

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of July, 1955, at 3:00 o'clock P.M., Eastern Daylight Saving Time, there were:

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

Also present were: Town Clerk Kenneth T. Hanley and Town Attorney George B. Doyle.

Item No. 2 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the E and C Construction Corporation is the owner of certain subdivision lots known as the Charlotte Road Subdivision, as shown on a map filed in the Erie County Clerks' Office under Cover 1888, said Subdivision being located in the Town of Cheektowaga, and consisting of 15 lots, and

WHEREAS, the E and C Construction Corporation has constructed the foundation for Charlotte Road as shown on said Subdivision map, and has constructed, in said highway sanitary sewers, and has entered into a contract with the Erie County Water Authority for the construction of water lines in said highway, and has paid the Erie County Water Authority the cost thereof, but has not placed the topping on said highway because heavy trucks are still operating on said highway in connection with the construction of homes in said subdivision, and that it is the desire of the Town Highway Department that the topping not be placed on said highway until the weather permits and the construction of homes has been completed, and

WHEREAS, it has been estimated by the Town Highway Superintendent that the cost of placing topping on said highways will not exceed the sum of Twenty One Hundred Dollars (\$2,100.00), and

WHEREAS, the E and C Construction Corporation has undertaken and agreed to place the topping on said highway and to otherwise complete the same in accordance with the specifications of the Town Highway Department and Town regulations, be it

RESOLVED, that the Town of Cheektowaga enter into a contract with the E and C Construction Corporation which contract is to provide that the said E and C Construction Corporation will place topping on said Charlotte Road and complete said highway in accordance with the specifications of the Town Highway Superintendent and the regulations of the Town of Cheektowaga on or before January 1st, 1957, and it is further

Item No. 2-Cont'd

RESOLVED, that said contract if hereby approved, and the Supervisor is authorized to execute the same for the Town of Cheektowaga, New York, and be it further

RESOLVED, that the E and C Construction Corporation deposit in cash or certified check with the Town of Cheektowaga the sum of Twenty One Hundred Dollars (\$2,100.00) as security for the faithful performance of the aforementioned contract, and that attached to and made a part of this resolution is a commitment made by the Liberty Bank of Buffalo, New York, to the effect that it will with-hold the sum of \$150.00 from the final draw in connection with any building loans on future mortgages on Charlotte Road until the highway is completed and accepted by the Town of Cheektowaga, and it is further

RESOLVED, that said contract contain a provision that in the event the said sum of Twenty One Hundred Dollars (\$2,100.00) is insufficient to pay the costs of completing said highway, then the E and C Construction Corporation agrees to pay any sum in excess of that amount, and be it further

RESOLVED, that Charlotte Road, as shown on a Subdivision map filed in the Erie County Clerks' Office under Cover 1888, be and the same hereby is accepted by the Town of Cheektowaga as a Town Highway subject to the jurisdiction of the Town Highway Superintendent, and that the Town Attorney is authorized to accept from the E and C Construction Corporation a deed to said Charlotte Road and to record the same in the Erie County Clerks' Office.

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

Supervisor Benedict T. Holtz

Voting AYE

Councilman Felix T. Wroblewski

" "

Councilman Stanley R. Bystrak

" "

AYES: -3-

NOES: -0-

ABSENT: -2-

Item No. 3

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Board has heretofore determined it to be in the public interest to relocate for a distance of approximately 1,205 feet, eight inch cast iron water mains on Transit Road in the Borden Road Water District No. 9, together with valves, hydrants, and all accessory construction, and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke and Velzy, Consulting 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 167
having been carefully examined by this Board,

NOW, THEREFORE

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 relocation on Transit Road, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a Notice thereof at least once in the Cheektowaga Times and the Depew Herald and Cheektowaga News, official newspapers of said Town, requiring each person who shall offer to do said work to file a sealed proposal or offer to do the work with a certified check for a sum equal to not less than 5 % of the amount of bid or bids for the improvements, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, of equal amount, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further securities 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, New York, at the Town Hall in said Town of Cheektowaga, on the 18th day of July, 1955, 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

[REDACTED]

ty, New York, sealed proposals will be received and considered by said Town Board on the 18th day of July, 1955 at 7:30 p.m. Eastern Daylight Saving Time, in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all materials, equipment and labor for the relocation of approximately 1,205 feet of eight inch cast iron water mains on Transit Road in the Borden Road Water District, together with valves, hydrants, and all accessory construction.

All work is to be in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, of the Town of Cheektowaga, New York, 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, Broadway at Union Road, Cheek-

returning such plans and contract documents in good condition, within 20 days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of their deposit.

The Town Board of the Town of Cheektowaga, New York reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidders.

Each proposal must be accompanied by a certified check for a sum equal to not less than 5% of the amount of bid or bids for the improvements, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, of equal amount, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further securities as may be required for the faithful performance of the contract.

[REDACTED]

so be secured and examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New

KENNETH T. HANLEY,
Town Clerk
Dated: July 1, 1955. jv7

Item No. 3-Cont'd

resulted as follows:

Supervisor Holtz

Voting AYE

Councilman Wroblewski

" "

Councilman Bystrak

" "

AYES: -3-

NOES: -0-

ABSENT: -2-

Item No. 4

Cheektowaga Times:

Hereto attached is a copy of the Notice published in

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week;
first publication July 7, 1955;
last publication July 7, 1955;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this ninth

day of July, 1955

Evel 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

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

NOTICE TO CONTRACTORS

Notice is hereby given that pursuant to a Resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will

RICHARD G. BENNETT

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 one week, the first insertion being on the 7th day of July 1955, and the last insertion being on the 7th day of July 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

July 1955

Hennrich T. Haul

Notary Public in and for Erie County

hn 10131

Postmaster Eugene McGuire of
8 Rumford St., Depew is back
home again. He was admitted to
the VA Hospital during the month
of December. Since then he has
improved so much that he was
able to pay him
like a few
visitors to talk the long hours

Item No. 3-Cont'd

resulted as follows:

Supervisor Holtz

Voting AYE

Councilman Wroblewski

" "

Councilman Bystrak

" "

AYES: -3-

NOES: -0-

ABSENT: -2-

Item No. 4

Cheektowaga Times:

Hereto attached is a copy of the Notice published in

Notice is hereby given that pursuant to a Resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 18th day of July, 1955 at 7:30 p.m., Eastern Daylight Saving Time, in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all materials, equipment and labor for the relocation of approximately 1,205 feet of eight-inch cast iron water pipe mains on Transit Road in the Borden Road Water District, together with valves, hydrants, and all accessory construction.

All work is to be in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, of the Town of Cheektowaga, New York, 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, Broadway and Union Road, Cheektowaga, New York, where the same may be examined during usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be secured and examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York.

One copy of said proposed documents may be obtained upon payment of \$20.00. Any bidder, upon returning such plans and contract documents in good condition, within 20 days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of their deposit.

The Town Board of the Town of Cheektowaga, New York reserves the right to reject any or all bids, or to waive any informalities, or to make an award to others than the low bidders.

Each proposal must be accompanied by a certified check for a sum equal to not less than 5% of the amount of bid or bids for the improvements, payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, of equal amount, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further securities as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

Dated: July 1, 1955.

KENNETH T. HANLEY
Town Clerk

(7-7)

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

NOTICE TO CONTRACTORS

Notice is hereby given that pursuant to a Resolution of the Town Board of Cheektowaga, Erie County, New York, sealed proposals will be received and considered by said Town Board on the 18th day of July, 1955 at 7:30 p.m. Eastern Daylight Saving Time, in the Town Hall, Broadway and Union Road, Cheektowaga, New York, for furnishing all materials, equipment and labor for the relocation of approximately 1,205 feet of eight inch cast iron water mains on Transit Road in the Borden Road Water District, together with valves, hydrants, and all accessory construction.

All work is to be in accordance with the Contract Documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers, of the Town of Cheektowaga, New York, 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, Broadway at Union Road, Cheektowaga, New York, where the same may be examined during usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be secured and examined at the office of Nussbaumer, Clarke & Velzy, Consulting Engineers, 327 Franklin Street, Buffalo 2, New York.

One copy of said proposed documents may be obtained upon payment of \$20.00. Any bidder, upon returning such plans and contract documents in good condition, within 30 days following the taking of bids, will be refunded the full amount of his deposit; non-bidders will similarly be refunded only one-half of their deposit.

The Town Board of the Town of Cheektowaga, New York reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder.

Each proposal must be accompanied by a certified check for

or the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, of equal amount, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further securities as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within sixty (60) days after the date set for the opening thereof, but may withdraw same at any time prior to the scheduled time for the opening of bids.

KENNETH T. HANLEY,
Town Clerk

Dated: July 1, 1955.

RICHARD G. BENNETT

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 one week, the first insertion being on the 7th day of July, 1955, and the last insertion being on the 7th day of July, 1955, and that not more than six days intervened between any two publications thereof.

day of

1955

in and for Erie County

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, bids were received on June 20, 1955, for the construction of about 800 L.F. of sewer in Genesee Street and Peter Street, Cheektowaga, New York, and

WHEREAS, the bid of Stonaco Construction Company in the amount of \$4,021.70 was the lowest bid submitted,

NOW, THEREFORE,

BE IT RESOLVED, that the bid to do the work in connection with the construction of sanitary sewers, with all appurtenances, in Genesee Street and in Peter Street, for the sum of \$4,021.70 in accordance with the plans and specifications prepared by Nussbaumer, Clarke and Velzy, Engineers, be accepted. That the Engineers and the Town Attorney be authorized to prepare and have executed a contract for said work, to be signed by Stonaco Construction Company.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	" "
Councilman Bystrak	" "

24
AYES: -3-

NOES: -0-

ABSENT: -2-

30
Item No. 5 Councilman Wroblewski moved, seconded by Councilman Bystrak, that the amended map of a portion of Pelvion Park Sub-division prepared by Herthe and Sonnenberger, Engineers, dated June 16, 1955, be approved, that a copy of this resolution and map be filed with the Assessors to correct Assessment Map.

