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

Dated: August 7, 1972
BENEDICT T. HOLTZ
Town Clerk

TO WHOM IT MAY CONCERN:

Following Deletions, Amendments and Additions should be added to Traffic Ordinance #4. The Town Board has ordered these changes, but no ordinances have been written.

- 1. Addition
 - Fire Signal - Nagel Dr. Sub Station
 - 8 Faces 2 Lens Each
 - 1--2 Faces 2 Lens, South on Nagel
 - 2--2 Faces 2 Lens, North on Nagel
 - 3--1 Face 2 Lens, between signal heads facing South
 - 4--1 Face 2 Lens, between signal heads facing North
 - 5--1 Face 2 Lens, East on North Creek
 - 6--1 Face 2 Lens, West on North Creek
 - 7--1 Face 2 Lens, East on South Creek
 - 8--1 Face 2 Lens, West on South Creek
 - 9--1 Face 2 Lens, East on Driveway
 - Push Button in Fire House

Normal Operation Phase

- 1--Double Face 2 Lens Each, North on Nagel
- 2--Double Face 2 Lens Each, South on Nagel
- 3--Single Face 2 Lens, between signal heads facing South
- 4--Single Face 2 Lens, between signal heads facing North
- 5--Single Face 2 Lens, East on North Creek
- 6--Single Face 2 Lens, West on North Creek
- 7--Single Face 2 Lens, East on South Creek
- 8--Single Face 2 Lens, West on South Creek
- 9--Single Face 2 Lens, East on Fire Station Drive

Sequence

- 1--Flashing Yellow
- 2--Flashing Yellow
- 3--Flashing Yellow
- 4--Flashing Yellow
- 5--Flashing Red
- 6--Flashing Red
- 7--Flashing Red
- 8--Flashing Red
- 9--Flashing Red

PHASE Clearance upon activation of Push Button
Double Face -- 1&2 North & South on Nagel

Sequence - steady yellow
Single Head -- 3&4 North & South

Sequence - Steady Red
Double Face #1 & 2 East & West on French
Sequence - flashing yellow
Double Face #3 on Driveway to South
Sequence - flashing red

FIRE RUN PHASE

Double Face 1 & 2 North & South on Nagel
Sequence - steady red
Single Face 3 & 4 North & South between signal head
Sequence - Flashing Yellow
Single Face 5,6,7,8, Facing East & West North Creek & South Creek
Sequence - steady red
Single Face #9 Facing Drive to Station
Sequence - Steady red
Deactivation-Reverts to Normal Operation
Sequence - flashing yellow

#2 DELETION:

Two stops must be deleted. Originally ordinance July 17, 1967 as follows:
Nagel Drive--North West corner at South Creek Drive
Nagel Drive--South East corner at North Creek Drive

#3 DELETION:

Cleveland Drive at Cayuga Road signal. Original Item #14 ordinance July 17, 1967 - subdivision "C" is deleted as plant is closed.

#4 AMENDMENT:

Cleveland Drive at Cayuga Road. Repeat all of Item #14, except subdivision "C".

#5 DELETION

Fire Signal -- French at South Line: Item #20 Ordinance July 17, 1967. Delete completely. Signal moved to new station.

#6 Fire signal -- New South Line

6--Faces 2 Lens Each
1--Double Face to West on French

8/7/72

#20

Double Face #1 & 2 East & West on French
Sequence - flashing yellow
Double Face #3 on Driveway to South
Sequence - flashing red
CLEARANCE PHASE (Push button Activation)
Double Face #1 & 2 East & West on French
Sequence - steady yellow
Double Face #3 on Driveway, South
Sequence - steady red
FIRE RUN PHASE
Double Face #1 & 2 East & West on French
Sequence - steady red
Double Face #3 South on Driveway
Sequence - flashing yellow
Deactivation returns to normal operation
#7 DELETION
Fisher -- William-Cayuga. Page 5 Amendment #7
Delete in entirety-replaced by stop sign after realignment of intersection by County.

Item No. 37 cont'd

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstar Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

(AFFIDAVITS-BELOW)

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

Gladys M. Leskita of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is *Clara* 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 *1* weeks; first publication *August 10, 1972*; last publication.....; and that no more than six days intervened between publications.

Gladys M. Leskita
Sworn to before me this *11th* day of *August*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

#20

#21

Item No. 38 Motion by Councilman Halicki, seconded by Councilman Wroblewski

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of Service Uniforms for the Detective Bureau of the Cheektowaga Police Department. Information for bidders and specifications may be obtained from the office of Benedict T. Holtz, Town Clerk; said notice to be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:30 Eastern Daylight Saving Time on August 21, 1972 for the purpose of properly opening and reading the sealed bids.

LEGAL NOTICE
NOTICE TO BIDDERS

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 21, 1972 for the furnishing of Service Uniforms for the Detective Bureau of the Cheektowaga Police Department. Information for bidders and specifications may be obtained in the Town Clerk's Office located in the Town Hall, Broadway and Union Road, Cheektowaga, New York.
BENEDICT T. HOLTZ
Town Clerk
DATED: August 7, 1972

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

(AFFIDAVITS-SEE NEXT PAGE)

3 a-

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

George J. Measer

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 10 day
of Aug, 1972, and the last inser-
tion being on the same day of
19, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Notice of the Board of Supervisors of
Cheektowaga, New York, at 7:30 P.M. Eastern
Standard Saving Time on August
1972 for the furnishing of
Police Uniforms for the Detective
Force of the Cheektowaga Police
Department. Information for
and specifications may be
obtained in the Town Clerk's Office
located in the Town Hall, Broad-
way and Union Road, Cheek-
towaga, New York.
BENEDICT T. HOLTZ
Town Clerk
DATED: August 7, 1972

Sworn to before me this 10 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

#20

#21

Sealed proposals will be re-
ceived and considered by the Town
Board of the Town of Cheektowaga
at a meeting thereof to be held at
the Town Hall, corner of Broad-
way and Union Road, Cheektowaga,
New York at 7:30 p.m. Eastern
Daylight Saving Time on August
14, 1972 for the furnishing of
Police Uniforms for the Distric-
tion System of the Cheektowaga
Police Department. Information
and specifications may
be obtained in the Town Clerk's
office located in the Town Hall,
Broadway and Union Road, Cheek-
towaga, New York.

BENEDICT T. MOLTZ
Town Clerk

DATED: August 7, 1972

#20

#21

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

Gladys M. Seichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *August 10, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *11* th
day of *August* , 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

#20

#21

Item No. 39 Detail design and plans for Town Skating Rink

Motion by Councilman Swiatek, seconded by Councilman Wroblewski to table this resolution until the August 21st, 1972 meeting.

Item No. 40 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, continuous complaints have been received by the Town Board for the cleaning up of the lot located on Pinehurst Avenue in the Town of Cheektowaga and according to the Assessor's Office records the lot is owned by Lawrence Cahee, 509 Starin Avenue, Buffalo, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds and debris to prevent the premises from becoming a hazard to the health and safety of others, NOW THEREFORE, BE IT

RESOLVED that pursuant to subdivision 5a of Section 64 of the Town Law if no clean-up action takes place within ten (10) days of the date of this resolution, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 41 Maryvale Swimming Pool Complex

(See next few pages)

NOTICE

The resolution published herewith has been adopted on the 8th day of June, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

(SEAL)
BENEDICT T. HOLTZ,
Town Clerk
August 10

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED JUNE 8, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND SITUATE ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND MADE AVAILABLE FOR RECREATIONAL PURPOSES PURSUANT TO AN AGREEMENT BETWEEN THE TOWN AND SAID SCHOOL DISTRICT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$250,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$75,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$237,500 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized, pursuant to Section 244-b of the General Municipal Law, to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00a, 41 (e) of the local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Folt & Maharek, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incurred thereto and the financing thereof, is \$250,000 and the said amount is hereby appropriated therefor, including the appropriation of \$75,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$75,000 current funds, and the issuance of \$237,500 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds in the principal amount of \$237,500 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a, 41 (e) of the Law and the period of probable usefulness thereof within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

STATE OF NEW YORK
COUNTY OF ERIE

I, BENEDICT T. HOLTZ, Town Clerk of the Town hereinbefore 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 7th, 1972, 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 41, 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 8th day of August, 1972.

BENEDICT T. HOLTZ
Town Clerk

(AFFIDAVITS-SEE NEXT PAGE)

New York

Referendum Certificate

2/7/72 (500)

CERTIFICATE OF CLERK

I, BENEDICT T. HOLTZ, Town Clerk of the
Town of Cheektowaga, in the County of
Erie, State of New York, HEREBY CERTIFY, as follows:

That a resolution of the Town Board of the Town
of Cheektowaga, in the County of Erie,
State of New York, entitled:

"Bond Resolution of the Town of Cheektowaga, New York,
adopted June 8, 1972, authorizing the construction of a
swimming pool complex on land situate on the South side of
Maryvale Drive near Beach Road in the Town, owned by Union
Free School District No. 2 of the Town of Cheektowaga and made
available for recreational purposes pursuant to an agreement
between the Town and said School District, stating the estimated
maximum cost thereof is \$250,000, appropriating said amount
therefor, including the appropriation of \$12,500 current funds
to provide the required down payment, and authorizing the
issuance of \$237,500 serial bonds of the Town to finance the
balance of said appropriation,"

was adopted June 8, 1972, and that the notice setting forth the
date of adoption of the resolution and containing an abstract of said resolu-
tion which concisely stated the purpose and effect thereof, was duly posted
and published as required by law.

That no petition signed and acknowledged by the electors of the
Town protesting against said resolution and requesting that
said resolution be submitted to the electors of the Town for their
approval or disapproval has been filed with the Town Clerk
within thirty days after the date of the adoption thereof, or at any other
time since said adoption.

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

the corporate seal of said Town

this 15th day of August, 1972

Benedict T. Holtz
Town Clerk

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#21

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York.

August 7, 1972

*

*

*

A regular meeting of the Town Board of the Town of
Cheektowaga, in the County of Erie, New York, was held at the
Town Hall, corner of Broadway and Union Road, in said Town, on
August 7, 1972, at 2:30 o'clock P.M. (D.S.T.).

There were present: ~~Honorable Daniel E. Weber, Supervisor~~
and
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

There were absent: Supervisor Daniel E. Weber

Also present: Benedict T. Holtz, Town Clerk
John V. Rogowski, Town Attorney

*

*

*

Councilman Swiatek offered the following resolution
and moved its adoption:

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#21

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES, AS FOLLOWS:

Section 1. The bond resolution of the Town of Cheektowaga,
in the County of Erie, New York, entitled:

"Bond Resolution of the Town of Cheektowaga, New York,
adopted June 8, 1972, authorizing the construction of a swimming
pool complex on land situate on the South side of Maryvale Drive
near Beach Road in the Town, owned by Union Free School District
No. 2 of the Town of Cheektowaga and made available for recreational
purposes pursuant to an agreement between the Town and said
School District, stating the estimated maximum cost thereof is
\$250,000, appropriating said amount therefor, including the
appropriation of \$12,500 current funds to provide the required
down payment, and authorizing the issuance of \$237,500 serial
bonds of the Town to finance the balance of said appropriation,"

duly adopted by the Town Board on the date therein referred to,
subject to permissive referendum, has become effective as of
July 8, 1972, and the Town Clerk is hereby directed to cause
said bond resolution to be published, in full, in the

"CHEEKTOWAGA NEWS," a newspaper published in Cheektowaga, New
York, and hereby designated the official newspaper for said
publication, together with a Notice in substantially the form
as provided by Section 81.00 of the Local Finance Law, con-
stituting Chapter 33-a of the Consolidated Laws of the State of
New York.

Section 2. This resolution shall take effect immediately.

*

*

*

The adoption of the foregoing resolution was seconded by
Councilman Halicki and duly put to a vote on roll call,
which resulted as follows:

AYES: 6

NOES: 0

The resolution was declared unanimously adopted.

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#21

CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga,
in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on August 7, 19 72, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this _____ day of August, 19 72.

Benedict T. Holtz
Town Clerk

(Seal)

#20

#21

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

George J. Measer

being duly sworn, deposes and says that he is the

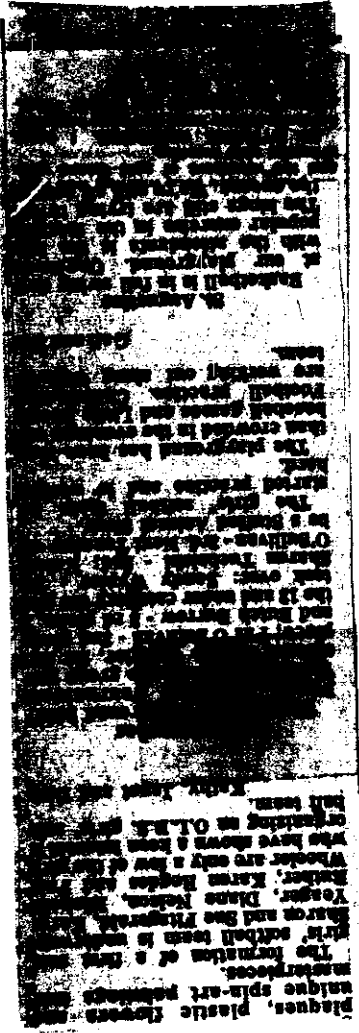
Publisher

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 10 day of Aug 1972, and the last insertion being on the same day of same, 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer



Sworn to before me this 10 day of
Aug, 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

#20

#21

Section 2. Serial bonds in the principal amount of \$237,500 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the construction of the swimming pool complex, the cost of which is hereby determined and fixed at the sum of \$237,500.

Section 3. The following additional provisions are hereby determined and fixed: (a) The swimming pool complex will be of Class "A" construction as defined by Section 11.08a(2) of the Law and the period of prescribed maintenance thereof within the limitations of the Law, is twenty (20) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds, shall contain the recital of validity prescribed by Section 48.09 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 48.09 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said notes and of Section 48.09 and Section 46.09 of the Law, the papers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or (b) 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 (20) days after the date of such publication, or (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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 7th, 1972, 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 41, 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 8th day of August, 1972.
BENEDICT T. HOLTZ
Town Clerk

George J. Measer

poses and says that he is the
ublisher
of the

Cheektowaga
and News

al circulation in the Towns of
ster, and published at Depew,

of which the annexed printed
ewspaper, is a copy, was in-

erein once a week for 1
n being on the 10 day

1972, and the last inser-
day of same

more than six days intervened
ications thereof.

Measer

#20

#21

NOTICE

The resolution published herewith has been adopted on the 8th day of June, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ, Town Clerk

RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED JUNE 8, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND SITUATE ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND MADE AVAILABLE FOR RECREATIONAL PURPOSES PURSUANT TO AN AGREEMENT BETWEEN THE TOWN AND SAID SCHOOL DISTRICT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$250,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATING SAID AMOUNT APPROPRIATION OF \$12,500 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT AND AUTHORIZING THE ISSUANCE OF \$237,500 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized, pursuant to Section 244-b of the General Municipal Law, to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District and more particularly described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61 (e) of the Local Finance Law, commencing Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Fott & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereof, and the financing thereof, is \$250,000 and the said amount is hereby appropriated therefor, including the appropriation of \$12,500 current funds to provide the down payment. The plan of financing includes the expenditure of said \$12,500 current funds, and the issuance of \$237,500 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are

hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds in the principal amount of \$237,500 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds, shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 55.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

STATE OF NEW YORK) COUNTY OF ERIE)

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

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was

held on August 7th 1972, 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 41, 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 8th day of August, 1972.

BENEDICT T. HOLTZ, Town Clerk

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

Gladys M. Seckter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Club* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *August 10, 1972*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter
Sworn to before me this *11* th
day of *August*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified in Erie County
My Commission Expires March 30, 19 *73*

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Item No. 42 Motion by Councilman Wroblewski, seconded by Councilman Wasielewski

BE IT RESOLVED that a fire signal be erected at French Road and Pheasant Lane for the fire station located at that intersection, and be it further

RESOLVED that the Supervisor is directed to order the installation, and be it further

RESOLVED that a copy of this resolution be forwarded to the Erie County Department of Highways in order that they may issue a permit to the Town for said fire signal.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

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

BE IT RESOLVED, that the owners of the parcels of land bearing the following descriptions and setting forth the assessment roll of this Town, are hereby ordered to construct a sidewalk in the 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 such letter shall specify that said owner shall construct said sidewalk within (30) days from date of said letter and that such sidewalk required to be so built shall not have been construction 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 200a of the Town Law of New York.

S.W. Corner of Audet & Towers Blvd.
Berryman Builders 42-542
% Western Savings Bank M.C. 2248, S.L. 50
116 x 75

N.W. Corner of Audet & Towers Blvd.
Allan Bldg. Corp. 42-543
4560 Gunville Road M.C. 2248, S.L. 51
Clarence, New York

Open Lot on Audet Drive: Each Lot is 50 X 115, M.C. 2288

Land Sites, Inc. 45-476-1
2737 Transit Road S.L. 123

Madar Corp. 45-476-2
S.L. 124

John Drost 45-476-3
S.L. 125

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 44 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski

WHEREAS, the three branches of the Cheektowaga Public Library located within and paid for by the Town of Cheektowaga, and in which the County of Erie supplies the books and personnel only, presently are several years old and in need of maintenance and repairs, NOW THEREFORE, BE IT

RESOLVED that the sum of \$1,062.65 be hereby appropriated for maintenance of grounds at the three locations, and BE IT

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Item No. 44 cont'd

FURTHER RESOLVED that an additional sum of \$1000 be hereby appropriated for more extensive repairs necessary at the South Branch Library Building on William Street.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

Item No. 45 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED that David Getz of Cheektowaga, New York be hired as a bath house attendant by the Recreation Department at the rate of \$1.50 per hour.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

Item No. 46 Motion by Councilman Wroblewski, seconded by Councilman Halicki

RESOLVED that the following be appointed School Crossing Guards effective beginning of the school year in September 1972 for replacements or otherwise:

William Passmore
Frank Mentley

Cheektowaga, New York
Cheektowaga, New York

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

Item No. 47 Motion by Councilman Meyers, seconded by Councilman Swiatek

WHEREAS, emergency sewer repairs were required on the sanitary sewer in the vicinity of 208 Barnabas Drive in Sanitary Sewer District #7 (Depew Ext.) which repairs were ordered by the Town Engineer, NOW, THEREFORE,

BE IT RESOLVED that the voucher of Dorss Plumbing, 63 Schlenker St. Cheektowaga, New York 14225 in the amount of \$337.55 to do the work and furnish the materials for the sewer repairs be approved and ordered paid.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: Supervisor Weber

Item No. 48 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski

WHEREAS, the 45th Annual Conference of the Water Pollution Control Federation will be held in Atlanta, October 8 thru 13, 1972,

WHEREAS, the technical material presentations are most current and pertinent to the Town of Cheektowaga pollution programs, now THEREFORE BE IT

RESOLVED that the Town Engineer and the Chairman of the Public Works Committee are authorized to attend same with all legal expenses to be reimbursed by the Town.

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Item No. 48 cont'd

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 49 Motion by Councilman Obstarczyk, seconded by Councilman Halicki

RESOLVED that permission is hereby granted to the New York State Electric & Gas Corporation to remove and install lights on Pleasant parkway, Madeira Drive and Transit Road, corner Madeira, in the Town of Cheektowaga as per their schedules attached hereto and made a part hereof.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 50 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski

WHEREAS, on July 3rd, 1972 the Niagara Mohawk Power Corporation was authorized to make a study and to give the Town of Cheektowaga a proposal for street lighting upgrading on Huth Road, and

WHEREAS, the Niagara Mohawk Power Corporation has now submitted its proposals and schedule for the lighting upgrading on Huth Road, NOW, THEREFORE

BE IT RESOLVED that the said Niagara Mohawk Power Corporation be and hereby is authorized to remove and install street lights on Huth Road according to its schedule attached hereto and made a part hereof.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 51 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending August 7, 1972, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4542	4689	\$271,436.84
Part Town	1159	1171	37,717.64
Special Districts	5488	5547	210,240.69
Highway	4430	4491	100,123.93
Trust and Agency	483	487	<u>215,878.44</u>
			<u>\$835,397.54</u>

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

V. FROM THE TABLE

Item No. 52 Motion by Councilman Obstarczyk, seconded by Councilman Wasielewski

WHEREAS, continuous complaints have been received by the Town Board for the cleaning up of the lot located on the southeast corner of French Road and Theresa Drive in the Town of Cheektowaga and according to the Assessor's Office records the lot is owned by Polycon Corporation, 63 Tremaine Avenue, Kenmore, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds and debris to prevent the premises from becoming a hazard to the health and safety of others, NOW, THEREFORE BE IT

RESOLVED that pursuant to subdivision 5a of Section 64 of the Town Law if no clean-up action takes place within ten (10) days of the date of this resolution, clean-up be commenced the the Town and any cost be assessed against the landowner hereinbefore described.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 53 Motion by Councilman Wroblewski, seconded by Councilman Wasielewski

WHEREAS, the Town Board at a regular meeting held on the 17th day of May, 1972, adopted a resolution granting permission to extend the sanitary sewer main on the east side of Sugg Road in a northerly direction approximately 1700 feet to Fred M. Calandra and Salvatore C. Calandra, THEREFORE BE IT

RESOLVED that the Town Board be and hereby is authorized to sign an agreement between the TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, NEW YORK, AS COMMISSIONERS OF SANITARY SEWER DISTRICT NO. 7 OF THE TOWN OF CHEEKTOWAGA, NEW YORK and FRED A. CALANDRA and SALVATORE C. CALANDRA; said agreement setting forth the terms under which said permission to extend the above mentioned sanitary sewer main is granted.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, Meyers and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

VI. SUSPENSION OF RULES

Item No. 54 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek

RESOLVED that the Town Board suspend the rules of the Town Board meeting to include a resolution from the Engineering Department to pay the voucher of Zablotny Electric Company for work in the Incinerator Building.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Motion by Councilman Meyers, seconded by Councilman Swiatek

WHEREAS, emergency electrical repairs were required at the Town incinerator building which repairs were ordered by the Town Engineer, now THEREFORE BE IT

RESOLVED that the voucher of Zablotny Electric Co., 1131 Walden Ave., Cheektowaga, New York, in the amount of \$7,316.19 to do the work and furnish the materials for the electrical repairs be approved and ordered paid.

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Item No. 54 cont'd

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 55 Motion by Councilman Obstarczyk, seconded by Councilman Meyers

RESOLVED that the Town Board suspend the rules of the Town Board meeting to include a resolution creating the position of Clerk-Typist in the Assessor's Office.

Upon Roll Call....

AYES: Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Motion by Councilman Swiatek, seconded by Councilman Halicki

RESOLVED that the position of Clerk-Typist - permanent be created in the Assessor's Office.

Upon Roll Call....

AYES: Councilman Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: Supervisor Weber

Item No. 56 Motion by Supervisor Weber, seconded to Councilman Halicki

RESOLVED that the Town Board suspend the rules of the Town Board meeting to include a petition from the residents of the Eiffel Estates Park.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Petition from Residents of the Eiffel Estates Park
Received and Filed.

Item No. 57 Motion by Councilman Obstarczyk, seconded by Supervisor Weber

RESOLVED that the Town Board suspend the rules of the Town Board Meeting to include a resolution to give Rudolph E. Bogacki an increment.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Motion by Councilman Wroblewski, seconded by Supervisor Weber

BE IT RESOLVED that the salary of Rudolph E. Bogacki, residing at be increased to the sum of \$11,524.50; said sum being the salary paid the other Senior Engineer Assistants in the Engineering Department, BE IT FURTHER

RESOLVED that said increase be effective immediately.

8/7/72

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Item No. 57 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 58 Motion by Councilman Wasielewski, seconded by Councilman Halicki

RESOLVED that the Town Board suspend the rules of the Town Board Meeting to include a resolution to Clean up property located at 58, 85, 117 and 144, Cheektowaga, New York.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Motion by Supervisor Weber, seconded by Unanimous

WHEREAS, numerous complaints have been received concerning properties located at _____ and _____, Cheektowaga, New York, and

WHEREAS, the owner of the property has received numerous notices to secure the buildings and make them safe for neighbors, and

WHEREAS, the owner has refused to secure the said buildings and make them safe, BE IT

RESOLVED that all work must be completed on said buildings within forty-five (45) days or the Town Attorneys Office will be authorized to hire an architectural firm to examine the property preparatory to demolition.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 59 Motion by Councilman Halicki, seconded by Councilman Wroblewski to adjourn the meeting.

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 21st day of August, 1972 at 7:30 o'clock p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Mary Holtz, Deputy Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; Ronald Marten, Assistant Building Inspector; Andrew Schwenk, Town Assessor; and Benedict Kostrzewski, Chief of Police.

Supervisor Weber opened the Meeting with a Prayer.

Item No. 1a Motion by Supervisor Weber, Seconded by Councilman Halicki to take up the matter regarding the widening of Borden Road - Item No. 13. Numerous residents from Borden Road were in attendance along with Erie County Legislator, John R. Hanny III and Erie County Commissioner of Public Works, Edward W. Uniker. The Borden Road residents agreed to meet again in Town Hall on Monday, August 28, 1972 at 7 p.m., to further discuss this problem.

I. BIDS

Item No. 2a Dingens Street swimming pool.
Referred to Town Engineer, Chester Bryan and Councilman Swiatek.

Item No. 2b Maryvale Drive swimming pool.
Referred to Town Engineer, Chester Bryan and Councilman Swiatek.

Item No. 3 Service uniforms for Detective Bureau.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 4 One Van for Maintenance Office.
Referred to Town Engineer, Chester Bryan.

II. PUBLIC HEARINGS

Item No. 5 Traffic Ordinance Amendment - additions and deletions.
Motion by Supervisor Weber, Seconded by Councilman Halicki

WHEREAS, this Town Board duly held a Public Hearing on the 21st day of August, 1972 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

8/21/72

Item No. 5 cont'd

Cheektowaga, County of Erie, and State of New York, and said Amendments are here-with adopted and enacted.

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 villages of Depew and Sloan.

1. ADDITION

FIRE SIGNAL-NAGEL DRIVE SUB STATION

8 FACES 2 LENS EACH

1--2 FACES 2 LENS, SOUTH ON NAGEL
2--2 FACES 2 LENS, NORTH ON NAGEL
3--1 FACE 2 LENS, BETWEEN SIGNAL HEADS FACING SOUTH
4--1 FACE 2 LENS, BETWEEN SIGNAL HEADS FACING NORTH
5--1 FACE 2 LENS, EAST ON NORTH CREEK
6--1 FACE 2 LENS, WEST ON NORTH CREEK
7--1 FACE 2 LENS, EAST ON SOUTH CREEK
8--1 FACE 2 LENS, WEST ON SOUTH CREEK
9--1 FACE 2 LENS, EAST ON DRIVEWAY
PUSH BUTTON IN FIRE HOUSE

NORMAL OPERATION PHASE

1--DOUBLE FACE 2 LENS EACH, NORTH ON NAGEL
2--DOUBLE FACE 2 LENS EACH, SOUTH ON NAGEL
3--SINGLE FACE 2 LENS BETWEEN SIGNAL HEADS
FACING SOUTH
4--SINGLE FACE 2 LENS BETWEEN SIGNAL HEADS
FACING NORTH
5--SINGLE FACE 2 LENS EAST ON NORTH CREEK
6--SINGLE FACE 2 LENS WEST ON NORTH CREEK
7--SINGLE FACE 2 LENS EAST ON SOUTH CREEK
8--SINGLE FACE 2 LENS WEST ON SOUTH CREEK
9--SINGLE FACE 2 LENS EAST ON FIRE STATION DRIVE

SEQUENCE

FLASHING YELLOW
" "
" "
" "
FLASHING RED
" "
" "
" "
" "

PHASE CLEARANCE UPON ACTIVATION OF PUSH BUTTON

DOUBLE FACE--1 & 2 NORTH & SOUTH ON NAGEL
SINGLE HEAD--3 & 4 NORTH & SOUTH BETWEEN SIGNALS
SINGLE HEADS--5,6,7,8,9, EAST & WEST ON SOUTH
CREEK & NORTH CREEK & ON SUB
STATION DRIVE

SEQUENCE

STEADY YELLOW
FLASHING YELLOW
STEADY RED

FIRE RUN PHASE

DOUBLE FACE 1 & 2 NORTH & SOUTH ON NAGEL
SINGLE FACE 3 & 4 NORTH & SOUTH BETWEEN SIGNAL
HEAD
SINGLE FACE 5,6,7,8, FACING EAST & WEST NORTH
CREEK & SOUTH CREEK
SINGLE FACE #9 FACING DRIVE TO STATION
DEACTIVATION-REVERTS TO NORMAL OPERATION

SEQUENCE

STEADY RED
FLASHING YELLOW
STEADY RED
FLASHING YELLOW

Item No. 5 cont'd

#2 DELETION:

TWO STOPS MUST BE DELETED. ORIGINALLY ORDINANCED JULY 17, 1967 AS FOLLOWS:
NAGEL DRIVE--NORTH WEST CORNER AT SOUTH CREEK DRIVE
NAGEL DRIVE--SOUTH EAST CORNER AT NORTH CREEK DRIVE

#3 DELETION:

CLEVELAND DRIVE AT CAYUGA ROAD SIGNAL. ORIDINAL ITEM #14 ORDINANCED JULY 17, 1967-SUBDIVISION "C" IS DELETED AS PLANT IS CLOSED.

#4 AMENDMENT:

CLEVELAND DRIVE AT CAYUGA ROAD. REPEAT ALL OF ITEM #14, EXCEPT SUBDIVISION "C".

#5 DELETION

FIRE SIGNAL--FRENCH AT SOUTH LINE: ITEM #20 ORDINANCED JULY 17, 1967. DELETE COMPLETELY. SIGNAL MOVED TO NEW STATION.

#3 FIRE SIGNAL--NEW SOUTH LINE

6--FACES 2 LENS EACH
1--DOUBLE FACE TO WEST ON FRENCH
2--DOUBLE FACE TO EAST ON FRENCH
3--DOUBLE FACE ON DRIVEWAY TO SOUTH
PUSH BUTTON IN STATION

<u>PHASE</u>	<u>NORMAL OPERATION</u>	<u>SEQUENCE</u>
	DOUBLE FACES #1 & 2 EAST & WEST ON FRENCH DOUBLE FACE #3 DRIVEWAY TO SOUTH	FLASHING YELLOW FLASHING RED
	<u>CLEARANCE PHASE (PUSH BUTTON ACTIVATION)</u>	<u>SEQUENCE</u>
	DOUBLE FACE #1 & 2 EAST & WEST ON FRENCH DOUBLE FACE #3 ON DRIVEWAY, SOUTH	STEADY YELLOW STEADY RED
	<u>FIRE RUN PHASE</u>	<u>SEQUENCE</u>
	DOUBLE FACE #1 & 2 EAST & WEST ON FRENCH DOUBLE FACE #3 SOUTH ON DRIVEWAY DEACTIVATION RETURNS TO NORMAL OPERATION	STEADY RED FLASHING YELLOW

#7 DELETION

FLASHER--WILLIAM-CAYUGA. PAGE 168 AMENDMENT #7
DELETE IN ENTIRETY-REPLACED BY STOP SIGN AFTER REALIGNMENT
OF INTERSECTION BY COUNTY.

Section 4. Publication and Posting.

