

APRIL 5 TH 1948.

Regular meeting of The Town Board of The Town of Cheektowaga held at The Town Hall Monday April 5th 1948 at 2:30pm E.D.T.

There were present:

Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Supervisor Holtz Present 5 Absent 0
The Chairman ordered the town clerk to call roll and declared the meeting open for the transaction of business.

Town Attorney George B. Doyle informed the Town Board that he had sent the Governor of the State of New York the bill in regards to the new trucks. Also advised board that the contract for the removal of refuse is unsigned but will present for signature.

Moved by Mr. Neibert seconded by Mr. Nagel the hearing of rezoning from residence to business to be set for April 26 1948 at 7:30pm E.D.S.T.
(Teofil Albert Gala Anna Grace Gala)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

51
APRIL 5 TH 1948.

Regular meeting of The Town Board of The Town of Cheektowaga held at The Town Hall Monday April 5th 1948 at 2:30pm E.D.T.

There were present:

Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Supervisor Holtz Present 5 Absent 0

The Chairman ordered the town clerk to call roll and declared the meeting open for the transaction of business.

Town Attorney George B. Doyle informed the Town Board that he had sent the Governor of the State of New York the bill in regards to the new trucks. Also advised board that the contract for the removal of refuse is unsigned but will present for signature.

Moved by Mr. Neibert seconded by Mr. Nagel the hearing of rezoning from residence to business to be set for April 26 1948 at 7:30pm E.D.S.T.

(Teofil Albert Gala Anna Grace Gala)

ORDER OF RESOLUTION
that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Teofil Albert and Anna Grace Gala, 264 Dick Rd., Buffalo 21, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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 12, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 723, is known and distinguished as part of Subdivision Lot No. 9 in Koscieszko Village, described as follows:

BEGINNING at a point in the easterly line of Dick Road, (formerly Williamsville Road) at the southeast corner of Sobieski Ave., running thence easterly along the northerly line of Subdivision Lot No. 9 for a distance of 237.4 ft., thence southerly and parallel with the easterly line of said Lot No. 9, 100 feet; thence westerly on a parallel with the south line of Lot No. 9 about 210.89 ft. to the easterly line of Dick Rd. (formerly Williamsville Road); thence northerly along the easterly line of Dick Rd. 164.07 feet to the place of beginning.

Residence to Business; to buy and sell used cars.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.
KENNETH T. HANLEY
apr-3 Town Clerk

Moved by Mr. Neibert , seconded by Mr. Nagel , the hearing of rezoning from residence to business be set for April 26th 1948 , 7:30pm E.D.S.T.

(Joseph Boselo)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication April 8, 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr Wroblewski and seconded by Mr. Neibert
 , the hearing of rezoning from residence to business
 be set for April 26 1948.

(Edward Polaski)

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

WILLARD C. ALLIS, of the Town of Cheekto-
waga, in said County of Erie, being duly sworn,
deposes and says that he is the publisher of the
Cheektowaga Times, a public newspaper pub-
lished weekly in said Town; that the notice, of
which the annexed printed slip, taken from said
newspaper is a copy, was inserted and published
in said paper once a week for one weeks;
first publication APR 8 1948.....;
last publication same.....;
and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

Moved by Mr. Neibert , seconded by Mr. Nagel , the hearing of rezoning from residence to business be set for April 26th 1948 , 7:30pm E.D.S.T.

(Joseph Boselo)

NOTICE OF HEARING
NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph Boselo, 1243 Sycamore St., Buffalo 11, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION
ALL THOSE TRACTS OF LAND situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to a map of Nob Hill Subdivision filed in the Erie County Clerk's Office under Cover No. 1623, are known and distinguished as subdivision Lots Nos. 61 and 62.

East side Union Rd., several hundred feet south of Wehrle Dr.
Residence to business: Restaurant.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.
Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.
KENNETH T. HANLEY
apr-8 Town Clerk

52

Moved by Mr Wroblewski and seconded by Mr. Neibert
 , the hearing of rezoning from residence to business
 be set for April 26 1948.

(Edward Polaski)

**NOTICE OF HEARING AND
MOTION TO REVOKE**
that a public hearing will be held
by the Town Board of the Town of
Cheektowaga, County of Erie, State
of New York at the Town Hall in
said Town on the 26th day of April,
1948, at 7:30 o'clock P. M., E. D. S. T.
of said day, for the purpose of con-
sidering the application of Edward
Polarski, 61 St. James Pl., Buffalo
9, New York, for the rezoning from
"Residence District" to "Business
District" of the property hereinafter
described and amending the Zoning
Map and Ordinance accordingly.

DESCRIPTION
Lots 38, 39, 40, Map Cover No.
1210, Harlem Road corner Freda St.
Residence to Business: Restaurant.

All parties in interest and citizens
will be given an opportunity to be
heard in respect to such proposed
application and amendments.

Dated: April 5, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.
KENNETH T. HANLEY
apr-8 Town Clerk

Moved by Mr. Wroblewski and seconded by Mr. Nagel
the hearing of rezoning from residence to business be set
for April 26 1948.

(Salvatore A. Curcio.)

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

WILLARD C. ALLIS, of the Town of Cheekto-
waga, in said County of Erie, being duly sworn,
deposes and says that he is the publisher of the
Cheektowaga Times, a public newspaper pub-
lished weekly in said Town; that the notice, of
which the annexed printed slip, taken from said
newspaper is a copy, was inserted and published
in said paper once a week for one weeks;
first publication APR 8 1948.....;
last publication same.....;
and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this.....
day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr. Neibert and seconded by Mr. Wroblewski
the hearing of rezoning from residence to business
be set for April 26 1948.

(Milford E. Troust)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

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day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr. Wroblewski and seconded by Mr. Nagel
the hearing of rezoning from residence to business be set
for April 26 1948.

(Salvatore A. Curcio.)

by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 24th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Salvatore A. Curcio, 648 Maryvale Drive, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Farm lot 25, Township 11, Range 7 of the Holland Land Company's Survey. Filed in Erie County Clerk's Office under Cover No. 1317, distinguished as Subdivision Lots Nos. 47, 48, 49, 50, bounded and described as follows:

BEGINNING at a point in the center line of Genesee St., with the west line of the point of intersection of said center line of Genesee St. with the west line of premises conveyed to Salvatore A. Curcio by Anthony Guenther by deed dated June 12, 1946 recorded in Erie County Clerk's Office in Liber 3918 of Deeds at Page 158, thence northwesterly in said center line of Genesee St. 153.05 feet to the east line of premises conveyed to said Curcio by deed aforesaid; thence northerly along the east line of said premises fifty and 18/100 (50.18) feet to the north line of said Farm Lot No. 25, thence westerly along the north line of said Farm Lot 144.08 feet to the westerly line of said subdivision lot 50; thence southerly 98.70 feet to the center line of Genesee St. at the point of beginning.

Residence to business: Candy, soda bar and luncheonette.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HAMLEY

apr-8 Town Clerk

Moved by Mr. Neibert and seconded by Mr. Wroblewski
the hearing of rezoning from residence to business
be set for April 26 1948.

(Milford E. Troust)

by the Town Board of the Town of
Cheektowaga, County of Erie, State
of New York at the Town Hall in
said Town on the 26th day of April,
1948, at 7:30 o'clock P. M., E. D. S. T.
of said day, for the purpose of con-
sidering the application of Milford
E. Troust, 45 George Urban Blvd.,
for the rezoning from "Residence
District" to "Business District" of
the property hereinafter described
and amending the Zoning Map and
Ordinance accordingly.

DESCRIPTION

Lots 56 and 57.

On Genesee St., opposite Stratford
Ave.

Residence to business: Hardware,
plumbing and heating supplies.

All parties in interest and citizens
will be given an opportunity to be
heard in respect to such proposed
application and amendments.

Dated: April 5, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY

apr-8 Town Clerk

Moved by Mr. Neibert and seconded by Mr. Nagel, the hearing of rezoning from residence to business be set for April 26 1948.

(Nona C. Dantin - Pauline C. Fracasso)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr. Nagel and seconded by Mr. Neibert, the hearing of rezoning from residence to business be set for April 26 1948.
(Joseph P. Straubinger)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACAI 21

Moved by Mr. Neibert and seconded by Mr. Nagel, the hearing of rezoning from residence to business be set for April 26 1948.

(Nona C. Dantin - Pauline C. Fracasso)

by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Nora C. Dantin and Pauline C. Fracasso, 52 Marne Rd., Buffalo 15, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Farm Lot No. 25, Township 11, Range 7 of the Holland Land Company's Survey and according to a subdivision map of Genesee Meadows filed in the Office of the Clerk of the County of Erie under Map Cover No. 1577 is known and distinguished as Subdivision Lot No. 102.

Genesee, south side, cor. Fredricks, east side.

Residence to business: retail and sell House trailers.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY

apr-8 Town Clerk

54

Moved by Mr. Nagel and seconded by Mr. Neibert, the hearing of rezoning from residence to business be set for April 26 1948.

(Joseph P. Straubinger)

That a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph P. Straubinger, 373 Beach Rd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 18, Township 11, Range 8 of the Holland Land Company's Survey. South east corner Beach Rd., and Maryvale Drive.

Residence to business: delicatessen store and drug store, with professional offices above.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. MANLEY

apr-8 Town Clerk

Moved by Mr. Neibert and seconded by Mr. Nagel, the hearing of rezoning from residence to business be set for April 26 1948.

(William D. Heckler)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for One weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr. Neibert seconded by Mr. Nagel that hearing for lateral sewer on Sobieski Road be held on April 26th 1948.

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 five weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Moved by Mr. Neibert and **seconded** by Mr. Nagel, the hearing of rezoning from residence to business be set for April 26 1948.

(William D. Heckler)

by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of William D. Heckler, 48 Hemenway Rd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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. eighteen (18), Township eleven (11), and Range seven (7) of Holland Land Company's Survey, being known and distinguished as Subdivision Lot No. forty-one (41), according to map filed in Erie County Clerk's Office under Cover No. 1311, said subdivision known as Homewood Little Farms, said lot being situate on West side of Powar Line Road being fifty-one (51) feet front, fifty and ninety-nine hundredths feet (50.99) rear, one hundred seventy-seven and eight hundredths (177.08) feet, in depth on the north line and one hundred seventy-six and forty-six hundredths (176.46) feet in depth on the south line according to said map.

Residence to business: Bear garden and restaurant.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY
Town Clerk

aps-8

55

Moved by Mr. Neibert seconded by Mr. Nagel that hearing for lateral sewer on Sobieski Road be held on April 26th 1948.

AT A [REDACTED] MEETING of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga on the 5th day of April, 1948 at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Henry Nagel, Councilman
Joseph Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the highway known as Sobieski Road by the construction of a lateral sewer in said highway to wit: Beginning at the present sewer located on the east side of Dick Road and running to the center line of Buell Avenue, which sewer shall be so constructed as to serve the properties on both sides of said public highway.

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway situated between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by residents owning not less than one-half of the frontage owned by resident owners residing along said highway proposed to be improved, and

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

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

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 26th day of April, 1948, at 7:30 P. M., Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

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

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

Supervisor Holtz, voting Aye.
Councilman Wroblewski, voting Aye.

Councilman Nagel, voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.

CARRIED: Ayes: 5 Noes: 0 Absent: 0

STATE OF NEW YORK :

COUNTY OF ERIE : SS

TOWN OF CHEEKTOWAGA:

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 5th day of April, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 6th day of April, 1948.

KENNETH T. HANLEY
Town Clerk
(Seal)

Moved by Mr. Nagel and seconded by Mr. Wroblewski that the hearing for lateral sewer in Floral Place be held April 26 1948.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

APR 10 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

COMMUNICATIONS WERE RECEIVED FROM :

Howard Allgrim, Main Street , Clarence N.Y. Ordered referred to the Supervisor.
 Edward B. Bukowski M.D. Deputy Commissioner of Health, ordered referred to Supervisor.
 Board of Fire Commissioners U-Crest Fire District #4, ordered referred to Supervisor.
 Ellicott Radio and Sound Systems, Depew N.Y. , ordered referred to Town Board.
 Frank Bull, ordered referred to Chief of Police.
 Edward B. Jerzewski , Chairman Board of Assessors, ordered referred to Supervisor.
 William Berger, Buffalo New York , ordered referred to Petition Committee for further study.
 Edward Brisk , ordered referred to County Highway Supt.
 Gertrude Marshall, ordered referred to Town Attorney.
 Mother Mary Alexander, Felician Sisters , ordered received and filed.
 Supervisors Statement of Funds, ordered received and filed.
 Holland V. Williams, Attorney at Law , ordered received and filed.
 Supervisor Holtz, re Town Funds , ordered ~~received and filed.~~ received and filed.
 Petition from citizens on Concord Drive and Vera Avenue , ordered received and filed.
 Supervisor Holtz, Re Buffalo Transit Copp officials, ordered, received and filed.
 J.B. Peake, Asst. General Manager of Sales , The Mathieson Alkalo Works, ordered received and filed.
 The Central Council of Volunteer Firemen, ordered received and filed.
 Municipal Training INstitute of New York Sate , ordered received and filed.
 State of N.Y. Public Service Commission, ordered received and filed.
 Petition for lateral sewer presented by residents of Crestwood Place , ordered referred to assessors for property check.

Moved by Mr. Wroblewski and seconded by Mr. Neibert, Martha Margaret Melant, clerk in Assessors office be granted three months leave of absence without pay effective as of March 30th 1948- Carried Ayes 5 Naves 0.

The following resolutions were offered and their adopted asked: Mr. Neibert Moves, seconded by Mr Wroblewski:
 WHEREAS: the Cheektowaga Times is a weekly newspaper having general circulation throughout the Township:
 BE IT RESOLVED : That the Cheektowaga Times be and it hereby is designated as the official newspaper of the Town of Cheektowaga. Ayes 5 Naves 0 Carried.

Mr. Neibert moves seconded by Mr. Napieralski:
 RESOLVED: That the appointment of William M. Tadio as plumbing and building inspector of the Town of Cheektowaga be confirmed and that said position be placed upon a full-time basis at an annual salary of \$2700.00 payable in semi-monthly installments. BE IT FURTHER RESOLVED: that said sum of \$27.13 be allowed him monthly for the use of his automobile for Town work and \$81.39 be paid him for the use of his automobile for the period of the last three months. This resolution shall become effective April 1st 1948.
 Ayes 5 Naves 0 Carried.

Moved by Mr. Nagel and seconded by Mr. Wroblewski that the hearing for lateral sewer in Floral Place be held April 26 1948.

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LEGAL NOTICE

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 5th day of April, 1948, at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Feliz Wroblewski, Councilman
Henry Nagel, Councilman
Joseph Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the highway known as Floral Place by the construction of a lateral sewer in said highway, to wit: from its intersection with Union Road and running westerly therefrom to the west end of said Floral Place a distance of about 551 feet, which sewer shall be so constructed as to serve the properties on both sides of the said public highway.

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$4,000.00;

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 189 of the Town Law of the state of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town on the 26th day of April, 1948, at 7:00 P.M., Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same and be it

FURTHER RESOLVED AND ORDERED that the Town Clerk be and is hereby

ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times not less than ten nor more than 20 days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five public places along the said portion of said highway to be improved.

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

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.

CARRIED: Ayes: 5 Noes: 0 Absent: 0
STATE OF NEW YORK :
COUNTY OF ERIE : SS
TOWN OF CHEEKTOWAGA:

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 5th day of April, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 6th day of April, 1948.

KENNETH T. HANLEY
Town Clerk

(Seal)

COMMUNICATIONS WERE RECEIVED FROM :

Howard Allgrim, Main Street , Clarence N.Y. Ordered referred to the Supervisor.
 Edward B. Bukowski M.D. Deputy Commissioner of Health, ordered referred to Supervisor.
 Board of Fire Commissioners U-Crest Fire District #4, ordered referred to Supervisor.
 Ellicott Radio and Sound Systems, Depew N.Y. , ordered referred to Town Board.
 Frank Bull, ordered referred to Chief of Police.
 Edward B. Jerzewski , Chairman Board of Assessors, ordered referred to Supervisor.
 William Berger, , Buffalo New York , ordered referred to Petition Committee for further study.
 Edward Brisk , ordered referred to County Highway Supt.
 Gertrude Marshall, ordered referred to Town Attorney.
 Mother Mary Alexander, Felician Sisters , ordered received and filed.
 Supervisors Statement of Funds, ordered received and filed.
 Holland V. Williams, Attorney at Law , ordered received and filed.
 Supervisor Holtz, re Town Funds , ordered ~~RECEIVED~~ received and filed.
 Petition from citizens on Concord Drive and Vera Avenue , ordered received and filed.
 supervisor Holtz, Re Buffalo Transit Copp officials, ordered, received and filed.
 J.B. Peake, Asst. General Manager of Sales , The Mathieson Alkalo Works, ordered received and filed.
 The Central Council of Volunteer Firemen, ordered received and filed.
 Municipal Training INstitute of New York Sate , ordered received and filed.
 State of N.Y. Public Service Commission, ordered received and filed.
 Petition for lateral sewer presented by residents of Crestwood Place , ordered referred to assessors for property check.

Moved by Mr. Wroblewski and seconded by Mr. Neibert, Martha Margaret Melant, clerk in Assessors office be granted three months leave of absence without pay effective as of March 30th 1948- Carried Ayes 5 Naves 0.

The following resolutions were offered and their adopted asked:
 Mr. Neibert Moves, seconded by Mr Wroblewski:
 WHEREAS: the Cheektowaga Times is a weekly newspaper having general circulation throughout the Township:
 BE IT RESOLVED : That the Cheektowaga Times be and it hereby is designated as the official newspaper of the Town of Cheektowaga. Ayes 5 Naves 0 Carried.

Mr. Neibert moves seconded by Mr. Napieralski:
 RESOLVED: That the appointment of William M. Tadio as plumbing and building inspector of the Town of Cheektowaga be confirmed and that said position be placed upon a full-time basis at an annual salary of \$2700.00 payable in semi-monthly installments. BE IT FURTHER RESOLVED: that said sum of \$27.13 be allowed him monthly for the use of his automobile for Town work and \$81.39 be paid him for the use of his automobile for the period of the last three months. This resolution shall become effective April 1st 1948.
 Ayes 5 Naves 0 Carried.

Mr. Neibert moves and seconded by Mr. Wroblewski-
RESOLVED: that daylight savings time becomes effective in
the Town of Cheektowaga New York on April 25th 1948 at 2 am.
Carried Ayes . Nayes.0

Mr. Neibert moves and seconded by Mr. Nagel:
BE IT RESOLVED: that Arthur G. Leupold, a duly licensed engineer
be designated to represent the Town of Cheektowaga on all new
engineering projects which may arise, at fees not to exceed
the standard rates established by the American Society to
Civil Engineers.. Ayes 5 Nayes 0 Carried.

Mr Nussbaumer of Nussbaumer and Clarke was granted the floor
to explain to the Town Board Post War Public Works,
Planning Commission - Town of Cheektowaga Water Drainage
Project contract divisions. The Town Board went on record to
meet with Mr. Nussbaumer, April 7th 1948 to discuss further
Town Engineering problems.

Councilman Wroblewski reports holes in road at Beech Road and
Union Road, Cayuga Creek Road and William Street. Supervisor
advises Mr. Wroblewski that County Highway Department waiting
for frost to get out of ground before starting actual work on
roads. Town Clerk was ordered to notify The Town Highway Supt.,
of any work on town roads that should be taken care of immediately.

Councilman Wroblewski reports that Mr. Weber requests him to
go before the Town Board to install a electric street light
at Rowley and Vita Drive. Supervisor will take up matter with
Mr. Marks of the Electric Company.

Dr. Reinstein was granted the floor and asked board if First
Post Was Project is to be charged to the Town as a whole-
asks if there has been an estimate made for the entire project.
Supervisor advises whole project not completed and was started
by the previous administration and is to be left up to the people
in the district.
Supervisor advises that the Town wants to complete lower part
of the project.

Mr. Henry Zyenda was granted the floor and asked the Board
for a boulevard stop sign on every side street approaching
Walden Avenue and also requested one side parking only.
Ordered referred to the Town Board and the Chief of Police.

Councilman Neibert requests a directional light to guide people to
the police station and also signs be placed on important highways
leading into town reading "Welcome to Cheektowaga ". Supervisor
will have survey made and report to the Town Board on both items.

Mr. Nagel moves seconded by Mr. Wroblewski , bills be audited
and paid.
\$15,819 to N.Y. State Employees Retirement System., paid by te
Supervisor.

Lorraine Wroblewski, service to Judge Schwartz	12.00
G.E. Holloway, acctg service Jan 1st to Mar 31 1948	255.00
Geo. B. Doyle, Supplies town atty	40.45
Lorraine Wroblewski, Services to Judge Schwartz	6.00
Chester J. Nadolny, postage health dept.	3.00
Dorothy H. Hyzy, Postage Town Clerks Ofc.	12.00
K.T. Hanley, gasoline posting legal notices	2.00
Virginia B. Stevens, Services, Police Dept. 3-9-48	10.00
Dorothy Ann Bokowski, taking minutes jury trial	5.00
Paul Pfohl, Dumping, January February March 1948	352.50
Nussbaumer and Clarke, Supervision Roycroft San.Sewer Est#1	134.66
Herbert F. Darling, Conts. Roycroft Pump Stn. Est#7	8730.00
Nussbaumer & Clarke, Supervision Roycroft Pump Sta Est	
#7	305.55
Pfohl Bros Inc., Constn. Roycroft San. Sewer Est #1	3847.50

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Depew Paving Company, Construction Centur Rd. Storm Drain	
Est #3	\$2361.42
Nussbaumer and Clarke , Supervision , Century Rd.	
Storm Drain Est #3	113.75
Lakeland Construction Corp. Construction Corp.	
Construction Garbage Incinerator	6092.35
Nussbaumer and Clarke , Supervision Incinerator	
Est #18	213.33
Herald and News , Supplies , Town Clerks Ofc.	104.90
Herald and News , Supplies , REcreation	8.55
Rauch and Stoeckel, Ptg. Supplies Supervisors Ofc.	9.15
Herald and News, Supplies Supervisors Ofc.	16.80
Herald and News , supplies tax ofc.	94.35
Cheektowaga Times, Publishing Notices	52.13
Swan Ptg and Stat. Co., Supplies Town Clerks Ofc.	21.40
Cheektowaga Times, Publishing Notices	117.04
Cheektowaga Times, Publishing Notices,	17.24
N.Y. Tel. Co., Telephone svc.	44.25
N.Y. State Elc and Gas Corp., Elc Svc Harlem Pump Station	107.76
N.Y. State Elc and Gas Corp , Elec Svc Disp #5	647.73
Buffalo Nia Elc, St, Ltg March 1948	1815.23
Iroquois Gas Corp, gas sewer lift stn.	249.35
Buffalo Nia Elc , Elec current Feb. 1948 traffic signals	22.42
Buffalo Nia Elc, Elec current pump. stn. February	145.37
N.Y. State Elc & Gas , Elc Svc Town Hall	2.27
N.Y. State Elc and Gas , Elec Svc Town Hall	68.58
Westn N.Y. Water, Water Disp. #3	29.50
Westn N.Y. Water , Water Hydrant	1962.50
N. Y. Tel. Co., Telephone Lancaster Line	279.41
Westn N.Y. Water , water Disp. #5	164.65
N.Y. Tel Co., directory advertising	3.00
N.Y. State Elc & Gas Corp, Street Ltg March	2774.18
Iroquois Gas Corp, Gas, Alpine and Herbert	25.40
N.Y. State Elc and Gas , Elc. Svc. Disp.#3	77.84
Winegar Reiman , Supplies Police	6.27
Reynders Elc. repair signals , Police	19.70
Sutton Petroleum Corp., Supplies Police	19.50
Webers Uniforms, supplies police,	8.50
Bison Oil Prods. Material Police	16.25
Liquida Carb. Corp.,	3.55
Lyth Chevrolet, Supplies Police,	.98
Terminal Pete Corp., Gasoline Police	127.78
Sutton Pete Corp., Supplies Police	42.13
Lyth Chevrolet, Supplies Police	6.83
General Detroit Corp., Supplies Police	200.00
Fleming Mtr Parts , supplies police	35.54
Terminal Pete., Gasoline Police	127.98
Terminal Pete. Corp., Gasoline Police	137.46
Frances Bedmarek, Services , Police Matron Feb 1948	58.32
Morgan & Phillips Inc., Supplies Police	43.41
Stanley J. Wolezak, Supplies Police	4.25
King Lock and Key Shop, Keys Police,	1.25
Cheek. Lumber Co., supplies Town Hall	.33
Cheek.. Lbr Co., Supplies Town Hall	3.30
Victors Paint & Hdwe, supplies Town Hall	1.40
Edward Dobmeier, Coal Town Hall	104.16
Sidney Nadolny, Coal, Town Hall	176.40
Steve E. Young, Moving Election Booths	100.00
Reynders Elc. Co., repairs, Town Hall	3.50
William A White, service as dog warden March 1-6 1948	36.46
H.D. Taylor , Supplies Town Hall	24.50
Chudy Paper Co., Supplies Town Hall	34.45
Peter Weber, charcoal election booths	1.75
Millington Lockwood , supplies Town Clerk	3.15
Millington Lockwood, Supplies Supervisor,	1.25
Millington Lockwood , supplies tax office,	4.00
Millington Lockwood, Supplies tax ofc.	2.60
Millington Lockwood , Supplies Supervisors ofc	6.00

The Todd Co. Supplies Supervisor,	3.75
Millington Lockwood , Supplies Supervisors ofc.	3.10
United Office Machines, supplies Town Clerks Ofc.	25.65
Millington Lockwood, supplies Town Clerks Office	2.00
Millington Lockwood, supplies assessor	11.25
Niagara Lubricant, Oil Garbage Dept.	75.00
Taylor Obrien Corp , supplies garbage	6.13
Joseph Davis, repair boiler, Town Garage	15.03
Taylor Obrien , Supplies Garbage	14.83
Taylor Obrien, Supplies garbage Dept.,	21.32
Taylor Obrien, Supplies Garbage,	2.28
Frank Tokasz; Coal Disp.#3	36.10
Mathieson Alk. Wks., Chlorine Disp #5	1025.00
Roadway Transit Co., freight chgs. Disp.#5	2.23
Edward Dobmeir, Coal Incinerator	36.20
Lyth Chev. Co., supplies disp. #5	1.23
Lyth Chev. Co., Supplies Disp #5	4.21
Lyth Chev. Co., Supplies Disp. #5	45.72
Fleming Mtr. Parts, Supplies Disp #5	1.84
Henry R. Duch, Supplies Sewer Dist. #5	1.73
Wolff Mach. Co., Supplies Disp #5	20.70
Walter J Marymowski, supplies , recreation,	500.00
Otto Ulbrich Co., Supplies recreation	1.20
Genesee Picture Frame Co., Supplies recreation	3.00
A.L. Hutcheson, referee, basketball 3/10 and 12	10.00
Robert Graham, Luncheon , Basketball League,	140.00
Thomas H. Roberts, Referee, Basketball 3/12-17	20.00
Jos. Parnera, referee basketball, 3/12 and 17	20.00
Thoe. Bednarczyk, referee basketball 3-10	5.00
E.J. Rose Sporting Co., supplies recreation	38.00
H.J. Treffinger, Sound Service , Recreation	12.00
Ralph Hinkson, Supplies Recreation,	10.00
Ted Klosko, referee , basketball, 3/3,8,10,12,	12.00
Jack Mendel, Referee, Basketball ,3/3 4,8,10,12 ,17	18.00
Stephan Kwiatkowski , Janitor Basketball 3/3 and 10	3.00
William Urbanski, referee , basketball , 3-5	3.00
Edward Janiak, membership dues , N.Y. S. Public recreation Society,	3.00
John Klosko, referee basketball, 3/5	3.00
Art. Pieffer , Janitor basketball 3/3 4,8, 10,12,17	12.00
Frank Przepiora, referee, basketball, 3/5	3.00
John Dankowski, janitor , basketball 3/3,5,10,12	9.00
Jos. Oddo , referee basketball, 3/3,5,10,12,17	15.00
Walter Dominiak, Secty., Basketball League March 1948,	50.00
Assn. Press, Supplies Recreation	2.50
Cheek. Municipal Assn., Supplies Recreation	9.25
Vanderwater Sykes and Heckler , porf. svc. ddst #5	
Stret curbing bonds	325.00

Mr. Wroblewski moves , seconded by Mr. Nagel
meeting be adjourned until April 19 1948 at 7:30pm.

Kenneth T Hanley,
Town Clerk

Seal-

Kenneth T Hanley

April 19 1948. At a regular meeting of the Town Board of the Town of Cheektowaga held at the Town Hall Monday April 19th 1948 at 7:30pm E.S.T. there were present-
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski
Supervisor Holtz

Present 5 absent 0

The Chairman called the meeting to order and directed the Town Clerk to call roll.
Minutes of the previous meeting were dispensed with on account of the large amount of business to come before the Board.

COMMUNICATIONS WERE RECEIVED FROM -

Walter J. Marynowski, Chief of Police, recommending that all of the side streets off Walden Avenue be designated as "One Side Parking" streets, also recommends erection of stop signs known as Boulevard Stop Signs on all streets running off Walden Avenue.
Ordered referred to Highway Commission and Highway Department.

Walter J. Marynowski, Chief of Police, regarding swampy conditions on land adjoining and directly south of 55 Southgate Avenue Cheektowaga N.Y. Ordered referred to the Supervisor.

Elmer C. Mesmer, Supt., of Disposal Plants, regarding complaint of Frank J. Mysiak in reference to a public drainage ditch running through lots on Peoria Street from William Street South of the L. Kamieniecki property. Ordered referred to the Highway Department.

Elmer C. Mesmer, regarding complaint of Mrs L. Eberhardt, in reference to an open ditch near her neighborhood.
Ordered referred to the Town Board.

Board of Fire Commissioners U-Crest District #4 regarding 2 new fire hydrants, 1 to be placed south west corner of Oriole Place and the other 500 feet from the same corner. Ordered referred to the Supervisor.

Frank Foster, Cheektowaga N.Y. regarding drainage from Southcrest Avenue. Ordered referred to the Supervisor.

F. Micherdzinski, regarding electric light pole located in path of his garage door. Ordered referred to the Supervisor.

Newell L. Nussbaumer, of Nussbaumer and Clarke, re proposed construction of a storm drain to take storm water from the area adjacent to Herbert Avenue. Ordered referred to the Town Attorney.

Newell L. Nussbaumer, Re: Roycroft Sewer Project, Pfohl Bros. contract. Ordered referred to the Town Attorney.

Hamilton G. Thayer, Cheektowaga N.Y. Re: electric street light in direct line with sleeping room. Ordered referred to the Supervisor.

Supervisor Holtz, requesting Town Board to meet with him and Buffalo Transit Company representatives May 10th 1948 at 8pm at the Town Hall.

Newell L. Nussbaumer, Re: Maryvale Sewer Repairs. Ordered referred to the Town Board.

Newell L. Nussbaumer, Re: Post war serial #2420 borings for drainage project Town of Cheektowaga, referred to the Town Board.

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Depew Paving Company, RE: Test Boring for proposed drainage project adjacent to Genesee Street. Order referred to the Town Board.

William G. Pempsell Jr., , applying for position of draftsman. Ordered referred to the Town Board.

Hoffeld Estate Inc., submitting to Town Board for approval map of 21 lots situated on Southgate Road, Cheektowaga N.Y. Ordered referred to the Town Board.

Arthur F. Marmoy, , asking Town Board to close Kempton Road, a paper street, ordered referred to Petition Committee and Town Attorney and to have a report at next regular meeting.

Kenneth T. Hanley, Town Clerk, asking that three and possibly four new election booths be built. Ordered referred to Supervisor and Town Board.

State of New York , State Traffic Commission advising that traffic light at Cleveland Drive and Union Road will be in operation at an early date. Ordered received and filed.

Edward B. Jerzewski, Re: installation of electric lights for Southern Parkway, Eastland Parkway, Midland Drive, Westland Parkway, Northern Parkway, East Grande Blvd., Grande Blvd., and George Urban Blvd., ordered referred to the Supervisor.

William M. Tadio, thanking board for re-instating him to full time and former salary. Ordered received and filed.

American Surety Company , asking for a survey of Town premises. Or-dered referred to the Supervisor.

Petition of Theo. Kowalski, for re-zoning from residence to business . Ordered referred to the Petition Committee.

THE FOLLOWING RESOLUTIONS WERE OFFERED AND THEIR ADOPTION ASKED:

Mr. Nagel moves: RESOLVED that the application of Peter Cefaly to abandon Woodland Avenue east of Oehman Blvd., as a proposed Town Highway be granted and the Town Attorney be authorized and directed to prepare necessary legal documents to carry this resolution into effect. Seconded by Mr. Wroblewski.

Councilman Nagel	voting aye	
Councilman Wroblewski	voting aye	
Councilman Neibert	voting aye	
Councilman Napieralski	voting aye	
Supervisor Holtz	Voting Aye	AYES 5 NAYES 0 ABSENT 0

CARRIED.

Mr. Wroblewski moves: RESOLVED, that John Suita, Anthony Wieczorek and John Draszkiwicz be appointed as Lifters in the Sanitation Department at the daily pay of \$7.50 , effective May 1st 1948. Seconded by Mr. Nagel.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye

Ayes 5 Naves 0 Absent 0 CARRIED.

Moved by Councilman Wroblewski and seconded by Councilman Neibert:

RESOLVED, that a public hearing be held on the advisability of adoptiing the annexed proposed ordinance said public hearing to be held at the Town Hall May 10th 1948 at 8pm E.D.S.T. and notice thereof be published in accordance with the provisions of the Town Law.

Duly put to a vote which resulted as follows:

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	votiig aye
Councilman Napieralski	voting aye

Supervisor Holtz voting aye

Ayes 5 Naves 0 Absent 0 Carried.

S Subject to the provisions of this section, the creation of any unreasonably loud, disturbing and unnecessary noise in the Town of Cheektowaga is prohibittd. Noise of such character and intensity and duration as to be detrimental to the life or health of any individual in a residential, apartment-hotel, or business district, (as defined by the zoning ordinances of said town) is prohibited. Unnecessary noise in any such district during the hours 12 o'clock PM to 7 o' clock AM, which unreasonably interfered with the sleep, comfort and repose of individuals therein is prohibited.

The following acts are declared to be a violation of this section, but said enumeration shall not be deemed to be exclusive, namely:

1. The making of any noise in any street or public place or by means of aircraft for commercial advertising purposes. The advertisement or calling attention to any advertisement, article, business, calling or profession upon any public street, sidewalk or entrance to a place of business within the Town of Cheektowaga by means of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or any other sound producing or sound amplifying mechanism, instrument or device.

The operation in: or upon any automobile, truch or other conveyance, upon any public street within the Town of Cheektowaga, of any horn, megaphone, siren, bell, radio mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device; provided, this subdivision shall not apply to the use of a horn, bell or other signalling apparatus when the same is necessary or required for the protection of persons or property, or to any fire or police car pr apparatus or hospital ambulance when responding to a call, or to radio sets installed in passenger automobiles not stepped-up with sound or special amplifying devices, nor shall this subdivision apply to a duly authorized public parade; that is, parades of public interest as contrasted with private parades conducted for commercial purposes.

The operation in any store, stand, office building or other place within the Town of Cheektowaga of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device when the sound thereof is sufficiently audible upon any public street or sidewalk to attract and congregate a crowd thereon. This subdivision shall not be

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construed as prohibiting the demonstration or use in any musical store of any musical instrument or the giving of musical instruction in any store or other place of business, provided such demonstration or use of such musical instrument be not stepped-up by the use of amplifiers, horns or other sound magnifying devices.