CARRIED: AYES: -3-

ABSENT: -2-

27
Item No. 6 Councilman Wroblewski moved, seconded by Councilman Bystrak that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on lamp pole in front of No. 90 Carol Drive, Town of Cheektowaga, New York.

CARRIED: AYES: -3-

ABSENT: -2-

31
Item No. 7 Councilman Wroblewski moved, seconded by Councilman Bystrak, that the resolution appointing Henry Zablotny a patrolman effective July 1, 1955, be amended to become effective August 1, 1955.

CARRIED: AYES: -3-

ABSENT: -2-

Item No. 8 Councilman Wroblewski moved, seconded by Councilman Bystrak, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 11th day of July, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Neibert	"
Stanley R. Bystrak	"

ABSENT: Henry J. Nagel

Also present were: Deputy Town Clerk Elizabeth Biniasz, Town Attorney George B. Doyle and Town Engineer Albert J. Kamm.

Item No. 2. The Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3. Petition for the installation of street lighting equipment in Kemp Avenue, ordered referred to the Assessors for a property check. 17
27

Item No. 4 Petition presented by tax-payers in the Long Meadow Sub-division relating to sidewalks on County owned and County bounded highways, ordered referred to the Town Attorney. 17
25

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

WHEREAS, the Board of Fire Commissioners of Cleveland Hill Fire District No. 6 has requested the Town Board to order from the Erie County Water Authority the installation of water hydrants as follows:
(Steinmiller Tract)

1 hydrant on Hillside Avenue approximately 350 feet east of Birkdale;
1 hydrant on Hillsboro Avenue approximately 400 feet north of Huth Road;
1 hydrant on Heather Road approximately 450 feet north of Huth Road,

BE IT RESOLVED, that the request be granted and that the Erie County Water Authority be authorized to install water hydrants at the above locations and charged to District No. 6

Seconded by Councilman Wroblewski.

CARRIED: AYES: -4-
ABSENT: -1- 22
28

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Town Clerk be and he is hereby authorized to purchase from the Miller Wagon Works, a wagon to carry election booths to and from the places where the same are stored, when needed for election purposes, at a cost of \$475.00.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1- 1
11

Item No. 7 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Chamber of Commerce has arranged for its Cheektowaga Day at Crystal Beach on Tuesday August 9th, 1955, and have invited all the residents of Cheektowaga to participate and to attend the celebration,

WHEREAS, the Town Officials of the Town of Cheektowaga are most anxious to co-operate, seeing to it that as many people of the Town of Cheektowaga, New York, attend the celebration,

BE IT RESOLVED, that the afternoon of August 9, 1955, be declared a Civic Holiday.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1- 42

Item No. 8
adoption:

Councilman Neibert presented the following resolution and moved its

WHEREAS, an inspection was made of the Incinerator Plant by the K and L Refractory Service during the week of June 27, 1955, and it was discovered that the heat has burned out the fire brick which protect the steel walls of the Incinerator, and

WHEREAS, immediate repairs to the same are needed as it has been necessary to close down the Incinerator Plant due to its present condition, and

WHEREAS, K and L Refractory Service installed the Incinerator for the Town of Cheektowaga, New York, and has, in the past made all of the repairs to it, and

WHEREAS, an emergency exists which requires that this work be immediately done and that it is impossible to comply with Section 103, of the General Municipal Law, relative to advertising for bids,

BE IT RESOLVED, that the K and L Refractory Service be engaged to make the repairs as outlined in its estimate attached hereto, dated July 1, 1955, at a cost of not to exceed the sum of \$3,326.50.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 9

Hereto attached is the communication from the K and L Refractory Service:

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

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to place a shield on Pole in front of No. 147 Kilbourne Avenue, Cheektowaga, New York.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

170
170

Item No. 11 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the New York State Association Chiefs of Police Conference is to be held in the City of Buffalo, New York, July 25-28, inclusive,

BE IT RESOLVED, by the Chief of Police, be authorized to attend the Conference and that his reasonable expenses be paid and charged to the Police Fund.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

18
42

Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Daniel Dworaczyk, Paul Borowiak, Thomas Corless, Edward Strutowki and John Stachciak Jr., have been temporarily appointed Rod Men, under the Supervision of the Town Engineer on a hourly basis,

BE IT RESOLVED, that their compensation be fixed at \$1.50 per hour.

Seconded by Councilman Bystrak.

CARRIED: AYES: -4-
ABSENT: -1-

31
20

Item No. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that 2 CHILDREN at PLAY signs be installed at both ends of Lynncrest Terrace and Wellworth Place.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

41

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that traffic signs be erected on the following streets:

West side of Harlem Road from Creek, south to Greenleaf-NO PARKING or STANDING signs;

Pine Ridge Terrace, east side about 200 feet south of Genesee Street-ONE HOUR PARKING;

Ridge Park, west side, north of Straley Avenue, at No. 10 School District property-NO PARKING or Standing Signs.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

41

Item No. 15 Councilman Wroblewski moved, seconded by Councilman Neibert, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on June 25, 1955 and July 9, 1955, after same have been approved by the Building Inspector.

CARRIED: AYES: -4-
ABSENT: -1-

15
35

Item No. 16 This being the time and the place advertised for a public hearing for the improvement of the highways and portions of highways, to wit:

That portion of Gruner Road extending from Harlem Road east to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road north to Broadway, and that portion of Broadway extending from Lemoine Street east to Kennedy Road, by the construction of lateral sewers therein.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as according to law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof,

Councilman Bystrak presented the following resolution and moved its adoption:

Item No. 16-Cont'd WHEREAS, a written petition was duly filed with the Town Board on March 25, 1955, requesting the improvement of that portion of Gruner Road extending from Harlem Road east, to Kennedy Road, that portion of Kennedy Road extending from Gruner Road, north to Broadway, Lemoine Street extending from Gruner Road north, to Broadway and that portion of Broadway extending from Lemoine Street east, to Kennedy Road, by the construction of a lateral sewer in the aforementioned highways, and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway and portion of said highways to be improved as aforesaid and also constituting resident owners owning not less than one-half of the frontage on both sides of said highways and portion of said highways owned by resident owners along said highways proposed to be so improved, and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded and is otherwise sufficient, and

WHEREAS, at a meeting of the Town Board duly held on the 20th day of June, 1955, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in the petition, to wit: the sum of Sixty-Five Thousand Dollars (\$65,000.00), and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 11th day of July, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Town Board at the place and on the date and time hereinbefore mentioned, and at such place and time the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE

After such hearing and upon the evidence given thereat and pursuant to the provisions of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the construction of a lateral sewer along that portion of Gruner Road extending from Harlem Road, east to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road, north to Broadway and that portion of Broadway extending from Lemoine Street, east to Kennedy Road, and it is further

RESOLVED, that Nussbaumer Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, shall survey said highway proposed to be improved and establish the lines and grades thereof and file in the Town Clerks' Office a survey and profile of said highways, and be it further

RESOLVED, that said Nussbaumer Clarke and Velzy, Consulting Engineers shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Item No. 17
adoption:

Councilman Bystrak presented the following resolution and moved its

WHEREAS, this Town Board has heretofore determined it to be in the public interest to construct a lateral sewer in that portion of Gruner Road extending from Harlem Road east, to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road north to Broadway and that portion of Broadway extending from Lemoine Street east, to Kennedy Road, in accordance with the resolutions of the Town Board duly adopted on the 11th day of July, 1955, and

WHEREAS, this Town Board has heretofore directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, 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 the Town Board and approved,

NOW, THEREFORE

BE IT RESOLVED, that sealed proposals be invited for the furnishing of the labor and materials necessary for the doing of the work in connection with the construction of said lateral sewer by the publication of a notice thereof at least once in the Cheektowaga Times and the Depew Herald-Cheektowaga News, official newspapers of the town requiring each person who shall offer to do said work to file a sealed proposal or offer to do the same with a certified check or bid bond in the amount of \$3,250.00 which check shall be payable to the Town of Cheektowaga and such bid bond shall be in favor of the Town of Cheektowaga and shall be approved by the Town Attorney, and be it further

RESOLVED, that such sealed proposals be received and considered publicly at a meeting of this Town Board to be held in the Town Hall, corner Union Road and Broadway in said Township on the 1st day of August, 1955, at 2:30 o'clock P.M., E.D.S.T., and be it further

RESOLVED, that said Notice to Contractors be in substantially the following form.

NOTICE TO CONTRACTORS

Sealed proposals will be received by the Town Board of the Town of Cheektowaga, Erie County, New York, at 2:30 o'clock P.M. on Monday, August 1st, 1955, at the Town Hall, corner Union Road and Broadway, in said Township, for the construction of a lateral sewer in that portion of Granger Road extending from Marlow Road east to Kennedy Road, that portion of Kennedy Road extending from Granger Road south to Broadway, and that portion of Broadway extending from Lehigh Street east to Kennedy Road, in accordance with proposed contract documents, plans, specifications, and instructions to bidders, prepared by Consulting Engineers, Nussbaum, Clarke & Veky, Inc., Buffalo, New York, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract documents, plans, specifications, and instructions to bidders may be obtained or secured at the office of the Consulting Engineers, Nussbaum, Clarke & Veky, Inc., 100 Franklin Street, Buffalo, New York. A copy of said documents will be retained upon payment of \$5.00 by the bidder, who must be in good standing with the Town, and will be refunded \$5.00 and any non-bidder upon so returning such copy will be refunded \$5.00.