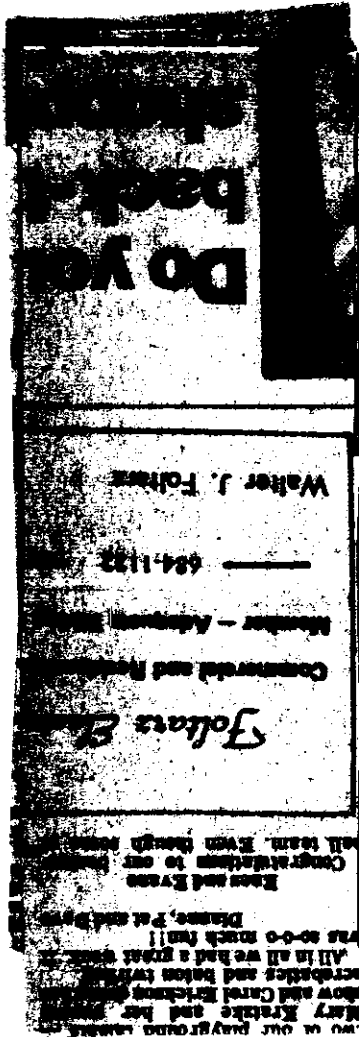
That these Amendments to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of these amendments specifying the date of adoption thereof.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers,
Obstarczyk, Halicki and Wasielewski
0
NAYES: 0
ABSENT: 0

8/21/72

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



George J. Measer

being duly sworn, deposes and says that he is the

Publisher of the

^{Depew} **Herald and** ^{Cheektowaga} **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 24 day of Aug, 19 72, and the last insertion being on the same day of same 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

**MINUTES OF
CHEEKTOWAGA TOWN
BOARD**

A regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, was held at the Town Hall, corner Broadway and Union Road, in said Town on the 21st day of August, 1972, at 7:30 o'clock p.m. Eastern Daylight Saving Time there were present:

- Supervisor: Donald E. Weber
- Councilman: Frank J. Wroblewski
- Councilman: Frank E. Swiatek
- Councilman: Kenneth J. Meyers
- Councilman: Joseph E. Obstarczyk
- Councilman: Joseph A. Halicki
- Councilman: Joseph J. Waszkowski

Presented by Supervisor Weber and Councilman Halicki was a Public Hearing on the advisability of adoption of amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted on July 17, 1972, said hearing being held in accordance with the provisions of the State Law which was duly published and opportunity to be heard was given to all persons interested in the subject matter.

Section 2. Time to take effect. (a) These Amendments shall take effect immediately upon their passage, if any, which is subject to approval under Section 160 of the Vehicle and Traffic Law of the State of New York.

Section 3. Any part or parts of the amendments which are subject to approval under Section 160 of the Vehicle and Traffic Law of the State of New York shall take effect upon the day on which the amendments are written in regular session of the New York State Traffic Commission.

Section 4. Publication and Posting. These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York, and shall be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES.

Following deletions, amendments and additions should be added to Traffic Ordinance No. 4. The Town Board has ordered these changes, but no ordinances have been written.

**1. ADDITION
FIRE SIGNAL -- NAGEL DR.
SUB STATION**

- 3 FACES 2 LENS EACH
- 1 - 3 Faces 2 Lens, South on Nagel
- 2 - 3 Faces 2 Lens, North on Nagel
- 3 - 1 Face 2 Lens, between signal heads facing South
- 4 - 1 Face 2 Lens, between signal heads facing North
- 5 - 1 Face 2 Lens, East on North Creek
- 6 - 1 Face 2 Lens, West on North Creek
- 7 - 1 Face 2 Lens, East on South Creek
- 8 - 1 Face 2 Lens, West on South Creek
- 9 - 1 Face 2 Lens, East on Driveway

**2. DELETION IN FIRE HOUSE
NORMAL OPERATION PHASE**

- 1 - Double Face 2 Lens each North on Nagel Sequence, Flashing Yellow
- 2 - Double Face 2 Lens each South on Nagel. Sequence, Flashing Yellow
- 3 - Single Face 2 Lens, between signal heads facing South. Sequence, Flashing Yellow
- 4 - Single Face 2 Lens, between signal heads facing North. Sequence, Flashing Yellow
- 5 - Single Face 2 Lens, East of North Creek. Sequence, Flashing Red
- 6 - Single Face 2 Lens, West of North Creek. Sequence, Flashing Red
- 7 - Single Face 2 Lens, East of South Creek. Sequence, Flashing Red
- 8 - Single Face 2 Lens, West of South Creek. Sequence, Flashing Red
- 9 - Single Face 2 Lens, East of Fire Station Drive. Sequence, Flashing Red

**SCHEDULE A
PHASE CLEARANCE UPON
ACTIVATION OF PUSH BUTTON**

- Double Face - 1 & 2 North & South on Nagel. Sequence, Steady Yellow
- Single Head - 3 & 4 North & South between signals. Sequence, Flashing Yellow
- Single Heads - 5, 6, 7, 8, 9, East & West on South Creek & North Creek & On Sub Station Dr. Sequence, Steady Red

FIRE RUN PHASE

- Double Face 1 & 2 North & South on Nagel. Sequence, Flashing Yellow
- Single Face 3 & 4 North & South between Signal Head. Sequence, Flashing Yellow
- Single Face 5, 6, 7, 8, Facing East & West North Creek & South Creek. Sequence, Steady Red
- Single Face No. 9 facing Drive to Deactivation. Sequence, Steady Red
- Normal Operation - Reverts to Flashing Yellow. Sequence, Flashing Yellow

No. 2 DELETION:

Two stops must be deleted. Originally Ordinance July 17, 1972 as follows:

- Nagel Drive - North West corner at South Creek Drive
- Nagel Drive - South East corner at North Creek Drive

No. 3 DELETION:

Cleveland Drive at Cayuga Road signal. Original Item No. 14 Ordinance July 17, 1972 - Subdivision "C" is deleted as plant is closed.

No. 4 AMENDMENT:

Cleveland Drive at Cayuga Road. Repeat all amendments No. 14, except subdivision "C".

No. 5 DELETION:

Fire Signal - at South East corner at North Creek Drive. Deleted July 17, 1972. Deleted as replaced by new signal.

No. 6 FIRE SIGNAL - NORTH LINE

- Faces 2 Lens, East on French
- Double Face 2 Lens, East on French

No. 7 DELETION:

Double Face No. 3 Driveway to South. Sequence, Flashing Red

CLEARANCE PHASE (PUSH BUTTON ACTIVATION)

- Double Face No. 1 & 2 East & West on French. Sequence, Steady Yellow
- Double Face No. 3 on Driveway. Sequence, Steady Red

FIRE RUN PHASE

- Double Face No. 1 & 2 East & West on French. Sequence, Steady Yellow
- Double Face No. 3 South on Driveway. Sequence, Flashing Yellow

Deactivation returns to normal operation.

No. 7 DELETION:

Flasher - William-Cayuga. Original Ordinance No. 7 delete authority - replaced by stop sign after realignment of intersection by County.

Section 4. Publication and Posting.

These Amendments to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES.

newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 90 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of these amendments specifying the date of adoption thereof.

Upon roll call...

Supervisor Weber, Voting AYE

Councilman Wroblewski, Voting AYE

Councilman Swiatek, Voting AYE

Councilman Meyers, Voting AYE

Councilman Obstarczyk, Voting AYE

Councilman Halicki, Voting AYE

Councilman Waszkowski, Voting AYE

YES: 7
NAY: 0
ABSENT: 0

**STATE OF NEW YORK
COUNTY OF ERIE**

BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, Erie County, New York, do hereby certify as follows:

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 21, 1972, 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. 5, inclusive, of said book.

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.

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 22nd day of August, 1972.

(Seal)
BENEDICT T. HOLTZ
Town Clerk

Aug. 24

George J. Measer

deposes and says that he is the

Publisher of the

Cheektowaga
Id and News

general circulation in the Towns of

Lancaster, and published at Depew,

notice of which the annexed printed

and newspaper, is a copy, was in-

sertion being on the 24 day

AUG. 19 72, and the last inser-

day of same

not more than six days intervened

publications thereof.

J. Measer

Legal Notice

EXTRACTS FROM MINUTES OF CHEEKTOWAGA 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 21st day of August, 1972 at 7:30 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Daniel E. Weber

Councilmen:

Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

ABSENT: 0

Motion by Supervisor Weber seconded by Councilman Halicki WHEREAS this Town Board duly held a Public Hearing on the 21st day of August, 1972 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.

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 villages of Depew and Sloan.

Section 4. Publication and Posting.

That these Amendments to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the Depew Herald and Cheektowaga News and in the Cheektowaga TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of these amendments specifying the date of adoption thereof.

Upon roll call

Supervisor Weber Voting AYE
Councilmen:
Wroblewski Voting AYE
Swiatek Voting AYE
Meyers Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Wasielewski Voting AYE

AYES: 7

NAYES: 0

ABSENT: 0

(Legal continued)

TO WHOM IT MAY CONCERN:

Following Deletions, Amendments and Additions should be added to Traffic Ordinance #4. The Town Board has ordered these changes, but no ordinances have been written.

1. Addition

Fire Signal - Nagel Dr. Sub Station

8 Faces 2 Lens Each

1--2 Faces 2 Lens, South on Nagel

2--2 Faces 2 Lens, North on Nagel

3--1 Face 2 Lens, between signal headfacing South

4--1 Face 2 Lens, between signal heads facing North

5--1 Face 2 Lens, East on North Creek

6--1 Face 2 Lens, West on North Creek

7--1 Face 2 Lens, East on South Creek

8--1 Face 2 Lens, West on South Creek

9--1 Face 2 Lens, East on Driveway

Push Button in Fire House

Normal Operation Phase

1--Double Face 2 Lens Each, North on Nagel

2--Double Face 2 Lens Each, South on Nagel

3--Single Face 2 Lens, between signal heads facing South

4--Single Face 2 Lens, between signal heads facing North

5--Single Face 2 Lens, East on North Creek

6--Single Face 2 Lens, West on North Creek

7--Single Face 2 Lens, East on South Creek

8--Single Face 2 Lens, West on South Creek

9--Single Face 2 Lens, East on Fire Station Drive

Sequence

1--Flashing Yellow

2--Flashing Yellow

3--Flashing Yellow

4--Flashing Yellow

5--Flashing Red

6--Flashing Red

7--Flashing Red

8--Flashing Red

9--Flashing Red

PHASE Clearance upon activation of Push Button

Double Face -- 1&2 North & South on Nagel

Sequence - steady yellow

Single Head -- 3&4 North & South Between signals

Sequence - flashing yellow

Single Heads--5,6,7,8,9, East & West on South Creek & North Creek & on Sub Station Dr.

Sequence - Steady Red

FIRE RUN PHASE

Double Face 1 & 2 North & South on Nagel

Sequence - steady red

Single Face 3 & 4 North & South between signal head

Sequence - Flashing Yellow

Single Face 5,6,7,8, Facing East & West North Creek & South Creek

Sequence - steady red

Single Face #9 Facing Drive to Station

Sequence - Steady red

Deactivation-Reverts to Normal Operation

Sequence - flashing yellow

#2 DELETION:

Two stops must be deleted. Originally ordained July 17, 1967 as follows:

Nagel Drive--North West corner at South Creek Drive

Nagel Drive--South East corner at North Creek Drive

(Legal continued)

#3 DELETION:

Cleveland Drive at Cayuga Road signal. Original Item #14 ordinance July 17, 1967 - subdivision "C" is deleted as plant is closed.

#4 AMENDMENT:

Cleveland Drive at Cayuga Road. Repeat all of Item #14, except subdivision "C".

#5 DELETION

Fire Signal -- French at South Line: Item #20 Ordinance July 17, 1967. Delete completely. Signal moved to new station.

#6 Fire signal -- New South Line

6--Faces 2 Lens Each

1--Double Face to West on French

2--Double Face to East on French

3--Double Face on Driveway to South Push Button in Station

PHASE Normal Operation

Double Faces # 1 & 2 East & West on French

Sequence - flashing yellow

Double Face #3 Driveway to South

Sequence - flashing red

CLEARANCE PHASE (Push button Activation)

Double Face #1 & 2 East & West on French

Sequence - steady yellow

Double Face #3 on Driveway, South

Sequence - steady red

FIRE RUN PHASE

Double Face # 1 & 2 East & West on French

Sequence - steady red

Double Face #3 South on Driveway

Sequence - flashing yellow

Deactivation returns to normal operation

#7 DELETION

Flasher -- William-Cayuga. Page 168 Amendment #7

Delete in entirety-replaced by stop sign after realignment of intersection by County.

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 21, 1972, 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. 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 22nd day of August, 1972.

BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Sechtes of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes, and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *August 24, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechtes
Sworn to before me this *25th*
day of *August*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

Item No. 6 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Bory Drive	Both sides of drive from east side of Borden Road	West side of Dubonnet Drive Map Cover 2260

TYPE OF STREET LIGHTING INSTALLATION

Fifteen (15) 3350 lumen electric post-top Town & Country mercury units.

Estimated cost \$6.50 per year for two years per 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 Halicki

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>
Bory Drive	Both sides of drive from east side of Borden Road	West side of Dubonnet Drive Map Cover 2260

TYPE OF STREET LIGHTING INSTALLATION

Fifteen (15) 3350 lumen electric post-top Town & Country mercury units.

Estimated cost \$6.50 per year for two years per 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 evicence 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.

8/21/72

#21

Item No. 6 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

Item No. 7 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly filed 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>
Basswood Drive	Entire street from east side of Sublots 17 and 315 on west side of Starwood Drive	West side of Sublot 55 and 231 (east side of proposed Park site) Map Cover 2278

TYPE OF STREET LIGHTING INSTALLATION

Twenty (20) 3350 lumen electric post top type embedded posts mercury units.

Estimated cost per year for two years \$6.50 per 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>
Basswood Drive	Entire street from east side of Sublots 17 and 315 on the west side of Starwood Drive	West side of Sublot 55 and 231 (east side of proposed Park site) Map Cover 2278

TYPE OF STREET LIGHTING INSTALLATION

Twenty (20) 3350 lumen electric post top type embedded posts mercury units.

Estimated cost per year for two years \$6.50 per 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

8/21/72

Item No. 7 cont'd

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.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

III. GENERAL COMMUNICATIONS

Item No. 8 N.Y.S. Department of Transportation - proposed increased fares, charges, rules and regulations of NFT.
Received and Filed.

Item No. 9 N.Y.S. Department of Transportation - acknowledge receipt of resolution regarding lowering maximum speed of vehicles on certain highways.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 10 N.Y.S. Department of Transportation - regarding tariff filings made by NFT.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 11 N.Y.S. Department of Transportation - regarding re-evaluating state touring routes.
Referred to Chief of Police, Benedict Kostrzewski
Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, the Department of Transportation of the State of New York has notified the Town of Cheektowaga that it is in the process of re-evaluating state touring routes in the Region 5 area of Western New York, and

WHEREAS, said Department of Transportation is of the opinion that routes "NY 130" (Broadway Avenue) Niagara Square to Transit Road and route "NY 33B" (Genesee Street) Michigan Avenue to NY 33 (Kensington Expressway) are no longer needed as touring routes, and

WHEREAS, said Department of Transportation has requested written approval by the Town for the deletion of said route numbers from these two arterials, therefore, BE IT

RESOLVED that the Town Board hereby approves the deletion of the route numbers "NY 130" (Broadway Avenue) Niagara Square to Transit Road and NY33B (Genesee Street) Michigan Avenue to NY33 (Kensington Expressway), and BE IT FURTHER

RESOLVED that this resolution constitutes approval and authorizes the Department of Transportation to delete said route numbers, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to the Department of Transportation at its Buffalo office.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 12 N.Y.S. Department of Transportation - Notice of Order.
Referred to Chief of Police, Benedict Kostrzewski.

Item No. 13 Erie County Legislator, John R. Hanny III - will be in attendance
at Town Board Meeting with regard to Borden Road problem.
See Item No. 1a - a meeting to be held August 28, 1972 at 7:00
to further discuss this problem.

Item No. 14 Village of Sloan - request to repave Halstead Avenue from Reiman
to Broadway.

Motion by Councilman Swiatek, Seconded by Councilman Wroblewski

RESOLVED, that the Town Highway Department assist the Sloan Highway
Department in repaving Halstead Avenue from Reiman to Broadway, with the stipulation
that the Village of Sloan pay for materials and wages of men employed for the project.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 15 Cheektowaga Traffic Safety Commission - election of officers.
Received and Filed

Item No. 16 Cheektowaga Fire Chief's Mutual Aid Association - adopt a new Fire
Prevention Code.
Referred to Town Attorney, John Rogowski.

Item No. 17 Depew-Cheektowaga Home Association - request to reduce speed limit
from 35 MPH to 30 MPH in area of Meadowlawn Road intersecting Homeworth, Patrick
and Sable Palm Drive.
Referred to Chief of Police, Benedict Kostrzewski

Item No. 18 Heary Brothers Lightning Protection Company - regarding a lightning
protection system for the two new swimming pools at Maryvale Drive and Dingens Street.
Referred to Town Engineer, Chester Bryan and Councilman Joseph Obstarczyk.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 19 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

RESOLVED, that the Building Permits submitted on August 21, 1972
be approved with the following exceptions and stipulations; subject to the Building
Inspector's Approval:

REFERRED TO ZONING BOARD - Albert Minotti
48 The Avenue - insufficient lot area

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 20 Chester L. Bryan - award of bids for two (2) pick-up Trucks.
Motion by Supervisor Weber, Seconded by Councilman Wroblewski to
table this Item until the September 5, 1972 Meeting.

Item No. 21 Stanley Bystrak - acceptance of Marywood Farms Subdivision Part I.
Motion by Supervisor Weber, Seconded by Councilman Wroblewski

Item No. 21 cont'd

WHEREAS, the Superintendent of Highways and the Town Engineer have inspected the maps of the Marywood Farms Subdivision and find that they meet specifications set forth by the Town of Cheektowaga, subject to bituminous coated metal pipe for storm sewers, crusher run for road base, trees planted in front of every home between sidewalk and curb within one year after homes are built, construction of paving, curbs, receivers and connections for roads in subdivision; the subdivision including the following:

- HONORINE DRIVE: 80' R.O.W. -- 1300' ± length. Beginning at a point in Como Park Boulevard, thence continuing in a northerly direction for a distance of 1300' ± to end, at a point in Rowley Road.
- MARYWOOD DRIVE: 60' R.O.W. -- 2500' ± length. Beginning at a point in Como Park Boulevard, thence continuing in a northerly direction for a distance of 700', thence easterly for a distance of 1100', thence southerly for a distance of 700' to end at a point in Old Stone Road.
- Old STONE ROAD: 60' R.O.W. -- 1900' ± length. Beginning at a point in Marywood Drive, thence continuing in a southerly direction for a distance of 500', thence easterly for a distance of 1400' to end.
- ELY ROAD: 60' R.O.W. -- 700' ± length. Beginning at a point in Marywood Drive, thence continuing easterly for a distance of 700' to end.
- GARFIELD COURT: 60' R.O.W. -- 300' ± length. Beginning at point in Marywood Drive, thence continuing westerly a distance of 300' ± to end in a cul-de-sac with a 50' radius.

No building permits to be issued until contract or maintenance bonds are submitted to the Highway Department. Upon receipt of bond, Carl Trafalski Building Inspector, will be notified to issue permits. Building permits should specify trees to be furnished as noted above.

NOW, THEREFORE, BE IT RESOLVED, that the Marywood Farms Subdivision be and hereby is accepted.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

V. RESOLUTIONS

Item No. 22 Motion by Councilman Wroblewski, Seconded by Councilman Swiatek

WHEREAS, the next regular Town Board meeting would normally be held on the first Monday of the month, said day being a legal holiday, Labor Day September 4th, 1972, therefore, BE IT

RESOLVED that the next regular Town Board meeting will be held on Tuesday, September 5th, 1972 at 2:30 p.m., Eastern Daylight Saving Time.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Halicki, Seconded by Councilman Meyers

WHEREAS, Edward Wozniak, presently employed in the Building and Maintenance Department has requested a leave of absence from his present position, therefore, BE IT

RESOLVED that said Edward Wozniak be and hereby is granted a six month leave of absence from his position, without pay.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Swiatek, Seconded by Councilman Meyers

WHEREAS, traffic on French Road in the Town of Cheektowaga, has been increasing due to construction of new homes, apartments, and businesses in this area and

WHEREAS, this increased traffic has caused numerous accidents on this highly traversed road and

WHEREAS, the traffic and the accident rate is a source of deep concern to the families of the French Road areas, now, therefore

BE IT RESOLVED that the following program be put into effect:

1. A lighting study be undertaken to increase the lighting along French Road. This may be done by increasing the lighting per standard or by installing additional standards.
2. The Town take immediate steps to relocate a portion of Towers Blvd. so that it will form an intersection with Nancy and French Road. This action will greatly enhance our application for a signal light on that corner.
3. The Chief of Police be directed to increase radar patrols along French Road to reduce the incidence of speeding and reckless driving.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Swiatek, Seconded by Councilman Wasielewski

WHEREAS, Councilman Frank E. Swiatek has prepared and presented a report on the ice skating rink proposal covering both the rental of a skating rink to be built by private enterprise and the construction during such rental period of a skating rink by the Town of Cheektowaga, and

WHEREAS, said report includes numerous statistics, financial data and recommendations, and

WHEREAS, it would appear proper at this time for the Town of Cheektowaga to consider and study a proposed agreement for the rental of the said private skating rink, therefore, BE IT

RESOLVED that in order that the Town Board may fully examine and consider said rental proposal that the Town Attorney's Office be and hereby is authorized to prepare a proposed agreement between the Town of Cheektowaga and Holiday Ice, the corporation which proposes to build the private skating rink, and BE IT FURTHER

RESOLVED that such proposed agreement be presented to the Town Board members for further study and to consider the possible execution of an appropriate agreement.

8/21/72

Item No. 25 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Richard Maussner has made application to rezone property located at 707 Cayuga Creek Road, Cheektowaga, from R-Residential to CM-General Commercial District, now therefore be it

RESOLVED that a Public Hearing be held on September 5, 1972 at 2:00 P.M., regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits on Next Page)

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



George J. Measer

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 24 day
of Aug, 19 72 and the last inser-
tion being on the same day of same
1972, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

NOTARY PUBLIC STATE OF NEW YORK
LAURA J. BULL
QUALIFIED IN ERIE COUNTY
MY COMMISSION EXPIRES MARCH 30, 1973

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

George J. Measer
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,
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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 24 day
of Aug, 19 72 and the last inser-
tion being on the same day of same
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of Aug, 19 72 and the last inser-
tion being on the same day of same
19, and that not more than six days intervened
between any two publications thereof.

George J. Measer

this 24 day of
Aug, 19 72

Bule
New York
March 30, 1972

NOTARY PUBLIC
JAMES SUTHERLAND

EXCEPTING from the above described premises those lands conveyed to Albert Winkelman and George Schreiber by deed recorded in Erie County Clerk's Office in Liber 2832 of Deeds page 291.
TOGETHER WITH rights of ingress and egress in common with others over, across and through a certain proposed street fifty (50) feet wide adjoining the above described premises on the westerly side and running in a southerly direction from Cayuga Creek Road.
Subject to the right of redemption of the United States of America.
BY ORDER OF
THE TOWN BOARD
Supervisor
Daniel Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of September 1972, at 2:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Richard A. Maussner to Rezone from R - Residence District to GM - General Commercial District the property located at 702 Cayuga Creek Road, Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

DESCRIPTION

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. 65, Township 10, Range 7 of the Buffalo Creek Reservation, described as follows:

BEGINNING at a point in the south line of Cayuga Creek Road at its intersection with the northeast line of lands conveyed to Anton Fronckowiak by deed recorded in Erie County Clerk's Office in Liber 1769 of Deeds page 366; thence southeasterly along the northeast line of Anton Fronckowiak land, as conveyed by deed aforesaid, three hundred fifteen (315) feet; thence westerly at right angles from Fronckowiak northeasterly line, as aforesaid, one hundred forty-eight (148) feet to the southwest line of land conveyed to Albert Winkelman and George Schreiber by deed recorded in Erie County Clerk's Office in Liber 2832 of Deeds page 291; thence southeasterly twenty (20) feet to a point; thence westerly at right angles ninety (90) feet to an iron stake; thence westerly, sixty-five and fifteen hundredths (65.15) feet to an iron pipe; thence northwesterly and parallel with the northeast line of lands conveyed to Anton Fronckowiak, by deed aforesaid, two hundred (200) feet to the southwest line of proposed road; thence northerly two hundred forty-two and fifty-eight hundredths (242.58) feet to the south line of Cayuga Creek Road; thence easterly along the south line of Cayuga Creek Road, one hundred eleven and twenty-six hundredths (111.26) feet to the place of beginning.

EXCEPTING from the above described premises those lands conveyed to Albert Winkelman and George Schreiber by deed recorded in Erie County Clerk's Office in Liber 2832 of Deeds page 291.

TOGETHER WITH rights of ingress and egress in common with others over, across and through a certain proposed street fifty (50) feet wide adjoining the above described premises on the westerly side and running in a southerly direction from Cayuga Creek Road.

Subject to the right of redemption of the United States of America.

BY ORDER OF THE TOWN BOARD
Supervisor Daniel E. Weber

Councilmen:

Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Sechtes of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *August 24, 1972*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechtes
Sworn to before me this *25th*
day of *August*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

Item No. 27 Motion by Councilman Wroblewski, Seconded by Councilman Swiatek

WHEREAS, PDC Building Corporation has made application to rezone property located at the Southeast corner of Union & French Roads from RA-Apartment District to C-Retail Business District, now therefore be it

RESOLVED that a Public Hearing be held on September 5, 1972 at 2:00 P.M., regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

STATE OF NEW YORK
COUNTY OF ERIE

} ss.

... of the Town of Cheektowaga, County of Erie, State of New York, do hereby certify that on the 24th day of August 1972, at 2:00 P.M., Eastern Daylight Time of said day for the purpose of considering the application of PDC Building Corporation, Roman from RA... District to C Retail... District the property... at the Southeast corner of... and Union Roads and... according to the Zoning Map and... 10-00 of the Zoning... of the Town of Cheektowaga, New York.

parties in interest and... will be given an... to be heard in regard... application.

DESCRIPTION

... parcel of land sitsuate in... of Cheektowaga, County... State of New York and... of Lot 113, Township 10... and being described as...

... at a point of inter-... of the south line of French... and the west line of Lot 113;... westerly along the south... of French Road, 370 + or - feet... of intersection of the... of the westerly line of... Village Apartments;... south along the said... of the westerly line and... of Garden Village... 792.91 feet to a point;... at right angles to... mentioned line 10.00 feet to... thence south along the... line of Garden Village... 792.91 feet to a point in... the south line of the town of... Cheektowaga; thence west along... the south line of Cheektowaga, 240... + or - feet to the west line of Lot... 113; thence north along west line of... Lot 113, 1200 + or - feet to the point... place of BEGINNING.

George J. Measer

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 24 day of Aug, 19 72, and the last insertion being on the same day of same, 19..., and that not more than six days intervened between any two publications thereof.

George J. Measer

this 24 day of Aug, 1972

BY ORDER OF THE TOWN BOARD

Supervisor
Daniel E. Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Washlewski
BENEDICT T. HOLTZ
Town Clerk

Bull

Depew, New York
March 30, 19 73

Aug. 24

#21

LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of September 1972, at 2:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of PDC Building Corporation to Rezone from RA - Apartment District to C Retail Business District the property located at the Southeast corner of French and Union Roads and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York. All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

DESCRIPTION

ALL that parcel of land situate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 113, Township 10, Range 7 and being described as follows:

BEGINNING at a point of intersection of the south line of French Road and the west line of Lot 113; thence easterly along the south line of French Road, 370 plus or minus feet to a point of intersection of the extension of the westerly line of Garden Village Apartments; thence south along the said extension of the westerly line and the westerly line of Garden Village Apartments 702.91 feet to a point; thence east and at right angles to the last mentioned line 10.00 feet to a point; thence south along the westerly line of Garden Village Apartments 730.25 feet to a point in the south line of the Town of Cheektowaga; thence west along the south line of Cheektowaga, 340 plus or minus feet to the west line of Lot 113; thence north along the west line of Lot 113, 1300 plus or minus feet to the point or place of BEGINNING.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilmen:

Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Seckter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clerk* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *August 24, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter
Sworn to before me this *25th*
day of *August*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

Item No. 28 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Edward Wawrzyniak has made application and requested a Special Permit to install two gas pumps at 3254 Harlem & Maryvale Drive, Cheektowaga; now therefore be it

RESOLVED that a Public Hearing be held regarding said request under the provisions of the Zoning Ordinance, on September 5th, 1972 at 2:00 P.M., Eastern Daylight Saving Time, at the Town Hall.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

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

George J. Measer

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 24 day
of Aug, 1972, and the last inser-
tion being on the same day of same,
1972, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of
Aug, 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

[Faded text, likely a newspaper clipping or official notice, partially obscured by a dark stamp]

- Samuel E. Weber
- Councilman
- Paul T. Wroblewski
- Councilman
- Frank E. Swiatek
- Councilman
- Kenneth J. Meyers
- Councilman
- Joseph R. Obstarczyk
- Councilman
- Donald A. Halicki
- Councilman
- Raymond J. Wasilowski
- Councilman
- BENEDICT T. HOLTZ
- Town Clerk

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 5th day of September 1972, at 2:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Edward Wawrzyniak for a Special Permit to operate two gasoline pumps on property located at 3254 Harlem Road (southwest corner of Harlem Road and Maryvale Drive) pursuant to Section 6-01 and Section 6-012 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed

- COMMISSION:**
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Lechite of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *August 24, 1972*;
last publication;
and that no more than six days intervened be-
tween publications.

Gladys M. Lechite
Sworn to before me this *25th*
day of *August*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State of New York
Qualified in Erie County
My Commission Expires March 30, 19*73*

Item No. 29 Motion by Councilman Wroblewski, Seconded by Councilman Halicki

RESOLVED that Paul Palicki of _____, Cheektowaga
New York be appointed to fill an unexpired term on the Cheektowaga Traffic Safety
Commission.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Councilman Obstarczyk, Seconded by Councilman Halicki

RESOLVED that permission is hereby given to the New York State
Electric & Gas Corporation to remove and install street lights on Genesee Street
(at the Off-On ramp off Kensington Expressway), William Street and at the tri-
angular intersection of William Street and Richard, in the Town of Cheektowaga,
as indicated on the schedules attached hereto and made a part hereof.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Obstarczyk, Seconded by Councilman Halicki

RESOLVED that permission is hereby given to the Niagara Mohawk
Power Corporation to repair the damaged light standard in front of 59 Preston Road,
Town of Cheektowaga.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the General Fund
be approved:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
7620.463 Adult Rec. Field Trips	1624.148 Bellevue School Supr. Salary	\$600.00
Contingent 1990.480 \$10, 175.00	1624.420 Bellevue School Telephone Expense	100.00
	1624.421 Bellevue School Electric Bills	150.00
	1624.422 Bellevue School Gas Bills	300.00
	1624.423 Bellevue School Water Bills	25.00
Contingent 1990.480 \$ 3,200.00	1624.445 Bellevue School Bldg., Grounds repairs	9,000.00
	1110.137 Justice - other clerical	3,200.00

SPECIAL DISTRICTS

Sanitary Sewer District No. 3 8123.454 Consulting Engineer 50,000.00
Fund Balance

Item No. 32 cont'd

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending August 21, 1972, be and hereby are approved and the Supervisor pay said warrants;

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4690	4808	\$160,233.06
Part Town	1172	1178	2,589.97
Highway	4492	4528	66,217.74
Special Districts	5548	5600	109,088.45
Trust and Agency	489	492	7,389.62
Construction & Improvement	--	--	
			<u>\$345,518.84</u>

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

VI. FROM THE TABLE

Item No. 34 Detail design and plans for Town Skating Rink.
Tabled unanimously.

