

Cheektowaga, New York  
July 3rd., 1950.

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 3rd, day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: -0-

A quorum being present the chairman called the meeting to order.

Without any objections the reading of the minutes of the previous meeting were dispensed with until a later date.

This being the time and the place advertised for a public hearing for the extension of Fire and Water District No. 4, as hereinafter particularly described:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive; to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

The Town Clerk presented proof that such notice has been duly published, and upon order of the Supervisor, such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No person appeared in opposition to the proposed extension of Fire and Water District No. 4, and no persons appeared in favor.

The Supervisor ordered the hearing closed and decision was reserved.

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 3rd day of July, 1950, at 2:30 o'clock P.M. E.D.S.T., there were:

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

ABSENT: -0-

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

WHEREAS, Section 64, Subdivision 11-a of the Town Law authorizes the Town Board of any town for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters, to construct drains, culverts, ditches, sluices and other channels for the passage of water and

WHEREAS, property within the Town and located in the vicinity of Beach Road from Maryvale Drive northward for a distance of about nineteen hundred sixty (1960) feet is required to be provided with drainage and protected from floods, freshets and high waters and

WHEREAS, the County of Erie through its Highway Department has offered to install a drainage pipe in Beach Road which will serve the purpose aforesaid providing that the Town will pay for the cost of the necessary pipe and will likewise reimburse the County for the use of the County's machinery and other equipment and will install a manhole at the northeast corner of Maryvale Drive and Beach Road and

WHEREAS, this Town Board has been advised by its Consulting Engineers, Nussbaumer & Clarke, that the maximum cost to the Town of its share of the work is Twenty Thousand Dollars (\$20,000.00),

NOW THEREFORE, be it

RESOLVED by the Town Board of the Town of Cheektowaga, New York as follows:

1. For the purpose of drainage and to protect the property within the Town from floods, freshets and high waters, to construct a drain from the culvert which crosses Maryvale Drive and Beach Road in said Town, westerly to the intersection of Beach and Maryvale Roads at the northeast corner thereof, thence northerly along Beach Road for a distance of about nineteen hundred sixty (1960) feet and to install a manhole in said drain at the northeast corner of Maryvale and Beach Roads pursuant to the provisions of Section 64, Subdivision 11-a of the Town Law and for such purpose to pay for the cost of the pipe required for said drain and to pay to the County of Erie for the use of the County's machinery and other equipment required for the construction of said drain and to install said manhole in the northeast corner of Maryvale and Beach Roads, the County to bear the cost of the installation and construction of said drain and it is hereby determined that the maximum cost to the Town is Twenty Thousand Dollars (\$20,000.00).

2. This resolution is to take effect immediately.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

The resolution is thereupon declared duly adopted.

00113

STATE OF NEW YORK }  
TOWN OF CHEEKTOWAGA } SS:

I, KENNETH T. HANLEY, Town Clerk of the Town herein-after described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on July 3rd, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said board and such minutes appear at pages \_\_\_\_\_ to \_\_\_\_\_, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 3rd day of July, 1950.

\_\_\_\_\_  
TOWN CLERK

Mr. Neibert moved and seconded by Mr. Wroblewski that all Building Permit Applications processed by the Petitions Committee on July 1, 1950 be issued by the Town Clerk after being approved by the Building Inspector.

Carried, Ayes - 5.

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

RESOLVED, that the Western New York Water Company be authorized and directed to install 2 fire hydrants on Raymond Street as per request made by the Board of Fire Commissioners of Doyle Fire District No. 1.

Seconded by Mr. Nagel, Carried, Ayes - 5.

Mr. Wroblewski moved:

WHEREAS, there is pending several applications for building permits to erect garages in Tiorunda which have not been approved because of the requirements of the zoning ordinances as to rear and side yards and

WHEREAS, the zoning board of appeals in a proper case has the power to modify the provisions of the zoning ordinances as to the area of rear yards and side yards be it

RESOLVED, that in order to afford property owners the opportunity to have the refusal of a building permit reviewed by the zoning board of appeals all applications for building permits for garages in Tiorunda be denied where the same do not comply with the zoning ordinances.

Seconded by Mr. Neibert, Carried, Ayes - 5.

Mr. Wroblewski moved:

RESOLVED: that the Town Clerk be authorized to draw up a communication regarding Buffalo Incinerator creating a Fire Hazard and strewing the streets with debris.

Seconded by Mr. Neibert. Carried, Ayes - 5.

Mr. Wroblewski moved:

RESOLVED, that the subdivision map of Cayuga Courts prepared by Krehbiel & Krehbiel engineers, dated April 10, 1950 be approved and ordered filed in the Town Clerk's office.

Seconded by Mr. Neibert. Carried, Ayes - 5.

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

RESOLVED, that the position of Working Foreman be created in the Town Highway Department, according to demands of the Erie County Civil Service Board, and

BE IT FURTHER RESOLVED, that Joseph Lipinski, who is now in the employe of the Highway Department be advanced to said position of Working Foreman.

Seconded by Mr. Neibert. Carried, Ayes - 5.

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

RESOLVED, that the request of the Pine Hill Fire Company to rope off Normandy Street on August 12th and 13th, 1950, in connection with their annual field day, be granted, and

BE IT FURTHER RESOLVED, that the request of the Veterans to rope off Gualbert Street for approximately 200 feet from Walden Avenue on August 3, 4, and 5th, in connection with their annual field day be granted.

Seconded by Mr. Wroblewski. Carried, Ayes - 5.

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

RESOLVED, that the Town Attorney be authorized and directed to get prices on water pipes for the proposed extention of Water District No. 3 and No. 4 and also Water District No. 9 of the Town of Cheektowaga.

Seconded by Mr. Neibert. Carried, Ayes - 5.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board by appropriate resolutions authorized the purchase of a 1950 Chevrolet Model #4103, 1-1/2 Ton Chassis and Cab, 137" Wheel Base; 650-20-6 ply Tires, Dual rear; Helper Springs; Heater; Defroster; Directional Signals; 3-yard Body, 8' long, 6'6" wide, 19" sides, 25" ends, 6" Heavy Duty Hoist, for use at the disposal plant in Sewer District No. 3, in the Town of Cheektowaga, New York, and



WHEREAS, Mernan-Chevrolet, Inc., has offered to sell to the Town of Cheektowaga a Chevrolet truck in accordance with said specifications above mentioned for the sum of \$2495.00, and has agreed to accept in part payment thereof two 1941 International used trucks for which an allowance has been made of \$100.00 each, and 1937 Ford for which an allowance has been made of \$25.00, totaling the sum of \$225.00, which offer has been accepted by the Town Board of the Town of Cheektowaga, New York, and

WHEREAS, it is necessary to borrow the balance of the purchase price, to wit: \$2270.00, in order to pay the balance due and owing Mernan-Chevrolet, Inc.,

NOW, THEREFORE,

BE IT RESOLVED, this 3rd day of July, 1950, by the Town Board of Cheektowaga, New York, as follows:

Sec. 1. The object and purpose for which the obligation herein authorized are to be issued, are to pay the cost of said Chevrolet truck.

Sec. 2. The plan for financing such object or purpose consists of the issuance of capital notes of the Town of Cheektowaga, New York, of a total amount of not to exceed \$2270.00.

Sec. 3. The amount of capital notes hereby authorized to be issued is to consist of two (2) notes to be dated July 3rd, 1950, and to mature as follows: \$1135.00 on April 1st, 1951, and \$1135.00 on April 1st, 1952.

Sec. 4. Said notes are to be sold by the Supervisor at a private sale to the Manufacturers & Traders Trust Company of Buffalo, New York, at par and accrued interest, and shall be payable as to principal and interest in lawful money of the United States at the office of the Manufacturers & Traders Trust Company of Buffalo, 284 Main Street, Buffalo, New York, and shall bear interest at the rate of 2% per annum, and shall be in such form and contain such terms and contents consistent herewith and with the local Finance Law of this State as the Supervisor shall determine.

Sec. 5. The period of probable usefulness of such object or purpose is hereby determined to be five (5) years.

Sec. 6. The entire cost of purchasing said Chevrolet truck shall be charged against Sewer District No. 3 of the Town of Cheektowaga, New York; that said truck may be used by the other sewer districts within the Town of Cheektowaga, New York, on a rental basis.

Sec. 7. This resolution shall take effect immediately.

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

Benedict T. Holtz,	voting	<u>Aye</u>
Henry Nagel,	voting	<u>Aye</u>
Stanley Bystrak,	voting	<u>Aye</u>
Joseph A. Neibert,	voting	<u>Aye</u>
Felix T. Wroblewski,	voting	<u>Aye</u>

ABSENT: -0-

AYES: 5

NOES: 0

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF JULY 3rd, 1950

1.

\$1,135.00

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

ONE THOUSAND, ONE HUNDRED  
THIRTY-FIVE DOLLARS (\$1,135.00)

on the 1st day of April, 1951, together with interest thereon from the date hereof at the rate of 2% per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers' and Traders' Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which is Two Thousand, Two Hundred Seventy Dollars (\$2,270.00), the notes of which are of like tenure, except as to number and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated July 3rd, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of Two Thousand, Two Hundred Seventy Dollars (\$2,270.00) to pay the balance due and owing Mernan-Chevrolet, Incorporated, for the purchase price of a 1950 Chevrolet truck, fully equipped, duly adopted by the Town Board of the Town of Cheektowaga, New York, on July 3rd, 1950."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and Statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened, and have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Cheektowaga, New York, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 3rd day of July, 1950.

TOWN OF CHEEKTOWAGA, ERIE  
COUNTY, NEW YORK.

BY \_\_\_\_\_

ATTEST:

4

00120

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF JULY 3rd, 1950

2.

\$1,135.00

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

ONE THOUSAND, ONE HUNDRED  
THIRTY-FIVE DOLLARS (\$1.135.00)

on the 1st day of April, 1952, together with interest thereon from the date hereof at the rate of 2% per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers' and Traders' Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which is Two Thousand, Two Hundred Seventy Dollars (\$2,270.00), the notes of which are of like tenure, except as to number and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated July 3rd, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of Two Thousand, Two Hundred Seventy Dollars (\$2,270.00) to pay the balance due and owing Mernan-Chevrolet, Incorporated, for the purchase price of a 1950 Chevrolet truck, fully equipped, duly adopted by the Town Board of the Town of Cheektowaga, New York, on July 3rd, 1950."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and Statutes of the State of New York to exist, to have happened, and to have been performed precedent to and in the issuance of this note, exist, have happened, and have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Cheektowaga, New York, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 3rd day of July, 1950.

TOWN OF CHEEKTOWAGA, ERIE  
COUNTY, NEW YORK.

BY \_\_\_\_\_

ATTEST:

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the Town Board by appropriate resolution authorized the purchase of a 1950 Chevrolet Model #1508 Sedan Delivery, equipped with heater, for use by the Dog Wardens and other Town officials on Town Business, and

WHEREAS, Mernan-Chevrolet, Inc., has agreed to sell to the Town of Cheektowaga a 1950 Chevrolet Model #1508 Sedan Delivery, equipped with heater for the sum of \$1610.75, which offer has been accepted by the Town Board of the Town of Cheektowaga, New York, and

WHEREAS, it is necessary to borrow the said sum of \$1610.75, to pay the amount of said purchase price due and owing Mernan-Chevrolet, Inc.,

NOW, THEREFORE,

BE IT RESOLVED, THIS 3rd day of July, 1950, by the Town Board of Cheektowaga, New York, as follows:

Sec. 1. The object and purpose for which the obligations herein authorized are to be issued, is to pay the cost of a 1950 Chevrolet Model #1508 Sedan Delivery, equipped with heater.

Sec. 2. The plan for financing such object or purpose consists of the issuance of capital notes of the Town of Cheektowaga, New York, in the total amount of not to exceed \$1610.75.

Sec. 3. The amount of capital notes hereby authorized to be issued is \$1610.75, to consist of two (2) notes to be dated July 3rd, 1950, and to mature as follows: \$805.75 on April 1st, 1951, and \$805.00 on April 1st 1952.

Sec. 4. Said notes are to be sold by the Supervisor at a private sale to the Manufacturers and Traders Trust Company of Buffalo, New York, at par and accrued interest, and shall be payable as to principal and interest in lawful money of the United States at the office of the Manufacturers and Traders Trust Company of Buffalo, 284 Main Street, Buffalo, New York, and shall bear interest at the rate of 2% per annum, and shall be in such form and contain such terms and contents consistent herewith, and with the local Finance Law of this State as the Supervisor shall determine.

Sec. 5. The period of probable usefulness of such object or purpose is hereby determined to be five (5) years.

Sec. 6. The entire cost of purchasing said Chevrolet Model #1508 Sedan Delivery, equipped with heater, shall be charged against the General Fund of the Town of Cheektowaga, New York.

Sec. 7. This resolution shall take effect immediately.

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

Supervisor Holtz,	voting <u>Aye</u>
Councilman Nagel,	voting <u>Aye</u>
Councilman Bystrak,	voting <u>Aye</u>
Councilman Neibert,	voting <u>Aye</u>
Councilman Wroblewski,	voting <u>Aye</u>

ABSENT: -0-

AYES: 5

NOES: 0

00121

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF JULY 3, 1950

1.

\$805.75

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

EIGHT HUNDRED FIVE  
and 75/100 Dollars (\$805.75)

on the 1st day of April, 1951, together with interest thereon from the date hereof at the rate of 2% per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers' and Traders' Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which is One Thousand, Six Hundred Ten and 75/100 Dollars (\$1,610.75), the notes of which are of like tenure except as to number, amount and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated July 3, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of One Thousand, Six Hundred Ten and 75/100 Dollars (\$1,610.75), to pay the entire cost of a Chevrolet Model 1508 Sedan Delivery, duly adopted by the Town Board of Cheektowaga, New York, on July 3, 1950."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts, and things required by the Constitution and Statutes of the State of New York to exist, to have happened, and to have been performed precedent to and in the issuance of this note, exist, have happened, and have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Cheektowaga, New York, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 3rd day of July, 1950.

TOWN OF CHEEKTOWAGA, Erie  
County, New York.

BY \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
TOWN CLERK

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

CAPITAL NOTE OF JULY 3, 1950

2.

\$805.00

The Town of Cheektowaga, in the County of Erie, a municipality of the State of New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

EIGHT HUNDRED FIVE  
and 00/100 Dollars (\$805.00)

on the 1st day of April, 1952, together with interest thereon from the date hereof at the rate of 2% per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers' and Traders' Trust Company, Buffalo, New York.

This note is one of an authorized issue the aggregate principal amount of which is One Thousand, Six Hundred Ten and 75/100 Dollars (\$1,610.75), the notes of which are of like tenure except as to number, amount and maturity.

This note is issued pursuant to the provisions of a resolution entitled, "Resolution, dated July 3, 1950, authorizing the issuance of capital notes of the Town of Cheektowaga, New York, in the amount of One Thousand, Six Hundred Ten and 75/100 Dollars (\$1,610.75), to pay the entire cost of a Chevrolet Model 1508 Sedan Delivery, duly adopted by the Town Board of Cheektowaga, New York, on July 3, 1950."

The faith and credit of such Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts, and things required by the Constitution and Statutes of the State of New York to exist, to have happened, and to have been performed, and that this note, together with all other indebtedness of such Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of Such State.

IN WITNESS WHEREOF, the Town of Cheektowaga, New York, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk and this note to be dated as of the 3rd day of July, 1950.

TOWN OF CHEEKTOWAGA, Erie County,  
New York.

BY \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
TOWN CLERK

6

00132

Mr. Wroblewski moved, seconded by Mr. Neibert, that the petition of Henry J. and Florence Schafer to re-zone property on Midland Drive from residence to business be denied.

Carried, Ayes - 5.

Mr. Nagel moved, seconded by Mr. Neibert that the petition of Chester and Irene Pijanowski to re-zone property on the South-east corner of Huth Road and South Huxley Drive from residence to business be denied.

Carried, Ayes - 3.

Mr. Wroblewski and Mr. Bystrak excused from voting.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement in South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot No. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of the street, which sewer shall be so constructed 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, one hundred eighty Dollars (\$6,180.00) 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 South Huxley Drive 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 newspaper 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 Three Hundred Nine Dollars (\$309.00), 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 Three Hundred Nine Dollars (\$309.00) which is equal to Five Per Centum (5%) of the estimated expense of the improvement conditioned that if this 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 17th day of July, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

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

## 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 17th day of July, 1950, at 7:30 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 South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the South line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot Nos. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of the street, which sewer shall be so constructed 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 & 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 \$309.00 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 \$309.00, conditioned that, if this 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 order of the Town Board of the Town of Cheektowaga.

KENNETH T. HANLEY  
Town Clerk

Dated: July 3, 1950

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

Supervisor Holtz,.	voting	<u>Aye</u>
Councilman Nagel,	voting	<u>Aye</u>
Councilman Wroblewski,	voting	<u>Aye</u>
Councilman Neibert,	voting	<u>Aye</u>
Councilman Bystrak,	voting	<u>Aye</u>

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 the original resolution duly adopted at said meeting of the Town Board held on the 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolution duly adopted by said Town is 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 3rd day of July, 1950.

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 22 1950 last publication JUN 22 1950 and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this JUN 22 1950 day of JUN 22 1950, 1950

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

EVE J. ALLIS  
 NOTARY PUBLIC, STATE OF NEW YORK  
 Qualified in Erie County  
 My Commission Expires March 30, 1951  
 Registered No. 5829

**NOTICE TO CONTRACTORS**  
 WHEREAS 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 3rd day of July, 1950, 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 the materials and equipment, together with all labor for the construction of a certain improvement in South Huxley Drive, to wit: the construction of a lateral sewer in said highway from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1083.75 feet to a point 30 feet south from the south line of Lot Nos. 238 and 239 to the existing sanitary sewer in Section Avenue, for the entire length of the street, which sewer shall be so constructed 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 I. Nussbaumer and Irving Clarke, doing business as Nussbaumer & 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 & 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, upon payment of \$10.00, and 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.

By order of the Town Board of the Town of Cheektowaga.  
 KENNETH T. HANLEY,  
 Town Clerk

Dated: June 19, 1950.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, by the construction of a lateral sewer in said highway to serve the property on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, 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, 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 the Town Board and likewise filed with the Town Clerk, and the same having been carefully examined and approved by this Town Board,

NOW, THEREFORE,

BE IT RESOLVED, that the estimate for said improvement in the sum of Six thousand five hundred Dollars (\$6,500.00) 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 Cleveland Drive 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 Three hundred twenty-five Dollars (\$325.00), 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 Three hundred twenty-five Dollars (\$325.00) 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 17th day of July, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

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

#### 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 17th day of July, 1950, at 7:30 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 Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side 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 for 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 & 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 \$325.00 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 \$325.00 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 order of the Town Board of the Town of Cheektowaga.

KENNETH T. HANLEY  
Town Clerk

Dated: July 3, 1950

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

Supervisor Holtz,	voting <u>Aye</u>
Councilman Nagel,	voting <u>Aye</u>
Councilman Wroblewski,	voting <u>Aye</u>
Councilman Neibert,	voting <u>Aye</u>
Councilman Bystrak,	voting <u>Aye</u>

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 the original resolution duly adopted at said meeting of the Town Board held on the 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolution duly adopted by said Town is 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 3rd day of July, 1950.

\_\_\_\_\_  
TOWN CLERK

S E A L

Posted as follows on the 8th day of July, 1950:

U Crest Fire House, Evergreen Place and Clover Street  
Telephone Pole #180 Woodridge and Huth Road  
Airport Plaza, Union Road and Genesee Street  
Forks Fire House, Broadway  
Town Hall Bulletin Board

Hereto attached is a copy of notice published in the Cheektowaga Times.

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of May, 1950.

## PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Woodridge Avenue	Cleveland Drive	End of street.

### TYPE OF STREET LIGHTING INSTALLATION

High ornamental standards, with arm extending over the highway.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 17th day of July, 1950, at 7:30 P.M., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

**AYES:** 5      **NOES:** 0      **ABSENT:** 0

of the Town of Cheektowaga,  
that I have compared the  
ly adopted at said meeting  
July, 1950, and that the  
t from said original and  
tion duly adopted by

s of the Town Board had

to set my hand and the  
1950.

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 JUL 6 1950 :  
last publication JUL 6 1950 ;  
and that no more than six days intervened be-  
tween publications.

Willard C. Allis

Sworn to before me this.....

JUL 6 1950

day of ....., 19.....

Eve J. Allis

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

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

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 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolution duly adopted by said Town is 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  
said Town, this 2nd day of July, 1950.

#### NOTICE TO CONTRACTORS

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 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

#### PRESENT:

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

#### ABSENT: None.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board has heretofore determined it to be in the public interest to make an improvement on the south side of Cleveland Drive commencing at Harlem Avenue, running westerly to the west line of Marsdale Road by the construction of a lateral sewer in said highway to serve the property on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, and

WHEREAS, this Board has heretofore directed Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & 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 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 Town Board,

#### NOW, THEREFORE,

BE IT RESOLVED, that the estimate for said improvement in the sum of Six thousand five hundred Dollars (\$6,500.00) 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 Cleveland Drive 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 newspaper 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 Three hundred twenty-five Dollars (\$325.00), 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 Three hundred twenty-five Dollars (\$325.00) 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 17th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., and

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

#### 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 17th day of July, 1950, at 7:30 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 the materials and equipment, together with all labor for the construction of a certain improvement in Cleveland Drive, to wit: the construction of a lateral sewer in said highway, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, which sewer shall be so constructed to serve the properties on the south side 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 & 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 & 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 a 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 \$3.00.

Each proposal must be accompanied by a certified check in the sum of \$325.00 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 \$325.00 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 order of the Town Board of the Town of Cheektowaga.

KENNETH T. HANLEY,  
Town Clerk

Dated: July 3, 1950.

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

Benedict T. Holtz, voting Aye.  
Henry Nagel, voting Aye.  
Felix T. Wroblewski, voting Aye.  
Joseph Neibert, voting Aye.  
Stanley Bystrak, 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 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 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original and of the whole thereof, and that the resolution duly adopted by said Town Board is 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 3rd day of July, 1950.

KENNETH T. HANLEY,  
Town Clerk  
(SEAL)

Jul-6

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

D C. ALLIS, of the Town of Cheektowaga, said County of Erie, being duly sworn,

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

annexed printed slip, taken from said notice, is a copy, was inserted and published

per once a week for one week:

on JUL 6 1950  
on JUL 6 1950

no more than six days intervened between the publications.

Willard C. Allis

before me this JUL 6 1950

19  
Eve J. Allis

Public in and for Erie County, N. Y.

EVE J. ALLIS,  
Notary Public, State of New York  
Qualified in Erie County, New York  
My Commission Expires March 1, 1951  
Registered No. 5029

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of May, 1950.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Woodridge Avenue	Cleveland Drive	End of street.

#### TYPE OF STREET LIGHTING INSTALLATION

High ornamental standards, with arm extending over the highway.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 17th day of July, 1950, at 7:30 P.M., Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz,	voting <u>Aye</u>
Councilman Nagel,	voting <u>Aye</u>
Councilman Wroblewski,	voting <u>Aye</u>
Councilman Neibert,	voting <u>Aye</u>
Councilman Bystrak,	voting <u>Aye</u>

AYES: 5      NOES: 0      ABSENT: 0



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

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 minutes of the meeting of the Town Board of the said Town held on the 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 3rd day of July, 1950.

---

TOWN CLERK

(Seal)

Posted as follows on the 8th day of July, 1950:

Telephone Pole #180 Woodridge Street and Huth Road  
Tree in Front of #186 Woodridge Street  
Tree in Front of #211 Woodridge Street  
Tree in Front of #59 Woodridge Street  
Tree in Front of #52 Woodridge Street

Hereto attached is a copy of notice published in the Cheektowaga Times.

Mr. Wroblewski moved:

RESOLVED, that subject to the approval of the Erie County Health Department, permission is hereby granted to Broadway Drive In Theatre to pump sewage daily if necessary from the tank to a tank wagon by means of which it is to be delivered to the town's sewage disposal plant at a cost to be fixed by the Town Board at a later date.

This permit may be revoked by the Town Board in its discretion without notice.

Seconded by Mr. Neibert. Carried, Ayes -5-.

( Pfohl Re-Zoning Granted )

#### REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

#### PRESENT:

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

#### ABSENT: None.

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

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 26th day of April, 1950 at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Joseph, Paul and Fidelis Pfohl for the rezoning from residence district to First Industrial of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to First Industrial the property hereinafter described, for the purpose of conducting a Storage space to store and repair heavy construction equipment and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon, on the 3rd day of July, 1950, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Pfohl Road.

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

#### NOW, THEREFORE

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

#### DESCRIPTION

That tract or parcel of land situated in the Town of Cheektowaga, known as parts of lots nos. 79 and 80, township 11, range 7. Beginning at a stone monument set at the northwest corner of said lot no. 79, the northeast corner of lot no. 80, running westerly along the north line of lot no. 80, 8 chains, 70 links, to a stone monument; thence southerly parallel with the line between lots nos. 79 and 80, 73 chains, 60 links to Ellicott Creek; thence easterly and northeasterly following along the margin of said creek as originally surveyed by Abraham Gipple and wife to the West Shore Railroad Co. by warranty deed, Liber 436 of Deeds page 495; thence easterly along said creek to the point of its intersection with the northerly line of said strip of land as aforesaid to the Railroad Company; thence northeasterly along the said Railroad's lands about 2 chains to a point distant 2 chains, 70 links

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 JUL 6 1950; last publication JUL 13 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JUL 13 1950, 19.....

*Ever J. Allis*

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

EVER J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 19 51  
Registered No. 5029

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 minutes of the meeting of the Town Board of the said Town held on the 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

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

**NOTICE OF HEARING**  
**Woodridge Ave. Lights**

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 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:** None.

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of May, 1950.

**PUBLIC HIGHWAYS**  
**TO BE IMPROVED**

Woodridge Avenue FROM Cleveland Drive TO End of Street.

**TYPE OF STREET LIGHTING**  
**INSTALLATION**

High ornamental standards, with arm extending over the highway. WHEREAS, Edward B. Jerzakowski, Bronislaua T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 17th day of July, 1950, at 7:30 P. M., E. D. S. T., to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

**STATE OF NEW YORK**  
**SS**

**COUNTY OF ERIE**

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 minutes of the meeting of the Town Board of the said Town held on the 3rd day of July, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 3rd day of July, 1950.