Sealed proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Lateral Sewer Construction".

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Lateral Sewer Construction". A bidder may withdraw his bid (or) days after the actual opening of the proposals. A performance bond, approved by a surety company licensed by the Town Board and in no event less than 100% of the contract price will be required of a successful bidder.

The Town Board reserves the right to consider informal bids not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities in any bid submitted, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY

Town Clerk

Dated: July 28, 1955 (7-14)

resulted as follows:

Seconded by Councilman Neibert and duly put to a vote which	
Supervisor Holtz	Voting AYE
Councilman Neibert	" "
Councilman Wroblewski	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the first day of August, 1955, at 2:30 o'clock P.M. Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment, together with all labor for the construction of a lateral sewer in that portion of Gruner Road extending from Harlem Road east, to Kennedy Road, that portion of Kennedy Road extending from Gruner Road, north to Broadway, Lemoine Street extending from Gruner Road north to Broadway and that portion of Broadway extending from Lemoine Street east, to Kennedy Road, in accordance with proposed contract documents, plans, specifications, and instructions to bidders, prepared by Nussbaumer, Clarke & Velzy, consulting engineers, for the Town of Cheektowaga, New York, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract documents, plans, specifications, and instructions to bidders may be examined or secured at the office of the Consulting Engineers, Nussbaumer, Clarke & Velzy, 327 Franklin Street, Buffalo 2, New York. One copy of said documents may be obtained upon payment of \$50.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$50.00 and any non-bidder upon so returning such copy will be refunded \$25.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of \$3,250.00, which check shall be payable to the Town of Cheektowaga and said bid bond shall be in favor of said Town. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Lateral Sewer Construction".

No bidder may withdraw his bid within (30) days after the actual date of the opening thereof.

A performance bond signed by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities in any bid submitted, should it be in the best interests of the Town, or rejects any and all bids.

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

KENNETH T. HANLEY

Town Clerk
Dated: July 11, 1955. (7-14)

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 ~~four~~ weeks: first publication JUL 14 1955 last publication JUL 14 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 14 1955, 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

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

NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN that pursuant to a resolution of the Town Board of the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 1st day of August, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, in the Town Hall in the Town of Cheektowaga, Erie County, New York, for furnishing all materials and equipment, together with all labor for the construction of a lateral sewer in that portion of Gruner Road extending from Harlem Road east, to Kennedy Road, that portion of Kennedy Road extending from Gruner Road, north to Broadway, Lemoine Street extending from Gruner Road north to Broadway and that portion of Broadway extending from Lemoine Street east, to Kennedy Road, in accordance with proposed contract documents, plans, specifications, and instructions to bidders, prepared by Nussbaumer, Clarke & Velzy, consulting engineers, for the Town of Cheektowaga, New York, and approved by the Town Board of said Town, all of which are on file with the Town Clerk in his office in the Town Hall, where same may be examined during the usual business hours. Copies of the proposed contract documents, plans, specifications, and instructions to bidders may be examined or secured at the office of the Consulting Engineers, Nussbaumer, Clarke & Velzy, 327 Franklin Street, Buffalo 2, New York. One copy of said documents may be obtained upon payment of \$50.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$50.00 and any non-bidder upon so returning such copy will be refunded \$25.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of \$3,250.00, which check shall be payable to the Town of Cheektowaga and said bid bond shall be in favor of said Town. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Lateral Sewer Construction".

No bidder may withdraw his bid within sixty (60) days after the actual date of the opening thereof.

A performance bond signed by a company satisfactory to the Town Board and in an amount not less than 100% of the contract price will be required of the successful bidder.

The Town Board reserves the right to consider informal any bid not prepared and submitted in accordance with the provisions of the specifications and contract documents, and may waive any informalities in any bid submitted, should it be in the best interests of the Town, or reject any and all bids.

By order of the Town Board of the Town of Cheektowaga, Erie County, New York.
KENNETH T. HANLEY,
Town Clerk
Dated: July 11, 1955.

more than six days interval
cations thereof.

Richard G. Burnett

Sworn to before me this 18 day of July, 1955.
Notary Public in and for Erie County
hn 10131

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$10,000.00 FOR THE PAVING OF LENA AVENUE AND VINCENT AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

adoption:

Councilman Wroblewski presented the following resolution and moved its

~~Resolution dated July 11, 1955, authorizing the issuance of \$10,000.00 for the paving of Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.~~

~~Resolution is an open law 1955 the town of said Town.~~

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$10,000.00 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 permanent paving on both sides of Lena Avenue, extending from Harlem Road east to Vincent Avenue, a distance of 508 feet and the public highway in said Town known as Vincent Avenue extending from Lena Avenue north to Abeles Avenue a distance of 248 feet, in accordance with the resolution adopted by the Town Board of said Town on January 3, 1955.

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 \$10,000.00 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

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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$10,000.00 FOR THE PAVING OF LENA AVENUE AND VINCENT AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$10,000.00 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 permanent paving on both sides of Lena Avenue, extending from Harlem Road east to Vincent Avenue, a distance of 506 feet and the public highway in said Town known as Vincent Avenue extending from Lena Avenue north to Abeles Avenue a distance of 246 feet, in accordance with the resolution adopted by the Town Board of said Town on January 3, 1955.

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 \$10,000.00 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 20 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 obligation authorized by this resolution will not be in excess of five years.

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" and the "Depew Herald and Cheektowaga News," official newspapers of the Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bond 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 (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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
(7-28) Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication JUL 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

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

Resolution dated July 11th, 1955, authorizing the issuance of \$10,000.00 for the Paving of Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and

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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

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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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

G. BENNETT

es and says that he is the

PUBLISHER

of the

Cheektowaga
and News

ed at Depew, Town of Cheek-

York, that notice of which the

from said newspaper, is a copy,

and therein once a week for

the first insertion being on the

July....., 1955, and

the day of

....., 1955, and that not

ened between any two publi-

G. Bennett

Item No. 19
adoption:

Councilman Bystrak presented the following resolution and moved its 174

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11th, 1955,
AUTHORIZING THE ISSUANCE OF \$10,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County
of Erie, shall issue its bond anticipation notes of the aggregate principal
amount of \$10,000.00, pursuant to the Local Finance Law of New York, in order to
finance the construction of a permanent paving on both sides of Lena Avenue,
extending from Harlem Road east to Vincent Avenue, a distance of 508 feet and the
public highway in said Town known as Vincent Avenue extending from Lena Avenue
north to Abeles Avenue a distance of 246 feet, in anticipation of the sale of
\$10,000.00 Serial Bonds authorized by the bond resolution entitled " Bond Resolution
Dated July 11th, 1955, authorizing the issuance of \$10,000.00 for the paving of
Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie,
pursuant to the Local Finance Law", adopted by the Town Board on July 11th, 1955.

Section 2. As required by the Local Finance Law, it is hereby
stated that (a) there are no outstanding Bond Anticipation Notes issued in
anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this
resolution are not renewal notes, and (c) the notes described in this resolution
shall mature within one year from date of their issue, and (d) such notes are
issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest
at a rate which shall not exceed five per cent (5%) per annum, payable at maturity.
The power to prescribe the terms, form and content of such notes, subject to the
provisions of this resolution, and to sell and deliver said notes, is hereby
delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are
hereby directed to sign any notes issued pursuant to this resolution and to affix
to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

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Item No. 18-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga Times:

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

Resolution dated July 11th, 1955, authorizing the issuance of \$10,000.00 for the Paving of Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$10,000.00 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 permanent paving on both sides of Lena Avenue, extending from Harlem Road east to Vincent Avenue, a distance of 508 feet and the public highway in said Town known as Vincent Avenue extending from Lena Avenue north to Ables Avenue a distance of 246 feet, in accordance with the resolution adopted by the Town Board of said Town on January 3, 1955.

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 \$10,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

G. BENNETT

es and says that he is the

PUBLISHER

of the

Cheektowaga
and News

ed at Depew, Town of Cheek-

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le first insertion being on the

July....., 1955, and

the day of

....., 1955, and that not

ened between any two publi-

G. Bennett

Item No. 19
adoption:

Councilman Bystrak presented the following resolution and moved its 174

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11th, 1955,
AUTHORIZING THE ISSUANCE OF \$10,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County
of Erie, shall issue its bond anticipation notes of the aggregate principal
amount of \$10,000.00, pursuant to the Local Finance Law of New York, in order to
finance the construction of a permanent paving on both sides of Lena Avenue,
extending from Harlem Road east to Vincent Avenue, a distance of 508 feet and the
public highway in said Town known as Vincent Avenue extending from Lena Avenue
north to Abeles Avenue a distance of 246 feet, in anticipation of the sale of
\$10,000.00 Serial Bonds authorized by the bond resolution entitled " Bond Resolution
Dated July 11th, 1955, authorizing the issuance of \$10,000.00 for the paving of
Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie,
pursuant to the Local Finance Law", adopted by the Town Board on July 11th, 1955.