2. The playing of any radio, phonograph or any musical instrument in any place in a residential or apartment-hotel district at any time between 12 o'clock and 7 o'clock AM in such manner or with such volume as to annoy or disturb any person thereby.

3. The creation of any excessive noise on any street adjacent to any public or parochial school, college or institution of learning while the same is in session, which unreasonably interferes with the work of pupils or instructors provided conspicuous signs are displayed on such street indicating, in substance, that the same is a school street and that quiet is required.

Nothing contained in this section shall be construed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony; nor to prevent any musical performance conducted under consent of municipal authority.

The provisions of this section shall not apply to police officers and firemen while in the discharge of duty.

The supervisor is hereby authorized, by written order, to suspend any of the provisions of this section in connection with any holiday celebration or upon any occasion of special public interest, for such time and upon such conditions as shall be prescribed by him.

The provisions of this section shall be liberally construed to prevent excessive, unreasonable, disturbing and unnecessary noise, due consideration being given to the circumstances, time of day and particular location of each violation.

Any person or corporation violating the provisions of this section shall be liable to a fine or penalty of not more than \$250.00 for each offense.

Mr. Nagel moves, RESOLVED: that the employment of Stanley Szymanski and Philip Schultz , as truck drivers, by the Town of Cheektowaga be terminated April 24th 1948.

Seconded by Mr. Neibert.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting naye
Supervisor Holtz	voting aye
Ayes 4 Nays 1 Absent 0	Carried.

Mr. Wroblewski moves: RESOLVED that Joseph Gohr and William Tucholka be appointed truck drivers commencing April 26th 1948 at a daily pay of \$8.00. Seconded by Mr. Nagel.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	Voting aye
Councilman Napieralski	voting naye
Supervisor Holtz	voting aye
Ayes 4 Nays 1 Absent 0	Carried

Councilman Neibert moves: WHEREAS: John F. Hanley was appointed Deputy Town Clerk on March 1st 1948. WHEREAS: John F Hanley is fully qualified and competent to handle the duties of Deputy Town Clerk, he is under the age of 21 years and we the Town Board hereby accept his resignation as of March 15 1948. Seconded by Councilman Nagel.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting naye
Supervisor Holtz	voting aye
Ayes 4 Nays 1 Absent 0	Carried.

Mr. Wroblewski moves: RESOLVED that the agreement between the Town of Cheektowaga and H. Zielinski dated April 15th 1948 be apprevd and the Supervisor be and hereby is authorized and directed to execute the same on behalf of the Town. Seconded by Mr. Neibert.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

Mr. Wroblewski moves: RESOLVED that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall May 10th 1948 at 8pm E.D.S.T. and notice thereof be published in accordance with the provisions of the Town Law. Seconded by Mr. Neibert.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 2 9 1948; last publication APR 2 9 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1948
Registered No. 5029

This notice was posted in the following places according to law.

- 1- TOWN HALL.
- 2- FIRE HOUSE WILLIAM AND ALASKA STREET.
- 3- RESCUE FIRE HALL, PINE RIDGE ROAD.
- 4- PINE HILL FIRE HOUSE, GENESEE STREET.
- 5- U-CREST FIRE HOUSE, CLOVER PLACE AND EVERGREEN ST
- 6- TELEPHONE POLE, SOUTH WEST CORNER HARLEM ROAD AND CLEVELAND DRIVE.

Mr. Nagel moves and seconded by Mr. Neibert meeting be recessed for five minutes. 9:50pm The recessed meeting was called to order by the Chairman.

Motion by Mr. Neibert: WHEREAS, a public hearing was held by the Town Board March 29th 1948 at 7:30pm E.D.T. on a petition signed by owners of real estate fronting on Genesee Street from Midland Drive easterly along the south line of Genesee Street 338.80 feet distant requesting construction of a lateral sewer in the highway on the south side of Genesee Street.

BE IT RESOLVED: that said petition be granted. Seconded by Mr. Wroblewski.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

Notice was posted according to law.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication APR 22 1948
last publication APR 22 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

1- B.N.E Pole 2737
Midland Dr. and
Genesee Steet.

2- B.N.E. Pole 2761
Genesee Street.

3- B.N.E. Pole 2785
Genesee Street and
East Grande Blvd.

4-B.N.E. Pole 2821
Genesee Street and
Stratford.

5- B.N.E Pole 2853
Genesee Street.

6- B.N.E. Pole 2889
Genesee Street.

CH

NOTICE OF HEARING
AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall May 17, 1948 at 8 P. M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

Subject to the provisions of this section, the creation of any unreasonably loud, disturbing and unnecessary noise in the Town of Cheektowaga is prohibited. Noise of such character and intensity and duration as to be detrimental to the life or health of any individual in a residential, apartment-hotel, or business district, (as defined by the zoning ordinances of said town) is prohibited. Unnecessary noise in any such district during the hours from 12 o'clock P. M. to 7 o'clock A. M., which unreasonably interferes with the sleep, comfort and repose of individuals therein is prohibited.

The following acts are declared to be a violation of this section, but said enumeration shall not be deemed to be exclusive, namely:

1. The making of any noise in any street or public place or by means of aircraft for commercial advertising purposes. The advertisement or calling attention to any advertisement, article, business, calling or profession upon any public street, sidewalk or entrance to a place of business within the Town of Cheektowaga by means of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola, or any other sound producing or sound amplifying mechanism, instrument or device.

The operation in or upon any automobile, truck or other conveyance, upon any public street within the Town of Cheektowaga, of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device; provided, this subdivision shall not apply to the use of a horn, bell or other signalling apparatus when the same is necessary or required for the protection of persons or property, or to any fire or police car or apparatus of hospital ambulance when responding to a call, or to radio sets installed in passenger automobiles not stepped-up with sound or special amplifying devices, nor shall this subdivision apply to a duly authorized public parade; that is, parade of public interest as contrasted with private parades conducted for commercial purposes.

The operation in any store, stand, office building or other place within the Town of Cheektowaga of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device when the sound thereof is sufficiently audible upon any public street or sidewalk to attract and congregate a crowd thereon. This subdivision shall not be construed as prohibiting the demonstration or use in any musical store of any musical instrument or the giving of musical instruction in any store or other place of business, provided such demonstration or use of such musical instrument be not stepped-up by the use of amplifiers, horns or other sound magnifying devices.

2. The playing of any radio, phonograph or any musical instrument in any place in a residential or apartment-hotel district at any time between 12 o'clock P. M. and 7 o'clock A. M. in such manner or with such volume as to annoy or disturb any person thereby.

3. The creation of any excessive noise on any street adjacent to any public or parochial school, college or institution of learning while the same is in session, which unreasonably interferes with the work of pupils or instructors provided conspicuous signs are displayed on such street indicating, in substance, that the same is a school street and that quiet is required.

Nothing contained in this section shall be construed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony; nor to prevent any musical performance conducted under consent of municipal authority.

The provisions of this section shall

not apply to police officers and firemen while in the discharge of duty. The supervisor is hereby authorized, by written order, to suspend any of the provisions of this section in connection with any holiday celebration or upon any occasion of special public interest, for such time and upon such conditions as shall be prescribed by him.

The provisions of this section shall be liberally construed to prevent excessive, unreasonable, disturbing and unnecessary noise, due consideration being given to the circumstances, time of day and particular location of each violation.

Any person or corporation violating the provisions of this section shall be liable to a fine or penalty of not more than \$250.00 for each offense.

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

Benedict T. Holtz, voting Aye
 Joseph A. Neibert, voting Aye
 Felix T. Wroblewski, voting Aye
 Henry Nagel, voting Aye
 Nicholas Napieralski, voting Aye

Dated: April 19, 1948.

KENNETH T. HAN

Town of Cheektowaga

Erie County, New York

ap-20

This notice was
 1- TOWN HALL.
 3- RESCUE FIRE
 GENESEE STREET
 6- TELEPHONE
 DRIVE.

according to law.
 KA STREET.
 ONE HILL FIRE HOUSE
 OR PLACE AND EVERGE
 ROAD AND CLEVELAND

Mr. Nagel moves and seconded by Mr. Neibert meeting be recessed for five minutes. 9:50pm The recessed meeting was called to order by the Chairman.

Motion by Mr. Neibert: WHEREAS, a public hearing was held by the Town Board March 29th 1948 at 7:30pm E.D.T. on a petition signed by owners of real estate fronting on Genesee Street from Midland Drive easterly along the south line of Genesee Street 338.80 feet distant requesting construction of a lateral sewer in the highway on the south side of Genesee Street.

BE IT RESOLVED: that said petition be granted. Seconded by Mr. Wroblewski.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

Notice was posted according to law.

1- B.N.E Pole 2737
Midland Dr. and
Genesee Street.

2- B.N.E. Pole 2761
Genesee Street.

3- B.N.E. Pole 2785
Genesee Street and
East Grande Blvd.

4-B.N.E. Pole 2821
Genesee Street and
Stratford.

5- B.N.E Pole 2853
Genesee Street.

6- B.N.E. Pole 2889
Genesee Street.

TIM

SEWER PETITION GRANTED
AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:
Emmett T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption:

WHEREAS, a public hearing was held by the Town Board on March 29, 1948 at 7:30 P.M., on a petition signed by the owners of real estate fronting on Genesee St. from Midland Drive easterly along the south line of Genesee St. 338.80 feet distant, requesting the construction of a lateral sewer in the highway on the south side of Genesee St.

BE IT RESOLVED, that said petition be granted.

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

Emmett T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

CARRIED: Ayes: 5. Nays: 0.

KENNETH T. HANLEY
Town Clerk
Town of Cheektowaga,
Apr 29, 1948 Erie County, New York

CH

NOTICE OF HEARING
AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

ABSENT: None

Councilman Wroblewski offered the following resolution and moved its adoption:

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall May 17, 1948 at 8 P. M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

Subject to the provisions of this section, the creation of any unreasonable loud, disturbing and unnecessary noise in the Town of Cheektowaga is prohibited. Noise of such character and intensity and duration as to be detrimental to the life or health of any individual in a residential, apartment-hotel, or business district, (as defined by the zoning ordinances of said town) is prohibited. Unnecessary noise in any such district during the hours from 12 o'clock P. M. to 7 o'clock A. M., which unreasonably interferes with the sleep, comfort and repose of individuals therein is prohibited.

The following acts are declared to be a violation of this section, but said enumeration shall not be deemed to be exclusive, namely:

1. The making of any noise in any street or public place or by means of aircraft for commercial advertising purposes. The advertisement or calling attention to any advertisement, article, business, calling or profession upon any public street, sidewalk or entrance to a place of business within the Town of Cheektowaga by means of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola, or any other sound producing or sound amplifying mechanism, instrument or device.

The operation in or upon any automobile, truck or other conveyance, upon any public street within the Town of Cheektowaga, of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device; provided, this subdivision shall not apply to the use of a horn, bell or other signalling apparatus when the same is necessary or required for the protection of persons or property, or to any fire or police car or apparatus or hospital ambulance when responding to a call, or to radio sets installed in messenger automobiles not stepped-up, with sound or special amplifying devices, nor shall this subdivision apply to a duly authorized public parade; that is, parade of public interest as contrasted with private parades conducted for commercial purposes.

The operation in any store, stand, office building or other place within the Town of Cheektowaga of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device when the sound thereof is sufficiently audible upon any public street or sidewalk to attract and congregate a crowd thereon. This subdivision shall not be construed as prohibiting the demonstration or use in any musical store of any musical instrument or the giving of musical instruction in any store or other place of business, provided such demonstration or use of such musical instrument be not stepped-up by the use of amplifiers, horns or other sound magnifying devices.

2. The playing of any radio, phonograph or any musical instrument in any place in a residential or apartment-hotel district at any time between 12 o'clock P. M. and 7 o'clock A. M. in such manner or with such volume as to annoy or disturb any person thereby.

3. The creation of any excessive noise on any street adjacent to any public or parochial school, college or institution of learning while the same is in session, which unreasonably interferes with the work of pupils or instructors provided conspicuous signs are displayed on such street indicating, in substance, that the same is a school street and that quiet is required.

Nothing contained in this section shall be construed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony; nor to prevent any musical performance conducted under consent of municipal authority.

The provisions of this section shall

not apply to police officers and firemen while in the discharge of duty. The supervisor is hereby authorized, by written order, to suspend any of the provisions of this section in connection with any holiday celebration or upon any occasion of special public interest, for such time and upon such conditions as shall be prescribed by him.

The provisions of this section shall be liberally construed to prevent excessive, unreasonable, disturbing and unnecessary noise, due consideration being given to the circumstances, time of day and particular location of each violation.

Any person or corporation violating the provisions of this section shall be liable to a fine or penalty of not more than \$250.00 for each offense.

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

Benedict T. Holtz, voting Aye.
 Joseph A. Neibert, voting Aye.
 Felix T. Wroblewski, voting Aye.
 Henry Nagel, voting Aye.
 Nicholas Napieralski, voting Aye.
 Dated: April 13, 1948.

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

ap-20

This notice wa
 1- TOWN HALL.
 3- RESCUE FIRE
 GENESEE STREET
 6- TELEPHONE
 DRIVE.

according to law.
 KA STREET.
 ONE HILL FIRE HOUSE
 ER PLACE AND EVERGE
 AD AND CLEVELAND

Councilman Nagel offered the following resolution, seconded by Mr. Neibert- Rezoning from residence to business Croce N. Favara 174 Clover Place. Ayes 5 Carried. (Upon the following conditions) 1- That the said premises are only used for the business purpose set forth in the application for re-zoning. 2- That before a building permit is issued by the Town Clerk plans and specifications must be filed and approved by the Town Board. 3- That a building permit must be obtained and construction started within six months from the date hereof, otherwise this order shall be null and void and the property shall revert to residential use only.

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 *ten* weeks; first publication APR 2 2 1948; last publication APR 2 9 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 20, 1948
Registered No. 5029

Mr. Weibert Moves: RESOLVED that the petition of Walter A. Burke for re-zoning property from residence to business which was denied by the Town Board on March 1st 1948, description of property as follows:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication MAR 4 1948; last publication MAR 11 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 12 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

be referred to the Zoning Board of Appeals for further study.
Seconded by Mr. Nagel .
Councilman Nagel voting aye
Councilman Wroblewski voting aye
Councilman Weibert voting aye
Councilman Napieralski voting aye
Supervisor Holtz voting aye
Ayes 5 Nays 0 Absent 0 Carried.

Councilman Nagel offered the following resolution, seconded Mr. Neibert- Rezoning from residence to business Croce N. Fav 174 Clover Place. Ayes 5 Carried. (Upon the following cond 1- That the said premises are only used for the business pur set forth in the application for re- zoning. 2- That before building permit is issued by the Town Clerk plans and spe of must be filed and approved by the Town Board. 3- That a bui permit must be obtained and construction started within six m from the date hereof, otherwise this order shall be null and and the property shall revert to residential use only.

the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall said Town of Cheektowaga on the nineteenth day of April, 1943, at 10 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by **CROCE N. FAVARO** a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on March 24, 1943, at which hearing all persons appearing in opposition to the proposed placement of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a combination radio service shop and small appliance store, this order of re-zoning be null and void, and the property revert to residential use only.

DESCRIPTION

THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 12, Township 11, Range 7 of the Holland Land Company's Survey, and according to map of Settler Estates filed in the Office of the Clerk of the County of Erie under Cover No. 962, is known as a subdivision lot no. thirty-six (36) and lot no. thirty-seven (37). North side Clover Pl. west side of Union Road about 500 ft., from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.
KENNETH T. HANLEY
Town Clerk

Town of Cheektowaga,
april 22, 1943 Erie County, New York

62
Mr. Neibert Moves: RESOLVED that the petition of Walter A. Burke for re-zoning property from residence to business which was denied by the Town Board on March 1st 1948, description of property as follows:

Minutes of the
Cheektowaga, Erie County, New York
Town Board at the Town Hall
said Town of Cheektowaga on the
first day of March, 1948, at 2:30
o'clock P.M., Eastern Standard Time,
there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, WALTER A. BURKE applied to the TownBoard to re-zone certain premises located on the East side of Union Road described as follows:

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, Part of Lot No. 10 situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 10, Township 11 and Range 7 of Holland Land Company's Survey, bounded and described as follows: Commencing southeast corner of said Lot No. 10, running easterly along the south boundary line of said Lot No. 10 for a distance of ten (10) ch. thence northerly eleven (11) chs. and forty (40) links to center of the Bennett Road, as a road 3 rods in width, Union Rd. 350. Southerly from center of Bennett Road, east side of Union, south of Bennett Road.

AND WHEREAS, a public hearing was held upon petition on the Sixteenth day of February, 1948 and due deliberation having been had thereon,

BE IT RESOLVED: That said application be and the same is hereby denied.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York
mar 4, 11

be referred to the Zoning Board of Appeals for further study.
Seconded by Mr. Nagel .

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

Mr. Neibert moves: RESOLVED that the petition of Mrs Bridget
 Ciminelli for re-zoning property from ~~residence to~~ business which
 was denied by _____ description of
 property as fo STATE OF NEW YORK
 COUNTY OF ERIE } ss _____
 TOWN OF CHEEKTOWAGA }

WILLARD C. ALLIS, of the Town of Cheekto-
 waga, in said County of Erie, being duly sworn,
 deposes and says that he is the publisher of the
 Cheektowaga Times, a public newspaper pub-
 lished weekly in said Town; that the notice, of
 which the annexed printed slip, taken from said
 newspaper is a copy, was inserted and published
 in said paper once a week for two weeks;
 first publication March 4, 1948;
 last publication March 11, 1948;
 and that no more than six days intervened be-
 tween publications.

Willard C. Allis

Sworn to before me this.....

day of MAR 12 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

Be referred to
 Seconded by _____
 Councilman Nagel voting aye
 Councilman Wroblewski voting aye
 Councilman Neibert voting aye
 Councilman Napieralski voting aye
 Supervisor Holtz voting aye
 Ayes 5 Nays 0 Absent 0 Carried.

ther study.

Motion by Mr. Napieralski, seconded by Mr. Wroblewski.
Following re-zoning granted, residence to business.

Mr. Richard Wilecki, upon the following conditions:

1- That said premises are only used for the business purpose set forth in the application for re-zoning. 2- That before a building permit is issued by the Town Clerk plans and specifications must be filed and approved by the Town Board. 3- That a building permit must be obtained and construction started within six months from the date hereof, otherwise this order shall be null and void and the property shall revert to residential use on ly. Carried Ayes 5.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication APR 2 2 1948;
last publication APR 2 9 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Mr. Neibert moves: RESOLVED that the petition of Mrs Bridget Ciminelli for re-zoning property from residence to business which description of

the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the first day of March, 1948 at 2:30 o'clock P.M. Eastern Standard Time, there were:

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

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, MRS. BRIDGET CIMINELLI applied to the Town Board to re-zone certain premises located on the North side of Cleveland Drive described as follows:

DESCRIPTION
Lot No. 62 Cleveland Dr., North side, House #922 Cleveland Drive from Residential to Business zone,

AND WHEREAS, a public hearing was held on the Sixteenth day of February, 1948 and due deliberation having been had thereon,

BE IT RESOLVED: That said application be and the same is hereby denied.

Seconded by Councilman Neibert and duly put to a vote which resulted as follows:
Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, excused from voting.

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

ther study.

Councilman Nagel	voting aye
Councilman Wroblewski	voting aye
Councilman Neibert	voting aye
Councilman Napieralski	voting aye
Supervisor Holtz	voting aye
Ayes 5 Nays 0 Absent 0	Carried.

Motion by Mr. Napieralski, seconded by Mr. Wroblewski.

Following re-zoning granted, residence to business.

Mr. Richard Wilecki, upon the following conditions:

- 1- That said premises are only used for the business purpose set forth in the application for re-zoning.
- 2- That before a building permit is issued by the Town Clerk plans and specifications must be filed and approved by the Town Board.
- 3- That a building permit must be obtained and construction started within six months from the date hereof, otherwise this order shall be null and void and the property shall revert to residential use on ly. Carried Ayes 5.

of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Benedict T. Holiz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by **RICHARD WILECKI**, a written application for the re-zoning of the hereinafter described property from a "Residential District" to a "Business District" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on March 28, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon,

NOW, THEREFORE,

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

DESCRIPTION

Said lot being situated on the North side of Walden Avenue, at the east corner of Ridge Park Ave., and being 35 and 48 one hundredth feet in front and rear by 107.63 feet in depth, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he is, directed to publish in the Cheektowaga Times, twice, one in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holiz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

apr 22, 29

Motion Weibert seconded by Napieralski.

Petition of Dr. L.W. Messer, N.Y.
to re-zone property Harlem Road and Kensington Avenue from,
residence to business, granted, under the following conditions:
1- That said premises are only used for the business purpose
set forth in the application for re-zoning. 2- That before a
building permit is issued by the Town Clerk plans and specifications
must be filed and approved by the Town Board. 3- That a building
permit must be obtained and construction started within six
months from the date thereof, otherwise this order shall be
null and void and the property shall revert to residential use
only. Ayes 5 Carried.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks;
first publication APR 22 1948
last publication APR 29 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Motion by Mr. Wroblewski seconded by Mr. Wapieralski.
 Petition of Pearl Servos for re-zoning from
 residence to business, granted, upon the following conditions:
 1- That the said premises are only used for the business purpose
 set forth in the application for re-zoning. 2- That before a
 building permit is issued by the Town Clerk plans and specifications
 must be filed and approved by the Town Board. 2- That a building
 permit must be obtained and construction started within six months
 from the date hereof, otherwise this order shall be null and void
 and the property shall revert to residential use only. Ayes 5 Carried.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
 first publication APR 2 2 1948;
 last publication APR 2 9 1948;
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

Motion Neibert seconded by Napieralski.

Petition of Dr. L.W. Messer, N.Y.
to re-zone property Harlem Road and Kensington Avenue from,
residence to business, granted, under the following conditions:
1- That said premises are only used for the business purpose
set forth in the application for re-zoning. 2- That before a
building permit is issued by the Town Clerk plans and specifications
must be filed and approved by the Town Board. 3- That a building
permit must be obtained and construction started within six
months from the date thereof, otherwise this order shall be
null and void and the property shall revert to residential use
only. Ayes 5 Carried.

Cheektowaga, Erie County, New
York, held at the Town Hall in
said Town of Cheektowaga on the
fourteenth day of April, 1948, at 7:30
P.M.

Nicholas Napieralski, Commission
AGENT: None.

Councilman Nagel offered the fol-
lowing resolution and moved its
adoption:

WHEREAS, there has been pre-
sented to this Town Board by DR.
L. W. MESSER, a written appli-
cation for the re-zoning of the
hereinafter described property from
a "residential district" to a "busi-
ness district" and a notice of the
Town Board setting the receipt
of said application and specifying
the time when and place where said
Town Board would meet to consider
the said application and to hear all
persons interested in the subject
thereof concerning the same, having
been published as required by law
and the hearing taking place at the
Town Hall, Town of Cheektowaga,
New York, on March 22, 1948, at
which hearing all persons appearing
in opposition to the proposed
amendment of the zoning map were
heard, and the Town Board having
given due consideration thereon.

NOW, THEREFORE,
BE IT RESOLVED, by this Town
Board, that the ordinance adopted
December 21, 1942 and as now
amended, entitled "Zoning Ordina-
ance," be and the same hereby is
amended by changing the zoning
map so as to change the follow-
ing described property from that of
"Residential District" to "Business
District," subject to the following
restrictions: (1) that said premises
are only used for business purposes
and not industrial and (2) that in
the event said premises are no
longer used as pet hospital and
residence, this order shall be null
and void and the property shall
revert to residential use only.

DESCRIPTION
ALL THAT TRACT OR PARCEL
OF LAND, situate in the Town of
Cheektowaga, County of Erie and
State of New York, being part of
Farm Lot No. 36, Township 11, Range
7 of the Holland Land Company's
Survey and according to a map filed
in Erie County Clerk's Office under
Cover 1247, being Forty-seven (47)
feet front and rear by one hundred
seventy (170) feet in depth, situate
on the west side of Harlem Road
beginning seven hundred ninety-five
and 62/100 (795.62) feet south of the
intersection of said westerly line of
Harlem Road and the southeasterly
line of Kensington Avenue, from
residential to business uses.

BE IT FURTHER RESOLVED,
that the Town Clerk be, and he
hereby is, directed to publish in the
Cheektowaga Times, twice, once in
each week for two consecutive
weeks, said amendment and to post
conspicuously in at least six public
places in the Town a printed copy
thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York
apr 22, 29

Motion by Mr. Wroblewski seconded by Mr. Napieralski.
Petition of Pearl Servos for re-zoning from residence to business, granted, upon the following conditions:
1- That the said premises are only used for the business purpose set forth in the application for re-zoning. 2- That before a building permit is issued by the Town Clerk plans and specifications must be filed and approved by the Town Board. 3- That a building permit must be obtained and construction started within six months from the date hereof, otherwise this order shall be null and void and the property shall revert to residential use only. Ayes 5 Carried.

Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman
ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by PEARL SERVOS a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on March 26, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

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

DESCRIPTION
BEING certain premises located on the southerly side of Genesee St., in said Town of Cheektowaga, being a lot approximately 150 ft. front on Genesee St., and approximately 480 ft. deep on the west line and approximately 400 ft. deep on the east line and approximately 150 ft. wide on the south line, together with all buildings and improvements thereon, consisting of two houses and one garage and hen house, attached thereto, and being the same premises directly across from the Westinghouse guard house on Genesee St., from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY
Town Clerk
Town of Cheektowaga,
Erie County, New York
Apr 22, 29

Motion by Mr. Nagel seconded by Mr. Wroblewski, petition of Charles J. and Margaret Borzillerie for re-zoning of property from residence to business, be denied, on account of deed restrictions. Ayes 5 Carried.

The petition of Milton H. Cronk,
and Joseph Strinka
be tabled for further study.

20 N.Y.,
N.Y.

Mr. Stanley Beszczynski, was granted the floor and related to the Town Board the deplorable condition of Wanda Street since it has been torn up to make way for a new curbing. Supervisor Holtz explained that he knows the situation in that district and that something will be done in the very near future to remedy it.

Councilman Napieralski was granted the floor and asked if a building permit had been issued to owner, building a home on Losson Road about 900 feet from Borden Road. Mr. William Tadio, Town Building Inspector informed the Town Board that the building application is being held up. The Supervisor asked Mr. Tadio to have the construction stopped at once.

Councilman Wroblewski was granted the floor and asked the Town Board to install a Stop and Go light in front of St Joseph's Church. Supervisor will take the matter up with the County Highway Department at next Supervisors meeting.

Mr. Ben. Hoey, of Union Road was granted the floor and asked for information regarding the acquisition from the Town for trees to be planted in the North part of the Town. Supervisor informed Mr. Hoey that he had referred the matter to the Town Highway Department.

Mr. Hoey congratulated Town Attorney Doyle on the success of the recent meeting to discuss a Town Planning Board.

Motion Nagel, seconded by Wroblewski, bills be audited and paid-
Following are the claims audited-

Bankers Trust Co., Service as agent, Sewer Bonds	29.00
William M. Tadio, auto mileage	81.45
Frank Kolmiak, labor, planting trees	16.00
William Owen, labor, planting trees	9.00
Stanley Olszanowski, labor, planting trees	8.00
Alexander Wroblewski, Labor tree planting	8.00
Victor Lewandowski, labor tree planting	8.00
Frank Kozlowski, labor, tree planting	8.00
Emil Sliwinski, labor, tree planting	9.00
Frank Mietus, labor, tree planting	16.00
William Tucholka, labor, tree planting	27.00
Edward Mariczik, labor tree planting	27.00
Walter Marchewka, labor, tree planting	27.00
Joseph Lipinski, labor tree planting	27.00
Raymond Gloss, labor, tree planting,	27.00
Walter Rydzynski, Labor, Tree planting	27.00
Kenneth T. Hanley, expense, primary day	5.00
Dorothy H. Hyzy, services rendered, primary day	4.50
Geo. B. Doyle, esq., publication notice	180.50
Millington Lockwood, supplies, Town Clerks Office	8.1c
Millington Lockwood, supplies, Supervisors Office	2.15
Millington Lockwood, supplies, Supervisors Office	9.00
Millington Lockwood, supplies, Assessors	5.50
Terminal Petroleum, gasoline, Police	164.32
Walter J. Marynowski, postage Police	6.00
Terminal Petroleum, gasoline Police	116.13
Howard A. Seyse, maintenance Police Radio	40.00
Terminal Petroleum, gasoline, police	115.34
Harry H. Harris, supplies, garbage dept.	6.00
Edward O. Winegar, supplies Disp. #5	8.70

Edward O. Winegar, supplies Disp #5	12.96
Urquharts Delivery, shipping charges	
Disp. #5	.72
Sutton Petroleum Corp., supplies Disp #5	50.70
Niagara Lubricant Co., supplies Disp.#5	20.55
Harry H. Harris, repairs , incinerator	126.00
Modern Auto Supply, supplies ,incinerator	26.77
Stanley J. Walczak, supplies , incinerator	94.71
Weed and Co., supplies , incinerator	10.20
Buffalo Niagara Elc. Corp, Elc. Current	
traffic signals ,March	24.30
Buffalo Niagara Elc. Corp., Elc. Current	
Pumping Station	249.52
N.Y. Telephone Co., telephone service	
spl. line	5.58
N.Y. State Elc. and Gas, Elec. Service	
Disp. #3	84.72
N.Y. State Elc. and Gas Corp., Elc. Svc.	
Incinerator	44.32
N.Y. State Elc. and Gas, Elc. Svc. Tool House	29.34
Western N.Y. Water Co., water, Ellen and Union Rd.	2.70
Western N.Y. Water Co., water, Harlem Rd.	
Pump Stn.	73.25
Western N.Y. Water Co., water Roycroft and	
Wehrle Dr.,	17.20
Western N.Y. Water Company , water , Town Hall	20.00
Western N.Y. Water Company, water , Town Garage	13.75
Western N.Y. Water Company, water, Alpine and	
Herbert	4.50
Edward O. Winegar, supplies , Town Hall	1.28
Sloan Service Co., Inc., Premium on Policies	
Town Employees	6208.51
The Todd Co., Svc. Agreement, Supervisors Ofc.	26.00
Bernie Filozoff, lettering dog warden truck	20.00
Robert Binner, supplies, Town Hall,	1.20
Genesee Picture Frame Co., supplies recreation	3.00
Ralph Hinkson, supplies, recreation,	10.00
Nussbaumer and Clarke, Town Park Prints,	
Recreation	6.00
Hilda B. Robertson, election inspection	
chairman	13.00
Frances Buczynski, election inspector primary day	10.00
Frank Przepiora, election inspector primary day	10.00
Margaret Lunz, election inspector primary day	10.00
Amanda Kielholz, election inspector primary day	10.00
Dorothy Herb, election inspector primary day	10.00
Margaret Kiefer, election inspector primary day	10.00
Irene Burns, election inspector primary day	10.00
Fanny R. Keller, election inspector primary day	10.00
Bernice Hamann, election inspector primary day	10.00
Cecelia J. Prurakowski, election inspector	
primary day	10.00
Michael F Sokol. election inspector primary day	10.00
Josephine L. McMahon, election inspector primary	
day (Chmn)	13.00
Dora Owen, election inspector primary day	10.00
Levi Wern, election inspector primary day	10.00
Catherine Henfling, election inspector primary day	10.00
George J. Huber, election inspector primary day	
chairman	13.00
Marie Fisher, election inspector primary day	10.00
Mary Kozlowski, election inspector primary day	10.00
Vivian Emiley, election inspector primary day	10.00
Beatrice H. Betz, election inspector primary day	
Chairman	13.00
Charles Wein, election inspector primary day	
Chairman	13.00

June D. Henneman, election inspector primary day	10.00
Mayme Ostwald, election inspector primary day chairman	13.00
Julia Dalton, election inspector primary day	10.00
Agnes E. Kuhn, election inspector primary day	10.00
Helen Alsford, election inspector primary day	10.00
Esther F. Kaminski, election inspector primary day chairman	13.00
John Taberski, election inspector primary day	10.00
Sylvia A. Rau, election inspector primary day	10.00
Edna M. Baumer, election inspector primary day	10.00
Rose H. Fix, election inspector primary day	10.00
Florence B. Carlson, election inspector primary day	10.00
Helen E. Full, election inspector primary day	10.00
Clara Wagner, election inspection primary day chairman	13.00
Rose C. Nagel, election inspector primary day chairman	13.00
Doris Duffy, election inspector primary day	10.00
Gertrude Breissinger, election inspector primary day	10.00
Teresa M. Heindl, election inspector primary day	10.00
Marie Stachowski, election inspector primary day chairman	13.00
Hattie Skubinski, election inspector primary day	10.00
Jean Czajka, election inspector primary day	10.00
Richard Paradowski, election inspector primary day	10.00
Helen M. Connally, election inspector primary day	10.00
Anna Orlikowski, election inspector primary day	10.00
Anna Mosler, election inspector primary day chairman	13.00
Celia Jankowiak, election inspector primary day chairman	13.00
Mrs. August Keicher jr., election inspector primary day	10.00
Agnes Kwiatkowski, election inspector primary day chairman	13.00
Celia Stein, election inspector, primary day	10.00
Helen Polinski, election inspector primary day	10.00
Irene Wisniewski, election inspector primary day	10.00
Mary Biernot, election inspector primary day	10.00
Charlotte Wisniewski, election inspector primary day	10.00
Thomas Owczarezak, election inspector primary day chairman	13.00
Mary Piotrowski, election inspector primary day	10.00
Anna Slisz, election inspector primary day	10.00
Pauline Wagner, election inspector primary day	10.00
Helen Martynowicz, election inspector primary day	10.00
Viola Anderson, election inspector primary day chairman	13.00
Sarah Kreuzer, election inspector primary day	10.00
Josephine Kujawa, election inspector primary day	10.00
Frances Molenda, election inspector primary day	10.00
Eleanor Nerenberg, election inspector primary day	10.00
Domicella Forba, election inspector primary day chairman	13.00
Helen Mendel, election inspector primary day	10.00
Vanderwater Sykes and Heckler, services rendered sewer bonds	350.00

As there was no further business to come before the board, Mr. Wroblewski moved, seconded by Mr. Neibert meeting stand adjourned until April 26th 1948 at 7:30pm. CARRIED.

Kenneth T. Hanley
KENNETH T. HANLEY
TOWN CLERK

April 26th , 1948.

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall April 26th 1948 at 7:30pm E.D.S.T there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Napieralski

Absent Councilman Neibert

Present 4 absent 1

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

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Milford E. Troust, Cheektowaga New York.
The Town Clerk presented proof of publication.
Six persons appeared in opposition and two persons in favor.
The Supervisor ordered the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

April 26th , 1948.

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall April 26th 1948 at 7:30pm E.D.S.T there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Napieralski

Absent Councilman Neibert

Present 4 absent 1

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

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Milford E. Troust, Cheektowaga New York.
The Town Clerk presented proof of publication.
Six persons appeared in opposition and two persons in favor.
The Supervisor ordered the hearing closed and reserved decision.

by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Milford E. Troust, 45 George Urban Blvd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Lots 56 and 57.
On Genesee St., opposite Stratford Ave.

Residence to business; Hardware, plumbing and heating supplies.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY

apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Salvatore A. Curcio, Maryvale Drive, Cheektowaga New York. The Town Clerk presented proof of publication. Eleven persons appeared in opposition and four persons in favor. The Supervisor ordered the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Joseph P. Straubinger, Cheektowaga New York. The Town Clerk presented proof of publication. One person appeared in opposition. Mr John Salmanuck, representing the North Cheektowaga Home Owners Association appeared in favor. The Supervisor declared the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of APR 10 1948, 19.....
Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Salvatore A. Curcio, Maryvale Drive, Cheektowaga New York.
The Town Clerk presented proof of publication.
Eleven persons appeared in opposition and four persons in favor.
The Supervisor ordered the hearing closed and reserved decision.