KENNETH T. HANLEY,  
Town Clerk

(SEAL)

jul-6

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 6 1950; last publication JUL 6 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of JUL 6 1950 19.....

*E. J. Allis*

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

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

Mr. Wroblewski moved:

RESOLVED, that subject to the approval of the Erie County Health Department, permission is hereby granted to Broadway Drive In Theatre to pump sewage daily if necessary from the tank to a tank wagon by means of which it is to be delivered to the town's sewage disposal plant at a cost to be fixed by the Town Board at a later date.

This permit may be revoked by the Town Board in its discretion without notice.

Seconded by Mr. Neibert. Carried, Ayes -5-.

( Pfohl Re-Zoning Granted )

#### REZONING GRANTED

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

#### PRESENT:

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

#### ABSENT: None.

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

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 26th day of April, 1950 at 7:30 o'clock P.M., E.S.T. of said day, for the purpose of considering the application of Joseph, Paul and Fidelis Pfohl for the rezoning from residence district to First Industrial of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to First Industrial the property hereinafter described, for the purpose of conducting a Storage space to store and repair heavy construction equipment and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon, on the 3rd day of July, 1950, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Pfohl Road.

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

#### NOW, THEREFORE

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

#### DESCRIPTION

That tract or parcel of land situated in the Town of Cheektowaga, known as parts of lots nos. 79 and 80, township 11, range 7. Beginning at a stone monument set at the northwest corner of said lot no. 79, the northeast corner of lot no. 80, running westerly along the north line of lot no. 86, 8 chains, 70 links, to a stone monument; thence southerly parallel with the line between lots nos. 79 and 80, 73 chains, 60 links to Ellicott Creek; thence easterly and northeasterly following along the margin of said creek as originally surveyed by Abraham Gipple and wife to the West Shore Railroad Co. by warranty deed, Liber 426 of Deeds page 495; thence easterly along said creek to the point of its intersection with the northerly line of said strip of land as aforesaid to the Railroad Company; thence northeasterly along the said Railroad's lands about 2 chains to a point distant 9 chains, 85 links easterly from the above described west bounds 64 chains, 95 links to the north line of lot no. 79; thence westerly along the north line of lot no. 79, 2 chains, 15 links to the place of beginning. Approximately 55 acres.

Pfohl Road West of Transit Road.  
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 Neibert, voting Aye.  
Stanley Bystrak, voting Aye.  
AYES: 5. NOES: 0. ABSENT: 0.  
Dated: July 3, 1950.

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

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication JUL 6 1950; last publication JUL 13 1950; and that no more than six days intervened between publications.

Sworn to before me this.....  
day of JUL 13 1950, 19.....

*Willard C. Allis*  
Notary Public in and for Erie County, N. Y.

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

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 JUL 6 1950: last publication JUL 13 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

JUL 13 1950

day of ....., 19.....

*Eve J. Allis*

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1951  
Registered No. 5829

Posted as follows on the 7th day of July, 1950:

Post, Transit & Pfohl Road  
Telephone Pole, East of tracks, Pfohl Road  
Telephone Pole, #9 Pfohl Road  
Telephone Pole, #14 Pfohl Road  
Telephone Pole, #107 Pfohl Road  
Telephone Pole, #108 Pfohl Road

Mr. Nagel moved, seconded by Mr. Wroblewski that an audit be made and the claims be paid. Carrie, Ayes -5.

Mrs. Hyrek, Secretary of the Cheektowaga Chamber of Commerce was granted the floor and stated that the Chamber wished to go on record as being in favor of the proposed Thru-Way Plaza to be erected at Harlem Road and Walden Avenue.

At 2:55 P.M., the Supervisor declared a 10 minute recess in order that the Town Attorney and Attorney Fernbach, representing the Lutz Family on Union Road, could confer regarding the extension of Fire and Water District No. 4 to include the Lutz property.

At 3:55 P.M., the Supervisor called the meeting to order and announced that the Town Attorney and Attorney Fernbach could not make any decision at this time in regard to including the Lutz property into the new proposed Fire and Water District.

Mr. Neibert moved, seconded by Mr. Wroblewski to adjourn. Carried, Ayes - 5.

KTH

TC

*Kenneth T. Hanley*

Seal

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

**REZONING GRANTED**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 3rd day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:** None.

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

WHEREAS, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York on the 28th day of April, 1950, at 7:30 o'clock P.M., E.S.T., of said day, for the purpose of considering the application of Joseph, Paul, Fidelis and Richard Pfohl for the rezoning from residence district to First Industrial of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

WHEREAS, the Zoning Board of Appeals on the 1st day of May, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to First Industrial the property hereinafter described, for the purpose of conducting a storage space to store and repair heavy construction equipment and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 3rd day of July, 1950, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in the immediate vicinity on Pfohl Road.

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

**NOW, THEREFORE,**

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

**DESCRIPTION**

All that tract and parcel of land situated in the Town of Cheektowaga, being part of lot No. 80 in the eleventh township and seventh range of townships; bounded west by a line parallel to the west bounds of said Lot No. 80 at the distance of 14 chains east therefrom, 72 chains and 36 links; north by Lot No. 84, 6 chains, 34 links; east by land conveyed by deed to Jacob Carrell, 60 chains, 20 links; and southerly by the Eighteen Mile Creek. Approximately 45 acres.

Pfohl Road west of Transit Road. Seconded by Mr. Wroblewski and duly put to a vote which resulted as follows:

Benedict T. Holtz, voting Aye.  
Henry Nagel, voting Aye.  
Felix T. Wroblewski, voting Aye.  
Joseph A. Neibert, voting Aye.  
Stanley Bysrak, voting Aye.  
AYES: 5. NOES: 0. ABSENT: 0.

Dated: July 3, 1950.  
KENNETH T. HANLEY,  
Town Clerk  
Town of Cheektowaga,  
Erie County, New York

(SEAL)

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: JUL 6 1950 first publication JUL 13 1950 last publication and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

JUL 13 1950

day of ....., 19.....

*Eve J. Allis*

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

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

Mr. Nagel moved, seconded by Mr. Wroblewski that an audit be made and the claims be paid. Carrie, Ayes -5.

Mrs. Hyrek, Secretary of the Cheektowaga Chamber of Commerce was granted the floor and stated that the Chamber wished to go on record as being in favor of the proposed Thru-Way Plaza to be erected at Harlem Road and Walden Avenue.

At 2:55 P.M., the Supervisor declared a 10 minute recess in order that the Town Attorney and Attorney Fernbach, representing the Lutz Family on Union Road, could confer regarding the extension of Fire and Water District No. 4 to include the Lutz property.

At 3:55 P.M., the Supervisor called the meeting to order and announced that the Town Attorney and Attorney Fernbach could not make any decision at this time in regard to including the Lutz property into the new proposed Fire and Water District.

Mr. Neibert moved, seconded by Mr. Wroblewski to adjourn. Carried, Ayes - 5.

KTH

TC

*Kenneth T. Hanley*

Seal



Cheektowaga, New York  
July 17, 1950

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 17th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT:	Benedict T. Holtz	Supervisor
---------	-------------------	------------

A quorum being present the Town Clerk called the meeting to order.

Mr. Wroblewski moved seconded by Mr. Neibert that due to the absence of Supervisor Holtz, Councilman Henry Nagel be designated as temporary chairman for this meeting.

Carried, Ayes 4. Absent, 1.

Without any objections the reading of the minutes of the previous meeting were dispensed with until a later date.

Mr. Wroblewski moved seconded by Mr. Nagel that Mr. Joseph Beszczynski, Sloan, New York and Mr. Bernard Zablotny, Cheektowaga, New York, be re-appointed as members of the Cheektowaga Board of Plumbing & Drainage Commission.

Carried, Ayes 4. Absent 1.

This being the time and the place advertised for the receiving of sealed bids for the construction of a lateral sewer in Cleveland Drive and South Huxley Drive, in the Town of Cheektowaga, New York.

Mr. Wroblewski moved seconded by Mr. Neibert that the Town Clerk be authorized and directed to open the sealed bids.

Carried, Ayes 4. Absent 1.

Following are a summary of the bids received:

The R. R. Company, 4759 Harlem Road, Snyder, New York, South Huxley Drive job; \$3,438.00 (did not bid on the Cleveland Drive Job.)

Fahning Construction Company, 460 Leroy Avenue, Buffalo, New York, South Huxley Drive; \$3,314.00; Cleveland Drive; \$5,237.45; Total, \$8,551.45.

Fago Bros. Contracting Company, 1606 Kenmore Avenue, Buffalo 23, New York; South Huxley Drive; \$4,726.00; Cleveland Drive; \$5,442.00; Total \$10,168.00.

Straco Inc., 233 French St., Buffalo 11, New York; South Huxley Drive; \$3,964.00; Cleveland Drive; \$4,924.70; Total \$8,888.70.

Depew Paving Company, Depew, New York; South Huxley Drive \$4,979.00; Cleveland Drive; \$4,958.00; Total \$9,937.00.

W. J. Irwin and Sons, 276 Summitt Avenue, Buffalo 14,  
New York; South Huxley Drive; \$4,149.50; Cleveland Drive; \$3,234.75  
Total; \$7,384.25.

Twin Village Construction Corp., 166 Gould Avenue, Depew,  
New York; South Huxley Drive; \$5,232.00; (Did not bid on the  
Cleveland Drive Job).

Mr. Wroblewski moved seconded by Mr. Neibert that the bids  
be referred to Nussbaumer and Clarke for tabulation and that the  
same Nussbaumer and Clarke be authorized and directed to report  
their findings to the Town Board at a special meeting to be held  
on the 22nd day of July, 1950.

Carried, Ayes - 4. Absent 1.

Councilman Nagel presented the following resolution and moved its adoption:

RESOLVED, that the petitions to extend U-Crest Fire District to include Parcels A & B, as shown on map, be granted and the Town Attorney is directed to prepare necessary resolutions.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

ABSENT: Supervisor Holtz

AYES: 4

NOES: 0

ABSENT: 1

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Fire District in this Town, known as Fire District No. 4, by annexing thereto the territory situated in such Town and hereinafter described, and an order of the Town Board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider said petition and to hear all persons interested in the subject thereof concerning the same having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, on the 5th day of June, 1950, at which hearing all persons interested in the subject matter were given an opportunity to be heard and the Town Board having given due consideration thereon, and

WHEREAS, the said petition was presented to the Town Board on the 9th day of May, 1950, for the extension of the existing Fire District No. 4 of the Town of Cheektowaga, New York, is signed, approved, and acknowledged as required by law, and is otherwise sufficient, and there is attached to said petition a map and plan prepared by Newell L. Nussbaumer, and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the existing Fire District, and the general plan of the proposed extension, and

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

WHEREAS, there is annexed to the petition the consent duly executed by the Fire Commissioners of Fire District No. 4,

NOW, THEREFORE, after due deliberation, it is hereby

RESOLVED AND DETERMINED:

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

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

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

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

TOWN OF CHEEKTOWAGA, NEW YORK  
SANITARY SEWER DISTRICT NO. 5  
SANITARY SEWERS ~ SOUTH HUXLEY & CLEVELAND DRIVES

BID SUMMARY

BID SECTION "A" ~ S. HUXLEY DR.

ITEM NO	DESCRIPTION	W. J. IRWIN & SONS		FAHNING CONTRACTING		STRACO INC.		DEPEW PAVING CO.		FAGO BROS. CONTRACTING		R. & R. CO.		TWIN VILLAGE CONST. CO.							
		UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
A-1	840 L.F. 8" V.T.P. 8'-10' DEPTH	2.70	2268.00	1.90	1596.00	2.20	1848.00	2.85	2394.00	2.90	2436.00	2.25	1890.00	3.50	2940.00						
	200 L.F. " " 10'-12' DEPTH	3.00	600.00	1.90	380.00	2.40	480.00	3.10	620.00	3.00	600.00	2.50	500.00	4.50	900.00						
A-2	42 - 6" WYE BRANCHES	2.75	115.50	4.00	168.00	4.00	168.00	10.00	420.00	10.00	420.00	—	—	3.50	147.00						
A-3	2 - MANHOLES 8'-10' DEPTH	240.00	4800.00	225.00	4500.00	250.00	500.00	300.00	600.00	200.00	400.00	225.00	450.00	225.00	450.00						
	1 - MANHOLE 13' DEEP	290.00	290.00	300.00	300.00	350.00	350.00	375.00	375.00	250.00	250.00	250.00	250.00	300.00	300.00						
A-4	8 CU. YDS. CLASS B CONCRETE	12.00	96.00	15.00	120.00	16.00	128.00	15.00	120.00	15.00	120.00	6.00	48.00	15.00	120.00						
A-5	DROP MANHOLE	300.00	300.00	300.00	300.00	490.00	490.00	450.00	450.00	500.00	500.00	300.00	300.00	315.00	315.00						
	TOTAL A-1 TO A-5		4,149.50		3,314.00		3,964.00		4,979.00		4,726.00		3,438.00		5,232.00						
			✓		✓		✓						✓								

BID SECTION "B" - CLEVELAND DR.

B-1	533 L.F. 8" V.T.P. 8'-10' DEPTH	3.75	1,998.75	7.65	4,077.45	5.90	3,144.70	6.00	3,198.00	6.00	3,132.00										
B-2	10 - 6" WYE BRANCHES	2.75	27.50	4.00	40.00	4.00	40.00	10.00	100.00	10.00	100.00										
B-3	3 - MANHOLES 8'-10' DEPTH	240.00	720.00	225.00	675.00	275.00	825.00	350.00	1,050.00	200.00	600.00										
B-4	CONNECTION TO MANHOLE		90.00		25.00		125.00		150.00		300.00										
B-5	2550 YDS. 6" CONC. DR. REPLACE	9.50	2375.00	7.00	175.00	18.00	450.00	6.00	150.00	10.00	250.00										
B-6	3 CU. YDS. CLASS B CONCRETE	12.00	36.00	15.00	45.00	15.00	45.00	20.00	60.00	20.00	60.00										
B-7	50 CU. YDS. SELECTED BACKFILL	2.50	125.00	4.00	200.00	5.90	295.00	5.00	250.00	20.00	1,000.00										
	TOTAL B-1 TO B-7		32,347.5		5,237.45		4,924.70		4,958.00		5,508.00*										
											5,442.00										
TOTAL - BIDS SECT. A & B			7,384.25		8,551.45		8,888.70		9,937.00		10,234.00*										
											10,168.00										
BID SECURITY		NEW AMSTERDAM CASUALTY CO.		CERTIFIED CHECKS		AMERICAN SURETY CO.		N.Y. CASUALTY CO.		N.Y. CASUALTY CO.		U.S. FIDELITY & GUARANTY CO.		THE TRAVELERS INDEMNITY CO.							
BID SECTIONS ACCEPTED		BOTH		BOTH		BOTH		BOTH		BOTH		SECTION "A"		SECTION "A"							

\* DENOTES CORRECTED TOTAL

BIDS RECEIVED: JULY 17, 1950 7:30 P.M. ED. ST.  
NUSSBAUMER & CLARKE  
CONSULTING ENGINEERS

BE IT FURTHER RESOLVED that the petition for the extension of the existing fire district No. 4 be and the same hereby is granted and the said existing Fire District No. 4 is hereby extended to embrace the following described territory:

ALL THAT TRACT OF LAND situated in the Town of Cheektowaga, County of Erie, in great Farm Lot 19, Township 11, Range 7,

*400 feet east*

BEGINNING at the point ~~of intersection~~ of the center line of Beach Road and the south line of Farm Lot No. 19, thence north to the south line of the Wingdale Subdivision, thence easterly along the south line of the Wingdale Subdivision to the east line of Farm Lot No. 19, thence southerly on said line to the south line of Farm Lot No. 19, thence westerly on the south line of Farm Lot No. 19 to the place of beginning.

ALL THAT TRACT included on the west side of Beach Road and the east side of the Thru-way line south of Maryvale Drive including a parcel bounded east by the Thru-way, west by the Niagara Lockport Power Line and south by Beach Road.

BEGINNING at a point in the center line of Union Road and a line three hundred (300) feet north of Genesee Street, running thence easterly along a line three hundred feet (300) northerly and parallel to Genesee Street to the center of Cayuga Road, thence northerly on the center of Cayuga Road to the center of Maryvale Drive, thence westerly on the center of Maryvale Drive to the center of Union Road, thence southerly on the center of Union Road to the place of beginning.

BEGINNING at the intersection of Maryvale Drive and Beach Road, thence northerly along the center of Beach Road to the south line of Covers 1629 and 1660, thence easterly along said line to the west line of Cover 1595, thence southerly on said line to the center line of Maryvale Drive, thence westerly on the center line of Maryvale Drive to the point of beginning.

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

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

Supervisor Holtz,	voting	Absent
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4      NOES: 0      ABSENT: 1

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

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing water district in this town known as Water District No. 4 by annexing thereto the territory situated in such town and hereinafter described and an order of the town board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider the said petition and to hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road,

Town of Cheektowaga on June 5, 1950 at which hearing no person appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS the said petition dated the 4th day of May, 1950 for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent engineers, duly licensed by the State of New York, showing the boundaries of the existing water district and the territory proposed as an extension of said water district, the general plan of the proposed water system, source of water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

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

NOW, THEREFORE,

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

BE IT FURTHER RESOLVED that the petition for the extension of the existing Water District No. 4 be and the same hereby is granted and the said existing Water District No. 4 is hereby extended to embrace the following described territory, to wit:

ALL THAT TRACT OF LAND situated in the Town of Cheektowaga, County of Erie, in great Farm Lot 19, Township 11, Range 7,

*400 feet East*  
BEGINNING at the point of ~~intersection~~ of the center line of Beach Road and the south line of Farm Lot No. 19, thence north to the south line of the Wingdale Subdivision, thence easterly along the south line of the Wingdale Subdivision to the east line of Farm Lot No. 19, thence southerly on said line to the south line of Farm Lot No. 19, thence westerly on the south line of Farm Lot No. 19 to the place of beginning.

ALL THAT TRACT included on the west side of Beach Road and the east side of the Thru-way line south of Maryvale Drive including a parcel bounded east by the Thru-way, west by the Niagara Lockport Power Line and south by Beach Road.

BEGINNING at a point in the center line of Union Road and a line three hundred (300) feet north of Genesee Street, running thence easterly along a line three hundred (300) feet north of Genesee Street, running thence easterly along a line three hundred feet (300) northerly and parallel to Genesee Street to the center of Cayuga Road, thence northerly on the center of Cayuga Road to the center of Maryvale Drive, thence westerly on the center of Maryvale Drive to the center of Union Road, thence southerly on the center of Union Road to the place of beginning.

BEGINNING at the intersection of Maryvale Drive and Beach Road, thence northerly along the center of Beach Road to the south line of Covers 1629 and 1660, thence easterly along said line to the west line of Cover 1595, thence southerly on said line to the center line of Maryvale Drive, thence westerly on the center line of Maryvale Drive to the point of beginning, and,

BE IT FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

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

Supervisor Holtz,	voting	Absent
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Bystrak,	voting	Aye
Councilman Neibert,	voting	Aye

AYES: 4

NOES: 0

ABSENT: 1

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing Fire District in this Town, known as Fire District No. 4, by annexing thereto the territory situated in such Town and hereinafter described, and an order of the Town Board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider said petition and to hear all persons interested in the subject thereof concerning the same having been published and posted as required by law, and the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga, New York, on the 5th day of June, 1950, at which hearing all persons interested in the subject matter were given an opportunity to be heard and the Town Board having given due consideration thereon, and

WHEREAS, the said petition was presented to the Town Board on the 18th day of February, 1950, for the extension of the existing Fire District No. 4 of the Town of Cheektowaga, New York, is signed, approved, and acknowledged, as required by law, and is otherwise sufficient, and there is attached to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the existing Fire District, and the general plan of the proposed extension, and

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

WHEREAS, there is annexed to the petition the consent duly executed by the Fire Commissioners of Fire District No. 4,

NOW, THEREFORE, after due deliberation, it is hereby

RESOLVED AND DETERMINED:

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

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

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

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

BE IT FURTHER RESOLVED that the petition for the extension of the existing fire district No. 4 be and the same hereby is granted and the said existing Fire District No. 4 is hereby extended to embrace the following described territory:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the Center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present fire district boundary; thence easterly along said north line of the present fire district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning.

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

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

Supervisor Holtz,	voting	Absent
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4

NOES: 0

ABSENT: 1

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

WHEREAS there has been duly presented to this Town Board a written petition in due form together with the necessary map and plan for the extension of the existing water district in this town known as Water District No. 4 by annexing thereto the territory situated in such town and hereinafter described and an order of the town board reciting the filing of said petition and specifying the time when and place where said Town Board would meet to consider the said petition and the hear all persons interested in the subject thereof concerning the same, having been published and posted as required by law, the hearing having taken place at the Town Hall, corner of Broadway and Union Road, Town of Cheektowaga on 5th day of June, 1950 at which hearing no person appeared in opposition to the proposed extension and the Town Board having given due deliberation thereon, and

WHEREAS the said petition dated the 4th day of May, 1950 for the extension of the existing Water District No. 4 in the Town of Cheektowaga, New York, is signed, proved and acknowledged as required by law and is otherwise sufficient and that there is annexed to said petition a map and plan prepared by Newell L. Nussbaumer and Irving Clarke, competent engineers, duly licensed by the State of New York, showing the boundaries of the existing water district and the territory proposed as an extension of said water district, the general plan of the proposed water system, source of water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

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

NOW, THEREFORE,

BE IT RESOLVED that it is in the public interest to grant the whole relief sought by said petition, and that all the property owners, and interested persons within said proposed extension of



the existing water district are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED that the petition for the extension of the existing Water District No. 4 be and the same hereby is granted and the said existing Water District No. 4 is hereby extended to embrace the following described territory, to wit:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, as more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road; thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning, and

BE IT FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

ABSENT: Benedict T. Holtz, Supervisor

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

BOND RESOLUTION, DATED JULY 17, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the Cheektowaga Times, official newspaper of the Town of Cheektowaga, New York, a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

Supervisor Holtz, Absent

AYES: 4                      NOES: 0                      ABSENT: 1

Posted as follows on the 24th , day of July, 1950;  
Town Hall Bulletin Board  
Telephone Pole No. 1027 , Beach Rd. and Cleveland Dr.  
Telephone Pole No. 52, Beach Rd.  
Ostwalds Store, Beach and Huth Rd.  
Telephone Pole No. 40, Beach Rd. and Maryvale Dr.  
Food Shop, Beach Rd. and Genesee Street

Hereto is a copy of notice published in the Cheektowaga Times

the existing water district are benefitted thereby, and that all property or property owners benefitted are included therein and that no property or property owners or interested persons benefitted thereby have been excluded therefrom, and

BE IT FURTHER RESOLVED that the petition for the extension of the existing Water District No. 4 be and the same hereby is granted and the said existing Water District No. 4 is hereby extended to embrace the following described territory, to wit:

ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, as more particularly bounded and described as follows:

BEGINNING at the intersection of the center line of Maryvale Drive and the center line of Union Road, thence westerly along the center line of Maryvale Drive to the center line of Beach Road; thence southerly along the center line of Beach Road to the north line of the present water district boundary; thence easterly along said north line of the present water district boundary to the center line of Union Road; thence north along the center line of Union Road to the point or place of beginning, and

BE IT FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of the County of Erie, New York.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

ABSENT: Benedict T. Holtz, Supervisor

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

BOND RESOLUTION, DATED JULY 17, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the Cheektowaga Times, official newspaper of the Town of Cheektowaga, New York, a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

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

Councilman Nagel,	voting Aye
Councilman Wroblewski,	voting Aye
Councilman Neibert,	voting Aye
Councilman Bystrak,	voting Aye

Supervisor Holtz, Absent

AYES: 4      NOES: 0      ABSENT: 1

Posted as follows on the 24th, day of July, 1950;  
 Town Hall Bulletin Board  
 Telephone Pole No. 1027, Beach Rd. and Cleveland Dr.  
 Telephone Pole No. 52, Beach Rd.  
 Ostwalds Store, Beach and Huth Rd.  
 Telephone Pole No. 40, Beach Rd. and Maryvale Dr.  
 Food Shop, Beach Rd. and Genesee Street

Hereto is a copy of notice published in the 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 one weeks;  
 first publication ..... JUL 27 1950 .....  
 last publication ..... JUL 27 1950 .....  
 and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
 day of ..... JUL 27 1950 ..... 19.....

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

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

object or purpose of such resolution is one of the class of objects or purposes described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

(2) states the maximum cost of said purpose, as estimated by the Town Board, to be \$25,000, and (3) states that current funds amounting to \$1,000 will be provided for the financing of such purpose and sets forth the plan of financing such purpose, and (4) determines the period of probable usefulness of said purpose to be thirty years, and (5) determines that the maturity of said bonds will be in excess of five years; and (6) states that the validity of said Serial Bonds or Capital Notes or of any Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of such resolution, are not substantially complied with; and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law New York, and petitions, protesting against such resolution and requesting that it be submitted to the electors of the Town of Cheektowaga for their approval or disapproval, may be filed with the Town Clerk at any time within thirty days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga.  
 Dated: July 17, 1950  
 KENNETH T. HANLEY,  
 Town Clerk  
 Town of Cheektowaga,  
 Erie County, New York  
 Jul-27

**BOND RESOLUTION**  
**Beach Road Drainage Pipe**  
**BOND RESOLUTION DATED**  
**JULY 17TH, 1950, AUTHORIZING**  
**THE ISSUANCE OF \$19,000 SERIAL**  
**BONDS AND \$1,000 CAPITAL**  
**NOTES OF THE TOWN OF**  
**CHEEKTOWAGA, PURSUANT TO**  
**THE LOCAL FINANCE LAW.**

**BE IT RESOLVED** by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law and that period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding con-

testing such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

**KENNETH T. HANLEY,**  
 Town Clerk  
 of the Town of Cheektowaga,  
 New York

**STATE OF NEW YORK**  
**ERIE COUNTY**  
**OFFICE OF THE CLERK SS:**  
**OF THE TOWN OF**  
**CHEEKTOWAGA**

This is to certify that I, **KENNETH T. HANLEY**, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 17th day of July, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the seal of said Town this 17th day of July, 1950.