Section 2. As required by the Local Finance Law, it is hereby
stated that (a) there are no outstanding Bond Anticipation Notes issued in
anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this
resolution are not renewal notes, and (c) the notes described in this resolution
shall mature within one year from date of their issue, and (d) such notes are
issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest
at a rate which shall not exceed five per cent (5%) per annum, payable at maturity.
The power to prescribe the terms, form and content of such notes, subject to the
provisions of this resolution, and to sell and deliver said notes, is hereby
delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are
hereby directed to sign any notes issued pursuant to this resolution and to affix
to such notes the corporate seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

12
13

Hereto attached is a copy of the Notice published in the Cheektowaga Times:

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

Herbert J. Hanley
Notary Public in and for Erie County

hm 10131

12
13

Councilman Bystrak presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11th, 1955, AUTHORIZING THE ISSUANCE OF \$14,000.00 FOR THE PAVING OF ABELES AVENUE AND TILLOTSON AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

LEGAL NOTICE

BOND RESOLUTION DATED JULY 11th, 1955, AUTHORIZING THE ISSUANCE OF \$14,000.00 FOR THE PAVING OF ABELES AVENUE AND TILLOTSON AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$14,000.00 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 permanent paving in Abeles Avenue, both sides, extending from Harlem Road easterly to Tillotson Avenue, a distance of approximately 920 feet, and on Tillotson Avenue, both sides, northerly a distance of approximately 135 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11th, 1955.

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 \$14,000.00 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 20 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. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, official newspapers of the Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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

Jy28

as follows:

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

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

Voting AYE

" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$14,000.00 FOR THE PAVING OF ABELES AVENUE AND TILLOTSON AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$14,000.00 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 permanent paving in Abeles Avenue, both sides, extending from Harlem Road easterly to Tillotson Avenue, a distance of approximately 920 feet, and on Tillotson Avenue, both sides, northerly a distance of approximately 135 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11, 1955.

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 is 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 \$14,000.00 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 20 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. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "CHEEKTOWAGA TIMES" and the "Depew Herald and Cheektowaga News," official newspapers of the Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of publication of this notice or such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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 JUL 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUL 28 1955 day of JUL 28 1955 1955

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

Item No. 20-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga Times.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

BOND RESOLUTION DATED JULY 11th, 1955, AUTHORIZING THE ISSUANCE OF \$14,000.00 FOR THE PAVING OF ABELES AVENUE AND TILLOTSON AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$14,000.00 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 permanent paving in Abeles Avenue, both sides, extending from Harlem Road easterly to Tillotson Avenue, a distance of approximately 920 feet, and on Tillotson Avenue, both sides, northerly a distance of approximately 135 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11th, 1955.

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 ac-

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 and the DEPEW HERALD AND CHEEKTOWAGA

NEWS, official newspapers of the Town of Cheektowaga, published

and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or, the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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

G. BENNETT

and says that he is the

PUBLISHER

of the

Cheektowaga
and News

at Depew, Town of Cheek-

ork, that notice of which the

from said newspaper, is a copy,

therein once a week for

the first insertion being on the

July....., 1955, and

the 28th day of

....., 1955, and that not

ned between any two publi-

G. Bennett

July 28

Item No. 21
its adoption:

Councilman Wroblewski presented the following resolution and moved

176

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11TH, 1955,
AUTHORIZING THE ISSUANCE OF \$14,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of
Erie, shall issue its bond anticipation notes of the aggregate principal amount
of \$14,000.00 pursuant to the Local Finance Law of New York, in order to finance
the construction of a permanent paving in Abeles Avenue, both sides, extending
from Harlem Road-easterly to Tillotson Avenue, a distance of approximately 920
feet, and on Tillotson Avenue, both sides, northerly a distance of approximately
135 feet, in anticipation of the sale of \$14,000.00 Serial Bonds authorized by the
bond resolution entitled " Bond Resolution dated July 11, 1955, authorizing the
issuance of \$14,000.00 for the paving of Abeles Avenue and Tillotson Avenue in the
Town of Cheektowaga, in the County of Eire, pursuant to the Local Finance Law",
adopted by the Town Board on July, 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby
stated that (a) there are no outstanding Bond Anticipation Notes issued in
anticipation of the sale of said Serial Bonds, and (b) the notes authorized
by this resolution are not renewal notes, and (c) the notes described in this
resolution shall mature within one year from date of their issue, and (d)
such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest
at a rate which shall not exceed five per cent (5%) per annum, payable at maturity.
The power to prescribing the terms, form and contents of such notes, subject to the
provisions of this resolution, and to sell and deliver said notes, is hereby delegated
to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to
sign any notes issued pursuant to this resolution and to affix to such notes the
corporate seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1- /2
/3

Item No. 20-Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga Times.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

BOND RESOLUTION DATED JULY 11th, 1955, AUTHORIZING THE ISSUANCE OF \$14,000.00 FOR THE PAVING OF ABELES AVENUE AND TILLOTSON AVENUE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$14,000.00 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 permanent paving in Abeles Avenue, both sides, extending from Harlem Road easterly to Tillotson Avenue, a distance of approximately 920 feet, and on Tillotson Avenue, both sides, northerly a distance of approximately 135 feet, in accordance with the resolution adopted by the Town Board of said Town on July 11th, 1955.

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 \$14,000.00 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 20 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. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form

prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and the DEPEW HERALD AND CHEEKTOWAGA NEWS, official newspapers of the

Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or, the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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

G. BENNETT

s and says that he is the

BLISHER

of the

Cheektowaga
and News

d at Depew, Town of Cheek-

ork, that notice of which the

om said newspaper, is a copy,

therein once a week for

e first insertion being on the

July....., 1955, and

he 28th day of

....., 1955, and that not

ned between any two publi-

G. Bennett

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

176

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11TH, 1955,
AUTHORIZING THE ISSUANCE OF \$14,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of
Erie, shall issue its bond anticipation notes of the aggregate principal amount
of \$14,000.00 pursuant to the Local Finance Law of New York, in order to finance
the construction of a permanent paving in Abeles Avenue, both sides, extending
from Harlem Road-easterly to Tillotson Avenue, a distance of approximately 920
feet, and on Tillotson Avenue, both sides, northerly a distance of approximately
135 feet, in anticipation of the sale of \$14,000.00 Serial Bonds authorized by the
bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the
issuance of \$14,000.00 for the paving of Abeles Avenue and Tillotson Avenue in the
Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law",
adopted by the Town Board on July, 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby
stated that (a) there are no outstanding Bond Anticipation Notes issued in
anticipation of the sale of said Serial Bonds, and (b) the notes authorized
by this resolution are not renewal notes, and (c) the notes described in this
resolution shall mature within one year from date of their issue, and (d)
such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest
at a rate which shall not exceed five per cent (5%) per annum, payable at maturity.
The power to prescribing the terms, form and contents of such notes, subject to the
provisions of this resolution, and to sell and deliver said notes, is hereby delegated
to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to
sign any notes issued pursuant to this resolution and to affix to such notes the
corporate seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1- /2
/ 3

Item No. 20-Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga Times.

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of James E. Rustin for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly;

LEGAL NOTICE

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

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of James E. Rustin for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly;

RICHARD G. BENNETT

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 week, the first insertion being on the day of 1955, and the last insertion being on the day of 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

August, 1955

Kenneth T. Hanley

hn 10131

Notary Public in and for Erie County

Item No. 22 Councilman Wroblewski presented the following resolution and moved its adoption:

BOND RESOLUTION DATED JULY 11TH, 1955, AUTHORIZING THE ISSUANCE OF \$9,000.00 FOR THE PAVING OF MAPLEVIEW ROAD IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

~~Resolution dated July 11th, 1955, authorizing the issuance of \$9,000.00 for the paving of Mapleview Road in the Town of Cheektowaga, in the County of Erie, pursuant to the local Finance Law.~~

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$9,000.00 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 permanent paving in Mapleview Road, commencing at Birkdale Road and extending to the right-of-way of the Niagara Mohawk Power Company, a distance of approximately 660 feet, in accordance with the resolution adopted by the Town Board of said Town on April 18, 1955.

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 \$9,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

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

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

Voting AYE

" "
" "
" "

AYES: -4-

NOES: -0-

- ABSENT: -1-

LEGAL NOTICE

Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$9,000.00 FOR THE PAVING OF MAPLEVIEW ROAD IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 9,000.00 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 permanent paving in Mapleview Road, commencing at Birkdale Road and extending to the right-of-way of the Niagara Mohawk Power Company, a distance of approximately 660 feet, in accordance with the resolution adopted by the Town Board of said Town on April 18, 1955.

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 \$9,000.00 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 20 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. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "CHEEKTOWAGA TIMES" and the "Depew Herald and Cheektowaga News," official newspapers of the Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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

(7-28)

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 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

Item No. 22- Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Bond Resolution dated July 11th, 1955, authorizing the issuance of \$9,000.00 for the paving of Mapleview Road in the Town of Cheektowaga, in the County of Erie, pursuant to the local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$9,000.00 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 permanent paving in Mapleview Road, commencing at Kirkdale Road and extending to the right-of-way of the Niagara Mohawk Power Company, a distance of approximately 660 feet, in accordance with the resolution adopted by the Town Board of said Town on April 18, 1955.