At a public hearing held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall, said Town on the 12th day of April, 1948, at 7:30 o'clock P. M., E. D. T. of said day, for the purpose of considering the application of Salvatore A. Curcio, 648 Maryvale Drive, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Farm lot 25, Township 11, Range 7 of the Holland Land Company's Survey. Filed in Erie County Clerk's Office under Cover No. 1317, distinguished as Subdivision Lots Nos. 47, 48, 49, 50, bounded and described as follows:

BEGINNING at a point in the center line of Genesee St., with the west line of the point of intersection of said center line of Genesee St. with the west line of premises conveyed to Salvatore A. Curcio by Anthony Guenther by deed dated June 19, 1946 recorded in Erie County Clerk's Office in Liber 3918 of Deeds at Page 158, thence northeasterly in said center line of Genesee St. 153.05 feet to the east line of premises conveyed to said Curcio by deed aforesaid; thence northerly along the east line of said premises fifty and 18/100 (50.18) feet to the north line of said Farm Lot No. 25, thence westerly along the north line of said Farm Lot 144.88 feet to the westerly line of said subdivision lot 50; thence southerly 28.70 feet to the center line of Genesee St. at the point of beginning.

Residence to business: Candy, soda bar and luncheonette.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. MANLEY

apr-8

Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Joseph P. Straubinger, Cheektowaga New York. The Town Clerk presented proof of publication. One person appeared in opposition. Mr John Salmanuck, representing the North Cheektowaga Home Owners Association appeared in favor. The Supervisor declared the hearing closed and reserved decision.

that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph P. Straubinger, 373 Beach Rd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 18, Township 11, Range 8 of the Holland Land Company's Survey. South east corner Beach Rd., and Maryvale Drive.

Residence to business: delicatessen store and drug store, with professional offices above.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY

apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Joseph Boselo, Buffalo 11 N.Y.
 The Town Clerk presented proof of publication.
 The Supervisor declared the hearing open.
 On a motion by Councilman Naperialski, seconded by Councilman Nagel, the re-zoning petition, to re-zone property from residence to business be denied, without prejudice, in order that Mr. Boselo amend his petition, on account of error being made on same. Carried Ayes 4 Naves 0 Absent 1.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

APR 10 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Nora C. Dantin and Pauline C. Fracasso,
Buffalo 15 New York.

The Town Clerk presented proof of publication.
The Supervisor ordered the hearing opened//
No one appeared in opposition and no one appeared in favor.
The Supervisor declared the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACAJ21

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Joseph Boselo, Buffalo 11 N.Y. The Town Clerk presented proof of publication. The Supervisor declared the hearing open. On a motion by Councilman Naperialski, seconded by Councilman Nagel, the re-zoning petition, to re-zone property from residence to business be denied, without prejudice, in order that Mr. Boselo amend his petition, on account of error being made on same. Carried Ayes 4 Nays 0 Absent 1.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph Boselo, 1243 Sycamore St., Buffalo 11, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

ALL THOSE TRACTS OF LAND situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 14, Township 11, Range 7 of the Holland Land Company's Survey and according to a map of Nob Hill Subdivision filed in the Erie County Clerk's Office under Cover No. 1628, are known and distinguished as subdivision Lots Nos. 61 and 62.

East side Union Rd., several hundred feet south of Wehrle Dr.
Residence to business: Restaurant.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY
apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Nora C. Dantin and Pauline C. Fracasso, Buffalo 15 New York.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing opened//

No one appeared in opposition and no one appeared in favor. The Supervisor declared the hearing closed and reserved decision.

RESOLUTION
that a public hearing be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Nora C. Dantin and Pauline C. Fracasso, 52 Marne Rd., Buffalo 15, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION
ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Farm Lot No. 25, Township 11, Range 7 of the Holland Land Company's Survey and according to a subdivision map of Genesee Meadows filed in the Office of the Clerk of the County of Erie under Map Cover No. 1377 is known and distinguished as Subdivision Lot No. 102.

Genesee, south side, cor. Fredricks, east side.
Residence, to business: retail and sell House trailers.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.
KENNETH T. HANLEY
apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of William D. Heckler, Cheektowaga New York. The Town Clerk presented proof of publication. The Supervisor ordered the hearing open. Eight persons appeared in oppositon and one person appeared in favor. The Supervisor declared the hearing alosed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

APR 10 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Teofil Albert and Anna Grace Gala,
Cheektowaga New York.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

Two persons appeared in opposition and one person in favor.

The Supervisor ordered the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of William D. Heckler, Cheektowaga New York.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

Eight persons appeared in opposition and one person appeared in favor.

The Supervisor declared the hearing closed and reserved decision.

By the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 20th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of William D. Heckler, 48 Hemenway Rd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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. eighteen (18), Township eleven (11), and Range seven (7) of Holland Land Company's Survey, being known and distinguished as Subdivision Lot No. forty-one (41), according to map filed in Erie County Clerk's Office under Cover No. 1511, said subdivision known as Homewood Little Farms, said lot being situate on West side of Power Line Road being fifty-one (51) feet front, fifty and ninety-nine hundredths feet (50.99) rear, one hundred seventy-seven and eight hundredths (177.08) feet, in depth on the north line and one hundred seventy-six and forty-six hundredths (176.46) feet in depth on the south line according to said map.

Residence to business: Beer garden and restaurant.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY

apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Teofil Albert and Anna Grace Gala, Cheektowaga New York.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

Two persons appeared in opposition and one person in favor.

The Supervisor ordered the hearing closed and reserved decision.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Teofil Albert and Anna Grace Gala, 264 Dick Rd., Buffalo 21, New York, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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 12, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 733, is known and distinguished as part of Subdivision Lot No. 9 in Kosciuszko Village, described as follows:

BEGINNING at a point in the easterly line of Dick Road, (formerly Williamsville Road) at the southeast corner of Sobieski Ave., running thence easterly along the northerly line of Subdivision Lot No. 9 for a distance of 237.4 ft. thence southerly and parallel with the easterly line of said Lot No. 9, 100 feet; thence westerly on a parallel with the south line of Lot No. 9 about 210.88 ft. to the easterly line of Dick Rd. (formerly Williamsville Road); thence northerly along the easterly line of Dick Rd. 104.97 feet to the place of beginning.

Residence to Business; to buy and sell used cars.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. MANLEY
apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Edward Polarski, Buffalo New York . The Town Clerk presented proof of publication. The Supervisor declared the hearing open. No one appeared in opposition and no one appeared in favor. The Supervisor ordered the hearing closed and reserved decision.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place advertised in the Cheektowaga Times for a public hearing for a lateral sewer in Floral Place.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

No one appeared in opposition and one person appeared in favor. The Supervisor ordered the hearing closed and reserved decision.

Notice of hearing was posted as required by law.

1- Post on Floral Place. 2- Pole 318 Floral Place and Union Rd.

3- Pole 318-6 Floral Place. 4- New home under construction on Floral Place. 5- Post "For Sale" Floral Place.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACAL 21

This being the time and the place advertised in the Cheektowaga Times for a public hearing on the re-zoning petition of Edward Polarski, Buffalo New York .
 The Town Clerk presented proof of publication.
 The Supervisor declared the hearing open.
 No one appeared in opposition and no one appeared in favor.
 The Supervisor ordered the hearing closed and reserved decision.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 26th day of April, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Edward Polarski, 61 St. James Pl., Buffalo 9, New York for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Lots 38, 39, 40, Map Cover No. 1210, Harlem Road corner Freda St. Residence to Business: Restaurant.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 5, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

- KENNETH T. HANLEY
 apr-8 Town Clerk

This being the time and the place advertised in the Cheektowaga Times for a public hearing for a lateral sewer in Floral Place.
The Town Clerk presented proof of publication.
The Supervisor ordered the hearing open.
No one appeared in opposition and one person appeared in favor.
The Supervisor ordered the hearing closed and reserved decision.
Notice of hearing was posted as required by law.
1- Post on Floral Place. 2- Pole 318 Floral Place and Union Rd.
3- Pole 318-6 Floral Place. 4- New home under construction on Floral Place. 5- Post "For Sale" Floral Place.

1 - ~~Post Floral Pl.~~
2 - Pole 318 Floral Pl.
3 - Pole 318-6 Floral Pl.
4 - New Home Floral Pl.
5 - Post "For Sale" Floral Pl.

Only 2 houses on street

LEGAL NOTICE

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 5th day of April, 1948, at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT: Benedict T. Holtz, Supervisor
Felix Wroblewski, Councilman
Henry Nagel, Councilman
Joseph Neibert, Councilman
Nicholas Napieralski, Councilman
ABSENT: None.

Mr. Nagel offered the following resolution and moved its adoption: WHEREAS, a written petition was duly filed with this Board for the improvement of the highway known as Floral Place by the construction of a lateral sewer in said highway, do with from its intersection with Union Road and running westerly therefrom to the west end of said Floral Place a distance of about 551 feet, which sewer shall be so constructed as to serve the properties on both sides of the said public highway.

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway situated between the points aforesaid owning at least one-half of the entire frontage or boundary on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$4,000.00;

NOW, THEREFORE, BE IT RESOLVED, pursuant to the provisions of Section 189 of the Town Law of the state of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town on the 20th day of April, 1948, at 7:30 P.M., Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same and be it

FURTHER RESOLVED AND ORDERED that the Town Clerk be and is hereby

ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times not less than ten nor more than 20 days prior to the date of hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five public places along the said portion of said highway to be improved.

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

Supervisor Holtz, voting : ye.
Councilman Nagel, voting Aye.
Councilman Wroblewski voting Aye.
Councilman Neibert, voting Aye.
Councilman Napieralski, voting Aye.

CARRIED: Ayes: 5 Noes: 0 Absent: 0
STATE OF NEW YORK :
COUNTY OF ERIE : SS

TOWN OF CHEEKTOWAGA: I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 5th day of April, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 6th day of April, 1948.

KENNETH T. HANLEY
Town Clerk

(Seal)

This being the time and the place advertised in the Cheektowaga Times for a public hearing on a lateral sewer, Sobieski Road.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing opened.

No one appeared in opposition and one person appeared in favor.

The Supervisor ordered the hearing closed and reserved decision.

This notice was posted according to law.

1- Pole #8 Dick Rd. and West Sobieski. 2- Pole #2 West Sobieski. 3- Pole #4 West Sobieski. 4- Pole 334 West Sobieski. 5- Pole # 395 West Sobieski.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 8 1948; last publication same; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

THE FOLLOWING RESOLUTIONS WERE PRESENTED AND THEIR ADOPTION ASKED:

Councilman Wroblewski moved: Resolved that Carl Geier, garage owner ,
6 New York be added to list for
towing automobiles. Seconded by Mr. Nagel.
Duly put to a vote which resulted as follows:
Councilman Nagel Voting Aye
Councilman Wroblewski Voting Aye
Councilman Napieralski Voting Aye
Supervisor Holtz Voting Aye
Councilman Neibert Absent
Ayes 4 Nays 0 Absent 1 Carried.

Councilman Nagel moves: RESOLVED: that the employment of Philip
Schultz as truck driver be terminated as of April 30th 1948
instead of April 24th 1948 as previously ordered at meeting of
the Town Board held April 19th 1948. Seconded by Councilman
Wroblewski. Duly put to a vote which resulted as follows:
Councilman Nagel Voting Aye
Councilman Wroblewski Voting Aye
Councilman Neibert Absent
Councilman Napieralski Voting Aye
Supervisor Holtz Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Wroblewski moves: RESOLVED: that the resolution of the
Town Board adopted at its meeting April 19th 1948 ordering the
termination of the employment of Stanley Szymanski as a truck driver
be rescinded. Seconded by Councilman Nagel.
Duly put to a vote which resulted as follows:
Councilman Nagel Voting Aye
Councilman Wroblewski Voting Aye
Councilman Neibert Absent
Councilman Napieralski Voting Aye
Supervisor Holtz Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Nagel moves: RESOLVED : that the map of Juetta
Sub Division, Town of Cheektowaga New York , prepared by
Herthe and Sonnenberger , Engineers and Surveyors , be approved
and filed in Town Clerks Office and that the Town Clerk be
authorized and directed , sign and approve of same.
Seconded by Councilman Napieralski.
Duly put to a vote which resulted as follows:
Councilman Nagel Voting Aye
Councilman Wroblewski Voting Aye
Councilman Neibert Absent
Councilman Napieralski Voting Aye
Supervisor Holtz Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Wroblewski moves: WHEREAS: a certain highway in the
Town of Cheektowaga , designated upon subdivision maps of a certain
subdivision known as Kensington Extension approved by the Town Board
of Cheektowaga , on June 10th 1929, and filed in the Erie County
Clerk's office under Covers 1493 and 1530 , is thereon named
Woodland Avenue, and WHEREAS: the said Woodland Avenue as shown on
said Subdivision maps extending east from the easterly line of
Oehman Boulevard, as shown on said Subdivision maps, has not been
opened and worked within six years from the time it was dedicated
to the use of the public, and WHEREAS: the owners of the lands
abutting on said Woodland Avenue, as above described, have
petitioned this Town Board to Abandon such highway, NOW THEREFORE:
BE IT RESOLVED: that the highway known as Woodland Avenue ,

This being the time and the place advertised in the Cheektowaga Times for a public hearing on a lateral sewer, Sobieski Road.
 The Town Clerk presented proof of publication.
 The Supervisor ordered the hearing opened.
 No one appeared in opposition and one person appeared in favor.
 The Supervisor ordered the hearing closed and reserved decision.
 This notice was posted according to law.
 1- Pole #8 Dick Rd. and West Sobieski. 2- Pole #2 West Sobieski. 3- Pole #4 West Sobieski. 4- Pole 334 West Sobieski. 5- Pole # 395 West Sobieski.

- 1- Pole 8 - West Sobieski
 2- Pole 2 West Sobieski
 3- Pole 4 West Sobieski
 4- Pole 334 West Sobieski
 5- Pole 395 West Sobieski

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall in said Town of Cheektowaga on the 5th day of April, 1948, at 2:30 o'clock P. M., Eastern Standard Time, there were:

PRESENT:
 Benedict T. Holtz, Supervisor
 Felix Wroblewski, Councilman
 Henry Nagel, Councilman
 Joseph Neibert, Councilman
 Nicholas Napieralski, Councilman

ABSENT: None.

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the highway known as Sobieski Road by the construction of a lateral sewer in said highway, to wit: Beginning at the present sewer located on the east side of Dick Road and running to the center line of Buell Avenue, which sewer shall be so constructed as to serve the properties on both sides of said public highway.

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway situate between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by residents owning not less than one-half of the frontage owned by resident owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$8,000.00;

NOW, THEREFORE

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town on the 26th day of April, 1948, at 7:30 P. M., Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

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

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

Supervisor Holtz, voting Aye.
 Councilman Wroblewski, voting Aye.
 Councilman Nagel, voting Aye.
 Councilman Neibert, voting Aye.
 Councilman Napieralski, voting Aye.

CARRIED: Ayes: 5 Noes: 0 Absent: 0

STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 5th day of April, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 6th day of April, 1948.

KENNETH T. HANLEY
 Town Clerk

(Seal)

THE FOLLOWING RESOLUTIONS WERE PRESENTED AND THEIR ADOPTION ASKED:

Councilman Wroblewski moved: Resolved that Carl Geier, garage owner ,
Cheektowaga 6 New York be added to list for
towing automobiles. Seconded by Mr. Nagel.

Duly put to a vote which resulted as follows:

Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Napieralski	Voting Aye
Supervisor Holtz	Voting Aye
Councilman Neibert	Absent
Ayes 4 Nays 0 Absent 1	Carried.

Councilman Nagel moves: RESOLVED: that the employment of Philip Schultz as truck driver be terminated as of April 30th 1948 instead of April 24th 1948 as previously ordered at meeting of the Town Board held April 19th 1948. Seconded by Councilman Wroblewski. Duly put to a vote which resulted as follows:

Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Absent
Councilman Napieralski	Voting Aye
Supervisor Holtz	Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Wroblewski moves: RESOLVED: that the resolution of the Town Board adopted at its meeting April 19th 1948 ordering the termination of the employment of Stanley Szymanski as a truck driver be rescinded. Seconded by Councilman Nagel.

Duly put to a vote which resulted as follows:

Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Absent
Councilman Napieralski	Voting Aye
Supervisor Holtz	Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Nagel moves: RESOLVED : that the map of Juetta Sub Division, Town of Cheektowaga New York , prepared by Herthe and Sonnenberger , Engineers and Surveyors , be approved and filed in Town Clerks Office and that the Town Clerk be authorized and directed , sign and approve of same. Seconded by Councilman Napieralski.

Duly put to a vote which resulted as follows:

Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Absent
Councilman Napieralski	Voting Aye
Supervisor Holtz	Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

Councilman Wroblewski moves: WHEREAS: a certain highway in the Town of Cheektowaga , designated upon subdivision maps of a certain subdivision known as Kensington Extension approved by the Town Board of Cheektowaga , on June 10th 1929, and filed in the Erie County Clerk's office under Covers 1493 and 1530 , is thereon named Woodland Avenue, and WHEREAS: the said Woodland Avenue as shown on said Subdivision maps extending east from the easterly line of Gehman Boulevard, as shown on said Subdivision maps, has not been opened and worked within six years from the time it was dedicated to the use of the public, and WHEREAS: the owners of the lands abutting on said Woodland Avenue, as above described, have petitioned this Town Board to Abandon such highway, NOW THEREFORE: BE IT RESOLVED: that the highway known as Woodland Avenue ,

extending east from the easterly line of Oehman Boulevard, as shown on maps filed in the Erie County Clerk's office under Covers Nos. 1493 and 1530, known as Kensington Extension Subdivision, running east from the easterly line of said Oehman Boulevard to the easterly line of land conveyed to one Michael Oehman by Deed recorded in the Erie County Clerk's Office in Liber 289 of Deeds at page 498, be and the same hereby is Abandoned in accordance with the provisions of Section 205 of the Highway Law, and this Board does consent that the Town Superintendent of Highways shall execute, file and record in the Town Clerk's office a written description of said abandoned highway, signed by him and said Town Board. Seconded by Councilman Napieralski. Duly put to a vote which resulted as follows:

Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting (Absent)
Councilman Napieralski	Voting Aye
Supervisor Holtz	Voting Aye

Ayes 4 Nays 0 Absent 1 Carried.

-0-

Councilman Nagel speaking from the floor in behalf of Mr. Ernest pokyweczynski, of Dick Road, whose Son is building a home on Dick Road, has experienced difficulty in building a driveway on account of a low man-hole at the edge of his property. Matter was referred to the Supervisor who in turn will refer to Mr. Elmer Mesmer.

Councilman Wroblewski speaking from the floor, asks the Town Board if it is legal to dig top soil in the Town of Cheektowaga. Town Attorney states there is no local ordinance to prohibit same, but there is a state law which does not allow the digging of top soil in a sub-division. Town Attorney asks Town Clerk to notify one Beatrice Schultz, that the Town will soon draw up a ordinance to the effect that no digging of top-soil will be allowed in the Town of Cheektowaga.

Mr. Joseph Pyszczyński was granted the floor and appeared in behalf of the Sisters at Kennedy Road Orphan Home, requests light at Kennedy Road and also a broken pipe to be repaired at the same address.

The Supervisor informed Mr. Pyszczyński that he had brought the matter of the light to the attention of Mr. Marks of the Electric Company and will investigate the broken pipe. The Supervisor asked Mr. Pyszczyński to make a formal plea to the Town Board at its regular meeting to be held on May 10th 1948.

A communication was read from the Supervisor of a scheduled meeting with the Trustees of the International Railway Company to be held at the Town Hall April 29 th 1948 at 8pm. E.D.S.T.

As there was no further business to come before the board, Councilman Nagel moves, seconded by Councilman Wroblewski that the special meeting be adjourned until May 3rd 1948 at 2:30pm, E.D.S.T. Carried.

Kenneth T. Hanley
Kenneth T. Hanley
Town Clerk.

May 3rd , 1948. At a regular meeting of the Town Board of the Town of Cheektowaga , held at the Town Hall on Monday, May 3rd , 1948 at 2:30pm E.D.S.T. there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present(5) Absent(0)

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

The chairman ordered the Town Clerk to read the minutes of the previous meetings held, March 22nd 1948, March 29th 1948, April 5th 1948, April 19th , 1948 and April 26 1948.

Motion by Napieralski , Seconded by Nagel minutes of previous meetings be approved as read , with two exceptions: The resolution read at the April 5th , 1948 meeting, Quote Mr. Neibert moves seconded by Mr. Nagel: BE IT RESOLVED that Arthur G. Leupold a duly licensed engineer be designated to represent the Town of Cheektowaga on all new engineering projects which may arise, at fees not to exceed the standard rates established by the American Society of Civil Engineers. Vote of the Town Board , Ayes 5 Naves 0 Carried unquote. The Town Clerk was in error and no vote was taken. On this resolution, at the request of Supervisor Holtz , Mr. Neibert withdrew his motion and Mr. Nagel his second. The resolution was ordered to be laid on the table for one month.

The second exception was the date set for the Anti-Noise ordinance hearing scheduled for May 10th 1948 should of read May 17th , 1948 at 8pm.

Mr. Andrew Hoerner , president of the Millionaires Club of Cheektowaga was granted the floor and invited the Town Board to the Buffalo Airport on May 6th 1948 at 2 pm to see the Millionaires off on a airplane ride over Niagara Falls. The Town Board accepted the invitation..

Mr. Miller representing The Genesee Estates Sub-Division was granted the floor and presented to the Town Board a map showing lots only 40 feet in width. Map was ordered returned to Mr. Miller who was asked to comply with the Town Ordinance that lots must be at least 50 feet in width for residential construction.

COMMUNICATIONS WERE RECEIVED FROM:

Copy of letter addressed to Mr. H.M. Herthe, Engineer, re: Approval of Plans for Sewer -Extensions Genesee and Donald- Sewer District #5 Cheektowaga Erie County N.Y. Ordered to be filed by the Town Clerk.

C. Shumway, Real Estate Re: industrialists interested in locations in Cheektowaga. Ordered received and filed.

Arthur H. Yaw, County Superintendent, Re: traffic light at Pine Ridge Road and Delevan Avenue . Ordered received and filed.

Town Attorney George B. Doyle , Re: contemplated rate increase for the I.R.C. in the Walden Avenue section. Public Service Commission meeting to be held on May 12th , 1948. The Town Clerk was ordered to notify the Town's newspaper to this effect for general publication .

Town Attorney, George B. Doyle, Re: Proceedings instituted by Mary Morgan against the Town Board and upon recommendation of the Town Attorney no decisions be rendered by the Town Board until this case is determined. Motion by Mr. Nagel , seconded by Mr. Napieralski , recommendation be adopted The vote of the Board. Ayes 5 Naves 0 Absent 0 Carried. Ordered referred to the Supervisor and the Town Board.

C.J. Nadolny, Town Health Officer Re: complaint of Mrs. Langendorfer, ordered referred to the Supervisor and the Chief of Police.

C.J. Nadolny, Town Health Officer, Re: inspection of property at
Ordered referred to the Supervisor and the Chief of Police.

C.J. Nadolny, Town Health Officer Re: inspection of property adjacent to
Avenue. Ordered referred to the Supervisor and the Chief of Police.

International Railway Company, Re: proposed new route, with a small portion of the new route on Richard Drive in the Town of Cheektowaga, ordered referred to the Town Attorney.

Mr. Edward L. Baldwin, Re: north west corner of Walden and Union Road tree obstructing vision for motorists at this point. Ordered referred to the Supervisor.

Mr. George Kaufman, complaining about Buffalo Transit Company's bus stop in front of his place of business. Ordered referred to the Town Attorney.

Chester H. Murawski, Village Clerk, Village of Sloan Re: water that is laying on the side-walk on Broadway between city line and Harlem Road. Ordered referred to the Supervisor.

Anthony J. Glasso, president Lakeland Construction Corp., Re: entering into a contract with William E. Harries for the furnishing and planting of trees and shrubs for the landscaping at the Incinerator Plant. Ordered referred to the Supervisor and the Town Attorney.

J. William Swetland, Executive Secretary, Cheektowaga Housing Authority informing board the existing contract between the Town and the Cheektowaga Housing Authority covering garbage removal will transfer as of May 5th 1948.

Invitation from the Cheektowaga Police Club inviting Town Board to its Annual Ball. Board will accept invitation. Ordered received and filed.

The Cheektowaga Municipal Baseball Association, requesting Town Board to participate in the Baseball Opening Day Ceremonies May 9th 1948. Town Board accepts. Ordered referred to the Town Board.

Petition for a lateral sewer on West Sobieski Street, ordered referred to Assessors for a property check and then to be turned back to the petitioners for an indication of the amount to be spent for the sewer.

Petition asking for an extension of fire district # 2, ordered referred to Assessors for property check.

Re-zoning petition received from Mr. Walter Grzelewski, ordered referred to the Petitions Committee.

The following resolutions were presented and their adoption asked:

Motion by Mr. Wroblewski, RESOLVED, that the Supervisor of the Town of Cheektowaga be authorized and directed to make checks payable to the Erie County Treasurer for charge-backs due the county of Erie, as follows:

Erie County Treasurer from General Fund- \$3206.31.

That the Supervisor be authorized and directed to draw a check on the highway fund payable to the general fund for the sum of \$313.39 and deposit said check to the credit of the General Fund.
That the Supervisor be authorized and directed to draw a check on the Special District Fund payable to the General Fund the sum of \$2672.61 and deposit said check to the credit of the General Fund.
That the Supervisor be authorized and directed to draw a check on the

Town Health Fund for the sum of \$9.19 payable to the General Fund and deposit said check to the credit of the General Fund.
That the Supervisor be authorized and directed to draw a check on the Special District Fund for the sum of \$3060.00 Payable to the General Fund and deposit said check to the credit of the General Fund.
Seconded by Mr. Napieralski.
The vote of the Town Board. Ayes 5 Naves 0 Absent 0 carried.

Motion by Mr Nagel: RESOLVED: that a " Stop- and GO" signal light be installed at Town expense at the intersection of Pine Ridge Road and Delavan Avenue in the Town of Cheektowaga granting motor vehicle traffic on Delavan Avenue the right-of-way and requiring motor vehicle traffic on Pine Ridge Road to come to a full stop at the intersection and then to proceed when safe to do so. That signs be constructed on Pine Ridge Road at appropriate distances from the intersection, notifying the public of the presence of the signal light and a necessity of stopping at the intersection, and BE IT FURTHER RESOLVED , that the Police Department of the Town of Cheektowaga be directed to enforce the provisions of this resolution.
This resolution shall become effective as soon as the signal is installed and in operation. Seconded by Mr. Wroblewski. The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

Motion by Mr. Nagel : RESOLVED: , that parking of motor vehicles be prohibited on the south side of Delavan Avenue from the city line to Pine Ridge Road.

That Appropriate signs be placed on the south side of Delavan Avenue notifying the public that parking on the south side of the highway is prohibited, and BE IT FURTHER RESOLVED, that the Police Department of the Town of Cheektowaga be directed to enforce the provisions of this resolution. This resolution shall become effective immediately.
Seconded by Mr. Wroblewski. The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

Motion by Mr. Nagel, RESOLVED: that the resolution passed at the meeting of the Town Board on April 26th, 1948 terminating the employment of Philip Schultz be rescinded and that the resolution passed at the same meeting appointing William Tucholka as a truck driver be likewise rescinded. Seconded by Mr. Napieralski . The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

Motion by Mr. Wroblewski and seconded by Mr. Neibert , Town Attorney be authorized to draw up resolutions for bids for lateral sewer in Genesee Street from Midland Drive, Floral Place and West Sobieski Street.
Vote of the Town Board, Ayes 5 Naves 0 Absent 0 Carried.

Mr. Newell Nussbaumer of Nussbaumer and Clarke was granted the floor and presented to the Town Board revised map of proposed sanitary sewer in Sewer District #4 . Cost estimated at approximately \$35,000.
Mr. Nussbaumer was ordered by the Town Board to proceed with the photo-statics and etc.

A map submitted by The Hoffeld Estates for signature by the Town Clerk; And approval of the Board was ordered referred to the building inspector and if everything was in order the Town Clerk be authorized to sign same map.

The following resolution was presented and its adoption asked:
RESOLVED: , that Steve Apczynski of and Frank Drzewiecki of be appointed as Sewage Plant Operators at an annual salary of \$2100.00 payable semi-monthly. This resolution shall become effective May 5th 1948. Motion by Mr. Nagel, Seconded by Mr. Neibert. The vote of the Town Board, Ayes 5 Naves 0 Absent 0 Carried.

Motion by Mr. Wroblewski seconded by Mr. Neibert, bills be audited and paid. Following are the claims.

Vanderwater Sykes and Heckler, services rendered, sewer bonds	350.00
Chester J. Nadolny, medical exam 4-18-48	5.00
G.E. Halloway, acctg. service, April 1948,	85.00
Remington Rand, supplies Town Clerks office	34.74
Sloan Service, police, firemen and incinerator	106.00
Cheektowaga Times, publishing notices,	70.56
Cheektowaga Times, publishing notices,	105.39
Syrek Ptg. Co., supplies, Town Clerks Office	7.75
Syrek Ptg. Co., supplies, Recreation,	6.50
Buffalo Calculator Co., renewal maintenance contract	16.00
Madeline Angielczyk, election inspector, primary day	10.00
Celia Bortkowiak, election inspector, primary day	10.00
Lorraine Wroblewski, services rendered Judge Schwartz	6.00
Herbert F. Darling, Est #8 Roycroft Pumping Station	2700.00
Edward B. Jerzewski, transportation, Board of Assessors April	100.00
Millington Lockwood, supplies assessor	1.80
Millington Lockwood, supplies Town Clerks office	6.75
Millington Lockwood, supplies, Tax Office	2.25
Millington Lockwood, supplies, Supervisors office	.50
Millington Lockwood, supplies tax office	2.25
Reynders Etc. repairs, general	36.00
Reynders Etc. repairs, special sewer district	68.28
Reynders Etc., repairs, police	13.30
Lucki- Urban Firestone Stores, supplies, police	120.96
Bernie Filozaf, labor, police dept.,	35.00
Terminal Petroleum, gasoline, police	132.72
Terminal Petroleum, gasoline, police	137.00
Luckie Urban Firestone, supplies, police,	13.50
Lyth Chevrolet, Police Cras (5)	3000.00
Jim. Easton, music, recreation	60.00
Harold Treffinger, sound services, recreation	10.00
Edward Janiak, prizes, recreation	9.06
Ralph Hinkson, pictures, Waltz Contest Winners, recreation	10.00
Walter Dominiak, service as secty., recreation	50.00
Herald & News, requisition forms, Public Works	14.75
Dawsons Tire and Battery Service, repair work Garb age Dept	31.50
N.Y. Telephone Co., telephone service	44.25
N.Y. Telephone Co., telephone service, Lancaster Line	294.32
N.Y. Telephone Co., directory advertising	3.00
Reliable Window Cleaning, cleaning windoes, Town Hall	50.00
Josephm Barnhardt, supplies, Town Hall	3.40
Cheektowaga Lumber, supplies, general	48.00
Edward O. Winegar, supplies, Town Hall	37.00
General Etc. Supply, supplies general, lighting	1164.00
Buffalo Niagara & Etc. repairs, street lighting	17.58
Stanley J. Wolczak, supplies, incinerator	11.31
Stanley J. Wolczak, supplies, incinerator	62.86
Iroquois Gas Corp., gas, incinerator	90.30
Iroquois Gas Corp., gas, sewer dist. & Lift Sta.	223.72
Iroquois Gas Corp., gas, Alpine and Herbert	21.55
N.Y. State Etc. & Gas Corp., Street Lighting April 1948	2721.59
N.Y. State Etc. & Gas Corp., Etc. Svc. Town Hall	58.02
N.Y. State Etc. & Gas Corp., Etc. Svc., Harlem Ave., Pump	86.76
Western N.Y. Water Co., Water Disp.#3	31.10
Western N.Y. Water Co., Water Disp.#5	155.65
Buffalo Sewer Authority, Service cngs. Clinton Street connection 4-1-48 to 6-30-48	32.49
Henry R. Duch, supplies, sewer dist. #5	3.45
Schmitt Machine Service, supplies, disp. #3	36.30
Edward O. Winegar, supplies, Disp #3	6.20
Washn. Fillmore Fdy., supplies, Spl. Sewer Dist. #5	150.00
Wolff Mach. Co., repairs disp. #5	85.50

Mr. Wroblewski was granted the floor and asked that the Police Department investigate a driveway at Cayuga Creek Road and Helen Street which is being used at night for a lovers lane. Asks that owners be forced to erect a barricade when driveway not in use.

Supervisor Holtz announced that a meeting would be held at the Town Hall May 10th, 1948 at 8 pm. with the Buffalo General Electric Company, N.Y. State Etc. and Gas Corp., Western N.Y. Water Co., and the Buffalo

Transit Corp., The Supervisor urged all residents of Cheektowaga to attend.

Motion by Mr. Neibert and seconded by Mr Napieralski, as there was no further business to come before the board that the meeting be adjourned until Monday , May 17th, 1948 at 7:30pm. E.D.S.T.
Carried.

Kenneth T. Hanley
Town Clerk.

Kenneth T. Hanley

At a regular meeting of the Town Board of the Town of Cheektowaga, the Town Hall on May 17th, 1948 at 7:30pm E.D.S.T. there were present -

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 Absent 0

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

Mr. Neibert moves, seconded by Mr. Wroblewski, minutes of previous meeting be dispensed with until a later date. Carried.

COMMUNICATIONS WERE RECEIVED FROM :

Mr. George B. Doyle, Town Attorney, Re: May 10th 1948 meeting held with representatives of the N.Y. Electric Co., Niagara Hudson Power Co., and western N.Y. Water Co., ordered received and filed.

Mr. George B. Doyle, Town Attorney, Re: Public Service Commission meeting to be held in regard to I.R.C. rate increases. Ordered received and filed.

Central Council of Volunteer Firemen, Re: Invitation to Town Officials to attend annual communion breakfast at St. Joseph's Church on Sunday May 23rd 1948. Motion Nagel, seconded by Mr. Wroblewski to attend.

Marion Hoey, Corresponding Secretary, North Cheektowaga Home Owners Association, thanking Town Board for it's co-operation in securing traffic light at the inter-section of Union Road and Cleveland Drive.

Mr. George B. Doyle, Town Attorney, Re: St. Stanislaus Church Society vs County of Erie and others, submitting a resolution authorizing him to make application for permission to appeal to the Court of Appeals.

Mr. Walter J. Marynowski, Police Chief, Re: street light at Vita Drive and Bennett- Rowley Road. Ordered referred to the Supervisor.

Dr. C.J. Nadolny, Health Officer, a report of his inspection of conditions existing at the Old Mill Pond, at the foot of Indian Road. Ordered referred to the Highway Department.

John Kobleski, representing Como Park Tax Payers Assn., Re: deplorable conditions in his district. Ordered referred to the Chief of Police.

This being the time and the place for a public hearing on the proposed anti-noise ordinance. The Town Clerk presented proof of publication. The Supervisor ordered the hearing open. Mrs. F. Witkowski, of Clinton Street near Harlem Road appeared in opposition. Others who appeared in opposition were, Mr. Peter Connors, Bellevue Blvd., Mr. T. Gala, Dick Road.

Following persons appeared in favor: Mr. John Salmanuchuk, representing the North Cheektowaga Homeowners Assn., Mr. John Kobleski,

The Supervisor ordered the hearing closed. Mr. Nagel moved, seconded by Mr. Neibert, decision be reserved.