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

au-17

CK }  
 DWAGA } ss.

of the Town of Cheektowaga, Erie, being duly sworn, he is the publisher of the public newspaper published in said Town; that the notice, of said slip, taken from said newspaper, was inserted and published in said newspaper for one weeks;

G. 17, 1950

17 1950

six days intervened between

*and C. Allen*

50

*L. Allen*  
 for Erie County, N. Y.

ALLIS  
 OF NEW YORK  
 Erie County  
 March 30, 1951  
 No. 5029

Petition presented for the establishment of a fire district in the Tiorunda Housing Development. Ordered referred to the Assessors for a property check by Supervisor Holtz.

Mr. Wroblewski moved seconded by Mr. Bystrak that all building permit applications processed by the Petition Committee on July 8 and 15th be issued by the Town Clerk after same have been approved by the Building Inspector.

Carried, Ayes 4.

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 20th day of May, 1950.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Woodridge Avenue	Cleveland Drive	End of Street

#### TYPE OF STREET LIGHTING INSTALLATION

High Ornamental Standards, with arm extending over the Highway.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

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

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

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

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Woodridge Avenue	Cleveland Drive	End of Street

#### TYPE OF STREET LIGHTING INSTALLATION

High Ornamental Standard, with arm extending over the highway.

and heard all persons interested in the subject thereof..

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 ..... AUG 17 1950 ..... : last publication ..... AUG 17 1950 ..... : and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of ..... AUG 17 1950 .....

*Eve J. Allis*

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

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

**LEGAL NOTICE**  
BOND RESOLUTION, DATED  
JULY 17, 1950, AUTHORIZING THE  
ISSUANCE OF \$19,000 SERIAL  
BONDS AND \$1,000 CAPITAL  
NOTES OF THE TOWN OF  
CHEEKTOWAGA, PURSUANT TO  
THE LOCAL FINANCE LAW.  
BE IT RESOLVED by the Town  
Board of the Town of Cheektowaga  
as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES, official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the period of time for the submission and filing of a petition for a permissive referendum thereon has elapsed and a valid petition has not been submitted and filed, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

Dated, July 17, 1950.

sep.7

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 SEP 7 1950 last publication SEP 7 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this SEP 7 1950 day of SEP 7 1950, 19      

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1951  
Registered No. 5929



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

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

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

by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

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

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

Henry Nagel,	voting	Aye
Felix T. Wroblewski,	voting	Aye
Joseph A. Neibert,	voting	Aye
Stanley Bystrak,	voting	Aye

AYES: 4

NOES: 0

ABSENT: 1

STATE OF NEW YORK }  
COUNTY OF ERIE } SS.Q  
TOWN OF CHEEKTOWAGA }

Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say.

That we are the Assessors of said Town of Cheektowaga:

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga on the 20th day of May, 1950, for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Woodridge Avenue	Cleveland Drive	End of Street

#### TYPE OF STREET LIGHTING INSTALLATION

High Ornamental Standards, with arm extending over the highway.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on both sides of each of said highways to be improved as aforesaid.

Edward B. Jerzewski  
Assessor of the Town of Cheektowaga  
Erie County, New York

Subscribed and sworn to before  
me this 22nd day of May, 1950.

Bronislaus T. Orlikowski  
Assessor of the Town of Cheektowaga  
Erie County, New York

Kenneth T. Hanley  
Notary Public, Erie County,  
New York.

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga  
Erie County, New York

STATE OF NEW YORK )  
COUNTY OF ERIE ) SS.

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 minutes of the meeting of the Town Board of the said Town held on the 17th day of July, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and whole thereof; and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I FURTHER CERTIFY that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 24th day of July, 1950.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 19th day of July, 1950.

Kenneth T. Hanley  
TOWN CLERK

(Seal)

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

RESOLVED, that the Supervisor be and he is hereby authorized to purchase from the County of Erie 3.84 acres on the north side of Grunner Street, 294 feet east of Harlem Road for the sum of \$100.00 and that payment therefor be made to the County of Erie, upon delivery of deed.

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

Henry Nagel,	voting	Aye
Felix T. Wroblewski,	voting	Aye
Joseph A. Neibert,	voting	Aye
Stanley Bystrak,	voting	Aye

Carried, Ayes: 4  
Absent 1, Benedict T. Holtz.

Mr. Neibert moved:

WHEREAS, John F. Mersmann has successfully passed a civil service examination for Captain of Police of the Town of Cheektowaga, New York and is eligible for appointment,

BE IT RESOLVED, that John F. Mersmann be and hereby is appointed Captain of Police at an annual salary of \$3450.00 payable in semi-monthly installments and be it further resolved that a certified copy of this resolution be mailed to the Personnel Director of Erie County.

This resolution shall take effect immediately.

Seconded by Mr. Wroblewski. Carried, Ayes 4.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Police Chief Walter J. Marynowski be, and he hereby is, authorized to attend a Police Conference at Rochester, New York, to be held on July 25, 26, and 27, and

BE IT FURTHER RESOLVED, that William Graham be, and he hereby is, authorized to attend a Conference at Ottawa to be held on July 25, 26, and 27, both at Town expense.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4

NOES: 0

ABSENT: Supervisor Holtz

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, the Polish National Catholic Cathedral of the Holy Mother of the Rosary is the owner of property on Walden Avenue conveyed to it by the County of Erie by Deed dated October 11, 1949, recorded in Liber 4597 of Deeds, at Page 421, and containing the following provisions:

"This conveyance is made and accepted on condition that the premises above described will be used solely for cemetery purposes."

"This conveyance is made and accepted pursuant to the terms of a resolution of the Board of Supervisors of the County of Erie, being Item 30 of the proceedings for October 4, 1949."

and

WHEREAS, said property is located in an industrial zone and may be used for business and industrial purposes; and its use for cemetery purposes is restricted by the Zoning Ordinances of the Town of Cheektowaga; and it is in the best interests of the Town of Cheektowaga, New York, that said restrictions as to the use of said premises be removed so that the premises may be used for any of the purposes permitted under the Zoning Ordinances of the Town of Cheektowaga, New York,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board respectfully requests the Board of Supervisors to take the necessary action to release the premises from the restriction above stated.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4                      NOES: 0                      ABSENT: 1

Mr. Wroblewski offered the following resolution and moved its adoption;

RESOLVED, that the Supervisor be authorized to execute and deliver to Highway Department of the State of New York the annexed release.

Seconded by Mr. Neibert. Carried, Ayes 4.

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

RESOLVED, that the Erie County Superintendent of Highways, Mr. Arthur Yaw be requested to install Boulevard Stop Signs at the following intersections in the Town of Cheektowaga, New York:

Hurd Street at Harlem Avenue  
 Virginia Road at Cleveland Drive  
 Garden Road at Beach Road  
 Charles Street at William Street  
 Wagner Street at William Street  
 Medina Street at William Street  
 Colby Street at William Street  
 Glidden Street at William Street  
 Linden Street at William Street  
 Frederick Street at William Street  
 Henry Street at William Street  
 Andrew Street at William Street  
 Walkowiak Street at William Street

Seconded by Mr. Neiber, Carried Ayes: 4.  
 Absent: Benedict T. Holtz.

Mr. Nagel moved:

RESOLVED that the Town Attorney be authorized and directed to institute proceedings against violations of the clean up ordinances.

Seconded by Mr. Bystrak.  
 Carried, Ayes 4.

Mr. Neibert moved seconded by Mr. Nagel that Highway Superintendent, John J. Zablotny be and he is hereby authorized to attend Cornell University Highway Superintendents' Class at Ithaca, New York, July 24, 25, 26 and that expenses incurred be a Town Charge.

Carried, Ayes 4.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that all bills presented at this meeting be paid, after being properly audited by the Town Board.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4

NOES: 0

New York, held at the Town Hall on the 17th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:**

Benedict T. Holtz, Supervisor  
Present: 4; Absent: 1.

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

**BOND RESOLUTION, DATED JULY 17TH, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.**

**BE IT RESOLVED** by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe

freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 11.00 of the Local Finance Law and that period of probable usefulness thereof is thirty years.

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

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town of Cheektowaga.

Section 8. This resolution shall take effect immediately upon its

obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with at the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,

Town Clerk  
of the Town of Cheektowaga,  
New York

**STATE OF NEW YORK  
ERIE COUNTY  
OFFICE OF THE CLERK  
OF THE TOWN OF  
CHEEKTOWAGA**

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 17th day of July, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 17th day

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

Councilman Nagel, voting Aye.  
Councilman Wroblewski, voting Aye.  
Councilman Neibert, voting Aye.  
Councilman Bystrak, voting Aye.  
Supervisor Holtz, Absent.

AYES: 4. NOES: 0. ABSENT: 1.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such

**LEGAL NOTICE**  
 BOND RESOLUTION, DATED  
 JULY 17, 1950, AUTHORIZING THE  
 ISSUANCE OF \$19,000 SERIAL  
 BONDS AND \$1,000 CAPITAL  
 NOTES OF THE TOWN OF

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication SEP 7 1950; last publication SEP 7 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 7 1950, 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 19 51  
 Registered No. 1234

Mr. Neibert moved seconded by Mr. Nagel that Highway Superintendent, John J. Zablotny be and he is hereby authorized to attend Cornell University Highway Superintendents' Class at Ithaca, New York, July 24, 25, 26 and that expenses incurred be a Town Charge.

Carried, Ayes 4.

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that all bills presented at this meeting be paid, after being properly audited by the Town Board.

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

Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 4

NOES: 0

New York, held at the Town Hall on the 17th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:**

Benedict T. Holtz, Supervisor  
Present: 4; Absent: 1.

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

**BOND RESOLUTION, DATED JULY 17TH, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.**

**BE IT RESOLVED** by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose herein-after described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe

freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 11.00 of the Local Finance Law and that period of probable usefulness thereof is thirty years.

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

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town of Cheektowaga.

Section 8. This resolution shall take effect immediately upon its

obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with at the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY,  
Town Clerk  
of the Town of Cheektowaga,  
New York

**STATE OF NEW YORK  
ERIE COUNTY  
OFFICE OF THE CLERK  
OF THE TOWN OF  
CHEEKTOWAGA**

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 17th day of July, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have signed and affixed my hand and seal on this 17th day

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

Councilman Wroblewski, voting Aye.  
Supervisor Holtz, Absent.

AYES: 4. NOES: 0. ABSENT: 1.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the validity of the obligations authorized by said bond resolution may be hereafter contested only if such

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

## LEGAL NOTICE

BOND RESOLUTION, DATED JULY 17, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga as follows:

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Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES, official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the period of time for the submission and filing of a petition for a permissive referendum thereon has elapsed and a valid petition has not been submitted and filed, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

Dated, July 17, 1950.

sep.7

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication SEP 7 1950 last publication SEP 7 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 7 1950, 19.....

*Euse Y. Allis*

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in 1947  
My Commission Expires March 19 51  
Registered No. 2000



RESOLUTION 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 17th day of July.

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

*Willard C. Allis*, of the  
Town of Cheektowaga, in said County of Erie, be-  
ing duly sworn, deposes and says that *he* is  
*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 news-  
paper is a copy, was inserted and published in  
said paper once a week for *two* weeks; first  
publication JUL 20 1950  
last publication JUL 27 1950  
and that no more than six days intervened be-  
tween publications.

*Willard C. Allis*

Sworn to before me this  
day of JUL 21 1950, 19.....

*Eve J. Allis*

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

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

Tiorunda Shopping Center, Maryvale Dr.  
Tiorunda Shopping Center, Tiorunda Dr.  
Telephone Pole No. 32-A, Tiorunda Dr.  
Telephone Pole cor. Maryvale Dr. & Tiorunda Dr.  
Telephone Pole No. 385, Maryvale Dr.  
Telephone Pole No. 397, Maryvale Dr.

Mr. Wroblewski moved seconded by Mr. Neibert to adjourn until the 22nd day of July, 1950, at 11:00 A.M., E.D.S.T.

Carried, Ayes: -4-.

Kenneth T. Hanley,

Town Clerk.

*Kenneth T. Hanley.*

STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

ss.

**BEFORE ME**  
At a Regular Session 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 17th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:**

Benedict T. Holtz, Supervisor  
Mr. Wroblewski offered the following resolution and moved its adoption:

**WHEREAS**, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 17th day of May, 1950 at 7:30 o'clock P. M., E.D.S.T., of said day, for the purpose of considering the application of Morris Weinstein, Co-Partner for Weinstein and Sons, for the rezoning from residence district to business district of the property hereinafter described, and amending the zoning map and ordinance accordingly, and

**WHEREAS**, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

**WHEREAS**, the Zoning Board of Appeals on the 12th day of June, 1950, having rendered its decision granting the application of petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Wholesale and Retail Business and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereon, on the 17th day of July, 1950, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be zoned, as well as the property in its immediate vicinity on Maryvale Drive.

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

**NOW, THEREFORE**

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

**DESCRIPTION**

Part of Lot No 26, Township 11, Range 7, of the Holland Land Company's Survey, and more particularly bounded and described as follows: Beginning at a point in the northerly line of Maryvale Drive at a point therein distant Two thousand five hundred forty two (2,542) feet easterly from the easterly line of Harlem Avenue; running thence along the northerly line of Maryvale Drive One hundred fifty (150) feet; thence northerly and at right angles to the northerly line of Maryvale Drive about One hundred and eighty (180) feet to the north line of lands conveyed to Walter Grzelewski by deed recorded in Erie County Clerks' Office in Liber 3062 of Deeds at Page 282; running thence westerly and along the north line of lands so conveyed to Walter Grzelewski One hundred and fifty (150); thence southerly at right angles to the northerly line of Maryvale Drive about One hundred and eighty (180) feet to the point or place of beginning in the northerly line of Maryvale Drive.

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

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

AYES: 4. NOES: 0. ABSENT: 1.

Dated: July 17, 1950.

KENNETH T. HANLEY,  
Town Clerk

Town of Cheektowaga,  
Erie County, New York.

(SEAL)

jul-20, 27

Willard C. Allis, of the  
Town of Cheektowaga, in said County of Erie, be-

ing duly sworn, deposes and says that he is

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 news-

paper is a copy, was inserted and published in  
said paper once a week for two weeks; first

publication JUL 20 1950

last publication JUL 27 1950

and that no more than six days intervened be-  
tween publications.

Willard C. Allis

Sworn to before me this

JUL 21 1950  
day of

Ever J. Allis

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

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

opping Center, Maryvale Dr.  
opping Center, Tiorunda Dr.  
e No. 32-A, Tiorunda Dr.  
e cor. Maryvale Dr. & Tiorunda Dr.  
e No. 385, Maryvale Dr.

Mr. Wroblewski moved seconded by Mr. Neibert to adjourn until the 22nd day of July, 1950, at 11:00 A.M., E.D.S.T.

Carried, Ayes: -4-.

Kenneth T. Hanley,

Town Clerk.

*Kenneth T. Hanley.*

Cheektowaga, New York  
July 22, 1950

At an adjourned meeting of the Town Board of the Town of Cheektowaga held at the Town Hall on the 22nd day of July, 1950, at 11:00 o'clock A.M. E.D.S.T. there were:

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

The Chairman called the meeting to order and requested the Town Board that due to the absence of the Town Attorney that this meeting be adjourned until July 24, 1950, at 2:30 P.M. E.D.S.T.

Mr. Wroblewski moved seconded by Mr. Neibert that this meeting be adjourned until 2:30 P.M. E.D.S.T., on July 24, 1950.  
Carried, Ayes 5.

Kenneth T. Hanley

Town Clerk

*Kenneth T. Hanley.*

Cheektowaga, New York  
July 24, 1950

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 24th day of July, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

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

ABSENT: 0

A quorum being present the chairman called the meeting to order.

Petition presented for the construction of sidewalks on the east side of Gardenvale Drive. Ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from the Village of Depew regarding necessary repairs needed on Bridge in George Urban Blvd. Ordered referred to the Town Highway Superintendent by Supervisor Holtz.

Communication read from the Zoning Board of Appeals recommending that the following re-zoning petition be granted:

Cecilia J. Eberhardt; residence to business and industrial Genesee Street south side near Transit Road.

Lawrence Jagord and Leo Kaminski; residence to business, Lot #76, Clinton Street.

Edmund and Virginia Siupa; residence to business, part of Lot #23, Warsaw Street

Ordered referred to the Town Board for further study by Councilman Wroblewski.

Mr. Wroblewski moved:

RESOLVED, the County of Erie be requested to grant an easement to Dominick Garmone and Frank Billous to install a one inch water line of Floral Place (a paper sheet cost of same to be paid by Dominick Garmone and Frank Billous) to be supervised by the Town Highway Superintendent.

Seconded by Mr. Neibert. Carried, Ayes 5.

Mr. Wroblewski moved:

WHEREAS the note of \$2673.00 for construction of sewer of West Grand Blvd. became due July 20, 1950, and bonds for said improvement have not as yet been sold and that 4 months time is needed to complete this and other bond issues so that all bonds can be sold at same time and,

BE IT RESOLVED that the Supervisor be authorized to renew said note of \$2673.00 with accrued interest for a further period of 4 months.

Seconded by Mr. Neibert. Carried, Ayes 5.

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

RESOLVED, that the Town Clerk be authorized to order the installation of Five street lights on Linden Street, from the New York State Gas and Electric Corporation.

Seconded by Mr. Neibert. Carried, Ayes 5.

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

RESOLVED, that the Town Clerk be authorized to order the installation of street light on Lemonia Street in middle of Block from New York State Gas and Electric Corporation.

Seconded by Mr. Neibert. Carried, Ayes 5.

Mr. Wroblewski moved:

WHEREAS the note of \$12,000.00 for sidewalk improvement on Evergreen, Wellworth, Clover and Rossler Avenue becomes due July 26, 1950 and bonds for said improvements have not been sold and that 4 months time is needed to complete this and other bond issues so that all bonds can be sold at same time,

BE IT RESOLVED that the Supervisor be authorized to renew said note of \$12,000.00 with accrued interest if any, for a period of 4 months.

Seconded by Mr. Neibert. Carried, Ayes 5.

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the Town Board, at a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held on the 25th day of May, 1950, authorized the Supervisor of the Town of Cheektowaga, New York, to execute and deliver to the Manufacturers & Traders Trust Company, 284 Main Street, Buffalo, New York, a promissory note, payable sixty (60) days from its date, in the sum of Twelve thousand dollars (\$12,000.00), with interest at the rate of two per cent (2%) per annum, and that said note should provide for its payment out of the funds received from the sale of the bonds heretofore authorized to be sold to pay for the improvement heretofore authorized by the Town Board to be made by Constructing sidewalks on Evergreen Place, Wellworth Place, Clover Street and Rossler Avenue, in the Town of Cheektowaga, New York and

WHEREAS, said resolution authorized the Supervisor of the Town of Cheektowaga, New York, to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date; and further authorized the Supervisor to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned, and

WHEREAS, the bonds referred to in said resolution have not as yet been sold, and the promissory note hereinbefore mentioned becomes due and payable at the Manufacturers & Traders Trust Company, 284 Main Street, Buffalo, New York, on July 26th, 1950, and a further time of approximately four (4) months is needed to complete the sale of said bonds,

BE IT RESOLVED, that the Supervisor be, and he hereby is, authorized to execute and deliver to the Manufacturers & Traders Trust Company, 284 Main Street, Buffalo, New York, a renewal note in the amount of Twelve thousand dollars (\$12,000.00) said note to be dated July 26th, 1950, with interest at the rate of two per cent (2%) per annum, payable four months (4) from its date, and

BE IT FURTHER RESOLVED, that said note shall provide for its payment out of the funds received from the sale of bonds heretofore authorized to be sold to pay for the improvements heretofore authorized by the Town Board of the Town of Cheektowaga, New York, to be made on Evergreen Place, Wellworth Place, Clover Street and Rossler Avenue, in the Town of Cheektowaga, New York; and the Supervisor of the Town of Cheektowaga is hereby authorized to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date, and he is further authorized to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

The Town of Cheektowaga, Erie County, New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

TWELVE THOUSAND DOLLARS (\$12,000.00)  
FOUR (4) MONTHS from the date hereof together with interest thereon from the date hereof at the rate of Two per cent (2%), per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers & Traders Trust Company, Buffalo, New York.

This note is issued pursuant to the provisions of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York, at a special meeting held July 24th, 1950, authorizing the issuance of a note of the Town of Cheektowaga in the sum of Twelve Thousand Dollars (\$12,000.00) to pay an indebtedness to Angelo Castricone on a contract entered into by said Town of Cheektowaga, for the construction of sidewalks on Evergreen Place, Wellworth Place, Clover Street and Rossler Avenue, in the Town of Cheektowaga, New York, as more fully set forth in the resolution of the Town Board adopted May 25th, 1950, said note and accrued interest to be paid out of funds received from the sale of bonds herein provided.

The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts, and things required by the Constitution and Statutes of the State of New York, to exist, to have happened, and to have been performed, precedent to and in the issuance of this note, exist, have happened, and have been performed, and that this note, together with all other indebtedness of said Town of Cheektowaga



is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the TOWN of CHEEKTOWAGA, has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by the Town Clerk, and this note is to be dated as of July 26th, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.

BY Benedict T. Holtz

ATTEST:

Kenneth T. Hanley  
TOWN CLERK

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, The Town Board, at a special meeting hereof held on the 25th day of May, 1950, authorized the Supervisor to execute and deliver to the Manufacturers & Traders Trust Company, 284 Main Street, Buffalo, New York, a renewal note in the amount of Two thousand, six hundred eighty-six dollars and thirty-seven cents (\$2,686.37), said note to be dated May 20th, 1950, with interest at the rate of 2% per annum, payable sixty (60) days from its date; and that said note should provide for its payment out of the funds received from the sale of the bonds heretofore authorized to be sold to pay for the improvement heretofore authorized by the Town Board to be made on West Grand Boulevard, commencing at Central Boulevard for the entire length of the street, which improvement shall be so constructed to serve the property on both sides of the said public highway, and

WHEREAS, said resolution authorized the Supervisor of the Town of Cheektowaga, New York, to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date; and further authorized the Supervisor to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned, and

WHEREAS, the bonds referred to in said resolutions have not as yet been sold and the renewal promissory note heretofore mentioned became due and payable July 20th, 1950, and a further time of approximately four (4) months is needed to complete the sale of the bonds herein referred to,

BE IT RESOLVED, that the Supervisor be, and he hereby is, authorized to execute and deliver to th Manufacturers & Traders Trust Company, 284 Main Street, Buffalo, New York, a renewal note in the amount of Two thousand, six hundred eighty-six dollars and thirty-seven cents (\$2,686.37), said note to be dated July 24th, 1950, with interest at the rate of two per cent (2%) per annum, payable four (4) months from its date, and

BE IT FURTHER RESOLVED, that said note shall provide for its payment out of the funds received from the sale of bonds heretofore authorized to be sold to pay for the improvements heretofore authorized by the Town Board of the Town of Cheektowaga, New York, to be made on West Grand Boulevard, Cheektowaga, New York; and the Supervisor of the Town of Cheektowaga is hereby authorized to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date, and he is further authorized to execute and all legal documents required by the bank in connection with the borrowing of the sum aforementioned.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

The Town of Cheektowaga, Erie County, New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

TWO THOUSAND, SIX HUNDRED EIGHTY-SIX DOLLARS AND THIRTY-SEVEN CENTS (\$2,686.37),

four months (4) from the date hereof together with interest thereon from the date hereof at the rate of two per cent (2%) per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers & Traders Trust Company, Buffalo, New York.

This note is issued pursuant to the provisions of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York, at a special meeting held July 24th, 1950, authorizing the renewal of a note dated May 20th, 1950, in the sum of Two thousand, six hundred seventy-three dollars (\$2,673.00) to pay an indebtedness to FAGO BROTHERS CONTRACTING COMPANY on a contract entered into by said Town for the construction of a lateral sewer on West Grand Boulevard, as more fully set forth in the resolution of the Town Board adopted February 20th, 1950, said note and accrued interest to be paid out of the funds received from the sale of bonds, as therein provided.

The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts, and things required by the Constitution and Statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have happened, and have been performed, and that this note, together with all other indebtedness of said Town of Cheektowaga is within

every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Cheektowaga has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk, and this note is to be dated as of July 24th, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY,  
NEW YORK.

BY Benedict T. Holtz

ATTEST:

Kenneth T. Hanley  
TOWN CLERK

Councilman Neilbert presented the following resolution and moved its adoption, seconded by Councilman Nagel:

WHEREAS, the Board of Fire Commissioners of WALDEN FIRE DISTRICT NO. 2, has requested the installation of five (5) water hydrants, within Water District No. 2, to be placed at the following locations:

In front of No. 14 Euclid Street;  
In front of No. 102 Hoerner Street;  
In front of No. 86 Woodell Street;  
In front of 2446 Harlem Avenue; and  
On Harlem Avenue about 150 feet north of northwest corner of Harlem and Walden of the west side of Harlem Avenue, Cheektowaga, N. Y.

BE IT RESOLVED, that the Supervisor be and he is hereby authorized to enter into a contract with the Western New York Water Company for the installation of said five hydrants at the locations above mentioned.

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

Supervisor Holtz,	voting	Aye
Councilman Neilbert,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Bystrak,	voting	Aye
Councilman Wroblewski,	voting	Aye

AYES: 5                      NOES: 0                      ABSENT: 0

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Board of Fire Commissioners of CLEVELAND HILL FIRE DISTRICT NO. 6, has requested the installation of six (6) water hydrants, within Water District No. 6, to be placed as shown on the accompanying map.

BE IT RESOLVED, that the Supervisor be and he is hereby authorized to enter into a contract with the Western New York Water Company for the installation of said six hydrants, at the locations shown on the accompanying map.

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

Supervisor Holtz,	voting	Aye
Councilman Bystrak,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Wroblewski,	voting	Aye

AYES: 5                      NOES: 0                      ABSENT: 0

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, The Board of Fire Commissioners of PINE HILL FIRE DISTRICT No. 5, has requested the installation of two (2) water hydrants within Water District No. 5, one hydrant to be placed close to No. 11 School, at Delavan Avenue and Andrew Street, and the other in front of Most Holy Redeemer School, at Genesee and Avery Streets, in the Town of Cheektowaga, N. Y.