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 \$9,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Public in and for Erie County

ENNETT

says that he is the

HER

of the

Cheektowaga

News

Depew, Town of Cheek-

rk, that notice of which the

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herein once a week for

first insertion being on the

uly....., 1955, and

..... day of

....., 1955, and that not

d between any two publi-

Bennett

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$9,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$9,000.00 pursuant to the Local Finance Law of N w York, in order to finance the construction of a permanent pavement in Maplevie# Road, commencing at Birkdale Road and extending to the right-of-way of the Niagara Mohawk Power Company, a distance of approximately 660 feet, in anticipation of the sale of \$9,000.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$9,000.00 for the paving of Maplevie Road in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law"., adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the town clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: - 1 -

12
13

Item No. 22- Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

I, the undersigned, being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew

Cheektowaga

Herald and News

public newspaper published at Depew, Town of Cheek-

waga, 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

one week, the first insertion being on the

28th day of July, 1955, and

the last insertion being on the 28th day of

July, 1955, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

James T. Hanley

Notary Public in and for Erie County

hn 10131

12
13

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

178

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$9,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$9,000.00 pursuant to the Local Finance Law of N w York, in order to finance the construction of a permanent pavement in Maplevie~~w~~ Road, commencing at Birkdale Road and extending to the right-of-way of the Niagara Mohawk Power Company, a distance of approximately 660 feet, in anticipation of the sale of \$9,000.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$9,000.00 for the paving of Maplevie~~w~~ Road in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the town clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: - 1 -

12
13

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

BOND RESOLUTION DATED JULY 11th, 1955, AUTHORIZING THE ISSUANCE OF \$8,100.00 FOR THE PAVING OF A PORTION OF YORKTOWN STREET IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

Bond Resolution, dated July 11th, 1955, authorizing the issuance of \$8,100.00 for the paving of a portion of Yorktown Street in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$8,100.00 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 permanent paving in Yorktown Street, extending from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet, in accordance with the resolution adopted by the Town Board of said Town on January 3, 1955.

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 \$8,100.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED
JULY 11, 1955, AUTHORIZING THE
ISSUANCE OF \$8,100.00 FOR THE
PAVING OF A PORTION OF
YORKTOWN STREET IN THE
TOWN OF CHEEKTOWAGA, IN
THE COUNTY OF ERIE, PURSU-
ANT TO THE LOCAL FINANCE
LAW.

WHEREAS, the Town Board has
undertaken the specific object or
purpose hereinafter described and
such specific object or purpose 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,
as follows:

Section 1. In order to finance the
specific object or purpose, herein-
after described, the Town of Cheek-
towaga, in the County of Erie, shall
issue its Serial Bonds of the aggre-
gate principal amount of \$8,100.00
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 permanent paving in Yorktown
Street, extending from its intersec-
tion with Fairhaven Road and ex-
tending to its intersection with Far-
mingdale Road, a distance of about
650 feet, in accordance with the res-
olution adopted by the Town Board
of said Town on January 3, 1955.

Section 3. The expense of making
the improvement described in Sec-
tion 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 spe-
cify to be especially benefitted by
such improvement. An amount suffi-
cient to pay the principal of and in-
terest on said Serial Bonds, as the
same shall become due shall be an-
nually apportioned and assessed upon
the several lots and parcels of land
especially benefitted by such im-
provement, in proportion to the
amount of benefit which such im-
provement 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 pur-
pose, as estimated by the Town
Board is \$8,100.00 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 bene-
fitted 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 20
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 reso-
lution will not be in excess of five
years.

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 Fi-
nance Law, and such publication
shall be in the "CHEEKTOWAGA
TIMES" and the "Depew Herald and
Cheektowaga News," official news-
papers of the Town of Cheektowaga,
published and having a general cir-
culation in said Town. The validity
of said Serial Bonds or of any bond
anticipation notes issued in anti-
cipation of the sale of said Serial Bonds
may be contested only if such obli-
gations 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 (20) days after the date of
publication of this notice or such
obligations are authorized in viola-
tion of the provisions of the Con-
stitution of New York.

Section 9. This resolution shall
take effect immediately upon its
adoption.

The bond resolution published
herewith has been adopted on the
11th day of July, 1955 and the valid-
ity of the obligations authorized by
such bond resolution may be here-
after contested only if such obli-
gations were authorized for an object
of purpose for which the Town of
Cheektowaga, in the County of Erie,
is not authorized to expend money,
or if the provisions of the law which
should have been complied with as
of the date of publication of this
notice were not substantially com-
plied with and an action, suit or
proceeding contesting such validity
is commenced within twenty (20)
days after the date of publication of
this notice, or such obligations were
authorized in violation of the pro-
visions 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 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 28 1955;
last publication JUL 28 1955;
and that no more than six days intervened be-
tween publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955 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

Item No. 24-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga Times:

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

Bonds Resolution dated July 11th, 1955, authorizing the issuance of \$8,100.00 for the paving of a portion of Yorktown Street in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$8,100.00 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 permanent paving in Yorktown Street, extending from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet, in accordance with the resolution adopted by the Town Board of said Town on January 3, 1955.

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 \$8,100.00 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 (5) 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 (5) 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 (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitu-

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of
55
19
Herald
in and for Erie County

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$8,100.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$8,100.00, pursuant to the Local Finance Law of New York, in order to finance the construction of a permanent paving in Yorktown Street, extending from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet, in anticipation of the sale of \$8,100.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated July 11, 1955, authorizing the issuance of \$8,100.00 for the paving of a portion of Yorktown Street in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding bond anticipation notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

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Section 7. The validity of said
Serial Bonds or of any bond an-
ticipation notes issued in anticipa-
tion of the sale of said Serial Bonds
may be contested only if such ob-
ligations 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 (20) days after the date of
such publication; or if said obliga-
tions are authorized in violation
of the provisions of the Constitu-
tion 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 CHEEK-
TOWAGA TIMES and THE DE-
PEW HERALD AND CHEEKTO-
WAGA NEWS, the official news-
paper of the Town of Cheektowa-
ga, New York, 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 the
11th day of July, 1955, and the
validity of the obligations author-
ized 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 provi-
sions of the 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 pro-
ceeding contesting such validity is
commenced within twenty (20)
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.

RICHARD G. BENNETT

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 Cheek-
towaga, 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
..... week, the first insertion being on the
..... day of 1955, and
the last insertion being on the day of
....., 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this day of

August, 1955

Kenneth T. Hanley
Notary Public in and for Erie County

hn 10131

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BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$8,100.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$8,100.00, pursuant to the Local Finance Law of New York, in order to finance the construction of a permanent paving in Yorktown Street, extending from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet, in anticipation of the sale of \$8,100.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated July 11, 1955, authorizing the issuance of \$8,100.00 for the paving of a portion of Yorktown Street in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding bond anticipation notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
13

Councilman Bystrak presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11TH, 1955, AUTHORIZING THE
ISSUANCE OF \$5,000.00 FOR THE PAVING OF A PORTION OF
AURORA DRIVE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF
ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board of the Town of Cheektowaga, New York, on July 11th, 1955, authorized the issuance of \$5,000.00 for the paving of a portion of Aurora Drive in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, New York, 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 \$5,000.00 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 permanent pavement in the portion of Aurora Drive extending from Marsdale Road westerly to Leroy Avenue, a distance of approximately 310 feet, in accordance with the resolution adopted by the Town Board of said Town on November 1, 1954.

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 \$5,000.00 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 deter-

mined that said purpose is an object or purpose authorized in Subdivision 2 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

as follows:

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$5,000.00 FOR THE PAVING OF A PORTION OF AURORA DRIVE IN THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and such specific object or purpose 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, 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 \$5,000.00 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 permanent paving in the portion of Aurora Drive extending from Marsdale Road westerly to Leroy Avenue, a distance of approximately 310 feet, in accordance with the resolution adopted by the Town Board of said Town on November 1, 1954.

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 \$5,000.00 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 20 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. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the "CHEEKTOWAGA TIMES" and the "Depew Herald and Cheektowaga News," the official newspapers of the Town of Cheektowaga, published and having a general circulation in said Town. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 9. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 11th day of July, 1955, 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 the 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 (20) 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 two weeks: first publication JUL 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

Item No. 26-Cont'd

Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Read Resolution dated July 11th,
1955, authorizing the issuance of
\$5,000.00 for the paving of a por-
tion of Aurora Drive in the Town
of Cheektowaga, in the County
of Erie, pursuant to the Local
Finance Law.

WHEREAS, the Town Board has
undertaken the specific object or
purpose hereinafter described, and
such specific object or purpose 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,
New York, as follows:

Section 1. In order to finance the
specific object or purpose, herein-
after described, the Town of Cheek-
towaga, in the County of Erie, shall
issue its Serial Bonds of the aggre-
gate principal amount of \$5,000.00
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 construc-
tion of a permanent pavement in
the portion of Aurora Drive extend-
ing from Marsdale Road westerly
to Leroy Avenue, a distance of ap-
proximately 310 feet, in accordance
with the resolution adopted by the
Town Board of said Town on
November 1, 1954.

Section 3. The expense of mak-
ing 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 deter-
mine and specify to be especially
benefitted by such improvement. An
amount sufficient to pay the prin-
cipal 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 \$5,000.00 and (b) no
money has heretofore been author-
ized to be applied to the payment
of the cost of said purpose, and
the Town Board plans to finance
the cost of said purpose entirely
from funds raised by the issuance
of said Serial Bonds, and (d) all
such cost is to be paid by as-
sessment upon benefitted real
property in an area less than the
area of said Town.

Section 5. It is hereby deter-
mined that said purpose is an ob-
ject or purpose described in Sub-
division 24 of Paragraph (a) of
Section 11.00 of the Local Finance
Law, and that the period of prob-
able usefulness of said purpose is
five (5) years.

Section 6. It is hereby deter-
mined that the proposed maturity
of the obligations authorized by
this resolution will not be in excess
of five (5) years.