This being the time and the place for a public hearing for re-zoning from residence to business, property at 289 Bennett at Center Road. The Supervisor declared the hearing open. Dr. Reinstein advised the Board that there were deed restrictions in this particular area. Mr. Theo. Kowalinski, the petitioner was asked to check his deed to this effect. The Supervisor ordered the hearing closed. Mr. Nagel moved, seconded by Mr. Wroblewski, that decision be reserved.

Mr. John Salmenuchuk was granted the floor and asked the board to defer all re-zoning decisions until the proposed Planning Board is in operation.

Mr. Wroblewski moves, seconded by Mr. Neibert, the petition's of Mr. Joseph Boselo, Buffalo N.Y., Walter Czezelewski Mrs. J.J. Balk, Cheektowaga N.Y., Edmund W. Suipa, from residence to business be ordered for a public hearing on June 7th, 1948 at 2:30pm. E.D.S.T. Carried.

THE FOLLOWING RESOLUTIONS WERE OFFERED AND THEIR ADOPTION ASKED:

Mr. Wroblewski moves, Seconded by Mr. Neibert- WHEREAS: an application has been made to the Town Board of the Town of Cheektowaga by the Trustees of the International Railway Company, Debtor, in re-organization for authority to operate a bus or motor vehicle line for the transportation of passengers for hire over certain of the streets and public highways of the Town, and that a public hearing on such application should be held, BE IT RESOLVED, that a public hearing on said application to be held in the Town Hall, Town of Cheektowaga, on June 7th, 1948, at 2:30pm E.D.S.T., and that the following notice of public hearing be published once in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, on May 20th, 1948. CARRIED.

NOTICE OF PUBLIC HEARING ON APPLICATION
OF JOHN W. VAN ALLEN AND HENRY W. KEITZEL,
TRUSTEES OF INTERNATIONAL RAILWAY COMPANY,
DEBTOR FOR CONSENT TO OPERATE A BUS OR
MOTOR VEHICLE LINE ON CERTAIN HIGHWAYS IN
THE TOWN OF CHEEKTOWAGA

NOTICE IS HEREBY GIVEN, that an application has been made to the Town Board of Cheektowaga by John W. Van Allen and Henry W. Keitzel, Trustees of International Railway Company, Debtor in proceedings for reorganization of said Debtor, for consent to operate a bus or motor vehicle line for the transportation of passengers on and along certain streets and highways in the Town of Cheektowaga, as follows:

In the William Street underpass, otherwise known as Richard ~~MAN~~ Drive, between its northerly intersection with the westerly town line of the Town of Cheektowaga and its southerly intersection with the westerly town line of the Town of Cheektowaga,

And that pursuant to a resolution duly passed by this Board on the 17th day of May, 1948, a public hearing will be held upon said application in the Town Hall of the Town of Cheektowaga in the Council Chambers of said Hall on the 7th day of June, 1948 at 2:30 o'clock P.M. E.D.S.T. at which time and place all persons interested in said application will be heard.

By order of the Town Board of the Town of Cheektowaga.
Dated May 17th, 1948.

Kenneth T. Hanley
Town Clerk

SEAL

Mr. Nagel moves, Seconded by Mr. Neibert, RESOLVED, that Ignatius Pawlak, 63 Willowlawn Parkway, be appointed Sewage Plant Operator at \$2100.00 a year payable in semi-monthly payments. Said employment to commence May 18th, 1948. Carried, Ayes 5 Nays 0.

Mr. Wroblewski moves, Seconded by Mr. Nagel, RESOLVED, that the Buffalo Niagara Electric Company and the New York State Electric Company be requested to make a survey of lighting services supplied by them to the Town of Cheektowaga and report their recommendations to the Town Board in regard to increasing the services through-out the Town. Carried. Ayes 5 Nays 0.

Mr. Nagel moves, Seconded by Mr. Wroblewski, WHEREAS: the Town Clerk has notified the Town Board of the appointment of Elizabeth Biniesz as Deputy Town Clerk. BE IT RESOLVED, that her salary as such Deputy Town Clerk be fixed in the sum of

\$2200.00 annually , payable semi-monthly, effective as of May 17th, 1948. 0076
Carried. Ayes 5 Naves 0 .

Mr. Wroblewski moves, Seconded by Mr. Napieralski: WHEREAS, a resolution was duly adopted by the Town Board of the Town of Cheektowaga, at a special Meeting of such Board, held on the 8th day of March, 1948, authorizing the Town Superintendent of Highways, pursuant to Sec. 142 of the Highway Law, to purchase from Lyth Chevrolet Inc., with the approval of the County Superintendent of Highways, a Chevrolet truck, equipped, as stated in said resolution, for the sum of fifty- seven hundred and twenty-five dollars and forty cents (\$5,725.40), a copy of which resolution is hereto annexed, and made a part hereof; and

WHEREAS, the County Superintendent of Highways, Arthur Yaw, has approved said purchase; and

WHEREAS, there is in the machinery fund of the Highway Department of the Town of Cheektowaga, insufficient money to pay the full purchase price of said truck, but that three hundred dollars (\$300.00) in cash can be paid from the machinery fund; that it is necessary in order to finance the cost of said truck, to borrow the balance, to wit: the sum of fifty-four hundred and twenty five dollars and forty cents (\$5,425.40) on notes;

THEREFORE BE IT RESOLVED, that Benedict T. Holtz, Supervisor of the Town of Cheektowaga, be authorized and directed to borrow the amount needed to pay the balance of said purchase price from the Niagara National Bank of Buffalo; that said Supervisor is hereby authorized and directed to execute and deliver to the Niagara National Bank of Buffalo, notes or such other evidences of indebtedness as the Bank may require for such purpose; and

BE IT FURTHER RESOLVED, that payment of the amount borrowed be made in two equal installments, one payable on the 1st day of April, 1949 and the other on the 1st day of April, 1950, together with interest; that the money so borrowed be used to pay the balance due on said truck. CARRIED, Ayes 5 Naves 0 .

Mr. Wroblewski moves, Seconded by Mr. Napieralski :

WHEREAS, a resolution was duly adopted by the Town Board of the Town of Cheektowaga, at a Special Meeting of such Board, held on the 8th day of March 1948, authorizing the Town Superintendent of Highways, pursuant to Sec. 142 of the Highway Law, to purchase from Lyth Chevrolet, Inc., with the approval of the County Superintendent of Highways, a Chevrolet truck, equipped, as stated in said resolution, for the sum of Fifty- seven hundred and twenty-five dollars and forty Cents (\$5,725.40), a copy of which resolution is hereto annexed, and made a part hereof; and

WHEREAS, the County Superintendent of Highways, Arthur Yaw, has approved said purchase; and

WHEREAS, there is in the machinery fund of the Highway Department of the Town of Cheektowaga, insufficient money to pay the full purchase price of said truck, but with the trade in allowance for a G.M.C dump truck of One hundred dollars (\$100.00), Two hundred dollars (\$200.00) in cash can be paid from the machinery fund; that it is necessary in order to finance the cost of said truck, to borrow the balance, to wit; the sum of Fifty-four hundred and twenty-five dollars and forty cents (\$5,425.40) on notes;

THEREFORE, BE IT RESOLVED, that Benedict T. Holtz, Supervisor of the Town of Cheektowaga, be authorized and directed to borrow the amount needed to pay the balance of said purchase price from the Niagara National Bank of Buffalo; that said Supervisor is hereby authorized and directed to execute and deliver to the Niagara National Bank of Buffalo, notes or such other evidences of indebtedness as the Bank may require for such purpose; and

BE IT FURTHER RESOLVED, that payment of the amount borrowed be made in two equal installments, one payable on the 1st day of April, 1949, and the other on the 1st day of April, 1950, together with interest; that the money so borrowed be used to pay the balance due on said truck.

CARRIED. Ayes 5 Naves 0 .

Mr. Wroblewski moves, Seconded by Mr. Nagel:
RESOLVED: that Joseph Beszczynski and J. Piazza be appointed to the Town Plumbing Board. Carried. Ayes 5 Nays 0.

Mr. Wroblewski moves, Seconded by Mr. Nelbert:
WHEREAS, the Appellate Division of the Supreme Court unanimously affirmed the decision of Justice Harris to the effect that general and local improvement taxes assessed upon the lands owned by St. Stanislaus Church Society after acquisition of title were void, and restrained the Town from assessing plaintiff's property for such taxes, and

WHEREAS, it is necessary to present to the Appellate Division a motion for the re-argument of the appeal and for permission to appeal to the court of Appeals and if said Court denies the relief sought, an application can be made to the Court of Appeals for such permission, and

Whereas, it is deemed to the best interests of the Town of Cheektowaga to make every effort to appeal from said decision.

BE IT RESOLVED, that the Town Attorney be authorized and directed to make such motions in the Appellate Division or Court of Appeals as may be advisable or necessary, in order to obtain permission to appeal from the judgment of the Appellate Division to the Court of Appeals. Carried, Ayes 5 Nays 0.

Mr. Nagel moves, Seconded by Mr. Wroblewski:
WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement in Sobieski Road to wit: the construction of a lateral sewer in said highway beginning at the present sewer located on the east side of Dick Road and running to the center line of Buell Avenue, which sewer shall be so constructed as to serve the properties on both sides of said public highway, and

WHEREAS, this board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, competent Civil Engineers duly licensed by the State of New York, to prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney to prepare a proposed contract for the execution of the work, and such plans, specifications, estimate, and proposed contract having been duly prepared and presented to this Town Board and likewise filed with the Town Clerk and the same having been carefully examined by this board,

NOW THEREFORE,

BE IT RESOLVED, that the estimate for said improvement in the sum of Six Thousand Dollars (\$6000.00) be and hereby is approved, and

BE IT RESOLVED, that sealed proposals be invited for the furnishing of labor and materials necessary for the doing of the work for the construction of said improvement in Sobieski Road, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of notice thereof at least once in the Cheektowaga Times, the official paper of the Town, requiring each person who shall offer to do said work to file a sealed proposal or offer to do the work with certified check in the sum of \$300.00, which is equal to five per centum (5%) of the estimated expense of the improvement, payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, in a penal sum of \$300.00, which is equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal shall be accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract and

BE IT FURTHER RESOLVED, that sealed proposals be received and considered publicly at a meeting of the Town Board of the Town of Cheektowaga at the Town Hall in said Town of

Cheektowaga on the 7th day of June, 1948 at 2:30 o'clock PM E.D.S.T and

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

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board on the 7th day of June, 1948 at 2:30 o'clock P.M. E.D.S.T., at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all materials and equipment, together with all labor for the construction of a certain improvement is Sobieski Road, to wit: the construction of a lateral sewer in said highway beginning at the present sewer located on the east side of Dick Road and running to the center line of Buell Avenue, which sewer shall be so constructed as to serve the properties on both sides of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the Proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$300.00 payable to the order of Benedict T. Hiltz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$300.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

By the order of the Town Board of the Town of Cheektowaga.

Kenneth T. Hanley,
Town Clerk.

Dated May 17th 1948.

Seal

Duly put to a vote which resulted as follows:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

CARRIED- Ayes 5 Naves 0 Absent 0.

STATE OF NEW YORK:
COUNTY OF ERIE : SS
TOWN OF CHEEKTOWAGA:

I, Kenneth T. Hanley, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 17th day of May, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly

adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said town, this 17th day of May, 1948.

KENNETH T. HANLEY
TOWN CLERK.

(SEAL)

(SIMILAR RESOLUTIONS FOR LATERAL SEWER IN FLORAL PLACE, GENESEE STREET FROM MIDLAND AVENUE , AND CRESTWOOD PLACE.)

Mr. Nagel moves and Seconded by Mr. Wroblewski, petition of Walden Terrace Building Corp., for re-zoning of property from residence to business be referred to the Petitions Committee. Carried Ayes 5 Nays 0.

Mr. Wroblewski moves, Seconded by Mr. Nagel, that the building application of Mr. Richard Willick, be denied unless the said party stuccos the exterior of the proposed building. Carried. Ayes 5 Nays 0.

Mr. Weibert moves, Seconded by Mr. Napieralski, that the Town Board approve map submitted by Mr. Anthony Scumara for a proposed Donald Drive Sewer Profile and that the Town Clerk be authorized to sign same upon Mr Scumara's posting of a \$2000.00 surety bond. Carried , Ayes 5 Nays 0.

Mr. John Salmanuchuk, representing the North Cheektowaga Home Owners Association was granted the floor and asks Board that some kind of a Dog Ordinance be drawn up for the Town of Cheektowaga.

Mr. Peter Connors of Bellvue was granted the floor and complained that un-licensed dogs were running around loose in his section of Town.

Mr. Stakowick of Indian Rd., Mrs Ruhland of Bellevue and Mrs Rowell were also granted the floor and complained of dogs in that section of the Town.

Supervisor Holtz asks Town Attorney to check into the New York State Dog Law and to have a report for the Board at its next regular meeting.

Mr. Peter Connors was granted the floor and asks that the Old Mill Stream be filled in. The Town Clerk read a letter from Dr. Nagoltny, Town Health Officer, earlier in the meeting in regards to this situation and his report on same.

Mr. Kobleski asks that ashes from the Incinerator be dumped into the Stream.

Mrs Ruhland and Mrs Rowell, enlightened the Town Board of the hazard of the stream.

Mrs Ruhland explained to the Board how a young girl was drowned in the stream last year.

Dr. Reinstein related to the Board that six months of dumping fill should fill in the Water Hole.

Councilman Wroblewski was granted the floor and advised the Board that the Highway Department is working on Union Road and he will make an effort to have fill dumped into the Mill Stream.

ACA121

The Kowalski

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
first publication APR 2 9 1948;
last publication APR 2 9 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5020

The Kennel

that a public hearing was held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 17th day of May, 1948, at 8:00 P. M., E. D. S. T. of said day, for the purpose of considering the application of Theodore Kowalewski, 289 Bennett Road, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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. ten (10), Township eleven (11), Range seven (7) of the Holland Land Company's Survey, and bounded and described as follows:

BEGINNING at a point in the southeasterly line of the Bennett Road, fifty (50) feet westerly from its intersection with the easterly line of premises heretofore conveyed to Boris Reinstein by deed recorded in the Clerk's Office of the said County of Erie in Liber 1290 of Deeds at page 180; running thence southerly at right angles to Bennett Road, two hundred and forty (240) feet, more or less, to the center line of the Cayuga Creek; thence southerly along the said center line of said Creek to a point in a line drawn from the southeasterly line of said Bennett Road at right angles thereto and distant forty-five (45) feet southwesterly measured on said line of Bennett Road from the point of beginning, thence northerly on said line so drawn to the said southeasterly line of Bennett Road, and thence northeasterly along said line of Bennett Road, forty-five (45) feet to the place of beginning, the westerly line of the premises herein conveyed being the easterly line of the premises conveyed by deed recorded in the Erie County Clerk's Office, State of New York in Liber 1643 of Deeds at page 193.
289 Bennett at Center Rd.
Grocery, Delicatessen, and Butcher Shop.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: April 28, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY

apr-29 Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication APR 2 9 1948;
last publication APR 2 9 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 1 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5025

Councilman Wroblewski asks Board to have the Chief of Police investigate parking conditions at Harlem Road and William Street. Suggests that "NO PARKING" signs be erected in that area. Supervisor will take matter up with State and County Highway Departments. 0079

Mr. Edward Ralph was granted the floor and asked if any permit had been issued for erection of a gasoline station at Broadway and Kennedy Road. The Town Clerk advised Mr. Ralph that no permit has been issued from the Town Clerks office.

Mrs. Latrell, was granted the floor and asked the Board if she can cover a natural water ditch on her property. She was advised that it can be covered, but it must be tiled.

Dr. Reinstein was granted the floor and asked if there were any new developments on the Transit situation. Town Attorney advised Dr. Reinstein that the scheduled meeting was adjourned until May 26th, 1948.

Mr. Roborski, of Harlem Road, was granted the floor and asked if he might operate a pony ring on Harlem Road near William Street. Supervisor called to the attention of Mr. Roborski the fact that his former petition had been rejected.

Mr. Frank Rynic, asks Board if his neighbor has the right to seal a natural water drainage. Claims that the party has filled in higher than his own property. Town Attorney says that it is a matter for the court to decide. Mr Rynic was asked by the Supervisor to refer the matter to the State Highway Department.

Mr. Norman Herthe, representing the Richmond Home Building Corp., presented a map for Town Board's approval and consideration whether or not his client should extend Kempton Road, Matter was referred to the Town Board for further study.

Mr. Wroblewski moves, Seconded by Mr. Nagel, bills be audited and paid.

Following are the bills audited.

Dorothy Ann Bakowski, taking court minutes, 5-1-48	\$5.00
Lorraine Wroblewski, services to Judge Franzek 5-12-48	5.00
Lorraine Wroblewski, service to Judge Franzek 4-29-48	6.00
Wm. M. Tadio, Car mileage April and May	27.15
Dorothy H. Hyzy, Postage, office use Town Clerks Office	15.00
Pine Hill Review, stationery, Supervisor	15.50
Victors Paint & Hardware, supplies, Town Hall	.40
E. J. Tardetti, medical examinations	20.00
Millington Lockwood, supplies, Assessors	1.00
Pundt Jones Press, supplies, Assessors	20.00
Suburban Supply Co., supplies, Town Hall	74.00
Underwood Corp., Typewriter, Dept. of Public Wks.,	168.07
Nussbaumer and Clarke, engineering Chgs. Roycroft & Huth Rd. Sanitary Sewer	438.15
Nussbaumer and Clarke, supervision, incinerator Est #19	53.70
Nussbaumer & Clarke, supervision, Huth Rd. Sanitary Sewer Est. #1	44.19
Nussbaumer & Clarke, supervision, Roycroft Sanitary Sewer Est. #2	127.07
Nussbaumer & Clarke, supervisor, Roycroft Pump. Sta. Est. #8	94.50
Nussbaumer & Clarke, supervision, Aberdeen Street Sanitary Sewer Est. #1	26.16
Nussbaumer & Clarke, supervision, Wanda St. Curbs Est #1	363.72
Nussbaumer & Clarke, preparing plans and spec. Wanda Street Curbs-Storm Drain	563.91
Nussbaumer & Clarke, preparing plans & specs. Huth Rd. Sanitary Sewer	125.04

DUMP TRUCK
TOP SOIL — CINDERS
 Heavy Duty Truck Rent
A. C. HA
 64 GRAND BLVD.

HOW!
NOT DO
GENESEE and
Delicious Sandwiches

ESMOND'S
 804 WEHLE DRIVE, cor.
Charcoal Broiled Red

NOISE
 The making of any noise in any such district during the hours from 12 o'clock P. M. to 7 o'clock A. M., which unreasonably interferes with the sleep, comfort and repose of individuals therein is prohibited.

The following acts are declared to be a violation of this section, but said enumeration shall not be deemed to be exclusive, namely:

1. The making of any noise in any street or public place or by means of aircraft for commercial advertising purposes. The advertisement or calling attention to any advertisement, article, business, calling or profession upon any public street, sidewalk or entrance to a place of business within the Town of Cheektowaga by means of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola, or any other sound producing or sound amplifying mechanism, instrument or device.

The operation in or upon any automobile, truck or other conveyance, upon any public street within the Town of Cheektowaga, of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device; provided, this subdivision shall not apply to the use of a horn, bell or other signalling apparatus when the same is necessary or required for the protection of persons or property, or to any fire or police car or apparatus of hospital ambulance when responding to a call, or to radio sets installed in passenger automobiles not stepped-up with sound or special amplifying devices, nor shall this subdivision apply to a duly authorized public parade; that is, parade of public interest as contrasted with private parades conducted for commercial purposes.

The operation in any store, stand, office building or other place within the Town of Cheektowaga of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device when the sound thereof is sufficiently audible upon any public street or sidewalk to attract and congregate a crowd thereon. This subdivision shall not be construed as prohibiting the demonstration or use in any musical store of any musical instrument or the giving of musical instruction in any store or other place of business, provided such demonstration or use of such musical instrument be not stepped-up by the use of amplifiers, horns or other sound magnifying devices.

2. The playing of any radio, phonograph or any musical instrument in any place in a residential or apartment-hotel district at any time between 12 o'clock P. M. and 7 o'clock A. M. in such manner or with such volume as to annoy or disturb any person thereby.

3. The creation of any excessive noise on any street adjacent to any public or parochial school, college or institution of learning while the same is in session, which unreasonably interferes with the work of pupils or instructors provided conspicuous signs are displayed on such street indicating in substance, that the same is a school street and that quiet is required.

Nothing contained in this section shall be construed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony; nor to prevent any musical performance conducted under consent of municipal authority.

The provisions of this section shall

NOTICE OF HEARING
AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the nineteenth day of April, 1948, at 7:30 o'clock P.M., Eastern Standard Time, there were:

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

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

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall May 17, 1948 at 8 P. M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

Subject to the provisions of this section, the creation of any unreasonable loud, disturbing and unnecessary noise in the Town of Cheektowaga is prohibited. Noise of such character and intensity and duration as to be detrimental to the life or health of any individual in a residential, apartment, hotel, or boarding district, (as defined by the zoning ordinances of said town) is prohibited. Unnecessary noise in any such district during the hours from 12 o'clock P. M. to 7 o'clock A. M., which unreasonably interferes with the sleep, comfort and repose of individuals therein is prohibited.

The following acts are declared to be a violation of this section, but said enumeration shall not be deemed to be exclusive, to-wit:

1. The making of any noise in any street or public place or by means of aircraft for commercial advertising purposes. The advertisement or calling attention to any advertisement, article, business, calling or profession upon any public street, sidewalk or entrance to a place of business within the Town of Cheektowaga by means of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola, or any other sound producing or sound amplifying mechanism, instrument or device.

The operation in or upon any automobile, truck or other conveyance, upon any public street within the Town of Cheektowaga, of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device; provided, this subdivision shall not apply to the use of a horn, bell or other signalling apparatus when the same is necessary or required for the protection of persons or property, or to any fire or police car or apparatus or hospital ambulance when responding to a call, or to radio sets installed in passenger automobiles not stepped-up with sound or special amplifying devices; nor shall this subdivision apply to a duly authorized public parade; that is, parade of public interest as contrasted with private parades conducted for commercial purposes.

The operation in any store, stand, office building or other place within the Town of Cheektowaga of any horn, megaphone, siren, bell, radio, mechanical piano, phonograph, graphophone, victrola or other sound producing or sound amplifying mechanism, instrument or device when the sound thereof is sufficiently audible upon any public street or sidewalk to attract and congregate a crowd thereon. This subdivision shall not be construed as prohibiting the demonstration or use in any musical store of any musical instrument or the giving of musical instruction in any store or other place of business, provided such demonstration or use of such musical instrument be not stepped-up by the use of amplifiers, horns or other sound magnifying devices.

2. The playing of any radio, phonograph or any musical instrument in any place in a residential or apartment-hotel district at any time between 12 o'clock P. M. and 7 o'clock A. M. in such manner or with such volume as to annoy or disturb any person thereby.

3. The creation of any excessive noise on any street adjacent to any public or parochial school, college or institution of learning while the same is in session, which unreasonably interferes with the work of pupils or instructors provided conspicuous signs are displayed on such street indicating, in substance, that the same is a school street and that quiet is required.

Nothing contained in this section shall be construed to prevent the production of music in connection with any military, civic or authorized parade, funeral procession or religious ceremony; nor to prevent any musical performance conducted under consent of municipal authority.

The provisions of this section shall

not apply to police officers and firemen while in the discharge of duty.

The supervisor is hereby authorized, by written order, to suspend any of the provisions of this section in connection with any holiday celebration or upon any occasion of special public interest, for such time and upon such conditions as shall be prescribed by him.

The provisions of this section shall be liberally construed to prevent excessive, unreasonable, disturbing and unnecessary noise, due consideration being given to the circumstances, time of day and particular location of each violation.

Any person or corporation violating the provisions of this section shall be liable to a fine or penalty of not more than \$250.00 for each offense.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

Dated: April 19, 1948.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York

ap-20

ACAI 21

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Nussbaumer & Clarke, preliminary plan, report Century Rd. storm water relief	175.00
Nussbaumer & Clarke, preparing plans and specs. Lincoln Dr. Sanitary Sewer	187.72
Nussbaumer & Clarke, preparing plans and specs. Century Dr. storm drain	2456.00
Nussbaumer & Clarke, preparing plans, specs Aberdeen street sanitary sewer	144.41
Ben. Behringer, construction Huth Rd., Sanitary Sewer Est. #1	1262.70
Ben. Behringer, construction Aberdeen St. Sanitary Sewer Est. #1	2461.68
Lakeland Construction Corp., construction incinerator Est # 10.	1534.25
Lakeland Construction Corp., construction Wanda St., Curbs Est #1	\$10,392.16
Iroquois Gas Corp., gas, sewer and lift Sta.	153.85
Iroquois Gas Corp, gas incinerator,	44.65
Iroquois Gas Corp, gas, Alpine and Herbert	11.30
Terminal Petroleum Corp., gasoline, Police	142.20
Lyth Chevrolet, supplies Police,	32.05
John Chajnicki, supplies, Police Dept.,	30.75
John Chajnicki, signs, Police Dept.,	15.00
Victors Paint & Hardware, supplies Police	11.70
Sutton Petroleum, motor oil, Police	39.00
Fleming Mtr. Parts, supplies, Police	18.31
Terminal Petroleum, gasoline, Police	142.99
Howard A. Seyse, maintenance, Police Radio	45.34
Howard A. Seyse, services rendered, Police	125.00
N.Y. Telephone Co., telephone private line	5.46
Western N.Y. Water Co., Hydrant Service April	1962.50
N.Y. State Elec. and Gas, Elec. Svc. Disp. #3	78.16
N.Y. State Elec. and Gas Corp., Elec. Svc. Tool House	16.56
N.Y. State Elec. and Gas Corp., elec. svc. Incinerator	53.52
N.Y. State Elec. and Gas Corp., elec. svc. Disp. #5	680.88
Buffalo Niagara Elec. Corp., elec. svc. Pumping Sta.	237.31
Buffalo Niagara Elec. Corp., Elec. current traffic signals April	23.46
Buffalo Niagara Elec. Corp, Street lighting, April	1819.12
Pfohl Bros. Inc., construction, Roycroft Sanitary Sewer Est #2	3630.55
Millington Lockwood, supplies, incinerator	3.75
Jeffrey Fell Co., supplies, incinerator	39.85
Victors Paint & Hardware Store, Supplies, Sewer Dist. #5	2.50
Schmitt Machine Svc. supplies, Disp. #3	27.50
Universal Metal Welding, Service, Disp. #5	107.25
Kellogg Petroleum, gasoline, Disp. #5	136.90
King Lock and Key Shop, supplies, garbage Dept.	1.50
Fleming Motor Parts, supplies, garbage,	27.74
Niagara Lubricant Co., Oil, Garbage Dept.,	22.00
Frank P. Kieh, supplies, recreation	467.09
Rem. Rand Inc., supplies, recreation	9.15
Syrek Printing Co., supplies, Recreation,	16.25
Stanley Walczak, supplies, Recreation	102.72
Otto Ulbrich Co., supplies, Recreation	7.03

Supervisor Holtz called for a special meeting of the Town Board to be held Monday evening, May 24th, 1948 at 7:30 P.M. E.D.S.T.

As there was no further business to come before the Board, Mr. Neibert moved, Seconded by Mr. Nagel, regular meeting be adjourned until special meeting to be held on May 24th 1948 at 7:30 P.M. E.D.S.T.

Herbert T. Hanley
 KENNETH T. HANLEY
 TOWN CLERK.

May 24th, 1948.

6000

At a special meeting of the Town Board, of the Town of Cheektowaga held at the Town Hall, Monday May 24th, 1948 at 7:30 P.M. E.D.S.T. There were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 absent 0

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

COMMUNICATIONS WERE RECEIVED FROM:

Town Attorney, George B. Doyle, regarding Town being in default on taxes owed the City of Buffalo on a vacant lot on Humason Avenue. Ordered referred back to the Town Attorney.

Town Attorney, George B. Doyle, Re: preparation of a Dog Ordinance for the Town of Cheektowaga and resolution attached.

William Rowland, Reproduction Manager, Buffalo Blue Print Company, ordered referred to the Town Board.

Mr. Newell L. Nussbaumer, Re: Wanda Street construction, ordered referred to Town Attorney for resolution.

Mr. William Pempsell Jr., asking permission to dig sewer, ordered referred to Town Attorney for a resolution.

Deed of Dedication, United States of America Housing and Home Finance Agency, Public Housing Administration, ordered referred to Town Attorney for resolution that deed be approved.

-0-

Mr. Nagel moves, seconded by Mr. Wroblewski : Hearing on proposed Dog Ordinance of the Town of Cheektowaga, N.Y., to be held on June 9th, 1948 at 7:30 P.M. E.D.S.T. The Town Clerk was authorized to publish notice in the official Town newspaper.
Ayes 5, Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski: Petition of Walden Terrace Building Corporation for re-zoning from residence to business be ordered for a public hearing on June 9th, 1948 at 7:30 P.M. E.D.S.T.
Ayes 5, Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski: Petition of Mr. Walter A. Burke, 415 Cayuga/Road, for re-zoning property from residence to Creek business be ordered for a public hearing on June 9th, 1948 at 7:30 P.M. E.D.S.T. Ayes 5, Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski: Petition of John Eginger, for re-zoning property from residence to business be ordered for a public hearing on June 9th, 1948 at 7:30 P.M. E.D.S.T. Ayes 5, Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski: Ordinance to be known as "Sand & Gravel Pits, Stone, Top Soil Removal, and other excavations" be ordered for a public hearing on June 9th, 1948 at 7:30 P.M. E.D.S.T.
Ayes 5, Carried.

-0-

Mr. Elmer Mesmer, was granted the floor and informed the Town Board that private owners will be taking over Tiorunda property on June 1st, 1948. States that some residents are erecting fences without a permit, and that sidewalks will be on private property. Suggests

an easement for the side-walks and to make them private property.

Supervisor Holtz calls to the attention of the Town Board and the Public that a Planning Board meeting is to be held on Tuesday May 25th, 1948 at 7:30 P.M. E.D.S.T.

Supervisor Holtz calls a special meeting of the Town Board for May 25th, 1948 E.D.S.T. at 7:30 P.M.

As there was no further business to come before the Board, Mr. Wroblewski moves, seconded by Mr. Meibert, that the special meeting be adjourned until May 25th, 1948 at 7:30 P.M. E.D.S.T.

Carried- Ayes 5.

Kenneth T. Hanley
Kenneth T. Hanley
Town Clerk.

ACAI21

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 2 7 1948; last publication MAY 2 7 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

MAY 2 9 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York
May-27

Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fourth day of May, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Nelbert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall June 9, 1948 at 7:30 P. M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA, NEW YORK

No person owning or having the care, custody or charge of any dog, shall allow or permit such dog, whether in the company of any person or not, to be upon any street or public place, unless such dog shall be muzzled or securely held in leash to prevent such dog from biting. Any person owning or having the care, custody or charge of any dog which is kept on the premises shall, unless said dog is in his or her immediate custody, keep it muzzled or securely fastened in such manner as to prevent said dog from biting any person entering upon or leaving such premises. Any dog found at large or in any place, in violation of the provisions of this section, shall be seized as directed or ordered by the chief of police or dog warden and taken to the dog pound, and if not redeemed within three days thereafter, such dog shall be destroyed. Before any dog is redeemed from such pound, proper and sufficient proof of ownership of said dog shall be required and a fee of two dollars paid. Any person violating any of the provisions of this ordinance, shall be liable to fine of not less than three nor more than one hundred dollars. Members of the police department and the dog wardens are authorized and directed to enforce the provisions of this ordinance.

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

Benedict T. Holtz, voting Aye.
Joseph A. Nelbert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

Dated: May 24, 1948.

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

may-27

May 25th, 1948.

0082

At a adjourned special meeting of the Town Board, of the Town of Cheektowaga, held at the Town Hall on Tuesday May 25th, 1948 at 10 P.M. E.D.S.T. There were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Weibert
Councilman Napieralski

Present 5 Absent 0

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

Communications were received from: The Association of Towns, State of New York, ordered received and filed.

The following resolutions were offered and their adoption asked:

Mr. Weibert moves: WHEREAS, the Western New York Water Company has acquired from the United States Government title to the water system in the Tiorunda project, and now owns thirty-three (33) hydrants as a part of said water system. BE IT RESOLVED, that the Town of Cheektowaga retain the use of the said thirty-three (33) hydrants and agrees to pay to the Western New York Water Company its service rate of Fifty dollars (\$50.00) per hydrant per year, payments to be made in monthly installments. SECONDED by Mr. Nagel. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Weibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nays 0 Absent 0 Carried.

Mr. Nagel moves: WHEREAS, Hussbaumer & Clarke, Engineers, on May 21st, 1948, have recommended certain changes in the construction work on Wanda Street by the Lakeland Construction Company, Inc., as stated in its communication hereto annexed and made a part hereof, BE IT RESOLVED, that the contractor, Lakeland Construction Company Inc., be authorized to construct two additional catch basins and to make the other changes in the work as recommended by the Engineers, at the cost, of the Town, as stated in said communication, and that said work be done under the supervision of said engineers. Seconded by Mr. Wroblewski. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Weibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nays 0 Absent 0 Carried.

Mr. Nagel moves: WHEREAS, William G. Pempsell, Jr., of Buffalo 21 N.Y., has asked permission of the Town Board to extend the sewer on Federal Street from the last manhole on the street to Lot No. 31, Lot No. 1, Wingate Plot a distance of approximately One hundred (100) feet, BE IT RESOLVED, that permission be granted him to extend the sewer as requested, said work to be done by him, at his expense, under the supervision and direction of Mr. Elmer Mesmer. A Two thousand dollars (\$2000.00) Surety Bond to be posted by Mr. Pempsell Jr., and filed with the Town Clerk. Seconded by Mr. Wroblewski, The vote of the Town Board.

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Weibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nays 0 Absent 0 Carried.

Mr. Nagel moves: RESOLVED that the application of Milford E. Troust to rezone from residence to business lots 56 and 57 on Genesee Street, opposite Stratford be granted. Seconded by Mr. Wroblewski. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nayes 0 Absent 0 Carried.

Mr. Neibert moves: RESOLVED, that the application of Salvatore Curcio to re-zone from residence to business premises on Genesee Street at Atwood be granted. Seconded by Mr. Nagel. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nayes 0 Absent 0 Carried.

Mr. Wroblewski moves: RESOLVED, that/Al. and Grace Gala to re-zone from residence to business premises No. be granted. Seconded by Mr. Nagel. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nayes 0 Absent 0 Carried.

Mr. Napieralski moves: RESOLVED, that the application of Joseph Strenka to rezone from residence to business premises at South Western corner of Cleveland Drive and Oehman Blvd. be granted. Seconded by Mr. Neibert. The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Nayes 0 Absent 0 Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski, to postpone naming of new plumber to Town Plumbing Board until next regular meeting to be held on June 7th, 1948.

Mr. W. T. Stewart, representing the Federal Crushed Company was granted the floor and protested in regard to proposed Sand & Gravel Pit, Stone, Top Soil removal and other excavations Ordinance of The Town of Cheektowaga. Claims such an Ordinance would put his company out of business

Mr. McNab, representing the Federal Crushed Stone Company was granted the floor and protested against the proposed Sand & Gravel Pit, Stone, Top Soil Removal and other excavations Ordinance.

Dr. Reinstein, was granted the floor and protested against the proposed Sand & Gravel Pit, etc. Ordinance.

Mr. Edward H. Pfohl, was granted the floor and protested against the proposed Sand & Gravel Pit, etc., Ordinance.

Milford E. Troust.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
JUN 3 1948
first publication;
JUN 10 1948
last publication;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
JUN 10 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

... weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.
Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.
KENNETH T. HANLEY,
Town Clerk
Jun-3, 10 Erie County, New York

Milford E. Troust.