BE IT RESOLVED, that the Supervisor be and he is hereby authorized to enter into a contract with the Western New York Water Company for the installation of said two hydrants, to be placed as above set forth.

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

Supervisor Holtz,	voting	Aye
Councilman Bystrak,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Wroblewski,	voting	Aye

AYES: 5                      NOES: 0                      ABSENT: 0

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the Town Board, by appropriate resolution, requested sealed proposals for the construction of a lateral sewer on South Huxley Drive from the south line of Huth Road and the center line of South Huxley Drive south along the center line of South Huxley Drive 1033.75 feet to a point 30 feet south from the south line of Lot Nos. 258 and 259 to the existing sanitary sewer in Seaton Avenue, for the entire length of the street, which sewer shall be so constructed to serve the properties on both sides of said public highway, and

WHEREAS, the bids were opened at a meeting of the Town Board held the 17th day of July, 1950, and

WHEREAS, FAHNING CONTRACTING COMPANY of Buffalo, New York, submitted a bid to furnish material and labor necessary to perform said contract in accordance with the plans and specifications as prepared by Nussbaumer and Clarke, Engineers, for the sum of Three Thousand, Three Hundred and Fourteen Dollars (\$3,314.00); and said bid is the lowest one submitted by a responsible bidder,

BE IT RESOLVED, that the bid of FAHNING CONTRACTING COMPANY of Buffalo, New York, be accepted, and that Nussbaumer and Clarke, Engineers, and George B. Doyle, Town Attorney, be directed to prepare a contract to be entered into between the TOWN OF CHEEKTOWAGA

and the said contractor, to be in accordance with the plans and specifications and the bid of the contractor, and,

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized to execute and present said contract on behalf of the Town of Cheektowaga, New York.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town Board, by appropriate resolution, requested sealed proposals for the construction of a lateral sewer on the south side of Cleveland Drive, commencing at Harlem Avenue, running westerly to the west line of Marsdale Road, and

WHEREAS, the bids were opened at a meeting of the Town Board held the 17th day of July, 1950, and

WHEREAS, W. J. IRWIN COMPANY of Buffalo, New York, submitted a bid to furnish the material and labor necessary to perform said contract in accordance with the plans and specifications as prepared by Nussbaumer and Clarke, Engineers, for the sum of Three Thousand, Two Hundred and Thirty-Four Dollars (\$3,234.00); and said bid is the lowest one submitted by a responsible bidder,

BE IT RESOLVED, that the bid of W. J. IRWIN COMPANY of Buffalo, New York, be accepted, and that Nussbaumer and Clarke, Engineers, and George B. Doyle, Town Attorney, be directed to prepare a contract to be entered into between the Town of Cheektowaga and the said contractor, to be in accordance with the plans and specifications and the bid of the contractor, and,

BE IT FURTHER RESOLVED, that the Supervisor be and he is hereby authorized to execute and present said contract on behalf of the Town of Cheektowaga, New York.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be authorized to execute an easement to the New York State Electric and Gas Corporation to install light poles along Ellicott Road in accordance with the annexed plan.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

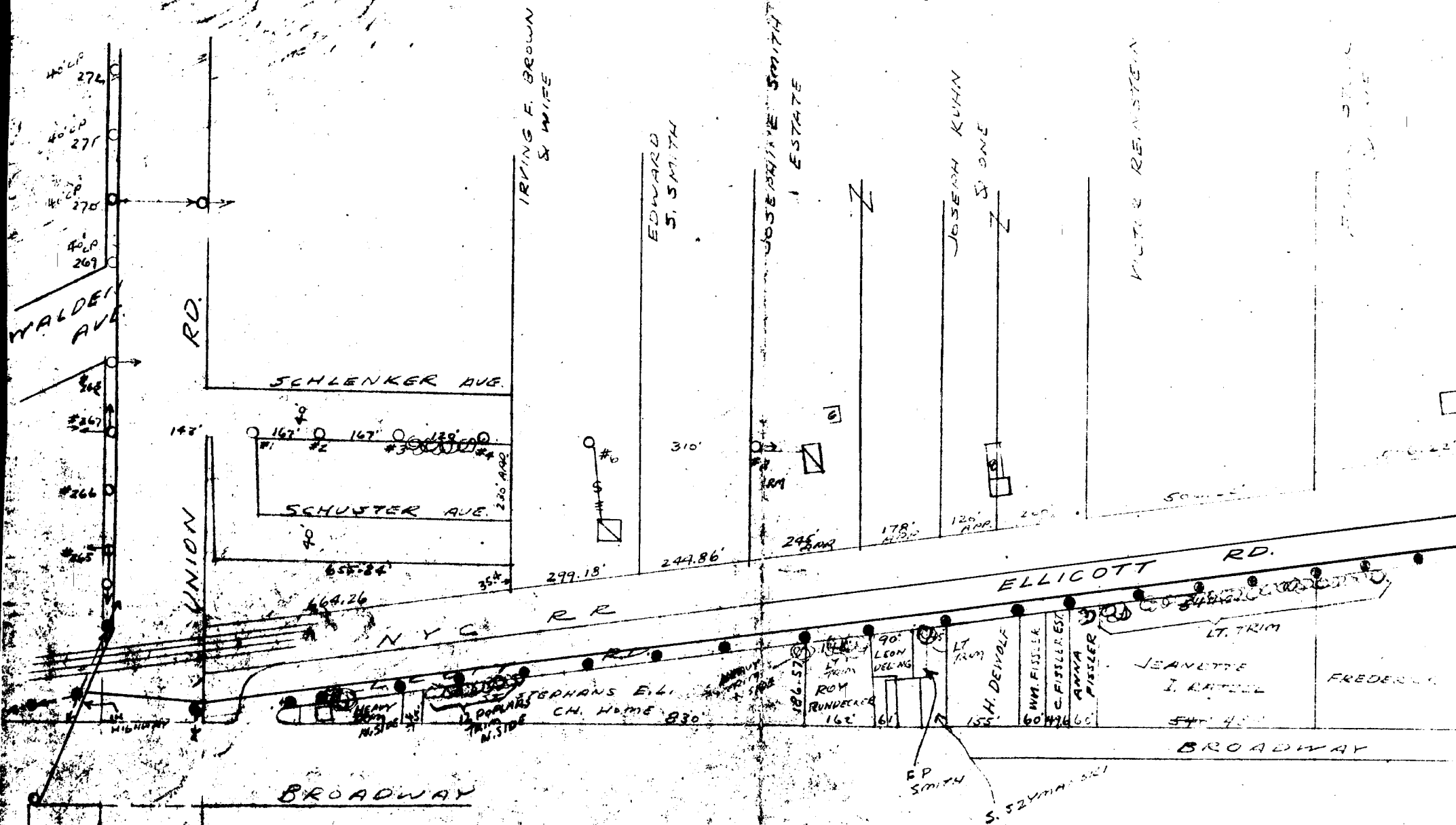
NOES: 0

ABSENT: 0

H. H. H. H.  
BISSELL

LZGRA

758'



● = PROPOSED POLE TO BE SET BY NYS E&G CORP.

— = PROPOSED 3PHASE 4800VOLT PRIMARY FEEDER

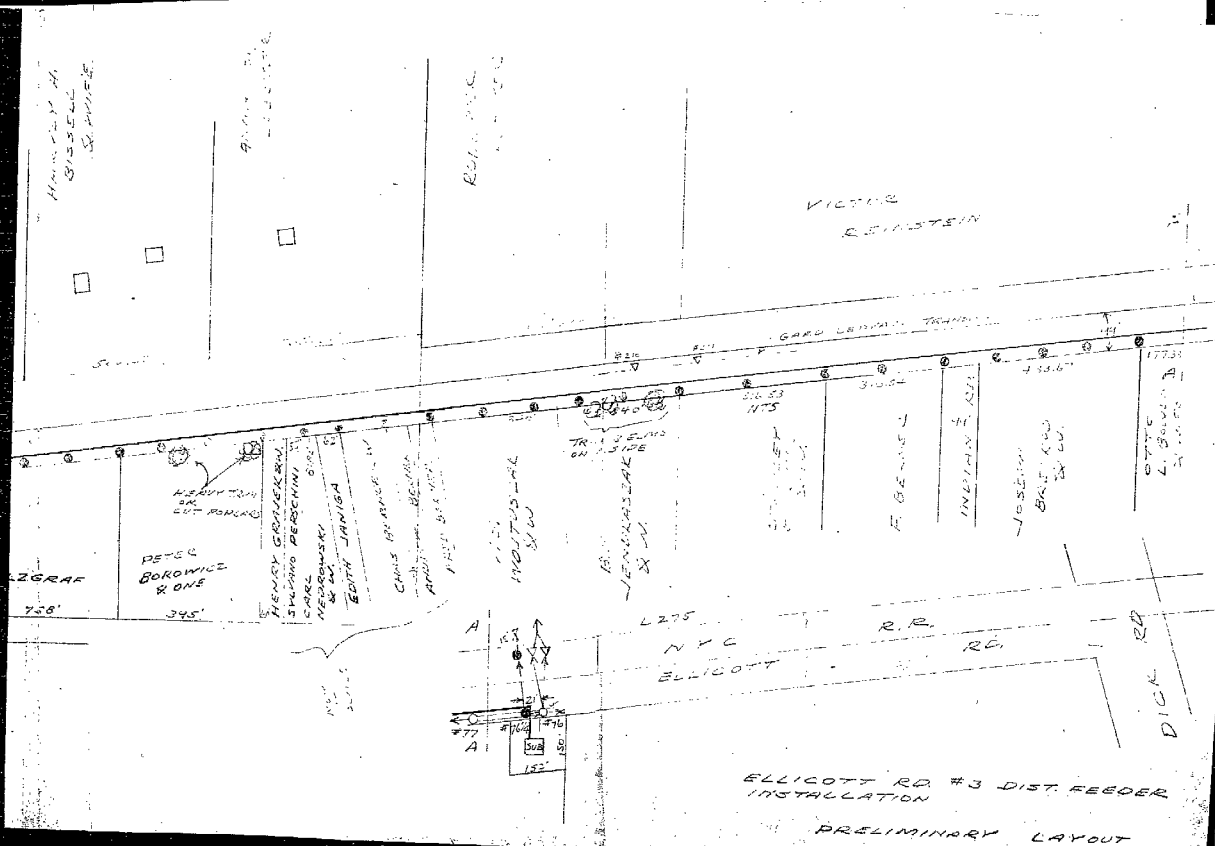
Seconded by Councilman Neibert and duly put to a vote which resulted as follows:

Super-visor	Holtz,	voting	Aye
Councilman	Nagel,	voting	Aye
Councilman	Wroblewski,	voting	Aye
Councilman	Weibert,	voting	Aye
Councilman	Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0





The Town Clerk then proceeded to read the minutes of the previous meetings held on: May 25, June 5, June 19, July 3, July 17, and July 22, 1950, and there being no alterations or corrections, it was moved by Mr. Helbert, seconded by Mr. Nagel that these minutes stand approved as read and to be placed on file.

Carried, Ayes 5.

Mr. Nagel moved seconded by Mr. Wroblewski that this meeting be adjourned. Carried, Ayes 5.

KTH

TC

*Kenneth T. Handberg*

SEAL.

the amount of Three Thousand, One Hundred Fifty-Four Dollars (\$3,154.00), said note to be dated September 2, 1950, with interest at the rate of Two Per Cent (2%) per annum, payable four months from its date, and

BE IT FURTHER RESOLVED, that said note shall provide for its payment out of the funds received from the sale of bonds heretofore authorized to be sold to pay for the improvements heretofore authorized by the Town Board of the Town of Cheektowaga, New York, to be made on Maryvale Drive, Cheektowaga, New York; and the Supervisor of the Town of Cheektowaga is hereby authorized to pledge the credit of the Town of Cheektowaga to the payment of said note with interest on its due date, and he is further authorized to execute any and all legal documents required by the bank in connection with the borrowing of the sum aforementioned.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5                      NOES: 0                      ABSENT: 0

UNITED STATES OF AMERICA  
STATE OF NEW YORK  
COUNTY OF ERIE  
TOWN OF CHEEKTOWAGA

The Town of Cheektowaga, Erie County, New York, hereby acknowledges itself indebted and for value received promises to pay to the bearer of this note the sum of

THREE THOUSAND, ONE HUNDRED  
FIFTY-FOUR DOLLARS AND NINETY CENTS (\$3,154.90)

four (4) months from the date hereof together with interest thereon from the date hereof at the rate of Two Per Cent (2%) per annum, payable at maturity.

Both principal of and interest on this note will be paid in lawful money of the United States of America, at the main office of the Manufacturers' and Traders' Trust Company, Buffalo, New York.

This note is issued pursuant to the provisions of a resolution duly adopted by the Town Board of the Town of Cheektowaga, New York, at a meeting held August 7, authorizing the renewal of a note dated June 2, 1950, in the sum of Three Thousand, One Hundred Fifty-Four Dollars and Ninety Cents (\$3,154.90), to pay an indebtedness to W. J. IRWIN AND SONS on a contract entered into by said Town for the construction of a lateral sewer on Maryvale Drive, a distance of 1040 feet easterly on the south side of said highway, which sewer shall be so constructed as to serve the properties on the south side of said public highway, as more fully set forth in the resolution of the Town Board adopted March 2, 1950, said note and accrued interest to be paid out of funds received from the sale of bonds, as therein provided.

The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged for the punctual payment of the principal of and interest on this note according to its terms.

It is hereby certified and recited that all conditions, acts, and things required by the Constitution and Statutes of the State of New York to exist, to have happened and to have been performed precedent to and in the issuance of this note, exist, have

happened, and have been performed, and that this note, together with all other indebtedness of said Town of Cheektowaga is within every debt and other limit prescribed by the Constitution and Laws of such State.

IN WITNESS WHEREOF, the Town of Cheektowaga has caused this note to be signed by its Supervisor, and its corporate seal to be hereunto affixed and attested by its Town Clerk, and this note is to be dated as of September 2, 1950.

TOWN OF CHEEKTOWAGA, ERIE COUNTY,  
NEW YORK.

BY Benedict T. Holtz

ATTEST:

Kenneth T. Hanley  
TOWN CLERK

Mr. Neibert moved seconded by Mr. Wroblewski:

RESOLVED, that the Town Clerk be authorized and directed to issue all building permits processed by the Petitions Committee on July 22nd, 29th and August 5th, 1950, after same have been approved by the Building Inspector.

Carried, Ayes 5.

Mr. Wroblewski moved seconded by Mr. Neibert:

RESOLVED, that a Boulevard Stop and Go sign be erected at the Northwest, Northeast and Southeast corner of Southgate Road, in the Town of Cheektowaga, New York, and that the Highway Department be authorized and directed to erect said Boulevard Stop Sign.

Carried, Ayes 5.

Mr. Wroblewski moved:

WHEREAS, the town inspector of buildings and plumbing has made a cursory examination of premises situated at \_\_\_\_\_ in this township owned by the estate of Frank X. Nemmer, deceased, and has called the attention of this Board to the apparently hazardous and unsafe structure there at situated, and

WHEREAS, the town inspector of buildings and plumbing is of the opinion that said building may be unsafe for human occupancy or for other uses.

NOW, THEREFORE, BE IT RESOLVED, that the inspector of buildings and plumbing immediately inspect premises situated at \_\_\_\_\_, Town of Cheektowaga, New York, and promptly report in writing his findings as to the condition of said premises to the Town Board.

Seconded by Mr. Bystrak. Carried, Ayes 5.

Mr. Wroblewski moved seconded by Mr. Neibert:

RESOLVED, that the Town Superintendent of Highways be authorized and directed to clean all drainage ditches where needed on Town highways and on property where ditches are required to be maintained by the Town.

Carried, Ayes 5.

Mr. Neibert moved seconded by Mr. Bystrak:

RESOLVED, that the Subdivision map of Hurd Park dated April 25, 1950, prepared by Herthe and Sonnenberger, Engineers, be approved and ordered filed in the Town Clerk's Office.

Carried, Ayes 5.

Mr. Bystrak moved:

RESOLVED, that a survey be made before the Town Board takes action on the budget for 1951, of salaries paid employees by towns of the first class in Erie County performing similar services to those performed by employees of the Town of Cheektowaga.

Seconded by Mr. Neibert. Carried, Ayes 5.

Mr. Nagel moved:

RESOLVED, that the Town Attorney be authorized and directed to appear on behalf of the town in a proceeding instituted in the Supreme Court by Edward Berger et al vs. Kenneth T. Hanley, Town Clerk, et al.

Seconded by Mr. Neibert. Carried, Ayes 5.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the east side of Gardenvale Drive, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 21st day of July, 1950, and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the east side of Gardenvale Drive, in said Town of Cheektowaga, New York, and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of Three Thousand, Eight Hundred Dollars (\$3,800.00), and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga

meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 21st day of August, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

Posted as follows on the 12th day of August, 1950;

Ewels Store, Huth Road

Post. corner Huth Rd. and Gardenvale Rd.

Post. Corner, Gardenvale Rd. and Cloverdale Rd.

Pole in front of No. 148 Gardenvale Rd.

Pole in front of No. 12 Gardenvale Rd.

Hereto is a copy of notice published in the Cheektowaga Times;

Seconded by Mr. Bystrak. Carried, Ayes 5.

Mr. Wroblewski moved seconded by Mr. Neibert:

RESOLVED, that the Town Superintendent of Highways be authorized and directed to clean all drainage ditches where needed on Town highways and on property where ditches are required to be maintained by the Town.

Carried, Ayes 5.

Mr. Neibert moved seconded by Mr. Bystrak:

RESOLVED, that the Subdivision map of Hurd Park dated April 25, 1950, prepared by Herthe and Sonnenberger, Engineers, be approved and ordered filed in the Town Clerk's Office.

Carried, Ayes 5.

Mr. Bystrak moved:

RESOLVED, that a survey be made before the Town Board takes action on the budget for 1951, of salaries paid employees by towns of the first class in Erie County performing similar services to those performed by employees of the Town of Cheektowaga.

Seconded by Mr. Neibert. Carried, Ayes 5.

Mr. Nagel moved:

RESOLVED, that the Town Attorney be authorized and directed to appear on behalf of the town in a proceeding instituted in the Supreme Court by Edward Berger et al vs. Kenneth T. Hanley, Town Clerk, et al.

Seconded by Mr. Neibert. Carried, Ayes 5.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the east side of Gardenvale Drive, a public highway situated in the Town of Cheektowaga, New York, by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 21st day of July, 1950, and

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the east side of Gardenvale Drive, in said Town of Cheektowaga, New York, and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of Three Thousand, Eight Hundred Dollars (\$3,800.00), and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga

meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 21st day of August, 1950, at 7:30 o'clock P.M., Eastern Daylight Saving Time, to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

#### NOTICE OF HEARING Sidewalk Petition

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 7th day of August, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

#### PRESENT:

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

#### ABSENT: 0.

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of the east side of Gardenvale Drive, a public highway situated in the Town of Cheektowaga, N. Y., by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, was presented to this Town Board on the 21st day of July, 1950,

WHEREAS, the Board of Assessors of said Town of Cheektowaga has certified in writing to this Board that the above mentioned petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on the east side of Gardenvale Drive, in said Town of Cheektowaga, N. Y.; and

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of Three Thousand, Eight Hundred Dollars (\$3,800.00), and

WHEREAS, the portions of said highway to be improved are situated entirely in said Town, outside of any incorporated village or city therein,

#### NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, N. Y., on the 21st day of August, 1950, at 7:30 o'clock P.M., E.D.S.T., to consider the said petition and the advisability of improving said street as requested, and to hear all persons interested in the subject thereof concerning the same, and

BE IT FURTHER RESOLVED, that a copy of this order, certified by the Town Clerk be published at least once in the CHEEKTOWAGA TIMES, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five (5) public places on the said highway to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz, voting Aye.  
Councilman Nagel, voting Aye.  
Councilman Wroblewski, voting Aye.  
Councilman Neibert, voting Aye.  
Councilman Bystrak, voting Aye.  
AYES: 5. NOES: 0. ABSENT: 0.

STATE OF NEW YORK  
ERIE COUNTY  
OFFICE OF THE CLERK SS.  
OF THE TOWN OF  
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 7th day of August, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 7th day of August, 1950.

KENNETH T. HANLEY,  
Clerk of the Town Board.

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:  
AUG 10 1950  
first publication .....  
AUG 10 1950  
last publication .....  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of ..... AUG 10 1950 ..... 19.....

*Eue J. Allis*

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

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

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 27th day of May, 1950.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Commodore Terrace	Mapleview Road	Edge of CLEVELAND HILL SCHOOL PLAYGROUND.

#### TYPE OF STREET LIGHTING INSTALLATION

Ornamental standards, underground conduit.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 21st day of August, 1950, at 7:30 P.M. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) and not more than twenty (20) days before the day designated for the hearing as aforesaid.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0



Posted as follows on the 12th of August, 1950;

00147

Telephone Pole in front of No. 201 Commodore Terrace  
Post in front of No. 211 Commodore Terrace  
Post in front of No. 221 Commodore Terrace  
Post in front of No. 226 Commodore Terrace  
Post in front of No. 236 Commodore Terrace

Hereto is a copy of notice published in the Cheektowaga Times;

**NOTICE OF HEARING**

**Commodore Terrace Lights**

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 7th day of August, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:** None.

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 27th day of May, 1950.

**PUBLIC HIGHWAYS**

**TO BE IMPROVED**

Commodore Terrace FROM Mapleview Road TO Edge of Cleveland Hill School Playground.

**TYPE OF STREET LIGHTING**

**INSTALLATION**

Ornamental standards, underground conduit.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlowski, and Andrew H. Schwank, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 21st day of August, 1950, at 7:30 P.M. E.D.S.T., to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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.  
Stanley Bystrak, voting Aye.  
Joseph Neibert, voting Aye.

AYES: 5. NOES: 0. ABSENT: 0.

**STATE OF NEW YORK:**

:SS

**COUNTY OF ERIE**

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 minutes of the meeting of the Town Board of the said Town held on the 7th day of August, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 7th day of August, 1950.

KENNETH T. HANLEY,  
Town Clerk

(SEAL)

**STATE OF NEW YORK**

**COUNTY OF ERIE**

**TOWN OF CHEEKTOWAGA**

ss.

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;  
first publication AUG 10 1950;  
last publication AUG 10 1950;  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

AUG 10 1950

day of ..... 19.....

*Eue J. Allis*

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

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

**LEGAL NOTICE  
TOWN OF CHEEKTOWAGA  
POLLING PLACES**

The following places have been designated as polling places for the Fall Primary to be held on the 22nd day of August, 1950, from 12 Noon to 9 P. M., Eastern Daylight Saving Time:

- Election District No. 1, at Town Hall, Union Rd. and Broadway.
- Election District No. 2, at Town Hall, Union Rd. and Broadway.
- Election District No. 3, at Cayuga Fire Hall, Broadway and River Rd., Depew.
- Election District No. 4, at U-Crest Fire House, Evergreen St. and Clover Pl.
- Election District No. 5, at U-Crest Fire House, Evergreen St. and Clover Pl.
- Election District No. 6, at Maryvale School, Maryvale Dr. near Beach Rd.
- Election District No. 7, at Election Booth, Union Rd. and Cleveland Dr.
- Election District No. 8, at Infant of Prague Hall, Cleveland Dr.
- Election District No. 9, at Cleveland Hill Fire House, Cleveland Dr. and Merrymont Rd.
- Election District No. 10, at Election Booth, Cleveland Dr. at Circle.
- Election District No. 11, at Election Booth, Cleveland Dr. and Charnwood Dr.
- Election District No. 12, at Cleveland Hill School, Mapleview Dr.
- Election District No. 13, at School No. 11, Delavan Ave.
- Election District No. 14, at School No. 11, Delavan Ave.
- Election District No. 15, at Tiounda School Hall.
- Election District No. 16, at Tiounda School Hall.
- Election District No. 17, at Pine Hill Fire House, Genesee St. and Normandy Ave.
- Election District No. 18, at Election Booth, Genesee St. and George Urban Blvd.
- Election District No. 19, at Queen of Martyrs Church Hall, Rosewood Ter.
- Election District No. 20, at Election Booth, Walden Ave. and Krakus Blvd.
- Election District No. 21, at School No. 10, Alexander St.
- Election District No. 22, at School No. 10, Alexander St.
- Election District No. 23, at Rescue Fire Hall, Pine Ridge Rd.
- Election District No. 24, at Woodrow Wilson School, Halstead Ave., Sloan.
- Election District No. 25, at Woodrow Wilson School, Halstead Ave., Sloan.
- Election District No. 26, at St. Andrew's Church Hall, Gierlach St., Sloan.
- Election District No. 27, at Doyle Fire House No. 2, Willowlawn and Griswold St.
- Election District No. 28, at Doyle Fire House No. 1, William and Alaska St.
- Election District No. 29, at Roosevelt School, William and Helen St.

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

KENNETH T. HANLEY,  
Town Clerk  
(SEAL)

au-17

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 AUG 17 1950; last publication AUG 17 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

AUG 17 1950  
day of ....., 19.....

*Eve J. Allis*

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

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

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

Carried, Ayes 5.

Councilman Wroblewski was granted the floor and requested that the Board take some action in regard to the Thru-way dead ending certain streets in the south side of the Town.

Ordered referred to the Supervisor and Town Attorney.

Mr. Bystrak moved, seconded by Mr. Neibert to adjourn.  
Carried, Ayes 5.

KTH

TC

*Kenneth T. Hanley.*

Cheektowaga, New York  
August 21, 1950

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall on the 21st day of August, 1950, 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
ABSENT:	Stanley Bystrak	Councilman

A quorum being present the Chairman called the meeting to order.

Without any objections the reading of the minutes of the previous meeting were dispensed with until a later date.

Petition presented for the installation of street lights on Donald Drive. Ordered referred to the Assessors for a property check by Supervisor Holtz.

This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proofs were duly filed.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Commodore Terrace	Mapleview Road	Edge of Cleveland Hill School Playground.