Section 7. The validity of said
Serial Bonds or of any bond an-
ticipation notes issued in anticipa-
tion of the sale of said Serial Bonds
may be contested only if such ob-
ligations 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 (20) days after the date of
such publication; or if said obliga-
tions are authorized in violation
of the provisions of the Constitu-
tion 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

RICHARD G. BENNETT

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 Cheek-
towaga, 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
..... week, the first insertion being on the
..... day of 1955, and
the last insertion being on the day of
..... 1955, and that not
more than six days intervened between any two publi-
cations thereof.

9 day of
July, 1955
for
in and for Erie County

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$5,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$5,000.00, pursuant to the Local Finance Law of New York, in order to finance the construction of a permanent pavement in the portion of Aurora Drive extending from Marsdale Road westerly to Leroy Avenue, a distance of approximately 310 feet in anticipation of the sale of \$5,000.00 serial bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$5,000.00 for the paving of a portion of Aurora Drive in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law" adopted by the Town Board on July 11, 1955,

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz
Councilman Joseph A. Neibert
Councilman Felix Wroblewski
Councilman Bystrak

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

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Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication; or 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Sworn to before me this day of

August, 1955

Kenneth T. Hanley

hn 10131

Notary Public in and for Erie County

RICHARD G. BENNETT

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 week, the first insertion being on the day of 1955, and the last insertion being on the day of 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11TH, 1955
AUTHORIZING THE ISSUANCE OF \$5,000.00 BOND ANTICIPATION
NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE,
PURSUANT TO THE LOCAL FINANCE LAW.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$5,000.00, pursuant to the Local Finance Law of New York, in order to finance the construction of a permanent pavement in the portion of Aurora Drive extending from Marsdale Road westerly to Leroy Avenue, a distance of approximately 310 feet in anticipation of the sale of \$5,000.00 serial bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$5,000.00 for the paving of a portion of Aurora Drive in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law" adopted by the Town Board on July 11, 1955,

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz
Councilman Joseph A. Neibert
Councilman Felix Wroblewski
Councilman Bystrak

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
13

Councilman Neibert presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$4,000.00 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. (Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway).

Bond Resolution dated July 11th, 1955, authorizing the issuance of \$4,000.00 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 maintained 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, New York, 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 \$4,000.00 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 sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 19th day of July, 1954.

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 \$4,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Item No. 28-Cont'd Seconded by Councilman Wroblewski and duly put to a vote 183
which resulted as follows:

Supervisor Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

Hereto attached is a copy of the Notice published in the
Cheektowaga Times:

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$4,000.00 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 \$4,000.00 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 sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 19th day of July, 1954.

Section 3. The expenses 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, 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 \$4,000.00 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 assessment 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

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 28 1955**
last publication **JUL 28 1955**
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this **JUL 28 1955**
day of **JUL 28 1955**, 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

Councilman Neibert presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$4,000.00 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. (Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway).

Bond Resolution dated July 11th, 1955, authorizing the issuance of \$4,000.00 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 maintained 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, New York, 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 \$4,000.00 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 sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 19th day of July, 1954.

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 \$4,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Supervisor Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

Cheektowaga Times:

Hereto attached is a copy of the Notice published in the

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" and the "Depew Herald and Cheektowaga News," official newspapers of the Town of Cheektowaga 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 the 11th day of July, 1955, 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
(7-28) of Cheektowaga, New York.

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
first publication JUL 28 1955;
last publication JUL 28 1955;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 28 1955
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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Bond Resolution dated July 11th, 1955, authorizing the issuance of \$4,000.00 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 maintained 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, New York, 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 \$4,000.00 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 sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 10th day of July, 1954.

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 \$4,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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

BENNETT

and says that he is the

PUBLISHER

of the

Cheektowaga

and News

at Depew, Town of Cheek-

ork, that notice of which the

from said newspaper, is a copy,

therein once a week for

the first insertion being on the

July....., 1955, and

the day of

....., 1955, and that not

ed between any two publi-

day of

1955

Public in and for Erie County

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

183

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11, 1955,
AUTHORIZING THE ISSUANCE OF \$4,000.00 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.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$4,000.00, pursuant to the Local Finance Law of New York, in order to finance in Sewer District No. 5 of the Town of Cheektowaga the construction of a lateral sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place, and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway, in anticipation of the sale of \$4,000.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$4,000.00 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", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an Assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
24

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

and Resolution dated July 11th, 1955, authorizing the issuance of \$10,000.00 for the Paving of Lena Avenue and Vincent Avenue in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law.

WHEREAS, the Town Board has undertaken the specific object or purpose hereinafter described, and each specific object or purpose 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, New York, as follows:

Section 1. In order to finance the specific object or purpose, hereinafter described, the Town of Cheektowaga, Erie County, shall issue Special Bonds of the aggregate principal amount of \$10,000.00 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 permanent paving on both sides of Lena Avenue, extending from Harlem Road east to Vincent Avenue, a distance of 508 feet and the public highway in said Town known as Vincent Avenue extending from Lena Avenue north to Lakes Avenue a distance of 246 feet in accordance with the resolution of New York.

Section 3. This resolution shall be published in full by the Town Clerk of said Town together with a notice in substantially the form

RICHARD G. BENNETT

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 one week, the first insertion being on the 26th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof

Richard G. Bennett

Sworn to before me this August day of 1955

Walter T. Bandy
Notary Public in and for Erie County

hn 10131

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

183

BOND ANTICIPATION NOTE RESOLUTION, DATED JULY 11, 1955,
AUTHORIZING THE ISSUANCE OF \$4,000.00 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.

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

Section 1. The Board of the Town of Cheektowaga, in the County of Erie, shall issue its bond anticipation notes of the aggregate principal amount of \$4,000.00, pursuant to the Local Finance Law of New York, in order to finance in Sewer District No. 5 of the Town of Cheektowaga the construction of a lateral sewer in that portion of Genesee Street extending from Awood northeasterly to Beechwood Place, and in Beechwood Place for its entire length from Genesee Street north to Greenwood Place so as to serve both sides of said highway, in anticipation of the sale of \$4,000.00 Serial Bonds authorized by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing the issuance of \$4,000.00 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", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated that (a) there are no outstanding Bond Anticipation Notes issued in anticipation of the said Serial Bonds, and (b) the notes authorized by this resolution are not renewal notes, and (c) the notes described in this resolution shall mature within one year from date of their issue, and (d) such notes are issued in anticipation of bonds for an Assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable not later than one year from the date of said notes, and shall bear interest at a rate which shall not exceed five per cent (5%) per annum, payable at maturity. The power to prescribe the terms, form and contents of such notes, subject to the provisions of this resolution, and to sell and deliver said notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any notes issued pursuant to this resolution and to affix to such notes the corporate seal of the Town of Cheektowaga.

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
24

Councilman Bystrak presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$5,000.00 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.

Bond Resolution dated July 11th, 1955, authorizing the issuance of \$5,000.00 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 maintained 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, New York, 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 \$5,000.00 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 sewer in Yorktown Street from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 3rd day of January, 1955.

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 \$5,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Item No. 30-Cont'd Seconded by Councilman Neibert and duly put to a vote
which resulted as follows:

185

Supervisor Benedict T. Holtz	Voting	AYE
Councilman Joseph A. Neibert	"	"
Councilman Felix Wroblewski	"	"
Councilman Stanley Bystrak	"	"

AYES: -4-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the Cheektowaga Times:

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$5,000.00 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 \$5,000.00 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 sewer in Yorktown Street from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 3rd day of January, 1955.

Section 3. The expenses 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 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 5,000.00 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 assessment 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

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 28 1955
last publication JUL 28 1955
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUL 28 1955
day of JUL 28 1955 1955

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

Councilman Bystrak presented the following resolution and moved its

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$5,000.00 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.

Board Resolution dated July 11th, 1955, authorizing the issuance of \$5,000.00 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 maintained 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, New York, 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 \$5,000.00 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 sewer in Yorktown Street from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 3rd day of January, 1955.

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 \$5,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Item No. 30-Cont'd Seconded by Councilman Neibert and duly put to a vote
which resulted as follows:

185

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the Cheektowaga Times:

LEGAL NOTICE

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" and the "Depew Herald and Cheektowaga News," official newspapers of the Town of Cheektowaga 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 the 11th day of July, 1955, 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 obligation were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY
Town Clerk, Town of
(7-28) Cheektowaga, New York.

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 six weeks; first publication JUL 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUL 28 1955
day of JUL 28 1955 1955

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

Item No. 30-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

Read Resolution dated July 11th, 1955, authorizing the issuance of \$5,000.00 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 maintained 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, New York, 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 \$5,000.00 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 sewer in Yorktown Street from its intersection with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance of about 650 feet so as to serve both sides of said highway in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga, New York on the 3rd day of January, 1955.

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 \$5,000.00 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 (5) 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 (5) 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 ob-

RICHARD G. BENNETT

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 week, the first insertion being on the day of 1955, and the last insertion being on the day of 1955, and that not more than six days intervened between any two publications thereon.

day of

1955

able in and for Erie County

Item No. 31
adoption:

Councilman Wroblewski presented the following resolution and moved its adoption 186

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11, 1955
AUTHORIZING THE ISSUANCE OF \$5,000.00 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.