Page Fourteen

ZONING CHANGE GRANTED
AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fifth day of May, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
 Joseph A. Neibert, Councilman
 Felix T. Wroblewski, Councilman
 Henry Nagel, Councilman
 Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by MILFORD E. TROUST, 45 George Urban Blvd., a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 28, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

Lots 56 and 57.
 On Genesee St., opposite Stratford Ave., from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
 Joseph A. Neibert, voting Aye.
 Felix T. Wroblewski, voting Aye.
 Henry Nagel, voting Aye.
 Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Jun-3, 1948 Erie County, New York

Joseph Strinka.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks:
 first publication JUN 3 1948;
 last publication JUN 10 1948
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

Placed in the Town of Cheektowaga copy thereof.

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

Benedict T. Holtz, voting Aye.
 Joseph A. Neibert, voting Aye.
 Felix T. Wroblewski, voting Aye.
 Henry Nagel, voting Aye.
 Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
 Town Clerk

Town of Cheektowaga,
 Jun-3, 10 Erie County, New York

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks; first publication JUN 3 1948; last publication JUN 10 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Joseph Strinka.

the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fifth day of May, 1948, at 7:30 o'clock P. M. E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Napieralski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by JOSEPH STRINKA, 659 Cleveland Dr., a written application for the rezoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on March 23, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon,

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the ordinance adopted December 11, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of

"Residential District" to "Business District," subject to the following restrictions: (1) that said premises are only used for business purposes and not industrial and (2) that in the event that said premises are no longer used for Retail Stores, such as Hardware, Drug Store, Bakery, this order of re-zoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

Lot No. 1 and 2, northwest corner of Cleveland Drive and Cushman Blvd. Lots are 41.5 feet by 130 feet and 40 feet by 130 feet, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Jun-3, 10 Erie County, New York

Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fifth day of May, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by TEOFIL ALBERT GALA and ANNA GRACE GALA, 284 Dick Road, a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 28, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot 12, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 733, is known and distinguished as part of Subdivision Lot No. 9 in Kosciuszko Village, described as follows:

BEGINNING at a point in the easterly line of Dick Road, (formerly Williamsville Road) at the southeast corner of Sobieski Ave., running thence easterly along the northerly line of Subdivision Lot No. 9 for a distance of 237.41 ft., thence southerly and parallel with the easterly line of said Lot No. 9, 100 feet; thence westerly on a parallel with the south line of Lot No. 9 about 210.69 ft. to the easterly line of Dick Rd. (formerly Williamsville Road); thence northerly along the easterly line of Dick Rd. 104.07 feet to the place of beginning, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

Jun-3, 10

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication JUN 3 1948
last publication JUN 10 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

0005

COPY

NUSSBAUMER AND CLARKE
ENGINEERS

May 21, 1948

RE: Wanda St. Const.
Lakeland Const. Co. Const.

Mr. Benedict Molta, Supervisor
Town Hall
Broadway and Union Rd.
Cheektowage, N. Y.

Dear Sir:

In designing the above job, we had planned to eliminate two existing receivers on Straley St. because two new catch basins were being installed at the north end of Wanda St. As the curb construction and street grading has proceeded it seems advisable to retain these two points of storm water inlet which would require building two additional shallow catch basins chambers, and constructing connecting tile pipe from these catch basins to those included in the job.

The Lakeland Co. has quoted \$150 each for the two catch basins and \$120 for approximately 40 lin. ft. of tile connections, a total of \$420.

There were included in the bid estimate the following quantities of driveway replacements:

150 s. y. of bit. mac.	@ \$3.25	- \$487.00
150 s. y. of wat. mac.	@ 2.25	- 337.50
150 s. y. of conc. pav.	@ 4.50	- 675.00

Total \$ 1499.50

Mr. Galeese advises that he has contacted the various owners of property and that the following quantities will probably be used:

200 s. y. of wat. mac.	@ \$2.25	- \$450.00
50 s. y. of concrete	@ 4.50	- 225.00
150 s. y. of bit. mac.	@ 3.25	- 487.00

Total \$1162.00

The net saving would be about \$337.50.

ACAI 21

Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fifth day of May, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:
Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman
ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by SALVATORE A. CURCIO, 648 Maryvale Drive, a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 28, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

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

DESCRIPTION

Farm lot 25, Township 11, Range 7 of the Holland Land Company's Survey. Filed in Erie County Clerk's Office under Cover No. 1317, distinguished as Subdivision Lots Nos. 47, 48, 49, 50, bounded and described as follows:

BEGINNING at a point in the center line of Genesee St., with the west line of the point of intersection of said center line of Genesee St. with the west line of premises conveyed to Salvatore A. Curcio by Anthony Guenther by deed dated June 19, 1946 recorded in Erie County Clerk's Office in Liber 3918 of Deeds at Page 158, thence northeasterly in said center line of Genesee St. 153.05 feet to the east line of premises conveyed to said Curcio by deed aforesaid; thence northerly along the east line of said premises fifty and 18/100 (50.18) feet to the north line of said Farm Lot No. 25, thence westerly along the north line of said Farm Lot 144.68 feet to the westerly line of said subdivision lot 50; thence southerly 98.70 feet to the center line of Genesee St. at the point of beginning, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

Jun-3, 1948

COPY

Mr. Benedict Holts

- 2 -

May 21, 1948

In accordance with the enclosed letter, the Lakeland Const. Co. is willing to make the additional catch basin installation for the saving in driveway construction, even though their quoted price is somewhat more.

We, therefore, recommend that the contractor be authorized to proceed with the two additional catch basins at a cost not to exceed the indicated savings in driveway construction, so that the total jobs will not overrun the bid amount of \$14,997.75.

Very truly yours,

HUSSEBAUMER AND CLARKE

Howell L. Hussbauer

HLN:R

Enc.

Mr. Pfohl explained to the Town Board that such an ordinance was adopted it would throw between 100 and 150 persons out of work in the Bellevue section of the Town, says that some of the employees have been with the Federal Crushed Stone Company for as long as eighteen to twenty years. Mr. Pfohl asked the Board to re-consider the Ordinance. 0026

Mr. Nagel moves, seconded by Mr. Neibert: That the Ordinance to be known as " Sand & Gravel Pits, Stone, Top-Soil Removal and other Excavations in the Town of Cheektowaga ", be tabled for further consideration.
Ayes 5 Carried.

As there was no further business to come before the Board, Mr. Wroblewski moves, seconded by Mr. Neibert special meeting be adjourned until June 7th, 1948 at 2:30 P.M. E.D.S.T.

Ayes 5 Carried.

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

6037

June 7th, 1948.

At an adjourned special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall Monday, June 7th, 1948 at 2:30 P.M. E.D.S.T., there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 Absent 0

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

Councilman Neibert moves, seconded by Councilman Nagel to dispense with the minutes of the previous meeting until a later date.
Ayes 5 Carried.

This being the time and the place for a public hearing on the application of John W. Van Allen and Henry W. Keitzel, Trustees of the International Railway Company, Debtor, for consent to operate a bus or motor vehicle line on certain highways in the Town of Cheektowaga.

The Town Clerk presented proof of publication.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication MAY 20 1948;
last publication MAY 20 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

0037

June 7th, 1948.

At an adjourned special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall Monday, June 7th, 1948 at 2:30 P.M. E.D.S.T. there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 Absent 0

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

Councilman Neibert moves, seconded by Councilman Nagel to dispense with the minutes of the previous meeting until a later date.
Ayes 5 Carried.

This being the time and the place for a public hearing on the application of John W. Van Allen and Henry W. Keitzel, Trustees of the International Railway Company, Debtor, for consent to operate a bus or motor vehicle line on certain highways in the Town of Cheektowaga.

The Town Clerk presented proof of publication.

PROOF OF PUBLICATION
INTERNATIONAL RAILWAY COMPANY, DEBTOR
FOR CONSENT TO OPERATE A
BUS OR MOTOR VEHICLE LINE
ON CERTAIN HIGHWAYS IN THE
TOWN OF CHEEKTOWAGA
 AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the seventeenth day of May, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:
PRESENT:
 Benedict T. Holtz, Supervisor
 Joseph A. Neibert, Councilman
 Felix T. Wroblewski, Councilman
 Henry Nagel, Councilman
 Nicholas Napieralski, Councilman
ABSENT: None.
 Councilman Wroblewski offered the following resolution and moved its adoption.
WHEREAS, an application has been made to the Town Board of the Town of Cheektowaga by the Trustees of the International Railway Company, Debtor in re-organization for authority to operate a bus or motor vehicle line for the transportation of passengers for hire over certain of the streets and public highways of said Town, and that a public hearing on such application should be held.
BE IT RESOLVED, that a public hearing on said application be held in the Town Hall, Town of Cheektowaga, on June 7th, 1948, at 2:30 P. M., Daylight Saving Time, and that the following notice of public hearing be published once in the Cheektowaga Times, the official newspaper of the Town of Cheektowaga, on May 20, 1948.
 Dated: May 17, 1948.
 Seconded by Councilman Neibert and duly put to a vote which resulted as follows:
 Benedict T. Holtz, voting Aye.
 Henry Nagel, voting Aye.
 Felix T. Wroblewski, voting Aye.
 Joseph A. Neibert, voting Aye.
 Nicholas Napieralski, voting Aye.
 Ayes: 5; Nays: 0; Absent: 0; Carried.
NOTICE IS HEREBY GIVEN, that an application has been made to the Town Board of Cheektowaga by John W. Van Allen and Henry W. Keitzel, Trustees of International Railway Company, Debtor in proceedings for reorganization of said Debtor, for consent to operate a bus or motor vehicle line for the transportation of passengers on and along certain streets and highways in the Town of Cheektowaga, as follows:
 In the William Street underpass, otherwise known as Richard Drive, between its northerly intersection with the westerly town line of the Town of Cheektowaga and its southerly intersection with the westerly town line of the Town of Cheektowaga, and that pursuant to a resolution duly passed by this Board on the 17th day of May, 1948, a public hearing will be held upon said application in the Town Hall of the Town of Cheektowaga in the Council Chambers of said Hall on the 7th day of June, 1948 at 2:30 o'clock P. M., (Eastern Daylight Saving Time) at which time and place all persons interested in said application will be heard.
 By order of the Town Board of the Town of Cheektowaga.
 Dated: May 17, 1948.
KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York

may-20

This notice was posted according to law.

- 1- Town Hall 2- Cleveland Hill Fire House 3- U-Crest Fire House
4- Rescue Hose Company 5- Doyle Fire House No. 1.

The Supervisor declared the hearing open.
No one appeared in opposition. Mr. Walter McClausland, representing the I.R.C. appeared in favor.
Councilman Wroblewski moved, Seconded by Councilman Neibert that the application be granted.
The vote of the Town Board. Ayes 5 Nays 0 Absent 0 Carried.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
first publication JUN 1 0 1948
last publication JUN 1 0 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 1 0 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

By order of the Town Board of the Town of Cheektowaga.
Dated: June 7, 1948.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York
June 10

6623

The Supervisor ordered the sealed bids to be opened on the following lateral sewer jobs, Midland Drive easterly along Genesee Street.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

The Town Clerk present^{ed} proof of publication. This notice was posted according to law. 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House. 4- Rescue Fire House. 5- Doyle Fire House #1.

This notice was posted according to law.

1- Town Hall 2- Cleveland Hill Fire House 3- U-Crest Fire House 4- Rescue Hose Company 5- Doyle Fire House No. 1.

The Supervisor declared the hearing open. No one appeared in opposition. Mr. Walter McClausland, representing the I.R.C. appeared in favor. Councilman Wroblewski moved, Seconded by Councilman Neibert that the application be granted. The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

APPLICATION GRANTED
APPLICATION OF JOHN W. VAN ALLEN AND HENRY W. KEITZEL, TRUSTEES OF INTERNATIONAL RAILWAY COMPANY, DEBTOR FOR CONSENT TO OPERATE A BUS OR MOTOR VEHICLE LINE ON CERTAIN HIGHWAYS IN THE TOWN OF CHEEKTOWAGA.

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the seventh day of June, 1948, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, an application has been made to the Town Board of Cheektowaga by John W. Van Allen and Henry W. Keitzel, Trustees of the International Railway Company, Debtor in proceedings for reorganization of said Debtor, for consent to operate a bus or motor vehicle line for the transportation of passengers on and along certain streets and highways in the Town of Cheektowaga, as follows:

In the William Street underpass, otherwise known as Richard Drive, between its northerly intersection with the westerly town line of the Town of Cheektowaga and its southerly intersection with the westerly town line of the Town of Cheektowaga,

and that pursuant to a resolution duly passed by this Board on the 17th day of May, 1948, a public hearing was held upon said application in the Town Hall of the Town of Cheektowaga in the Council Chambers of said Hall on the 7th day of June, 1948 at 2:30 o'clock P.M. (Eastern Daylight Saving Time) at which time and place all persons interested in said application were heard and due deliberation having been had thereon,

BE IT RESOLVED: that said application be and the same is hereby granted.

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

Benedict T. Holtz, voting Aye.
Henry Nagel, voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph A. Neibert, voting Aye.
Nicholas Napieralski, voting Aye.
Ayes: 5; Naves: 0; Absent: 0; Carried.

By order of the Town Board of the Town of Cheektowaga.

Dated: June 7, 1948.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

June 10

The Supervisor ordered the sealed bids to be opened on the following lateral sewer jobs, Midland Drive easterly along Genesee Street.

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 7th day of June, 1948, at 2:30 o'clock P. M., Eastern Daylight Saving Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Genesee Street, to wit: the construction of a lateral sewer in said highway for its entire length from Midland Drive easterly along said south line of Genesee Street 338.88 feet distant being the entire frontage of lots Nos. 27 to 28 inclusive under High Order 1236 filed in the Erie County Clerk's Office, which sewer shall be constructed as to serve the premises on the south side of the public highway only, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Numbauer and Irving Clarke, doing business as Numbauer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Numbauer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 227 Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$70.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$70.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

Dated: May 17, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.
KENNETH T. HANLEY
Town Clerk

ced
The Town Clerk present pro
according to law. 1- Town
3- U-Crest Fire House. 4-

notice was posted
1 Fire House.
Boyle Fire House #1.

may-20

Sobieski Road Lateral Sewer.
 The Town Clerk presented proof of publication.
 This notice was posted according to law.
 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
 4- Rescue Fire House. 5- Doyle Fire House No. 1.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *one* weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

Floral Place Lateral Sewer. The Town Clerk presented proof of publication. This notice was posted according to law.
1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
4- Rescue Fire House. 5- Doyle Fire House No. 1.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of MAY 22 1948, 19.....

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

Sobieski Road Lateral Sewer.

The Town Clerk presented proof of publication.

This notice was posted according to law.

- 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
4- Rescue Fire House. 5- Doyle Fire House No. 1.

Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 7th day of June, 1948, at 2:30 o'clock P. M., Eastern Daylight Saving Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Sobieski Road, to wit: the construction of a lateral sewer in said highway beginning at the present sewer located on the east side of Dick Road and running to the center line of Buell Avenue, which sewer shall be so constructed as to serve the properties on both sides of said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Maxwell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 127 Franklin Street, Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$300.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$300.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

Dated: May 17, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY
may-20 Town Clerk

Floral Place Lateral Sewer. The Town Clerk presented proof of publication. This notice was posted according to law.
 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
 4- Rescue Fire House. 5- Doyle Fire House No. 1.

Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 7th day of June, 1948, at 2:30 o'clock P. M., Eastern Daylight Saving Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Floral Place, to wit: the construction of a lateral sewer in said highway from its intersection with Union Road and running westerly therefrom to the west end of said Floral Place a distance of about 851 feet, which sewer shall be so constructed as to serve the properties on both sides of the said public highway, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Numsbaumer and Irving Clarke, doing business as Numsbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Numsbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 334 Forest St., Buffalo, New York. One copy of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder, will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$200.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$200.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so.

Dated: May 17, 1948.

By order of the Town Board
 of the Town of Cheektowaga,
 New York.

KENNETH T. HANLEY
 Town Clerk

may-20

Crestwood Place Lateral Sewer. The Town Clerk presented proof of publication. This notice was posted according to la w.
 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
 4- Rescue Fire House. 5- Doyle Fire House No. 1.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

By order of the Town Board
 of the Town of Cheektowaga,
 New York.
 KENNETH T. HANLEY
 Town Clerk

may-20 Town Clerk

Councilman Nagel moves, seconded by Councilman Napieralski, to take matter of lateral sewer bids under advisement and refer to Engineer for tabulation. Ayes 5 Carried.

This being the time and the place for a public hearing for rezoning of property from residence to business, application of Mr. E. W. Siupa. The Town Clerk presented proof of publication. The Chairman ordered the hearing open. No one appeared in opposition. Mr. E.W. Siupa appeared in favor. The Town Board asked mr Siupa to file his proposed building plans with the Town Clerk for the Town Board to study. The plans were filed in the Town Clerks office on June 7th, 1948. The Supervisor declared the hearing closed and decision was reserved.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

Crestwood Place Lateral Sewer. The Town Clerk presented proof of publication. This notice was posted according to la w.
 1- Town Hall. 2- Cleveland Hill Fire House. 3- U-Crest Fire House.
 4- Rescue Fire House. 5- Doyle Fire House No. 1.

Resolved to a resolution of the Town Board of the Town of Cheektowaga, Erie County, New York, sealed proposals shall be received and considered by said Town Board, on the 7th day of June, 1948, at 2:30 o'clock P. M., Eastern Daylight Saving Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, New York, for the furnishing of all the materials and equipment, together with all labor for the construction of a certain improvement in Crestwood Place, to wit: the construction of a lateral sewer in said highway for its entire length from Genesee Street north along said both sides of Crestwood Place 963.35 feet distant being the entire frontage of Lots Nos. 88 to 119 inclusive under Map Cover 1268 filed in the Erie County Clerk's Office, which sewer shall be so constructed as to serve the properties on the both sides of the public highway only, in accordance with proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates, prepared by Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga and approved by the Town Board of said Town, all of which are on file with the Town Clerk at his office in the Town Hall of said Town, where the same may be examined during the usual business hours. Copies of the proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer and Clarke, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin Street, Buffalo, New York. One copy

of said proposed contract, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$15.00. Any bidder, upon returning such copy in good condition within thirty days following the award of the contract or the rejection of bid of such bidder will be refunded \$15.00, and any non-bidder, upon return of such copy, will be refunded \$5.00.

Each proposal must be accompanied by a certified check in the sum of \$200.00 payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or a bond with sufficient sureties to be approved by the Supervisor in a penal sum of \$200.00 conditioned that, if his proposal is accepted, he will enter into a contract for the same and that he will execute such further security as may be required for the faithful performance of the contract. The Town Board reserves the right to reject any and all bids and proposals and to advertise anew and to award one contract for the entire work or separate contracts for portions thereof, if in its judgment it shall deem it to be for the best interests of the Town to do so. Dated: May 17, 1948.

By order of the Town Board
 of the Town of Cheektowaga,
 New York.

KENNETH T. HANLEY
 May-20 Town Clerk

Councilman Nagel moves, seconded by Councilman Napieralski, to take matter of lateral sewer bids under advisement and refer to Engineer for tabulation. Ayes 5 Carried.

This being the time and the place for a public hearing for rezoning of property from residence to business, application of Mr. E. W. Siupa. The Town Clerk presented proof of publication. The Chairman ordered the hearing open. No one appeared in opposition. Mr. E.W. Siupa appeared in favor. The Town Board asked mr Siupa to file his proposed building plans with the Town Clerk for the Town Board to study. The plans were filed in the Town Clerks office on June 7th, 1948. The Supervisor declared the hearing closed and decision was reserved.

a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 7th day of June, 1948, at 2:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Edmund W. Siupa, 34 Warsaw St., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Lots 3 and 4, William Street, north side, 62 feet east of Warsaw Street. Residence to business: Appliances store.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.
Dated: May 17, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
may-20 Town Clerk

This being the time and the place for a public hearing on the rezoning of property from residence to business, application of Mr. Walter Grzelewski. The Supervisor ordered the hearing open. The Following persons appeared in opposition:
Rev. Augustine, of the Tiorunda Presbyterian Church..

Mrs. Willard Allis, representing the newly formed Tiorunda Civic League.

Mrs. Grace Christ,
Mrs. Helen Weber,

Mr. Walter Grzelewski appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

The Town Clerk presented proof of publication.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication MAY 20 1948;
last publication MAY 20 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

This being the time and the place for a public hearing of rezoning property from residence to business the application of Joseph Boselo. The Town Clerk presented proof of publication. The Supervisor declared the hearing open. Mrs. Stanley Hyrek of Cleveland Drive appeared in opposition. Mr. Joseph Boselo appeared in favor. The Supervisor declared the hearing closed and decision was reserved.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5629

This being the time and the place for a public hearing on the rezoning of property from residence to business, application of Mr. Walter Grzelewski. The Supervisor ordered the hearing open. The Following persons appeared in opposition:
Rev. Augustine, of the Tiorunda Presbyterian Church..

Mrs. Willard Allis, representing the newly formed Tiorunda Civic League.

Mrs. Grace Christ,
Mrs. Helen Weber,

Mr. Walter Grzelewski appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

The Town Clerk presented proof of publication.

a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 7th day of June, 1948 at 2:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Walter Grzelewski, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, located on the northeast corner of the intersection of Maryvale Drive and Woodridge Avenue as shown under Cover 1631, having a frontage of three hundred seventy-five (375) feet on the north side of Maryvale Drive and a frontage of one hundred eighty (180) feet on Woodridge Avenue, and being a plot of ground measuring three hundred seventy-five (375) feet front and rear by one hundred eighty (180) feet in depth.

Residence to business; Retail stores.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.
Dated: May 17, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
may-20 Town Clerk

This being the time and the place for a public hearing of rezoning property from residence to business the application of Joseph Boselo. The Town Clerk presented proof of publication. The Supervisor declared the hearing open. Mrs. Stanley Hyrek of Cleveland Drive appeared in opposition. Mr. Joseph Boselo appeared in favor. The Supervisor declared the hearing closed and decision was reserved.

Notice is hereby given that the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 7th day of June, 1948 at 2:30 o'clock P. M. E. D. S. T. of said day, for the purpose of considering the application of Joseph Boselo, 1243 Sycamore St., Buffalo, N. Y., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

All those tracts or parcels of land situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot No. 14, Township 11, Range 7 of Highland Land Company's Survey and according to a map of Nob Hill Subdivision filed in Erie County Clerk's Office under Cover 1628, are known as Subdivision Lots No. 61 and 62.

Located on north side of Cleveland Drive corner of McKinstry Court.

Residence to business: Restaurant. All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: May 17, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
Town Clerk

may-20

This being the time and the place for a public hearing of the rezoning of property from residence to business the application of Mrs. J.J. Balk.

The Town Clerk presented proof of publication.
The Supervisor ordered the hearing open.
No one appeared in opposition or in favor.
The Supervisor declared the hearing closed and decision was reserved.

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 alip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 20 1948; last publication MAY 20 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 22 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Councilman Wroblewski moves, seconded by Councilman Neibert, that the Town Clerk be authorized to publish for public hearing rezoning applications of, Robert B. Ledger and Carolyn M. Ledger, Joseph J. Reiser and Gertrude T. Reiser, and Theresa Piotrowski. Hearing to be held on June 28th, 1948 at 7:30 P.M. E.D.S.T. Ayes 5 , Carried.

COMMUNICATIONS WERE RECEIVED FROM:

Mr. Newell L. Nussbaumer, Re: Cheektowaga N.Y. Drainage Job and U-Crest Drainage Project F.W.A. Docket N.Y. 30-136. Ordered referred to the Town Board.

Dr. Victor Reinstein, Re: Building application now before the Town Board for dwelling over a garage on Como Park Parkway and Hitchcock Avenue, and a list of restrictions in that neighborhood. Ordered referred to Town Board and the Town Attorney.

Town Clerk, Kenneth T. Hanley, asking that election booth be built for election district #8. Ordered referred to the Town Attorney.

Town Clerk, Kenneth T. Hanley, asking additional plumber be appointed to Town Plumbing Board. Ordered tabled until special meeting to be held on June 9th, 1948.

Rev. James H. Lucid, Pastor of Our Mother of Divine Grace Church, petitioning for safety lights and signals to eliminate the hazards to a minimum. Ordered referred to the Town Board and the Chief of Police.

Petition bearing the names of 28 tax-payers and residents on Barbara Place, Andrews Avenue, Bostwick Place, Eggert Road, Pine Ridge Terrace, East End Avenue, Peachtree Road, Pine Ridge Road,, Ivanhoe Road, in favor of the Town adopting a Anti-Noise Ordinance.

Automatic Voting Machine Company, ordered referred to the Town Board and the Town Clerk.

William Street Citizens and Taxpayers Protective Assn. complaining about builders on Bright Street breaking up side-walk and leaving materials thrown around. Ordered referred to the Chief of Police.

William Street Citizens and Taxpayers Protective Assn. Re: erection of an overhead signal light or blinker in front of St. Joseph's Church. Councilman Wroblewski stated that he asked for this signal some-time ago. Supervisor Holtz advises Councilman Wroblewski that a material shortage has held up the installation of this light.

William Street Citizens and Taxpayers Protective Assn. asking posting of signs for 25 M.P.H. speed limit on William Street, between Colton and Andrew. Supervisor advises that this is a state and county highway and is regulated by the state. Town Attorney asked to write the state regarding these signs.

Mr. Walter A. Burke, requesting a refund of \$10.00 due him as a result of a rezoning petition being denied.

Councilman Nagel moves, seconded by Councilman Neibert, that the \$10.00 be reimbursed. Ayes 5 Carried.

Town Attorney, George B. Doyle, substitute Deed of Dedication . (Copy attached).

This being the time and the place for a public hearing of the rezoning of property from residence to business the application of Mrs. J.J. Balk.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

No one appeared in opposition or in favor.

The Supervisor declared the hearing closed and decision was reserved.

CHEEKTOWAGA TOWN

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 7th day of June, 1948, at 2:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Mrs. J. J. Balk, 35 Rowley Rd., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Part of Parcel No. 64.
120 feet frontage on Union Road,
200 feet deep.

East side of Union Road approximately 120 feet from William St.

Residence to business: Hot dog stand.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: May 17, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
may-20 Town Clerk

(Enter Notice)
& letter

CONFIDENTIAL - SECURITY INFORMATION

COPY

COPY

TOWN OF CHEEKTOWAGA
ERIE COUNTY N.Y.

June 7th, 1948

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

Gentlemen:

The proposed Ordinances realting to sand banks, and pits, top soil removal and stone quarries, were submitted to the Town Board for the purpose of having the same published in the official newspaper and a public hearing ordered held to determine the advisability of adopting ordinances in connection therewith.

Objection has been raised as to whether or not stone quarries should be included in these prdinances , and the matter of holding a public hearing on the ordinances has been delayed until the Town Board has had an opportunity to consider the objections raised by representatives of the stone quarries.

It seems to me that the portions of the ordinances to which no objection has yet been made should be published and a public hearing held. The portion of the ordinances relating to the stone quarries can be deleted for the present until the Town Board has completed its investigation.

There is, however, no good reason for not holding the public hearing on the other portions of the ordinances and i recommend that the proposed ordinances be published.

Very truly yours,

Geo. B. Doyle

Town Attorney.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUN 1 0 1948
last publication JUN 1 0 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 1 0 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

DEED OF DEDICATION

WHEREAS, the United States of America, acting herein by and through the Public Housing Administration, a constituent unit of the Housing and Home Finance Agency, under and pursuant to the powers and authority contained in the provisions of the Lanham Act, as amended, (42 U. S. Code 1521 et seq., as amended) hereinafter referred to as the "Government";

NOW, THEREFORE, WITNESSETH:

That the Government, for good and valuable consideration, as well as diverse other advantages to it accruing, and considerations affecting the public welfare which it seeks to advance, by these presents does quitclaim unto the Town of Cheektowaga, a municipal corporation, having its principal office at City Hall, Cheektowaga, State of New York, its successors and assigns:

ALL THE RIGHTS, TITLE AND INTEREST OF THE GOVERNMENT IN AND TO THE FOLLOWING SUBDIVISIONS LOTS NUMBERED 482, 483, 484, 485, 470, 469, 454, 455, 456, 457, 404, 405, 391, 392, 393, 374, 375, 361, 362, 363, 344, 345, 343, 330, 331, 332, 492, 213, 181, 187, 173, 174, 175, 176, 190, 191 and 192.

TOGETHER WITH all the street areas, with the exception of the streets and street areas previously deeded by the Government to the Town of Cheektowaga by the Deed of Dedication dated August 3, 1944, recorded August 27, 1944 in the Office of the Clerk of the County of Erie, being part of the so-called Ti-o-run-da Project as fully set forth and shown on maps entitled:

"Subdivision of part of Lot 26, T-11, R-7, Town of Cheektowaga, Erie County, New York, dated December 15, 1947, revised February 5, 1948, consisting of 6 sheets, prepared by the New England Survey and Service, Incorporation, Civil Engineers and Surveyors, 73 Tremont Street, Boston, Massachusetts," and which maps have been filed with the Erie County Clerk on December 29, 1947 and

NOTICE OF HEARING

AT A REGULAR MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the seventh day of June, 1948 at 2:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall June 23, 1948 at 7:30 P.M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

This ordinance shall be known as "Sand Bank and Gravel Pits, Topsoil Removal and Other Excavations Ordinance of the Town of Cheektowaga."

ARTICLE I

Section 1. Declaration of Policy.

It is hereby declared to be the policy of the Town Board to provide for the proper use of land to prevent all manner of excavations which create pits, holes, or hollows in the earth, leaving it in a hazardous or dangerous state, or cause soil erosion which depletes the land of its natural vegetative cover and supply of organic material, renders such land unproductive and unsuitable for agricultural purposes and undesirable for building homes, resulting in lower land values. By this ordinance the Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground; and the stripping of topsoil, thereby resulting in damage to agricultural crops through dust storms in dry weather, by exposure of the bare earth to wind action and in wet periods by pools of water, which ordinance will promote the safety, health and general welfare of the people of the Town.

Section 2.

Excavations Included in Ordinance.

No excavation for purposes other than the construction of a wall, driveway, sidewalk, building or part thereof, or as permitted by Section 9 of this Article, shall be commenced except in conformity with the provisions of this Article.

Section 3. Application for Permit.

Before any excavation is commenced for any purpose other than those excepted in Section 2 of this Article, and topsoil, earth, sand, gravel or other substance is removed from the ground, the owner, lessee or agent of the premises shall obtain a written permit therefor from the Town Board. For that purpose such applicant shall file with the Town Clerk of the Town of Cheektowaga a verified application in duplicate for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail the following information:

(A) All information as required on the application form prepared by the Building Department, including a detailed statement of the proposed work and three dimensional extent of the proposed excavation and exact condition of the plot or premises before the work is commenced and proposed condition of the said plot or premises after the work is completed.

(B) The plan shall be drawn to scale and give all streets adjoining the property, the location and dimensions of the premises upon which it is proposed to excavate, location, size and use of any existing buildings, cross sections of the property, giving elevations thereof at intervals of fifty (50) foot squares and also at each break in the grades, and the elevation of the premises as compared to the elevation of any abutting highways.

(C) A duly acknowledged consent in writing of the owner of the premises and mortgagee, if any, including his or their addresses.

(D) Receipted tax bills or a certificate from the Receiver of Taxes of the Town of Cheektowaga and the County Treasurer of Erie County showing payment of all taxes or assessments to date against the property described in the application.

(E) A certificate of the Commissioner of Public Highways of the County of Erie that such proposed excavation and the finished grades of said property as shown on said map will not interfere with the Comprehensive Drainage Plan of the County of Erie and will not endanger any road, street or highway of the County of Erie or of the Town of Cheektowaga or other property of the said County or Town.

(F) A certificate from the Commissioner of Agriculture and Markets of the State of New York, or his duly appointed agent or repre-

February 5, 1948 under the following Cover Numbers:

<u>Date of Filing</u>	<u>Sheet No.</u>	<u>Cover No.</u>
December 29, 1947	1	1681
" " "	2	1682
" " "	3	1683
" " "	4	1684
February 5, 1948	5	1685
" " "	6	1686

being a part of the same property acquired by the United States of America under condemnation proceedings entitled, "United States of America vs. 151.62 acres of Land in the Town of Cheektowaga, County of Erie, New York, and County of Erie, New York, et al.", Civil Action No. 1039 in the District Court of the United States in and for the Western District of New York, for Project NY-30037.

TOGETHER WITH all right, title and interest of the Government in and to the storm and sanitary sewers servicing the above said Project NY-30037, filed with the Clerk of the Town of Cheektowaga on May 25, 1948.

TOGETHER WITH and including a right of entry in and upon the land of the Government, its successors and assigns, where said sewers are now located for the purpose of maintaining, installing, operating, inspecting, repairing, improving, replacing, constructing, and reconstructing said swers or any part thereof and any portion of the surface of the land dug up by the Town of Cheektowaga, its successors and assigns in exercising the rights herein granted shall be restored by the Town of Cheektowaga, its successors or assigns to its original condition, said right of entry to continue in full force and effect as long as said sewers or any part thereof are maintained and operated at their present actual location.

TOGETHER WITH an easement of right of way for the purpose of installing, constructing, operating, maintaining, replacing and repairing a sewer over the following described premises heretofore conveyed by the Government to the Buffalo Niagara Presbytery:

ARTICLE I

Section 1. Declaration of Policy.
It is hereby declared to be the policy of the Town Board to provide for the proper use of land to prevent all manner of excavations which create pits, holes, or hollows in the earth, leaving it in a hazardous or dangerous state, or cause soil erosion which depletes the land of its natural vegetative cover and supply of organic material, renders such land unproductive and unsuitable for agricultural purposes and undesirable for building homes, resulting in lower land values. By this ordinance the Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground; and the stripping of topsoil, thereby resulting in damage to agricultural crops through dust storms in dry weather, by exposure of the bare earth to wind action and in wet periods by pools of water, which ordinance will promote the safety, health and general welfare of the people of the Town.

Section 2. Excavations Included in Ordinance.
No excavation for purposes other than the construction of a wall, driveway, sidewalk, building or part thereof, or as permitted by Section 9 of this Article, shall be commenced except in conformity with the provisions of this Article.

Section 3. Application for Permit.
Before any excavation is commenced for any purpose other than those excepted in Section 2 of this Article, and topsoil, earth, sand, gravel or other substance is removed from the ground, the owner, lessee or agent of the premises shall obtain a written permit therefor from the Town Board. For that purpose such applicant shall file with the Town Clerk of the Town of Cheektowaga a verified application in duplicate for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail the following information:

(A) All information as required on the application form prepared by the Building Department, including a detailed statement of the proposed work and three dimensional extent of the proposed excavation and exact condition of the plot or premises before the work is commenced and proposed condition of the said plot or premises after the work is completed.

(B) The plan shall be drawn to scale and give all streets adjoining the property, the location and dimensions of the premises upon which it is proposed to excavate, location, size and use of any existing buildings, cross sections of the property, giving elevations thereof at intervals of fifty (50) foot squares and also at each break in the grades, and the elevation of the premises as compared to the elevation of any abutting highways.

(C) A duly acknowledged consent in writing of the owner of the premises and mortgagee, if any, including his or their addresses.

(D) Receipted tax bills or a certificate from the Receiver of Taxes of the Town of Cheektowaga and the County of Erie that such proposed excavation and the finished grades of said property as shown on said map will not interfere with the Comprehensive Drainage Plan of the County of Erie and will not endanger any road, street or highway of the County of Erie or of the Town of Cheektowaga or other property of the said County or Town.

(E) A certificate from the Commissioner of Agriculture and Markets of the State of New York, or his duly appointed agent or representative, stating any topsoil to be taken in the area described in the application is apparently free of Golden Nematode of Potato.