VII. SUSPENSION OF RULE

Item No. 35 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, Arthur F. Keicher has made application to rezone property located at 948 French Road, Cheektowaga, New York from R-Residential to C-Retail Business District, now therefore be it

RESOLVED that a Public Hearing be held on September 5, 1972 at 2:00 P.M., Eastern Daylight Saving Time regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Roads.

UPON ROLL CALL.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits on Next Page)

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

George J. Measer

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 24 day of AUG, 19 72, and the last insertion being on the SAME day of SAME, 19 72, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 24 day of
Aug, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Dusen Road, on the 5th day of September 1972, at 2:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Mr. F. Keicher to Rezone from Residence District to C - 1 Business District the property located at 948 - 960 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 20-100 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

DESCRIPTION
(948-960 French Rd.)
Beginning at a point in the center line of French Road at a distance of 1,800 feet west of the intersection of the center line of French Road and the center line of French Road, thence southerly along the center line of French Road for a distance of 29.87 feet; thence northerly parallel to the west line of Lot #50 for a distance of about 20 feet; thence westerly and parallel to the north line of French Road, as relocated in 1955, for a distance of 20 feet thence southerly and parallel to west line of Lot No. 50 for a distance of 218.42 feet; thence easterly and parallel to the north line of Lot #50 for a distance of 218.42 feet; thence distance of 218.42 feet; thence southerly at right angles to the south line of Lot #50 and the center line of French Road for a distance of about 438 feet to the point of beginning.

BY ORDER OF THE TOWN BOARD
Supervisor Daniel E. Weber,
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Habicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Sechtle of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Check* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication *August 24, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechtle
Sworn to before me this *25th*
day of *August*, 19 *72*
..... *Naidine C. Marong*
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

has been terminated as of August 17, 1972

Item No. 36 Motion by Supervisor Weber, Seconded by Councilman Wroblewski

WHEREAS, Mary Gawron, Senior Clerk in the Assessor's Office, is absent from her duties due to a sick leave, and

WHEREAS, it will be necessary that the duties of said Senior Clerk continue during her absence, now therefore, BE IT

RESOLVED that William Conway, presently employed as a Clerk in the Assessor's Office, be and hereby is authorized to temporarily fulfill the position and the duties of Senior Clerk in place of Mary Gawron, and BE IT FURTHER

RESOLVED that the appointment of said William Conway to such duties and position shall be for a period not to exceed three (3) months or until the return of Mary Gawron whichever occurs first, and BE IT FURTHER

RESOLVED that during such employment of William Conway as such Senior Clerk be paid the pro rata portion of the annual salary of \$9,050.00 to be paid on a weekly basis.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, the Town of Cheektowaga and the Town Engineer's Office is in the process of applying for Federal Aid through the Economic Development Administration under the United States Department of Commerce for the Dean-Hyland storm sewer and more specifically relating to Drainage District No. 7, Extension 3, and

WHEREAS, portions of said application require certification by the Town Attorney's Office relative to ownership of certain lands, easements, and rights-of-way, and

WHEREAS, it may be necessary that the Town negotiate for the obtaining of necessary easements, purchase of land, and rights-of-way in order to comply with the construction plans as well as to complete the Federal Aid application, therefore, BE IT

RESOLVED that the Town Attorney's Office is hereby authorized to procure, at Town expense, any necessary searches, surveys, or other services related to the obtaining of said easements, purchases of land or rights-of-way and to answer the questions in said application, and BE IT FURTHER

RESOLVED that the said Town Attorney's Office initiate preliminary negotiations for the possible procurement of such lands, easements or rights-of-way.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 38 Motion by Councilman Swiatek, Seconded by Councilman Halicki

RESOLVED that the position held by Jeanne Morand - Clerk Stenographer Provisional, at an annual salary of \$5,950, has been terminated as of August 17, 1972, now therefore

BE IT FURTHER RESOLVED that Jeanne Morand be reinstated as Clerk-Typist Permanent at an annual salary of \$5,875, effective August 18, 1972.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

8/21/72

Item No. 39 Motion by Councilman Halicki, Seconded by Councilman Wroblewski to adjourn the Meeting.

MARY HOLTZ
Deputy Town Clerk

8/21/72

-16-

#21

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 September, 1972 at 2:30 p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney; James Kirisits, Deputy Town Attorney; Benedict Kostrzewski, Chief of Police; and Carl Trafalski, Building Inspector.

Supervisor Weber opened the Meeting with a Prayer for Bishop McNulty.

I. GENERAL COMMUNICATIONS

Item No. 2 Arthur Levitt, State Comptroller - Ext. 3 to Drainage Dist No. 7
(See next few pages)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York.

September 5, 1972

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A regular meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York, was held at the Town Hall, corner of
Broadway and Union Road, insaid Town, on September 5, 1972, at 2:30
o'clock P. M. (D. S. T.).

There were present: Daniel E. Weber, Supervisor, and

Councilmen: Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Raymond J. Wasielewski
Donald A. Halicki

There were absent:

Also present: Benedict T. Holtz, Town Clerk
John V. Rogowski, Town Attorney

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Councilman Meyers offered the following resolution and
moved its adoption:-

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED SEPTEMBER 5, 1972, APPRO-
PRIATING \$377,600 FOR THE CONSTRUCTION OF A
SEWER SYSTEM IN EXTENSION NO. 3 OF STORM SEWER
DRAINAGE DISTRICT NO. 7, IN THE TOWN OF
CHEEKTOWAGA, STATING THE ESTIMATED MAXIMUM
COST THEREOF, IS \$377,600, AND AUTHORIZING THE
ISSUANCE OF \$377,600 SERIAL BONDS OF SAID TOWN
TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a general map, plan and report by the Town Board of the Town of Cheektowaga (herein called "Town Board" and "Town," respectively), in the County of Erie, New York, relating to Extension No. 3 of Storm Sewer Drainage District No. 7 (herein called "Extension" and "District," respectively) and the construction of trunk and lateral storm sewers, catch basins, manholes and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land; and after a public hearing duly called and held, the Town Board of the Town, determined, pursuant to resolution, subject to permissive referendum, duly adopted on March 20, 1972, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all property and property owners within the Extension are benefited thereby; that all the property and property owners benefited are included within the limits of the District, and approved the extension of the District and the construction of sewer improvements therein; and

WHEREAS, no petition protesting against said resolution has been filed with the Town Clerk within thirty (30) days after the date of adoption thereof, or at any other time since said adoption; and

WHEREAS, following due submission of an application by the Town Board, the State Comptroller granted permission to extend the District, by Order dated August 25, 1972, which Order was duly filed with and presented to the Town Board, at its first meeting held after said Order was so filed; and

WHEREAS, the Town Board duly adopted an Order on September 5, 1972, extending the District, therein designated Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and ordered construction of sewer improvements therein, at a cost not to exceed \$377,600;

now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$377,600 for the construction of trunk and lateral storm sewers, catch basins, manholes and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land, in Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town, all as hereinabove referred to in the Recitals of this resolution, and in accordance with the map, plan and report prepared by Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed by the State of New York, on file in

the office of the Town Clerk and heretofore approved by the Town Board of the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$377,600 and the plan of financing thereof includes the issuance of serial bonds of the Town in the principal amount of \$377,600 and the assessment, levy and collection upon the several lots and parcels of land within the Extension which the Town Board shall determine and specify to be especially benefited by said construction, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds.

Section 2. To finance said appropriation, serial bonds of the Town are hereby authorized to be issued in the principal amount of \$377,600 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of §11.00 a. 4 of the Law, is forty (40) years.

(b) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 107.00 d. 3 (i) of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by §52.00 of the Law, and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by Councilman Wasielewski and duly put to a vote on roll call, which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared unanimously adopted.

Councilman Meyers offered the following resolution and moved its adoption:-

RESOLVED BY THE TOWN BOARD OF THE TOWN OF
CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, is hereby directed to publish the foregoing bond resolution, in full, in the "DEPEW HERALD AND CHEEKTOWAGA NEWS," a newspaper published in Depew, New York, and having a general circulation in the Town of Cheektowaga, which newspaper is hereby designated as the official newspaper of the Town for such publication, together with the Town Clerk's statutory notice in substantially the form as prescribed by Section 81.00 of the Local Finance Law of the State of New York.

Section 2. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by

Councilman Wasielewski and duly put to a vote on roll call,

which resulted as follows:

AYES: 7

NOES: 0

The resolution was declared unanimously adopted.

CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga,
in the County of Erie,

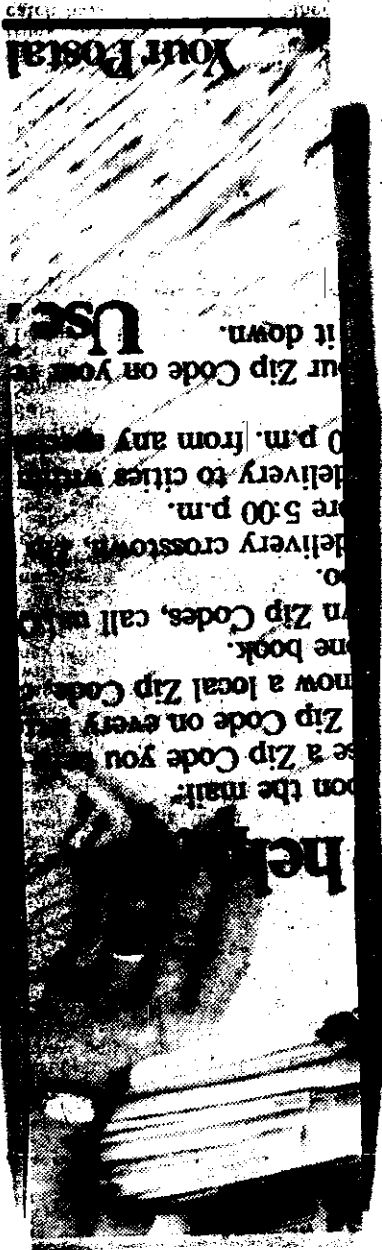
State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on September 5, 19 72, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 5th day of September, 19 72

Benedict T. Holtz

Town Clerk

(Seal)



ss.

George J. Measer

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 14 day of Sept., 19 72, and the last insertion being on the Same day of Same, 19 72, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 14 day of

Sept., 19 72.

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

with has been adopted on the 5th day of September, 1972, and the validity of the obligations authorized by such 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, New York, 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 publication of this notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED SEPTEMBER 5, 1972. APPROPRIATING \$377,600 FOR THE CONSTRUCTION OF A SEWER SYSTEM IN EXTENSION NO. 3 OF STORM SEWER DRAINAGE DISTRICT NO. 7 IN THE TOWN OF CHEEKTOWAGA, STATING THE ESTIMATED MAXIMUM COST THEREOF AS \$377,600, AND AUTHORIZING THE ISSUANCE OF \$377,600 SERIAL BONDS OF SAID TOWN TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, following preparation of a general map, plan and report by the Town Board of the Town of Cheektowaga (hereinafter "Town Board" and "Town", respectively), in the County of Erie, New York, relating to Extension No. 3 of Storm Sewer Drainage District No. 7 (hereinafter "Extension" and "District", respectively) and the construction of trunk and lateral storm sewers, catch basins, manholes and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land; and after a public hearing duly held and held, the Town Board of the Town, determined, pursuant to a resolution, subject to referendum, duly adopted on March 20, 1972, that the notice of such hearing was published and posted as required by law and is otherwise sufficient; that all property and property owners within the Extension are benefited thereby; that all the property and property owners benefited are included within the limits of the District, and approved the extension of the District and the construction of sewer improvements therein; and

WHEREAS, no petition protesting against said resolution has been filed with the Town Clerk within thirty (30) days after the date of adoption thereof, or at any other time since said adoption;

WHEREAS, following due submission of an application by the Town Board, the State Comptroller granted permission to extend the District, by Order dated August 22, 1972, which Order was duly filed with and presented to the Town Board, at its first meeting held after said Order was so filed; and

WHEREAS, the Town Board duly adopted an Order on September 5, 1972, extending the District, therein designated Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, and ordered construction of sewer improvements therein, at a cost not to exceed \$377,600;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town hereby appropriates the amount of \$377,600 for the construction of trunk and lateral storm sewers, catch basins, manholes and other appurtenances and also including original furnishings, equipment and apparatus, acquisition of land and rights in land, in Extension No. 3 of Storm Sewer Drainage

in accordance with the map, plan and report prepared by Rusbauer & Clarke, Inc., Consulting Engineers, duly licensed by the State of New York, on file in the office of the Town Clerk and heretofore approved by the Town Board of the Town. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$377,600 and the plan of financing thereof includes the issuance of serial bonds of the Town in the principal amount of \$377,600 and the assessment, levy and collection upon the several lots and parcels of land within the Extension which the Town Board shall determine and specify to be especially benefited by said construction, so much upon and from each as shall be in just proportion to the amount of benefit which the improvement shall confer upon the same, to pay the principal of and interest on said bonds.

Section 2. To finance said appropriation, serial bonds of the Town are hereby authorized to be issued in the principal amount of \$377,600 pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law").

Section 3. The following additional matters are hereby determined and stated:

(a) The period of probable usefulness of the specific object or purpose for which the bonds authorized by this resolution are to be issued, within the limitations of Section 11.00 a. 4 of the Law, is forty (40) years.

(b) Current funds are not required by the Law to be provided prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes in anticipation thereof, pursuant to Section 107.60 d. 3 (f) of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized pursuant to this resolution and any bond anticipation notes issued in anticipation of said bonds shall contain the recital of validity prescribed by Section 52.00 of the Law, and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of said bonds may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 publication, or (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution shall take effect immediately.

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

Gladys M. Sechete of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Check* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *September 14, 1972*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechete
Sworn to before me this *15th*
day of *September* 19 *72*
..... *Nadine C. Marong*
Notary public in and for Erie County, N. Y.

NAIDNE C. MARONG
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *73*

Item No. 3 D.H. Ketchum, N.Y.S. Department of Transportation - Traffic problem
on Union Road between George Urban Blvd. and South Creek Drive.
Referred to Benedict Kostrzewski, Chief of Police and Captain Bernard
Kistowski, Traffic Division.

Item No. 4 Village of Sloan Town Board - requesting meeting with Cheektowaga
Town Board.
Referred to Petition Committee.

Item No. 5 South Line Fire District No. 10 - request "No Parking" signs on South
side of French Road from Pheasant Lane to Suzette Drive.
Referred to Benedict Kostrzewski, Chief of Police and Captain Bernard
Kistowski, Traffic Division.

Item No. 6 South Line Fire District No. 10 - Correspondence regarding hydrant
installation on Lynette Court and Douglas Drive.
Received and Filed.

Item No. 7 Joseph Goszewski, - request denial of permit to resident
at 4931 Union Road for garage.
Referred to Petition Committee.

Item No. 8 Residents of Briarcliffe Road - Parking on Briarcliffe Road between
Wayne Terrace and Cleveland Drive be restricted to one side of the street.
Referred to Town Attorney, John V. Rogowski and Benedict Kostrzewski,
Chief of Police.

Item No. 9 Residents from South Prince Drive - Erosion problem from Slate Bottom
Creek.
Referred to Chester L. Bryan, Town Engineer, and Stanley Bystrak,
Superintendent of Highway Department.

Item No. 10 Louis S. Krygier, - Complaint about TV Cable Company.
Referred to John V. Rogowski, Town Attorney.

II. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Motion by Councilman Wroblewski, seconded by Supervisor Weber

BE IT RESOLVED that the building permits submitted on September 5, 1972 be approved subject to the Building Inspector's Approval.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 12 Supervisor's Office - Statement of Funds
Received and Filed.

Item No. 13 Benedict L. Kostrzewski, Chief of Police - Award contract for service uniforms for Detective Bureau.

Motion by Councilman Halicki, seconded by Councilman Wroblewski

WHEREAS, bids were received for the furnishing of Service Uniforms for the Detective Bureau of the Cheektowaga Police Department at a Town Board meeting held on August 21, 1972, after advertisement therefore, and

WHEREAS, Benedict L. Kostrzewski, Chief of Police has reviewed, analyzed and tabulated said bids, NOW, THEREFORE BE IT

RESOLVED that a contract be and hereby is awarded to United Uniform Company, Inc. in the amount of \$67.50 each for the Blazer Coat and \$26.95 each for Slacks; said United Uniforms Company, Inc. being the lowest responsible bidder meeting specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 14 Benedict L. Kostrzewski, Chief of Police - Permission to attend International Association of Chiefs of Police.
Referred to Town Board.

Item No. 15 Benedict L. Kostrzewski, Chief of Police - Permission to attend graduation exercises for Captain John B. Gruber.
Referred to Town Board.

Item No. 16 Judges Joseph E. Pyszczynski and John J. Jablonski and Clerk Thomas Colbert - Authorization to attend the N.Y.S. Association of Magistrates in September
Referred to Town Board.

Item No. 17 Chester L. Bryan, Town Engineer - Beautification Program.
Referred to Town Board.

Item No. 18 Dr. Louis A. Vendetti - Request permission to attend Annual American Public Health Conference in November.
Referred to Town Board.

Item No. 19 Stanley Bystrak, Highway Superintendent - Permission to advertise for bids for New Tires, Tubes and Recapped Tires.

Motion by Councilman Halicki, seconded by Councilman Swiatek

BE IT RESOLVED that the Town Clerk be directed to publish a Notice to Bidders for the furnishing of New Tires and Tubes and Recapped Tires to the Highway Department. Information for bidders and specifications may be obtained from the Office of Stanley Bystrak, Superintendent of Highways; said Notice to be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, and BE IT FURTHER

RESOLVED that the Town Board will meet at 7:30 P.M., Eastern Daylight Saving Time on September 18, 1972 for the purpose of properly opening and reading the sealed bids.

L E G A L N O T I C E T O B I D D E R S

Notice is hereby given in compliance with Section 142 of the Highway Law as amended and Section 103 of the General Municipal Law, that, Stanley Bystrak, Superintendent of Highways of the Town of Cheektowaga, Erie County, New York, has recommended the purchase of Tires and Tubes in excess of \$1,000.00 as follows:

SEASONAL REQUIREMENTS: NEW TIRES AND TUBES - All Tires to be Nylon per specifications for Heavy Duty Trucks, Tractors and Other Equipment.
RECAPPED TIRES - As per specifications.

Specifications and bid forms may be obtained from the Town of Cheektowaga Highway Department, 3145 Union Road, S. Cheektowaga, New York, during regular business hours. The Superintendent of Highway reserves the right to reject any or all bids. All bids to be furnished, must be sealed in opaque envelopes and sent to the Town Hall, c/o Benedict T. Holtz, Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227 and clearly marked "BIDS FOR TIRES AND TUBES AND FOR RECAPPED TIRES FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

Non-collusion forms must be signed and submitted with bids.

All bids to be publicly opened and read at the Town Board meeting September 18th, 1972 at 7:30 P.M., Eastern Daylight Saving Time. Bidders may attend the public meeting if they so desire.

BENEDICT T. HOLTZ
Town Clerk

DATED: August 30th, 1972
PUBLISHED: September 7th, 1972

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

NOTICE is hereby given in accordance with Section 142 of the Highway Law as amended and Section 103 of the General Municipal Law, that, Stanley Bystrak, Superintendent of Highways of the Town of Cheektowaga, Erie County, New York, has recommended the purchase of Tires and Tubes in excess of \$1,000.00 as follows:

SEASONAL REQUIREMENTS:
NEW TIRES AND TUBES - All to be Nylon per specifications for Heavy Duty Trucks, Tractors and Other Equipment.
RECAPPED TIRES - As per specifications.

Specifications and bid forms may be obtained from the Town of Cheektowaga Highway Department, 245 Union Road, S. Cheektowaga, New York, during regular business hours. The Superintendent of Highways reserves the right to reject any or all bids. All bids to be furnished, must be sealed in opaque envelopes and sent to the Town Clerk, c/o Benedict T. Holtz, Town Clerk, Broadway and Union Road, Cheektowaga, New York 14227 and clearly marked "BIDS FOR TIRES AND TUBES AND FOR RECAPPED TIRES FOR THE TOWN OF CHEEKTOWAGA HIGHWAY DEPARTMENT."

Non-collusion forms must be signed and submitted with bids. All bids to be publicly opened and read at the Town Board meeting September 18th, 1972 at 7:30 P.M. E.D.S.T. Bidders may attend the public opening if they so desire.

BENEDICT T. HOLTZ
Town Clerk
Dated: August 30, 1972
Published: September 7th, 1972

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

Gladys M. Sechters of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clark* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *September 7, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechters
Sworn to before me this *8th*
day of *September*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

~~Zoning Map that Subdivision Lot~~

III. RESOLUTIONS

Item No. 20 Creation of five (5) Patrolmen positions in Police Department

Motion by Supervisor Weber, seconded by Councilman Wroblewski to
table this item until the Meeting of September 6, 1972.

Item No. 21 Motion by Supervisor Weber, seconded by Councilman Swiatek

WHEREAS, numerous complaints have been received concerning properties
located at _____ and
_____, Cheektowaga, New York, and according to the Assessor's Office records said
properties are owned by Harry S. Chambers, _____, Williamsville, New
York, 14221, and _____

WHEREAS, these conditions require that some positive steps be taken to
rectify this condition by cleaning up the weeds and debris to prevent the premises
from becoming a hazard to the health and safety of others, NOW, THEREFORE, BE IT

RESOLVED that the firm of P.V. Services, 245 George Urban Boulevard,
Cheektowaga, New York, be and hereby is hired to clean up the premises, and BE IT
FURTHER

RESOLVED that pursuant to Cheektowaga Town Law and its Local Law No. 1,
any cost be assessed against the owner of the land, and BE IT FURTHER

RESOLVED that a copy of this resolution be served upon the owner of
the properties mentioned herein.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
 Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Halicki, seconded by Councilman Meyers

WHEREAS, Anthony R. Schilage has applied for a rezoning from R-Residential
District to C-Retail Business District that following described premises: 23 Zoerb
Avenue, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the
Town of Cheektowaga, County of Erie and State of New York,
being part of Lot Eleven (11), Township Eleven (11), Range
Seven (7) of the Holland Land Company's Survey and being
Subdivision Lots Seven (7) and Eight (8) and the westerly
fifteen (15) feet of Subdivision Lot Nine (9) in Block 3
as shown on a Map filed in the Erie County Clerk's Office
under Cover 293.

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of
the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board
on August 21, 1972 at 7:00 o'clock p.m., Eastern Daylight Saving Time after publication
of the notice as required by the provisions of the Town Ordinances and the Town Law of
the State of New York and all interested parties were given an opportunity to be
heard at said hearing, and

WHEREAS, it appears from the Town Zoning Map that Subdivision Lot
number seven (7) is wholly zoned C-Retail Business District and therefore shall remain
zoned as C-Retail Business District, and

WHEREAS, the balance of said premises, namely, Subdivision Lot number
eight (8) and the westerly fifteen (15) feet of Subdivision Lot number nine (9) in
Block 3, Map Cover 293 are directly adjacent to the commercial zoned property to the
west thereof, and

Item No. 22 cont'd

WHEREAS, the rezoning would appear to be conducive to the businesses presently operated and facing Union Road, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, NOW, THEREFORE, BE IT

RESOLVED that the premises be properly screened along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT FURTHER

RESOLVED that the property hereinabove described, namely, Subdivision Lot number eight (8) and the westerly fifteen (15) feet of Subdivision Lot number nine (9) in Block 3 as shown in map filed in the Erie County Clerk's Office under Cover 293 be and hereby is rezoned from R-Residential District to C-Retail Business District, and BE IT FURTHER

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

Upon Roll Call.....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

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

George J. Measer

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 14 day
of Sept., 19 72 and the last inser-
tion being on the Same day of Same
1972, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 14 day of
Sept., 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973



George J. Measer

...orn, deposes and says that he is the

Publisher

of the

Cheektowaga
World and News

...general circulation in the Towns of
Lancaster, and published at Depew,

...notice of which the annexed printed
said newspaper, is a copy, was in-

...ed therein once a week for 1

...insertion being on the 14 day

...19 72, and the last inser-

...day of Same

...at not more than six days intervened

...o publications thereof.

George J. Measer

...and therefore shall remain open
...Retail Business District, and
...HEREAS, the balance of said
...namely, Subdivision Lot
...number eight (8) and the western
...part (15) feet of Subdivision Lot
...number nine (9) in Block 3, Map
...No. 283 are directly adjacent to
...commercial road property to
...west thereof, and
...HEREAS, the rezoning would
...be to be conducive to the
...uses presently operated and
...by Union Road, and
...HEREAS, the requirements of
...Sections 6-211, paragraphs (a) and
...Sections 6-212, paragraphs (a),
...Sections 6-213 of the Town
...of Cheektowaga dealing with the
...uses of the adjacent prop-
...erty shall be satisfied by
...the proposed rezoning.
...RESOLVED that the rezoning
...is hereby approved, subject to
...the boundary line between subject
...premises and adjacent commercial
...property as shown on the
...Section 6-211, paragraphs (a) and
...Sections 6-212, paragraphs (a),
...and section 6-213 of the Town
...Zoning Ordinance, and be it
...FURTHER
...RESOLVED that the property
...hereinafter described, namely,
...Subdivision Lot number eight (8)
...and the western fifteen (15) feet of
...Subdivision Lot number nine (9) in
...Block 3 as shown in map filed in
...the Erie County Clerk's office
...under Cover 283 be and hereby is
...rezoned from R - Residential Dis-
...trict to C - Retail Business District,
...and be it FURTHER
...RESOLVED that the Zoning
...Map in the Town Clerk's Office be
...changed accordingly.
...Upon roll call ...
...Supervisor Weber
...Ave
...Man Wroblewski
...Ave
...Man Swiatek
...Ave
...Man Meyers
...Ave
...Man Ostarczyk
...Ave
...Man Halicki
...Ave
...Man Wasilewski
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...and therefore shall remain open
...Retail Business District, and
...HEREAS, the balance of said
...namely, Subdivision Lot
...number eight (8) and the western
...part (15) feet of Subdivision Lot
...number nine (9) in Block 3, Map
...No. 283 are directly adjacent to
...commercial road property to
...west thereof, and
...HEREAS, the rezoning would
...be to be conducive to the
...uses presently operated and
...by Union Road, and
...HEREAS, the requirements of
...Sections 6-211, paragraphs (a) and
...Sections 6-212, paragraphs (a),
...Sections 6-213 of the Town
...of Cheektowaga dealing with the
...uses of the adjacent prop-
...erty shall be satisfied by
...the proposed rezoning.
...RESOLVED that the rezoning
...is hereby approved, subject to
...the boundary line between subject
...premises and adjacent commercial
...property as shown on the
...Section 6-211, paragraphs (a) and
...Sections 6-212, paragraphs (a),
...and section 6-213 of the Town
...Zoning Ordinance, and be it
...FURTHER
...RESOLVED that the property
...hereinafter described, namely,
...Subdivision Lot number eight (8)
...and the western fifteen (15) feet of
...Subdivision Lot number nine (9) in
...Block 3 as shown in map filed in
...the Erie County Clerk's office
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...trict to C - Retail Business District,
...and be it FURTHER
...RESOLVED that the Zoning
...Map in the Town Clerk's Office be
...changed accordingly.
...Upon roll call ...
...Supervisor Weber
...Ave
...Man Wroblewski
...Ave
...Man Swiatek
...Ave
...Man Meyers
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...Man Ostarczyk
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STATE OF NEW YORK
COUNTY OF ERIE
BENEDICT T. HOLTZ, Town
Clerk of the Town hereinafter des-
cribed, DO HEREBY CERTIFY
as follows:
1. A regular meeting of the Town
Board of the Town of Cheek-
towaga, a town located in the
County of Erie, State of New York,
was duly held on September 5,
1972, 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.
22, inclusive, of said book.
2. I have compared the attached
extract with said minutes so re-
corded and said extract is a true
copy of said minutes and of the
whole thereof insofar as said
minutes relate to matters 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
6th day of September, 1972
(SEAL)
BENEDICT T. HOLTZ
Town Clerk

EXTRACTS FROM MINUTES OF
CHECKTOWAGA TOWN BOARD

AYES: 7
NAYES: 0
ABSENT: 0

At a regular meeting of the
Town Board of the Town of Check-
towaga, Erie County, New York
held at the Town Hall, corner of
Broadway and Union Road, in said
Town on the 5th day of September,
1972 at 2:30 o'clock p.m. Eastern
Daylight Saving Time there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
ABSENT: 0

Resolved by Councilman Halicki
seconded by Councilman Meyers
and Councilman Swiatek, Anthony R. Scialanga
has applied for a rezoning from
R-Residential District to C-Retail
Business District the following
described premises: 23 Zoert
Checktowaga, New York,
more particularly de-

**WHAT TRACT OR PAR-
CELS OF LAND,** situate in the
Town of Checktowaga, County of
Erie, State of New York,
Block 3 as shown on a
Zoning Map of Lot Eleven (11),
Eleven (11), and
of the Hollister Land
Survey and being
Lots Seven (7) and
and the westerly portion
of Subdivision Lot
Block 3 as shown on a
in the Erie County
Office under Cover 293,
and the Zoning Map and
accordingly, pursuant
10-00 of the Zoning
of the Town of Check-
York, and

At a public hearing was
held at the Checktowaga Town
Hall on August 21, 1972 at 7:30
p.m. Eastern Daylight Sav-
ing Time after publication of the
notice required by the pro-
visions of the Town Ordinances
and the Law of the State of
New York. All interested parties
were given an opportunity to be
heard at said hearing, and
therefore, it appears from the
Zoning Map that Subdivision
Lot seven (7) is wholly
within the Retail Business District
and shall remain zoned
Retail Business District, and
the balance of said
lot, namely, Subdivision Lot
number eight (8) and the westerly
portion of Subdivision Lot
number nine (9) in Block 3
are directly adjacent
to commercial zoned property
and therefore, and
therefore, the rezoning would
appear to be conducive to the
beneficial use of the property
and Union Road, and

Therefore, the requirements of
Section 6-11, paragraphs (b) and
(c), Section 6-05, paragraph (c),
and Section 6-10 of the Town Zon-
ing Ordinance dealing with the
screening of the adjacent resi-
dential area should be complied
with. **THEREFORE BE IT**
RESOLVED that the premises
be screened along the
boundary line between subject
property and adjacent residential
property in accordance with
Section 6-11, paragraphs (b) and
(c), Section 6-05, paragraph (c),
and Section 6-10 of the Town Zon-
ing Ordinance, and **BE IT**

RESOLVED that the property
hereinabove described, namely,
Subdivision Lot number eight (8)
and the westerly fifteen (15) feet
of Subdivision Lot number nine (9)
in Block 3 as shown in map filed
in the Erie County Clerk's Office
under Cover 293 be and hereby is
rezoned from R-Residential Dis-
trict to C-Retail Business Dis-
trict, and **BE IT FURTHER**
RESOLVED that the Zoning Map
in the Town Clerk's Office be
changed accordingly.

Upon roll call...
Supervisor Weber Voting AYE
Councilmen:
Wroblewski Voting AYE
Swiatek Voting AYE
Meyers Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Wasielewski Voting AYE

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A regular meeting of the
Town Board of the Town of Check-
towaga, a town located in the County
of Erie, State of New York, was
duly held on September 5, 1972,
and minutes of said meeting have
been duly recorded in the Minute
Book kept by me in accordance
with law for the purpose of re-
cording the minutes of meetings of
said Board, and such minutes
appear at item #22, inclusive of
said book.