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

Section 1. The Board of the Town of Cheektowaga, in the County
of Erie, shall issue its bond anticipation notes of the aggregate principal
amount of \$5,000.00, pursuant to the Local Finance Law of New York, in order to
finance in Sewer District No. 5 of the Town of Cheektowaga the construction of
a lateral sewer in Yorktown Street, on both sides of the highway from its intersection
with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance
of about 650 feet, in anticipation of the sale of \$5,000.00 Serial Bonds authorized
by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing
the issuance of \$5,000.00 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", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated
that (a) there are no outstanding Bond Anticipation Notes issued in anticipation
of the sale of said Serial Bonds, and (b) the notes authorized by this resolution
are not renewal notes, and (c) the notes described in this resolution shall mature
within one year from date of their issue, and (d) such notes are issued in anticipation
of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest at a rate
which shall not exceed five per cent (5%) per annum, payable at maturity. The power
to prescribe the terms, form and contents of such notes, subject to the provisions
of this resolution, and to sell and deliver said notes, is hereby delegated to the
Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign
any notes issued pursuant to this resolution and to affix to such notes the corporate
seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
24

Item No. 30-Cont'd Hereto attached is a copy of the Notice published in the News:

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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

ss.:

RICHARD G. BENNETT

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 *one* week, the first insertion being on the *28th* day of *July* 1955, and the last insertion being on the *28th* day of *July* 1955, and that not more than six days intervened between any two publications thereon.

Richard G. Bennett

Sworn to before me this day of

August, 1955

Kenneth T. Hanley

hn 10131

Notary Public in and for Erie County

Item No. 31 Councilman Wroblewski presented the following resolution and moved its adoption: 186

BOND ANTICIPATION NOTE RESOLUTION DATED JULY 11, 1955
AUTHORIZING THE ISSUANCE OF \$5,000.00 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.

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

Section 1. The Board of the Town of Cheektowaga, in the County
of Erie, shall issue its bond anticipation notes of the aggregate principal
amount of \$5,000.00, pursuant to the Local Finance Law of New York, in order to
finance in Sewer District No. 5 of the Town of Cheektowaga the construction of
a lateral sewer in Yorktown Street, on both sides of the highway from its intersection
with Fairhaven Road and extending to its intersection with Farmingdale Road, a distance
of about 650 feet, in anticipation of the sale of \$5,000.00 Serial Bonds authorized
by the bond resolution entitled "Bond Resolution dated July 11, 1955, authorizing
the issuance of \$5,000.00 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", adopted by the Town Board on July 11, 1955.

Section 2. As required by the Local Finance Law, it is hereby stated
that (a) there are no outstanding Bond Anticipation Notes issued in anticipation
of the sale of said Serial Bonds, and (b) the notes authorized by this resolution
are not renewal notes, and (c) the notes described in this resolution shall mature
within one year from date of their issue, and (d) such notes are issued in anticipation
of bonds for an assessable improvement.

Section 3. Notes issued pursuant to this resolution shall be payable
not later than one year from the date of said notes, and shall bear interest at a rate
which shall not exceed five per cent (5%) per annum, payable at maturity. The power
to prescribe the terms, form and contents of such notes, subject to the provisions
of this resolution, and to sell and deliver said notes, is hereby delegated to the
Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign
any notes issued pursuant to this resolution and to affix to such notes the corporate
seal of the Town of Cheektowaga.

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

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

12
24

Item No. 32 Councilman Neibert presented the following resolution and moved its adoption:

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$10,000.00 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF CURBING. (Chesterfield Drive).

~~Bond Resolution, dated July 11th, 1955, authorizing the issuance of \$10,000.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of curbing.~~

WHEREAS, this Town Board has undertaken the construction of curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in the Town of Cheektowaga, New York, and such purpose 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, New York, 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 \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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 \$10,000.00 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 as-

essments 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Item No. 32-Cont'd Seconded by Councilman Wroblewski and duly put to a vote
which resulted as follows:

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the
Cheektowaga Times:

LEGAL NOTICE
Bond Resolution

BOND RESOLUTION DATED JULY 11 1955, AUTHORIZING THE ISSUANCE OF \$10,000.00 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF CURBING.

WHEREAS, this Town Board has undertaken the construction of curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1,700 feet, in the Town of Cheektowaga, New York, and such purpose 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, New York, 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 \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1,700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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 \$10,000.00 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 (5) 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 (5) 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 (20) days after the date of such publication; or if said obligations are authorized in violation 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

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 28 1955
last publication JUL 28 1955;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of JUL 28 1955, 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

Item No. 32 Councilman Neibert presented the following resolution and moved its adoption:

BOND RESOLUTION DATED JULY 11, 1955, AUTHORIZING THE ISSUANCE OF \$10,000.00 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF CURBING. (Chesterfield Drive).

~~Bond Resolution, dated July 11th, 1955, authorizing the issuance of \$10,000.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of curbing.~~

WHEREAS, this Town Board has undertaken the construction of curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in the Town of Cheektowaga, New York, and such purpose 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, New York, 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 \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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 \$10,000.00 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 as-

sessments 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

Item No. 32-Cont'd
which resulted as follows:

Seconded by Councilman Wroblewski and duly put to a vote

187

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

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Cheektowaga Times:

Hereto attached is a copy of the Notice published in the

LEGAL NOTICE

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 (20) days after the date of such publication; or if said obligations are authorized in violation 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" and the "Depew Herald and Cheektowaga News," the official newspapers of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the law which should have been complied with as of the date of publication of this notice were not substantially complied, and an action, suit, or proceeding contesting such validity is commenced within twenty (20) 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
(7-28) Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication JUL 28 1955: last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

Item No. 32-Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

Bond Resolution, dated July 11th, 1955, authorizing the issuance of \$10,000.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of curbing.

WHEREAS, this Town Board has undertaken the construction of curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in the Town of Cheektowaga, New York, and such purpose 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, New York, 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 \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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

this resolution will not be in effect for five (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

19 55

Public in and for Erie County

P. HENNETT

and says that he is the

PLINER

of the

Cheektowaga
and News

at Depew, Town of Cheek-

York, that notice of which the

from said newspaper, is a copy,

therein once a week for

the first insertion being on the

July....., 1955, and

the day of

....., 1955, and that not

ned between any two publi-

K. Bennett

See

10-3-1955
meeting Item # 18

(KTH)

STATE OF NEW YORK
COUNTY OF ERIE

Bond Resolution, dated July 11th, 1955, authorizing the issuance of \$10,000.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the construction of curbing.

WHEREAS, this Town Board has undertaken the construction of curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in the Town of Cheektowaga, New York, and such purpose 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, New York, 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 \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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 \$10,000.00 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 (5) 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 (5) 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 (20) 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 and THE DEPEW HERALD AND CHEEKTOWAGA NEWS, the official newspaper of the Town of Cheektowaga, New York, 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 the 11th day of July, 1955, 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 the 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 (20) 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.

19 55

K. Hanley
Public in and for Erie County

S. BENNETT

and says that he is the

BLASHER

of the

Cheektowaga
and News

at Depew, Town of Cheek-

York, that notice of which the

from said newspaper, is a copy,

therein once a week for

the first insertion being on the

July....., 1955, and

the day of

....., 1955, and that not

med between any two publi-

S. Bennett

Item No. 32-Cont'd Hereto attached is a copy of the Notice published in the Depew-Herald-Cheektowaga News:



AS BROKEN LAST YEAR WHEN
TALKED UP HIS 12TH "300" GAME --
11 PERFECT GAMES.



proportion of the 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 \$10,000.00 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 Sub-

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August 19 55
Kenneth J. Warden
Notary Public in and for Erie County

hn 10131

12
29 A

LEGAL NOTICE
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 the said Town of Cheektowaga, New York, on the 11th day of July, 1955 at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT:

Henry J. Nagel, Councilman
Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the following decision of the Zoning Board of Appeals be upheld by this Town Board:

DECISION OF

ZONING BOARD OF APPEALS
In the Matter of the Application of
ALBERT E. BARNWELL and
CARLTON E. FATH

To rezone from "Residence" District to "Business" District the property located on the east side of Union Road between Leo Place and Rosedale Street.

The property belonging to the two petitioners is located directly across from the Airport Plaza. Each of the applicants has constructed a house on his property.

The Zoning Board of Appeals recently recommended that the adjoining property for a depth of 200 feet be zoned for "Business" purposes. We can not recommend that the application for rezoning be granted for a distance of more than a 200-foot depth from Union Road, except in case Union Rd. is widened. The zoning could then be extended so as to allow a 200-foot depth.

It is stated in the application for rezoning that subdivision lots No. 11 and 12, as shown on a map filed in the Erie County Clerk's Office under cover No. 1688 has a frontage of 110 feet and a depth of 100 feet.

We recommend that the application for rezoning from "Residence" District to "Business" District be granted as to subdivision Lots No. 11 and 12, as requested.

The property located at the southeast corner of Union Road and Rosedale Street has a frontage of 340 feet and a depth of 750 feet.

We recommend that the application for rezoning of this property be granted, as follows:

Union Road, east side, southeast corner of Union Road to Rosedale Street 340 feet frontage by 200 feet depth. The remaining 550 feet in the rear of the premises remain in a "Residence" District.

Dated: June 25, 1955.

Leo Kurnick, chairman

Joseph Kubera

Lawrence Januszczak

Charles Hanson

Michael Henfling

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

Supervisor Holtz voting Aye.

Councilman Wroblewski voting Aye.

Councilman Neibert voting Aye.

Councilman Bystrak voting Aye.

Carried: Ayes, 4; absent, 1.

KENNETH T. HANLEY

(7-28)

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 ~~four~~ six weeks; first publication JUL 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 28 1955
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

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

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 11th day of July, 1955, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Joseph A. Nelbert, Councilman
Stanley R. Bystrak, Councilman

ABSENT:

southeast corner of Union Road and Rosedale Street has a frontage of 340 feet and a depth of 759 feet.