#### TYPE OF STREET LIGHTING INSTALLATION

Ornamental standards, underground conduit.

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

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

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

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Commodore Terrace	Mapleview Road	Edge of Cleveland Hill School Playground.

TYPE OF STREET LIGHTING INSTALLATION

Ornamental standards, with underground conduit.

and heard all persons interested in the subject thereof.

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

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

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

by the installation of street lighting equipment hereinabove particularly described along said streets, and

BE IT FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highways is hereby authorized, and that the Supervisor and the Town Attorney are hereby authorized and directed to have the installation of said street lighting equipment made by the utility company supplying electrical service to the locality in which the said public highways are located, under such contracts as may be required to effectuate such installation and as approved by the said Town Attorney, and

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

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Absent

AYES: 4

NOES: 0

ABSENT: 1

STATE OF NEW YORK }  
COUNTY OF ERIE } SS.

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 minutes of the meeting of the Town Board of the said Town held on the 21st day of August, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof; and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

I FURTHER CERTIFY that a certified copy of such resolution and order was caused by me to be recorded in the Office of the Clerk of Erie County, New York, on the 29th day of August, 1950.

SEPT.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 29th day of August, 1950.

Kenneth T. Hanley  
TOWN CLERK

SEAL.

STATE OF NEW YORK }  
COUNTY OF ERIE } SS. Q  
TOWN OF CHEEKTOWAGA }

Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say.

That we are the Assessors of said Town of Cheektowaga:

That we have examined a petition file in the office of the Town Clerk of said Town of Cheektowaga on the 27th day of May, 1950 for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described.

#### PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Commodore Terrace,	Mapleview Road,	Edge of Cleveland Hill School Play-ground.

#### TYPE OF STREET LIGHTING INSTALLATION

Ornamental standards, underground conduit.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on both sides of each of said highways to be improved as aforesaid.

Edward B. Jerzewski  
Assessor of the Town of Cheektowaga, Erie County, New York

Subscribed and sworn to before me this 29th day of August, 1950.

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga, Erie County, New York

Kenneth T. Hanley  
Notary Public, Erie County, New York.

Bronislaus T. Orlikowski  
Assessor of the Town of Cheektowaga, Erie County, New York

This being the time and place advertised for a public hearing on the proposed improvement on the east side of Gardenvale Drive in the Town of Cheektowaga, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

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

WHEREAS, this Town Board has this day held a public hearing on the improvement of Sublots 121 thru 126 and Sublots 72 and 73 on the east side of Gardenvale Drive in said Town by the construction of a concrete sidewalk four (4) feet in width, of standard specifications, and four (4) inches in depth, and heard all persons interested in the subject thereof,

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board does hereby decide at such public hearing and upon the evidence given thereat, that it is in the public interest to improve Gardenvale Road by the construction of the improvement hereinbefore described, and

BE IT FURTHER RESOLVED, that Newell L. Nussbaumer and Irving Clarke, doing business as Nussbaumer & Clarke, Civil Engineers and who are the consulting engineers for the Town of Cheektowaga, be and they hereby are directed to prepare definite plans and specifications and to make a careful estimate of the expense, and with the assistance of the Town Attorney, to prepare a proposed contract for the execution of the work required to be performed.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Absent

AYES: 4

NOES: 0

ABSENT: 1

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, Celia J. Eberhardt has applied to the Town Board to have zoned for business and/or industrial use certain premises belonging to her on Genesee Street and more particularly described in her application, and

WHEREAS, said application does not disclose sufficient information as to the type of business or industry proposed to be conducted on said premises,

BE IT RESOLVED, that the said application of Celia J. Eberhardt to zone said premises for business and/or industrial use be, and the same is denied, without prejudice to the owner's re-applying to have the property re-zoned for a business and/or industrial use, giving full particulars as to the type of business or industry proposed to be established on said premises or any part thereof, and

BE IT FURTHER RESOLVED, that portions of the premises located a distance of 300 feet from the street lines of Genesee Street and Rehm Road, as more particularly hereinafter described, be determined to be available for use as an auto trailer court, subject to the following restrictions:

1. That the said Celia J. Eberhardt comply with all the provisions of Article 32 of the Zoning Ordinances of the Town of Cheektowaga, its Building and Draining Ordinances, and the Building Code;

2. That all trailers be located a distance of at least 300 feet from the street line of Genesee Street and Rehm Road;

3. That no trailers, whether used for occupance, for sale, for rent, or to be repaired, or any accessories of said trailers shall be located within 300 feet of the street line of Genesee Street and Rehm Road;

4. That the premises owned by Celia J. Eberhardt adjoining Genesee Street and Rehm Road continue to be zoned residential, without prejudice to the owner's applying at a later date to have said premises rezoned for business and/or industrial use, providing said business and/or industrial use shall in nowise be related to or connected with the business of operating a trailer camp, tourist camp, or similar establishment;

5. That the business of operating said auto trailer court be confined to the premises hereinbefore described; and

6. That no application shall be made by her or a successor in title to extend a trailer camp so as to include any property within 300 feet of the street line of Genesee Street and Rehm Road.

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

Supervisor Holtz,	voting	Naye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,		Absent

AYES; 3

NOES: 1

ABSENT: 1

THE FOLLOWING IS A METES AND BOUNDS DESCRIPTION  
OF THE PREMISES BELONGING TO CELIA J. EBERHARDT:

ALL THAT CERTAIN PIECE OR PARCEL OF LAND, situate, lying and being in the Town of Cheektowaga, County of Erie and State of New York and being part of Lot Seventy-six (76), Township Eleven (11), Range Seven (7) of the Holland Land Company's Survey and being more particularly bounded and described as follows:

Bounded on the north by a line three hundred (300) feet right angle distance southerly from and parallel with the south line of Genesee Street; on the east by the east line of the Lands of Celia J. Eberhardt; on the south by a line Three Hundred (300) feet right angle distance northerly from and parallel with the north line of Rehm Road; and on the west by the west line of Lands of Celia J. Eberhardt.

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the contract for furnishing fire protection to the Fire Protection District No. 2, known as the Tiorunda Development, expires by its terms on December 31, 1950, and

WHEREAS, the Cleveland Hill Fire District has offered to provide fire protection for the said fire protection district and the extension thereof for the sum of Four Thousand, Five Hundred Dollars and no/100 Cents (\$4,500.00) yearly plus the cost of hydrant and water rental, to be paid to the Western New York Water Company,



NOW, THEREFORE,

BE IT RESOLVED, that pursuant to the applicable provisions of the Town Law of the Town of Cheektowaga, 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 Union Road and Broadway in said Town of Cheektowaga on the 11th day of September, 1950, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, Cheektowaga, New York; for the furnishing of fire protection to said fire protection district and extension thereof, a complete description of said fire protection district and extension are contained in the petition and order creating said fire protection district and the extension thereof, and the hearing of persons interested in the subject matter thereof concerning the same;

That the terms of said contract to be considered at said public hearing are as follows:

#### TERMS OF CONTRACT

The Cleveland Hill Fire District No. 6 has agreed to furnish fire protection for all of the property within the said fire protection district No. 2 and the extension thereof for the sum of Four Thousand, Five Hundred and no/100 Dollars (\$4,500.00) yearly plus the cost of the water and hydrant rental to be paid to the Western New York Water Company;

That said amount of Four Thousand, Five Hundred and no/100 Dollars (\$4,500.00) yearly to be paid Cleveland Hill Fire District No. 6 shall include all the expenses incurred in providing said fire protection for said district and extension thereof, except the amount to be paid the Western New York Water Company for water and hydrant rental.

The term of said contract shall be for 5 years, from January 1, 1951, to January 1, 1956.

The contract shall contain a provision that said contract may be terminated at the end of any year prior to January 1, 1956 providing a fire district is created to include the property located within the present fire protection district and extension thereof.

and

BE IT FURTHER ORDERED that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, the official newspaper of the Town of Cheektowaga, New York, not less than 10 nor more than 20 days prior to the date of the hearing; and that not less than 10 nor more than 20 days prior to the date of the hearing he post conspicuously or cause to be posted conspicuously certified copies of this order in 5 public places within the boundaries of the fire protection district No. 2 and the extension thereof.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,		Absent

AYES: 4

NOES: 0

ABSENT: 1

Posted as follows on the 1st day of September, 1950;

Telephone Pole No. 722, South Tiorunda Drive  
Telephone Pole, Maryvale Dr. and South Tiorunda Drive  
Tiorunda Shopping Center, Maryvale Drive  
Post, North Tiorunda Dr. and North 13th Avenue  
Telephone Pole No. 140, Ellwood Drive

RK

SS.

#### NOTICE OF HEARING Tiorunda Fire Protection

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 August, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

#### PRESENT:

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

#### ABSENT: Stanley Bystrak.

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, the contract for furnishing fire protection to the Fire Protection District No. 2, known as the Tiorunda Development, expires by its terms on December 31, 1950, and

WHEREAS, the Cleveland Hill Fire District has offered to provide fire protection for the said fire protection district and the extension thereof for the sum of Four Thousand, Five Hundred Dollars and no/100 Cents (\$4,500.00) yearly plus the cost of hydrant and water rental, to be paid to the Western New York Water Company,

#### NOW THEREFORE,

BE IT RESOLVED, that pursuant to the applicable provisions of the Town Law of the Town of Cheektowaga, 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 Union Road and Broadway in said Town of Cheektowaga on the 11th day of September, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of the Town entering into a contract with the Cleveland Hill Fire District No. 6, Cheektowaga, New York, for the furnishing of fire protection to said fire protection district and extension thereof, a complete description of said fire protection district and extension are contained in the petition and order creating said fire protection district and the extension thereof, and the hearing of persons interested in the subject matter thereof concerning the same;

That the terms of said contract to be considered at said public hearing are as follows:

#### TERMS OF CONTRACT

The Cleveland Hill Fire District No. 6 has agreed to furnish fire protection for all of the property within the said fire protection district No. 2 and the extension thereof for the sum of Four Thousand, Five Hundred and no/100 Dollars (\$4,500.00) yearly plus the cost of the water and hydrant rental to be paid the Western New York Water Company;

That said amount of Four Thousand, Five Hundred and no/100 Dol-

lars (\$4,500.00) yearly to be paid Cleveland Hill Fire District No. 6 shall include all the expenses incurred in providing said fire protection for said district and extension thereof, except the amount to be paid the Western New York Water Company for water and hydrant rental.

The term of said contract shall be for 5 years, from January 1, 1951, to January 1, 1956.

The contract shall contain a provision that said contract may be terminated at the end of any year prior to January 1, 1956, providing a fire district is created to include the property located within the present fire protection district and extension thereof, and

BE IT FURTHER ORDERED that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, the official newspaper of the Town of Cheektowaga, New York, not less than 10 nor more than 20 days prior to the date of the hearing; and that not less than 10 nor more than 20 days prior to the date of the hearing he post conspicuously or cause to be posted conspicuously certified copies of this order in 5 public places within the boundaries of the fire protection district No. 2 and the extension thereof.

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

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

Councilman Neibert, voting Aye.  
Councilman Bystrak, absent.

AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK  
ERIE COUNTY  
OFFICE OF THE CLERK SS:  
OF THE TOWN OF  
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 21st day of August, 1950 and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 21st day of August, 1950.

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

3, 1950;  
Drive  
Tiorunda Drive  
Avenue

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 printout, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication AUG 24 1950; last publication AUG 24 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this AUG 24 1950 day of 19

*Eve J. Allis*

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

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

Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that pursuant to the provisions of the Town Law of the Town of Cheektowaga, New York, 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 11th day of September, 1950, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of adding Paragraph 8 to Section 2 of the existing Ordinances of the Town of Cheektowaga, to provide as follows:

"In a residence district, no dwelling for occupancy by more than one family shall be erected, placed upon a lot, or structurally altered which is intended, arranged, or designed to house two families upon any lot having less than 3,000 square feet.

"In a residence district, no dwelling for occupancy by more than two families shall be erected, placed upon a lot, or structurally altered, unless said lot shall have at least 2,300 square feet for each family."

At such Public Hearing the Town Board shall hear all persons interested in the subject matter and may adjourn the Public Hearing upon good cause shown, and

BE IT FURTHER RESOLVED, that the Town Clerk cause to be published a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, official newspaper of the Town of Cheektowaga, New York, and having a general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of hearing, and that he post conspicuously or cause to be posted conspicuously certified copies of this resolution and order in six (6) public places within the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neilbert,	voting	Aye
Councilman Bystrak,		Absent

AYES: 4

NOES: 0

ABSENT: 1

Telephone Pole No. 529, Beach Road  
Telephone Pole No. 728, South Tiorunda Dr.  
Tiorunda Shopping Center, Maryvale Drive  
Town Hall Bulletin Board  
Pine Hill Fire House, Genesee Street and Normandy Avenue  
Rescue Fire House, Pine Ridge Road

**NOTICE OF HEARING**  
Ordinance Change

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 August, 1950, at 7:30 o'clock P.M., E.D.S.T., there were:

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

**ABSENT:** Stanley Bystrak.  
Councilman Wroblewski presented the following resolution and moved its adoption:

**RESOLVED**, that pursuant to the provisions of the Town Law of the Town of Cheektowaga, New York, 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 18th day of September, 1950, at 2:30 o'clock P.M., E.D.S.T., for the purpose of considering the advisability of adding Paragraph 8 to Section 2 of the existing Ordinances of the Town of Cheektowaga, to provide as follows:

"In a residence district, no dwelling for occupancy by more than one family shall be erected, placed upon a lot, or structurally altered which is intended, arranged, or designed to house two families upon any lot having less than 3,000 square feet."

"In a residence district, no dwelling for occupancy by more than two families shall be erected, placed upon a lot, or structurally altered, unless said lot shall have at least 2,300 square feet for each family."

At such Public Hearing the Town Board shall hear all persons interested in the subject matter and may adjourn the Public Hearing upon good cause shown, and

**BE IT FURTHER RESOLVED**, that the Town Clerk cause to be published a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, the official newspaper of the Town of Cheektowaga, New York, and having a general circulation in said Town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that he post conspicuously or cause to be posted conspicuously certified copies of this resolution and order in six (6) public places within the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

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

Councilman Neibert, voting Aye.  
Councilman Bystrak, absent.

AYES: 4 NOES: 0 ABSENT: 1  
STATE OF NEW YORK

ERIE COUNTY  
OFFICE OF THE CLERK SS:  
OF THE TOWN OF  
CHEEKTOWAGA

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 21st day of August, 1950 and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 21st day of August, 1950.

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

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;  
first publication AUG 24 1950  
last publication AUG 24 1950  
and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

AUG 24 1950  
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 22 1957  
Registered No. 5028

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, this Town Board by resolution adopted the 2nd day of March, 1950, accepted as public highways of the Town of Cheektowaga 300 feet of Rosedale Drive, commencing at Union Road and running easterly to Chardon Drive; 1070 feet of Chardon Drive, commencing at its intersection with Rosedale Drive and continuing to its intersection with Crist Place; 250 feet of Crista Place commencing at its intersection with Chardon Drive and continuing to its intersection with Louis Street; and 330 feet of Louis Street to its intersection with Maryvale Drive, and

WHEREAS, the owner of the adjoining properties on said highways has complied with the requirements and specifications of the Town Superintendent of Highways and has now constructed the base course on all the aforementioned highways as shown on map file in the Erie County Clerk's office under Map Cover Nos. 1704 and 1713, to the satisfaction of the Highway Superintendent, who has recommended to the Town Board that it accept the said highways in their entirety, and

WHEREAS, PERMANENT RESIDENCES, INCORPORATED, executed and delivered to the Town of Cheektowaga, New York, a Surety Company Bond in the sum of Two Thousand Dollars (\$2,000.00) to the effect that it will perform the work of rough-grading said highways in accordance with the requirements and specifications of the Highway Superintendent prior to August 1, 1950, and

WHEREAS, the Highway Superintendent has certified to the Town Board that said work has been fully completed to his satisfaction,

BE IT RESOLVED, that the Town of Cheektowaga accept Chardon Drive, Crista Place, Louis Street, and Rosedale Drive for their entire length as shown on said Subdivision Map, and

BE IT FURTHER RESOLVED, that the Deed dated October 5, 1949, made by PERMANENT RESIDENCES, INCORPORATED, to the Town of Cheektowaga, New York, and recorded in Erie County Clerk's office on October 5, 1949, in Liber 4602 of Deeds at 450 be accepted by the Town of Cheektowaga, New York, and that said highways be and the same are hereby accepted by the Town of Cheektowaga as Town Highways, of said Town, and

BE IT FURTHER RESOLVED, that the bond of PERMANENT RESIDENCES INCORPORATED and its surety be released and discharged from any liability or future responsibility.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,		Absent

AYES: 4                      NOES: 0                      ABSENT: 1

Mr. Wroblewski moved:

RESOLVED that permission be granted to Walter J. Szczepanski to install one 250 gallon tank to store gas for personal use and not for sale on premises No.                      said installation to be made under the supervision of the Building and Plumbing Inspector.

Seconded by Mr. Neibert.  
Carried, Ayes 4.

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

RESOLVED, that the County Highway Superintendent be requested to install Boulevard Stop Signs on all streets intersecting Cleveland Drive, from Buffalo City Line to Beach Road, in the Town of Cheektowaga, New York.

Seconded by Mr. Neibert. Carried, Ayes 4, Absent 1.

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

RESOLVED, that traffic signals be installed at the intersection of Cleveland Drive and Highview Road and at the intersection of Maryvale Drive and East Tiorunda Drive.

Seconded by Mr. Neibert. Carried, Ayes 4, Absent 1.

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

RESOLVED, that Holloway and Company be engaged to prepare the local assessment rolls for the year 1951, and that their compensation be fixed at \$25.00 per day for actual time spent in preparing said rolls.

Seconded by Mr. Neibert. Carried, Ayes 4, Absent 1.

Mr. Nagel moved seconded by Mr. Wroblewski:

RESOLVED that the request of Wm. Graham, Steven Choinski and Joseph Weiss, members of the Town Police Department for a leave of absence to attend the New York State Police Convention at New York City, August 21 to August 24, be granted.

Carried Ayes 4, Absent 1.

Petition presented bearing the signatures of 48 persons protesting the dead ending of Pinehurst Avenue on account of new Thru-way. Ordered referred to the Town Board by Supervisor Holtz.

Wm. Tadio, Clover Place was granted the floor and opposed the Town Boards Action in granting a trailer court permit to Celia J. Eberhardt, Genesee Street, Cheektowaga, New York.

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

Carried Ayes 4, Absent 1.

Mr. Neibert moved seconded by Mr. Nagel to adjourn.  
Carried, Ayes 4.

*Kenneth T. Hanley*

KTH

TC

Cheektowaga, New York  
August 25, 1950

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 25th day of August, 1950 at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

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

ABSENT: None

Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, HELEN SNYDER was temporarily appointed by the Town Board to assist the Assessors with the preparation of the Tax Rolls for the year, 1951, and

WHEREAS, said work is about completed and there will be no longer any need for the services of HELEN SNYDER after September 15, 1950,

BE IT RESOLVED, that the employment of HELEN SNYDER be terminated as of September 15, 1950.

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

Supervisor Holtz,	voting	Aye
Councilman Nagel,	voting	Aye
Councilman Wroblewski,	voting	Aye
Councilman Neibert,	voting	Aye
Councilman Bystrak,	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

Carried, Ayes 5.

*Kenneth T. Hanley*

KENNETH T. HANLEY

TOWN CLERK



Cheektowaga, New York  
September 5, 1950

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall on the 5th day of September, 1950, at 2:00 o'clock P.M., E.D.S.T., there were present:

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

Absent - 0

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

WHEREAS, the bond resolutions hereinafter referred to have taken effect in accordance with law and the Town Board desires to make provision for the issuance of the bonds authorized by said bond resolutions,

NOW, THEREFORE,

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

Section 1. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$6,358 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th 1950, authorizing the issuance of \$6,358 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a sidewalk on Clover Street", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 2. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,680 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$4,680 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a sidewalk on Wellworth Road", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 3. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$3,200 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$3,200 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a sidewalk on Rossler Avenue", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 4. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$7,485 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$7,485 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a sidewalk on Evergreen Road", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 5. Said bonds shall consist of twenty four bonds numbered from 1 to 24, inclusive, in th order of their maturity, and shall be dated September 1, 1950. Said bonds shall bear interest at a rate which shall not exceed five per centum (5%) per annum and such interest shall be payable on January 1, 1951 and thereafter semi-annually on January 1 and July 1 in each year. Said bonds shall be payable in annual installments on January 1 in each year as follows: one \$723 bond and three \$1,000 bonds in 1951 and one \$500 bond and four \$1,000 bonds in each of the years 1952 to 1955, inclusive.

Section 6. Both principal of and interest on said bonds shall be payable at the Manufacturers and Traders Trust Company, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Section 7. Each of said bonds shall be issued pursuant to each of the four bond resolutions hereinbefore described and the portion of the indebtedness evidenced by such bond which shall be deemed to be incurred pursuant to each such bond resolution shall bear the same proportion to the principal amount of such bond as the amount of bonds authorized by such bond resolution bears to \$21,723.

Section 8. Each of said bonds shall be payable to bearer with coupons attached for the payment of interest to bearer and such bond shall be convertible into a registered bond. Each of said bonds shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said bonds shall be sealed with the seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the facsimile signature of said Town Supervisor.

Section 9. The power to prescribe the terms, form and contents of said Serial Bonds, subject to the provisions of this resolution, and all powers and duties pertaining or incidental to the sale and issuance of said Serial Bonds, are hereby delegated to the Town Supervisor. Said bonds shall bear interest at the rate specified in the proposal to purchase said bonds which shall be accepted by the Town Supervisor at the public sale of said bonds.

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

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

AYES: 5

NOES: 0

ABSENT: 0

STATE OF NEW YORK }  
 TOWN OF CHEEKTOWAGA } SS.:

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

1. A special meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 5th, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said board and such minutes appear at pages \_\_\_\_\_ to \_\_\_\_\_, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this \_\_\_\_ day of September, 1950.

\_\_\_\_\_  
 TOWN CLERK

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

WHEREAS, the Bond Resolutions hereinafter referred to have taken effect in accordance with law and the Town Board desires to make provision for the issuance of the bonds authorized by said Bond Resolutions:

NOW, THEREFORE,

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

Section 1. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$3,854 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$3,854 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a lateral sewer", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 2. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$3,956 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$3,956 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a lateral sewer", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 3. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$4,150 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated

September 5th, 1950, authorizing the issuance of \$4,150 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a lateral sewer", which was adopted by the Town Board of said Town on September 5th, 1950.

Section 4. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$3,540 shall be issued pursuant to the bond resolution entitled "Bond Resolution dated September 5th, 1950, authorizing the issuance of \$3,540 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of a lateral sewer", which was adopted by the Town Board of Said Town on September 5th, 1950.

Section 5. Said bonds shall consist of one bond of the denomination of \$500, numbered 1, and fifteen bonds of the denomination of \$1,000 each, numbered from 2 to 16, inclusive, in the order of their maturity, and shall be dated July 1, 1950. Said bonds shall bear interest at a rate which shall not exceed five per centum (5%) per annum and such interest shall be payable on January 1, 1951 and thereafter semi-annually on January 1 and July 1 in each year. Said bonds shall be payable in annual installments on January 1 in each year as follows:- \$3,500 in 1951 and \$3,000 in each of the years 1952 to 1955, inclusive.

Section 6. Both principal of and interest on said bonds shall be payable at the Manufacturers and Traders Trust Company, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Section 7. Each of said bonds shall be issued pursuant to each of the four bond resolutions hereinbefore described and the portion of the indebtedness evidenced by such bond which shall be deemed to be incurred pursuant to each such bond resolution shall bear the same proportion to the principal amount of such bond as the amount of bonds authorized by such bond resolution bears to \$15,500.

Section 8. Each of said bonds shall be payable to bearer with coupons attached for the payment of interest to bearer and such bond shall be convertible into a registered bond. Each of said bonds shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said bonds shall be sealed with the seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the facsimile signature of said Town Supervisor.

Section 9. The power to prescribe the terms, form and contents of said Serial Bonds, subject to the provisions of this resolution, and all powers and duties pertaining or incidental to the sale and issuance of said Serial Bonds, are hereby delegated to the Town Supervisor. Said bonds shall bear interest at the rate specified in the proposal to purchase said bonds which shall be accepted by the Town Supervisor at the public sale of said bonds.

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

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

AYES: 5

NOES: 0

ABSENT: 0

STATE OF NEW YORK }  
 TOWN OF CHEEKTOWAGA } ss.:

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

1. A special meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 5th, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said board and such minutes appear at pages \_\_\_\_\_ to \_\_\_\_\_, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this \_\_\_\_ day of September, 1950.

\_\_\_\_\_  
 TOWN CLERK

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,956 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.

WHEREAS, Sewer District No. 5, hereinafter referred to is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter, described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,956, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in South Huxley Drive from the southerly line of Hugh Road to the existing sanitary sewer in Seaton Avenue to serve the property abutting on both sides of South Huxley Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,956 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Neibert	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Bystrak	voting	Aye

00159

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,540 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.

WHEREAS, Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and purpose, hereinafter described, is a special improvement authorized by said Article 12,

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,540, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in West Grand Boulevard for its entire length to serve the property abutting on both sides of said West Grand Boulevard, in accordance with a resolution adopted by the Town Board of said Town on November 14, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,540, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,854 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.

WHEREAS Sewer District No. 5, hereinafter referred to, is sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12;

NOW, THEREFORE,

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



Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,854, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Cleveland Drive from Harlem Avenue to the westerly line of Marsdale Road to serve the property abutting on the southerly side of said Cleveland Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,854 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$4,150 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.

WHEREAS, Sewer District No. 5, hereinafter referred to is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$4,150, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Maryvale Drive from its intersection with Harlem Avenue in an easterly direction for a distance of 1040 feet to serve the property abutting on the southerly side of said Maryvale Drive, in accordance with a resolution adopted by the Town Board of said Town on October 3, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board is \$4,150, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$6,358 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON CLOVER STREET.

WHEREAS, the purpose hereinafter described is a special improvement authorized by Article 12 of the Town Law of New York;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$6,358, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Clover Street for its entire length to serve the property on the south side of such street.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall annually be apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$6,358 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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 Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$7,485 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON EVERGREEN ROAD.