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

3. Said minutes correctly state
the time when said meeting was
convened, the place where said
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 5th day of
September, 1972.

BENEDICT T. HOLTZ,
Town Clerk

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

Gladys M. Sechters of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes, and says that he (she) is
..... *Clara* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for 1 weeks:
first publication *September 14, 1972*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechters
Sworn to before me this *15th*
day of *September*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public in and for Erie County, New York
Qualified in Erie County
My Commission Expires March 30, 19 *73*

Item No. 23 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, Sophie Bienik has made application to the Town Board for rezoning from R-Residential District to CM-General Commercial District and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York of the following described premises: 796 Cayuga Creek Road, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 65, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at a point in the centerline of Cayuga Creek Road and which point is also the northeast corner of land conveyed to Alice Burczynski by deed dated June 1, 1930, recorded June 9, 1930 in the Erie County Clerk's Office in Liber 2122 of Deeds at Page 24; thence southwesterly along the said centerline of Cayuga Creek Road two hundred (200) feet; thence Northwesterly at an outside angle of Eighty-six degrees twenty-three minutes (86 degrees 23') a distance of two hundred sixty-six and forty-five hundredths (266.45) feet to a point in the North line of said Alice Burczynski's lands, which point is three hundred forth three and forty hundredths (343.40) feet westerly from the point of beginning; thence Easterly along said Burczynski's line north line three hundred forth three and forty hundredths (343.40) feet to the point of beginning, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on August 21, 1972 after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the Planning Board of the Town of Cheektowaga considered the above request for Rezoning and recommend denial because it would be detrimental to residential development of the area and would be spot zoning, and

WHEREAS, it appears that the proposed Rezoning would not be conducive to the surrounding area and since it also appears that the Rezoning would not be in the public interest, THEREFORE, BE IT

RESOLVED that the said application for Rezoning be, and hereby is denied.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the General Fund be approved:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
State Retirement A9010.810	Unallocated Insurance A1910.430	\$13,138.00
State Retirement A9010.810	Police Retirement A9015.811	20,000.00
Police Radios A3120.225	Police Cars A3120.200	6,161.00
Bond Anticipation Note Interest A9710.714	Serial Bond Principal A9710.610	15,700.00
Life Insurance A9040.815	Serial Bond Principal A9710.610	15,300.00

Item No. 24 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Halicki, seconded by Councilman Wroblewski

RESOLVED that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending September 5, 1972, be and hereby are approved and that Supervisor pay said warrants:

<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General	4809	4928	\$165,785.23
Part Town	1179	1198	6,985.02
Highway	4529	4563	73,870.57
Special Districts	5601	5642	357,373.52
Trust and Agency	493	497	223,051.87
Construction & Improvement	304	--	300.51
			<u>\$827,276.72</u>

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Meyers, seconded by Councilman Obstarczyk

WHEREAS, the National Congress for Youth, Recreation and Parks is to be held October 1st to October 6th, 1972 at Anaheim, California, and

WHEREAS, Councilman Frank E. Swiatek is Chairman of the Youth and Recreation Committee of the Cheektowaga Town Board, NOW, THEREFORE BE IT

RESOLVED that Councilman Frank E. Swiatek be granted permission to attend said conference and that all his reasonable and fair expenses incurred with such a trip be reimbursed by the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that the Town of Cheektowaga apply to the State Division for Youth for 50% reimbursement for said trip.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Swiatek, seconded by Councilman Meyers

WHEREAS, the Amherst Skydiving Club has offered to present a skydiving exhibition at the Cheektowaga Town Park, and

WHEREAS, said exhibition would be free of charge to the Town and would provide entertainment to the Town residents, THEREFORE, BE IT

RESOLVED that the Amherst Skydiving Club be and hereby are permitted to present such special skydiving event free of charge to the Town residents at the Cheektowaga Town Park on September 11, 1972 between 7:00 and 8:30 P.M., and BE IT FURTHER

9/5/72

Item No. 27 cont'd

RESOLVED that the permission hereby granted is conditioned upon the Amherst Skydiving Club providing the Town with a liability policy holding the Town free and harmless of any liability.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

IV. FROM THE TABLE

Item No. 28 Engineering Department - Award of bids for two pick-up trucks

Motion by Councilman Halicki, seconded by Councilman Meyers to table this item until the adjourned meeting of September 8, 1972.

V. SUSPENSION OF RULES

Item No. 29 Capital Note Resolution to finance installation of lighting equipment.

(See next few pages)

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

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 5th day of September, 1972, at 2:30 o'clock P. M.,

Time, there were:

PRESENT:

Daniel E. Weber,	Supervisor
Felix T. Wroblewski,	Councilman
Frank E. Swiatek,	Councilman
Kenneth J. Meyers,	Councilman
Joseph R. Obstarczyk,	Councilman
Donald A. Halicki,	Councilman
Raymond J. Wasielewski,	Councilman

ABSENT:

Supervisor Weber presented the following resolution
and moved its adoption:

CAPITAL NOTE RESOLUTION, DATED September 5, 1972
AUTHORIZING THE ISSUANCE OF \$ 4,672.00 CAPITAL NOTES OF THE
TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL
FINANCE LAW, TO FINANCE INSTALLATION OF LIGHTING EQUIPMENT.

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 \$ 4,672.00 pursuant to the Local Finance Law of New
York, in order to finance the specific object or purpose herein-
after 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 light-
ing equipment pursuant to Section 198 of the Town Law of New York
along the highways as hereinafter set forth to serve properties
on Towers Boulevard, to wit:

Towers Boulevard from French Road, LeHavre Drive thence
north including Map Cover 2248, Sublots 49-59 inclusive;
Sublots 65-75 inclusive, 131-137 inclusive and 216 to
230 inclusive; Map Cover 2288, Sublot 161; Map Cover
2249, Sublots 335, 334, 450, 451, 492-495 inclusive, 282,
283, 698, 699, 643-645 inclusive, 740 and 231.

Section 3. It is hereby stated that (a) the maximum
cost of said purpose as estimated by the Town Board, is
\$ 4,672.00 , 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 NEWS and CHEEKTOWAGA TIMES, & 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.

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

Supervisor Weber	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Swiatek	Voting AYE
Councilman Meyers	Voting AYE
Councilman Obstarczyk	Voting AYE
Councilman Wasielewski	Voting AYE
Councilman Halicki	Voting AYE

eyes: 7 noes: 0 absent: 0

Supervisor Weber presented the following resolution and moved its adoption:

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 \$4,672.00 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated September 5, 1972 Authorizing the Issuance of \$4,672.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment:

Said Capital Notes shall be designated "

Capital Notes, Series D of 1972 ". Said Capital Notes

shall consist of two notes of the denominations of \$ 2,336.00 and \$ 2,336.00 , numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on September 12 in each of the years 1973 and 1974 .

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to September 5, 1973 and shall bear interest from their date at the rate of Three and sixty hundredths percent (3.60%) per annum for note due in the year 1973 and Four and ten hundredths percent (4.10%) per annum. The interest on the Capital Notes shall be payable annually on September 12th on note due in 1974.

(3) Both principal of and interest on said Capital Notes shall be payable at the Marine Midland Bank-Western,

Cheektowaga , 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 the 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 Marine Midland Bank-Western,

at private sale and shall bear an interest rate of Three and sixty hundredths percent (3.60%) per annum on note due in the year 1973 and Four and ten hundredths percent (4.10%) per annum. on note due in 1974

(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.

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

Supervisor Weber	Voting	Aye
Councilman Wroblewski	Voting	Aye
Councilman Swiatek	Voting	Aye
Councilman Meyers	Voting	Aye
Councilman Obstarczyk	Voting	Aye
Councilman Wasielewski	Voting	Aye
Councilman Halicki	Voting	Aye

ayes: 7

noes: 0

absent:

The capital note resolution published herewith has been adopted on September 5, 1972, 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.

STATE OF NEW YORK }
COUNTY OF ERIE }

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

1. Aregular..... 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
onSeptember 5..... 19..72., 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
.....29....., 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, this11th..... day ofSeptember.....
19.72..

Benedict T. Holtz
.....
Town Clerk

STATE OF NEW YORK }
COUNTY OF ERIE } ss:



George J. Measer

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 14 day of Sept., 1972, and the last insertion being on the Same day of Same, 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 14 day of Sept., 1972.

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
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 5th day of September, 1972, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph B. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
ABSENT: 0

A RESOLUTION AUTHORIZING THE ISSUANCE OF \$4,872.00 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE INSTALLATION OF LIGHTING EQUIPMENT.

IT IS 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, Erie County, New York, does hereby authorize the issuance of Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law of New York, in the amount of \$4,872.00, to finance the specific object hereinafter described.

Section 2: The specific purpose of the Capital Notes authorized by this resolution shall be to finance the purchase and installation of Street Lighting Equipment, as authorized by the Local Finance Law of New York, in the amount of \$4,872.00, to be used for the purchase and installation of Street Lighting Equipment on Towers Boulevard, in the Town of Cheektowaga, Erie County, New York.

Section 3: The Town of Cheektowaga, in the County of Erie, Erie County, New York, does hereby authorize the issuance of Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law of New York, in the amount of \$4,872.00, to finance the specific object hereinafter described.

Section 4: The specific purpose of the Capital Notes authorized by this resolution shall be to finance the purchase and installation of Street Lighting Equipment, as authorized by the Local Finance Law of New York, in the amount of \$4,872.00, to be used for the purchase and installation of Street Lighting Equipment on Towers Boulevard, in the Town of Cheektowaga, Erie County, New York.

Section 5: It is hereby declared that the proposed maturity and the obligations authorized by this resolution will not be in excess of two years.

Section 6: This resolution shall be published in full by the Town Board of the Town of Cheektowaga, together with a copy of the same in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the Cheektowaga Times, a newspaper published and having 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.

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

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Meyers	Voting AYE
Obstarczyk	Voting AYE
Wasielewski	Voting AYE
Halicki	Voting AYE

AYES: 7 NOES: 0 ABSENT: 0

Supervisor Weber presented the following resolution and moved its adoption:

WHEREAS the Capital Note resolution heretofore 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:

(3) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,872.00 shall be issued pursuant to the Capital Note Resolution, Dated September 5, 1972, Authorizing the Issuance of \$4,872.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment. Said Capital Notes shall be designated "Capital Notes, Series D of 1972". Said Capital Notes shall consist of two notes of the denominations of \$2,336.00 and \$2,336.00, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable to order and shall be issued on or before December 15th in each of the years 1973 and 1974.

(4) Each of said Capital Notes shall be dated and shall bear an interest rate of three and one-half percent (3.5%) per annum, on notes due in 1973 and Four and one-half percent (4.5%) per annum, on notes due in 1974. The interest on said Capital Notes shall be paid on the first day of each month, beginning on or after the date of the maturity of the notes, and shall be payable to the order of the Treasurer of the Town of Cheektowaga.

(5) The Town of Cheektowaga, in the County of Erie, Erie County, New York, does hereby authorize the issuance of Capital Notes of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law of New York, in the amount of \$4,872.00, to finance the specific object hereinafter described.

Section 2: The specific purpose of the Capital Notes authorized by this resolution shall be to finance the purchase and installation of Street Lighting Equipment, as authorized by the Local Finance Law of New York, in the amount of \$4,872.00, to be used for the purchase and installation of Street Lighting Equipment on Towers Boulevard, in the Town of Cheektowaga, Erie County, New York.

(6) The full and credit of the Town of Cheektowaga are hereby pledged to the payment of said Capital Notes and the interest thereon on the date hereinafter set and payable.

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

Supervisor Weber	Voting AYE
Councilmen:	
Wroblewski	Voting AYE
Swiatek	Voting AYE
Meyers	Voting AYE
Obstarczyk	Voting AYE
Wasielewski	Voting AYE
Halicki	Voting AYE

AYES: 7 NOES: 0 ABSENT: 0

The capital note resolution published herewith has been adopted on September 5, 1972, 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

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

Gladys M. Sechtle, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *September 14, 1922*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechtle
Sworn to before me this *15th*
day of *September*, 19*22*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

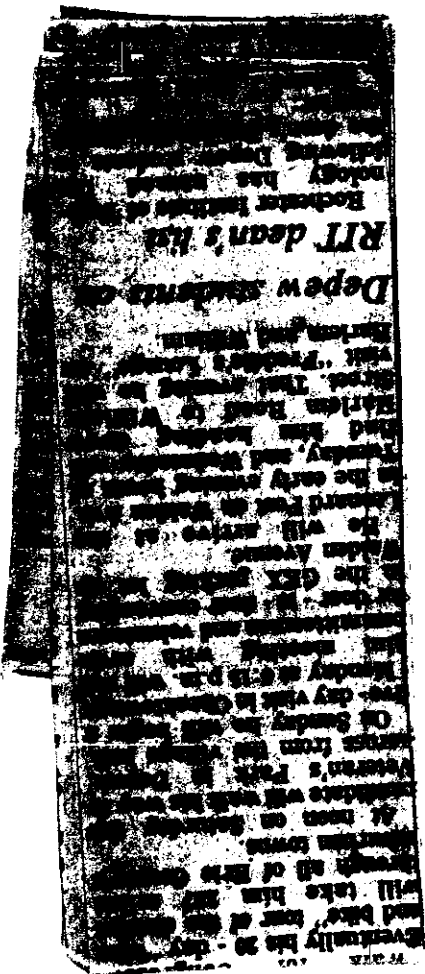
NAIDINE C. MARONG
Notary Public, State of New York
Qualified in Erie County
My Commission expires March 30, 19*23*

Item No. 30 Capital Note Resolution to finance installation of lighting equipment
(See next few pages)

Upon Roll Call....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE BELOW)

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



George J. Measer

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 14 day
of Sept, 1972, and the last inser-
tion being on the Same day of
19, and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 14 day of
Sept., 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

Up
AY
N/
A/

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 September, 1972, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

- PRESENT:
- Supervisor Daniel E. Weber
 - Councilmen:
 - Felix T. Wroblewski
 - Frank E. Swiatek
 - Kenneth J. Meyers
 - Joseph R. Obstarczyk
 - Donald A. Halicki
 - Raymond J. Wasielewski
- ABSENT: 0
- *****

Supervisor Weber presented the following resolution and moved its adoption:

CAPITAL NOTE RESOLUTION, DATED September 5, 1972 AUTHORIZING THE ISSUANCE OF \$4,842,000 OF CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, MONTAINE MERRILLAWAY, AS AMENDED, AND THE PERIOD OF PROBABLE MATURITY OF SAID NOTES TO BE FIVE YEARS.

Section 1. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 2. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 3. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 5. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 6. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 7. This resolution shall take effect immediately upon its adoption.

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

Street - Boby Drive: From Both sides of drive from East side of Borden Road: to west side of Dubonnet Drive, Map Cover 2200.

Street - Dubonnet Drive: From Both sides of Drive North from South line of Lots #23 and 24, then East, then South: to South line of Lots #56 and #57 Map Cover 2270.

Street - Armond Lane: From Borden Road, East to Sherry Drive, including that portion of Bobby Lane consisting of Sl. 32,33,34, 35, 36, and 37, Map Cover 2252.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 1 of Paragraph 1 of Section 11.06 of the Local Finance Law, and that the period of probable maturity of said purpose is five years.

Section 5. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 6. It is hereby determined that the maximum cost of said purpose as estimated by the Town Board, is \$4,842,000, 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 7. This resolution shall take effect immediately upon its adoption.

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

- Supervisor Weber Voting AYE
- Councilmen:
- Wroblewski Voting AYE
 - Swiatek Voting AYE
 - Meyers Voting AYE
 - Obstarczyk Voting AYE
 - Wasielewski Voting AYE
 - Halicki Voting AYE
- AYES: 7 NOES: 0 ABSENT: 0

Supervisor Weber presented the following resolution and moved its adoption:

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 \$4,842,000 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated September 5, 1972, Authorizing the Issuance of \$4,842,000 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment"; Said Capital Notes shall be designated "Capital Notes, Series E of 1972". Said Capital Notes shall consist of two notes of the denominations of \$2,421.00 and \$2,421.00, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to September 5, 1972 and shall bear interest from their date at the rate of Three and sixty hundredths percent (3.60%) per annum on notes due in 1973 and Four and ten hundredths percent (4.10%) per annum on notes due in 1974. The interest on the Capital Notes shall be payable annually on September 12th.

(3) Both principal of and interest on said Capital Notes shall be payable at the Marine Midland Bank-Western, Cheektowaga, 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 the said Capital Notes shall be payable to bearer and shall be convertible into a registered (Series E) bond of said Capital Notes, which shall be executed by the Town Supervisor of said Town and shall be attached by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

(5) The terms and conditions of said Capital Notes, subject to the provisions of the Local Finance Law, shall be as follows: The said Capital Notes shall be payable to bearer and shall be convertible into a registered (Series E) bond of said Capital Notes, which shall be executed by the Town Supervisor of said Town and shall be attached by the Town Clerk of said Town. Each of said Capital Notes shall be sealed with the seal of said Town.

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

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

- Supervisor Weber Voting AYE
- Councilmen:
- Wroblewski Voting AYE
 - Swiatek Voting AYE
 - Meyers Voting AYE
 - Obstarczyk Voting AYE
 - Wasielewski Voting AYE
 - Halicki Voting AYE
- AYES: 7 NOES: 0 ABSENT: 0

Supervisor Weber presented the following resolution and moved its adoption:

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 \$4,842,000 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated September 5, 1972, Authorizing the Issuance of \$4,842,000 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment"; Said Capital Notes shall be designated "Capital Notes, Series E of 1972". Said Capital Notes shall consist of two notes of the denominations of \$2,421.00 and \$2,421.00, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable

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

Street - Brestwood Drive: From Both sides of Drive north from South Lot lines of Lots #1 and

Street - Gaby Lane: From Gabrielle Dr., West on both sides of street: to Yvette Drive, Map Cover 2227.

Street - Hillwood Drive: From Both sides of Drive North from South Lot lines of Lots #81 and #82: to South side of Autumnwood Drive Map Cover 2299.

Street - Del Drive: From Both sides of street North from South Prince Drive: to North Prince Drive Map Cover 2369.

Street - North Prince Drive: From Both sides of street East from Borden Road: to Prince Drive Map Cover 2369.

Street - South Prince Drive: From Both sides of street East from Borden Road: to Prince Drive Map Cover 2269.

Street - Prince Drive: From Both sides of street North from South Prince Drive: to North Prince Drive Map Cover 2269.

Street - Lou Drive: From Both sides of street east from Del Drive: to Prince Drive Map Cover 2269.

Street - Baswood Drive: From Both sides of street from east side of Lots 17 and 215 on the west side of Starwood Drive: to West side of Buxlot 99 and 231 (east side of proposed park site) Map Cover 2278.

Item No. 30 Capital Note Resolution to finance installation of lighting equipment
(See next few pages)

Upon Roll Call....
AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE BELOW)

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

Gladys M. Seckter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication *September 14, 1972*;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seckter
Sworn to before me this *15th*
day of *September*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

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 5th day of September, 1972, at 2:30 o'clock P. M.,

Time, there were:

PRESENT:

Daniel E. Weber,	Supervisor
Felix T. Wroblewski,	Councilman
Frank E. Swiatek,	Councilman
Kenneth J. Meyers,	Councilman
Joseph R. Obstarczyk,	Councilman
Donald A. Halicki,	Councilman
Raymond J. Wasielewski,	Councilman

ABSENT:

Supervisor Weber presented the following resolution and moved its adoption:

CAPITAL NOTE RESOLUTION, DATED September 5, 1972
AUTHORIZING THE ISSUANCE OF \$4,842.00 CAPITAL NOTES OF THE
TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL
FINANCE LAW, TO FINANCE INSTALLATION OF LIGHTING EQUIPMENT.

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 \$4,842.00 pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific 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 properties on Sprucewood Drive, Basswood Drive, Armond Lane, Lou Drive, Prince Drive, South Prince Drive, North Prince Drive, Del Drive, Hillwood Drive, Gaby Lane, Brentwood Drive, Bory Drive and Dubonet Drive, to wit:

See Schedule A attached hereto 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 \$4,842.00, 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

SCHEDULE "A"

<u>Street</u>	<u>From</u>	<u>To</u>
Sprucewood Drive	Oakwood Drive Lot 34 (House #92), south and then west	End of street Map Cover 2241 & Map Cover 2291
Basswood Drive	Entire street from east side of Sub-lots 17 and 315 on the west side of Starwood Drive	West side of Sub-lot 55 and 231 (east side of proposed park site) Map Cover 2278
Lou Drive	Both side of street east from Del Drive	Prince Drive Map Cover 2269
Prince Drive	Both sides of street North from South Prince Drive	North Prince Drive Map Cover 2269
South Prince Drive	Both sides of street East from Borden Road	Prince Drive Map Cover 2269
North Prince Drive	Both sides of street East from Borden Road	Prince Drive Map Cover 2269
Del Drive	Both sides of street North from South Prince Drive	North Prince Drive Map Cover 2269
Hillwood Drive	Both sides of Drive North from South Lot lines of Lots #81 and #82	South side of Autumnwood Drive Map Cover 2299
Gaby Lane	Gabrielle Dr., West on both sides of street	Yvette Drive, Map Cover 2227
Brentwood Drive	Both sides of Drive north from south Lot lines of Lots #1 and #116	North lot lines of Lot #20 and #99, Map Cover 2299
Bory Drive	Both sides of drive from east side of Borden Road	West side of Dubonnet Drive, Map Cover 2260
Dubonnet Drive	Both sides of Drive north from south line of Lots #23 & 24, then east, then south	South line of Lots #56 & #57 Map Cover 2270
Armond Lane	From Borden Road, east to Sherry Drive, including that portion of Bobby Lane consisting of Sl. 32,33,34,35,36, & 37, Map Cover 2252	

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 NEWS and CHEEKTOWAGA TIMES, 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.

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

Supervisor	Weber	Voting AYE
Councilman	Wroblewski	Voting AYE
Councilman	Swiatek	Voting AYE
Councilman	Meyers	Voting AYE
Councilman	Obstarczyk	Voting AYE
Councilman	Wasielewski	Voting AYE
Councilman	Halicki	Voting AYE

ayes: 7 noes: 0 absent: 0

Supervisor Weber presented the following resolution and moved its adoption:

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 \$4,842.00 shall be issued pursuant to the Capital Note resolution entitled "Capital Note Resolution, Dated September 5, 1972 Authorizing the Issuance of \$4,842.00 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Purchase and Installation of Street Lighting Equipment:

Said Capital Notes shall be designated "

Capital Notes, Series 'G' of 1972 ". Said Capital Notes

shall consist of two notes of the denominations of \$ 2,421.00 and \$ 2,421.00 , numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on September 12th in each of the years 1973 and 1974 .

(2) Each of said Capital Notes shall be dated as of a date on or subsequent to September 5, 1972 and shall bear interest from their date at the rate of Three and sixty hundredths percent (3.60%) per annum on notes due in the year 1973 and Four and ten hundredths / (4.10%) per annum. / The interest on the Capital Notes shall be payable annually on September 12th .

(3) Both principal of and interest on said Capital Notes shall be payable at the Marine Midland Bank-Western

Cheektowaga , 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 the 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 Marine Midland Bank-Western,

at private sale and shall bear an interest rate of Three and sixty hundredths (3.60%) percent per annum on notes due in the year 1973 and four and ten hundred / (4.10%) per annum. on notes due in 1974.

hundredths percent
(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.

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

Supervisor	Weber	Voting	Aye
Councilman	Wroblewski	Voting	Aye
Councilman	Swiatek	Voting	Aye
Councilman	Meyers	Voting	Aye
Councilman	Obstarczyk	Voting	Aye
Councilman	Wasielewski	Voting	Aye
Councilman	Halicki	Voting	Aye

ayes: 7 noes: 0 absent: 0

The capital note resolution published herewith has been adopted on September 5, 1972, 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.

STATE OF NEW YORK }
COUNTY OF ERIE }

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

1. Aregular..... 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
onSeptember 5..... 19..72., 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
.....30....., 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, this11th..... day ofSeptember.....
19..72..

.....
Town Clerk

Item No. 31 Construction of sidewalks
Withdrawn.

Item No. 32 Names of Dog Enumerators for 1973
Withdrawn.

Item No. 33 Motion by Councilman Wroblewski, seconded by Councilman Meyers to
adjourn the meeting until 5:00 P.M., on Wednesday, September 6, 1972.

BENEDICT T. HOLTZ
Town Clerk

BIDS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 24 September 18, 1972</u>	
2	Tires and Tubes - Highway Department	1
	<u>Meeting No. 28 October 16, 1972</u>	
2	Supervisor's Auto	1
	<u>Meeting No. 29 November 6, 1972</u>	
2	Rock Salt	1
3	Two pick-up trucks	1

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PUBLIC HEARINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 26 October 2, 1972</u>	
2	Amendment to Traffic Ordinance - Borden and French Road	1
	<u>Meeting No. 28 October 16, 1973</u>	
3	Traffic Amendment - Stop, Yield Intersections, French Lea Estates area.	1
	<u>Meeting No. 29 November 6, 1972</u>	
4	Street Lighting - Madeira Drive	1-2
5	Street Lighting - Patricia Lane	2-3

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GENERAL COMMUNICATIONS

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NO. ITEM PAGE

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Meeting No. 24 September 18, 1972

- | | | |
|----|---|---|
| 3 | N.Y.S. Department of Transportation - Notice of Order - stop sign control at Sonwil Drive and Genesee Street | 1 |
| 4 | N.Y.S. Department of Transportation - acknowledge receipt of TE-9 Forms requesting establishment of lower maximum speed limits on French Road, William, Walden, Dick, and Borden Road | 1 |
| 5 | N.Y.S. Department of Transportation - proposed increased fares, NFT System | 1 |
| 6 | Anthony P. LoRusso, Attorney - regarding rezoning at 946-970 French Road | 1 |
| 7 | Joseph Lesinski Agency - regarding building permit for 2551 Harlem Road | 1 |
| 8 | Adolph Wiercioch - regarding lease management agreement between Erie County Water Authority and Cheektowaga Water District No. 9 | 1 |
| 9 | Adolph Wiercioch - regarding traffic signal at French and Borden Road | 1 |
| 10 | Resident petition - request to install traffic signal at French and Borden Road | 2 |

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Meeting No. 26 October 2, 1972

- | | | |
|----|--|-----|
| 3 | N.Y.S. Department of Transportation - request reply to petition requesting change in speed limit on Pheasant Lane | 1 |
| 4 | Erie County Assessor's Association - opposition to creation of a County Review Board | 1-2 |
| 5 | Kenneth L. Reitmeier, Erie County Deputy Commissioner of Highways - request action against parking on Dick Road. | |
| 6 | Kenneth L. Reitmeier, Deputy Commissioner of Highways - Designation of Restricted Highway | 2 |
| 7 | Kenneth L. Reitmeier, Deputy Commissioner of Highways - traffic control on French Road & Borden and French Road, Towers Road and Nancy Place | 2 |
| 8 | Erie County Water Authority - Location of hydrant at 78 Benbro Dr. | 2 |
| 9 | Board of Fire Commissioners - Concerned about irregularity of house numbers on Dean Road | 2 |
| 10 | South Line Volunteer Fire Co., Inc. - express thanks for use of Kelly Drive Park for Waterball Field Day | 2 |

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Meeting No. 28 October 16, 1972

- | | | |
|---|---|---|
| 4 | N.Y.S. Department of Transportation - Union Rd., Standing Prohibition | 1 |
|---|---|---|

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Meeting No. 28 October 17, 1972 cont'd

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|----|--|---|
| 5 | N.Y.S. Department of Transportation - request for traffic lights at intersections of E. Delavan & Pine Ridge, Genesee & Union, Sugar and Pine Ridge and Eggert & Garland Drive | 1 |
| 6 | N.Y.S. Department of Transportation - Designation of Restricted Highway | 1 |
| 7 | N.Y.S. Public Service Commission - New York State Electric & Gas Corporation, rates increase | 1 |
| 8 | N.Y.S. Public Service Commission - filings by Iroquois Gas Corporation (on file in Council Office) | 1 |
| 9 | N.Y.S. Public Service Commission - Iroquois Gas Corp., rates & charges | 1 |
| 10 | Erie County Dept. of Public Works - speed evaluation on certain Highways | 2 |
| 11 | Cheektowaga Traffic Safety Commission - request for a hedge height law | 2 |
| 12 | Cheektowaga Traffic Safety Commission - request for "No Parking" signs on north side of Vern Lane | 2 |
| 13 | Cheektowaga Traffic Safety Commission - request for "No Parking" signs on north and south sides of Walden Avenue | 2 |
| 14 | Cheektowaga Traffic Safety Commission - expiration of term of offices | 2 |
| 15 | Village of Sloan - request for a meeting to discuss Village matters | 2 |
| 16 | John Wright, Commissioner, Dept. of Fire Safety - joint meeting with Cheektowaga Fire Chiefs Mutual Aid Assoc., regarding Emergency Medical care Committee | 2 |
| 17 | MATTER OF CLAIM - Michael Tutko and Leona Skowronski vs Town of Cheek. | 2 |
| 18 | NOTICE OF PETITION - Chester & Evelyn Sloane vs Town of Cheektowaga | 2 |
| 19 | Withdrawn | 2 |
| 20 | Resident Petitions - regarding the rezoning at 796 Cayuga Crk. Rd. | 2 |
| 21 | Resident Petition - request for installation of stop signs near Parwood, Starwood, Autumnwood, and Basswood. | 2 |
| 22 | Resident Petition - regarding the rezoning at 365 French Road | 2 |

Meeting No. 29 November 6, 1972

- | | | |
|----|--|---|
| 6 | T.N. Hurd, Secretary to Governor Rockefeller - Acknowledgement of resolution adopted by Town Board on October 2, 1972 | 3 |
| 7 | Walter J. Floss, Jr., Erie County Legislature - urges voter rejection on November 7th regarding County Assessment Review Board Local Law | 3 |
| 8 | Gerald O'Reilly, Town of West Seneca - Resolution regarding rezoning part of Farm Lot No. 294, east side of Union & North of Greenfield | 3 |
| 9 | N.Y.S. Department of Transportation - NOTICES OF ORDER establishing parking prohibition on a portion of Union Road | 4 |
| 10 | N.Y.S. Public Service Commission - proceeding on motion of the Comm. as to the rates and charges of Iroquois Gas Corp. for gas service | 4 |

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<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 29 November 6, 1972 cont'd</u>		
11	N.Y.S. Public Service Commission - Notice given that public hearings will be held on rates & charges of N.Y.S. Electric and Gas Corp. for electric service	4
12	Erie County Health Department - Sanitary Sewers, Zoning cases	4
13	Brown-Devlin Associates - Wish to have Town Board review Waste Water Facilities Report for Water Pollution Control Plant No. 5 Service area, Part A for their consideration	4
14	NOTICE OF CLAIM - Laura Haskins and Gail Ketterer vs Town of Cheek.	4
15	SUMMONS & COMPLAINT -Alice Haker vs Town of Cheektowaga	4
16	NOTICE OF CLAIM - Stanley Falkiewicz vs Town of Cheektowaga	4
17	WBEN, Inc. Capital Cities Broadcasting Corp. & Taft Broadcasting Company - joint reply to opposition to request for special relief	4
18	Erie County Planning Board - regarding rezoning request for property located at 385 Bennett Road	4
19	Town of Cheektowaga Health Dept. - report for month of October, 1972	4
20	Harry Bojan - request to use property for used car sales	4
21	William Street Citizens and Taxpayers Protective Association, Inc.- complaints regarding dumping of garbage on Anchor Concrete property on Kennedy Rd., high hedge fence on SW corner of Milson and Wojcik and William & Cayuga Creek Road is very dark and dangerous.	5
22	F.O. Meyers - Article from paper & Letter regarding Halloween	5
23	Mrs. Susan Czajkowski - Letter regarding strong disapproval of proposed raises for certain town officials	5
24	H.J. Sitarek - Regarding property housing the Rondale Taxidermy Studio on 796 Cayuga Creek Road	5