SAND BANK AND GRAVEL PITS, AND PIT EXCAVATIONS.
Section 4. Sand Bank and Gravel Pits, and Pit Excavations.
No such excavation shall be made:

(A) Within twenty (20) feet of any property line and must not be greater than ten (10) feet below the established grade, unless the sidewalks remain at an incline of at least 45 degrees or are supported by retaining equipment equal to that specified for building excavations, except in the case of bank excavations, same may begin at the property line.

(B) Unless adequate barricades shall be erected and maintained together with adequate provisions for prevention of flying dust acceptable to the Building Inspector.

(C) Unless excavation shall be immediately refilled with clean, non-burnable fill containing no garbage, refuse, offal or any deleterious or unwholesome matter and the premises, after completion of the work, shall be graded to the level of the nearest abutting street or road.

TOPSOIL STRIPPING AND REMOVAL.

Section 5. No Stripping or Removal.
No stripping or removal of topsoil shall be made within ten (10) feet of any property line and upon completion of the work the premises, if below grade, shall be graded to the level of the abutting highway or the original grade if the same were below the level of the highway. Dust, down, or its equal, shall be spread to prevent dust from flying and there shall be left upon the surface of the land from which topsoil is removed not less than six (6) inches of topsoil. No topsoil shall be removed between the first day of October and

ALL THAT TRACT OR PARCEL OF LAND in Township 11,
Range 7, Lot 26, of the Holland Land Survey, Town of Cheektowaga,
Erie County, New York, and more particularly described as fol-
lows:

BEGINNING in the south line of Maryvale Road as a
70 ft. street at the northwest corner of Sub Lot 237 of the
Ti-o-run-da Housing Development Subdivision, which point is also
about 573 feet westerly from the west line of the Niagara, Lock-
port and Ontario Power Company right-of-way, running thence
westerly along the southerly line of Maryvale Road to a point
distant 80 ft. at right angles from the westerly line of Sub Lot
237, running thence southerly parallel with and 80 ft. westerly
measured at right angles from the west line of Sub Lots 237,
238, 239, 240 and 241 to a point opposite and 80 ft. west
measured at right angles from the southwest corner of Sub Lot
241, running thence on a straight line a distance of about
193 ft. to a point in the north line of Sub Lot 254, 20 ft. west
of the center of the existing 20 inch sanitary sewer, which
point is about 30 ft. west of the northeast corner of said Lot
254, running thence easterly along the northerly lines of Sub
Lots 254, 253, 252 and 251 to the west line of East Ti-o-run-da
Road, thence running northerly along the west line of East
Ti-o-run-da Road about 60 ft. to the southeast corner of Sub
Lot 244, thence running along the southerly lines of Sub Lots
244 and 243, and the westerly lines of Lots 242, 241, 240, 239,
238 and 237 to the northwest corner of Lot 237 at the south
line of Maryvale Road, which is the point or place of beginning.
All as shown on a map of the plot prepared by Hussbaumer and
Clarke, Engineers, dated January, 1948, and marked Drawing B-783,
to have and to hold the said lots unto the said Town of Cheekte-
waga, its successors and assigns forever for recreational and

the first day of April in the following year. All areas from which topsoil is removed shall during the period between August 20th and October 1st, inclusive, be prepared into a loose level seed bed, limed, fertilized and seeded in the following steps:

- (a) Apply Ground Limestone at the rate of one ton per acre.
 - (b) Apply 5-10-5 fertilizer at the rate of 500 pounds per acre.
 - (c) Disc area to work limestone and fertilizer into the soil to a depth of at least three inches.
 - (d) Smooth area with a smoothing harrow.
 - (e) Sow the following seed mixture at the rate of 100 pounds per acre:
- | Seed | Pounds |
|---------------------|--------|
| Timothy | 30 |
| Kentucky Bluegrass | 25 |
| Redtop | 10 |
| Perennial Rye Grass | 30 |
| Alsike Clover | 4 |
| Wild White Clover | 1 |
| | 100 |

- (f) Brush in seed lightly.
 - (g) Roll firm with ground roller.
- PROVISIONS APPLICABLE TO SAND, GRAVEL PITS, TOPSOIL REMOVAL AND OTHER EXCAVATIONS**

Section 6. Bond and Cash Deposit.
Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk, a bond, approved by the Town Board of the Town of Cheektowaga in an amount to be fixed by said Board, but not less than \$5,000.00 with a surety company as surety and conditioned for the faithful performance of the conditions contained in this Article, the observance of all municipal ordinances, and to indemnify the Town of Cheektowaga and/or the Superintendent of Highways for any damage to Town Property. In the event of a default such bond shall be forfeited to the Town of Cheektowaga.

Said bond shall remain in full force and effect until a certificate of completion has been issued by the Town Board, certifying to the fact that all provisions of this ordinance and conditions of the permit have been fully complied with. Application for such certificate shall be made by the applicant, owner, lessee or his agent on forms provided by the Town of Cheektowaga and shall be accompanied by a map drawn to scale showing a cross-section of the affected property, giving elevations thereof as provided in subdivision (b) of Section 3 of this ordinance, prepared by a duly licensed engineer or land surveyor of the State of New York after the completion of the operations, who shall also certify that there is not less than six (6) inches of topsoil remaining upon the ground from which topsoil has been removed and that such area has been seeded in compliance with Section 5 hereof.

In lieu of such bond a cash deposit or deposit of negotiable securities may be made with the Supervisor of the Town.

Section 7. Fees.

The Town Clerk, when authorized to do so by the Town Board, shall issue permits and shall charge and collect for each such permit:

- (a) Sand Bank and Gravel Pits, and Pit Excavations.

A minimum fee of \$200.00 for an excavation volume not to exceed 20,000 cu. yds. For excavations exceeding 20,000 cu. yds. the minimum fee shall be \$200.00 plus one cent for each additional cu. yd. or fraction thereof.

- (b) Topsoil Removal.

A minimum fee of \$25.00 for an area not exceeding 5,000 sq. ft. For areas exceeding 5,000 sq. ft. the minimum fee shall be \$25.00 plus \$10.00 for each additional 5,000 sq. ft. or fraction thereof.

- (c) Section 8. Limitation of Permits.

(a) Sand Banks and Gravel Pits, and other Excavations.
Such permits shall expire by limitation one year from the date of issuance unless extended by the Town Board.

- (b) Topsoil Removal.

Such permits shall expire by limitation sixty (60) days from the date of issuance unless extended by the Town Board, and no permit or permits shall be granted:

1. For removal of more than four (4) acres of topsoil from any one tract of land until full compliance with the ordinance is had under any existing permit for the same tract, except the preparation of the ground and seeding as provided in Section 5 hereof, and
2. No permit shall be valid except between April 1st and October 1st of any year.

Section 9. Exceptions.

Nothing contained in this Ordinance shall require a person to obtain a permit for or prevent a person from removing topsoil from one part of his lands to another part of the same premises when such removal is necessary as an accessory use or is made for the purpose of

ALL THAT TRACT OR PARCEL OF LAND in Township 11,
Range 7, Lot 26, of the Holland Land Survey, Town of Cheektowaga,
Erie County, New York, and more particularly described as fol-
lows:

BEGINNING in the south line of Maryvale Road as a
70 ft. street at the northwest corner of Sub Lot 237 of the
Ti-o-run-da Housing Development Subdivision, which point is also
about 575 feet westerly from the west line of the Niagara, Lock-
port and Ontario Power Company right-of-way, running thence
westerly along the southerly line of Maryvale Road to a point
distant 80 ft. at right angles from the westerly line of Sub Lot
237, running thence southerly parallel with and 80 ft. westerly
measured at right angles from the west line of Sub Lots 237,
238, 239, 240 and 241 to a point opposite and 80 ft. west
measured at right angles from the southwest corner of Sub Lot
241, running thence on a straight line a distance of about
193 ft. to a point in the north line of Sub Lot 254, 20 ft. west
of the center of the existing 20 inch sanitary sewer, which
point is about 30 ft. west of the northeast corner of said Lot
254, running thence easterly along the northerly lines of Sub
Lots 254, 253, 252 and 251 to the west line of East Ti-o-run-da
Road, thence running northerly along the west line of East
Ti-o-run-da Road about 60 ft. to the southeast corner of Sub
Lot 244, thence running along the southerly lines of Sub Lots
244 and 243, and the westerly lines of Lots 242, 241, 240, 239,
238 and 237 to the northwest corner of Lot 237 at the south
line of Maryvale Road, which is the point or place of beginning.
All as shown on a map of the plot prepared by Mussebaumer and
Clarke, Engineers, dated January, 1948, and marked Drawing B-783,
to have and to hold the said lots unto the said Town of Cheekte-
waga, its successors and assigns forever for recreational and

- (f) Brush in seed lightly.
 (g) Roll firm with ground roller.
**PROVISIONS APPLICABLE TO
 SAND, GRAVEL PITS,
 TOPSOIL REMOVAL AND
 OTHER EXCAVATIONS**

Section 6. Bond and Cash Deposit.
 Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk, a bond, approved by the Town Board of the Town of Cheektowaga in an amount to be fixed by said Board, but not less than \$2,000.00 with a surety company as surety and conditioned for the faithful performance of the conditions contained in this Article, the observance of all municipal ordinances, and to indemnify the Town of Cheektowaga and/or the Superintendent of Highways for any damage to Town Property. In the event of a default such bond shall be forfeited to the Town of Cheektowaga.

Said bond shall remain in full force and effect until a certificate of completion has been issued by the Town Board, certifying to the fact that all provisions of this ordinance and conditions of the permit have been fully complied with. Application for such certificate shall be made by the applicant, owner, lessee or his agent on forms provided by the Town of Cheektowaga and shall be accompanied by a map drawn to scale showing a cross-section of the affected property, giving elevations thereof as provided in subdivision (b) of Section 3 of this ordinance, prepared by a duly licensed engineer or land surveyor of the State of New York after the completion of the operations, who shall also certify that there is not less than six (6) inches of topsoil remaining upon the ground from which topsoil has been removed and that such area has been seeded in compliance with Section 5 hereof.

In lieu of such bond a cash deposit or deposit of negotiable securities may be made with the Supervisor of the Town.

Section 7. Fees.

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A minimum fee of \$200.00 for an excavation volume not to exceed 20,000 cu. yds. For excavations exceeding 20,000 cu. yds. the minimum fee shall be \$200.00 plus one cent for each additional cu. yd. or fraction thereof.

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A minimum fee of \$25.00 for an area not exceeding 5,000 sq. ft. For areas exceeding 5,000 sq. ft. the minimum fee shall be \$25.00 plus \$10.00 for each additional 5,000 sq. ft. or fraction thereof.

Section 8. Limitation of Permits.

- (a) Sand Banks and Gravel Pits, and other Excavations.

Such permits shall expire by limitation one year from the date of issuance unless extended by the Town Board.

- (b) Topsoil Removal.

Such permits shall expire by limitation sixty (60) days from the date of issuance unless extended by the Town Board, and no permit or permits shall be granted:

1. The removal of more than four (4) acres of topsoil from any one tract of land until full compliance with the ordinance is had under any existing permit for the same tract, except the preparation of the ground and seeding as provided in Section 5 hereof, and

2. No permit shall be valid except between April 1st and October 1st of any year.

Section 9. Exceptions.

Nothing contained in this Ordinance shall require a person to obtain a permit for or prevent a person from removing topsoil from one part of his lands to another part of the same premises where such removal is necessary as an accessory use or is made for the purpose of farming or improving said property.

Section 10. Penalties.

For any and every violation of the provisions of this Ordinance, the owner, general agent, or contractor of a building on premises where such violations have been committed or shall exist, and the lessee or tenant of the premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of the premises in which part of said violation has been committed or shall exist, and the general agent, architect, engineer, surveyor, building contractor or any other person who knows, permits, takes part or assists in any such violation, or who maintains any premises in which any such violation shall exist, shall be guilty of a misdemeanor, punishable by a fine or imprisonment or both. Each week's continued violation shall constitute a separate additional violation. Such fines or penalties shall be collected as like fines are now by law collected.

Section 11. Separability.

If any clause, sentence, paragraph, section or part of this Code shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

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

- Benedict T. Holtz, voting Aye.
 Joseph A. Nelbert, voting Aye.
 Felix T. Wroblewski, voting Aye.
 Henry Nagel, voting Aye.
 Nicholas Napieralski, voting Aye.

Dated: June 7, 1948.

KENNETH T. HANLEY,

Town Clerk

jun-10 Town of Cheektowaga,
 Erie County, New York

playground purposes or for any other public use for a period of five (5) years, it being understood that said provisions as to the limited use of the said lots herein described shall expire five (5) years from the date hereof, after which the Town of Cheektowaga shall acquire title without any reservation whatsoever.

TO HAVE AND TO HOLD the street areas unto the said Town of Cheektowaga, its successors and assigns forever as and for public streets.

TO HAVE AND TO HOLD the said storm and sanitary sewers and right of entry above described unto the said Town of Cheektowaga, its successors and assigns forever, conditioned expressly however, upon the continuing public use of the above described sewers.

This Deed of Dedication is also made subject to such rights as have been granted the utility companies by the following instruments:

- (a) Easement dated May 6, 1948 from the Government to the Iroquois Gas Corporation, recorded May 12, 1948 in the Office of the Clerk of the County of Erie in Liber 4321 of Deeds, page 12.
- (b) Bill of Sale dated May 6, 1948 from the Government to the Buffalo Niagara Electric Corporation, recorded May 13, 1948 in the Office of the Clerk of the County of Erie in Liber 75 of Miscellaneous Records, page 247.
- (c) Easement dated May 6, 1948 from the Government to the Buffalo Niagara Electric Corporation, recorded May 13, 1948 in the Office of the Clerk of the County of Erie in Liber 4322 of Deeds, page 29.
- (d) Bill of Sale and Easement dated May 21, 1948 from the Government to the Western New York Water Company, recorded May 24, 1948 in the Office of the Clerk of the County of Erie in Liber 4327 of Miscellaneous Records, Page 256.

IN WITNESS WHEREOF, the Government has caused these presents to be executed in its name by JOHN A. KERVICK, Area Director, Area C, Region II, and the Seal of the Public Housing Administration to be hereunto affixed, the 21st day of May, 1948.

UNITED STATES OF AMERICA
HOUSING AND HOME FINANCE AGENCY
PUBLIC HOUSING ADMINISTRATION

In the presence of:

Sidney Resnick

By JOHN A. KERVICK
Area Director, Area C
Region II

E A L

Margaret M. Clinton

Accepted this day of June, 1948.

TOWN OF CHESEBOWAGA

By _____

CITY OF NEW YORK)
COUNTY OF NEW YORK) ss.
STATE OF NEW YORK)

On this 21 day of May, 1948, before me personally came and appeared JOHN A. KERVICK, to me known and known to me to be the person who executed the foregoing instrument, who, being duly sworn, did depose and say that he is the Area Director, Area C, Region II, Public Housing Administration, a constituent unit of the Housing and Home Finance Agency of the United States of America, and that the Seal affixed to the foregoing instrument is the Seal of the Public Housing Administration, and that he is duly authorized to sign and seal the said instrument in behalf of the United States of America by authority of law, and said JOHN A. KERVICK acknowledged said instrument to be the free act and deed of the United States of America

R. BENEDICT COHEN
Notary Public

Commission expires
March 30, 1949

Councilman Nagel offered the following resolution and moved its adoption:

At a regular meeting of the Town Board of the Town of Cheektowaga, County of Erie and State of New York, held at the Town Hall, this 7th day of June, 1948, Mr. Benedict T. Holtz, Chairman of the Board stated that he was in receipt of a request from Little and Burt, Attorneys for the Buffalo Savings Bank, that this Board certify that the buildings erected on the United States Housing Project No. N.Y. 30037 as built by the United States complies with the zoning and building regulations of the Town of Cheektowaga, New York.

It was moved by Mr. Benedict T. Holtz, Chairman, that the following resolution be adopted by the Board:

RESOLVED that this Board hereby certifies that the Federal Public Housing Project, Project No. N.Y. -30037, located in the Town of Cheektowaga, New York, commonly called Ti-o-Run-Da Victory Homes, as built by the United States, complies in all respects with the zoning and building regulations of the Town of Cheektowaga, New York.

Motion seconded by Councilman Neibert, all present voting in the affirmative, the resolution was unanimously approved.

Ayes 5 Naves 0 Absent 0 Carried.

Dr. Victor Reinstein was granted the floor and asked ^{if} the Town was going to allow people to have garage houses, in his opinion all garage houses should be turned down in all parts of the Town.

Councilman Wroblewski was granted the floor and asked the Supervisor who it pertained to for Boulevard Stop signals. The Councilman was advised by the Supervisor that he will take up the matter at a special Town Board meeting to be held on June 9th., 1948.

Mr. Elmer Mesmer was granted the floor and asked the Town Board if anything has been done regarding the purchase of a new truck for his department. The matter was referred to the Supervisor.

Mr. Woztkowski was granted the floor and asked what steps have been taken regarding installation of ornamental light standards in the Krakus- Crocker sector of the Town. The Supervisor advised Mr. Woztkowski that it would take two to three years before such an installation can be made on account of the shortage of materials.

Mrs. Marshall of Concord Drive was granted the floor and asked if anything has been done regarding the road situation on Concord Drive. The Supervisor advised Mrs. Marshall that the matter has been referred to the Highway Department.

Mr. Elmer Mesner was granted the floor and explained to the Town Board that parts of land in Tiorunda was on a public highway. Asks if the Town can deed back about 10 feet on each side of the highway to give people ten more feet of back yard. Back-yards at the present are only about six feet long. Ordered referred to Town Attorney and the Town Board.

Councilman Wroblewski moves, seconded by Councilman Neibert, audit be made and bills be paid.

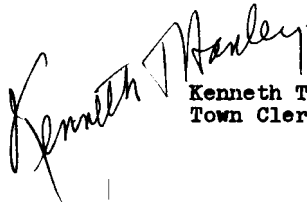
Following are the claims audited-	
Lorraine Wroblewski, Service to Judge Franzek	\$6.00
Lorraine Wroblewski, Services to Judge Franzek	6.00
McClelland Veterinary Hospital, medical attention (Dog)	20.00
G.E. Holloway, accounting services	85.00
The Del Mar Company, Policy # N Y B F 2415	133.72
Cheektowaga Times, notices on public hearings	69.84
Cheektowaga Times, notices of hearing	28.40

Leonard Post, V.F.W. 6251, Veterans Fund, Band(Memorial Day)

	\$75.00
Millington Lockwood, supplies	1.60
Millington Lockwood Inc., supplies, assessors	62.20
Millington Lockwood, supplies room 29	2.20
Millington Lockwood, supplies, garbage dept.	7.25
Millington Lockwood, supplies, room 28	4.50
Millington Lockwood, supplies, disp. plant #5	2.75
Millington Lockwood, binding books Town Clerks office	45.00
Millington Lockwood, supplies room 16	4.32
Millington Lockwood, supplies room 16	.60
Millington Lockwood, supplies, assessors	4.65
Millington Lockwood, supplies assessors	1.25
Millington Lockwood, supplies assessors	3.30
Millington Lockwood, supplies assessors	5.00
Millington Lockwood, supplies, Incinerator Plant	8.90
Millington Lockwood, supplies, Incinerator Plant	32.90
Millington Lockwood, supplies, Incinerator Plant	3.00
Harry H. Harris, supplies, Incinerator Plant	108.60
Syracuse Supply Co., supplies, Incinerator Plant	13.67
Stanley J. Walczak, supplies, Incinerator Plant	90.07
Jack Piazza, supplies, Disp. Plant #5	35.85
Reynders Elec., supplies, Disp. Plant #5	9.62
Henry R. Duch, supplies, Sewer Dist. #5	22.55
Urquharts Delivery, supplies, Disp. Plant #5	.72
Sutton Petroleum Corp., motor oil, Disp. plant #5	23.40
Geo. D. Clucas Inc., Pilot Tips, Disp. Plant #5	33.00
Edward O. Winegar, supplies, Plant #5	13.53
Frank Tokasz, coal, Disp. Plant #3	36.30
Jack Piazza, Labor, Disp. #5	76.50
Jack Piazza, Labor and Parts, Disp. Plant #5	22.05
Anthony Jablonski, (Services) Decoration Day (Police)	5.00
Daniel Grabianowski, (Services) Decoration Day (Police)	5.00
P. Lukowski, (Services) Decoration Day (Police)	5.00
Henry Kurz, (Services) Decoration Day (Police)	5.00
Anthony Jablonski, (Services) Decoration Day (Police)	5.00
Albert Wolf, (Services) Police	5.00
Frank Hochwater, (Services) Police	5.00
John Anken, (Services) Police	5.00
Leo Kurnick, (Services) Police	5.00
Joseph Eginger, (Services) Police	5.00
Frank Przepiora, (Services) Police	5.00
Harry Habel, (Services) Police	5.00
Terminal Petroleum Corp., Gasoline, Police	137.46
Jack Piazza, Labor and Parts, Town Garage	21.75
Terminal Petroleum Corp., Gasoline, Police Dept.	148.52
Stanley J. Walczak, elec. Drill, Police Dept.	18.95
Reynders Electric, repair work, Police Dept.	3.75
Plundett Chemical Co., supplies, Town Hall	28.26
Central O-B Products Co., Inc., supplies, Town Hall	8.64
Stanley J. Walczak, supplies, Town Hall	15.78
Reynders Elec. Co., supplies, Town Hall	10.26
The Kimball Co., supplies, Garbage Dept.	44.95
Edward J. Hoekle, First Aid Kits, Garbage Dept.	18.00
Harry H. Harris, supplies, Garbage Dept.	22.50
Niagara Lubricant Co., Inc., supplies, Garbage Dept.	20.50
N.Y. Telephone Co., telephone service	44.25
N.Y. Telephone Co., telephone service	276.52
N.Y. Telephone Co., telephone service	5.46
N.Y. Telephone Co., telephone service	3.00
N.Y. State Gas & Elec. Co., Elec. Svc. Disp.#5	581.99
N.Y. State Gas & Elec. Co., Elec. Svc. Incinerator	53.16
N.Y. State Elec. & Gas Corp., street lighting	2753.44
N.Y. State Elec. & Gas Corp., tool house, elec. service	14.52
N.Y. State Elec. & Gas Corp., Elec. Svc. Town Hall	2.13
N.Y. State Elec. & Gas Corp., Elec. Svc., Town Hall	62.34
N.Y. State Elec. & Gas Corp., Elec. Svc. Harlem Avenue	79.50
Western N.Y. Water Co., Disp. Plant Central Blvd.,	169.40
Western N.Y. Water Co., Disp. Plant, Clinton Street	35.50
Western N.Y. Water Co., Districts 1 to 8	1979.17
Western N.Y. Water Co., Incinerator Plant, Union Rd.	17.04
Buffalo Niagara Elec. Corp., Street lighting month of May	1817.12
Walter Dominiak, secretary services(Recreation)	50.00
Joseph Matecki, umpire services(Recreation)	10.00
Stanley Walczak, supplies, (Recreation)	11.45
LoveJoy Sporting Goods, supplies, Recreation	276.57

Pine Hill Concrete Mix, supplies, recreation,	27.75
Gerard J. Oehler, Welding at Town Hall, Recreation	9.00
Syrek Printing Co., supplies, recreation	51.00
F.J. Offerman Art Works Inc., supplies, recreation	38.00
Abbott Salvage Co., supplies, recreation	5.92
Syrek Printing Co., constitutional By-Laws , recreation	67.50
Schreiber and Winkelman, supplies , recreation	54.00
Pine Hill Concrete Mix, supplies , recreation	20.70
Frank Przybylski, umpire services ,recreation	10.00
Frank Przepiora, umpire services, recreation	14.00
Al. Bauer, umpire services, recreation	9.00
Victor Skubinski, umpire services, recreation	19.00
Iroquois Gas Corp., Service, Gen. Incinerator Plant	142.31

Councilman Napieralski moves, seconded by Councilman Neibert, as there was no further business to come before the board that this meeting be adjourned until a special meeting to be held on June 9th, 1948 at 7:30 P.M. E.D.S.T. Ayes 5 Carried.



Kenneth T. Hanley
Town Clerk.

June 9th, 1948. At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on June 9th, 1948 at 7:30 P.M. E.D.S.T., there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 absent 0

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

The Supervisor directed the Town Clerk to read the minutes of the previous meetings held on, May 3rd, 1948, May 17th, 1948, May 24th, 1948, May 25th, 1948 and June 7th, 1948.

Councilman Nagel moves, seconded by councilman Napieralski, minutes of previous meetings be approved as read.

This being the time and the place for a public hearing on " Proposed Dog Ordinance of the Town of Cheektowaga ".
The Town Clerk presented proof of publication.
The notice was posted according to law.

1- Town Hall. 2- Telephone Poll, South West corner Cleveland Drive and Harlem Road. 3- Rescue Fire House. 4- Pine Hill Fire House. 5- Doyle Fire House #1.

The Supervisor ordered the hearing open.

No one appeared in opposition. The following persons appeared in favor: Dr. Victor Reinstein, Mrs. Gertrude Marshall. Mr. Benj. Hoey.

The Supervisor ordered the hearing closed and decision was reserved.

This being the time and the place for a public hearing , for rezoning from residence to business , application of Walter A. Burke .
The Town Clerk presented proof of publication.
The Supervisor ordered the hearing open.
No one appeared in opposition.
Mr. and Mrs. Walter A. Burke appeared in favor.
The Supervisor ordered the hearing closed, and decision was reserved.

This being the time and the place for a public hearing , for rezoning of property from residence to First Industrial, application of Mr. John Eginger.

The Town Clerk presented proof of publication.
The Supervisor ordered the hearing open.
No one appeared in opposition.
Mr. John Eginger appeared in favor.
The Supervisor ordered the hearing closed, and decision was reserved.

This being the time and the place for a public hearing for rezoning of property from residence to business, application of The Walden Terrace Building Corp., Thaddeus F. Pawlicki, president, and Treasurer.

The Town Clerk presented proof of publication.
The Supervisor ordered the hearing open.
No one appeared in opposition.
Mr. Thaddeus F. Pawlicki, appeared in favor. Mr. Pawlicki, advised the Town Board he has filed with the Town plans for proposed building.

Councilman Nagel moves, seconded by Councilman Wroblewski:
RESOLVED: that Benj. Zablotny be appointed to plumbing board for a full term , effective immediately. Ayes 5 Carried.

ACM121

PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 2 7 1948; last publication MAY 2 7 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

MAY 2 9 1948
day of, 19.....

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

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

may-27

Harlem Road Lateral.

1000

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

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

first publication JUN 17 1948

last publication JUN 17 1948

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 17 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

AC121

PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA.

Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-fourth day of May, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

RESOLVED, that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall June 9, 1948 at 7:30 P. M., E. D. S. T. and notice thereof be published in accordance with the provisions of the Town Law.

PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA, NEW YORK

No person owning or having the care, custody or charge of any dog shall allow or permit such dog, whether in the company of any person or not, to be upon any street or public place, unless such dog shall be muzzled or securely held in leash to prevent such dog from biting. Any person owning or having the care, custody or charge of any dog which is kept on the premises shall, unless said dog is in his or her immediate custody, keep it muzzled or securely fastened in such manner as to prevent said dog from biting any person entering upon or leaving such premises. Any dog found at large or in any place, in violation of the provisions of this section, shall be seized as directed or ordered by the chief of police or dog warden and taken to the dog pound, and if not redeemed within three days thereafter, such dog shall be destroyed. Before any dog is redeemed from such pound, proper and sufficient proof of ownership of said dog shall be required, and a fee of two dollars paid. Any person violating any of the provisions of this ordinance, shall be liable to fine of not less than three nor more than one hundred dollars. Members of the police department and the dog wardens are authorized and directed to enforce the provisions of this ordinance.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

Dated: May 24, 1948.

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

may-27

Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 9th day of June, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the east side of the highway known as Harlem Avenue by the construction of a lateral sewer in said highway, to wit: from existing sanitary sewer located on the east side of Harlem Avenue near the Town line of Cheektowaga, New York, southerly a distance of 600 feet, being one-half of the frontage of premises assessed to Thomas Butterworth, and being the entire frontage of Lots Nos. 1 to 11 inclusive as shown under Map Cover No. 1180, filed in the Erie County Clerk's Office, which sewer shall be so constructed as to serve the properties aforementioned on the east side of Harlem Avenue, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the east side of said public highway situate between the points aforesaid owning at least one-half of the entire frontage or bounds on the east side of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by residing owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$3,000.00;

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 139 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town on the 9th day of July, 1948, at 2:30 P. M., Eastern Daylight Saving Time, of that day, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED that the Town Clerk be and is hereby

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

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

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski, voting Aye.
Councilman Neibert voting, Aye.
Councilman Napieralski, voting Aye.

AYES: 5 NCES: 0 ABSENT 0
STATE OF NEW YORK : SS
COUNTY OF ERIE :

TOWN OF CHEEKTOWAGA:
I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with original resolution duly adopted at said meeting of the Town Board held on the 9th day of June, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 11th day of June, 1948.

KENNETH T. HANLEY,
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 17 1948; last publication JUN 17 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
JUL 2 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

WALTER A. BURKE.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
 first publication MAY 27 1948
 last publication MAY 27 1948
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 29 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1949
 Registered No. 5029

Amiela Trybowski.

Thursday, June 17, 1948

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 6th day of July, 1948, at 2:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Amiela Trybowski, 118 Burgard Place, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Farm Lot 18, Township 11, Range 7 of the Holland Land Company's survey and according to a subdivision map of Homewood Little Farms filed in the office of the Clerk of Erie County under Map Cover 1311, are known and distinguished as Subdivision Lots No. 77 and 78, S. W. Bosch Road and Hemenway Road.

Residence to business; Delicatessen, retail sale of groceries and meats.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 14, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
Town Clerk

Jun-17

0000

WALTER A. BURKE.

RESOLVED that a petition presented by the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 9th day of June, 1942, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Walter A. Burke, 415 Cayuga Creek Road, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly:

DESCRIPTION

Part of Lot No. 10 situate in Town of Cheektowaga, County of Erie, New York, being part of Lot No. 10, Township 11, and Range 7 of Holland Land Company's survey, bounded and described as follows:

COMMENCING southeast corner of said Lot No. 10 running thence easterly along the south boundary line of said Lot No. 10 for distance of ten (10) ch., thence northerly eleven (11) ch. and forty (40) Rods to center of the Bennett Road, as a road 3 rods in width; Union Road 250 feet southerly from center of Bennett Road, East Side of Union, south of Bennett Road.

Residence to Business, Delicatessen Store.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: May 24, 1942.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
may-27 Town Clerk

JOHN EGINGER.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication MAY 2 7 1948; last publication MAY 2 7 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of MAY 2 9 1948, 19.....

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication MAY 2 7 1948;
last publication MAY 2 7 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 2 9 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

JOHN EGINGER.

township, County of Erie, State of New York at the Town Hall in said Town on the 9th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of John Eginger, for the rezoning from "Residence District" to "First Industrial District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

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 34, Township 11, Range 7 of the Holland Land Company's Survey, and being subdivision Lot Number 18 on subdivision map of subdivision of Lot Number 7 of the Joseph Long Farm filed in Erie County Clerk's Office under Cover No. 732 bounded and described as follows:

BEGINNING at a point in the westerly line of Olcott Place as laid out on said map five hundred ten (510) feet southerly from the intersection of said westerly line of Olcott Place with the northerly line of said subdivision Lot Number Seven (7) of the Joseph Long Farm; running thence westerly at right angles to said Olcott Place and along the southerly line of subdivision Lot Number Seventeen (17) on said plan, one hundred twenty-seven and seven-tenths (127.7) feet to the westerly line of said subdivision Lot Number Seven (7) of the Joseph Long Farm; at a point five hundred ten and eighty-five one-hundredths (510.85) feet southerly from the northwest corner of said subdivision Lot Number Seven (7) of the Joseph Long Farm; thence southerly along the westerly line of said subdivision Lot Number Seven (7) sixty-two and forty-five one-hundredths (62.45) feet to the southwest corner of said subdivision Lot Number Seven (7); thence southerly along the southerly line of said subdivision Lot Number Seven (7) one hundred twenty-seven and two tenths (127.2) feet to the westerly line of Olcott Place; thence northerly along the westerly line of said Olcott Place forty-two and four-tenths (42.4) feet to the place of beginning.

Residential to Industrial, First: Residential heating, air-conditioning, and general sheet metal work.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: May 24, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,
may-27 Town Clerk

That a public hearing was held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 9th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Walden Terrace Bldg. Corp., Bailey Avenue, for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Lot No. 289-MC Pine Ridge Heights No. 1417; (Lot backing into Schuquaga Creek; Behind and adjacent to Super-Grocery Market at Harlem and George Urban; Across Creek Pumping Station discharges treated sewage in Creek.)

Residential to Business; Real Estate and Builders Office.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: May 24, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY,
may-27 Town Clerk

Councilman Wroblewski moves, seconded by Councilman Nagel:
 RESOLVED: that a boulevard stop sign be installed at the intersection of Cass Avenue and Parker Avenue, said sign to be placed to face Cass Avenue. Ayes 5, Carried (Refer to highway department.)

Councilman Nagel offered the following resolution and moved its adoption:

WHEREAS: The United States of America by a deed of Dedication dated the 3rd day of August, 1944, and recorded in the Erie County Clerk's office on the 27th day of September, 1944, in Liber 3605 of Deeds at Page 117, did convey to the Town of Cheektowaga, and in said Deed more particularly described as and for public streetsm roads or highways and

Whereas, this Board did at a regular meeting held on the 21st day of August, 1944, accept said Deed of Dedication subject to certain conditions, and

WHEREAS:, The United States of America has conveyed or is about to convey the real property abutting the streets aforesaid to private individuals and corporations.

NOW, THEREFORE,

BE IT RESOLVED, That the Town of Cheektowaga does hereby release and discharge each and every condition imposed on the acceptance to said Deed in the Resolution above referred to, adopted on the 21st day of August, 1944 and

BE IT FURTHER RESOLVED, That the acceptance of said Deed of Dedication aforesaid be and the same hereby is in all respects ratified and confirmed.

Seconded by Councilman Wroblewski.

The vote of the Town Board.

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5 Naves 0 Absent 0 Carried.

COMMUNICATIONS WERE RECEIVED FROM:

Doyle Volunteer Hose Company #2 inviting members of the Town Board to attend their annual Field Day and parade to be held Sunday July 4th, 1948.

Councilman Nagel moves, seconded by Councilman Wroblewski, to accept invitation. Ayes 5 Carried.

Doyle Volunteer Hose Company #2, applying for permission from the Town Board to close Willowlawn Parkway, near the Fire Hall for three days, July 3rd, 4th, and 5th.

Councilman Nagel moves, seconded by Councilman Neibert, request be granted and Chief of Police be notified. Ayes 5 Carried.

Petition signed by owners of real estate fronting on the east side of Harlem Avenue, a public highway, situate in the Town of Cheektowaga, petitioning for a lateral sewer.

Councilman Neibert offered the following resolution and moved its adoption: Seconded by Councilman Napieralski.

(Harlem Road Lateral Sewer_)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 17 1948; last publication JUN 17 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of JUN 17 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

0202

Councilman Wroblewski moves, seconded by Councilman Neibert, as there was no further business to come before the Board, special meeting be adjourned until June 12th, 1948 at 11 A.M. E.D.S.T. Ayes 5 Carried.