WHEREAS, the purpose hereinafter described is a special improvement authorized by Article 12 of the Town Law of New York;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$7,485, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Evergreen Road for its entire length to serve the property on the south side of such road.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$7,485, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$4,680 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON WELLWORTH ROAD.

WHEREAS, the purpose hereinafter described is a special improvement authorized by Article 12 of the Town Law of New York;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$4,680, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Wellworth Road for its entire length to serve the property on the south side of such Road.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$4,680, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

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

BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,200 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON ROSSLER AVENUE.

WHEREAS, the purpose hereinafter described is a special improvement authorized by Article 12 of the Town Law of New York;

NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,200, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the west side of Rossler Avenue for its entire length to serve the property on the west side of such avenue.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,200, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0



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

WHEREAS, the bond resolution hereinafter referred to has taken effect in accordance with law and the Town Board desires to make provision for the issuance of the bonds authorized by said bond resolution;

NOW THEREFORE,

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

Section 1. Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$19,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated July 17, 1950, authorizing the issuance of \$19,000 Serial Bonds and \$1,000 Capital Notes of the Town of Cheektowaga, pursuant to the Local Finance Law", which was adopted by the Town Board of said Town on July 17, 1950. Said Bonds shall be designated "Serial Drainage System Bonds."

Section 2. Said bonds shall consist of nineteen bonds numbered from 1 to 19, inclusive, in the order of their maturity, and shall be dated July 1, 1950. Said bonds shall bear interest at a rate which shall not exceed five per centum (5%) per annum and such interest shall be payable on January 1, 1951, and thereafter semi-annually on January 1 and July 1 in each year. Said bonds shall be payable in annual installments on January 1 in each year as follows: One \$1,000 bond in each of the years 1951 to 1969, inclusive.

Section 3. Both principal of and interest on said bonds shall be payable at the Manufacturers and Traders Trust Company, in Buffalo, New York, in any coin or currency of the United States of America which at the time of payment is legal tender for the payment of public and private debts.

Section 4. Each of said bonds shall be payable to bearer with coupons attached for the payment of interest to bearer and such bond shall be convertible into a registered bond. Each of said bonds shall be executed by the Town Supervisor of said Town and shall be attested by the Town Clerk of said Town. Each of said bonds shall be sealed with the seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the facsimile signature of said Town Supervisor.

Section 5. The power to prescribe the terms, form and contents of said Serial Bonds, subject to the provisions of this resolution, and all powers and duties pertaining or incidental to the sale and issuance of said Serial Bonds, are hereby delegated to the Town Supervisor. Said bonds shall bear interest at the rate specified in the proposal to purchase said bonds which shall be accepted by the Town Supervisor at the public sale of said bonds.

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

Supervisor Holtz	voting	Aye
Councilman Nagel	voting	Aye
Councilman Wroblewski	voting	Aye
Councilman Neibert	voting	Aye
Councilman Bystrak	voting	Aye

AYES: 5

NOES: 0

ABSENT: 0

STATE OF NEW YORK     }  
TOWN OF CHEEKTOWAGA) ss.:

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

1. A special meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 5th, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said board and such minutes appear at pages \_\_\_\_\_ to \_\_\_\_\_, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this \_\_\_\_\_ day of September, 1950.

---

TOWN CLERK

Posted as follows

Posted as follows on the 18th day of September, 1950;

00163

Town Hall Bulletin Board  
 Telephone Pole No. 377 Cleveland Dr.  
 Telephone Pole No. 341 Cleveland Dr.  
 Telephone Pole corner Cleveland Dr. and Marsdale Avenue  
 Telephone Pole corner Harlem Rd. and Cleveland Dr.  
 Telephone Pole No. 359 Cleveland Dr.

## LEGAL NOTICE

**BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,854 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 2 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,854, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Cleveland Drive from Harlem Avenue to the westerly line of Marsdale Road to serve the property abutting on the southerly side of said Cleveland Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,854, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

*Eve J. Allis*

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

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

STATE OF NEW YORK }  
TOWN OF CHEEKTOWAGA } ss.:

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

1. A special meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on September 5th, 1950, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said board and such minutes appear at pages \_\_\_\_\_ to \_\_\_\_\_, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this \_\_\_\_\_ day of September, 1950.

---

TOWN CLERK

Posted as follows

**LEGAL NOTICE**  
**BOND RESOLUTION DATED**  
**SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,854 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 2 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,854, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Cleveland Drive from Harlem Avenue to the westerly line of Marsdale Road to serve the property abutting on the southerly side of said Cleveland Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,854, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 61.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

*Eve J. Allis*

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

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

Posted as follows on the 18th day of September, 1950:

Telephone Pole No. 145 Maryvale Dr.  
Telephone Pole No. 157 Maryvale Dr.  
Town Hall Bulletin Board  
Telephone Pole No. 169 Maryvale Dr.  
Telephone Pole No. 181 Maryvale Dr.  
Telephone Pole corner Maryvale Dr. and Harlem Rd.

**LEGAL NOTICE**

**BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$4,150 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$4,150, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Maryvale Drive from its intersection with Harlem Avenue in an easterly direction for a distance of 1040 feet to serve the property abutting on the southerly side of said Maryvale Drive, in accordance with a resolution adopted by the Town Board of said Town on October 3, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessments upon the several lots and parcels of land which the Town Board shall determine and apportion to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$4,150 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....  
SEP 14 1950  
day of ....., 19.....

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

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

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
Post in front of No. 49 West Grande Blvd.  
Post in front of No. 53 West Grande Blvd.  
Post in front of No. 38 West Grande Blvd.  
Telephone Pole No. 2038 West Grande Blvd.  
Post corner West Grande Blvd. and Central Blvd.

**LEGAL NOTICE**  
**BOND RESOLUTION DATED**  
**SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,540 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,540, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in West Grand Boulevard for its entire length to serve the property abutting on both sides of said West Grand Boulevard, in accordance with a resolution adopted by the Town Board of said Town on November 14, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,540, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph 2 of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication SEP 14 1950: last publication SEP 14 1950: and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

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

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

**LEGAL NOTICE**

**BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$4,150 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$4,150, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in Maryvale Drive from its intersection with Harlem Avenue in an easterly direction for a distance of 1040 feet to serve the property abutting on the southerly side of said Maryvale Drive, in accordance with a resolution adopted by the Town Board of said Town on October 3, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessments upon the ~~land and parcels of land~~ ~~which the Town Board shall determine to be specially~~ benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$4,150 and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

SEP 14 1950, 19.....  
day of .....

*Eve J. Allis*

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

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



**BOND RESOLUTION DATED  
SEPTEMBER 5th, 1950. AUTHORIZING THE ISSUANCE OF \$3,540 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5, hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,540, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in West Grand Boulevard for its entire length to serve the property abutting on both sides of said West Grand Boulevard, in accordance with a resolution adopted by the Town Board of said Town on November 14, 1949.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,540, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.02 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950: last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 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, 19 51  
Registered No. 5029

South Huxley Dr. Lateral Sewer.

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
On house No. 85 South Huxley Dr.  
On house no. 81 South Huxley Dr.  
On house No. 73 South Huxley Dr.  
On house No. 77 South Huxley Dr.  
Telephone Pole No. 220 Huth Rd. and South Huxley Dr.

#### LEGAL NOTICE

**BOND RESOLUTION DATED SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,956 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.**

WHEREAS Sewer District No. 5 hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW THEREFORE,

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

Section 1. In order to finance the said object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,956, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in South Huxley Drive from the southerly line of Huth Road to the existing sanitary sewer in Seaton Avenue to serve the property abutting on both sides of South Huxley Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,956, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this SEP 14 1950 day of SEP 14 1950, 1950.

*Eve J. Allis*

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

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

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
Cronks Store, Maryvale Dr. and Beach Rd.  
Telephone Pole No. 459 Beach Rd.  
Telephone Pole No. 517 Beach Rd.  
Telephone Pole No. 551 Beach Rd.  
Telephone Pole No. 669 Beach Rd.

**LEGAL NOTICE**

BOND RESOLUTION, DATED JULY 17, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of such purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES, official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the period of time for the submission and filing of a petition for a permissive referendum thereon has elapsed and a valid petition has not been submitted and filed, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

Dated, July 17, 1950.

sep.7

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 7 1950; last publication SEP 7 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 7 1950, 19.....

*Euse J. Allis*

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

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

**LEGAL NOTICE**  
**BOND RESOLUTION DATED**  
SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$3,956 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A LATERAL SEWER.

WHEREAS Sewer District No. 5 hereinafter referred to, is a sewer district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town, pursuant to and in accordance with the provisions of the Town Law of New York, and said Sewer District has constructed and now maintains a trunk system of sewers in said District, in accordance with Article 12 of the Town Law of New York, and the lateral sewer hereinafter described is to be connected with said trunk system of sewers and will be entirely within said District, and the purpose, hereinafter described, is a special improvement authorized by said Article 12; NOW THEREFORE,

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

Section 1. In order to finance the object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$3,956, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a lateral sanitary sewer in South Huxley Drive from the southerly line of Huth Road to the existing sanitary sewer in Seaton Avenue to serve the property abutting on both sides of South Huxley Drive, in accordance with a resolution adopted by the Town Board of said Town on June 5, 1950.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$3,956, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

*Eve J. Allis*

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

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

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
Cronks Store, Maryvale Dr. and Beach Rd.  
Telephone Pole No. 459 Beach Rd.  
Telephone Pole No. 517 Beach Rd.  
Telephone Pole No. 551 Beach Rd.  
Telephone Pole No. 669 Beach Rd.

## LEGAL NOTICE

BOND RESOLUTION, DATED JULY 17, 1950, AUTHORIZING THE ISSUANCE OF \$19,000 SERIAL BONDS AND \$1,000 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, PURSUANT TO THE LOCAL FINANCE LAW.

BE IT RESOLVED by the Town Board of the Town of Cheektowaga as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$19,000 and its Capital Notes of the aggregate principal amount of \$1,000, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said bonds and notes is the construction of a drainage pipe for the passage of water, and the manholes and appurtenances suitable for its operation, in the public highway in said Town known as Beach Road, for the purpose of drainage and to protect the property within the Town from floods, freshets and high waters.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$20,000 and (b) current funds amounting to \$1,000 will be provided for the financing of said purpose, prior to the issuance of said bonds, by the issuance of the Capital Notes authorized by this resolution and (c) no money has heretofore been authorized to be applied to the payment of the cost of said purpose and the Town Board plans to finance said purpose entirely from funds raised by the issuance of said Serial Bonds and from current funds.

Section 4. It is hereby determined that the purpose is one of the class of objects or purposes described in Subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness thereof is thirty years.

Section 5. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 6. The validity of said Serial Bonds or Capital Notes or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 7. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES, official newspaper of the Town of Cheektowaga, N. Y., a newspaper having a general circulation in said Town and published in Cheektowaga, New York.

Section 8. This resolution is subject to a permissive referendum and shall take effect at the time and in the manner prescribed by Section 91 of the Town Law.

The bond resolution published herewith has been adopted on the 17th day of July, 1950, and the period of time for the submission and filing of a petition for a permissive referendum thereon has elapsed and a valid petition has not been submitted and filed, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

Dated, July 17, 1950.

sep.7

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 SEP 7 1950; last publication SEP 7 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this SEP 7 1950  
day of SEP 7 1950, 1950

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

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

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
 U-Crest Fire House, Clover Place and Evergreen Street  
 Post corner Clover Place and Woodbine Avenue  
 Telephone Pole No. 203 Clover Place  
 Telephone Pole No. 202 Clover Place  
 Telephone Pole No. 102 Clover Place

## LEGAL NOTICE

BOND RESOLUTION DATED SEPTEMBER 5TH, 1950, AUTHORIZING THE ISSUANCE OF \$6,358 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON CLOVER STREET.

WHEREAS, the purpose herein-after described is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE

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

Section 1. In order to finance the specific object or purpose, herein-after described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$6,358, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Clover Street for its entire length to serve the property on the south side of such street.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne, by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$6,358, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950: last publication SEP 14 1950: and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

*Eve J. Allis*

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

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

Evergreen Street sidewalks

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
U-Crest Fire House, Clover Pl. and Evergreen Street  
Telephone Pole No. 2 Evergreen Street  
Telephone Pole in front of No. 211 Evergreen Street  
Telephone Pole No. 10 Evergreen Street  
Post corner of Evergreen Street and Woodbine Avenue

#### LEGAL NOTICE

**BOND RESOLUTION DATED SEPTEMBER 5TH, 1950, AUTHORIZING THE ISSUANCE OF \$7,485 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON EVERGREEN ROAD.**

WHEREAS, the purpose herein-after described is a special improvement authorized by Article 12 of the Town Law of New York; NOW THEREFORE,

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

Section 1. In order to finance the specific object or purpose, herein-after described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$7,485, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Evergreen Road for its entire length, to serve the property on the south side of such road.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$7,485, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of any Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds shall be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice, in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation of said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY  
Town Clerk

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this SEP 14 1950 day of SEP 14 1950, 19

*Eve J. Allis*

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

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

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
U-Crest Fire House, Clover Pl. and Evergreen Street  
Telephone Pole No. 91 Wellworth Pl.  
Telephone Pole No. 404 Wellworth Pl.  
Telephone Pole No. 10 Wellworth Pl.  
Telephone Pole No. 14 Wellworth Pl.

**LEGAL NOTICE**  
**BOND RESOLUTION DATED**  
**SEPTEMBER 5th, 1950, AUTHORIZING THE ISSUANCE OF \$4,680 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON WELLWORTH ROAD.**

WHEREAS, the purpose hereinafter described is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$4,680, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the south side of Wellworth Road for its entire length to serve the property on the south side of such road.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefitted by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefitted by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$4,680, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefitted real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of

the purpose is five years. Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this SEP 14 1950, 19 50 day of SEP 14 1950

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

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



Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
Telephone Pole No. 10 Rossler Street  
Telephone Pole No. 11 Rossler Street  
Telephone Pole No. 12 Rossler Street  
Telephone Pole No. 13 Rossler Street  
Telephone Pole No. 14 Rossler Street

**LEGAL NOTICE**

**BOND RESOLUTION DATED SEPTEMBER 5TH, 1950, AUTHORIZING THE ISSUANCE OF \$125,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF A SIDEWALK ON ROSSLER AVENUE.**

WHEREAS, the purpose herein-after described is a special improvement authorized by Article 12 of the Town Law of New York; NOW, THEREFORE,

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

Section 1. In order to finance the specific object or purpose, herein-after described, the Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$125,000, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a concrete sidewalk along the west side of Rossler Avenue for its entire length to serve the property on the west side of such avenue.

Section 3. The expense of making the improvement described in Section 2 of this resolution shall be borne by local assessment upon the several lots and parcels of land which the Town Board shall determine and specify to be especially benefited by such improvement. An amount sufficient to pay the principal of and interest on said Serial Bonds, as the same shall become due, shall be annually apportioned and assessed upon the several lots and parcels of land especially benefited by such improvement, in proportion to the amount of benefit which such improvement shall confer upon the same, in accordance with Subdivision 2 of Section 231 of the Town Law of New York.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$125,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) all of such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 24 of paragraph a of Section 11.60 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will not be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond participation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.6 of said Local Finance Law, and such publication shall be in the "Cheektowaga Times," official newspaper of the Town of Cheektowaga, New York, a newspaper published and having a general circulation in said Town.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on September 5th, 1950, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

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 SEP 14 1950; last publication SEP 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950 19.....

*Eve J. Allis*

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

EVE J. ALLIS  
NOTARY PUBLIC, STATE OF NEW YORK  
Qualified in Erie County  
My Commission Expires March 30, 1951  
Registered No. 9029

Posted as follows on the 18th day of September, 1950;

Town Hall Bulletin Board  
 Telephone Pole No. 10 Rossler Street  
 Telephone Pole No. 11 Rossler Street  
 Telephone Pole No. 12 Rossler Street  
 Telephone Pole No. 13 Rossler Street  
 Telephone Pole No. 14 Rossler Street

The Town Clerk then proceeded to read the minutes of the previous meeting held on July 24th, 1950, August 7th, 1950, August 21st, 1950, and August 25th, 1950, and there being no correction or alterations, Mr. Wroblewski moved seconded by Mr. Heibert that the same be placed on file. Carried, AYES: 5.

Mr. Heibert moved seconded by Mr. Wroblewski to adjourn.  
 Carried, Ayes 5.

*Kenneth T. Hanley.*

Kenneth T. Hanley

Town Clerk

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y, N. Y.

The Town Clerk then proceeded to read the minutes of the previous meeting held on , July 24th, 1950, August 7th, 1950, August 21st, 1950, and August 25th, 1950, and there being no correction or alterations, Mr. Wroblewski moved seconded by Mr. Neibert that the same be placed on file. Carried, AYES: 5-.

Mr. Neibert moved seconded by Mr. Wroblewski to adjourn. Carried, Ayes 5.

*Kenneth T. Hanley.*

Kenneth T. Hanley

Town Clerk

The Town Clerk then proceeded to read the minutes of the previous meeting held on , July 24th, 1950, August 7th, 1950, August 21st, 1950, and August 25th, 1950, and there being no correction or alterations, Mr. Wroblewski moved seconded by Mr. Neibert that the same be placed on file. Carried, AYES: 5-.

Mr. Neibert moved seconded by Mr. Wroblewski to adjourn. Carried, Ayes 5.

*Kenneth T. Hanley.*

Kenneth T. Hanley

Town Clerk

Cheektowaga, New York  
September 11, 1950

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall on the 11th day of September, 1950, at 2:30 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
	Stanley Bystrak	Councilman

ABSENT: None

The chairman called the meeting to order.

Mr. Wroblewski moved:

RESOLVED: that Florian Possinger be refunded \$40.00 due him on account of no action being taken on his petition to rezone property from residence to business.

Seconded by Mr. Neibert. Carried, Ayes 5.

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

WHEREAS, a petition for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 21st day of August, 1950.

PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Donald Drive	Genesee	End of Street

TYPE OF STREET LIGHTING INSTALLATION

Ornamental Standard Underground conduit.

WHEREAS, Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said Town outside of any incorporated village or city therein,

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 2nd day of October, 1950, at 2:30 P.M., Eastern Standard Time to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

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

AYES: 5

NOES: 0

ABSENT: 0

STATE OF NEW YORK:

SS.

COUNTY OF ERIE:

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 minutes of the meeting of the Town Board of the said Town held on the 11th day of September, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 11th day of September, 1950.

---

TOWN CLERK

(Seal)

STATE OF NEW YORK }  
COUNTY OF ERIE } SS. Q  
TOWN OF CHEEKTOWAGA }

Edward B. Jerzewski, Bronislaus T. Orlikowski, and Andrew H. Schwenk, of the Town of Cheektowaga, County of Erie and State of New York, being duly sworn, depose and say.

That we are the Assessors of said Town of Cheektowaga:

That we have examined a petition filed in the office of the Town Clerk of said Town of Cheektowaga on the 11th day of September, 1950, for the improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth by the installation of street lighting equipment hereinafter particularly described.

## PUBLIC HIGHWAYS TO BE IMPROVED

NAMES OF HIGHWAYS	FROM	TO
Donald Drive	Genesee	End of Street

## TYPE OF STREET LIGHTING INSTALLATION

Ornamental standard underground conduit.

That said petition has been signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage on both sides of each of said highways to be improved as aforesaid.

Edward B. Jerzewski  
Assessor of the Town of Cheektowaga, Erie County, New York

Subscribed and sworn to before me this 11th day of September, 1950.

Bronislaus T. Orlikowski  
Assessor of the Town of Cheektowaga, Erie County, New York

Kenneth T. Hanley  
Notary Public, Erie County, New York.

Andrew H. Schwenk  
Assessor of the Town of Cheektowaga, Erie County, New York

Posted as follows on the 18th day of September, 1950;

Telephone Pole No. 156 Genesee Street;  
Post corner of Genesee Street and Donald Drive;  
Post Donald Drive, west side, 10 feet from Genesee Street;  
Post in front of No. 68 Donald Drive;  
Post in front of No. 65 Donald Drive;

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

**NOTICE OF HEARING**  
**Lighting Petition**

At a regular adjourned 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 11th day of September, 1950, at 2:30 o'clock P.M., E.D.S.T., there were:

**PRESENT:**

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

**ABSENT:** None.

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

WHEREAS, a petition for the improvement of both sides of the public highways situate in Consolidated Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, by the installation of street lighting equipment herein-after particularly described was presented to this Town Board on the 21st day of August, 1950.

**PUBLIC HIGHWAYS**  
**TO BE IMPROVED**

DONALD DRIVE from GENESEE to END OF STREET.

**TYPE OF STREET LIGHTING**  
**INSTALLATION**

ORNAMENTAL STANDARD — UNDERGROUND CONDUIT.

WHEREAS, Edward B. Jerzewski, Bronislau T. Orlikowski, and Andrew H. Schwenk, Assessors of said Town of Cheektowaga have certified in writing to this board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of each of said highways to be improved, as aforesaid, and

WHEREAS, the portions of said highways to be improved are situated entirely in said town outside of any incorporated village or city therein,

**NOW, THEREFORE, IT IS HEREBY ORDERED**

that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 2nd day of October, 1950, at 2:30 P.M., E.S.T., to consider the said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Cheektowaga Times, the official newspaper of the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places on each of the said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing as aforesaid.

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

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

AYES: 5. NOES: 0. ABSENT: 0.

STATE OF NEW YORK:

COUNTY OF ERIE

:SS

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 minutes of the meeting of the Town Board of the said Town held on the 11th day of September, 1950, and that the foregoing is a true and correct transcript from said original resolution and order and the whole thereof, and that the resolutions and orders duly adopted by the said Town Board are on file in my office.

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

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of said Town of Cheektowaga, this 11th day of September, 1950.

KENNETH T. HANLEY,  
Town Clerk

(SEAL)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 14 1950; last publication SEP. 14 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

day of SEP 14 1950, 19.....

*Eugene J. Allis*

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

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



Mr. Bystrak moved:

RESOLVED that the subdivision map of Calderwood Drive prepared by Nussbaumer & Clarke & Velzy, Inc., Engineers be approved and ordered file in Town Clerk's office.

Seconded by Mr. Neibert. Carried, Ayes 5.

Mr. Wroblewski moved:

RESOLVED that permission be granted Union Garage, Inc. to drill a gas well in the back part of its property, a distance of approximately 200 feet from Losson Road and 400 feet from Union Road under the supervision of the Building and Plumbing Inspector.

Seconded by Mr. Bystrak. Carried, Ayes 5.

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

RESOLVED THAT the State Traffic Commission be requested to install or authorize the installation of stop then go blinker type signals at the two entrances of Union Road to Broadway to the Town of Cheektowaga, New York.

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

AYES: 5      NOES: 0      ABSENT: 0      CARRIED

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

RESOLVED that the Post Office Department be requested to extend foot service to the area on Maryvale Road between Union Road & Cayuga Road to include homes built by Permanent Homes.

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

AYES: 5      NOES: 0      ABSENT: 0      CARRIED

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

RESOLVED that the complaint of the William Street Citizens and Taxpayers Protective Association relative to lack of proper water facilities on Hurd Street be referred to the Public Utility Committee with the request that said Committee contact the Western New York Water Company in an effort to remedy the conditions complained of.

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

AYES: 5      NOES: 0      ABSENT: 0      CARRIED

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

RESOLVED that the County Highway Superintendent be requested to install NO Parking signs on the south side of William Street to the western terminus of the Doyle Fire Hose Co. No. 1 property a distance of 125 feet.

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

AYES: 5      NOES: 0      ABSENT: 0      CARRIED

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

The Town Highway Superintendent having notified the Town Board that B. G. King Building Corp. has complied with the specifications and requirements of his department in the preparation of Mafalda Drive for acceptance as town highway, and has recommended its acceptance, be it

RESOLVED, tha Mafalda Drive, as shown on a subdivision map filed in the Erie County Clerk's Office under cover #1726, be accepted as a town highway and placed under the jurisdiction of the Town Superintendent of Highways.

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

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

AYES: 5                      NOES: 0                      ABSENT: 0

Mr. Wroblewski moved:

RESOLVED that the Town Board authorize the Town Clerk to issue Building permits on all applications processed by the Petitions Committee on September 9, 1950 after same have been approved by the Building Inspector.

Seconded by Mr. Neibert. Carried, Ayes 5.

This being the time and the place advertised for a public hearing on the proposed contract for furnishing fire protection to the Fire Protection District No. 4 known as the Tiorunda Development.

The Supervisor directed the Town Clerk to present proof of publication of the notice of hearing.

The Town Clerk presented proof that such notice has been duly published; and upon order of the Supervisor; such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No person appeared in opposition to the proposed contract, and no person appeared in favor thereof.

Mr. Nagel moved seconded by Mr. Neibert that the matter be referred to the Town Attorney for proper resolution.

Carried, Ayes 5.

This being the time and the place advertised for a public hearing for the purpose of considering the advisability of adding Paragraph 8 to Section 2 of the existing Ordinance of the Town of Cheektowaga, to provide as follows:

"In residence district, no dwelling for occupancy by more than one family shall be erected, placed upon a lot, or structurally altered which is intended, arranged, or designed to house two families upon any lot having less than 3,000 square feet.

In a residence district, no dwelling for occupancy by more than two families shall be erected, placed upon a lot, or structurally altered, unless said lot shall have at least 2,300 square feet for each family."

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The Supervisor directed the Town Clerk to present proof of publication of the notice of hearing.

The Town Clerk presented proof that such notice has been duly published and upon order of the Supervisor such proof was duly filed.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No person appeared in opposition to the proposed amendment and no person appeared in favor thereof.

Mr. Wroblewski moved seconded by Mr. Neibert that the matter be referred to the Town Attorney for proper resolution.  
Carried, Ayes 5.

A petition was presented to the Board bearing the signatures of approximately 71 persons protesting against dust and dirt constantly raised by traffic on Highview Road.

Ordered referred to the Highway Department by Supervisor Holtz.

A petition was presented to the Board bearing the signatures of approximately 71 persons requesting that some control be exercised over vehicular traffic using Highview Road as a speedway.

Ordered referred to the Chief of Police by Supervisor Holtz.