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 DEPARTMENTAL COMMUNICATIONS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
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11	Building Permits	2
12	Councilman Meyers - recommendation on French Road traffic problem	2
13	Chester Bryan, Town Engineer - regarding award of bids for Dingens Street and Maryvale Drive Swimming Pools	2
14	Stanley Bystrak, Highway Superintendent - request to increase pay rate for highway employee	2
15	Ronald R. Norman, Receiver of Taxes - report of monies received	2
16	Dr. Louis Vendetti - report for August	2
17	Cheektowaga Planning Board - Six Communications	2
<u>Meeting No. 26 October 2, 1973</u>		
11	Building Permits	2
12	Supervisor's Statement of Funds	2
13	Highway Department - Acceptance of Sherry Drive as Town Highway	2-3
14	Highway Department - Appointment of Automotive Foreman in Highway	3
15	Highway Department - Acceptance of Como Subdivision	3
16	Highway Department - Award of bids for tires, recapped tires & tubes	3
17	Andrew H. Schwenk, Assessor - Annual report of work in attaining 1972 valuations for the 1973 Fiscal Year	3
18	Youth Bureau - request continuation of Project at Cleveland Hill Evangelical Lutheran Church for remainder of year on experimental basis	4
19	Cheektowaga Public Library - Authorization for Library Board members to attend the New York State Library Association and Library Trustees Association Annual Meeting	4
20	Cheektowaga Public Library - Thank you to Mr. Matot for maintaining the grounds throughout the summer months	4
21	Cheektowaga Planning Commission - Approval of preliminary plot plans for Rowley Hollow Estates Subdivisions	4
<u>Meeting No. 28 October 16, 1972</u>		
23	Building Permits	2
24	Stanley Bystrak, Highway Superintendent - Transfer of funds	3
25	Stanley Bystrak, Highway Superintendent - transfer of funds - shade tree fund	3-4
26	Stanley Bystrak, Highway Super. - advertise for bids for Rock Salt	4-5

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Meeting No. 28 October 16, 1972 cont'd

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|----|---|---|
| 27 | Stanley Bystrak, Highway Super. - Advertise for bids for two (2) pick-up trucks | 6 |
| 28 | Town Clerk's Office - call for public hearing to rezone property located at 796 Cayuga Creek Road | 7 |
| 29 | Building Maintenance employee - request for additional Week's pay for Mr. Frank Preyna | 8 |
| 30 | Dr. Louis Vendetti - report for September | 8 |

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Meeting No. 29 November 6, 1972

- | | | |
|----|--|---|
| 25 | Building Permits | 5 |
| 26 | Supervisor's Statement of Funds | 5 |
| 27 | Highway Department - Transfer of Funds | 5 |

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 RESOLUTIONS

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18	Authorize negotiations for possible purchase by Town of property located at the northwest corner of French Road & Towers Blvd.	2-3
19	Grant permission for the Little League football team to operate a food concession on Town property during football games	3
20	Call for public hearing on rezoning of proeprty on the southside of Losson Road approximately 589 feet east of the intersection of the south line of Losson Road with the easterly line of Borden (100 feet front, 267 depth,) from R-Residential to C-Retail Business	3-4
21	Authorization for additional increase for cost of special engineering services related to work authorized by Town resolution of 11/4/71 for Sewer District #5.	5
22	Highway Traffic Safety - authorizing the signing of agreement by the N.Y.S. Department of Traffic Safety Committee and the Town of Cheekt.	5
23	Rescind Series - B Capital Note Resolution	5
24	Authorizing the Town Board to enter into agreement with the Erie Cty. Water Authority for Water District #9 and #10	6
25	Call for public hearing on proposed amendment to Traffic Ordinance regarding signal at Borden and French	6
26	Call for public hearing regarding Benefit basis budget	7
27	Clean-up resolution for property at	8
28	Approval of rezoning at 707 Cayuga Creek Road	8
29	Grant special permits for 3254 Harlem Road	8
30	Authorization for Jaems McKowski to attend N.Y.S. Traffic Board Conference and Seminar	8
31	Request for Town Board to meet with the Economic Development Committee of The Erie County Legislature regarding Borden Road widening	9
32	Create the position of Recreation Director	9
33	Call for public hearing to rezone property at 365 French Road from R-Residential to RC-Restricted Business	9-10
34	Call for public hearing to rezone property at 756 French Road from R-Residential to C-Retail Business	11
35	Dog Enumerator resolution	12
36	Transfer of Funds	12
37	Warrant List	12-13

Meeting No. 26 October 2, 1972

22	Memorialize Governor of N.Y.S. To abandon any plans in consideration to reduce state aid to towns and villages	4
23	Request permission to advertise for a new vehicle for the Supervisor	4-5

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Meeting No. 26 October 2, 1972 cont'd

24	Authorization for Denton Dodd, Cheektowaga Youth Board counselor to attend Youth Service Bureaus Conference in Detroit, Michigan	6
25	Permission for N.Y.S. Electric and Gas to install one 7000 lumen mercury lamp on Pole 10, Line 551, on The Avenue and two 20000 lumen mercury lamps on Poles 1-10, 1-12, line 2509 on Union Road	6
26	Permission for N.Y.S. Electric and Gas to install a 3350 lumen lamp on Pole #2 on Messer Avenue	6
27	Request permit from Erie County for signal at French Rd. & Borden Rd.	6
28	Amend the Traffic Ordinance for signal at French and Borden	7-8
29	Call for public hearing to amend Traffic Ordinance for Stop and Yield Intersections at various parts of French Lea Estates.	9
30	Appointment of Director of Recreation	10

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Meeting No. 28 October 16, 1972

31	Call for Public Hearing on the Ad Valorem Budget	8-9
32	Capital Note Resoluiton - Voting Machines	10
33	Abandonment of Honorine Drive	11
34	Abandonment of Ely Avenue	11
35	Appointment to Traffic Safety Commission	11-12
36	Appointment of Recreation Director	12
37	Salary adjustment for Highway Employee	12
38	Street Lighting - Maderia Drive	12-13
39	Street Lighting - Patricia Lane	14
40	Request for Ken Kopacz to attend Youth Bureau Conference in Michigan	15
41	Reappointment of Kathleen Glowny and Jeff Stoltman to Cheektowaga Youth Bureau	15
42	Recognition of October 29th thru November 5th as "National Youth Week"	15
43	Permission for Niagara Mohawk to install and remove street lights in area of Eggert Road	15
44	Permission for Niagara Mohawk to install and remove street lights in area of Villa Moraine Drive	16
45	Permission for N.Y.S. Electric and Gas to install and remove street lights in area of Union and Transit Roads	16
46	Transfer of Funds	16
47	Warrant List	16
48	Promotions in Police Departments	16

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28	Engineering Department - Award of bid for Supervisor's Auto	6
29	Engineering Department - Bidding Maryvale & Dingens Pools	6-7
30	Engineering Department - Notice to Bidders - Chlorine	8
31	Engineering Department - Notice to bidders - Fleet Washing	9
32	Youth Bureau - request establishment of a Youth Service Project	10
33	Youth Bureau - request establishment of a Youth Bureau Project	10
34	Permission for N.Y.S. Electric and Gas Corporation to install one lumen mercury lamp on Stradman Street	10
35	Create position of Park Foreman	10-11
36	Decision on rezoning of Holiday Drive-Ins	11-12
37	Decision on rezoning of French Land Corporation	13
38	Decision on rezoning on Losson Road	14
39	Decision on special permit for gas station on French & Transit	14-15
40	Amend resolution of September 8th and appoint two regular patrolmen	15
41	Resolution regarding Tariff Amendment - Lease management Agreement between Erie County Water Authority and the Town of Cheektowaga	15-16
42	Authorization for Supervisor to execute a statement in Proof of Loss and to accept payment of claim for repairs to shelter house at Dingens Street playground	16
43	Easement to N.Y.S. Electric and Gas along Town property	16
44	Warrant List	16
45	Transfer of Funds	17
46	Promotions in Police Department	17

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Award of bid for 3/4 ton Van for use by Maintenance Department

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 SUSPENSION OF RULES

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<u>Meeting No. 24 September 18, 1972</u>		
39	Appoint Gerard Obstarczyk to position of part time janitor	13
40	Acceptance of Como Subdivision	13-14
41	Resident petition from Eiffel Estates - request for Stop Sign on Towers Blvd.	14
42	Obnoxious odor from Cayuga Creek - request ECHD to investigate same	14
43	Report with Brown-Devlin for Dept. of Environmental Conservation Re: Sanitary Sewer District #5.	15
44	Request for traffic control signal at Dick and Claudette Drive	15
45	Request for Sal LaGreca to attend seminar in Monticello, New York	15-16

Meeting No. 26 October 2, 1972

31	Engineering Department - Emergency repairs at Waste Water Treat. #5	10
32	Warrant List	10
33	Approval of rezoning at 707 Cayuga Creek Road	10-11
34	Call for public hearing at S.W. Corner of Transit & French	11-12
35	Call for public hearing at Harlem Road, eastside, 259' South of William	13
36	Sewer District #7, Extension #3	14
37	Permission for Claire Levine, Chief Kostrzewski, and Town Attorney to attend conference in Batavia	14
38	Authorization for Town Attorney's Office to take necessary steps to enforce Zoning Ordinance at 796 Cayuga Creek Road	14

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49	Stipulation of hours when children can go out for Halloween	17
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Meeting No. 29 November 6, 1972

47	Traffic Ordinance - French Lea Estates	17
48	Appointment to Cleveland Hill Recreation Program	18

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 REGULAR ADJOURNED MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 22 September 6, 1972</u>		
2	Decision on rezoning on Southeast corner of French and Union Rd.s	1-2
3	Decision on rezoning on 948-960 French Road	3
4	Award of bid for 3/4 ton van use by Maintenance Department	4
5	Creation of five Patrolmen positions	4
6	Permission for Niagara Mohawk Power Corporation to install poles in the Town Park	4
7	Hire law firm of Olszewski, Janik and Wierzbicki	4
8	Authorization for Town Attorney and First Deputy to attend meeting in Albany, New York	4
9	Building Permit for Arthur F. Keicher	5
10	Adjournment of meeting	5

Meeting No. 23 September 8, 1972

2	Authorization for Chief of Police to attend conference in Salt Lake City.	1
3	Authorization for Dr. Vendetti, Town Health Officer to attend confer. in Atlantic City, New Jersey	1
4	Authorization for judges and Court Clerk to attend conference at Kerhonkson, New York	1-2
5	Creation of position of Working Automotive Foreman in Highway Dept.	2
6	Appointment of seven patrolmen for the Police Department	2
7	Appointment of two patrolmen for the Police Department under the EEA program	2-3
8	Award of bid for two trucks for Engineering	3

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 SPECIAL MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
<u>Meeting No. 25 September 25, 1972</u>		
2	Call for public hearing on rezoning at 3755 Union Road, Holiday Drive-In from R-Residential to C-Retail Business	1
3	Reject bids for Maryvale and Dingens Street swimming Pool	2
4	Amendment to bond resolution for Dingens Swimming Pool :	2
5	Amendment to bond resolution for Maryvale Swimming Pool	3
6	Call for public hearing regarding Storm Sewer District #7, Ext. #3	4
<u>Meeting No. 27 October 10, 1972</u>		
2	Public Hearing and Final Adoption of 1973 Benefit Basis Budget	1-2
3	Authorization for Supervisor to sign agreement between Holiday Twin Rinks and Town of Cheektowaga	2
<u>Meeting No. 30 November 8, 1972</u>		
2	Hearing on Ad Valorem Budget for 1973	1
<u>Meeting No. 30A November 13, 1972</u>		
2	Adoption of the 1973 Budget	1-2
3	Consider adoption of resolution for joining County Sewer Dist. #4	2
4	Consider adoption of the preliminary report of Brown-Devlin and choose 2-3 alternate regarding Sewer District #5	2-3
5	Award bids submitted by Highway Department	3-4
6	Resolution for signing contract for Snow Removal between Town of Cheektowaga and County of Erie	4
7	Adoption of ordinances for twenty-one (21) stop signs in French Rd. area	4-5
8	Repaving of Halstead Avenue	6
9	Approval of Building Permit for Clinton & Rossler, Inc.	6

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SPECIAL ADJOURNED MEETINGS

<u>NO.</u>	<u>ITEM</u>	<u>PAGE</u>
	<u>Meeting No. 27 October 11, 1972</u>	
2	Appointment of Acting Supervisor	1
3	Resolution approving the proposed extension of Storm Sewer Drainage District No. 7	1

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Item No. 1

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of September, 1972 at 2:30 p.m., Eastern Daylight Saving Time there were:

#23

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

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ABSENT: 0

Also present were: John V. Rogowski, Town Attorney, Robert Miller, Deputy Town Attorney.

I. RESOLUTIONS

#25

Item No. 2

Motion by Councilman Wroblewski, seconded by Supervisor Weber

WHEREAS, PDC Building Corporation has applied for a rezoning from RA-Apartment District to C-Retail Business District the property located at the Southeast corner of French and Union Roads, Cheektowaga, New York, and being more particularly described as follows:

#26

ALL THAT PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 113, Township 10, Range 7 and being described as follows:

BEGINNING at a point of intersection of the south line of French Road and the west line of Lot 113, thence easterly along the south line of French Road, 370 + or - feet to a point of intersection of the extension of the westerly line of Garden Village Apartments; thence south along the said extension of the westerly line and the westerly line of Garden Village Apartments 702.91 feet to a point; thence east and at right angles to the last mentioned line 10.00 feet to a point; thence south along the westerly line of Garden Village Apartments 730.25 feet to a point in the south line of the Town of Cheektowaga, thence west along the south line of Cheektowaga, 340 + or - feet to the west line of Lot 113; thence north along west line of Lot 113, 1300 + or - feet to the point or place of BEGINNING,

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and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10.00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972 at 2:00 p.m., Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the rezoning would appear to be conducive to the businesses presently operating in the area and would not unduly interfere with the proper use and enjoyment of the properties in the surrounding area which are zoned residential, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, NOW, THEREFORE

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Item No. 2 cont'd

BE IT RESOLVED that the premises be properly screened along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT FURTHER

RESOLVED that the property hereinabove described be and hereby is rezoned from RZ-Apartment District to C-Retail Business District, and BE IT FURTHER

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

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Meyers, Obstarczyk, Swiatek, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

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LEGAL NOTICE
 EXTRACTS FROM
 MINUTES OF
 CHEEKTOWAGA TOWN BOARD

throughout the county.
 congressional representatives
 voting records of all the
 Chamber. The report listed
 bills endorsed by the national
 Kemp voted for nine of ten.
 The report shows that Rep.
 with the Chamber position.
 A yes vote was in accord
 for youth (May 11, 1972).
 job opportunities, especially
 business, on inflation, and to
 minimize its effects on
 stretch out the boat and to
 substitute was designed to
 objectionable features. The
 cent, and continued one
 wage immediately by 25 per
 raised the basic minimum
 measure that would have
 inflation, inflation,
 minimum wage bill for
 substitute a more reasonable
 House voted, 217-191, to
 Minimum Wage: The
 with the Chamber position.
 A yes vote was in accord
 180-199 (June 29, 1972).
 The amendment was rejected.
 collective bargaining process.
 Federal intrusion into the
 and constitutes an unfair
 inflationary wage increases,
 strikes, brings about
 strikes, and that lengthens
 payer's money to subsidize
 practice which uses tax
 stamps to strikers -
 offered to ban issuance of food
 bill, an amendment was
 Agriculture Apr. operators.
 During debate on the
 Food Stamps for Strikers.
 with the Chamber position.
 A yes vote was in accord
 148-219 (March 28, 1972).
 Amendment was rejected.

SS :

George J. Measer

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 21 day
 of Sept, 19 72, and the last inser-
 tion being on the same day of same
 19 and that not more than six days intervened
 between any two publications thereof.

George J. Measer

21 day of

Sept., 19 72

Laura J. Bull

LAURA J. BULL
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1972

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LEGAL NOTICE
EXTRACTS FROM
MINUTES OF
CHEEKTOWAGA TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of September, 1972 at 5:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:
Supervisor,
Daniel E. Weber
Councilman,
Felix T. Wroblewski
Councilman,
Frank E. Swiatek
Councilman,
Kenneth J. Meyers
Councilman,
Joseph R. Obstarczyk
Councilman,
Donald A. Hallicki
Councilman,
Raymond J. Wasielewski
ABSENT: 0

Motion by Councilman Wroblewski seconded by Supervisor Weber

WHEREAS, PDC Building Corporation has applied for a rezoning from RA-Apartment District to C-Retail Business District the property located at the South-east corner of French and Union Roads, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT PARCEL OF LAND sitsuate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 113, Township 10, Range 7 and being described as follows:

BEGINNING at a point of intersection of the south line of French Road and the west line of Lot 113; thence easterly along the south line of French Road, 370 + or - feet to a point of intersection of the extension of the westerly line of Garden Village Apartments; thence south along the said extension of the westerly line and the westerly line of Garden Village Apartments 702.91 feet to a point; thence east and at right angles to the last mentioned line 10.00 feet to a point; thence south along the westerly line of Garden Village Apartments 730.25 feet to a point in the south line of the Town of Cheektowaga; thence west along the south line of Cheektowaga, 340 + or - feet to the west line of Lot 113; thence north along west line of Lot 113, 1300 + or - feet to the point or place of BEGINNING, and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972, at 5:00 o'clock p.m. Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the rezoning would appear to be conducive to the businesses presently operating in the area and would not unduly interfere with the proper use and enjoyment of the properties in the surrounding area which are zoned residential, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential properties, are satisfied

IT IS HEREBY RESOLVED that the rezoning of the premises hereinafter described along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT

FURTHER RESOLVED that the property hereinabove described be and hereby is rezoned from RA-Apartment District to C-Retail Business District, and BE IT FURTHER

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

Upon roll call . . .
Supervisor Weber,
Voting Aye
Councilman Wroblewski,
Voting Aye
Councilman Meyers,
Voting Aye
Councilman Obstarczyk,
Voting Aye
Councilman Hallicki,
Voting Aye
Councilman Wasielewski,
Voting Aye
Councilman Swiatek,
Voting Aye

AYES: 7
NAYES: 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 adjourned 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 6, 1972 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 meeting of said Board, and such minutes appear at item 1, 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 14th day of September, 1972.

(Seal)
Benedict T. Holtz,
Town Clerk
Sept. 21

George J. Measer

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 21 day of Sept, 19 72, and the last insertion being on the same day of same

19 and that not more than six days intervened between any two publications thereof.

George J. Measer

21 day of
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Legal Notice

(Legal continued)

EXTRACTS FROM MINUTES OF CHEEKTOWAGA TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of September, 1972 at 5:00 o'clock p.m. Eastern Daylight Saving Time there were:

PRESENT:

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donaki A. Halicki
Raymond J. Wasielewski
ABSENT: 0

Motion by Councilman Wroblewski seconded by Supervisor Weber. WHEREAS, PDC Building Corporation has applied for a rezoning from RA-Apartment District to C-Retail Business District the property located at the Southeast corner of French and Union Roads, Cheektowaga, New York, and being more particularly described as follows:

ALL THAT PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York and being part of Lot 113, Township 10, Range 7 and being described as follows:

BEGINNING at a point of intersection of the south line of French Road and the west line of Lot 113; thence easterly along the south line of French Road, 370 feet or minus feet to a point of intersection of the extension of the westerly line of Garden Village Apartments; thence south along the extension of the westerly line of Garden Village Apartments 702.91 feet to a point; thence east and at right angles to the last mentioned point 24.00 feet to a point; thence south along the westerly line of Garden Village Apartments 730.25 feet to a point in the south line of the town of Cheektowaga; thence west along the south line of Cheektowaga, 340 plus or minus feet to the west line of Lot 113; thence north along west line of Lot 113; 1400 plus or minus feet to the point of place of BEGINNING.

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972, at 2:00 p.m. Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the rezoning would appear to be conducive to the businesses presently operating in the area and would not unduly interfere with the proper use and enjoyment of the properties in the surrounding area which are zoned residential, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, NOW THEREFORE, BE IT

RESOLVED that the premises be properly screened along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT FURTHER,

RESOLVED that the property hereinabove described be and hereby is rezoned from RA - Apartment District to C-Retail Business District, and BE IT FURTHER

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

Upon roll call.....

Supervisor Weber Voting AYE
Councilmen:
Wroblewski Voting AYE
Swiatek Voting AYE
Meyers Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Wasielewski Voting AYE

AYES: 7
NAYES: 0
ABSENT: 0

STATE OF NEW YORK
COUNTY OF ERIE)

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

1. A regular adjourned 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 6, 1972, 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 1, 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 14th day of September, 1972.

BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Sedates, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clash of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *September 21, 1972*;
last publication;
and that no more than six days intervened be-
tween publications.

Gladys M. Sedates

Sworn to before me this *22nd*

day of *September*, 19 *72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualific in Erie County
My Commission Expires March 30, 19 *73*

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Item No. 3

Motion by Supervisor Weber, seconded by Councilman Wroblewski

WHEREAS, Arthur F. Keicher has applied for a rezoning from R-Residence District to C-Retail Business District, the property located at 948-960 French Road, Cheektowaga, New York, and being more particularly described as follows:

DESCRIPTION
(948-960 French Road)

BEGINNING at a point in the center line of French Road at a distance of 1,860 feet west of the intersection of the center line of Borden Road and the center line of French Road thence westerly along the center line of French Road for a distance of 808.87 feet; thence northerly and parallel to the west line of Lot No. 50 for a distance of about 216 feet; thence westerly and parallel to the north line of French Road, as relocated in 1935, for a distance of 20 feet thence northerly and parallel to west line of Lot No. 50 for a distance of 218.42 feet; thence easterly and parallel to the north line of Lot No. 50 for a distance of 218.42 feet; thence distance of 833.63 feet; thence southerly at right angles to the south line of Lot No. 50 and the center line of French Road for a distance of about 438 feet to the point of beginning,

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972 at 2:00 p.m., Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the rezoning would appear to be conducive to the businesses presently operating in the area and would not unduly interfere with the proper use and enjoyment of the properties in the surrounding area which are zoned residential, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, NOW THEREFORE BE IT

RESOLVED that the premises be properly screened along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT FURTHER

RESOLVED that the property hereinabove described be and hereby is rezoned from R-Residence District to C-Retail Business District, and BE IT FURTHER

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

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

(AFFIDAVITS-SEE NEXT PAGE)

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STATE OF NEW YORK
COUNTY OF ERIE



one quarter
iden Central

area, principally in the
Southern Tier
"Admittedly not all of the
damage was under
supervision, but a great
part of it was." Hammond told
me by the New York
Department of Transportation
and other members of
the county
departments, not
under stream protection
of New York State.
"We would like to see
correction of the damage
and the proper planting
of shrubs, trees, grass
detectors to restore
streams in good condition.
Trout Unlimited is
with the Erie County
of operation of Sport
Club Inc.
Hammond sent copies of
letter to Col. Moore to
Rockefeller, Representative
Buckley and Jacob
Assemblyman Chester
and others.

George J. Measer
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 21 day
of Sept 19 72, and the last inser-
tion being on the same day of same
19 and that not more than six days intervened
between any two publications thereof.

George J. Measer

Sworn to before me this 21 day of
Sept 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

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STATE OF NEW YORK }
COUNTY OF ERIE } ss
EXTRACTS FROM
MINUTES OF
CHEEKTOWAGA TOWN
BOARD

At a regular adjourned 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 8th day of September, 1972 at 5:00 o'clock P.M. Eastern Daylight Saving Time there were:
PRESENT:
Supervisor
Daniel E. Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
ABSENT: 0

Motion by Supervisor Weber seconded by Councilman Wroblewski

WHEREAS, Arthur F. Keicher has applied for a rezoning from R-Residence District to C-Retail Business District, the property located at 945-950 French Road, Cheektowaga, New York, and being more particularly described as follows:

DESCRIPTION
(945-950 French Road)
BEGINNING at a point in the center line of French Road at a distance of 1,200 feet west of the intersection of the center line of French Road and the center line of French Road, thence westerly along the center line of French Road for a distance of 808.57 feet; thence southerly and parallel to the west line of Lot No. 50 for a distance of about 218 feet; thence westerly and parallel to the north line of French Road, as relocated in 1934, for a distance of 20 feet; thence southerly and parallel to the west line of Lot No. 50 for a distance of 218.42 feet; thence easterly and parallel to the north line of Lot No. 50 for a distance of 218.42 feet; thence southerly at right angles to the south line of Lot No. 50 for a distance of 218.42 feet to the point of beginning, and to amend the Zoning Map and Ordinance No. 1972-10, pursuant to Section 2-411 of the Zoning Ordinance of the Town of Cheektowaga, New York.

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972, at 2:00 P.M. Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinance and the Town Law of the State of New York, and all interested parties were given an opportunity to be heard at said hearing, and WHEREAS, the rezoning would be in the public interest and would be consistent with the proper use and development of the properties in the surrounding area which are zoned R-Residence District, and

WHEREAS, the requirements of Section 2-411, paragraphs (b) and (c), and Section 2-405, paragraph (e), and Section 2-10 of the Town Zoning Ordinance, and BE IT

RESOLVED that the property here described be and the same be rezoned from R - Residence District to C - Retail Business District, and BE IT

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

AYE
Councilman Wroblewski
AYE
Councilman Swiatek
AYE
Councilman Meyers
AYE
Councilman Obstarczyk
AYE
Councilman Halicki
AYE
Councilman Wasielewski
AYE

AYES: 6
NAYES: 1
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 adjourned 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 8, 1972 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 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.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 14th day of September, 1972.
Benedict T. Holtz,
Town Clerk

(Seal)
Sept. 21

George J. Measer

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 21 day of Sept 19 72, and the last insertion being on the same day of 19 and that not more than six days intervened between any two publications thereof.

George J. Measer

21 day of
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**EXTRACTS FROM MINUTES
OF CHEEKTOWAGA
TOWN BOARD**

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 6th day of September, 1972 at 5:00 o'clock p.m. Eastern Daylight Saving Time there were:

- PRESENT:**
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Joseph R. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
ABSENT: 0

Motion by Supervisor Weber seconded by Councilman Wroblewski.

WHEREAS, Arthur F. Keicher has applied for a rezoning from R-Residence District to C-Retail Business District, the property located at 948-960 French Road, Cheektowaga, New York, and being more particularly described as follows:

DESCRIPTION
(948 - 960 French Road)

BEGINNING at a point in the center line of French Road at a distance of 1,060 feet west of the intersection of the center line of French Road and the center line of French Road, thence westerly along the center line of French Road for a distance of 308.87 feet; thence northerly and parallel to the west line of Lot No. 50 for a distance of about 218 feet; thence westerly and parallel to the north line of French Road, as relocated in 1935, for a distance of 20 feet; thence northerly and parallel to the west line of Lot No. 50 for a distance of 218.42 feet; thence westerly and parallel to the north line of Lot No. 50 for a distance of 218.42 feet; thence distance of 429.43 feet; thence southerly at right angles to the south line of Lot No. 50 and the center line of French Road for a distance of about 438 feet to the point of beginning,

and to amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972, at 3:00 p.m. Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, the rezoning would appear to be conducive to the businesses presently operating in the area and would not unduly interfere with the proper use and enjoyment of the properties in the surrounding area which are zoned residential, and

WHEREAS, the requirements of Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance dealing with the screening of the adjacent residential area should be complied with, NOW THEREFORE, BE IT

RESOLVED that the premises be properly screened along the boundary line between subject premises and adjacent residential properties in accordance with Section 6-011, paragraphs (b) and (c), Section 6-05, paragraph (c), and Section 6-10 of the Town Zoning Ordinance, and BE IT FURTHER

RESOLVED that the property hereinabove described be and hereby is rezoned from R-Residence District to C-Retail Business District, and BE IT FURTHER

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

Upon roll call.....
Supervisor Weber Voting AYE
Councilmen:
Wroblewski Voting AYE
Swiatek Voting AYE
Meyers Voting AYE
Obstarczyk Voting AYE
Halicki Voting NAYE
Wasielewski Voting AYE

AYES: 6
NAYES: 1
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 adjourned 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 6, 1972, 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 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.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 14th day of September, 1972.

BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Kuchta of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *September 21, 1972*;
last publication.....;
and that no more than six days intervened be-
tween publications.

Gladys M. Kuchta

Sworn to before me this *22nd*
day of *September*, 19*72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

and necessary expenses related to

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Item No. 4 Award of bid for 3/4 ton Van for use by Maintenance Office.
Tabled until the September 18, 1972 meeting.

Item No. 5 Motion by Councilman Halicki, seconded by Councilman Wroblewski

BE IT RESOLVED that five (5) Patrolmen positions be and hereby are created in the Cheektowaga Police Department.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Obstarczyk, seconded by Councilman Meyers

RESOLVED that the Niagara Mohawk Power Corporation is hereby authorized to remove a 21-inch lumen at pole #439 in the Cheektowaga Town Park and to install it at pole #331 in the Town Park; to install two 25-foot standards to be owned by the Town at #439 and #432 in the Town Park.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Obstarczyk, seconded by Supervisor Weber

WHEREAS, Darling & Company, located at 2000 William Street, Cheektowaga, New York, has initiated legal action contesting the assessment upon their real property against the Assessor of the Town of Cheektowaga, and

WHEREAS, a prior action by the same petitioner was initiated in the year 1971; and the Town Board of the Town of Cheektowaga by resolution adopted on September 7, 1971 retained the law firm of Olszewski, Janik & Wierzbicki to represent the Town and the Board of Assessors and which action is still pending now, THEREFORE, BE IT

RESOLVED that the law firm of Olszewski, Janik & Wierzbicki be and hereby are retained to represent the Assessor of the Town of Cheektowaga and the Board of Assessment Review in the most recent legal action and that the reasonable attorneys fees be paid by the Town of Cheektowaga out of the General Fund.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Councilman Swiatek, seconded by Councilman Obstarczyk

WHEREAS, the New York State Bar Association is holding its Municipal Law Section Fall Meeting in Albany, New York, therefore, BE IT

RESOLVED that the Town Attorney and the First Deputy Town Attorney be and hereby are authorized to attend said meeting in Albany, New York from September 28th through September 30th, 1972 and BE IT FURTHER

RESOLVED that all their reasonable and necessary expenses related to said meeting be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

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Item No. 9 Motion by Councilman Swiatek, seconded by Supervisor Weber

WHEREAS, Arthur F. Keicher has applied to the Building Inspector's Office for a Building Permit regarding buildings and extensions to be placed on premises known as 948-960 French Road, and

WHEREAS, said premises have recently been rezoned from R-Residence District to C-Retail Business District, therefore, BE IT

RESOLVED that said Building Permit of Arthur F. Keicher regarding premises pursuant to said application is hereby granted.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, and Wasielewski

NAYES: Councilman Halicki

ABSENT: 0

Item No. 10 Motion by Councilman Swiatek, seconded by Councilman Halicki

BE IT RESOLVED that this meeting is adjourned to September 8, 1972 at 4:30 p.m. in the Cheektowaga Council Chambers.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski

NAYES: 0

ABSENT: 0

BENEDICT T. HOLTZ
Town Clerk

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Item No. 1 At a regular adjourned 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 8th day of September, 1972 at 2:30 p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: John V. Rogowski, Town Attorney, Robert Miller, Deputy Town Attorney.