Kenneth T. Hanley

Town Clerk

Kenneth T. Hanley

AC121

Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the 9th day of June, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the east side of the highway known as Harlem Avenue by the construction of a lateral sewer in said highway, to wit: from existing sanitary sewer located on the east side of Harlem Avenue near the Town line of Cheektowaga, New York, southerly a distance of 600 feet, being one-half of the frontage of premises assessed to Thomas Butterworth, and being the entire frontage of Lots Nos. 1 to 11 in-

clusive as shown under Map Cover No. 1180, filed in the Erie County Clerk's Office, which sewer shall be so constructed as to serve the properties aforementioned on the east side of Harlem Avenue, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on the east side of said public highway situate between the points aforesaid owning at least one-half of the entire frontage or bounds on the east side of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by residing owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$3,000.00;

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town on the 9th day of July, 1948, at 2:30 P. M., Eastern Daylight Saving Time, of that day, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED that the Town Clerk be and is hereby

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

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

Supervisor Holtz, voting Aye.
Councilman Nagel, voting Aye.
Councilman Wroblewski, voting Aye.
Councilman Neibert voting Aye.
Councilman Napieralski, voting Aye.

AYES: 5 **NOES:** 0 **ABSENT:** 0

STATE OF NEW YORK :
COUNTY OF ERIE : SS

TOWN OF CHEEKTOWAGA:

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with original resolution duly adopted at said meeting of the Town Board held on the 9th day of June, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 11th day of June, 1948.

KENNETH T. HANLEY,
Town Clerk

(SEAL)

June 12th, 1948.

0103

At an adjourned special meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on Saturday June 12th, 1948 at 11 A.M. E.D.S.T., there were present.

Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

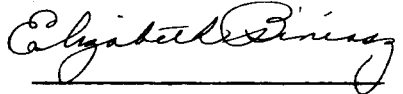
Absent Supervisor Holtz.

Councilman Wroblewski moves , seconded by Councilman Neibert, on account of the absence of the Supervisor, Councilman Nagel be appointed Chairman of the special meeting.

Councilman Neibert moves , seconded by Councilman Napieralski, on account of illness in the Supervisor's family, the special meeting be postponed until June 14th, 1948 at 7:30 P.M. E.D.S.T.

The vote of the Town Board.

Ayes 4 , Nayes 0 Absent 1 Carried.



Deputy Town Clerk.

Seal.

June 14th, 1948.

At a special adjourned meeting of the Town Board of the Town of Cheektowaga held at the Town Hall, Monday June 14th, 1948 at 7:30 P.M. E.D.S.T. there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 , Absent 0

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

Councilman Wroblewski moves, that all bids on lateral sewer on Woodcrest Avenue, Genesee Street from Midland Avenue, Floral Place and West Sobieski Road , be rejected and petitioners to be notified.

Seconded by Councilman Neibert.

The vote of the Town Board: Ayes 5, Carried.

THE FOLLOWING RESOLUTIONS WERE OFFERED AND THEIR ADOPTION ASKED:

Councilman Neibert moves: WHEREAS the Town Board on May 3rd, 1948 passed a resolution prohibiting parking of motor vehicles on the south side of Delevan Avenue from the city line to Fire Ridge Road and directing appropriate signs be placed on the south side of Delevan Avenue notifying the public that parking on the south side of Delevan Avenue is prohibited and, WHEREAS: the Fire Commissioners of Fire District #5 have requested that it is necessary to keep a fire lane open on the north side of Delevan Avenue, BE IT RESOLVED: that said resolution be amended to provide no parking on the north side and that appropriate signs be placed on the north side of Delevan Avenue notifying the public that parking on the north side of Delevan Avenue is prohibited and BE IT FURTHER RESOLVED: the Police Department be directed to enforce the provisions of this resolution.

This resolution shall become effective immediately.

Seconded by Councilman Nagel.

The vote of the Town Board, Ayes 5 , Carried.

Councilman Wroblewski offered the following resolution and its adoption asked:

WHEREAS: the Everybody's Daily Publishing Company Inc., and the Inter- Community Hospital Campaign Committee have requested the Town Board for permission to stage a fireworks display on July 4th., at Liberty Park, the profits of the planned picnic are to be transmitted to the building fund of said hospital:

NOW THEREFORE: permission be, and the same hereby is, granted to the Everybody's Daily Publishing Co., Inc., and the Inter-Community Hospital Committee, to carry on a display of fireworks at Liberty Park , on July 4th, 1948, and such permission is given subject to the following terms, conditions and requirements:

1- The Permittees shall furnish to the Town of Cheektowaga, New York , as a named assured, a public liability insurance policy in an amount not less than \$25,000 for injuries to, including wrongful death of, any one person, and subject to the limit for each person, in an amount not less than \$50,000, on account of one accident, and for property damage in an amount not less than \$10,000. Said policy shall be approved as to form by the Town Attorney and shall be placed on file with the Town Supervisor.

2- The permittees shall obtain permits and comply with Section 1894 A., of the Penal Law, regulating the display of fireworks and post a proper bond or public liability insurance policy.

3- Acceptance of these conditions must be completed by June 21st., 1948, otherwise this permission is null and void and of no effect.

4- In case of postponement a new date is to be posted with the Town Clerk and the conditions amended as to date only.

Seconded by Councilman Nagel.

The vote of the Town Board: Ayes 5 , Carried.

This being the time for a decision on the "PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA, NEW YORK". A public hearing on the above Ordinance was held on June 9th, 1948 and decision was reserved.

Councilman Wroblewski moves the adoption of the following ordinance:
No person owning or having the care, custody or charge of any dog, shall allow or permit such dog, whether in the company of any person or not, to be upon any street or public place, unless such dog shall be muzzled or securely held in leash to prevent such dog from biting. Any person owning or having the care, custody or charge of any dog which is kept on the premises shall, unless said dog is in his or her immediate custody, keep it muzzled or securely fastened in such manner as to prevent said dog from biting any person entering upon or leaving such premises. Any dog found at large or in any place, in violation of the provisions of this section, shall be seized as directed or ordered by the Chief of Police or Dog Warden and taken to the Dog Pound, and if not redeemed within three days thereafter, such dog shall be destroyed. Before any dog is redeemed from such pound, proper and sufficient proof of ownership of said dog shall be required, and a fee of two dollars paid. Any person violating any of the provisions of this ordinance, shall be liable to a fine of not less than three nor more than one hundred dollars. Members of the Police Department and the Dog Wardens are authorized and directed to enforce the provisions of this ordinance.

Seconded by Councilman Nagel.

The vote of the Town Board. Ayes 5 Carried.

Councilman Wroblewski moves: the request of Joseph Straubinger 373 Beach Road south east corner of Beach Road and Maryvale Drive be rezoned from residence to business for stores and professional offices above, be granted.

Seconded by Councilman Nagel.

The Vote of the Town Board. Ayes 5 Carried.

Councilman Neibert moves: the request of Milton Cronk, to rezone from residence to business southwest corner of Beach Road and Maryvale Drive for Delicatessen , be granted.

Seconded by Councilman Wroblewski.

The vote of the Town Board. Ayes 5 Carried.

Councilman Nagel moves: the request of Edward Polarski 61 St. James Place, Buffalo New York, to rezone from residence to business lot 38-39-40 on 1012 Harlem Road corner Freda Street for restaurant be granted.

Seconded by Councilman Napieralski. The Vote of the Town Board. Ayes 5 Carried.

AC121

6105

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUN 17 1948.....;
last publication JUN 17 1948.....;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 17 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

authorized and directed to enforce the provisions of this ordinance.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

Dated: June 14, 1948.

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

jun-17

ACAI 21

2- The permittees shall obtain permits and comply with Section 1894 A., of the Penal Law, regulating the display of fireworks and post a proper bond or public liability insurance policy.

3- Acceptance of these conditions must be completed by June 21st., 1948, otherwise this permission is null and void and of no effect.

4- In case of postponement a new date is to be posted w the Town Clerk and the conditions amended as to date only.

Seconded by Councilman Nagel.

The vote of the Town Board: Ayes 5 , Carried.

This being the time for a decision on the "PROPOSED DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA, NEW YORK". A public hearing on the above Ordinance was held on June 9th, 1948 and decision was reserved.

Councilman Wroblewski moves the adoption of the following:
No person owning or having the care, custody or charge of any dog, shall allow or permit such dog, whether in the company of any person or not, to be upon any street or public place, and such dog shall be muzzled or securely held in leash to prevent such dog from biting. Any person owning or having the care, custody or charge of any dog which is kept on the premises shall, unless said dog is in his or her immediate custody, keep it muzzled and securely fastened in such manner as to prevent said dog from biting any person entering upon or leaving such premises. Any dog found large or in any place, in violation of the provisions of this ordinance shall be seized as directed or ordered by the Chief of Police. Dog Warden and taken to the Dog Pound, and if not redeemed within three days thereafter, such dog shall be destroyed. Before any dog is redeemed from such pound, proper and sufficient proof of ownership of said dog shall be required, and a fee of two dollars shall be paid. Any person violating any of the provisions of this ordinance shall be liable to a fine of not less than three nor more than one hundred dollars. Members of the Police Department and the Dog Wardens are authorized and directed to enforce the provisions of this ordinance.

Seconded by Councilman Nagel.

The vote of the Town Board. Ayes 5 Carried.

Councilman Wroblewski moves: the request of Joseph Strassburg, south east corner of Beach Road and Maryvale Drive, to be rezoned from residence to business for stores and professional offices above, be granted.

Seconded by Councilman Nagel.

The Vote of the Town Board. Ayes 5 Carried.

Councilman Nelbert moves: the request of Milton Cronk, to rezone from residence to business southwest corner of Beach Road and Maryvale Drive for Delicatessen , be granted.

Seconded by Councilman Wroblewski.

The vote of the Town Board. Ayes 5 Carried.

Councilman Nagel moves: the request of Edward Polarski, 141 St. James Place, Buffalo New York, to rezone from residence to business lot 38-39-40 on 1012 Harlem Road corner Freda Street for restaurant, be granted.

Seconded by Councilman Napieralski. The Vote of the Town Board. Ayes 5 Carried.

16105

ORDINANCE 4 15

DOG ORDINANCE

June 14, 1948

Cheektowaga, Erie County, New York,
held at the Town Hall in said Town
of Cheektowaga on the fourteenth
day of June, 1948, at 7:30 o'clock
P. M., Eastern Daylight Saving Time,
there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered
the following resolution and moved
its adoption.

WHEREAS, pursuant to a resolution duly passed by this Board on the 24th day of May, 1948, a public hearing was held upon the advisability of adopting the annexed proposed ordinance, said public hearing being held in the Town Hall of the Town of Cheektowaga in the Council Chambers of said Hall on the 9th day of June, 1948, at 7:30 o'clock P. M. (Eastern Daylight Saving Time) at which time and place all persons interested in said ordinance were heard and due deliberation having been had thereon,

BE IT RESOLVED: that said ordinance be and the same is hereby adopted.

DOG ORDINANCE OF THE TOWN OF CHEEKTOWAGA, NEW YORK

No person owning or having the care, custody or charge of any dog, shall allow or permit such dog, whether in the company of any person or not, to be upon any street or public place, unless such dog shall be muzzled or securely held in leash to prevent such dog from biting. Any person owning or having the care, custody or charge of any dog which is kept on the premises shall, unless said dog is in his or her immediate custody, keep it muzzled or securely fastened in such manner as to prevent said dog from biting any person entering upon or leaving such premises. Any dog found at large or in any place, in violation of the provisions of this section, shall be seized as directed or ordered by the chief of police or dog warden and taken to the dog pound, and if not redeemed within three days thereafter, such dog shall be destroyed. Before any dog is redeemed from such pound, proper and sufficient proof of ownership of said dog shall be required, and a fee of two dollars paid. Any person violating any of the provisions of this ordinance, shall be liable to fine of not less than three nor more than one hundred dollars. Members of the police department and the dog wardens are authorized and directed to enforce the provisions of this ordinance.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

Dated: June 14, 1948.

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

jun-17

Mr. Benedict Holtz

- 2 -

June 10, 1948

If it is desired to make an award to a single bidder, only, for all items of work, the low bid would be in the amount of \$16,601.70 for Ben Behringer, with W. J. Irwin second with \$18,448.75.

If the Behringer Bid is disqualified on account of the bid price on rock which was inserted, then an award could be made to second bidders in his place as follows:

Name	Contractor	Low Bid	Suggested Petition Amount
Woodcrest Ave.	W. J. Irwin	\$4660.00	\$5820.00
Genesee St.	W. J. Irwin	1631.25	2200.00
Floral Pl.	Phohl Bros.	3615.25	4600.00
W. Sobieski Ave.	Lancaster Dev. Co.	4868.00	6000.00
Buell Ave.	W. J. Irwin	3102.50	3900.00

We believe there was no amount mentioned in the Buell Ave. petition. It, therefore, appears on the basis of the authorized amounts for each job, that the only awards which can be made and come within the allowed petition amounts are for W. Sobieski Ave. and for Buell Ave., if the attorney authorizes an award.

The contract documents do not limit the time for which the bids may be held. Therefore, the Town may be able to secure permission to increase the Petition amounts. To be on the safe side, we would suggest the amounts indicated in the paragraph above.

Very truly yours,

NUSSEBAUMER AND CLARKE

Nowell L. Nussbaumer
Nowell L. Nussbaumer

NLN:r

NEWELL L. NUSSBAUMER
IRVING CLARKE

NUSSBAUMER AND CLARKE
ENGINEERS
327 FRANKLIN STREET
BUFFALO 2, N. Y.

TOWN PLANNING
SEWAGE TREATMENT
WATER SUPPLY
INCINERATION

June 10, 1948

RE: Town of Cheektowaga, N. Y.
Woodcrest, Genesee, Floral Pl.
W. Sobieski Ave., Buell Ave.
Sewers

Mr. Benedict Holtz, Supervisor
Town Board of Cheektowaga
Cheektowaga Town Hall
Station A, R.F.D. 5
Buffalo 6, N. Y.

Dear Sir:

Following is a report on the receipt of bids on the above jobs. A complete tabulation of bids is enclosed.

Bids were received at 2:30 p.m., June 7, 1948, at the Town Hall. Five contractors submitted bids. As each of the first four streets were advertised as the result of individual petitions, they must be considered separately, with regard to the amount authorized in the petition. A petition has been received by the Town Board, but bids had not been authorized. This item was received, and subject to the approval of your attorney, an award could be made.

Attention is called to the fact that Ben Behringer qualified his bid by stating that rock, where encountered, must be paid at the rate of \$25.00 per cu. yd. No other bidders did this.

A summary of total bids follows:

Name	Contractor	Low Bid	Cont. 10%	Engr. & Adm. 15%	Tot.	Auth. Pet. Am't.
Woodcrest Ave.	Behringer	\$3546.00	\$354	\$525	\$4425	\$4000
Genesee St.	Irwin	1631.25	163	240	2304	1400
Floral Pl.	Behringer	3483.50	348	525	4356.50	4000
W. Sobieski Ave.	Behringer	4628.00	462	690	5780	6000
Buell Ave.	Behringer	2652.20	265	400	3317	--
TOTAL			\$ 15940.95			

*W. Sobieski Ave. Nagel
refer Town atty
Maurice Doyle
6-15-48*

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Joseph Straubinger, 373 Beach Rd., a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 26, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 12, Township 11, Range 8 of the Holland Land Company's Survey, South east corner Beach Rd. and Maryvale Drive, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

Jun-17, 24

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication JUN 1 7 1948
last publication JUN 2 4 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 2 1948
....., 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
Commission Expires March 30, 1949
Registered No. 5029

Joseph A. Robert, voting Aye.
Felix T. Wrublewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Erie County, New York
Jun-17, 24

0300

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks; first publication JUN 1 7 1948; last publication JUN 2 4 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 2 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACAI21

Crone

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neilbert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Edmund W. Skaps, 24 Warsaw St., a written application for the re-zoning of the heretofore described property from a "residential district" to a "business district" and a notice of the Town Board meeting the receipt of said application and specifying the time, date and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof; and whereas the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, Erie County, New York, on June 7, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1943 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District" subject to the following conditions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Appliance Store, the order of re-zoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

Lots 3 and 4, Warsaw Street, north side, 25 feet east of Warsaw Street, from residential to business zone.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neilbert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Jun-17, 48 Town of Cheektowaga,
Erie County, New York

0100

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in post-session of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Milton Cronk, 151 Danmore St., a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on March 29, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

COMMENCING at the point of intersection of the center line of Beach Rd., as a four rd road with the southerly line along the center line of Beach Road, one hundred thirty feet (130) adjacent to part of land theretofore conveyed to Jacob J. Gaiser in Liber 3643, page 224, running thence westerly and along said land of Jacob J. Gaiser, two hundred fifty feet thence northerly one hundred thirty feet (130) to a point in the southerly bounds of Maryvale Dr. as a seventy foot road, said point being distant two hundred forty nine and eighty-four hundredths (249.84) feet westerly from the point of beginning; thence easterly along the said southerly line of Maryvale Drive, as a seventy

uses,

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
JUN 17 1948
first publication
JUN 24 1948
last publication
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948
day of 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

which resulted as follows:
Benedict T. Holtz, voting Aye.
Joseph A. Neilbert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Nopierski, voting Aye.
KENNETH T. HANLEY,
Town Clerk
Town of Cheektowaga,
Jun-17, 24 Erie County, New York

0100

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication JUN 17 1948; last publication JUN 24 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 2 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
 Notary Public, State of New York
 Qualifies in Erie County
 My Commission Expires March 30, 1948
 Registered No. 5029

Henry Nagel, voting Aye.
 Nicholas Napieralski, voting Aye.
 KENNETH T. HANLEY,
 Town Clerk
 Town of Cheektowaga,
 Erie County, New York
 Jun-17, 24

ACAL21

Balk.

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M. E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Mrs. J. J. Balk, 35 Rowley Rd., a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of said Board reciting the receipt of said application and specifying the time, when, and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 7, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereof.

NOW, THEREFORE,

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

DESCRIPTION

Part of Parcel No. 64,
129 feet frontage on Union Road,
300 feet deep.

East side of Union Road approximately 150 feet from William St., from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Jun-17, 24 Erie County, New York

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Nagel offered the following resolution and moved its adoption.

hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 26, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

Lots 38, 39, 40, Map Cover No. 1884, Harlem Road corner Freda St., from residential to business uses.

BE IT FURTHER RESOLVED,

that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

Jun-17, 24

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication JUN 1 7 1948;
last publication JUN 2 4 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for *two* weeks; first publication JUN 1 7 1948; last publication JUN 2 4 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

Burke

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Walter A. Burke, 15 Cayuga Creek Road, Cheektowaga, a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 8, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE

BE IT RESOLVED, by this Town Board that the zoning map of the Town of Cheektowaga, Erie County, New York, be amended to change the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that in the event said premises are no longer used as a Delicatessen Store, this order of re-zoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION

Part of Lot No. 10 situate in Town of Cheektowaga, County of Erie, New York, being part of Lot No. 10, Township 11, and Range 7 of Holland Land Company's survey, bounded and described as follows:

COMMENCING southeast corner of said Lot No. 10 running thence easterly along the south boundary line of said Lot No. 10 for distance of ten (10) ch., thence northerly eleven (11) chs. and forty (40) links to center of the Bennett Road, as a road 3 rods in width; Union Road 250 feet southerly from center of Bennett Road, East Side of Union, south of Bennett Road, from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Jun-17, 24 Town of Cheektowaga,
Erie County, New York

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by John Eginger, Olcott Place, a written

Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 8, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said provisions are used only for industrial purposes and (2) that in the event said provisions are no longer used for residential heating, air-conditioning, and general sheet metal work; that industrial, this order of re-zoning shall be null and void in the property shall revert to residential use only.

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 34, Township 11, Range 7 of the Holland Land Company's Survey, and being subdivision Lot Number 16 on subdivision map of subdivision of Lot Number 1 of the Joseph Long Farm, filed in Erie County Clerk's Office under Cover No. 125 bounded and described as follows:

BEGINNING at a point in the westerly line of Olcott Place as laid out on said map five hundred ten (510) feet southerly from the intersection of said westerly line of Olcott Place with the northerly line of said subdivision Lot Number Seven (7) of the Joseph Long Farm, running thence westerly at right angles to said Olcott Place and along the southerly line of subdivision Lot Number Seventeen (17) on said plan, one hundred twenty-seven and seven-tenths (127.7) feet to the westerly line of said subdivision Lot Number Seven (7) of the Joseph Long Farm at a point five hundred ten and eighty-five one-hundredths (510.85) feet southerly from the northwest corner of said subdivision Lot Number Seven (7) of the Joseph Long Farm; thence southerly along the westerly line of said subdivision Lot Number Seven (7) forty-two and forty-five one hundredths (42.45) feet to the southwest corner of said subdivision Lot Number Seven (7); thence easterly along the southerly line of said subdivision Lot Number Seven (7) one hundred twenty-seven and two-tenths (127.2) feet to the westerly line of Olcott Place; thence northerly along the westerly line of said Olcott Place forty-two and four-tenths (42.4) feet to the place of beginning, from residential to industrial uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously at the Town Hall a copy

and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York
Jun-17, 48

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication JUN 17 1948
last publication JUN 24 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

0111

Willard C. Allis
Cheektowaga Times

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication JUN 1 7 1948; last publication JUN 2 4 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 2 1948
day of, 19.....

Eve J. Allis

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

NOTARY PUBLIC
STATE OF NEW YORK
My Commission Expires March 30, 1950
Registered No. 5029

ACA121

Tras...

W...

Town Board of the Town of Cheektowaga, Erie County, New York,
held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Nora C. Dantin and Pauline C. Frascassa, 52 Marne Road, a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on April 26, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Farm Lot No. 25, Township 11, Range 7 of the Holland Land Company's Survey and according to a subdivision map of Genesee Meadows filed in the Office of the Clerk of the County of Erie and Map No. [redacted] as [redacted]

[redacted] red-
business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

jun-17, 24

Thursday, June 17, 1948

ZONING CHANGE GRANTED

AT A SPECIAL MEETING OF the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the fourteenth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Neibert offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by the Walden Terrace Building Corporation, Bailey Avenue, a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 9, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

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

DESCRIPTION

Lot No. 283-MC Pine Ridge Heights No. 1417; (Lot backing into Scasquada Creek; Behind and adjacent to Super-Grocery Market at Harlem and George Urban; Across Creek Pumping Station discharges treated sewage in Creek), from residential to business uses.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, twice, once in each week for two consecutive weeks, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Jun-17, 24 Erie County, New York

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUN 10 1948; last publication JUN 10 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

James P. ...

a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 28th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Theresa Piotrowski, 2328 William St., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

East side of Harlem Avenue, 120 feet North of William St., Lot Number 28.

Residential to business: Gift Shoppe & Variety Store.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 7, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY,
jun-10 Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUN 1 0 1948;
last publication JUN 1 0 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 1 0 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUN 1 0 1948
last publication JUN 1 0 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 1 0 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5023

ACA121

A public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 28th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph J. Reiser and Gertrude T. Reiser, 96 Mapleview Rd., Buffalo, N. Y., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Map Cover No. 1180.

Village Lot 2/3 No. 27, Township II, Range 7, south half of No. 2, north half of No. 3.

Feet front, 40; feet deep, 148.

East side of Harlem Rd., Crestview Subdivision.

Residential to business: Fish and sea foods, and dressed poultry.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 7, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY,
jun-10 Town Clerk

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 22nd day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Robert B. Ledger and Carolyn M. Ledger, 674 LaSalle Ave., Buffalo, N. Y., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 38, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as Subdivision Lot Number sixty-eight (68), as shown on map of Ardmore Terrace, filed in Erie County Clerk's Office under Cover Number 1404. West side of Harlem Ave., 125 feet south of Woodcliffe.

Residential to business: Real estate broker's office.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 7, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,

jun-10 Town Clerk

Councilman Wroblewski moves: the request of Edmund H. Sipa, Cheektowaga New York, to rezone from residence to business lots 3-4 northside of William Street 62 feet east of Warsaw Street for Appliance Store be granted.
Seconded by Councilman Napieralski.
The vote of the Town Board, Ayes 5 Naves 0 Absent 0 Carried.

Councilman Nagel moves: the request of Mrs. J.J. Balk, Cheektowaga New York, to rezone from residence to business parcel number 64, 129 feet frontage on Union Road, 300 feet deep for Refreshment Stand be granted.
Seconded by Councilman Wroblewski.
The vote of the Town Board, Ayes 5 Naves 0 Absent 0 Carried.

Councilman Neibert moves: the request of Walter A. Burke, to rezone from residence to business lot # 10, Union Road 200 feet south from corner of Bennett Road east side of Union south of Bennett for Delicatessen be granted.
Seconded by Councilman Nagel.
The vote of the Town Board: Ayes 5 Naves 0 Absent 0 Carried.

Councilman Wroblewski moves: the request of Nona Dantin and Pauline Fracasso, 52 Marne Road to rezone from residence to business, southside of Genesee Street, corner Frederick Street, east-side, to retail house-trailers be granted.
Seconded by Councilman Neibert.
The vote of the Town Board: Ayes 5 Naves 0 Absent 0 Carried.

Councilman Neibert moves: the request of John Egginger, Olcott Place, to rezone from residence to First Industrial at same address for Sheet Metal Work Shop be granted.
Seconded by Councilman Nagel.
The vote of the Town Board: Ayes 5 Naves 0 Absent 0 Carried.

Councilman Wroblewski moves: the request of Joseph Bosela, Buffalo New York, to rezone from residence to business lot 61-62 located on northside of Cleveland Drive, corner of McIntosh Court, for restaurant be denied.
Seconded by Councilman Nagel.
The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

Councilman Nagel moves: the request of Theodore Kowalewski, Bennett Road across Center Street to rezone from residence to business for Delicatessen be denied.
Seconded by Councilman Napieralski.
The vote of the Town Board: Ayes 5 Naves 0 Absent 0 Carried.

Councilman Neibert moves: the request of the Walden Terrace Building Corporation, Bailey Avenue, Buffalo New York, to rezone from residence to business lot #289 M.C. Pine Ridge Heights 1417 behind and adjacent to Super Grocery Market at Harlem Road George Urban Blvd., across Creek Pumping Station for Real Estate and Builders Office be granted.
Seconded by Councilman Nagel.
The vote of the Town Board. Ayes 5 Naves 0 Absent 0 Carried.

Councilman Wroblewski moves, seconded by Councilman Neibert, that the Town Clerk be authorized to publish for a public hearing, on June 28th, 1948 at 7:30 P.M. E.D.S.T. the following items:

Rezoning petition of Theresa Plotrowski (East side of Harlem Avenue, 120 Feet north of William Street lot # 28)

Rezoning petition of Joseph J. Reiser and Gertrude T. Reiser, (East side of Harlem Road, Crestview sub-division.)

Rezoning petition of Robert B. Ledger and Carolyn M. Ledger, (West side of Harlem Avenue, 125 feet south of Woodcliffe)

(Residence to business)

Councilman Neibert moves: RESOLVED that a public hearing be held on the advisability of adopting the annexed proposed ordinance said public hearing to be held at the Town Hall June 28th, 1948 at 7:30 P.M. E.D.S.T. Seconded by Councilman Napieralski. Ayes 5, Carried.

Councilman Nagel moves: that the Town Clerk be authorized to publish for a public hearing the following applications for rezoning from residence to business, July 6th, 1948 at 2:30 P.M. E.D.S.T.

Thomas L. Perry and Mona Perry, Lots # 112 and 125 Cleveland Drive.
 Angelo Pariso, lots # 126 and 127, Cleveland Drive.
 Amelia Trybowski, S.W. corner Beach Road and Hemenway Avenue.
 Pauline C. Fracasso, sub division lots #103 and 104, Genesee Street.
 The vote of the Town Board, Ayes 5 Nays 0 Absent 0 Carried.

Councilman Nagel was granted the floor and asked the Supervisor for a report on the recent inspection tour made by the Town Board of the Town Park.
 The Supervisor advised Councilman Nagel that he has the report and can be seen at anytime.

Councilman Napieralski was granted the floor, and asked that persons seeking results from various petitions, not to be delayed so long.

Mr. John Salmanuchuk was granted the floor and asked the Town Board in regarding recent rezoning decisions, if they were taking into consideration the proposed forming of a Planning Board.

The Supervisor referred Mr. Salmanuchuk to Section 28 of the Town Law.

Councilman Nagel moves, seconded by Councilman Wroblewski, to table until July 19th, 1948, the proposed Anti-Noise Ordinance.

The vote of the Town Board, Ayes 5 Nays 0 Absent 0 Carried.

Chief of Police, Walter Marynowski was granted the floor and asked that three copies of newly adopted ordinances be made, one copy for the Police Department, and one copy for each Judge, and that each ordinance be numbered. The Town Board and the Town Attorney each, would like copies of newly adopted ordinances.

Councilman Wroblewski was granted the floor and complained about employees of the Anchor Block Company parking on Peoria Street. Suggests that they might use Wabash Street. The Matter was referred to the Supervisor who will take up with the plant manager of the Anchor Block Company.

As there was no further business to come before the Board, Councilman Wroblewski moves, seconded by Councilman Nagel, meeting be adjourned until June 21st, 1948 at 7:30 P.M. E.D.S.T.

The vote of the Town Board, Ayes 5 Nays 0 Absent 0 Carried.

Seal/

Kenneth T. Hanley
 Kenneth T. Hanley
 Town Clerk.

June 21st., 1948.

0115

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, held at the Town Hall on June 21st., 1948 at 7:30 P.M. E.D.S.T., There were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 absent 0

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

The Town Clerk was directed to read the minutes of the previous meetings held on June 9th, June 12th., and June 14th., 1948.

Councilman Nagel moves, seconded by Councilman Wroblewski, minutes of previous meetings be approved as read. Ayes 5 Carried.

COMMUNICATIONS WERE RECEIVED FROM:

Newell L. Nussbaumer, regarding Cheektowaga Incinerator, with enclosure of two copies of the Operating Test, supervised by the Nicholls Engineering Company. Ordered referred to the Town Board.

Sloan Active Hose Company #1, inviting the Town Board to attend its Annual Field Day to be held June 26th., 1948 and June 27th., 1948. Councilman Nagel moves, seconded by Councilman Neibert to accept. Ayes 5 Carried.

H.D. Taylor and Company, Inviting Town Board to visit their new and improved Internal Combustion Engine Rebuilding Plant.

Councilman Wroblewski moves, seconded by Councilman Nagel to accept.

Mr. Robert Malek, petitioning Town Board for permission to operate "Kiddie Airplane Ride" on premises at
referred to Petitions Committee. Ordered

Mr. William D. Heckler, asking Town Board to withdraw his application for rezoning property from residence to business on Hemenway Road at the Power Line.

Councilman Nagel moves, seconded by Councilman Neibert, that the request be granted.

Amvets Doyle Post #65, petitioning for traffic signs to be placed on the west entrance on William Street and another from the other end of William Street going east to west before the approach of the school district near the Orphan Home. Also petition# the board to enforce a speed limit of 25 to 30 M.P.H. Ordered referred to the Town Attorney to draw up a resolution.

A. Sommerfield, president of The Civic Betterment League, complaining about water filled hole east side of Harlem Road opposite Gierlach Street. Ordered referred to the Town Attorney.

Buffalo Savings Bank, Regarding Tiorunda 3419-3420 Maryvale Drive and Harlem Road. Ordered referred to the Town Attorney.

N.M. Herthe, regarding slight revision in the grades of Parkedge Sewer on the Juette sub-division. Ordered referred to the Town Engineer.

New England Survey Inc., ordered referred to Town Attorney who in turn ordered referred to Rev. Augustine of Tiorunda.

Petition of John Myka and Charlotte M. Myka, requesting rezoning of property from residence to business, Merrymont and Faircliff, ordered referred to the Petitions Committee.

Petition of Josephine C. Elefeld, requesting rezoning of property from residence to business, Southside Cleveland Drive across from Cresthaven, ordered referred to the Petitions Committee.

Mr. Louis Bollman, Vincent McLaughlin and Harry T. Lynch, petition for permission to connect a sewer line to the man-hole presently existing on the southerly terminus of the roadway on the Wing Property. Councilman Nagel moves: that the request be granted and the work be done under supervision of Mr. Elmer Mesmer and Mr. William Tadio. Seconded by Councilman Wroblewski. The vote of the Town Board. Ayes 5, Carried.

Petition for lateral sewer in Floral Place:

Councilman Nagel moves: that a public hearing for a proposed lateral sewer in Floral Place be held on July 19th, 1948 at 7:30 P.M. E.D.S.T. and that the Town Clerk be authorized to publish same in the Official Newspaper of the Town. Seconded by Councilman Wroblewski. The vote of the Town Board, Ayes 5, Carried.

The following resolutions were offered and their adoption asked:

Councilman Napieralski moves: the request of Walter Grzelewski to rezone from residence to business the north east corner of Maryvale Drive and Woodbridge Avenue, 175 feet frontage on Maryvale Drive, 180 feet on Woodbridge Avenue, for Retail Stores be granted. Seconded by Councilman Nagel.

At the request of the Town Attorney, Councilman Nagel withdraws his second and the resolution was tabled for one week.

Councilman Napieralski offers the following resolution and moves its adoption:

WHEREAS: the Iroquois Gas Corporation has filed with the Public Service Commission a proposed schedule providing for a substantial increase in the rates for gas proposed to be charged to its consumers and :

WHEREAS: such increased rates would cause the residents of the Town of Cheektowaga substantial increase in their costs of living, and :

WHEREAS: the said corporation has during the past several winters failed to adequately supply the residents of this Town with their required needs causing personal inconvenience and hardship and damage to property as a result of frozen water pipes , etc.

NOW. THEREFORE , BE IT RESOLVED: That the Town Board of Cheektowaga hereby records itself as opposed to any increase in rates for the Iroquois Gas Corporation at this time and that no such increase should be considered by the Public Service Commission , and

BE IT FURTHER RESOLVED: that the Town Clerk be and he hereby is directed to file a certified copy of this resolution with the Public Service Commission, and

BE IT FURTHER RESOLVED: that the Town Attorney be and he hereby is directed to take all necessary and appropriate steps on behalf of the Town of Cheektowaga before the Public Service Commission to prevent the Commission from granting any increase in rates to the said Corporation.

Seconded by Councilman Wroblewski.

The vote of the Town Board:

Supervisor Holtz	Voting Aye
Councilman Nagel	Voting Aye
Councilman Wroblewski	Voting Aye
Councilman Neibert	Voting Aye
Councilman Napieralski	Voting Aye

Ayes 5, Nays 0, Absent 0, Carried.

NOTICE OF HEARING, FLORAL PLACE LATERAL SEWER.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUL 1 1948
last publication JUL 1 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
JUL 2 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ACA121

NOTICE OF HEARING, FLORAL PLACE LATERAL SEWER.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 21st day of June, 1948, at 7:30 p.m. o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Henry Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Nicholas Napieralski, Councilman

ABSENT: Nine

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

WHEREAS, a written petition was duly filed with this Board for the improvement of the highway known as Floral Place by the construction of a lateral sewer in said highway, to wit: from its intersection with Union Road and running westerly therefrom to the west end of said Floral Place a distance of about 851 feet, which sewer shall be so constructed as to serve the properties on both sides of the said public highway,

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on both sides of said public highway situated between the points aforesaid owning at least one-half of the entire frontage or bounds on both sides of the highway to be improved as aforesaid and was signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$4,600.00

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of July, 1948, at 7:30 o'clock P.M., Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED that the Town Clerk be and is hereby

ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times not less than 10 nor more than 20 days prior to the date of hearing, and that on or before said date he post conspicuously certified copies of this order in five public places along the said portion of said highway to be improved.

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

Benedict T. Holtz, voting Aye.
Henry Nagel voting Aye.
Felix T. Wroblewski, voting Aye.
Joseph A. Neibert, voting Aye.
Nicholas Napieralski, voting Aye.

CARRIED:

Ayes, 5; Noes 0; Absent, 0.