The request of Charles Walfert for the installation of a street light on Brown Street was referred to Councilman Bystrak for investigation by the Supervisor.

Petition for the construction of sidewalks on the west side of South Century Road ordered referred to the Assessors for a property check by Supervisor Holtz.

Communication read from the U. S. Rubber Reclaiming Co., Inc., regarding progress toward the elimination of smoke and odors from their plant.

The Town Clerk was authorized to have the President of the firm or a representative of the firm present at a Town Board meeting to held on October 2, 1950, at 2:30 P.M.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS  
SPREADING COSTS ON BENEFIT BASIS

September 11, 1950

Cheektowaga Town Board,  
Town Hall,  
Cheektowaga, New York.

Gentlemen:

I am outlining the amounts which, in my opinion, will be necessary for the operation of Special Districts, the costs of which are levied against property on a benefit basis, for the year 1951.

# SEWER DISTRICTS

## District No. 1

Rent - To City of Buffalo	\$ 260.00	
To be raised by assessment		\$ 260.00

## District No. 2

Rent - Payable to District 5	2,000.00	
Maintenance	2,928.00	
TOTAL EXPENSE FOR 1951	\$ 4,928.00	
Less: Amount payable out of District's Reserve Fund	300.00	
To be raised by assessment		4,628.00

## District No. 3

Bond principal and interest due in 1951	\$ 8,003.45	
Operation of Disposal Plant	23,350.00	
Real estate taxes - 1951	2,500.00	
Services of Superintendent	1,000.00	
Maintenance of sewers	4,000.00	
Repayment of capital note and interest	1,169.05	
TOTAL EXPENSE FOR 1951	\$ 40,022.50	
Less: Amount payable out of District's Reserve Fund	\$3,000.00	
Revenue for Village of Sloan	300.00	
	3,300.00	
To be raised by assessment		36,722.50

## District No. 4

Rent - Payable to District 5	\$ 2,400.00	
Operation of Pump Station	1,200.00	
Maintenance	1,488.00	
Erie County chargebacks-Current	28.96	
TOTAL EXPENSE FOR 1951	5,116.96	
Less: Amount payable out of District's Reserve Fund	1,000.00	
To be raised by assessment		4,116.96

## District No. 5

Bond principal and interest due in 1951	\$105,405.75	
Operation of Disposal Plant	98,665.00	
Services of Superintendent	3,000.00	
Maintenance of sewers	7,296.00	
Erie County chargebacks-Current	1,104.39	
Erie County chargebacks-Cemeteries	6,386.43	
TOTAL EXPENSE FOR 1951	\$221,857.57	
Less: Revenue for charges to:		
Sewer District No. 2	\$ 2,000.00	
Sewer District No. 4	2,400.00	
Sewer District No. 6	12,800.00	
	17,200.00	
To be raised by assessment		204,657.57

## District No. 6

Bond principal and interest due in 1951	2,462.00	
Rent - Payable to District 5	12,000.00	
Maintenance-Payable to District 5	800.00	
TOTAL EXPENSE FOR 1951	\$15,262.00	
Less: Amount payable out of District's Reserve Fund	500.00	
To be raised by assessment		\$ 14,762.00
TOTAL FOR ALL SIX SEWER DISTRICTS		\$ 265,147.03

# STORM SEWER DISTRICTS

## District No. 1

Maintenance

\$

-0-

## District No. 2

Erie County Chargebacks-Cemeteries

\$ 9,229.06

Maintenance

-0-

To be raised by assessment

\$

9,229.06

## District No. 3

Bond principal and interest due in 1951

\$ 6,540.00

Maintenance

-0-

\$ 6,540.00

Less: Amount payable out of District's  
Reserve Fund

1,000.00

To be raised by assessment

5,540.00

TOTAL FOR ALL THREE STORM SEWER DISTRICTS

\$

14,769.06

## LATERAL SANITARY SEWER DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1951	LESS OUT OF DISTRICTS RESERVE FUND	AMOUNT PAYABLE
Arthur Street	\$ 334.12	\$ 125.92	\$ 208.20
Lincoln Drive	771.45	342.72	428.73
Huth Road	583.80	259.35	325.45
Abderdeen Street	729.75	324.19	405.56
Roycroft Blvd.	304.65	7.44	297.21
Crestwood Place	1,127.81	290.80	837.01
Cleveland Drive	968.53	249.72	718.81
Commodore Terrace	1,065.39	274.69	790.70
Buell & W. Sobieski	1,549.66	399.56	1,150.10
Harlem Avenue	581.11	149.83	431.28
Maryvale Drive	1,081.37	-0-	1,081.37
W. Grande Blvd.	918.05	-0-	918.05
Cleveland Drive	955.94	-0-	955.94
S. Huxley	980.93	-0-	980.93
	<u>\$11,952.56</u>	<u>\$2,424.22</u>	<u>\$ 9,528.34</u>

To be raised by assessment

\$9,528.34

## SIDEWALK DISTRICTS

Maryvale- Principal and interest due in 1951	\$ 507.00
Unionvale " " " " " "	1,014.00
Cehman Blvd. " " " " " "	\$1,585.50
Balance of Construction Costs	124.08
Evergreen- Principal and interest due in 1951	1,709.58
Wellworth- " " " " " "	1,465.59
Clover- " " " " " "	916.10
Rosler " " " " " "	1,244.85
	626.48
To be raised by assessment	<u>\$7,483.60</u>

## CURBING DISTRICT

Wanda Street-Principal and interest due in 1951 \$3,127.50

Less: Amount payable out of Districts Reserve  
Fund

272.85

To be raised by assessment

\$2,854.65

## STREET LIGHTING EQUIPMENT DISTRICTS

Principal and interest due in 1951:

Ravenswood Terrace	\$ 436.28
Cloverdale Road	497.12
Vernon Drive	393.56
Mayfair Court	165.71
Cehman Blvd.	744.39
Exeter Court	165.71
Highview Road	579.98
Heather Road	579.98

( STREET LIGHTING EQUIPMENT DISTRICTS CONT'D )

Willow Court	
Peachtree Lane	\$ 165.71
Cleveland Drive	248.56
Allendale Drive	579.98
South Huxley Drive	827.25
Gardenvale Road	699.08
Washington Highway	992.95
Chopin Avenue	174.77
Burke Drive	130.75
Virginia Road	991.66
Ellen Drive	662.83
Garden Road	1,075.82
Mathew Lane	497.12
Jean Court Terrace	248.56
Krakus Blvd.	248.56
Croy Avenue	349.54
Century Road	248.56
Treehaven Road	744.39
Cherry Lane	248.56
To be raised by assessment	248.56
	<u>\$ 12,945.94</u>

OMITTED 1950 ASSESSMENTS

Storm Sewer District No. 2

Book 1- p.37-Delevan Ave.

Victor Archangel & One	\$ 8.20	
School District No. 11	75.21	
38-Eggert Road		
American Optical Co.	450.61	
Edwin Lang Miller	6.85	\$ 540.87

Sanitary Sewer District No. 5

Book 1-p. 63-Kensington

Carl L. Blacker & W. (under-  
stated)

9.75

Lateral Sewer No. 5

Book 2-p.76- M/C/ 400- Sub lot 18

\$ 2.08

19 2.84

20 1.14

20 1.70

21 3.03

Book 5-p. 80-M/C/ 1469-Sub lot 104

105 2.27

Book 4- p. 156-M/C/ 1544-Sub lot 1

13.49

2 5.21

3 5.21

4 5.21

5 5.21

6 5.21

7 4.73

8 5.68

9 5.68

10 5.68

11 5.68

12 5.68

13-front part 5.68

14 5.68

15 5.68

16 5.68

17 5.68

18 5.68

19-front part 5.68

20 5.68

21 5.68

22-front part 5.68

23- " " 5.68

24 5.68

25 5.68

26 5.68

27 5.68

28 5.68

29 5.68

30 5.68

## OMITTED 1950 ASSESSMENTS - (Cont'd)

Book 6 - p. 157 - M/C 1544

Sub Lot	31	\$	5.68	
	32		5.68	
	33		5.68	
	34		5.68	
				212.96

Lincoln Drive (Lynncrest) Lateral Sewer

Book 7 - p. 65 - M/C 1205

Sub Lot	184	\$	31.14	
	186		31.14	
	188		29.84	
	190		29.84	
	192		29.84	
	194		29.84	
	196		29.84	
	198		29.85	
	200		14.92	
	200/202		44.77	
	204		29.85	
	206		29.85	
	208		29.85	
				390.57

Roycroft Lateral Sewer

Book 6 - p. 32 - M/C 1359

Sub Lot	200	\$	10.14	
	201		10.14	
	202		10.14	
	203		12.15	
	204		10.14	
	205		10.15	
	206		10.15	
	207		10.15	
	208		14.20	
				97.36

Garbage Tax - 1950

Book 1 - Wm. G. Rempsell &amp; W. Sr. -

Burdette (\$100 Val) 5.71

Wm. G. Rempsell &amp; W. Jr. -

Burdette (\$500 Val) 3.17

TOTAL OF 1950 OMITTED ASSESSMENTS TO BE LEVIED  
AGAINST RESPECTIVE PROPERTIES FOR 1951\$ 1,260.39

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1951 revenues and expenditures for the above listed districts and file same with the Town Clerk. A date for public hearing upon the Board's estimates should be fixed and the Town Clerk instructed to give due notice of such hearing.

Respectfully submitted,  
Benedict T. Holtz,  
Supervisor.

This was posted on September 18th, 1950 in the following:

1. Town Hall, Bulletin Board, Broadway & Union Rd.
2. Forks Fire House, Broadway
3. U-Crest Fire House, Clover Pl. & Evergreen Pl.
4. Telephone pole, Harlem Road corner Cleveland Dr.
5. Pine Hill Fire Hall, Genesee St. & Normandy
6. Rescue fire Hall, Pine Ridge Road.

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

Carried: Ayes: -5- Noes: -0-

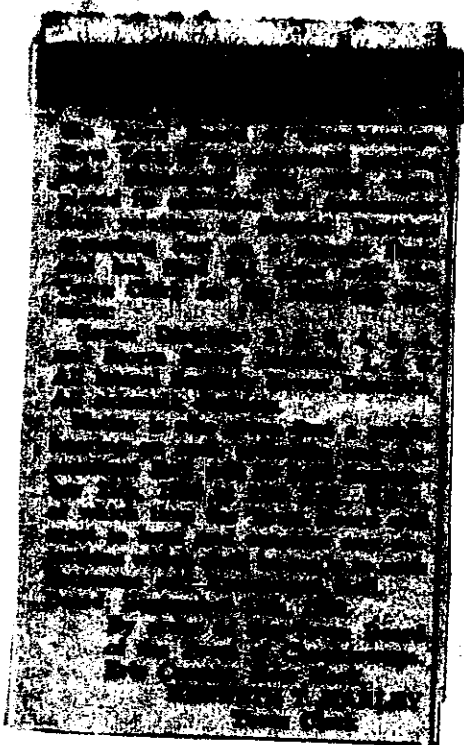
Councilman Bystrek was granted the floor and spoke in regard to a bridge being built over Harlem Road for use of children living on Rosewood Terrace, to insure their safety in going to and from school. Ordered referred to the Town Board by Supervisor Holtz.

Mr. Nagel moved that the meeting ad our, seconded by Councilman Wroblewski.

q Carried: Ayes: -5- Noes: -0-

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 *two* weeks; first publication ..... SEP 14 1950 .....; last publication ..... SEP 21 1950 .....; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this.....

SEP 23 1950  
day of ....., 19.....

*Eve J. Allis*

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

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



Cheektowaga, New York  
September 18th, 1950

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 on the 18th day of September, 1950, at 7:30 P.M., E.D.S.T., there were:

PRESENT:

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

ABSENT:

None

The Chairman called the meeting to order.

A petition was presented by the Homeowners in the vicinity of West Sobieski Street and Dick Road in regard to the issuance of a Building Permit for the construction of a Horse Stable on Dick Rd. Ordered tabled by the Town Board.

Communication read from the New York State Department of Traffic in regard to the speed limit in certain parts of the Town. Ordered referred to the Town Attorney for a proper resolution for adoption by Supervisor Holtz.

Communication read from the Town Highway Superintendent requesting that the Town Board accept 1120 additional feet of the highway on Danbury Drive as a Town Highway. Ordered referred to the Town Attorney by Supervisor Holtz.

Communication read from the Cheektowaga Chamber of Commerce requesting that the Chamber meet with the Town Board to discuss possible ways of making improvements in various Town Departments. Ordered referred to the Town Board by Supervisor Holtz.

\* PROCLAMATION \*

Whereas the lives and property of our people are endangered by preventable fires; and

Whereas the nation's number one job today is to win the fight in Korea and to build our defenses so strong that no enemy will dare to attack us, and to do this we must conserve our resources; and

Whereas every plan, every building and materials of any kind, destroyed or damaged by fire, is a set-back in our defense program;

Therefore, I, Benedict T. Holtz, Supervisor of the Town of Cheektowaga, do hereby designate the week beginning October 8th, 1950, as Fire Prevention Week, and call upon all departments of the Town, its commercial organizations, civic clubs, schools, churches, boys' and girls' clubs, and all other associations, and our people in general to cooperate fully in the observance of Fire Prevention Week, as sponsored by the Cheektowaga Chamber of Commerce.

This, the 18th day of September, 1950.

Town of Cheektowaga.  
Benedict T. Holtz.

Mr. Nagel moved the following resolution:

RESOLVED' that John J. Zablotny, Town Highway Superintendent, be authorized to attend the State Convention of Highway Superintendents at Syracuse, New York, on September 20th, 21st, and 22nd, and that the expense be borne by the Town.

Seconded by Mr. Neibert.

Carried: Ayes: -5- Noes: -0-

Mr. Nagel moved the following:

RESOLVED, that New York State Electric & Gas Company be requested to install amber lights at Southcrest and Union Road, west side, and at Northcrest and Union Road, west side.

Seconded by Mr. Neibert.

Carried: Ayes: -5- Noes: -0-

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

RESOLVED, that the Subdivision map of Marilyn Court prepared by Hirthe and Sonnenberger, Engineers, dated June 20th, 1950, be approved and ordered filed in the Town Clerk's Office.

Seconded by Mr. Wroblewski.

Carried: Ayes: -5- Noes: -0-

Mr. Bystrak moved the following resolution, seconded by Mr. Wroblewski:

WHEREAS, the Town Board ordered the Town Superintendent of Highways to clean the drainage ditches within the Township, and in order to do this work it was necessary to expand the sum of \$3,000.00, over and above the amount originally appropriated for that purpose,

BE IT RESOLVED, that the sum of \$3,000.00 be transferred from the General Fund to the proper item in the Highway Fund.

Carried: Ayes: -5- Noes: -0-

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

RESOLVED that Niagara Mohawk Power Corporation be requested to install amber lights at the corner of Harlem Road and Straleys Street, and be it further

RESOLVED, that the Niagara Mohawk Power Corporation be requested to make a survey of George Urban Blvd., from Harlem Road to Kaufman Road, and report to the Town Board as to the lighting needs of the area.

Seconded by Mr. Neibert.

Carried: Ayes: -5- Noes: -0-

Mr. Neibert moved that the following resolution be adopted:

RESOLVED, that the Subdivision Map of Croy Avenue prepared by Nussbaumer, Clarke & Velzy, Inc., Engineers, dated September 1st, 1950, be approved as to the portion thereof located within the Town of Cheektowaga, New York, and ordered filed in the Town Clerk's Office.

Seconded by Mr. Nagel.

Carried: Ayes: -5- Noes: -0-

**Town Board of the Town of Cheektowaga, Erie County, New York,** held at the Town Hall in the said Town of Cheektowaga, New York, on the 18th day of September, 1950, 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 Neibert, Councilman  
Stanley Bystrak, Councilman

**ABSENT: —O—**

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a water district to be known as Water District No. 10, in the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to the Board on the 8th day of September, 1950, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged, in the same manner as a deed, to be recorded by resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situate in the area where said water district is to be created; and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the existing valuation of all the taxable real property situate in the area where said water district is proposed to be created, owned by non-resident taxpayers, and

WHEREAS, said petition appears to have been signed and acknowledged by resident taxpayers owning taxable real property aggregating more than one-half of the entire frontage of boundaries on the both sides of the highways within the said proposed water district, and is also signed by non-resident taxpayers owning at least one-half of the entire frontage or boundaries on the both sides of the highways within the said proposed water district, and

WHEREAS, said petition is accompanied by a map prepared by Newell L. Nussbaumer and Irving Clarke, Engineers, duly licensed by the State of New York, showing the boundaries of the said proposed water district, and

WHEREAS, the proposed water district is described in said petition as follows:

BEGINNING at a point in the northerly line of Buffalo Creek Indian Reservation at its junction with the center line of Union Road, Town of Cheektowaga, Erie County, New York; running thence Westerly along the North line of Buffalo Creek Indian Reservation eight hundred thirty-eight feet (838) more or less, to the East line of the property now or formerly owned by James Lubkowski; thence Northerly along said Lubkowski's East line to the South line of the right-of-way of the main line of the Lehigh Valley Railroad; thence Northeasterly along said main right-of-way of the Lehigh Valley R. R. to the West line of the Village of Depew; thence Southerly along the West line of the Village of Depew and continuing along the West line of the said Village of Depew extended southerly to the center of Como Park Blvd.;

Thence Westerly along the center line of Como Park Blvd.; to the center of Cayuga Creek; thence South and West along the center line of Cayuga Creek to

thence Easterly along said School District's property North line to the Northeast corner of said School District property; thence Southerly along the East line of said School District property to the center line of Losson Road; thence Southwesterly along the center line of Losson Road to the West line of Farm Lot 60, Township 10, Range 7; thence Southerly along the West line of Farm Lot 60 and West line of Farm Lot 89, Township 10, Range 7, to the Southeast corner of Farm Lot 88, Township 10, Range 7, thence Westerly along the South line of said Farm Lot 88 to the Southwest corner of said Farm Lot 88;

Thence Northerly along the West line of Farm Lots 88 and 87, Township 10, Range 7, to the center of Cayuga Creek; thence Northerly and Easterly along center of Cayuga Creek to center line of Union Road; thence Northerly along center line of Union Road to Buffalo Creek Indian Reservation line at the point of beginning.

and

WHEREAS, the territory hereinbefore described is situate entirely in said Town, outside of any incorporated village or city therein,

**NOW, THEREFORE,**

IT IS ORDERED that the Town Board of the Town of Cheektowaga, New York, meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga on the 2nd day of October, 1950, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Depew Herald and Cheektowaga News, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the area where said water district is proposed to be created, not less than ten nor more than twenty days before said day designated for the hearing.

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

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

AYES: 5; NOES: 0  
ABSENT: —O—

State of New York )  
Erie County )  
Office of the Clerk of the ) ss:  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 18th day of September, 1950, and that the same is a correct and true transcript of such original resolution and the whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 18th day of September, 1950.

[SEAL]

October, 1950, at 2:30 o'clock P.M., Eastern Standard Time, to consider said petition and to hear all persons interested in the subject thereof concerning the same, and IT IS FURTHER ORDERED that a copy of this order certified by the Town Clerk be published at least once in the Depew Herald and Cheektowaga News, a newspaper having general circulation in the territory affected, not less than ten nor more than twenty days before the date set herein for the hearing aforesaid and that copies of this order be posted conspicuously in five public places within the area where said water district is proposed to be created, not less than ten nor more than twenty days before said day designated for the hearing.

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

Supervisor Holtz, voting Aye,  
Councilman Nagel, voting Aye,  
Councilman Wroblewski, voting

Aye,  
Councilman Nelbert, voting Aye,  
Councilman Bystrak, voting Aye.  
AYES: 5; NOES: 0  
ABSENT: —

State of New York )  
Erie County )  
Office of the Clerk of the ) ss:  
Town of Cheektowaga )

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga, on the 18th day of September, 1950, and find it correct and true.

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

Witness my hand and the seal of said Town this 18th day of September, 1950.  
Notary Public in and for Erie County

Ed Kublak, Leroy Gold

ER, Sports Commentator

On The Fly  
towards the Erie annual Christmas...  
for the trip. Funds raised will be...  
man, is completing arrangements...  
at the Erie club. Dinner will be...  
tions may be secured up to Oct...  
pense trip to the game. Reservations...  
committee is planning an all-day...

M

A

the 22nd day of September, 1950;

letin Board  
e No. 260, Indian Rd.  
e No. 1, Danforth St.  
e No. 37 1-2, Como Park Blvd.  
e in front of the Bellvue Hotel, Como Park Blvd.  
House, Como Park Blvd.

tice published in the Depew Herald & the

Frank V. Tashoff

being duly sworn, deposes and says that he is the

Unpublished

of the

Depew Cheektowaga  
Herald and News

public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed and taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 18th day of September, 1950, and the last insertion being on the 19th day of September, 1950, and that not more than six days intervened between any two publications thereof.

Frank V. Tashoff

Sworn to before me this 2nd day of

October 1950

Kenneth T. Hanley

Notary Public in and for Erie County.

IN-49 5803

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

RESOLVED, that the Town Clerk be authorized and directed to issue Building Permits on all applications processed by the Petitions Committee on September 16th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Neibert. CARRIED; AYES: -5-.

( Jagord-Kaminski Rezoning Granted )

Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, New York, on the 18th day of September, 1950, there were:

PRESENT:

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

ABSENT: None.

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

WHEREAS, the Zoning Appeals held a public hearing at the Town Hall, in the Town of Cheektowaga, New York, on the 7th day of July, 1950, at 7 o'clock P.M., E.D.S.T.

day, for the purpose of considering the application of Lawrence Jagord and Leo Kaminski for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly; and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed rezoning and amendments; and

WHEREAS, the Zoning Board of Appeals, on the 12th day of July, 1950, having rendered its decision granting the application of the petitioners to remove from residence district to business district the property hereinafter described, for the purpose of conducting a Store, Hotel, Restaurant, and a Supply Store, and the Council of the Town of Cheektowaga, New York, having held a public hearing thereon on the 7th day of September, 1950, at 7 o'clock P.M., E.D.S.T., the Town Board having taken into consideration the investigation of the Zoning Board of Appeals, and having taken into consideration the report of the Board of Appeals, and having inspected the premises to be rezoned, as well as the property in the immediate vicinity thereof, and the Street, and

BEFORE the Town Board of Appeals, rendering its decision granting the application of petitioners to remove the premises from residence to business and the same is hereby confirmed and approved.

THEREFORE,

BE IT RESOLVED, by the Town Board, that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance", and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residence District" to "Business District" subject to the following restrictions: (1) that said premises are to be used for business purposes, and (2) that the said premises

Valley Railroad Tracks (50x150 feet).

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

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

Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 18th, 1950.

KENNETH T. HANLEY

Posted as follows on the 22nd day of September, 1950;

Town Hall Bulletin Board  
Telephone Pole No. 260, Indian Rd.  
Telephone Pole No. 1, Danforth St.  
Telephone Pole No. 37 1-2, Como Park Blvd.  
Telephone Pole in front of the Bellvue Hotel, Como Park Blvd.  
Bellvue Fire House, Como Park Blvd.

Hereto is a copy of notice published in the Depew Herald & the Cheektowaga News;

STATE OF NEW YORK  
COUNTY OF ERIE

James A. Bystrak, Supervisor of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 18th day of September, 1950, 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 Neibert, Councilman  
Stanley Bystrak, Councilman

ABSENT: 0  
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the creation of a water district to be known as Water District No. 10, in the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to the Board on the 8th day of September, 1950, and

WHEREAS, it appears to the Town Board that the above petition was duly signed and acknowledged, in the same manner as a petition to be recorded by recording officers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, created, owned by non-resident taxpayers and

WHEREAS, said petition appears to have been signed and acknowledged by persons who are owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, created, owned by non-resident taxpayers and

WHEREAS, said petition is acknowledged to have been signed and acknowledged by persons who are owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, and also signed by non-resident taxpayers owning taxable real property aggregating more than one-half of the assessed valuation of all the taxable real property situated in the area where said water district is to be created, created, owned by non-resident taxpayers and

BEGINNING at the northerly line of the Indian Reservation with the center line of the Road, Town of Cheektowaga, Erie County, New York; running thence Westerly along the North line of Buffalo Creek Indian Reservation eight hundred thirty-eight feet (838) more or less to the East line of the property now or formerly owned by James Labowski; thence Northerly along said Labowski's East line to the North line of the right-of-way of the Lehigh Valley Railroad; thence Northerly along said main right-of-way of the Lehigh Valley R. R. to the North line of the Village of Depew; thence Southerly along the West line of the Village of Depew and continuing along the West line of said Village of Depew extending southerly to the center of Como Park Blvd.;

Thence Westerly along the center line of Como Park Blvd. to the center of Cayuga Creek; thence South and West along the center line of Cayuga Creek to the West line of Farm Lot 60, Township 10, Range 7; thence Southerly along said West line of Farm Lot 60, to the North line of the property of School District No. 5, Town of Cheektowaga; thence Easterly along said School District's property North line to the Northeast corner of said School District property; thence Southerly along the East line of said School District property to the center line of Losson Road; thence Southwesterly along the center line of Losson Road to the West line of Farm Lot 60, Township 10, Range 7; thence Southerly along the West line of Farm Lot 60 and West line of Farm Lot 89, Township 10, Range 7 to the Southeast corner of Farm Lot 88, Township 10, Range 7; thence Westerly along the South line of said Farm Lot 88 to the Southwest corner of said Farm Lot 88;

Thence Northerly along the West line of Farm Lots 88 and 87, Township 10, Range 7, to the center of Cayuga Creek; thence Northerly and Easterly along center of Cayuga Creek to center line of Union Road; thence Northerly along center line of Union

being duly sworn, deposes and says that he is the

*Unblinded*

of the

Depew  
Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed and taken from said newspaper, is a copy, was inserted and published therein once a week for one week the first insertion being on the 22nd day of September, 1950, and the last insertion being on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and that not more than six days intervened between any two publications thereof.

*Frank A. Bystrak Jr.*

day of

1950

*Frank A. Bystrak Jr.*  
Public in and for Erie County.