I. RESOLUTIONS

Item No. 2 Motion by Councilman Wroblewski, seconded by Councilman Halicki

WHEREAS, the International Association of Chiefs of Police will hold their annual conference at Salt Lake City, Urah, October 14th through the 19th, 1972 inclusive, THEREFORE, BE IT

RESOLVED that Benedict L. Kostrzewski, Chief of Police be and hereby is authorized to attend said International Association of Chiefs of Police Conference, and BE IT FURTHER

RESOLVED that all reasonable expenses incurred in attending said conference will be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 3 Motion by Councilman Wroblewski, seconded by Councilman Swiatek

WHEREAS, the Annual American Public Health Conference is holding their annual conference in Atlantic City, New Jersey, November 12th through November 16th, 1972, inclusive, THEREFORE BE IT

RESOLVED that Dr. Louis A. Vendetti, Town Health Officer be and hereby is authorized to attend the Annual American Public Health Conference and BE IT FURTHER

RESOLVED that all reasonable expenses incurred in attending said conference will be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Swiatek, seconded by Councilman Wroblewski

WHEREAS, the New York State Association of Magistrates will hold their 63rd annual conference at Kerhonkson, New York, September 24th through 27th, 1972 inclusive, THEREFORE BE IT

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Item No. 4 cont'd

RESOLVED that Judge Joseph E. Pyszczynski, Judge John J. Jablonski and Thomas Kolbert, Court Clerk be and hereby are authorized to attend said New York State Association of Magistrates, and BE IT FURTHER

RESOLVED that all reasonable expenses incurred in attending said conference will be reimbursed by the Town.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 5 Motion by Councilman Wroblewski, seconded by Supervisor Weber

WHEREAS, upon the request of Highway Superintendent Stanley Bystrak, a dire need has arisen for a position of Working Automotive Foreman to be created in the Cheektowaga Highway Department, THEREFORE BE IT

RESOLVED that one (1) position of Working Automotive Foreman be created in the Cheektowaga Highway Department, with said position being approved by the Erie County Personnel Department, and BE IT FURTHER

RESOLVED that the Notice required under Article XVII, Section I, (a-d) inclusive be properly posted on the official department bulletin boards in the Town of Cheektowaga, pursuant to agreement between the Town of Cheektowaga, pursuant to agreement between the Town of Cheektowaga and Local 1026, AFL-CIO Municipal Employees, American Federation of State, and County, and BE IT FURTHER

RESOLVED that a copy of this resolution be sent to the Erie County Personnel Office.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 6 Motion by Councilman Halicki, seconded by Councilman Wroblewski

BE IT RESOLVED that the following Patrolmen be and hereby are appointed to the Cheektowaga Police Department, at an annual salary of \$9,505.00, effective on September 11, 1972:

Paul Cramer, James Bollman,
John Howlett, Gerald Grant,
Richard Kozell, Thomas Wentland,
Dennis Gibbs,

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 7 Motion by Councilman Halicki, seconded by Councilman Wroblewski

BE IT RESOLVED that the following Patrolmen be and hereby are appointed to the Cheektowaga Police Department, at an annual salary of \$9,505.00 effective September 11, 1972, under the provisions of the Federal Emergency Employment Act of 1971, which was effective December 21, 1971:

Robert Zastempowski, 1140 Walden Avenue
Gary Gawron, 25 Ceil Drive

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Item No. 7 cont'd

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 8 Motion by Supervisor Weber, seconded by Councilman Wasielewski

WHEREAS, Notice to Bidders was duly published for the receipt of bids for the furnishing of one 1973 pickup truck (1/2 ton) and one 1973 pickup truck (3/4 ton 4 wheel drive), which bids were duly received and opened at a public meeting, and

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

WHEREAS, said Town Engineer has submitted the same, which is hereto attached and made a part hereof; NOW, THEREFORE BE IT

RESOLVED that the Contract for the furnishing of one 1973, 1/2 tone pickup truck and one 1973 3/4 ton pickup truck be awarded to Mernan Chevrolet, Inc., 2751 Bailey Avenue, Buffalo, New York 14215 for their bid in the amount of \$3,025.00 for 1/2 ton pickup truck and \$3,800.00 for 3/4 ton pickup truck respectively said bid meeting specifications.

Upon Roll Call....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski
NAYES: 0
ABSENT: 0

Item No. 9 Motion by Councilman Swiatek, seconded by Councilman Wroblewski to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk

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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 18th day of September, 1972 at 7:30 o'clock p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Frank E. Swiatek
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; John V. Rogowski, Town Attorney; Robert Miller, Deputy Town Attorney, Chester Bryan, Town Engineer; Benedict Kostrzewski, Chief of Police and Carl Trafalski, Building Inspector.

Rev. Feger, Our Lady Help of Christians Church opened the Meeting with a prayer.

I. BIDS

Item No. 2 Tires and Tubes - Highway Department
Referred to Highway Superintendent, Stanley Bystrak.

II. GENERAL COMMUNICATIONS

Item No. 3 N.Y.S. Department of Transportation - Notice of Order - stop sign control at Sorwil Drive and Genesee Street.
Referred to Chief of Police, Benedict Kostrzewski and Traffic Safety Committee.

Item No. 4 N.Y.S. Department of Transportation - acknowledge receipt of TE-9 Forms requesting establishment of lower maximum speed limits on French Road, William, Walden, Dick and Borden Roads.
Referred to Chief of Police, Benedict Kostrzewski and Traffic Safety Committee.

Item No. 5 N.Y.S. Department of Transportation - proposed increased fares, -
NFT SYSTEM.
Received and Filed

Item No. 6 Anthony P. LoRusso, Attorney - regarding rezoning at 946-970 French Road.
Received and Filed

Item No. 7 Joseph Lesinski Agency - regarding building permit for 2551 Harlem Road.
Referred to Town Attorney, John Rogowski, Town Engineer, Chester Bryan and Building Inspector, Carl Trafalski.

Item No. 8 Adolph Wiercioch - regarding lease management agreement between Erie County Water Authority and Cheektowaga Water District No. 9.
Received and Filed

Item No. 9 Adolph Wiercioch - request to install traffic signal at French and Borden Road.
See Item No. 25.

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Item No. 10 Resident petition - request to install traffic signal at French and Borden Road.
See Item No. 25

III. DEPARTMENTAL COMMUNICATIONS

Item No. 11 Motion by Councilman Wroblewski, Seconded by Supervisor Weber

RESOLVED, that the building permits submitted on September 18, 1972 be approved with the following exceptions and stipulations, subject to the Building Inspector's approval:

HELD: Transit-French Land Corp.
4764 Transit Road

Marc Equity Corp.
131 Parwood & 135 Parwood

Albert Minotti
17 Abeles & 20 Lena Avenue

Starlite Builders
19 Pine Circle

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 12 Councilman Meyers - recommendation on French Road traffic problem.
See Item No. 25.

Item No. 13 Chester Bryan, Town Engineer - regarding award of bids for Dingens Street and Maryvale Drive Swimming Pools.
Withdrawn

Item No. 14 Stanley Bystrak, Highway Superintendent - request to increase pay fate for highway employee.
Referred to Town Board

Item No. 15 Ronald R. Norman, Receiver of Taxes - report of monies received.
Received and Filed

Item No. 16 Dr. Louis Vendetti - report for August.
Received and Filed

Item No. 17 Cheektowaga Planning Board - Six Communications.
Referred to Town Board

IV. RESOLUTIONS

Item No. 18 Motion by Councilman Swiatek, Seconded by Councilman Wasielewski

WHEREAS, the Cheektowaga Town Board has previously requested the Erie County Highway Department to install a traffic signal device at the intersection of Towers Boulevard and French Road, and

WHEREAS, the said Erie County Highway Department has notified the Town that said signal request cannot be acted upon or approved since it is the policy of said Department that traffic control signals shall not be installed at intersections where streets opposite one another at said intersection are not aligned with each other, and

WHEREAS, if a traffic control signal were to be installed at said

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Item No. 18 cont'd

intersection with the County's consent, it would be necessary that the Town acquire sufficient property at the northwest corner of Towers Boulevard and French Road in order to change the course of Towers Boulevard in order to align said Towers Boulevard with Nancy Drive which is located across the intersection at French Road, therefore, BE IT

RESOLVED that the Finance Committee of the Town Board in coordination with the Town Attorney's Office be and hereby are authorized to initiate negotiations with Associated Planning, Inc., the owners of a parcel of property located at the northwest corner of French Road and Towers Boulevard for the possible purchase of a portion or all of said parcel in order to allow for the future relocation and proper alignment of Towers Boulevard with Nancy Drive.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Swiatek, Seconded by Councilman Meyers

WHEREAS, Little League Football teams have been established in the Town of Cheektowaga and are actively engaged in promoting football games among teams in said league, and

WHEREAS, the Airlines Football Association and St. Barnabas Football Association are engaged in supervising, scheduling and providing football games within the leagues on Town property, and

WHEREAS, the activities of said leagues provide sports and recreation for the benefit of the residents of the Town of Cheektowaga, and

WHEREAS, said associations are primarily self-sustaining and said associations find it necessary to engage in certain fund raising activities, including the sale of refreshments during the regular scheduled football games, and

WHEREAS, it appears beneficial to the Town to assist said associations in their endeavor to defray the cost of their operations, therefore, be it

RESOLVED that the Airlines Football Association and St. Barnabas Football Association be and hereby are granted permission to operate concession stands at the Town Park site and other Town owned sites only during the regular scheduled football games for the 1972 football season, and BE IT FURTHER

RESOLVED that such permission is contingent upon said football associations providing the Township with proper liability insurance coverage holding the Town harmless for any liability which may result from the operation of such concession stands.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 20 Motion by Councilman Wroblewski, Seconded by Councilman Halicki

WHEREAS, Joseph Bianchi has requested and applied to rezone property located at Iosson Road near Borden Road, from R-Residential to C-Retail Business District; now therefore, be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance on October 16, 1972 at 7:00 o'clock p.m., E.D.S.T. at the Cheektowaga Town Hall, corner of Broadway and Union Roads.

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Item No. 20 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President

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 28 day
of Sept, 19 72, and the last inser-
tion being on the same day of 19,
and that not more than six days intervened
between any two publications thereof.

Paul D. Beers

Sworn to before me this 28 day of
Sept, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

LEGAL NOTICE
EXTRACT OF MINUTES
Meeting of the Board of
Trustees of the Village of
Depew, in the County of Erie,
New York, was held at the
Cheektowaga, Village Hall, Town
of Depew, New York, on
August 28, 1972, at 8 o'clock
P.M.
A regular meeting of the Board
of Trustees of the Village of
Depew, in the County of Erie,
New York, was held at the
Cheektowaga, Village Hall, Town
of Depew, New York, on
August 28, 1972, at 8 o'clock
P.M.
The following resolution was
adopted:
RESOLUTION OF THE BOARD
OF TRUSTEES OF THE VIL-
LAGE OF DEPEW, NEW YORK
ADOPTED AUGUST 28,
1972

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Item No. 20 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President
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 28 day of Sept, 19 72, and the last insertion being on the same day of 19, and that not more than six days intervened between any two publications thereof.

Paul D. Beers

28 day of 19 72

Depew

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ch 30, 19 73

DESCRIPTION
THAT TRACT OR PARCELS OF LAND situate in the Town of Cheektowaga, County of Erie, State of New York, being more particularly described as follows: to-wit: a certain tract of land bounded on the north by the center line of Lot 4, 300 feet; thence easterly and parallel with Lonsen Road 100 feet; thence northerly and parallel with Berden Road and the west line of Farm Lot 45, 300 feet to the said center line of Lonsen Road; thence easterly along the said center line of Lonsen Road 100 feet to the point or place of beginning. Subject to the rights of the public in Lonsen Road.

BY ORDER OF THE TOWN BOARD
Supervisor
Daniel E. Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

Sept. 28

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LEGAL NOTICE

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of October 1972, at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Joseph Bianchi to Rezone from R - Residence District to C - Retail Business District the property located at Southside of Losson Road approximately 589 feet east of Borden Road, and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

LEGAL DESCRIPTION

ALL THAT TRACTOR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York being part of Lot 45, Township 10, Range 7 of the Buffalo Creek Reservation and described as follows:

BEGINNING at a point in the center line of Losson Road which line is the northerly line of Farm Lot 45 and which point is 622.64 feet easterly from the northwest corner of Farm Lot 45; thence southerly along the east line of land conveyed to Maryan Kanaka, Liber 3153, Page 118 and parallel with Borden Road and the west line of Farm Lot 4, 300 feet; thence easterly and parallel with Losson Road 100 feet; thence northerly and parallel with Borden Road and the west line of Farm Lot 45, 300 feet to the said center line of Losson Road; thence easterly along the said center line of Losson Road 100 feet to the point or place of beginning. Subject to the rights of the public in Losson Road.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber

Councilmen:

Felix T. Wróblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

BENEDICT T. HOLTZ
Town Clerk

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Item No. 20 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, ~~_____~~ek, Meyers, Obstarczyk,
 Halicki and Wasielewski.
 NAYES: 0
 ABSENT: 0

(Affidavits Attached)

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

Gladys M. Seichter of the town
 of Cheektowaga, in said County of Erie, being
 duly sworn, deposes and says that he (she) is
 *Clark* of the Cheek-
 towaga Times, a public newspaper published
 weekly in said town; that the notice, of which
 the annexed printed slip, taken from said news-
 paper is a copy, was inserted and published in
 said paper once a week for *1* weeks:
 first publication *September 28, 1972*;
 last publication ;
 and that no more than six days intervened be-
 tween publications.

Gladys M. Seichter
 Sworn to before me this *29th*
 day of *September*, 19 *72*
Naidine C. Marong
 Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
 Notary Public State Of New York
 Qualified In Erie County
 My Commission Expires March 30, 19 *73*

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Item No. 21 Authorization for additional increase for cost of special engineering services related to work authorized by Town resolution of November 4, 1971 for Sewer District #5.
Withdrawn

Item No. 22 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, the Town has completed applications with the Interdepartmental Traffic Safety Committee of the State of New York under Highway Safety Project Grant application No. PT 73-009-(001), entitled "Traffic Scotter Patrol", and

WHEREAS, the agreement under said program has been presented to the Town Board which will enable the Town to obtain Federal funds in the amount of \$2,505.00, therefore, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute said agreement on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that said agreement be referred to the Chief of Police for final processing and payment.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, the Town has completed applications with the Interdepartmental Traffic Safety Committee of the State of New York under Highway Safety Project Grant application No. PT 73-007-(001), entitled "Portable Communications", and

WHEREAS, the agreement under said program has been presented to the Town Board which will enable the Town to obtain Federal funds in the amount of \$5062.00, therefore, BE IT

RESOLVED that the Supervisor be and hereby is authorized to execute said agreement on behalf of the Town of Cheektowaga, and BE IT FURTHER

RESOLVED that said agreement be referred to the Chief of Police for final processing and payment.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 23 Motion by Councilman Halicki, Seconded by Councilman Wasielewski

WHEREAS, the Town Board adopted a Capital Note Resolution on March 6, 1972 in the amount of Nine hundred sixty-one and 00/100 Dollars (\$961.00) to finance the installation of street lighting, and

WHEREAS, the items to be purchased under said Capital Note Resolution are being included with various other items in a Capital Note Resolution in the sum of Four thousand eight hundred forty-two and 00/100 Dollars (\$4,842.00) which was adopted by the Town Board on September 5, 1972, therefore, BE IT

RESOLVED that said Capital Note Resolution dated March 6, 1972 (Series B) in the sum of Nine hundred sixty-one and 00/100 Dollars (\$961.00) to finance the installation of street lighting, be and hereby is rescinded.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

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Item No. 24 Authorizing the Town Board to enter into agreement with the Erie County Water Authority for Water District #9 and #10. Withdrawn.

Item No. 25 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

BE IT RESOLVED that a public hearing on a proposed amendment to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17th, 1967 be held on October 2, 1972 at 2:30 p.m., Eastern Daylight Saving Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering the advisability of adopting said amendment and the Town Clerk is hereby directed to publish the following Notice of Hearing in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES on September 21, 1972, the said proposed amendment being set forth in the Notice of Hearing.

LEGAL
NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 2nd day of October, 1972 at 2:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

Amendment to:
Article IV - Traffic Control Signals - Section 40 is amended by adding thereto the following signal:

BORDEN ROAD at FRENCH ROAD

PRETIMED SIGNAL DOUBLE FACE ALL APPROACHES OPERATION

PHASE 1
Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "GREEN"

PHASE 2
Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "AMBER"

PHASE 3
Signal Faces 1, 2, 3, 4, 5, 6, 7, 8, All Approaches "RED"

PHASE 4
Signal Faces 1, 2, 5, 6, North-South on Borden "GREEN"
Signal Faces 3, 4, 7, 8, East-West on French Road "RED"

BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: September 18, 1972
BENEDICT T. HOLTZ
Town Clerk
Sept. 21

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

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STATE OF NEW YORK
COUNTY OF ERIE

ss:

George J. Measer

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 21 day of Sept, 19 72, and the last insertion being on the same day of same, 1972 and that not more than six days intervened between any two publications thereof.

George J. Measer

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 2nd day of October, 1972 at 2:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:
Amendment to:
Article IV - Traffic Control
Signals - Section 40 is amended by adding thereto the following:
**BORDEN ROAD at FRENCH ROAD
PRETIMED SIGNAL DOUBLE
FACE ALL APPROACHES
OPERATION**
PHASE 1.
Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "GREEN"
PHASE 2.
Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "AMBER"
PHASE 3.
Signal Faces 1, 2, 3, 4, 5, 6, 7, 8, All Approaches "RED"
PHASE 4.
Signal Faces 1, 2, 5, 6, North-South on Borden Road "GREEN"
Signal Faces 3, 4, 7, 8, East-West on French Road "RED"
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: September 18, 1972
BENEDICT T. HOLTZ
Town Clerk
Sept. 21

Sworn to before me this 21 day of Sept, 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

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NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 2nd day of October, 1972 at 2:30 p.m. Eastern Daylight Saving Time, to consider the advisability of adopting an amendment to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendment being as follows:

Amendment to:

Article IV - Traffic Control Signals - Section 40 is amended by adding thereto the following signal.

BORDEN ROAD at FRENCH ROAD
PRETIMED SIGNAL DOUBLE
FACE ALL APPROACHES

OPERATION

PHASE 1.

Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "GREEN"

PHASE 2.

Signal Faces 1, 2, 5, 6, North-South on Borden Road "RED"
Signal Faces 3, 4, 7, 8, East-West on French Road "AMBER"

PHASE 3.

Signal Faces 1, 2, 3, 4, 5, 6, 7, 8, All Approaches "RED"

PHASE 4.

Signal Faces 1, 2, 5, 6, North-South on Borden "GREEN"
Signal Faces 3, 4, 7, 8, East-West on French Road "RED"

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

Dated: September 18, 1972
BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Sechiter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clerk of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *September 21, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechiter
Sworn to before me this *22nd*
day of *September*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State of New York
Qualified in Erie County
My Commission Expires March 30, 19 *73*

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Item No. 26

Motion by Councilman Halicki, Seconded by Councilman Swiatek

WHEREAS, this Town Board has prepared detailed estimates of the anticipated 1973 revenues and expenditures for every district in which the expenses of the improvement is to be assessed on a Benefit basis, and

WHEREAS, this Town Board has assessed the Special District costs on a benefit basis against the lots or parcels of land against which the improvement was chargeable, and

WHEREAS, this Town Board has prepared an assessment roll for each district describing each lot or parcel of land in the district, the owner thereof, and the assessment levied against it, and

WHEREAS, this Town Board has filed such estimates and assessment rolls with the Town Clerk, now, therefore, BE IT

RESOLVED that this Town Board shall meet at 7:30 p.m., Eastern Daylight Saving Time on the 10th day of October, 1972 for the purpose of holding a Public Hearing upon such estimates and assessment rolls, and BE IT FURTHER

RESOLVED that this Town Clerk give notice of such Public Hearing in the manner provided in Section 239 of the Town Law, and that such notice be published in substantially the following form in the CHEEKTOWAGA TIMES and in the DEPEW HERALD AND CHEEKTOWAGA NEWS on September 28, 1972, newspapers having a general circulation within the Town.

PUBLIC NOTICE

NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga New York has completed its Estimates and Assessment Rolls relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk.

NOTICE IS ALSO GIVEN that a Public Hearing on such Estimates and Assessment Rolls will be held October 10, 1972 at 7:30 p.m., Eastern Daylight Saving Time at the Town Hall, Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Rolls.

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

BENEDICT T. HOLTZ
Town Clerk

Dated: September 18, 1972
Published: September 28, 1972

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits on Next Page)

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STATE OF NEW YORK }
COUNTY OF ERIE } 55

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President

of the

Depew Cheektowaga
Herald and News

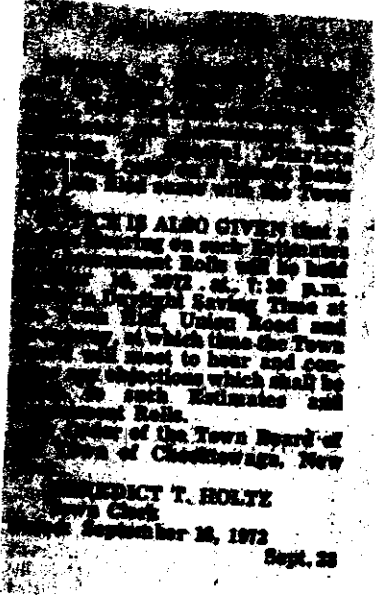
a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 28 day
of Sept, 19 72, and the last inser-
tion being on the same day of same
1972, and that not more than six days intervened
between any two publications thereof.

Paul D. Beers

Sworn to before me this 28 day of
Sept, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73



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NOTICE IS HEREBY GIVEN that the Town Board of Cheektowaga, New York has completed its Estimates and Assessment Rolls relating to Special Districts spreading costs on a Benefit Basis and has filed same with the Town Clerk.

NOTICE IS ALSO GIVEN that a Public Hearing on such Estimates and Assessment Rolls will be held October 10, 1972 at 7:30 p.m. Eastern Daylight Saving Time at the Town Hall, Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Estimates and Assessment Rolls.

By Order of the Town Board of the Town of Cheektowaga, New York.

BENEDICT T. HOLTZ
Town Clerk
Dated: September 18, 1972

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

Shady M. Seichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
.....*Shady*..... of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for*1*..... weeks;
first publication *September 28, 1972*;
last publication.....
and that no more than six days intervened be-
tween publications.

Shady M. Seichter
Sworn to before me this *29th*
day of *September*, 19*72*

Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

Business incurred in attend:

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Item No. 27 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, continuous complaints have been received by the Town Board for the cleaning up of the lot located at _____, Cheektowaga, New York and according to the Assessor's Office records the lot is owned by Albert Barnwell, _____, Lancaster, New York, and

WHEREAS, these conditions require that some positive steps be taken to rectify this condition by cleaning up the weeds to prevent the premises from becoming a hazard to the health and safety of others, NOW THEREFORE, BE IT

RESOLVED that pursuant to subdivision 5a of Section 64 of the Town Law if no clean-up action takes place within ten (10) days of the date of this resolution, clean-up be commenced by the Town and any cost be assessed against the landowner hereinbefore described.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 28 Approval of rezoning at 707 Cayuga Creek Road.
Withdrawn

Item No. 29 Motion by Councilman Swiatek, Seconded by Supervisor Weber

WHEREAS, Edward Wawrzyniak has made application to the Town Board for a Special Permit pursuant to Section 6-01 and 6-012 of the Zoning Ordinance of the Town of Cheektowaga, and

WHEREAS, a public hearing was held before the Cheektowaga Town Board on September 5, 1972, at 2:00 o'clock p.m., Eastern Daylight Saving Time after publication of the notice as required by the provisions of the Town Ordinances and the Town Law of the State of New York and all interested parties were given an opportunity to be heard at said hearing, and

WHEREAS, it appears that the proposed use would be conducive to the surrounding area since it appears that said applicant has had a car wash at said location for many years and it further appears that the Special Permit to operate two gasoline pumps in conjunction with the car wash would be a proper use, therefore BE IT

RESOLVED that the said application for a Special Permit to operate two gasoline pumps on property located at 3254 Harlem Road, Cheektowaga, New York, be and hereby is granted.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 30 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, the New York State Traffic Board conference and seminar was held August 26 through August 29, 1972, and

WHEREAS, James J. Makowski, a member of the Cheektowaga Traffic Safety Commission attended said seminar, now therefore, BE IT

RESOLVED that James J. Makowski had permission to attend said conference and seminar, and BE IT FURTHER

RESOLVED that all reasonable expenses incurred in attending said conference and seminar will be paid by the Town.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski
NAYES: 0
ABSENT: 0

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Item No. 31 Motion by Councilman Swiatek, Seconded by Supervisor Weber

WHEREAS, the Borden Road widening proposal has been referred to the Economic Development Committee of the Erie County Legislature by members of the Erie County Legislature, and

WHEREAS, the various alternatives are of vital interest and concern to the Town of Cheektowaga and its residents, and

WHEREAS, it is the intention of the Town Board to thoroughly review all alternates available in coordination with Erie County officials, therefore,
BE IT

RESOLVED that the Town Board of the Town of Cheektowaga does hereby request permission from the Economic Development Committee of the Erie County Legislature to meet with said Committee and to be apprised of its proceedings, and BE IT FURTHER

RESOLVED that the office of the Town Clerk communicate with said committee and request that said Committee notify the Town of its scheduled meetings, in this matter and arrange for joint meetings between said Committee and members of the Town Board.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Swiatek, Seconded by Councilman Obstarczyk

WHEREAS, there is a need for supervision and responsibility for the greatly increased recreational activities in the Town, and

WHEREAS, a study of the functions, duties, and responsibilities of maintaining and developing said recreational activities has been thoroughly studied and a report submitted by the Erie County Personnel Department, and

WHEREAS, the position of Director of Recreation is desirable and necessary to properly administer and fulfill the functions of the Recreation Department, and

WHEREAS, the necessary "PO-17" forms required by the Erie County Personnel Department have been completed and received by the Town on this date, NOW, THEREFORE, BE IT

RESOLVED that the position of Director of Recreation, full time, be and hereby is created and BE IT FURTHER

RESOLVED, that said position be posted in accordance with Article SVII, Section 1 (a - d inclusive) "Promotions," of the agreement between the Town of Cheektowaga and Local 1026, American Federation of State, County and Municipal Employees AFL-CIO, prior to the naming of an appointment to said position.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Richard Bielecki and Thomas J. Lummel have made application to rezone property located at 365 French Road, from R-Residential to RC-Restricted Business; now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, on October 16th, 1972 at 7:00 o'clock P.M., E.D.S.T. at the Cheektowaga Town Hall, corner of Broadway and Union Road.

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Item No. 33 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President

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 28 day of Sept., 19 72, and the last insertion being on the same day of 19 , and that not more than six days intervened between any two publications thereof.

Paul D. Beers

Sworn to before me this 28 day of
Sept 19 72

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

DESCRIPTION
THAT TRACT OR
OF LAND, situate in the
Cheektowaga, County of
New York, being
number one hundred
Township ten (10),
(7) of the Buffalo
and further dis-
Subdivision Lot
seventy-seven (77) as
map entitled "Paris
in the Erie County
of the county of
such obligations
after the date of
is commenced
preceding con-
with, and an ac-
are not subject
of such respec-

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Item No. 33 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President
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 28 day of Sept, 19 72, and the last insertion being on the same day of 19 , and that not more than six days intervened between any two publications thereof.

Paul D. Beers

is 28 day of 19 72

DESCRIPTION OF THE TOWN
That tract or parcel of land, situate in the Town of Cheektowaga, County of Erie, State of New York, being Lot Number one hundred (100), Township ten (10), Range (7) of the Buffalo Subdivision and further description of Subdivision Lot Number seventy-seven (77) as shown on a map entitled "Paris" filed in the Erie County Clerk's Office under Cover of No. 100.

- Supervisor Paul W. Weber
- Councilman Paul J. Wroblewski
- Councilman Frank E. Swiatek
- Councilman Kenneth J. Meyers
- Councilman Joseph R. Obstarczyk
- Councilman Paul A. Halicki
- Councilman Raymond J. Wasielewski
- BENEDICT T. HOLTZ
Town Clerk

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

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NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of October 1972, at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Richard J. Bielecki and Thomas J. Lummel to Rezone from R - Residence District to RC - Restricted Business District the property located at 365 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York. All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

DESCRIPTION

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 Number one hundred eleven (111), Township ten (10), Range seven (7) of the Buffalo Creek Reservation and further distinguished as Subdivision Lot Number seventy-seven (77) as shown on a map entitled "Paris Heights" filed in the Erie County Clerk's Office under Cover Number 2187.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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Item No. 33 cont'd

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk,
Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits Attached)

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

Gladys M. Sechster of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clara* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication *September 28, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Sechster
Sworn to before me this *29th*
day of *September*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

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Item No. 34 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Emil E. Wieszala has made application and requested the rezoning of property located at 756 French Road, from R-Residential to C-Retail Business District; now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance on October 16th 1972 at 7:00 o'clock p.m., E.D.S.T. at the Cheektowaga Town Hall, corner of Broadway and Union Road.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss.

Paul D. Beers

being duly sworn, deposes and says that he is the Vice-President

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 28 day of Sept, 19 72, and the last insertion being on the same day of 19, and that not more than six days intervened between any two publications thereof

Paul D. Beers

Sworn to before me this 28 day of

Sept, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 72

APARTMENT
WANTED TO RENT
MODERN OR antique home
furnishings wanted. One piece
or complete home. Also
glassware, china, books, etc.
683-2771/683-8179
REFRIGERATORS, gas
ranges, bedroom and living
room furniture and other
items. 683-2771, 683-8179.

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Item No. 34 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Emil E. Wieszala has made application and requested the rezoning of property located at 756 French Road, from R-Residential to C-Retail Business District; now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance on October 16th 1972 at 7:00 o'clock p.m., E.D.S.T. at the Cheektowaga Town Hall, corner of Broadway and Union Road.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

STATE OF NEW YORK }
COUNTY OF ERIE } ss

Paul D. Beers

being duly sworn, deposes and says that he is the Vice-President

of the

Depew Cheektowaga
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Paul D. Beers

[Faded text, likely a description of the property or a legal notice.]

DESCRIPTION
TRACT OR PARCEL OF
situate in the Town of
Cheektowaga, County of Erie and
State of New York, distinguished
as being part of Lot No. 88,
Range 15, Range 7 of the
Buffalo Creek Reservation,
bounded and described as follows:
COMMENCING in the south line
of said Lot No. 88 at a distance of
four (4) chains and thirty-six (36)
feet east from the southwest
corner thereof; thence north and
parallel with the west line of said
Lot No. 88, two hundred eighty-one
(281) feet; thence east and parallel
with the south line of said Lot No.
88, one hundred (100) feet; thence
north and parallel with the west
line of said Lot No. 88, two hundred
eighty-one (281) feet to the south
line of said Lot; thence west along
the south line of said Lot No. 88,
one hundred (100) feet to the point
of beginning.