KENNETH T. HANLEY,

Town Clerk

Jul-1 Town of Cheektowaga,
Erie County, New York

STATE OF NEW YORK
COUNTY OF ERIE

TOWN OF CHEEKTOWAGA

I, KENNETH T. HANLEY, Town Clerk of the Town of Cheektowaga, Erie County, New York, DO HEREBY CERTIFY that I have compared the foregoing with the original resolution duly adopted at said meeting of the Town Board held on the 21st day of June, 1948, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolutions duly adopted by said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town, this 22nd day of June, 1948.

KENNETH T. HANLEY,
Town Clerk.

(Seal)

Councilman Nagel moves, seconded by Councilman Wroblewski:

RESOLVED: that with the consent of the owners of the property, permission is granted to the Depew Paving Company to dump tree stumps and dirt on property located at the end of Bellvue Boulevard. Ayes 5, Carried.

Councilman Neibert moves, seconded by Councilman Nagel:

RESOLVED: that Mr. Newell L. Nussbaumer, Consulting Engineer, of the Town of Cheektowaga be granted permission to assist the Board of Assessors of the Town of Cheektowaga, in making a complete appraisal of the Westinghouse Electric Corporation property in Genesee Street, for the 1949 tax rolls. The fee to be allowed is \$500.00. Ayes 5 Carried.

The Town Attorney asks the Town Board to hold a caucus meeting on June 25th, 1948 at 6 P.M. E.D.S.T. to discuss the Town Park, the Incinerator, and other matters.

Councilman Nagel was granted the floor and asked what steps have been taken regarding street lights in the Central Bpulevard section of the Town.

The Town Attorney suggests that the present petition on file for ornamental street lights be denied and a resolution drawn up for wooden poles.

Mr. William Tadio was granted the floor and related briefly an account of his attendance at a building inspectors conference in New York City.

The Supervisor asked Mr. Tadio to file a written report with the Town Board.

Chief of Police, Walter Marynowski was granted the floor and asked the Town Board if he may attend the Chief of Police's conference in White Plains New York.

Councilman Nagel moves, seconded by Councilman Wroblewski that his request be granted. Ayes 5, Carried.

Mr. Elmer Mesmer was granted the floor and advised the Town Board that no inspector was on the job on 1400 feet of sewer installation on the Baynes Property.

Mr. Mesmer was ordered by the Town Board to take over the inspection duties of this particular property.

Councilman Napieralski moves, seconded by Councilman Nagel, audit be made and bills be paid. Ayes 5, Carried.

Following are the claims audited:

Dorothy Hyzy, Postage, Town Clerks Office	\$12.00
Sloan Service Co., surety bonds	6.00
E.H. Doty Equipment Service, supplies, Town Garage	93.21
Casper Przybysz, supplies, Town Hall	1.00
Paul M. Pfohl, Roycroft Blvd., Sanitary Service	962.37
Niagara Lubricant Co., Inc., Supplies, Town Garage	7.00
Millington Lockwood Inc., Supplies, Supervisor,	1.00
Millington Lockwood Inc., supplies, Town Hall Room 16,	13.60
Sidney Nadolny, supplies, Town Hall,	250.25
Millington Lockwood Inc., Supplies Town Hall	7.85
Millington Lockwood Inc., supplies, Room 29	5.40
Taylor Obrien Corp., Truck(Dog Warden)	112.77
Cheektowaga Times, Notices,	30.28
Allen Eddy Publishing Co., subscription, Town Hall	20.00
Carl Profitlick, Florist, Plants, Town Hall,	82.50
Ace Flag Co., supplies, Town Hall	15.00
Walter A. Burke, rezoning refund	10.00
Cheektowaga Times, advertising,	109.90
Cheektowaga Post 2429, supplies for Memorial Day	200.00
Mastercraft Tire Corp., supplies, Garbage	194.40
Millington Lockwood Inc., supplies, assessors	5.18
Millington Lockwood Inc., supplies, assessors	9.40
Millington Lockwood Inc., supplies, assessors	1.00
Millington Lockwood Inc., supplies assessors	3.85
Millington Lockwood Inc., Supplies, Assessors	16.60
Iroquois Gas Corp., gas, Harlem Pump Sta.	146.10

Iroquois Gas Corp., Gas, Alpine Pump Sta.	6.50
N.Y. State Etc. and Gas Corp., Etc. Svc. Disp. Plant #3	74.64
Buffalo Niagara and Etc. Corp., traffic signals,	22.86
Buffalo Niagara and Etc Corp., Etc. Svc. Pump Sta.	197.23
Elma Nureries, Trees, Tree Fund,	484.00
Lucki-Urban Firestone, Traylor Tube, Incinerator Plant	9.15
Lucki-Urban Firestone, Supplies, Incinerator Plant	9.15
Young Fire Equipment Corp., Supplies, Incinerator Plant	122.00
Young Fire Equipment Corp., Supplies, Incinerator Plant	96.00
Young Fire Equipment Corp., Supplies, Incinerator Plant	3.00
T.J. Atcheson Glass Co., Supplies, Incinerator Plant	34.00
Lyth Chevrolet Inc., supplies, Incinerator Plant	174.77
Lakeland Construction Corp., Constn. on Curbs, Wanda St.,	2295.81
Herbert F. Darling, Roycroft Pumping Sta. Est. #9	11,983.50
Nussbaumer and Clarke, Superv. on Roycroft Pump Sta.	419.42
Sloan Service Co., Insurance, Incinerator Plant	741.00
Nussbaumer and Clarke, Superv. Constns. on Curbs, Wanda Street	80.35
Nussbaumer and Clarke, Engrg. Svcs.	3750.00
Nussbaumer and Clarke, Supervn. of Constns. on Roycroft Blvd., Est. #3	33.68
Sloan Service Co., Insurance, Highway Sheds,	101.60
Chemical Sales Corp., Supplies, Disp. # 3 plant	41.00
Kellogg Petroleum Prod. Inc., Gasoline, Disp. Plant #5	66.60
Wolff Machine Co., Inc., Equip. and Labor Disp. #5	564.12
Comfort Heat & Metal Service, Rep. and Labor Disp. Plant #5	621.40
Smith Fence Co., Back stops (3), Recreation	972.00
Henry R Duch, supplies, Recreation	1.50
Victors Paint & Hardware Store, supplies, Recreation	30.30
John Bartzman, Ump. Svcs. Recreation	4.00
Henry R. Duch, supplies, Recreation	1.50
Raymond Gloss, supplies, Recreation	13.50
Henry Duch, supplies, Recreation	3.00
Walter Marchewka, Services, Recreation Dept.	9.00
Leonard Zdrojewski, Services, Recreation Dept.	4.50
Edward Marszalek, Services, Recreation Dept.	6.75
William Tucholka, Services, Recreation Dept.	9.00
Emil Sliwinski, Services, Recreation Dept.,	10.13
Liquid Carbonic Corp., supplies, Police Dept.,	17.20
Lucki-Urban Corp., supplies, Police Dept.,	27.10
Lucki-Urban Firestone, supplies, Police Dept.,	11.50
Terminal Petroleum Corp., Gasoline, Police Dept.,	166.69
Victors Paint and Hardware Store, supplies, Police Dept.,	5.00
Howard A. Seyse, Radio Operators License, Police Radio System, Police Dept.,	40.00
C and S Signs Co., signs, Police Dept.,	24.00
Caton-Hendler Paint Co., Inc., supplies, Police Dept.	81.20
Terminal Petroleum Corp., Gasoline, Police Dept.	167.95
Millington Lockwood Inc., supplies, Police Dept.,	4.00
Buffalo Harley Davidson, supplies, Police Dept.,	25.00
N.Y. Telephone Co., Leased Line,	44.25

As there was no further business to come before the Town Board, Councilman Nagel moves, seconded by Councilman Neibert, that the meeting be adjourned until June 28th, 1948 at 7:30 P.M. E.D.S.T. Ayes 5, Carried.

Kenneth T. Hanley
Kenneth T. Hanley
Town Clerk.

June 28th., 1948.

At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on Monday, June 28th., 1948 at 7:30 P.M. P.D.S.T., there were present:

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert
Councilman Napieralski

Present 5 Absent 0

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

The Chairman directed the Town Clerk to read the minutes of the previous meeting held on June 21st., 1948.

Mr. Nagel moves, seconded by Mr. Wroblewski, minutes of previous meeting be approved as read. Ayes 5 Carried.

This being the time and the place for a public hearing on the proposed "SAND BANK & GRAVEL PITS, TOP SOIL REMOVAL & OTHER EXCAVATIONS ORDINANCE OF THE TOWN OF CHEEKTOWAGA".

The Town Clerk presented proof of publication.

This notice was posted according to law.

- 1- Town Hall.
- 2- U-Crest Fire House.
- 3- Pine Hill Fire House.
- 4- Cleveland Hill Fire House.
- 5- Cayuga Hose Company #1 Fire House.
- 6- Tree, Park Street & Bellevue Road.
- 7- Doyle Fire House #1.

The Supervisor declared the hearing open.

Mr. Willard Genrich, representing the Daighler Sand Company asked the Town Board, that some of the conditions of the Ordinance be modified or waived.

The following persons appeared in opposition:

Mr. Fred Hirsch.
Mr. W. Thompson.

The following persons appeared in favor:

Mr. Walter Handzlk.
Dr. Victor Reinstein.
Hasmund Handzlk.

Mr. Wroblewski moves that the, "SAND BANK & GRAVEL PITS, TOP SOIL REMOVAL & OTHER EXCAVATIONS ORDINANCE OF THE TOWN OF CHEEKTOWAGA", be adopted. Seconded by Mr Nagel.

The vote of the Town Board.

Supervisor Holtz	Voting Aye.
Councilman Nagel	Voting Aye.
Councilman Wroblewski	Voting Aye.
Councilman Neibert	Voting Aye.
Councilman Napieralski	Voting Aye.

Ayes 5 Naves 0 Absent 0 Carried.

ACA121

SAND BANK & GRAVEL PITS, TOP SOIL REMOVAL & OTHER
EXCAVATIONS ORDINANCE OF THE TOWN OF CHEEKTOWAGA
(ADOPTED)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUL 1 1948
last publication JUL 1 1948
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948
day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUN 1 0 1948;
last publication JUN 1 0 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 1 0 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5023

SAND BANK & GRAVEL PITS, TOP SOIL REMOVAL & OTHER
EXCAVATIONS ORDINANCE OF THE TOWN OF CHEEKTOWAGA
(ADOPTED)

ORDINANCE ADOPTED

AT A SPECIAL MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-eighth day of June, 1948, at 7:30 o'clock P. M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, pursuant to a resolution duly passed by this Board on the 7th day of June, 1948, a public hearing was held upon the advisability of adopting the annexed proposed ordinance, said public hearing being held in the Town Hall of the Town of Cheektowaga in the Council Chambers of said Hall on the 28th day of June, 1948, at 7:30 o'clock P. M. (Eastern Daylight Saving Time) at which time and place all persons interested in said ordinance were heard and due deliberation having been had thereon,

BE IT RESOLVED: that said ordinance be and the same is hereby adopted.

"SAND BANK AND GRAVEL PITS, TOPSOIL REMOVAL AND OTHER EXCAVATIONS ORDINANCE OF THE TOWN OF CHEEKTOWAGA."

ARTICLE I

Section 1. Declaration of Policy.

It is hereby declared to be the policy of the Town Board to provide for the proper use of land to prevent all manner of excavations which create pits, holes, or hollows in the earth, leaving it in a hazardous or dangerous state, or cause soil-erosion which depletes the land of its natural vegetative cover and supply of organic material, renders such land unproductive and unsuitable for agricultural purposes and undesirable for building homes, resulting in lower land values. By this ordinance the Town Board seeks to remove the danger to health and life caused by deep excavations remaining in the ground; and the stripping of topsoil, thereby resulting in damage to agricultural crops through dust storms in dry weather, by exposure of the bare earth to wind action and in wet periods by pools of water, which ordinance will promote the safety, health and general welfare of the people of the Town.

Section 2.

Excavations Included in Ordinance.

No excavation for purposes other than the construction of a wall, driveway, sidewalk, building or part thereof, or as permitted by Section 9 of this Article, shall be commenced except in conformity with the provisions of this Article.

Section 3. Application for Permit.

Before any excavation is commenced for any purpose other than those excepted in Section 2 of this Article, and topsoil, earth, sand, gravel or other substance is removed from the ground, the owner, lessee or agent of the premises shall obtain a written permit therefore from the Town Board. For that purpose such applicant shall file with the Town Clerk of the Town of Cheektowaga a verified application in duplicate for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail the following information:

(A) All information as required on the application form prepared by the Building Department, including a detailed statement of the proposed work and three dimensional extent of the proposed excavation and exact condition of the plot or premises before the work is commenced and proposed condition of the said plot or premises after the work is completed.

(B) The plan shall be drawn to scale and give all streets adjoining the property, the location and dimensions of the premises upon which it is proposed to excavate, location, size and use of any existing buildings, cross sections of the property, giving elevations thereof at intervals of fifty (50) foot squares and also at each break in the grades, and the elevation of the premises as com-

Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 28th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Joseph J. Reiser and Gertrude T. Reiser, 96 Mapleview Rd., Buffalo, N. Y., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Map Cover No. 1180.
Village Lot 2/3 No. 27, Township 11, Range 7, south half of No. 2, north half of No. 3.

Feet front, 40; feet deep, 140.
East side of Harlem Rd., Crestview Subdivision.

Residential to business: Fish and sea foods, and dressed poultry.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 7, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY,
Jun-10... Town Clerk

health and general welfare of the people of the Town.

Section 2.

Excavations Included in Ordinance.

No excavation for purposes other than the construction of a wall, driveway, sidewalk, building or part thereof, or as permitted by Section 9 of this Article, shall be commenced except in conformity with the provisions of this Article.

Section 3. Application for Permit.

Before any excavation is commenced for any purpose other than those excepted in Section 2 of this Article, and topsoil, earth, sand, gravel or other substance is removed from the ground, the owner, lessee or agent of the premises shall obtain a written permit therefrom from the Town Board. For that purpose such applicant shall file with the Town Clerk of the Town of Cheektowaga a verified application in duplicate for such permit, containing a detailed statement of the proposed work, together with a plan prepared by a duly licensed engineer or land surveyor of the State of New York, setting forth in detail the following information:

(A) All information as required on the application form prepared by the Building Department, including a detailed statement of the proposed work and three dimensional extent of the proposed excavation and exact condition of the plot or premises before the work is commenced and proposed condition of the said plot or premises after the work is completed.

(B) The plan shall be drawn to scale and give all streets adjoining the property, the location and dimensions of the premises upon which it is proposed to excavate, location, size and use of any existing buildings, cross sections of the property, giving elevations thereof at intervals of fifty (50) foot squares and also at each break in the grades, and the elevation of the premises as compared to the elevation of any abutting highways.

(C) A duly acknowledged consent in writing of the owner of the premises and mortgagee, if any, including his or their addresses.

(D) Receipted tax bills or a certificate from the Receiver of Taxes of the Town of Cheektowaga and the County Treasurer of Erie County showing payment of all taxes or assessments to date against the property described in the application.

(E) A certificate of the Commissioner of Public Highways of the County of Erie that such proposed excavation and the finished grades of said property as shown on said map will not interfere with the Comprehensive Drainage Plan of the County of Erie and will not endanger any road street or highway of the County of Erie or of the Town of Cheektowaga or other property of the said County or Town.

(F) A certificate from the Commissioner of Agriculture and Markets of the State of New York, or his duly appointed agent or representative, stating any topsoil to be taken in the area described in the application is apparently free of Golden Nematoide of Potato.

SAND BANK AND GRAVEL PITS, AND PIT EXCAVATIONS.

Section 4. Sand Bank and Gravel Pits, and Pit Excavations.

No such excavation shall be made:

(A) Within twenty (20) feet of any property line and must not be greater than ten (10) feet below the established grade, unless the sidewalks remain at an incline of at least 45 degrees or are supported by retaining equipment equal to that specified for building excavations, except in the case of bank excavations, same may begin at the property line.

(B) Unless adequate barricades shall be erected and maintained together with adequate provisions for prevention of flying dust acceptable to the Building Inspector.

(C) Unless excavation shall be immediately refilled with clean, non-burnable fill containing no garbage, refuse, offal or any deleterious or unwholesome matter and the premises, after completion of the work, shall be graded to the level of the nearest abutting street or road.

TOPSOIL STRIPPING AND REMOVAL.

Section 5. No Stripping or Removal.

No stripping or removal of topsoil shall be made within ten (10) feet of any property line and upon completion of the work the premises, if below grade, shall be graded to the level of the abutting highway or the original grade if the same were below the level of the highway. Dust, down, or its equal, shall be spread to prevent dust from flying and there shall be left upon the surface of the land from which topsoil is removed

REMOVAL & OTHER
CHEEKTOWAGA

not less than six (6) inches of topsoil. No topsoil shall be removed between the first day of October and the first day of April in the following year. All areas from which topsoil is removed shall during the period between August 20th and October 1st, inclusive, be prepared into a loose level seed bed, limed, fertilized and seeded in the following steps:

- (a) Apply Ground Limestone at the rate of one ton per acre.
- (b) Apply 5-10-5 fertilizer at the rate of 600 pounds per acre.
- (c) Disc area to work limestone and fertilizer into the soil to a depth of at least three inches.
- (d) Smooth area with a smoothing harrow.
- (e) Sow the following seed mixture at the rate of 100 pounds per acre:

Seed	Pounds
Timothy	30
Kentucky Bluegrass	25
Redtop	10
Perennial Rye Grass	30
Alsike Clover	4
Wild White Clover	1
	100

- (f) Brush in seed lightly.
 - (g) Roll firm with ground roller.
- PROVISIONS APPLICABLE TO
SAND, GRAVEL PITS,
TOPSOIL REMOVAL AND
OTHER EXCAVATIONS

Section 6. Bond and Cash Deposit.
Before the issuance of a permit, the applicant and the owner of record of the premises shall execute and file with the Town Clerk, a bond, approved by the Town Board of the Town of Cheektowaga in an amount to be fixed by said Board, but not less than \$2,000.00, with a surety company as surety and conditioned for the faithful performance of the conditions contained in this Article, the observance of all municipal ordinances, and to indemnify the Town of Cheektowaga and/or the Superintendent of Highways for any damage to Town Property. In the event of a default such bond shall be forfeited to the Town of Cheektowaga.

Said bond shall remain in full force and effect until a certificate of completion has been issued by the Town Board, certifying to the fact that all provisions of this ordinance and conditions of the permit have been fully complied with. Application for such certificate shall be made by the applicant, owner, lessee or his agent on forms provided by the Town of Cheektowaga and shall be accompanied by a map drawn to scale showing a cross-section of the affected property, giving elevations thereof as provided in subdivision (b) of Section 3 of this ordinance, prepared by a duly licensed engineer or land surveyor of the State of New York after the completion of the operation, who shall also certify that there is not less than six (6) inches of topsoil remaining upon the ground from which topsoil has been removed and that such area has been seeded in compliance with Section 5 hereof.

In lieu of such bond a cash deposit or deposit of negotiable securities may be made with the Supervisor of the Town.

Section 7. Fees

The Town Clerk, when authorized to do so by the Town Board, shall issue permits and shall charge and collect for each such permit:

- (a) Sand Bank and Gravel Pits, and Pit Excavations.

A minimum fee of \$200.00 for an excavation volume not to exceed 20,000 cu. yds. For excavations exceeding 20,000 cu. yds. the minimum fee shall be \$200.00 plus one cent for each additional cu. yd. or fraction thereof.

- (b) Topsoil Removal.

A minimum fee of \$25.00 for an area not exceeding 5,000 sq. ft. For areas exceeding 5,000 sq. ft. the minimum fee shall be \$25.00 plus \$10.00 for each additional 5,000 sq. ft. or fraction thereof.

Section 8. Limitation of Permits.

- (a) Sand Banks and Gravel Pits, and other Excavations.

Such permits shall expire by limitation one year from the date of issuance unless extended by the Town Board.

- (b) Topsoil Removal.

Such permits shall expire by limitation sixty (60) days from the date of issuance unless extended by the Town Board.

of the agent or firms provided by the Town of Cheektowaga and shall be accompanied by a map drawn to scale showing a cross-section of the affected property, giving elevations thereof as provided in subdivision (b) of Section 3 of this ordinance, prepared by a duly licensed engineer or land surveyor of the State of New York after the completion of the operation, who shall also certify that there is not less than six (6) inches of topsoil remaining upon the ground from which topsoil has been removed and that such area has been seeded in compliance with Section 5 hereof.

In lieu of such bond a cash deposit or deposit of negotiable securities may be made with the Supervisor of the Town.

Section 7. Fees

The Town Clerk, when authorized to do so by the Town Board, shall issue permits and shall charge and collect for each such permit:

(a) Sand Bank and Gravel Pits, and Pit Excavations.

A minimum fee of \$200.00 for an excavation volume not to exceed 20,000 cu. yds. For excavations exceeding 20,000 cu. yds. the minimum fee shall be \$200.00 plus one cent for each additional cu. yd. or fraction thereof.

(b) Topsoil Removal.

A minimum fee of \$25.00 for an area not exceeding 5,000 sq. ft. For areas exceeding 5,000 sq. ft. the minimum fee shall be \$25.00 plus \$10.00 for each additional 5,000 sq. ft. or fraction thereof.

Section 8. Limitation of Permits.

(a) Sand Banks and Gravel Pits, and other Excavations.

Such permits shall expire by limitation one year from the date of issuance unless extended by the Town Board.

(b) Topsoil Removal.

Such permits shall expire by limitation sixty (60) days from the date of issuance unless extended by the Town Board, and no permit or permits shall be granted:

1. For removal of more than four (4) acres of topsoil from any one tract of land until full compliance with the ordinance is had under any existing permit for the same tract, except the preparation of the ground and seeding as provided in Section 5 hereof, and

2. No permit shall be valid except between April 1st and October 1st of any year.

Section 9. Exceptions.

Nothing contained in this Ordinance shall require a person to obtain a permit for or prevent a person from removing topsoil from one part of his lands to another part of the same premises when such removal is necessary as an accessory use or is made for the purpose of farming or improving said property.

Section 10. Penalties.

For any and every violation of the provisions of this Ordinance, the owner, general agent, or contractor of a building on premises where such violations have been committed or shall exist, and the lessee or tenant of the premises where such violation has been committed or shall exist, and the owner, general agent, contractor, lessee or tenant of any part of the premises in which part of said violation has been committed or shall exist, and the general agent, architect, engineer, surveyor, building contractor or any other person who knows, permits, takes part or assists in any such violation, or who maintains any premises in which any such violation shall exist, shall be guilty of a misdemeanor, punishable by a fine or imprisonment or both. Each week's continued violation shall constitute a separate additional violation. Such fines or penalties shall be collected as like fines are now by law collected.

Section 11. Separability.

If any clause, sentence, paragraph, section or part of this Code shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof directly involved in the controversy in which such judgment shall have been rendered.

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

Benedict T. Holtz, voting Aye.

Joseph A. Neibert, voting Aye.

Felix T. Wroblewski, voting Aye.

Henry Nagel, voting Aye.

Nicholas Napieralski, voting Aye.

Dated: June 28, 1948.

KENNETH T. HANLEY,

Town Clerk

Jul-1

Town of Cheektowaga,
Erie County, New York

REMOVAL & OTHER IN THE TOWN OF CHEEKTOWAGA

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication JUN 1 0 1948; last publication JUN 1 0 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of AUG 1 0 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

0120

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for One weeks;
first publication JUN 10 1948;
last publication JUN 10 1948;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 10 1948, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

NOTICE IS HEREBY GIVEN
a public hearing will be held by the
Town Board of the Town of Cheektowaga,
County of Erie, State of

New York at the Town Hall in said
Town on the 28th day of June, 1948,
at 7:30 o'clock P. M., E. D. S. T. of
said day, for the purpose of con-
sidering the application of Robert B.
Ledger and Carolyn M. Ledger, 674
LaSalle Ave., Buffalo, N. Y., for the
rezoning from "Residence District"
to "Business District" of the prop-
erty hereinafter described and amend-
ing the Zoning Map and Ordinance
accordingly.

DESCRIPTION

All that tract or parcel of land
situated in the Town of Cheektowaga,
County of Erie and State of
New York, being part of Lot No.
36, Township 11, Range 7 of the
Holland Land Company's Survey
and further distinguished as Sub-
division Lot Number sixty-eight
(68), as shown on map of Ardmore
Terrace, filed in Erie County Clerk's
Office under Cover Number 1404.
West side of Harlem Ave., 125
feet south of Woodcliffe.

Residential to business: Real estate
broker's office.

All parties in interest and citizens
will be given an opportunity to be
heard in respect to such proposed
application and amendments.

Dated: June 7, 1948.

By order of the Town Board
of the Town of Cheektowaga,
New York.

KENNETH T. HANLEY,
jun-10 Town Clerk

0100

Town Board of the Town of Cheektowaga, County of Erie, State of New York at the Town Hall in said Town on the 28th day of June, 1948, at 7:30 o'clock P. M., E. D. S. T. of said day, for the purpose of considering the application of Theresa Piotrowski, 2328 William St., for the rezoning from "Residence District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

East side of Harlem Avenue, 120 feet North of William St., Lot Number 28.

Residential to business: Gift Shoppe & Variety Store.

All parties in interest and citizens will be given an opportunity to be heard in respect to such proposed application and amendments.

Dated: June 7, 1948.

By order of the Town Board of the Town of Cheektowaga, New York.

KENNETH T. HANLEY,

jun-10 Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication JUL 1 1948; last publication JUL 1 1948; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948

day of 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

Residential to business: Fish and sea foods, and dressed poultry.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,
Town Clerk

Town of Cheektowaga,
Erie County, New York

jul-1

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

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

first publication
JUL 1 1948

last publication
JUL 1 1948

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 2 1948

day of, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5029

ZONING CHANGE GRANTED
AT A SPECIAL MEETING of the
Town Board of the Town of Cheek-
towaga, Erie County, New York,
held at the Town Hall in said Town
of Cheektowaga on the twenty-
eighth day of June, 1948, at 7:30
o'clock P. M., E. D. S. T., there were:

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

ABSENT: None.

Councilman Nagel offered the fol-
lowing resolution and moved its
adoption.

WHEREAS, there has been pre-
sented to this Town Board by Joseph
J. Reiser and Gertrude T. Reiser, 26
Mapleview Rd., Bflo., N.Y., a written
application for the re-zoning of the
hereinafter described property from
a "residential district" to a "business
district" and a notice of the Town
Board reciting the receipt of said
application and specifying the time,
when and place where said Town
Board would meet to consider the
said application and to hear all per-
sons interested in the subject there-
of concerning the same, having been
published as required by law and
the hearing taking place at the
Town Hall, Town of Cheektowaga,
New York, on June 23, 1948, at
which hearing all persons appearing
in opposition to the proposed amend-
ment of the zoning map were heard,
and the Town Board having given
due consideration thereon.

NOW, THEREFORE,

BE IT RESOLVED, by this Town
Board that the ordinance adopted
December 21, 1942 and as now
amended, entitled "Zoning Ordin-
ance," be and the same hereby be
amended by changing the zoning
map so as to change the following
described property from that of
"Residential District" to "Business
District," subject to the following
restrictions: (1) that said premises
are used only for business purposes
and not industrial and (2) that the
owner must file with the Town
Clerk within three months from the
date thereof, an application for a
building permit to be accompanied
by plans and specifications setting
forth in detail the buildings to be
erected on said premises for use as a
Fish, Sea-Foods and Dressed Poultry
Store.

DESCRIPTION

Map Cover No. 1190.
Village Lot 2/3 No. 27, Township
11, Range 7, south half of No. 2,
north half of No. 3.
Feet front, 40; feet deep, 148.
East side of Harlem Rd., Crestview
Subdivision.

Residential to business: Fish and
sea foods, and dressed poultry.

BE IT FURTHER RESOLVED,
that the Town Clerk be, and he
hereby is, directed to publish in the
Cheektowaga Times, said amendment
and to post conspicuously in at least
six public places in the Town a
printed copy thereof.

Seconded by Councilman Napie-
ralski and duly put to a vote which
resulted as follows:

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk
Town of Cheektowaga,
Erie County, New York

jul-1

Piotrowski

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-eighth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Wroblewski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Theresa Piotrowski, 2328 William St., a written application for the rezoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 28, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that the owner must file with the Town Clerk within three months from the date thereof, an application for a building permit to be accompanied by plans and specifications setting forth in detail the buildings to be erected on said premises for use as a Gift Shoppe and Variety Store.

DESCRIPTION

East side of Harlem Avenue 120 feet North of William St., Lot Number 28.

Residential to business: Gift Shoppe and Variety Store.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

jul-1

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; JUL 1 1946
first publication;
last publication JUL 1 1946;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of 2 1948 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1949
Registered No. 5019

ACM121

This being the time and the place for a public hearing, petition of Carolyn M. Ledger and Robert B. Ledger, for the rezoning of property from residence to business, West Side Harlem Road, 125 feet south of Woodcliffe.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

No one appeared in opposition.

Mr. and Mrs. Ledger appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

This being the time and the place for a public hearing, petition of Joseph J. Reiser and Gertrude T. Reiser, Cheektowaga N.Y. for the rezoning of property from residence to business, eastside of Harlem Road, Crestview Sub-Division.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

No one appeared in opposition.

Mr. and Mrs. Reiser appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

This being the time and the place for a public hearing, petition of Theresa Piotrowski, Cheektowaga N.Y. for the rezoning of property from residence to business, east side of Harlem Avenue, 120 feet north of William Street, lot # 28.

The Town Clerk presented proof of publication.

The Supervisor ordered the hearing open.

No one appeared in opposition.

Mrs. Piotrowski appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

Mr. Nagel moves, seconded by Mr. Wroblewski, that the Town Clerk be authorized to approve and sign Sub-Division map filed by Hoffeld Estates on Tree Haven Road. Ayes 5 Carried.

Application for Building Permit of Lester B. Baker, Williamsville N.Y. ordered referred to Petitions Committee and the Building Inspector.

Petition of Frontier Tobacco and Candy Corp., by Robert Malek, Vice President, to operate "Kiddie Air-Plane Ride" at 3009 Maryvale Drive, be granted.

COMMUNICATIONS WERE RECEIVED FROM :

Albert Brandt, Brandt Bros., making bid on a 4 wheel "Gibson Riding Tractor", ordered received and filed.

Certificate of Insurance, covering fire works display to be held July 4th., 1948 at Liberty Park, under the auspices of the Everybody's Daily Publishing Company and the Inter-Community Hospital Fund. Ordered referred to the Supervisor.

New York State Electric and Gas Corporation, informing Town Board that on June 21st., 1948 they installed 1-1000 lumen street lamp on pole #15, Strassmore Road, Town of Cheektowaga. Ordered received and filed.

Petition for Lateral Sewer in Crestwood Place, ordered referred to Assessors for property check.

Deed- Alois Peinkofer and Lillian Balbach to Town of Cheektowaga, ordered referred to Town Attorney.

Petitions of John Myka and Charlotte M. Myka, Josephine C. Elefeld, Celia L. Weisbaumer, for rezoning of property from residence to business, ordered referred to the Petitions Committee.

Mr. Wroblewski moves, seconded by Mr. Nagel, application for Building Permit of the Lehigh Valley Railroad Company to erect a 2500 gallon Propane Gas Storage Tank at Tift Junction, Town of Cheektowaga be approved. Ayes 5 Carried.

ZONING CHANGE GRANTED

AT A SPECIAL MEETING of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga on the twenty-eighth day of June, 1948, at 7:30 o'clock P. M., E. D. S. T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Joseph A. Neibert, Councilman
Felix T. Wroblewski, Councilman
Henry Nagel, Councilman
Nicholas Napieralski, Councilman

ABSENT: None.

Councilman Napieralski offered the following resolution and moved its adoption.

WHEREAS, there has been presented to this Town Board by Robert B. Ledger and Carolyn Ledger, 674 LaSalle Ave., Bflo., N.Y., a written application for the re-zoning of the hereinafter described property from a "residential district" to a "business district" and a notice of the Town Board reciting the receipt of said application and specifying the time, when and place where said Town Board would meet to consider the said application and to hear all persons interested in the subject thereof concerning the same, having been published as required by law and the hearing taking place at the Town Hall, Town of Cheektowaga, New York, on June 23, 1948, at which hearing all persons appearing in opposition to the proposed amendment of the zoning map were heard, and the Town Board having given due consideration thereon.

NOW, THEREFORE,

BE IT RESOLVED, by this Town Board that the ordinance adopted December 21, 1942 and as now amended, entitled "Zoning Ordinance," be and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residential District" to "Business District," subject to the following restrictions: (1) that said premises are used only for business purposes and not industrial and (2) that the owner must file with the Town Clerk within three months from the date thereof, an application for a building permit to be accompanied by plans and specifications setting forth in detail the buildings to be erected on said premises for use as a real estate broker's office.

DESCRIPTION

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 36, Township 11, Range 7 of the Holland Land Company's Survey and further distinguished as Sub-division Lot Number sixty-eight (68), as shown on map of Ardmore Terrace, filed in Erie County Clerk's Office under Cover Number 1404.

West side of Harlem Ave., 125 feet south of Woodcliffe.

Residential to business: Real estate broker's office.

BE IT FURTHER RESOLVED, that the Town Clerk be, and he hereby is, directed to publish in the Cheektowaga Times, said amendment and to post conspicuously in at least six public places in the Town a printed copy thereof.

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

Benedict T. Holtz, voting Aye.
Joseph A. Neibert, voting Aye.
Felix T. Wroblewski, voting Aye.
Henry Nagel, voting Aye.
Nicholas Napieralski, voting Aye.

KENNETH T. HANLEY,

Town Clerk

Town of Cheektowaga,
Erie County, New York

The Town Attorney reported to the Town Board that he has heard from the county but not the state in regards to a 30 M.P.H. speed limit in the Town of Cheektowaga.

Mr. Nagel moves, seconded by Mr. Neibert, application for Building Permits, Airport Plaza Inc., Genesee Street and Union Road be approved, and ordered same referred to the Building Inspector. Ayes 5 Carried.

Mr. Nagel moves, seconded by Mr. Neibert, that the Town Attorney be authorized to draw up a resolution regarding the U-Crest Ditch and for bids to be advertised to complete the project. Ayes 5 Carried.

Councilman Wroblewski asks that the Highway Department be reminded to erect a Boulevard Stop Sign on Cass Avenue.

Mr. William C. Dana, president and Mr. M. Kensing, representing the Tiorunda Civic League, were granted the floor and protested against the proposed re-zoning of property from residence to business on Maryvale Drive and Woodridge Avenue.

Mrs. Christ and Mrs. Weber of Tiorunda also voiced protest against the proposed rezoning.

Councilman Napieralski reports to the Town Board that light on Strassmore Road has been installed.

Mr. Wroblewski moves, seconded by Mr. Neibert that the special meeting take a ten minute recess.

The Chairman called the meeting to order after the ten minutes recess.

Mr. Wroblewski moves, seconded by Mr. Nagel, petition of Theresa Piotrowski for rezoning property from residence to business, east side of Harlem Avenue 120 feet north of William Street, lot # 28 be granted. Ayes 5 Carried.

Mr. Nagel moves, seconded by Mr. Napieralski, petition of Joseph J. Reiser and Gertrude T. Reiser for rezoning property from residence to business, east side Harlem Road, Crestview Sub Division, be granted. Ayes 5 Carried.

Mr. Nagel moves, seconded by Mr. Wroblewski, petition of Robert B. Ledger and Carolyn M. Ledger for rezoning property from residence to business, west side of Harlem Avenue, 125 Feet south of Woodcliffe be granted. Ayes 5 Carried.

As there was no further business to come before the Town Board, Mr. Neibert moves, seconded by Mr. Nagel, special meeting be adjourned until July 6th., 1948 at 2:30 P.M. E.D.S.T.

Kenneth T. Hanley
Kenneth T. Hanley

Town Clerk.