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

RESOLVED, that the Town Clerk be authorized and directed to issue Building Permits on all applications processed by the Petitions Committee on September 16th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Nelbert. CARRIED; AYES: -5-

( Jagord-Kaminski Rezoning Granted )

Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, New York, on the 18th day of September, 1950, there were:

PRESENT:

Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Nelbert, Councilman  
Stanley Byzak, Councilman

ABSENT: None

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

WHEREAS, the Zoning Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 7th day of July, 1950, at 8 o'clock P.M., E.D.S.T., that day, for the purpose of considering the application of Lawrence Jagord and Leo Kaminski for the rezoning from residential district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly; and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed rezoning and amendments; and

WHEREAS, the Zoning Board of Appeals, on the 17th day of July, 1950, rendered its decision granting the application of the petitioners to remove from residential district to business district the property hereinafter described, for the purpose of erecting a Store, House, and Electrical Supplies and the said decision of the Zoning Board of Appeals having been duly transmitted to the Town Board at a meeting thereof on the 18th day of September, 1950, and the Town Board having taken due notice and investigation of the same, and taken into consideration the report of Appeals, and the same being in accordance with the public interest, as well as the property in the immediate vicinity, and the public interest;

Be it enacted by the Town Board that the decision of the Zoning Board of Appeals regarding the rezoning of petitioners to remove the premises from residential to business be and the same is hereby confirmed and approved.

RESOLVED, that the Town Board that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance" and the same hereby is amended by changing the zoning map 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 hereby for business purposes, and (2) that the said premises be used for business purposes.

Valley Railroad Tracks (50x150 feet).

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

Benedict T. Holtz, voting Aye.  
Henry Nagel voting Aye.  
Felix T. Wroblewski voting Aye.  
Joseph A. Nelbert voting Aye.  
Stanley Byzak, voting Aye.  
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 18th, 1950.

KENNETH T. HANLEY

Posted as follows on the 22nd day of September, 1950:

Town Hall Bulletin Board  
Telephone Pole No. 260, Indian Rd.  
Telephone Pole No. 1, Danforth St.  
Telephone Pole No. 37 1-2, Como Park Blvd.  
Telephone Pole in front of the Bellvue Hotel, Como Park Blvd.  
Bellvue Fire House, Como Park Blvd.

Hereto is a copy of notice published in the Depew Herald & the Cheektowaga News:

line of Buffalo Creek; thence  
ervation eight hundred thirty-  
eight feet (538) more or less, to  
the East line of the property now  
or formerly owned by James Lub-  
kowski; thence Northerly along  
said Lubkowski's East line to the  
South line of the right-of-way of  
the main line of the Lehigh Val-  
ley Railroad; thence Northeasterly  
along said main right-of-way of  
the Lehigh Valley R. R. to the  
West line of the Village of Depew;  
thence Southerly along the West  
line of the Village of Depew and  
continuing along the West line of  
the said Village of Depew extend-  
ed southerly to the center of  
Como Park Blvd.:

Thence Westerly along the  
center line of Como Park Blvd.;  
to the center of Cayuga Creek;  
thence South and West along the  
center line of Cayuga Creek to  
the West line of Farm Lot 60,  
Township 10, Range 7; thence  
Southerly along said West line of  
Farm Lot 60, to the North line  
of the property of School Dis-  
trict No. 5, Town of Cheektowaga;

Thence Easterly along said  
School District's property North  
line to the Northeast corner of  
said School District property;  
thence Southerly along the East  
line of said School District prop-  
erty to the center line of Lomon  
Road; thence Southwesterly along  
the center line of Lomon Road to  
the West line of Farm Lot 60,  
Township 10, Range 7; thence  
Southerly along the West line of  
Farm Lot 60, and West line of  
Farm Lot 86, Township 10, Range  
7, to the Southeast corner of  
Farm Lot 86, Township 10, Range  
7, thence Westerly along the  
South line of said Farm Lot 86  
to the Southwest corner of said  
Farm Lot 86;

Thence Northerly along the  
West line of Farm Lot 86, to the  
Township 10, Range 7, to the  
center of Cayuga Creek; thence  
Northerly and Easterly along  
center of Cayuga Creek to center  
line of Union Road; thence Nor-  
therly along center line of Union  
Road to the Northeast corner of  
said School District property.

Thence Northerly along the  
West line of Farm Lot 86, to the  
Township 10, Range 7, to the  
center of Cayuga Creek; thence  
Northerly and Easterly along  
center of Cayuga Creek to center  
line of Union Road; thence Nor-  
therly along center line of Union  
Road to the Northeast corner of  
said School District property.

Thence Northerly along the  
West line of Farm Lot 86, to the  
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center of Cayuga Creek; thence  
Northerly and Easterly along  
center of Cayuga Creek to center  
line of Union Road; thence Nor-  
therly along center line of Union  
Road to the Northeast corner of  
said School District property.

IT IS FURTHER ORDERED  
that a copy of this order certified  
by the Town Clerk be published  
at least once in the Depew Herald  
and Cheektowaga News, a news-  
paper having general circulation  
in the territory affected, not less  
than ten nor more than twenty  
days before the date set herein  
for the hearing aforesaid and that  
copies of this order be posted con-  
spicuously in five public places  
within the area where said water  
district is proposed to be created,  
not less than ten nor more than  
twenty days before said day de-  
termined for the hearing.

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

Supervisor Holtz, voting Aye,  
Councilman Nagel, voting Aye,  
Councilman Wroblewski, voting  
Aye,

Councilman Nelbert, voting Aye,  
Councilman Bystrak, voting Aye.

AYES: 5; NOES: 0

ABSENT: 0

State of New York )  
Erie County )

Office of the Clerk of the ) ss:  
Town of Cheektowaga )

This is to certify that I, Ken-  
neth T. Hanley, Clerk of the Town  
of Cheektowaga, in the said County  
of Erie, have compared the fore-  
going copy of resolution with the  
original resolution now on file at  
this office, and which was passed  
by the Town Board of the Town of  
Cheektowaga in said County of  
Erie, on the 15th day of Septem-  
ber, 1950, and that the same is  
a correct and true transcript of  
such original resolution and the  
whole thereof.

In Witness Whereof, I have  
hereunto set my hand and affixed  
the seal of said Town this 18th  
day of September, 1950.

[SEAL]

KENNETH T. HANLEY,  
Clerk of the Town Board,

s21 Town of Cheektowaga, N. Y.

Frank V. Tabor

I, Frank V. Tabor, do hereby swear, depose and says that he is the

Publisher of the

Depew Cheektowaga  
Herald and News

I, Frank V. Tabor, do hereby swear, depose and says that he is the

Publisher of the

Depew Cheektowaga  
Herald and News

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Publisher of the

Depew Cheektowaga  
Herald and News



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

RESOLVED, that the Town Clerk be authorized and directed to issue Building Permits on all applications processed by the Petitions Committee on September 16th, 1950, after same have been approved by the Building Inspector.

Seconded by Mr. Neibert. CARRIED; AYES: -5 .

( Jagord-Kaminski Rezoning Granted )

towns, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, New York, on the 18th day of September, 1950, there were:

PRESENT:

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

ABSENT: None.

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

WHEREAS, the Zoning Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 7th day of July, 1950, at 7 o'clock P.M., E.D.S.T. day, for the purpose of considering the application of Lawrence Jagord and Leo Kaminski for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly; and

WHEREAS, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments; and

WHEREAS, the Zoning Board of Appeals on the 17th day of July, 1950, having rendered its decision granting the application of the petitioners to remove from residence district to business district the property hereinafter described, for the purpose of conducting a Store House for Electrical Supplies and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a public meeting thereof on the 16th day of September, 1950, and the Town Board having caused a thorough investigation of the premises here and taken before the Zoning Board of Appeals, and having personally inspected the premises to be rezoned, as well as the vicinity in the immediate neighborhood thereof, and Street;

BEFORE THE TOWN BOARD, that the decision of the Zoning Board of Appeals regarding the rezoning of petitioners to remove from residence to business be and the same is hereby confirmed and approved.

BEFORE THEREFORE

BE IT RESOLVED, that the Town Board, that the Ordinance adopted December 21, 1942, and as now amended, entitled "Zoning Ordinance" and the same hereby is amended by changing the zoning map so as to change the following described property from that of "Residence District" to "Business District" subject to the following restrictions: (1) that said premises are hereby for business purposes, and (2) that the said premises

Valley Railroad Tracks (50x150 feet).

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

Benedict T. Holtz, voting Aye,  
Henry Nagel voting Aye,  
Felix T. Wroblewski voting Aye  
Joseph A. Neibert voting Aye  
Stanley Bystrak, voting Aye,  
Summary of vote: 5 Ayes, 0  
Noes, 0 Absent.

Dated: September 18th, 1950.

KENNETH T. HANLEY

Posted as follows on the 6th day of October, 1950;

Lehigh Valley Railroad Bridge, Clinton St.  
Post 20 feet west of Lehigh Valley Railroad Bridge, Clinton St.  
Post 20 feet east of Lehigh Valley Railroad Bridge, Clinton St.  
Post, corner Clinton St. and Meadowbrook Pkwy.  
Telephone Pole No. 8, Clinton St.  
Telephone Pole No. 9, Clinton St.

Hereto is a copy of notice published in the Depew Herald & the Cheektowaga News;

STATE OF NEW YORK  
COUNTY OF ERIE

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, New York, on the 18th day of September, 1950, there were:

THEREFORE, IT IS 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 "Business District" to "Residential 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 Store House for Electrical Supplies, this order of rezoning shall be null and void and the property shall revert to residential use only.

DESCRIPTION  
Lot No. 76, North Side of Clinton Street, adjacent to the Lehigh Valley Railroad Tracks (50x116 feet).

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

Benedict T. Holtz, voting Aye.  
Henry Nagel voting Aye.  
Walter T. Wroblewski voting Aye.  
Joseph A. Neibert voting Aye.  
Stanley Bystrak, voting Aye.  
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 18th, 1950.  
KENNETH T. HANLEY,  
(seal) Town Clerk  
Town of Cheektowaga,  
Erie County, New York

Sworn to before me this 4th day of

November 1950  
Kenneth T. Hanley  
Notary Public in and for Erie County.

Frank A. Taber, Jr.

being duly sworn, deposes and says that he is the

Publisher of the

Depew Cheektowaga  
Herald and News

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

Two weeks, the first insertion being on the 28th day of Sept., 1950, and the last insertion being on the 5th day of October, 1950, and that not more than six days intervened between any two publications thereof.

Frank A. Taber, Jr.

A delegation was present from the Tioranda Housing Development protesting against the recent decision of the Zoning Board of Appeals by allowing the construction of garages in the front yard of certain dwellings in the Development.

The Supervisor suggested that the residents of the Development petition the Town Board to ascertain which is the front or the rear yard.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid. CARRIED: AYES: -5-.

Mr. Nagel moved seconded by Mr. Wroblewski to adjourn. CARRIED; AYES: 5-.

Kenneth T. Hanley  
Town Clerk

*Kenneth T. Hanley*

SEAL.

Posted as follows on the 6th day of October, 1950;

Lehigh Valley Railroad Bridge, Clinton St.  
Post 20 feet west of Lehigh Valley Railroad Bridge, Clinton St.  
Post 20 feet east of Lehigh Valley Railroad Bridge, Clinton St.  
Post, corner Clinton St. and Meadowbrook Pkwy.  
Telephone Pole No. 8, Clinton St.  
Telephone Pole No. 9, Clinton St.

Hereto is a copy of notice published in the Depew Herald & the Cheektowaga News;

STATE OF NEW YORK  
COUNTY OF ERIE

**LOCAL NOTICE**  
Meeting Called  
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, New York, on the 18th day of September, 1950, there were:

**PRESENT:**  
Benedict T. Holtz, Supervisor  
Henry Nagel, Councilman  
Felix T. Wroblewski, Councilman  
Joseph A. Nelbert, Councilman  
Stanley Bystrak, Councilman  
**ABSENT:** None.

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

**WHEREAS**, the Zoning Board of Appeals held a public hearing at the Town Hall in the Town of Cheektowaga, New York, on the 7th day of July, 1950, at 7:30 o'clock P.M., E.D.S.T., of said day, for the purpose of considering the application of Lawrence Jagard and Leo Kazinski for the rezoning from residence district to business district of the property hereinafter described, and amending the Zoning Map and Ordinance accordingly, and

**WHEREAS**, there was afforded all parties interested an opportunity to be heard in respect to such proposed application and amendments, and

**WHEREAS**, the Zoning Board of Appeals on the 17th day of July, 1950, having rendered its decision granting the application of the petitioners to rezone from residence district to business district the property hereinafter described, for the purpose of conducting a Store House for Electrical Supplies and the said decision of the Zoning Board of Appeals having been duly presented to the Town Board at a regular meeting thereof on the 18th day of September, 1950, and the Town Board having made a thorough investigation of the proceedings had and taken before the Zoning Board of Appeals, and having personally inspected the premises to be rezoned, as well as the property in its immediate vicinity on Clinton Street.

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

**BE IT THEREFORE**, **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 Store House for Electrical Supplies, this order of rezoning shall be null and void and the property shall revert to residential use only.

**DESCRIPTION**

Lot No. 76, North Side of Clinton Street, adjacent to the Lehigh Valley Railroad Tracks (50x150 feet).

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

Benedict T. Holtz, voting Aye,  
Henry Nagel voting Aye  
Felix T. Wroblewski voting Aye  
Joseph A. Nelbert voting Aye  
Stanley Bystrak, voting Aye,  
Summary of vote: 5 Ayes, 0 Noes, 0 Absent.

Dated: September 18th, 1950.  
**KENNETH T. HANLEY,**  
(seal) Town Clerk  
Town of Cheektowaga,  
Erie County, New York

Frank A. Taker, Jr.

being duly sworn, deposes and says that he is the

Publisher of the

Depew Cheektowaga  
**Herald and News**

a public newspaper published at Depew, Town of Cheektowaga, Erie County, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for

Two weeks, the first insertion being on the 22nd day of Sept., 1950, and

the last insertion being on the 5th day of October, 1950, and that not

more than six days intervened between any two publications thereof.

Frank A. Taker, Jr.

of

1950

10

A delegation was present from the Tiorunda Housing Development protesting against the recent decision of the Zoning Board of Appeals by allowing the construction of garages in the front yard of certain dwellings in the Development.

The Supervisor suggested that the residents of the Development petition the Town Board to ascertain which is the front or the rear yard.

Mr. Nagel moved seconded by Mr. Wroblewski that an audit be made and the claims be paid. CARRIED: AYES: -5-.

Mr. Nagel moved seconded by Mr. Wroblewski to adjourn. CARRIED; AYES: 5.

Kenneth T. Hanley  
Town Clerk

*Kenneth T. Hanley*

SEAL.

Cheektowaga, New York  
September 25th, 1950. 180

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, Erie County, New York, on the 25th day of September, 1950, at 2:30 o'clock P.M., E.S.T., there were:

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

ABSENT: -0-

This meeting was for the purpose of holding a public hearing on the Special Districts Budget and Assessment Roll for the year 1951 and such other business that may come before the Board.

Supervisor Holtz stated that the public hearing was now open on the Special District Budget and Assessment Roll for the year 1951.

The Town Clerk then presented proof of publication of notice and followed by reading the budget and notice.

Copy of notice is hereto attached.

STATE OF NEW YORK  
COUNTY OF ERIE  
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 September 14, 1950; last publication September 21, 1950; and that no more than six days intervened between publications.

*Willard C. Allis*

Sworn to before me this 23rd

day of September, 1950

*Eve J. Allis*

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

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

The Town Board of Cheektowaga, New York at an adjourned meeting held September 11th, 1950, passed and adopted its estimates and Assessment Roll relating to Special Districts spreading cost on a Benefit Basis and has filed the same with the Town Clerk for the following districts:

Sewer Districts: 1, 2, 3, 4, 5, 6, and Storm Sewer Districts: 1, 2, 3. All lateral Sanitary Sewer Districts. All sidewalk districts.

Notice is also given that a public hearing on such estimates and Assessment Roll will be held September 25th, 1950 at 2:30 P.M., E.S.T., at which time the Town Board will meet to hear and consider any objections which shall be made to such estimates and Assessment Roll.

Dated: September 11th, 1950.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.  
KENNETH T. HANLEY  
Town Clerk

Supervisor Holtz then asked if there was any one present who wished to speak against the Special District Budget and Assessment Roll as published and read by the Town Clerk.

No objections were heard.

The Supervisor then asked if any one present wished to speak in favor.

No one was heard.

Supervisor Holtz then declared the hearing closed.

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

WHEREAS, Benedict T. Holtz, Supervisor of the Town of Cheektowaga, County of Erie, State of New York, having presented a Budget and Assessment Roll showing the various sums of money that are and will be required to defray the expenses of Special Districts in the Town of Cheektowaga, New York, and

WHEREAS, this Town Board has carefully considered the said Estimates and Assessment Roll of the amounts set forth as Special Districts, respectively, and does determine same to be necessary and required aforesaid and set forth namely:

BE IT RESOLVED, that the Preliminary Budget for the year 1951, as presented to the Town Board on September 11th, 1950, be and the same is hereby approved and adopted with the following corrections;

1. The item of " Maintenance in Sewer District No. 2 " reduced from \$2,928.00 to \$1,928.00
2. The item of " Operation of Disposal Plant in Sewer District No. 5", reduced from \$98,665.00 to \$92,012.00
3. The item of " Services of Superintendent in Sewer District No. 5 ", reduced from \$3,000.00 to \$2900.00
4. The item of " Operation of Disposal Plant No. 3", reduced from \$23,350.00 to \$20,250.00

Seconded by Mr. Bystrak and duly put to a vote which resulted as follows;

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

CARRIED:

AYES: -5-.

SEWER DISTRICTSDistrict No. 1

Rent- To City of Buffalo	\$	260.00	
To be raised by assessment			\$ 260.00

District No. 2

Rent-Payable to District No. 5	\$	2,000.00	
Maintenance		1,928.00	
TOTAL EXPENSE FOR 1951	\$	3,928.00	
Less: Amount payable out of District's Reserve Fund		300.00	
To be raised by assessment			3,628.00

District No. 3

Bond principal and interest due in 1951	\$	8,003.45	
Operation of Disposal Plant		20,250.00	
Real estate taxes-1951		2,500.00	
Services of Superintendent		1,000.00	
Maintenance of sewers		4,000.00	
Repayment of capital note and interest		1,169.05	
TOTAL EXPENSE FOR 1951	\$	36,922.50	
Less: Amount payable out of District's Reserve Fund		\$3,000.00	
Revenue for Village of Sloan		300.00	
To be raised by assessment		33,622.50	33,622.50

District No. 4

Rent-Payable to District No. 5	\$	2,400.00	
Operation of Pump Station		1,200.00	
Maintenance		1,488.00	
Erie County chargebacks-Current		28.96	
TOTAL EXPENSE FOR 1951	\$	5,116.96	
Less: Amount payable out of District's Reserve Fund		1,000.00	
To be raised by assessment			4,116.96

District No. 5

Bond principal and interest due in 1951	\$105,405.75	
Operation of Disposal Plant	92,012.00	
Services of Superintendent	2,900.00	
Maintenance of sewers	7,296.00	
Erie County chargebacks-Current	1,104.39	
Erie County chargebacks-Cemeteries	6,386.43	
TOTAL EXPENSE FOR 1951	\$215,104.57	
Less: Revenue for charges to:		
Sewer District No. 2	\$2,000.00	
Sewer District No. 4	2,400.00	
Sewer District No. 6	12,800.00	
To be raised by assessment	197,904.57	\$197,904.57

District No. 6

Bond principal and interest due in 1951	\$	2,462.00	
Rent- Payable to District No. 5		12,000.00	
Maintenance - Payable to District No. 5		800.00	
TOTAL EXPENSE FOR 1951	\$	15,262.00	
Less: Amount payable out of District's Reserve Fund		500.00	
To be raised by assessment			\$ 14,762.00
TOTAL FOR ALL SIX SEWER DISTRICTS			\$254,294.03

STORM SEWER DISTRICTSDistrict No. 1

Maintenance	\$	-0-
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District No. 2

Erie County chargebacks-Cemeteries	\$	9,229.06	
Maintenance		-0-	
To be raised by assessment			\$ 9,229.06



( SPECIAL DISTRICT BUDGET CONTINUED )

District No. 3

Bond principal and interest due in 1951	\$	6,540.00	
Maintenance		-0-	
	\$	<u>6,540.00</u>	
Less: Amount payable out of District's Reserve Fund		1,000.00	
To be raised by assessment			\$ 5,540.00
TOTAL FOR ALL THREE SEWER DISTRICTS			<u>14,769.06</u>

LATERAL SANITARY SEWER DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1951	LESS AMOUNT PAYABLE OUT OF DISTRICTS RESERVE FUND	
Arthur Street	\$ 334.12	\$ 125.92	\$ 208.20
Lincoln Drive	771.45	342.72	428.73
Huth Road	583.80	259.35	324.25
Aberdeen Street	729.75	324.19	405.56
Roycroft Blvd.	304.65	7.44	297.21
Crestwood Place	1,127.81	290.80	837.01
Cleveland Drive	968.53	249.72	718.81
Commodore Terr.	1,065.39	274.69	790.70
Buell & West			
Sobieski	1,549.66	399.56	1,150.10
Harlem Avenue	581.11	149.83	431.28
Maryvale Dr.	1,081.37	-0-	1,081.37
W. Grande Blvd.	918.05	-0-	918.05
Cleveland Dr.	955.94	-0-	955.94
S. Huxley	980.93	-0-	980.93
	<u>\$11,952.56</u>	<u>\$ 2,424.22</u>	<u>\$ 9,528.34</u>
To be raised by assessment			<u>\$ 9,528.34</u>

SIDEWALK DISTRICTS

Maryvale-Principal and interest due in 1951		\$ 507.00
Unionvale- " " " " "		1,014.00
Oehman Blvd.- " " " " "	\$1,585.50	
Balance of Construction Costs	<u>124.08</u>	1,709.58
Evergreen- Principal and interest due in 1951		1,465.59
Wellworth " " " " "		916.10
Clover " " " " "		1,244.85
Rossler - " " " " "		626.48
To be raised by assessment		<u>\$ 7,483.60</u>

CURBING DISTRICT

Wanda Street-Principal and interest due in 1951	\$3,127.50	
Less: Amount payable out of Districts Reserve Fund	<u>272.85</u>	
To be raised by assessment		<u>\$ 2,854.65</u>

STREET LIGHTING EQUIPMENT DISTRICTS

Principal and interest due in 1951:		
Ravenswood Terrace	\$	436.28
Cloverdale Road		497.12
Vernon Drive		393.56
Mayfair Court		165.71
Oehman Blvd.		744.39
Exeter Court		165.71
Highview Road		579.98
Heather Road		579.98
Willow Court		165.71
Peachtree Lane		248.56
Cleveland Drive		579.98
Allendale Drive		827.25
South Huxley Drive		699.08
Gardenvale Road		992.95
Washington Highway		174.77
Chopin Avenue		130.75

## ( Special District Budget Cont'd., Street Lighting Equipment Districts )

Burke Drive	\$ 991.66	182
Virginia Road	662.83	
Ellen Drive	1,075.82	
Garden Road	497.12	
Mathew Lane	248.56	
Jean Court Terrace	248.56	
Krakus Blvd.	340.54	
Gray Avenue	248.56	
Century Road	744.39	
Treenhaven Road	248.56	
Cherry Lane	248.56	
To be raised by assessment	<u>\$12,945.94</u>	

OMITTED 1950 ASSESSMENTSStorm Sewer District No. 2

Book 1- p. 37- Delevan Ave.

Victor Archangel &amp; One \$ 8.20

School District No. 11 75.21

p. 38- Eggert Road

American Optical Co. 450.61

Edwing Lang Miller 6.85

\$ 540.87

Sanitary Sewer District No. 5

Book 1-p. 63- Kensington

Carl L. Blacker & W. (under-  
stated)

9.75

Lateral Sewer No. 5

Book 2-P. 76-

m/c 400- Sub lot 18

\$ 2.08

19

2.84

20

1.14

20

1.70

21

3.03

Book 5-p. 80

m/c 1469-Sub lot 104

2.27

105

2.27

Book 4-p 156-

m/c 1544-Sub lot 1

13.49

2

5.21

3

5.21

4

5.21

5

5.21

6

5.21

7

4.73

8

5.68

9

5.68

10

5.68

11

5.68

12

5.68

13- front part

5.68

14

5.68

15

5.68

16

5.68

17

5.68

18

5.68

19-front page

5.68

20

5.68

21

5.68

22-front part

5.68

23- " "

5.68

24-

5.68

25

5.68

26

5.68

27

5.68

28

5.68

29

5.68

30

5.68

Book 6-p. 157- M/C 1544-Sub lot	31	\$	5.68	
	32		5.68	
	33		5.68	
	34		5.68	
				\$212.96

Lincoln Drive ( Lyncrest ) Lateral  
Sewer

Book 7 p. 65-M/C 1205-Sub lot	184	\$	31.14	
	186		31.14	
	188		29.84	
	190		29.84	
	192		29.84	
	194		29.84	
	196		29.84	
	198		29.85	
	200		14.92	
	200/202		44.77	
	204		29.85	
	206		29.85	
	208		29.85	
				390.57

Roycroft Lateral Sewer

Book 6-p. 32-M/C 1359-Sub lot	200	\$	10.14	
	201		10.14	
	202		10.14	
	203		12.15	
	204		10.14	
	205		10.15	
	206		10.15	
	207		10.15	
	208		14.20	
				97.36

Garbage Tax-1950

Book 1- Wm. G. Pempsell & W. Sr.-Burdette (\$100 Val)	5.71
Wm. G. Pempsell & W. Jr.- " (\$500 Val)	3.17

TOTAL OF 1950 OMITTED ASSESSMENTS TO BE LEVIED AGAINST RESPECTIVE PROPERTIES FOR 1951	\$1,260.39
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The Town Clerk then proceeded to read the minutes of the previous meetings held on September 5th, 1950, September 11th, 1950, and September 18th, 1950, and there being no alterations or corrections, Mr. Nagel moved seconded by Mr. Neibert that these minutes be placed on file in the Town Clerk's Office. CARRIED; AYES: -5-.

Kenneth T. Hanley,  
Town Clerk.

*Kenneth T. Hanley.*