BY ORDER OF THE TOWN BOARD
28 day of
19 72
Bull
York
arch 30, 19 72
Supervisor
Daniel E. Weber
Councilman
Felix T. Wroblewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk
Sept. 28

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Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of October 1972, at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Emil E. Wieszala to Rezone from R - Residence District to C - Retail Business District the property located at 756 French Road and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga.

DESCRIPTION
THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, distinguished as being part of Lot No. 96, Township 10, Range 7 of the Buffalo Creek Reservation, bounded and described as follows:
BEGINNING in the south line of said Lot No. 96 at a distance of (4) chains and thirty-six (36) feet east from the southwest corner thereof; thence north and parallel with the west line of said Lot No. 96, two hundred eighty-one (281) feet; thence east and parallel with the south line of said Lot No. 96, one hundred (100) feet; thence south and parallel with the west line of said Lot No. 96, two hundred eighty-one (281) feet to the south line of said Lot; thence west along the south line of said Lot No. 96, one hundred (100) feet to the point of place of beginning.

BY ORDER OF THE TOWN BOARD
Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

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Item No. 34 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

WHEREAS, Emil E. Wieszala has made application and requested the rezoning of property located at 756 French Road, from R-Residential to C-Retail Business District; now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance on October 16th 1972 at 7:00 o'clock p.m., E.D.S.T. at the Cheektowaga Town Hall, corner of Broadway and Union Road.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

(Affidavits Attached)

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

Gladys M. Seichter, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is *Clerk* 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 *1* weeks; first publication *September 28, 1972*; last publication *.....*; and that no more than six days intervened between publications.

Gladys M. Seichter
Sworn to before me this *29th* day of *September*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

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Item No. 35 Motion by Councilman Swiatek, Seconded by Councilman Wroblewski

WHEREAS, it is necessary to employ Dog Enumerators to take the 1973 Dog Census, NOW, THEREFORE BE IT

RESOLVED that the following be appointed Dog Enumerators:

Phyllis Teresi,	, Cheektowaga, N.Y.	14225
Lucy T. Szrama,	Cheektowaga, N.Y.	14225
Maria Olejniczak,	, Cheektowaga, N.Y.	14211
Geraldine Borowiak,	Cheektowaga, N.Y.	14215
Irene Grzybowski,	, Cheektowaga, N.Y.	14211
Eugene Massalski,	, Cheektowaga, N.Y.	14212
Florence Young,	, Cheektowaga, N.Y.	14206
Christine Czaja,	, Cheektowaga, N.Y.	14227
Louise Tabone,	, Depew, N.Y.	14043
Eileen Nowak,	, Cheektowaga, N.Y.	14227
Florence Drajem,	, Cheektowaga, N.Y.	14225
Alice Barrett,	, Cheektowaga, N.Y.	14227
Pat Healy,	, Cheektowaga, N.Y.	14225
Sophie Netzel,	, Cheektowaga, N.Y.	14225
Caroline Trzaska,	, Cheektowaga, N.Y.	14206
Ruth Morin,	, Cheektowaga, N.Y.	14043
Stanley Kubik,	, Cheektowaga, N.Y.	14212
Alice Nowak,	, Cheektowaga, N.Y.	14227
Geraldine Czaplicki,	, Cheektowaga, N.Y.	14227
Terry Owczarczak,	Cheektowaga, N.Y.	14206
Verna Grubka,	, Cheektowaga, N.Y.	14227
Nina Ratajczak,	, Cheektowaga, N.Y.	14227
Joan Stachewicz,	Cheektowaga, N.Y.	14206
Norma Lizak,	, Cheektowaga, N.Y.	14211
Dolores Karpinski,	, Cheektowaga, N.Y.	14227
Shirley Kurdziel,	, Cheektowaga, N.Y.	14043
Theresa Iannone,	, Cheektowaga, N.Y.	14225
Bobbie Tonucci,	, Cheektowaga, N.Y.	14227
Amelia Baumgartner,	, Depew, N.Y.	14043
Mary Wazny,	Cheektowaga, N.Y.	14227

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following transfer of funds in the General Fund be approved:

	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
1621.443	Repair and Maintenance Fund	1621.203 Mower Fund	\$700.00
	Maintenance Department - Town Hall		

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Halicki, Seconded by Councilman Wroblewski

RESOLVED, that the following named vouchers and warrants submitted to the Town of Cheektowaga for the period ending September 18, 1972 be and hereby approved and that the Supervisor pay said warrants:

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Item No. 37 cont'd

	<u>FUND</u>	<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
General		4929	5036	\$136,895.84
Part Town		1194	1200	2,487.11
Highway		4564	4587	51,004.70
Special Districts		5643	5694	94,661.07
Trust and Agency		498	--	105.00
Construction & Improvement		--	--	--
				<u>\$285,153.72</u>

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
 NAYES: 0
 ABSENT: 0

Councilman Obstarczyk's Comments

Letter regarding Kids Clubs in the Town of Cheektowaga. Received and Filed

V. FROM THE TABLE

Item No. 38 Award of bid for 3/4 ton Van for use by Maintenance Office. Withdrawn

VI. SUSPENSION OF RULE

Item No. 39 Motion by Councilman Meyers, Seconded by Councilman Wasielewski

WHEREAS, various meetings and conferences are held at the Cheektowaga Town Hall after the usual closing hours, and

WHEREAS, the janitorial services are usually performed by one person who is engaged in clean-up and maintenance work throughout the building, and

WHEREAS, it is necessary that assistance be provided for the janitorial services and to properly safeguard the building and to control the admittance of persons coming to said Town Hall after the usual daytime business hours, therefore, BE IT

RESOLVED that Gerard Obstarczyk, residing at _____, Cheektowaga, New York, be and hereby is appointed as temporary part-time help to assist the janitor and to keep control over entries into said building and exists therefrom, between the hours of 8:00 o'clock p.m. and 12:00 o'clock midnight, at a rate of \$2.36 per hour, effective September 19, 1972.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, ~~Obstarczyk~~, Halicki and Wasielewski.
 NAYES: 0
 ABSENT: 0
 ABSTAIN: Councilman Obstarczyk

Item No. 40 Motion by Councilman Swiatek, Seconded by Councilman Wasielewski

WHEREAS, the Superintendent of Highways and the Town Highway Engineer have inspected the maps of the Como Subdivision and find that they meet specifications set forth by the Town of Cheektowaga, subject to bituminous coated metal pipe for storm sewers, crusher run for road base, trees planted in front of every home between sidewalk and curb within one year after homes are built, construction of paving, curbs, receivers and connections for roads in subdivision; the subdivision including the following:

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Item No. 40 cont'd

CROYDON DRIVE:

A 60 foot right of way starting at the southerly right of way line at Como Park Boulevard, thence continuing southerly and westerly a total of 2700 feet to the easterly right of way line of Cromwell Drive.

CROMWELL DRIVE:

A 60 foot right of way commencing at the westerly right of way of Croydon Drive and thence continuing westerly and southerly for a distance of 2200 feet ending at the point where it intersects Croydon Drive.

IRONDALE DRIVE:

A 60 foot right of way beginning at a point in the southerly right of way of Cromwell Drive and thence continuing southerly at a distance of 1600 feet to the northerly line of Croydon Drive.

ALSO, a 20 foot deeded strip and a 10 foot easement, making a total of 30 feet, from the easterly line of the subdivision to the right of way of Messer Avenue.

No building permits to be issued until contract or maintenance bonds are submitted to the Highway Department. Upon receipt of bond, Carl Trafalski, Building Inspector, will be notified to issue building permits. Building permits should specify trees to be furnished as noted above, NOW THEREFORE, BE IT

RESOLVED, that the Como Subdivision be and hereby is accepted.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 41 Resident petition from Eiffel Estates - request for stop signs located on Towers Boulevard.

Referred to Chief of Police, Benedict Kostrzewski and Traffic Safety Commission.

Item No. 42 Motion by Supervisor Weber, Seconded by Councilman Obstarczyk

WHEREAS, the Cheektowaga Town Board has received numerous complaints relative to obnoxious odors emanating within the area of Cayuga Creek, and

WHEREAS, a number of residents have complained to the Town Board at its regular meeting on September 18, 1972 indicating that the obnoxious odors prevent them from reasonable enjoyment and use of their property and that the situation is becoming progressively worse, and

WHEREAS, it appears that said condition is at least partially caused by pollutants flowing into said stream from the Town of Lancaster and the Village of Depew in said Town of Lancaster, and

WHEREAS, said residents have requested the Cheektowaga Town Board to intercede on their behalf with the proper County authorities regarding this matter, therefore, BE IT

RESOLVED that the Erie County Health Department is hereby requested to investigate the source of said pollutants and to indicate to the Town of Cheektowaga as to the proper remedies which may be utilized for the purpose of curtailing said nuisance and, BE IT FURTHER

RESOLVED that a certified copy of this resolution be mailed to the Erie County Health Department.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

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Item No. 43 Motion by Councilman Meyers, Seconded by Supervisor Weber

WHEREAS, the Town of Cheektowaga has retained the services of Brown-Devlin Associates, Consulting Engineers, for the purpose of preparing a Wastewater Facilities Report and for various services related to the conditions and mandates as set forth by the Department of Environmental Conservation relative to updating the facilities of Sewer Treatment Plant in Sewer District No. 5, and to present reports and alternate methods to comply with the pending Order submitted by the New York State Department of Environmental Conservation and as more particularly set forth in the timetables submitted to the Town by said Department of Environmental Conservation, and

WHEREAS, the most recent timetable requires a report to be on or before September 20, 1972, and

WHEREAS, as of this date, a written report has not been presented to the Town of Cheektowaga and to the Department of Environmental Conservation, therefore, BE IT

RESOLVED that the firm of Brown-Devlin Associates, Consulting Engineers, be and hereby are directed to arrange for an immediate appointment to be held in Albany with the Department of Environmental Conservation and said Consulting Engineers in order to review the present status of their work as related to the latest timetable and to inquire as to the possibility of obtaining permission for additional time to submit the final report and BE IT FURTHER

RESOLVED that said consulting engineering firm make a full report of the results of the conference with the Department of Environmental Conservation to the Town Board of Cheektowaga as soon as said conference is concluded, and BE IT FURTHER

RESOLVED that a copy of this resolution be forwarded to Brown-Devlin Associates.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

Item No. 44 Motion by Supervisor Weber, Seconded by Councilman Wasielewski

WHEREAS, the area in the vicinity of Dick Road and Claudette Drive in the Town of Cheektowaga is heavily travelled; and

WHEREAS, said intersection is also used by many pedestrians, it appears that a traffic control signal is urgently needed for the protection of both the drivers of said vehicles and the pedestrians, therefore, BE IT

RESOLVED that the Town Board of Cheektowaga hereby requests that the Erie County Highway Department make a study of the traffic conditions at said intersection for the purpose of providing a proposed traffic signal at said intersection, and BE IT FURTHER

RESOLVED that a certified copy of this resolution be forwarded to the Erie County Highway Department.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.

NAYES: 0

ABSENT: 0

Item No. 45 Motion by Councilman Obstarczyk, Seconded by Councilman Swiatek

WHEREAS, the New York Planning Federation will hold its 34th Annual Planning and Zoning Institute in Monticello, New York, and

WHEREAS, said institute will include a seminar on various aspects of zoning, planning and related matters, therefore, BE IT

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Item No. 45 cont'd

RESOLVED that Salvatore LaGreca, Chairman of the Cheektowaga Planning Commission, or his designee, be and hereby is authorized to attend the 34th Annual Planning and Zoning Institute seminar in Monticello, New York from October 15, 1972 to October 18, 1972 and be it FURTHER

RESOLVED that all his reasonable and necessary expenses incurred while attending said seminar be reimbursed by the Town.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Meyers, Obstarczyk, Halicki and Wasielewski.
NAYES: 0
ABSENT: 0

Item No. 46 Motion by Councilman Swiatek, Seconded by Supervisor Weber to adjourn the Meeting.

BENEDICT T. HOLTZ
Town Clerk

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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 25th day of September, 1972 at 5:00 o'clock p.m., Eastern Daylight Saving Time there were:

PRESENT: Supervisor Daniel E. Weber
Councilman Felix T. Wroblewski
Councilman Kenneth J. Meyers
Councilman Joseph R. Obstarczyk
Councilman Donald A. Halicki
Councilman Raymond J. Wasielewski

ABSENT: Councilman Frank E. Swiatek

Also present were: Benedict T. Holtz, Town Clerk, John V. Rogowski, Town Attorney; and Robert Miller, Deputy Town Attorney.

Item No. 2 Motion by Supervisor Weber, Seconded Unanimously

WHEREAS, Holiday Drive-In, Inc., has requested and made application to rezone property located at ³⁷⁵⁵~~3685~~ Union Road, Cheektowaga, N.Y., from R-Residential to C-Retail Business District, now therefore be it

RESOLVED that a Public Hearing be held regarding said request, under the provisions of the Zoning Ordinance, in the Cheektowaga Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of October, 1972 at 7:00 p.m., Eastern Daylight Saving Time.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Meyers, Obstarczyk, Halicki, and Wasielewski.

NAYES: 0

ABSENT: Councilman Swiatek

(Affidavits on Next Page)

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STATE OF NEW YORK
COUNTY OF ERIE

} ss:

[Illegible text, likely a notary seal or stamp]

George J. Measer

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 5 day
of OCT, 1972, and the last inser-
tion being on the SAME day of
1972 and that not more than six days intervened
between any two publications thereof.

[Signature of George J. Measer]

Sworn to before me this 5 day of
OCT, 1972

[Signature of Laura J. Bull]
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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STATE OF NEW YORK
COUNTY OF ERIE

ss:

NOTICE OF PUBLIC HEARING
The Town Board of the Town of
Cheektowaga, Erie County, New
York, of the Town Hall in the said
Town of Cheektowaga, corner of
Broadway and Union Road, on the
10th day of October 1972, at 7:00
o'clock P.M., Eastern Daylight
Saving Time of said day for the
purpose of considering the appli-
cation of Holiday Drive-In Inc. to
change from E - Residence
Zoning to C - Retail Business
Zoning the property located at the
corner of 1285 Harlem Road,
Cheektowaga, and amend the Zoning
Ordinance accordingly,
pursuant to Section 19-09 of the
Zoning Ordinance of the Town of
Cheektowaga, New York.
Copies in interest and
objection will be given an
opportunity to be heard in regard
to the proposed application.

DESCRIPTION
THAT TRACT OR
PARCELS OF LAND, situate in the
Town of Cheektowaga, County of
Erie, State of New York, being
Lot No. 28, Township 11,
Range 1 of the Holland Land
Company's Survey, bounded and
described as follows:
BEGINNING at a point two
hundred (200) feet east of the east
line of Harlem Road,
thence north to a line drawn at
right angles to the said east line of
Harlem Road from a point in said
east line of Harlem Road which
point is eight hundred seventy-six
and forty-eight hundredths
(876.48) feet north of the north line
of said Lot No. 28 as conveyed to the Diocese of
Buffalo by warranty deed
recorded in Erie County Clerk's
Office in Liber 1281 of Deeds at
page 28 and known as the Holy
Archdiocese Cemetery, said point
being one thousand nine hundred
thirty-two and fifty-four
hundredths (1932.54) feet north
of the south line of said Lot No.
28, running thence easterly
parallel with the south line of said
Lot No. 28 a distance of eight
hundred (800) feet + or - to a
point; running thence southerly
and parallel with the east line of
Harlem Road a distance of eight
hundred seventy-six and forty-
eight hundredths (876.48) feet + or
-; running thence westerly and
parallel to the south line of said Lot
No. 28 eight hundred (800) feet +
or -; running thence northerly and
parallel with the east line of
Harlem Road a distance of eight
hundred seventy-six and forty-
eight hundredths (876.48) feet + or
- to the point or place of beginning.
BY ORDER OF THE TOWN
BOARD

Supervisor
Daniel E. Weber
Councilman
Felix T. Wrablewski
Councilman
Frank E. Swiatek
Councilman
Kenneth J. Meyers
Councilman
Joseph R. Obstarczyk
Councilman
Donald A. Halicki
Councilman
Raymond J. Wasielewski
BENEDICT T. HOLTZ
Town Clerk

George J. Measer

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 5 day
of OCT, 1972, and the last inser-
tion being on the SAME day of
19 and that not more than six days intervened
between any two publications thereof.

George J. Measer

5 day of
1972

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York
March 30, 1973

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NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 16th day of October 1972, at 7:00 o'clock P.M., Eastern Daylight Saving Time of said day for the purpose of considering the application of Holiday Drive-In Inc. to Rezone from R-Residence District of C-Retail Business District the property located at the rear portion of 3005 Harlem Road, 701,184 sq. ft. and amend the Zoning Map and Ordinance accordingly, pursuant to Section 10-00 of the Zoning Ordinance of the Town of Cheektowaga, New York.

All parties in interest and citizens will be given an opportunity to be heard in regard to such proposed application.

LEGAL DESCRIPTION

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. 26, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

BEGINNING at a point two hundred (200) feet east of the east end of Harlem Road, which point is in a line drawn at right angles to the said east line of Harlem Road from a point in said east line of Harlem Road which point is eight hundred seventy-six and forty-eight hundredths (876.48) feet north of the north line of lands conveyed to the Diocese of Buffalo by warranty deed recorded in Erie County Clerk's Office in Liber 1281 of Deeds at page 19 and known as the Holy Sepulchre Cemetery, said point being one thousand nine hundred ninety-two and fifty-four hundredths (1992.54) feet north from the south line of said Lot No. 26; running thence easterly parallel with the south line of said Lot No. 26 a distance of eight hundred (800) feet plus or minus to a point; running thence southerly and parallel with the east line of Harlem Road a distance of eight hundred seventy-six and forty-eight hundredths (876.48) feet plus or minus; running thence westerly and parallel to the south line of said Lot No. 26 eight hundred (800) feet plus or minus; running thence northerly and parallel with the east line of Harlem Road a distance of eight hundred seventy-six and forty-eight hundredths (876.48) feet plus or minus to the point or place of beginning.

BY ORDER OF THE TOWN BOARD

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Frank E. Swiatek
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

BENEDICT T. HOLTZ
Town Clerk

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of Eighty three

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

Karen Stanford, of the town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he (she) is *Circulation Man* 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 *1* weeks; first publication *October 5, 1972*; last publication; and that no more than six days intervened between publications.

Karen Stanford

Sworn to before me this *6th*

day of *October*, 19 *72*

Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

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Item No. 3 Motion by Councilman Halicki, Seconded by Councilman Obstarczyk

WHEREAS, the Town of Cheektowaga has opened bids for the proposed construction of the Maryvale and Dingens Street swimming pools, and

WHEREAS, all the bids, including the lowest bidders were in excess of the Bond Resolutions previously adopted by the Town Board on the 8th day of June, 1972 and the 15th day of May, 1972 respectively, and

WHEREAS, it appears from said bids that the cost of construction exceeds the original estimates by upwards of Eighty thousand (\$80,000.00) Dollars for each project, therefore, BE IT

RESOLVED that all of said bids which were opened at a regular Town Board meeting relative to the Maryvale and Dingens Street swimming pools on the 21st day of August be and hereby are rejected.

UPON ROLL CALL....

AYES: Supervisor Weber, Councilmen Wroblewski, Meyers, Obstarczyk, Halicki, and Wasielewski.

NAYES: 0

ABSENT: Councilman Swiatek

Item No. 4 Amending Bond Resolution relative to the construction of a swimming pool at Dingens Street Playground.
See next few pages

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EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York

September 25, 1972

*

*

*

A regular meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, was held at the Town Hall, corner of Broadway and Union Road, in said Town, on September 25, 1972, at ~~7:00~~ ^{5:00} o'clock P.M. (D.S.T.).

There were present: Honorable Daniel W. Weber, Supervisor, and

Councilmen: Felix T. Wroblewski
Donald A. Halicki
Kenneth J. Meyers
Raymond J. Wasielewski
Joseph R. Obstarczyk

There were absent: Councilman Frank E. Swiatek

Also present: Benedict T. Holtz, Town Clerk
John V. Rogowski, Town Attorney

*

*

*

Councilman Halicki offered the following resolution
and moved its adoption:

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RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED SEPTEMBER 25, 1972, AMENDING THE BOND RESOLUTION ADOPTED MAY 15, 1972.

Recitals

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly authorized the construction of a swimming pool complex on the Dingens Street playground, in the Town, and following receipt and review of sealed bids for such construction has determined that, due to increased costs of labor and materials, it is necessary to increase the estimated maximum cost of such construction and to provide for the financing thereof;

now, therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The bond resolution of the Town of Cheektowaga, duly adopted by the Town Board of said Town on May 15, 1972, entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted May 15, 1972, authorizing the construction of a swimming pool complex on land owned by the Town on the Dingens Street playground, on Dingens Street, in said Town, stating the estimated maximum cost thereof is \$250,000, appropriating said amount therefor, including the appropriation of \$12,500 current funds to provide the required down payment, and authorizing the issuance of \$237,500 serial bonds of the Town to finance the balance of said appropriation,"

is hereby ~~amended~~ amended to read as follows:

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BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED MAY 15, 1972, AND AMENDED
SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUC-
TION OF A SWIMMING POOL COMPLEX ON LAND OWNED
BY THE TOWN ON THE DINGENS STREET PLAYGROUND,
ON DINGENS STREET, IN SAID TOWN, STATING THE
ESTIMATED MAXIMUM COST THEREOF IS \$400,000,
APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING
THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO
PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHOR-
IZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF
THE TOWN TO FINANCE THE BALANCE OF SAID APPRO-
PRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE
COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote
of not less than two-thirds of all the members of said Board) AS
FOLLOWS:

Section 1. The Town of Cheektowaga (herein called
"Town"), in the County of Erie, New York, is hereby authorized
to construct a swimming pool complex, including a main swimming
pool and one wading pool and appurtenant facilities, on land
heretofore acquired and owned by the Town on the Dingens Street
playground, on Dingens Street, in the Town, substantially in
accordance with the specifications of artificial swimming pools
prescribed in Section 11.00 a. 61(e) of the Local Finance Law,
constituting Chapter 33-a of the Consolidated Laws of the State
of New York (herein called "Law"), and pursuant to plans, reports
and estimates of cost prepared by Foit & Maharen, duly licensed
architects of the State of New York. The estimated maximum cost

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of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000, and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal

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officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of § .00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

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Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) 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 (20) days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

* * *

Section 2. The amendment to said bond resolution set forth in this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution and all such liabilities incurred, obligations issued or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution as herein further amended.

Section 3. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wroblewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

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Councilman Halicki offered the following resolution and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 2 hereof, cause to be published at least once in the "CHEEKTOWAGA NEWS," a newspaper published in Cheektowaga, New York, having a general circulation within said Town, and hereby designated as the official newspaper of said Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing bond resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. The Notice referred to in Section 1 hereof shall be in substantially the following form:

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TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on September 25, 1972, the Town of Cheektowaga, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted May 15, 1972 and amended September 25, 1972, authorizing the construction of a swimming pool complex on land owned by the Town on the Dingens Street playground, on Dingens Street, in said Town, stating the estimated maximum cost thereof is \$400,000, appropriating said amount therefor, including the appropriation of \$20,000 current funds to provide the required down payment, and authorizing the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town"), to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities on land heretofore acquired and owned by the Town on the Dingens Street playground, on Dingens Street, in the Town, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law ("Law"), and pursuant to plans, reports and estimates of cost prepared by Foit & Maharen, duly licensed architects of the State of New York; STATING the estimated maximum cost thereof is \$400,000 and APPROPRIATING said amount therefor, including the appropriation of \$20,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$20,000 current funds, and the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND: AUTHORIZING the issuance of \$380,000 serial bonds to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in

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excess of five (5) years and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FOURTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972

BENEDICT T. HOLTZ,

Town Clerk

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Section 3. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 4. This resolution shall take effect immediately.

* * *

The adoption of the foregoing resolution was seconded by Councilman Wroblewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

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STATE OF NEW YORK
COUNTY OF ERIE

ss:

George J. Measer

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 5 day of Oct, 19 72, and the last insertion being on the same day of same, 19 and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 5 day of

Oct, 19 72

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 73

Supervisor
Daniel E. Weber
Counclman
Frank T. Wroblewski
Counclman
Frank E. Swinick
Counclman
Kenneth J. Mayers
Counclman
Joseph R. Deane
Counclman
Donald A. Kunkel
Counclman
BOARD
BY ORDER OF THE
to the point of
eight hundredths (80/100)
hundred seventy-six and
Horton Road a distance of
parallel with the east
to - running thence north
No. 28 eight hundred (280)
parallel to the south line of
- running thence west
eight hundredths (80/100) and
hundred seventy-six and
Horton Road a distance of
and parallel with the east
point; running thence
hundred (80) feet + or -
Lot No. 28 a distance of
parallel with the south line of
to; running thence east
from the south line of said
hundredths (100/100) and
thirty-two (32) feet
bring one thousand nine hundred
thirty-two (1932) and
Recorder, Clerk, and
page is and known as the
Office in Erie County
recorded in Erie County
attested by my hand and
seal this 5th day of
October, 1972.

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STATE OF NEW YORK
COUNTY OF ERIE

ss.

George J. Measer

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 5 day of Oct, 19 72, and the last insertion being on the same day of 19 and that not more than six days intervened between any two publications thereof.

George J. Measer

this 5 day of Oct, 19 72

New York
March 30, 19 73

RESOLUTION AUTHORIZING THE APPROVAL OF BOND TO TAKE EFFECT 30 DAYS AFTER ADOPTION - 20 DAY STATUTE OF LIMIT

RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MAY 11, 1972, AND AMENDED NOVEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL ON LAND OWNED BY THE TOWN ON THE DINGENS STREET PLAYGROUND ON DINGENS STREET, IN SAID TOWN, STATING THE ESTIMATED COST THEREOF IS \$200,000, APPROPRIATING SAID AMOUNT THEREOF, INCLUDING THE APPROPRIATION OF CURRENT FUNDS TO PROVIDE THE DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$200,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

WHEREAS the purpose and intent of such resolution, concerning the purpose and intent thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town") to construct a swimming pool complex, including a main swimming pool and one wading pool and apartment facilities on the property acquired and owned by the Town on the Dingsen Street playground, on Dingsen Street, in the Town, substantially in accordance with the specifications of official swimming pools prescribed in Section 11.00 a. 61 (e) of the Local Finance Law ("Law"), and pursuant to plans, specifications and estimates of cost prepared by Felt & Mahuren, duly licensed architects of the State of New York; STATING the estimated maximum cost thereof is \$200,000 and APPROPRIATING the appropriation of \$200,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$200,000 current funds, and the issuance of \$200,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND AUTHORIZING the issuance of \$200,000 serial bonds to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61 (e) of the Law and the period of probable usefulness thereof is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FOURTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972
BENEDICT T. HOLTZ,
Town Clerk
Oct. 5

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WAGA,

PLEASE TAKE NOTICE that on September 25, 1972, the Town of Cheektowaga, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted May 15, 1972 and amended September 25, 1972, authorizing the construction of a swimming pool complex on land owned by the Town on the Dingsens Street playground, on Dingsens Street, in said Town, stating the estimated maximum cost thereof is \$400,000, appropriating said amount therefor, including the appropriation of \$20,000 current funds to provide the required down payment, and authorizing the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation," an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town"), to construct a swimming pool complex, including a main swimming pool and wading pool and appurtenant facilities on land heretofore owned and owned by the Town on the Dingsens Street playground on Dingsens Street, in the Town substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a, 61 (e) of the Local Finance Law ("Law"), and pursuant to plans, reports and estimates of cost prepared by Felt & Maharen, duly licensed architects of the State of New York; STATING the estimated maximum cost thereof to be \$400,000 and APPROPRIATING said amount therefor, including the appropriation of \$20,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND: AUTHORIZING the issuance of \$380,000 serial bonds to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a, 61(e) of the Law and the period of probable usefulness thereof, is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years; and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FORTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972
BENEDICT T. HOLTZ
Town Clerk

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

Karen Stanford, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Circulation manager of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks:
first publication *October 5, 1972*;
last publication;
and that no more than six days intervened be-
tween publications.

Karen Stanford
Sworn to before me this *6th*
day of *October*, 19 *72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19 *73*

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RESOLUTION AUTHORIZING THE APPROVAL OF BOND TO TAKE EFFECT 30 DAYS AFTER ADOPTION - 20 DAY STATUTE OF LIMIT

NOTICE

The Resolution published here-with has been adopted on the 15th day of May, 1972, and amended on the 25th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ,
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MAY 15, 1972, AND AMENDED SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND OWNED BY THE TOWN ON THE DINGENS STREET PLAYGROUND, ON DINGENS STREET, IN SAID TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land heretofore acquired and owned by the Town on the Dingens Street playground, on Dingens Street, in the Town, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11 00 a. 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Foit & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000, and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so

received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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STATE OF NEW YORK }
COUNTY OF ERIE } 55

The Resolution published
herewith has been adopted on the
15th day of May, 1972, and
submitted on the 20th day of
September, 1972, and an abstract
thereof has been published and
posted as required by law and the
period of time has elapsed for the
publication and filing of a petition
for a permissive referendum and
a valid petition has not been

George J. Measer

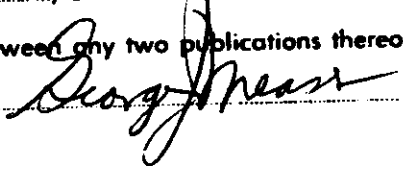
being duly sworn, deposes and says that he is the

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 9
day
of Nov., 1972, and the last inser-
tion being on the same
day of 1972, and that not more than six days intervened
between any two publications thereof.



Sworn to before me this 9 day of

Nov., 1972



LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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NOTICE

The Resolution published herewith has been adopted on the 15th day of May, 1972, and amended on the 28th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to the date of publication of this notice were not substantially complied with; and an action, suit or proceeding contesting such validity is commenced within ninety days after the date of publication of the notice, or such objections were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ,
Town Clerk

SECOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MAY 15, 1972, AND AMENDED SEPTEMBER 28, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND OWNED BY THE TOWN ON THE DINGENS STREET PLAYGROUND, ON DINGENS STREET, IN SAID TOWN, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land heretofore acquired and owned by the Town on the Dingens Street playground, on Dingens Street, in the Town, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Folt & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000, and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:
(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law,

George J. Measer

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 9 day of Nov., 1972, and the last insertion being on the same day of 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

this 9 day of
Nov., 1972

Belle

New York
March 30, 1973

taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be designated as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$200,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-1" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance, amount of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 50.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be questioned only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

9 day of Nov 19 72

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New York March 30, 19 73

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Legal Notice

NOTICE

The Resolution published herewith has been adopted on the 15th day of May, 1972, and amended on the 25th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED MAY 15, 1972, AND AMENDED SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND OWNED BY THE TOWN OF CHEEKTOWAGA, NEW YORK, ON DINGENS STREET.

WHEREAS, SAID TOWN HAS THE HONORABLE INTENT OF EXPENDING SAID AMOUNT THEREFOR, INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land heretofore acquired and owned by the Town on the Dingens Street playground, on Dingens Street, in the Town, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Folt & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000, and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said object or purpose herein

Town without limitation of rate amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

authorized by this resolution, of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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The Resolution published here-

be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and

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

Gladys M. Seichter, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clara* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *November 9, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *13th*
day of *November*, 19*72*
Naidine C. Marong

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 30, 19*73*

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Item No. 5 Amending Bond Resolution relative to the construction of a swimming pool at Maryvale Drive near Beach Road.
See next few pages

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9/25/72

EXTRACT OF MINUTES

Meeting of the Town Board of the Town of Cheektowaga,
in the County of Erie, New York.

September 25, 1972

* * *
A regular meeting of the Town Board of the Town of
Cheektowaga, in the County of Erie, New York, was held at the
Town Hall, corner of Broadway and Union Road, in said Town, on
September 25, 1972, at ~~7:30~~ 5:00 o'clock P.M. (D.S.T.).

There were present: Honorable Daniel W. Weber, Super-
visor, and

Councilmen : Felix T. Wroblewski
Kenneth J. Meyers
Joseph R. Obstarczyk
Donald A. Halicki
Raymond J. Wasielewski

There were absent: Councilman Frank E. Swiatek

Also present: Benedict T. Holtz, Town Clerk
John V. Rogowski, Town Attorney

* * *
Councilman Halicki offered the following
resolution and moved its adoption:

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RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED SEPTEMBER 25, 1972,
AMENDING THE BOND RESOLUTION ADOPTED
JUNE 8, 1972.

Recitals

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly authorized the construction of a swimming pool complex on land situate on the south side of Maryvale Drive near Beach Road, in the Town, and following receipt and review of sealed bids for such construction has determined that, due to increased costs of labor and materials, it is necessary to increase the estimated maximum cost of such construction and to provide for the financing thereof;

now therefore, be it

RESOLVED BY THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The bond resolution of the Town of Cheektowaga, duly adopted by the Town Board of said Town on June 8, 1972, entitled:

"Bond resolution of the Town of Cheektowaga, New York, adopted June 8, 1972, authorizing the construction of a swimming pool complex on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District, stating the estimated maximum cost thereof is \$250,000, appropriating said amount therefor, including the appropriation of \$12,500 current funds to provide the required down payment, and authorizing the issuance of \$237,500 serial bonds of the Town to finance the balance of said appropriation,"

is hereby amended to read as follows:

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BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA,
NEW YORK, ADOPTED JUNE 8, 1972, AND AMENDED
SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRU-
TION OF A SWIMMING POOL COMPLEX ON LAND SITUATE
ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH
ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL
DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND
MADE AVAILABLE FOR RECREATIONAL PURPOSES PUR-
SUANT TO AN AGREEMENT BETWEEN THE TOWN AND
SAID SCHOOL DISTRICT, STATING THE ESTIMATED
MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING
SAID AMOUNT THEREFOR INCLUDING THE APPROPRIATION
OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED
DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF
\$380,000 SERIAL BONDS OF THE TOWN TO FINANCE
THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE
COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote
of not less than two-thirds of all the members of said Board)
AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called
"Town"), in the County of Erie, New York, is hereby authorized,
pursuant to Section 244-b of the General Municipal Law, to
construct a swimming pool complex, including a main swimming pool
and one wading pool and appurtenant facilities, on land situate
on the south side of Maryvale Drive near Beach Road in the Town,
owned by Union Free School District No. 2 of the Town of Cheektowaga
and made available for recreational purposes pursuant to an agree-
ment between the Town and said School District and more particularly

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described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Foit & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000 and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds in the principal amount of \$380,000 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

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(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by §52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of §30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of §50.00 and §§56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms,

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form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) 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 (20) days after the date of such publication, or

- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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Section 2. The amendment to said bond resolution set forth in this resolution shall in no way affect the validity of any liabilities incurred, obligations issued, or action taken pursuant to said bond resolution and all such liabilities incurred, obligations issued or action taken shall be deemed to have been incurred, issued or taken pursuant to said bond resolution as herein amended.

Section 3. This resolution shall take effect immediately.

The adoption of the foregoing resolution was seconded by Councilman Wroblewski and duly put to a vote on roll call, which resulted as follows:

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AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

Councilman Halicki offered the following resolution and moved its adoption:

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES AS FOLLOWS:

Section 1. The Town Clerk of the Town of Cheektowaga, in the County of Erie, New York, shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 3 hereof, cause to be published at least once in the "CHEEKTOWAGA NEWS," a newspaper published in Cheektowaga, New York, having a general circulation within said Town, and hereby designated as the official newspaper of said Town, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said foregoing bond resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. The Notice referred to in Section 1 hereof, shall be in substantially the following form:

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TOWN OF CHEEKTOWAGA, NEW YORK

PLEASE TAKE NOTICE that on September 25, 1972, the Town of Cheektowaga, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted June 8, 1972, and amended September 25, 1972, authorizing the construction of a swimming pool complex on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District, stating the estimated maximum cost thereof is \$400,000, appropriating said amount therefor, including the appropriation of \$20,000 current funds to provide the required down payment, and authorizing the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation,"

an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town"), to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a.61 (e) of the Local Finance Law ("Law"), and pursuant to plans, reports and estimates of cost prepared by Foit & Maharen, duly licensed architects of the State of New York; STATING the estimated maximum cost thereof is \$400,000 and APPROPRIATING said amount therefor, including the appropriation of \$20,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND: AUTHORIZING the issuance of \$380,000 serial bonds to finance the balance of the appropriation not provided by current funds;

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THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61 (e) of the Law and the period of probable usefulness thereof, is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years; and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FOURTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972

BENEDICT T. HOLTZ,

Town Clerk

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Section 3. After said bond resolution shall take effect, the Town Clerk is hereby directed to cause said bond resolution to be published, in full, in the newspaper hereinabove referred to in Section 1 hereof, and hereby designated the official newspaper for said publication, together with a notice in substantially the form as provided by Section 81.00 of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York.

Section 4. This resolution shall take effect immediately.

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The adoption of the foregoing resolution was seconded by Councilman Wroblewski and duly put to a vote on roll call, which resulted as follows:

AYES: 6

NOES: 0

ABSENT: 1

The resolution was declared unanimously adopted.

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CERTIFICATE

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga,
in the County of Erie,

State of New York, HEREBY CERTIFY that the foregoing
annexed extract from the minutes of a meeting of the _____
Town Board of said Town,
duly called and held on September 25, 19 72, has been
compared by me with the original minutes as officially recorded in my
office in the Minute Book of said Town Board
and is a true, complete and correct copy thereof and of the whole of said
original minutes so far as the same relate to the subject matters referred
to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the
corporate seal of said Town
this 25th day of September, 19 72.

Benedict T. Holtz
Town Clerk

(Seal)

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

George J. Measer

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 5 day of OCT, 1972, and the last insertion being on the SAME day of 19 and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 5 day of

OCT, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

al tonight
an experimental film and
probably appeal more
students, according to
writer. He states that all
ins, however, are enco
and were recently rec
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A wine and cheese
of a swimming pool
1972, and amended
New York, adopted
of the Town of
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STATE OF NEW YORK }
COUNTY OF ERIE } ss:

Resolution of the Town of Cheektowaga, New York, adopted September 25, 1972, and amended September 25, 1972, authorizing the construction of a swimming pool on land situate on the east side of Maryvale Drive near the intersection of said road and the east side of the road owned by the Free School District No. 2 of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said District, stating the estimated maximum cost thereof is \$300,000, appropriating said amount therefor, including the provision of \$20,000 current funds to provide the required down payment, and authorizing the issuance of \$280,000 serial bonds to finance the balance of the appropriation, conclusively stating the intent and effect thereof.

FIRST: AUTHORIZING the Town of Cheektowaga ("Town") to construct a swimming pool complex, including a main pool, a hot tub and one wading pool, and other amenities on the south side of Maryvale Drive near Beach Road, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said District, in accordance with the provisions of artificial swimming pools prescribed in Section 11.00 a. 61 (e) of the Local Law ("Law"), and pursuant to plans, reports and estimates prepared by Felt & Associates, duly Licensed architects of the State of New York; the estimated maximum cost thereof is \$300,000 and the financing of said amount, including the appropriation of \$20,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$280,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND: AUTHORIZING the issuance of \$280,000 serial bonds to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61 (e) of the Law and the period of probable usefulness thereof, is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years; and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FOURTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972
BENEDICT T. HOLTZ,
Town Clerk

George J. Measer

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 5 day of OCT., 1972, and the last insertion being on the SAME day of 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

this 5 day of
OCT., 1972

J. B. [Signature]

of New York
City
on March 30, 1973

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duly licensed architects of the State of New York; STATING the estimated maximum cost thereof is \$400,000 and APPROPRIATING said amount therefor, including the appropriation of \$20,000 current funds to provide the down payment; STATING the plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; AUTHORIZING any amounts to be received from grants of Federal and State funds to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds;

SECOND: AUTHORIZING the issuance of \$380,000 serial bonds to finance the balance of the appropriation not provided by current funds;

THIRD: DETERMINING AND STATING that the swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, is twenty (20) years; that current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town; that the proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years; and AUTHORIZING AND DIRECTING the Supervisor of the Town to set aside said current funds and apply the same solely to the cost of said specific object or purpose;

FORTH: DETERMINING that said serial bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to issuance of such bonds and any notes issued in anticipation of said bonds, and the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to a permissive referendum.

DATED: September 25, 1972
E. HOLTZ
Town Clerk

TOWN OF CHEEKTOWAGA
NEW YORK

PLEASE TAKE NOTICE that on September 25, 1972, the Town of Cheektowaga, in the County of Erie, New York, adopted the bond resolution entitled:

"Bond Resolution of the Town of Cheektowaga, New York, adopted June 8, 1972, and amended September 25, 1972, authorizing the construction of a swimming pool complex on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District, stating the estimated maximum cost thereof is \$400,000, appropriating said amount therefor, including the appropriation of \$20,000 current funds to provide the required down payment, and authorizing the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation," an abstract of such resolution, concisely stating the purpose and effect thereof, being as follows:

FIRST: AUTHORIZING the Town of Cheektowaga ("Town") to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District, substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a, 61 of the Local Finance Law ("Law"), pursuant to plans, reports and estimates of cost prepared by Pott & Maharen,

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

Karen Stanford, of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Circulation manager of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks:
first publication *October 5, 1972* ;
last publication ;
and that no more than six days intervened be-
tween publications.

Karen Stanford

Sworn to before me this *6th*

day of *October*, 19 *72*

Naidine C. Marong

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

NAIDINE C. MARONG

Notary Public State Of New York

Qualified In Erie County

My Commission Expires March 30, 19 *73*

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RESOLUTION AUTHORIZING THE APPROVAL OF BOND TO TAKE EFFECT 30 DAYS AFTER ADOPTION - 20 DAY STATUTE OF LIMIT

NOTICE

The Resolution published herewith has been adopted on the 8th day of June, 1972, and amended on the 25th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ,
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED JUNE 8, 1972, AND AMENDED SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND SITUATE ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND MADE AVAILABLE FOR RECREATIONAL PURPOSES PURSUANT TO AN AGREEMENT BETWEEN THE TOWN AND SAID SCHOOL DISTRICT. STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING SAID AMOUNT THEREFOR INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized, pursuant to Section 244-b of the General Municipal Law, to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District and more particularly described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11-00 a, 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Folt & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary cost and costs incidental thereto and the financing thereof, is \$400,000 and amount is hereby appropriated therefor, including the appropriation of \$20,000 of current funds to provide the down payment. The plan of financing includes the expenditure of said current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town

to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds in the principal amount of \$380,000 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a, 61 (e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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STATE OF NEW YORK
COUNTY OF ERIE

} ss

All age groups to work together.
A new form of church school education has been initiated by the Union Free School District of the United Church of Christ, 200 Union Rd., Cheektowaga, N.Y. The Rev. Karl M. Knorr, pastor of the church, announced the new program as a "family educational program" conducted as an evening class.
He said that all age groups will work together from now until Christmas to learn the meaning of Christmas and to create a Christmas pageant. He called the program a "family educational program" and old with a new love of God.

George J. Measer

being duly sworn, deposes and says that he is the

Publisher

of the

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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 9 day of Nov., 1972, and the last insertion being on the same day of 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 9 day of

Nov, 1972

Laura J. Bull

LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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NOTICE

The Resolution published here- with has been adopted on the 8th day of June, 1972, and amended on the 25th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED JUNE 8, 1972, AND AMENDED SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND SITUATE ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND MADE AVAILABLE FOR RECREATIONAL PURPOSES PURSUANT TO AN AGREEMENT BETWEEN THE TOWN AND SAID SCHOOL DISTRICT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING SAID AMOUNT THEREFOR INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized, pursuant to Section 244-b of the General Municipal Law, to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District and more particularly described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), and pursuant to plans, reports and estimates of cost prepared by Folt & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000 and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds in the principal amount of \$380,000 of the Town are hereby authorized to be issued pursuant to the provisions of the Law, to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-1" construction as defined by Section 11.00 a. 61 (e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of the authorization notes, or of the bond anticipation notes, or of renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of any bond authorized and of any other

George J. Measer

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 9 day of Nov., 1972, and the last insertion being on the same day of same 19, and that not more than six days intervened between any two publications thereof.

George J. Measer

9 day of
Nov., 1972

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Probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 32.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 54.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if: (a) such obligations are unauthorized for an object or purpose for which they are not authorized to be issued; or (b) which should be cancelled on the date of the publication of such resolution and are so substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

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George J. Measer

being duly sworn, deposes and says that he is the

Publisher of the

Depew Cheektowaga
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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 9 day of NOV., 1972, and the last insertion being on the same day of same 1972, and that not more than six days intervened between any two publications thereof.

George J. Measer

Sworn to before me this 9 day of
Nov, 1972

Laura J. Bull
LAURA J. BULL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1973

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reports and estimates of cost prepared by Folt & Maharen, duly licensed architects of the State of New York. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$400,000, and said amount is hereby appropriated therefor, including the appropriation of \$20,000 current funds to provide the down payment. The plan of financing includes the expenditure of said \$20,000 current funds, the issuance of \$380,000 serial bonds of the Town to finance the balance of said appropriation and the levy and collection of a tax on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable. It is expected that grants of Federal and State funds will be received and any such amounts so received are hereby authorized to be expended towards the cost thereof or to redemption of the bonds issued therefor or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Serial bonds of the Town in the principal amount of \$380,000 are hereby authorized to be issued pursuant to the provisions of the Law to finance the balance of the appropriation not provided by said current funds.

Section 3. The following additional matters are hereby determined and stated:

(a) The swimming pool complex will be of Class "A-4" construction as defined by Section 11.00 a. 61(e) of the Law and the period of probable usefulness thereof, within the limitations of the Law, is twenty (20) years.

(b) Current funds are required to be provided prior to the issuance of the bonds authorized pursuant to this resolution or of any notes issued in anticipation of the sale of said bonds, and such current funds are available therefor in the General Fund, Fund Balance Account of the Town. The Supervisor, the chief fiscal officer of the Town, is hereby directed to set aside said current funds and to apply the same solely to said specific object or purpose herein described.

(c) The proposed maturity of the bonds authorized by this resolution will be in excess of five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of such bonds shall contain the recital of validity prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes, or the renewals of said Notes, and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. It is further stated that the validity of the bonds authorized by this resolution, and of any notes issued in anticipation

which the Town is not authorized to expend money, or

(b) 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 (20) days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to a permissive referendum.

The Resolution published herewith has been adopted on the 8th day of June, 1972, and amended on the 25th day of September, 1972, and an abstract thereof has been published and posted as required by law and the period of time has elapsed for the submission and filing of a petition for a permissive referendum and a valid petition has not been submitted and filed. The validity of the obligations authorized by such 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, New York, is not authorized to expend money or if the provisions of law which should have been complied with as to 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 the notice, or such obligations were authorized in violation of the provisions of the constitution.

BENEDICT T. HOLTZ
Town Clerk

BOND RESOLUTION OF THE TOWN OF CHEEKTOWAGA, NEW YORK, ADOPTED JUNE 8, 1972, AND AMENDED SEPTEMBER 25, 1972, AUTHORIZING THE CONSTRUCTION OF A SWIMMING POOL COMPLEX ON LAND SITUATE ON THE SOUTH SIDE OF MARYVALE DRIVE NEAR BEACH ROAD IN THE TOWN, OWNED BY UNION FREE SCHOOL DISTRICT NO. 2 OF THE TOWN OF CHEEKTOWAGA AND MADE AVAILABLE FOR RECREATIONAL PURPOSES PURSUANT TO AN AGREEMENT BETWEEN THE TOWN AND SAID SCHOOL DISTRICT, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$400,000, APPROPRIATING SAID AMOUNT THEREFOR INCLUDING THE APPROPRIATION OF \$20,000 CURRENT FUNDS TO PROVIDE THE REQUIRED DOWN PAYMENT, AND AUTHORIZING THE ISSUANCE OF \$380,000 SERIAL BONDS OF THE TOWN TO FINANCE THE BALANCE OF SAID APPROPRIATION.

THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Cheektowaga (herein called "Town"), in the County of Erie, New York, is hereby authorized, pursuant to Section 244-b of the General Municipal Law, to construct a swimming pool complex, including a main swimming pool and one wading pool and appurtenant facilities, on land situate on the south side of Maryvale Drive near Beach Road in the Town, owned by Union Free School District No. 2 of the Town of Cheektowaga and made available for recreational purposes pursuant to an agreement between the Town and said School District and more particularly described therein. Said construction will be substantially in accordance with the specifications of artificial swimming pools prescribed in Section 11.00 a. 61(e) of the Local Finance Law, con-

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

Gladys M. Seichter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
Clash of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for *1* weeks;
first publication *November 9, 1972*;
last publication
and that no more than six days intervened be-
tween publications.

Gladys M. Seichter
Sworn to before me this *13th*
day of *November*, 19*72*
Naidine C. Marong
Notary public in and for Erie County, N. Y.

NAIDINE C. MARONG
Notary Public State Of New York
Qualified In Erie County
My Commission Expires March 22, 19*73*

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Item No. 6 Order calling for a Public Hearing regarding Extension No. 3 of Storm
Sewer Drainage District No. 7, Town of Cheektowaga.
See next few pages

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9/25/72

At a special meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 25th day of September, 1972.

PRESENT:

Hon. Daniel E. Weber,	Supervisor	
Felix T. Wroblewski,	Councilman	
Kenneth J. Meyers,	Councilman	
Frank E. Swiatek,	Councilman	- Absent
Donald A. Halicki,	Councilman	
Raymond J. Wasielewski,	Councilman	
Joseph R. Obstarczyk	Councilman	

-----X

In the Matter	:	ORDER CALLING
	:	FURTHER PUBLIC
of the	:	HEARING
Extension No. 3 of Storm Sewer Drainage District	:	
No. 7, in the Town of Cheektowaga, in the County	:	<u>October 11th</u> , 1972
of Erie, New York.	:	

-----X

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly caused Nussbaumer & Clarke, Inc., Consulting Engineers, duly licensed by the State of New York, to prepare a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town of Cheektowaga, as hereinafter described and for the construction of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report, dated February, 1972, have been filed in the office of the Town Clerk of said Town for public inspection; and

WHEREAS, following adoption of an Order Calling Public Hearing and a public hearing held on March 20, 1972 and other proceedings in

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connection therewith, it has been determined that due to generally increased cost of labor and materials, preliminary costs and costs incidental thereto, the maximum amount proposed to be expended must be increased from \$377,600 to \$411,950; and it has been further determined that the description set forth in the Order Calling Public Hearing did not include all of the properties proposed to be included in the proposed Extension and that it is necessary to call a further public hearing on the proposed Extension and construction of such improvements therein;

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly bounded and described, as follows:

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The following is a detailed description of the Proposed Extension No. 3 to Storm Drainage District No. 7, boundaries:

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots 74 and 78, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew with the east line of Bel-Aire Estates Part 2;

Thence easterly along the northerly line of the Village of Depew for a distance of 1,300 feet ± to the west right-of-way line of the New York Central Terminal Railroad;

Thence northerly and westerly along the westerly and southerly right-of-way line of the New York Central Terminal Railroad for a distance of 4,470 feet ± to the westerly right-of-way line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way);

Thence southerly along the westerly right-of-way line of said Niagara Mohawk Power Corporation right-of-way for a distance of 978.78 feet to the southerly line of Lot 78.

Thence easterly along the said southerly line of Lot 78 for a distance of 693 feet ± to the east line of Bel-Aire Estates Part 2;

Thence southerly along the east line of Bel-Aire Estates Part 2 for a distance of 2,189 feet ± to the northerly line of the Village of Depew, also being the point or place of beginning.

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WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as hereinabove described, is \$411,950, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the payment of the principal and interest on said bonds;

now, therefore, be it

ORDERED, that a further meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in the Town, on the 11th day of October, 1972, at 7:00 o'clock P.M. (D.S.T.) to consider the proposed Extension of the District, as herein referred to and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED, that the Town Clerk publish at least once in the "DEPEW HERALD AND CHEEKTOWAGA NEWS" and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this Order,

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certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: September 25, 1972

TOWN BOARD OF THE TOWN OF
CHEEKTOWAGA

David C. Nelson
Supervisor

James J. ...
Councilman

...
Councilman

...
Councilman

...
Councilman

...
Councilman

(SEAL)

Councilman Frank E. Swiatek
Absent

Members of the Town Board of the
Town of Cheektowaga, New York.

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STATE OF NEW YORK)
COUNTY OF ERIE) : ss:

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIF that I have compared the preceding Order Calling Further Public Hearing with the original thereof filed in my office on the 25th day of September, 1972, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 25th day of September, 1972.

SEAL

Benedict T. Holtz
Town Clerk

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At a special meeting of the Board of the Town of Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Street, in said Town, on the 28th day of September 1972.

- PRESENT: Hon. Daniel E. Weber, Supervisor; Felix T. Wroblewski, Councilman; Kenneth J. Meyers, Councilman; Frank E. Swiatek, Councilman - Absent; Donald A. Halicki, Councilman; Raymond J. Wasielewski, Councilman; Joseph R. Obetarczyk, Councilman.

In the Matter of the Extension No. 2 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

ORDER CALLING FURTHER PUBLIC HEARING

WHEREAS the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly caused Russell & Clark, Inc., Consulting Engineers, duly licensed by the State of New York, to prepare a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town of Cheektowaga, as hereinafter described and for the construction of storm trunk and lateral sewers, catch basins, manholes, and other appurtenances and including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report, dated February, 1972, have been filed in the office of the Town Clerk of said Town for public inspection; and

WHEREAS the maximum amount proposed to be expended must be increased from \$377,000 to \$411,000, which has been further determined that the description set forth in the Order Calling Public Hearing, did not include all of the properties proposed to be included in the proposed Extension and that it is necessary to call a further public hearing on the proposed Extension and construction of such improvements therein;

WHEREAS the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS the proposed Extension of the District is more particularly described as follows:

ALL THAT TRACT OR PARCEL OF LAND situated in the Town of Cheektowaga, County of Erie and State of New York, known as Lots 74 and 75, together with Range 7 of the National Engineering Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the westerly line of the Village of Depew with the east line of Bel-Aire Estates Part 2;

Thence easterly along the northerly line of the Village of Depew for a distance of 1,300 feet + or minus to the west right-of-way line of the New York Central Terminal Railroad;

Thence northerly and westerly along the westerly and southerly right-of-way line of the New York Central Terminal Railroad for a distance of 4,070 feet + or minus to the westerly right-of-way line of

the Village of Depew, to the southerly line of Lot 75;

Thence easterly along the said southerly line of Lot 75 for a distance of 425 feet + or minus to the east line of Bel-Aire Estates Part 2;

Thence southerly along the east line of Bel-Aire Estates Part 2 for a distance of 2,180 feet + or minus to the northerly line of the Village of Depew, also being the point of

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as heretofore described, is \$411,000, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board has deemed especially benefited by such improvements as much upon and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the repayment of the principal and interest on said bonds, hereinafter to be

ORDERED that a further meeting of the Town Board of the Town of Cheektowaga, in the County of Erie, New York, shall be held at the Town Hall, corner of Broadway and Union Street, in said Town, on the 11th day of October, 1972, at 7:00 o'clock P.M. (D.S.T.) to consider the proposed Extension of the District, as heretofore referred to and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and be it

FURTHER ORDERED that the Town Clerk publish at least once in the "DEWEY HERALD AND CHEEKTOWAGA NEWS" and the "CHEEKTOWAGA TIMES," each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 19 of the Town Law and conspicuously in at least five (5) public places within the proposed Extension of the District a copy of this map, certified by said Town Clerk, the first publication thereof and said posting to be not less than nor more than twenty days before the day designated herein for said public hearing as aforesaid.

- DATED: September 28, 1972 TOWN BOARD OF THE TOWN OF CHEEKTOWAGA s Daniel E. Weber Supervisor s Felix T. Wroblewski Councilman s Kenneth J. Meyers Councilman s Donald A. Halicki Councilman s Raymond J. Wasielewski Councilman s Joseph R. Obetarczyk Councilman s Councilman Frank E. Swiatek - Absent Members of the Town Board of the Town of Cheektowaga, New York

(SEAL) STATE OF NEW YORK COUNTY OF ERIE (ss) I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Further Public Hearing with the original thereof filed in my office on the 28th day of September, 1972, and that the same is a true and correct copy of said original and of the whole thereof. IN WITNESS WHEREOF, I have hereunto set my hand and

Sworn to before me this 28 day of Sept 1972

Laura J. Bull Notary Public, State of New York Qualified in Erie County My Commission Expires March 30, 1973

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[Faded text from an adjacent page, likely containing legal provisions or a list of districts.]

Paul D. Beers

being duly sworn, deposes and says that he is the
Vice-President
 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 28 day
 of Sept, 1972, and the last inser-
 tion being on the same day of
 1972, and that not more than six days intervened
 between any two publications thereof.

Paul D. Beers

Sworn to before me this 28 day of
Sept, 1972

Laura J. Bull

LAURA J. BULL
 Notary Public, State of New York
 Qualified in Erie County
 My Commission Expires March 30, 1973

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Cheektowaga, in the County of Erie, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 25th day of September, 1972.

PRESENT:

Supervisor Daniel E. Weber
Councilmen:
Felix T. Wroblewski
Kenneth J. Meyers
Frank E. Swiatek-absent
Donald A. Halicki
Raymond J. Wasielewski
Joseph R. Obstarczyk

In the matter of the Extension No. 3 of Storm Sewer Drainage District No. 7, in the Town of Cheektowaga, in the County of Erie, New York.

Order calling further public hearing October 11th, 1972.

WHEREAS, the Town Board of the Town of Cheektowaga, in the County of Erie, New York, has heretofore duly caused, Nussmeier & Clarke, Inc., Consulting Engineers, duly licensed by the State of New York, to prepare a preliminary map, plan and report and estimate of cost relating to the proposed extension of Storm Sewer Drainage District No. 7, in said Town of Cheektowaga, as

hereinafter described and for the construction of storm trunk and lateral sewers, catchbasins, manholes, and other appurtenances including original furnishings, equipment and apparatus, acquisition of land and rights in land, which map, plan and report, dated February, 1972, have been filed in the office of the Town Clerk of said Town for public inspection; and

WHEREAS, following adoption of an Order Calling Public Hearing and a public hearing held on March 20, 1972 and other proceedings in connection therewith, it has been determined that due to generally increased cost of labor and materials, preliminary costs and costs incidental thereto, the maximum amount proposed to be expended must be increased from \$377,800 to \$411,950; and it has been further determined that the description set forth in the Order Calling Public Hearing did not include all of the properties proposed to be included in the proposed Extension and that it is necessary to call a further public hearing on the proposed Extension and construction of such improvements therein;

WHEREAS, the Town Board has determined to proceed with the proposed Extension of the District; and

WHEREAS, the proposed Extension of the District is more particularly bounded and described, as follows:

The following is a detailed description of the Proposed Extension No. 3 to Storm Drainage District No. 7, boundaries:

ALL THAT TRACTOR PARCEL OF LAND situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lots 74 and 78, Township 11, Range 7 of the Holland Land Company's Survey, being more particularly bounded and described as follows:

BEGINNING at the point of intersection of the northerly line of the Village of Depew with the east line of Bel-Aire Estates Part 2;

Thence easterly along the northerly line of the Village of Depew for a distance of 1,300 feet plus or minus to the west right-of-way line of the New York Central Terminal Railroad;

Thence northerly and westerly along the westerly and southerly right-of-way line of the New York

Central Terminal Railroad for a distance of 400 feet plus or minus to the westerly right-of-way line of the Niagara Mohawk Power Corporation right-of-way (as a 90.0 foot right-of-way);

Thence southerly along the westerly right-of-way line of said Niagara Mohawk Power Corporation right-of-way for a distance of 978.78 feet to the southerly line of Lot 78.

Thence easterly along the said southerly line of Lot 78 for a distance of 693 feet plus or minus to the east line of Bel-Aire Estates Part 2;

Thence southerly along the east line of Bel-Aire Estates Part 2 for a distance of 2,189 feet plus or minus to the northerly line of the Village of Depew, also being the point or place of beginning.

WHEREAS, the maximum amount proposed to be expended for the construction of the proposed Extension, as hereinabove described, is \$411,950, which is planned to be financed by the issuance of serial bonds of the Town and the assessment, levy and collection of special assessments upon the several lots and parcels of land within the proposed Extension which the Town Board shall deem especially benefited by such improvements so much and from each as shall be in just proportion to the amount of benefit which the improvements shall confer upon the same, pursuant to the Town Law, for the payment of the principal and interest on said bonds;

NOW, THEREFORE, BE IT

ORDERED, that a further meeting of the Town Board of the Town to be held at the Town Hall, corner of Broadway and Union Road, in the Town, on the 11th day of October, 1972, at 7:00 o'clock P.M. (E.D.S.T) to consider the proposed Extension of the District, as herein referred to and to hear all persons interested in the subject thereof, concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, AND BE IT

FURTHER ORDERED, that the Town Clerk publish at least once in the Depew Herald and Cheektowaga News and the Cheektowaga TIMES, each published in Cheektowaga, New York, the official newspapers of the Town, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law and conspicuously in at least five

said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than twenty days before the day designated herein for said public hearing as aforesaid.

DATED: September 25, 1972

TOWN BOARD OF THE TOWN OF CHEEKTOWAGA

/s/ Supervisor Daniel E. Weber
Councilmen:
/s/ Felix T. Wroblewski
/s/ Kenneth J. Meyers
/s/ Donald A. Halicki
/s/ Raymond J. Wasielewski
/s/ Joseph R. Obstarczyk

Councilman Frank E. Swiatek - absent.

Members of the Town Board of the Town of Cheektowaga, New York.

STATE OF NEW YORK)
: ss:
COUNTY OF ERIE)

I, BENEDICT T. HOLTZ, Town Clerk of the Town of Cheektowaga, in the County of Erie, State of New York, DO HEREBY CERTIFY that I have compared the preceding Order Calling Further Public Hearing with the original thereof filed in my office on the 25th day of September, 1972, and that the same is a true and correct copy of said original and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 25th day of September, 1972.

BENEDICT T. HOLTZ
Town Clerk

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

Gladys M. Yechter of the town
of Cheektowaga, in said County of Erie, being
duly sworn, deposes and says that he (she) is
..... *Clack* of the Cheek-
towaga Times, a public newspaper published
weekly in said town; that the notice, of which
the annexed printed slip, taken from said news-
paper is a copy, was inserted and published in
said paper once a week for weeks;
first publication, *September 28, 1972*;
last publication;
and that no more than six days intervened be-
tween publications.

Gladys M. Yechter
Sworn to before me this *29th*

day of *September*, 19 *72*

..... *Naidine C. Marong*

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

NAIDINE C. MARONG
Notary Public State Of New York
Qualified in Erie County
My Commission Expires March 30, 19 *73*

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Item No. 7 Motion by Councilman Obstarczyk, Seconded by Supervisor Weber to adjourn the Meeting.

BENEDICT T. HOLTZ
Town Clerk

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