We recommend that the application for rezoning of this property be granted, as follows:

Union Road, east side, southeast corner of Union Road to Rosedale Street 340 feet frontage by 200 feet depth. The remaining 559 feet in the rear of the premises remain in a "Residence" District.

Dated: June 25, 1955.

Leo Kurnick, Chairman
Joseph P. Kaban, Councilman
Lawrence M. Januszak, Councilman
Charles G. Hanson, Councilman
Michael L. Henfling, Councilman

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

Supervisor Holtz, Voting Aye
Councilman Wroblewski, Voting Aye

Councilman Nelbert, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Nagel, Absent

Carried: Ayes: 4; Absent: 1.

KENNETH T. HANLEY,

1928

Town Clerk

Sworn to before me this 9 day of

August 1955
Kenneth T. Hanley
Notary Public in and for Erie County

hn 19131

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

The above mentioned Notice was posted as according to law.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 11th day of July, 1955, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Joseph A. Nelbert, Councilman
Stanley R. Bystrak, Councilman

ABSENT:

Henry J. Nagel, Councilman
Councilman Nelbert presented the following resolution and moved its adoption:

RESOLVED, that the following decision of the Zoning Board of Appeals be up-held by this Town Board:

**DECISION OF
ZONING BOARD OF APPEALS**

In the Matter of the Application of
ALBERT E. BARNWELL
and **CARLTON E. FATH**

To Rezone from "Residence" District to "Business" District the property located on the east side of Union Road between Leo Place and Rosedale Street.

The property belonging to the two petitioners is located directly across from the Airport Plaza. Each of the applicants has constructed a house on his property.

The Zoning Board of Appeals recently recommended that the adjoining property for a depth of 200 feet be rezoned for "Business" purposes.

a 200 foot depth from Union Road except in case Union Road is widened. The zoning could then be extended so as to allow a 200 foot depth.

It is stated in the application for rezoning that subdivision lots No. 11 and 12, as shown on a map filed in the Erie County Clerk's Office under cover No. 1638 has a frontage of 110 feet and a depth of 100 feet.

We recommend that the application for rezoning from "Residence" District to "Business" District be granted as to subdivision Lots No. 11 and 12, as requested.

The property located at the southeast corner of Union Road and Rosedale Street has a frontage of 340 feet and a depth of 755 feet.

We recommend that the application for rezoning of this property be granted, as follows:

Union Road, east side, southeast corner of Union Road to Rosedale Street 340 feet frontage by 200 feet depth. The remaining 559 feet in the rear of the premises remain in a "Residence" District.

Dated: June 25, 1955.

Leo Kurnick, Chairman
Joseph P. Kubers
Lawrence M. Janaszczak
Charles G. Hanson
Michael L. Henfling

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

Supervisor Holtz, Voting Aye
Councilman Wroblewski,

Voting Aye
Councilman Nelbert, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Nagel, Absent

Carried: Ayes: 4; Absent: 1.

KENNETH T. HANLEY,

fy28

Town Clerk

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereon.

9 day of July, 1955

Hanson
Public in and for Erie County

above mentioned Notice was posted as according to law.

LEGAL NOTICE
Zoning Granted

At a regular meeting of the Town Board of the Town of Cheektowaga on the 11th day of July, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT:

Henry J. Nagel, Councilman

Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the following decision of the Zoning Board of Appeals be upheld by this Town Board:

DECISION OF

ZONING BOARD OF APPEALS
In the Matter of the Application of
MICHAEL RIZZO

To rezone from a "Residence" District to a "Business" District the property hereinafter described.

The petitioner has indicated in his petition that he desires to erect on the premises a building to house two (2) stores on the first floor, two (2) apartments on the second floor with a stock room attached to the rear.

One of the stores is to be used for the display of plumbing fixtures and the other is for a barber shop.

The property is located on the east side of Union Road near its intersection with Maryvale Drive. There is located on the premises immediately adjoining this property a gasoline station.

A hearing was held on the application before the Zoning Board of Appeals on June 22, 1955. Members of the Zoning Board of Appeals thereafter inspected the premises and the other property in the immediate area.

We do not believe that all of this property should remain in a "Residence" District. The Zoning Board of Appeals is of the opinion that it would be proper to rezone from a "Residence" District to a "Business" District the northerly 70 feet of the property mentioned and described in the description hereto annexed.

We recommend that the application for rezoning from a "Residence" District to a "Business" District be granted only as it applies to the northerly 70 feet of the premises described.

The property sought to be rezoned is described as follows:

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

COMMENCING at the point of intersection of the northerly line of Subdivision Lot No. 1, as shown on a map of Maryvale Gardens filed in the office of the Clerk of the County of Erie under Map Cover No. 1638 with the easterly line of Union Road as a one hundred (100) foot highway; running thence easterly along the said northerly line of said Subdivision Lot No. 1 and a prolongation thereof a distance of two hundred forty (240) feet to a point; running thence northerly a distance of one hundred twenty (120) feet to a point, two hundred forty (240) feet easterly from the easterly line of Union Road, and at right angles thereto, running thence westerly a distance of two hundred forty (240) feet to the said easterly line of Union Road as a one hundred (100) foot highway, running thence southerly along the said easterly line of Union Road as aforesaid a distance of one hundred twenty (120) feet to the point or place of beginning; it being intended to hereby convey a parcel of land one hundred twenty (120) feet front and rear by two hundred forty (240) feet in depth the south line of which adjoins the north line of said Subdivision Lot No. 1 under Map Cover No. 1638.

To be used as a Store Building for display of plumbing fixtures and barber shop.

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

Dated: July 8, 1955.

Leo Kurnick, chairman

Charles Hanson

Joseph Kubera

Michael Henfling

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

Supervisor Holtz voting Aye.

Councilman Wroblewski voting Aye.

Councilman Neibert voting Aye.

Councilman Bystrak voting Aye.

Carried: Ayes, 4; absent, 1.

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 JUL 28 1955
last publication JUL 28 1955
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 28 1955

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

Item No. 35-Cont'd

STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 11th day of July, 1955, at 2:30 o'clock P.M., E. D.S.T., there were:

PRESENT:

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

ABSENT:

Henry J. Nagel, Councilman
Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the following decision of the Zoning Board of Appeals be up-held by this Town Board:

DECISION OF
ZONING BOARD OF APPEALS

In the Matter of the Application of
MICHAEL RIZZO

To Rezone from a "Residence" District to a "Business" District the property hereinafter described:

The petitioner has indicated in his petition that he desires to erect on the premises a building to house two (2) stores on the first floor, two (2) apartments on the second floor with a stock room attached to the rear.

One of the stores is to be used for the display of plumbing fixtures and the other is for a barber shop.

The property is located on the east side of Union Road near its intersection with Maryvale Drive. There is located on the premises immediately adjoining this property a gasoline station.

A hearing was held on the application before the Zoning Board of Appeals on June 22, 1955. Members of the Zoning Board of Appeals thereafter inspected the premises and the other property in the immediate area.

We do not believe that all of this property should remain in a "Resi-

tion in the office of the Clerk of the County of Erie under Map Cover No. 1638 with the easterly line of Union Road as a one hundred (100) foot highway; running thence easterly along the said northerly line of said Subdivision Lot No. 1 and a prolongation thereof a distance of two hundred forty (240) feet to a point; running thence northerly a distance of One Hundred twenty (120) feet to a point, two hundred forty (240) feet easterly from the easterly line of Union Road, and at right angles thereto, running thence westerly a distance of Two hundred forty (240) feet to the said easterly line of Union Road as a one hundred (100) foot highway, running thence southerly along the said easterly line of Union Road as aforesaid a distance of One hundred twenty (120) feet to the point or place of beginning; it being intended to hereby convey a parcel of land One hundred twenty (120) feet front and rear by two hundred forty (240) feet in depth, the south line of which adjoins the north line of said Subdivision Lot No. 1 under map Cover No. 1638.

To be used as a Store Building for display of plumbing fixtures and barber shop.

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

Dated: July 8, 1955.

Leo Kurnick,

C. G. Hanson,

Joseph P. Kubera,

Michael L. Henfling

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

Supervisor Holtz, Voting Aye,

Councilman Wroblewski,

Voting Aye

Councilman Neibert, Voting Aye

Councilman Bystrak, Voting Aye

Councilman Nagel, Absent

Carried: Ayes: 4; Absent: 1

KENNETH T. HANLEY,

Town Clerk

Depew Herald-Cheektowaga News 190

BENNETT

and says that he is the

ELISHER

of the

Cheektowaga
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 week, the first insertion being on the day of July, 1955, and the last insertion being on the day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

1955

public in and for Erie County

The above mentioned Notice was posted as according to law.

the County of Erie under Map Cover No. 1638 with the easterly line of Union Road as a one hundred (100) foot highway; running thence easterly along the said northerly line of said Subdivision Lot No. 1 and a prolongation thereof a distance of two hundred forty (240) feet to a point; running thence northerly a distance of One Hundred twenty (120) feet to a point, two hundred forty (240) feet easterly from the easterly line of Union Road, and at right angles thereto, running thence westerly a distance of Two hundred forty (240) feet to the said easterly line of Union Road as a one hundred (100) foot highway, running thence southerly along the said easterly line of Union Road as aforesaid a distance of One hundred twenty (120) feet to the point or place of beginning; it being intended to hereby convey a parcel of land One hundred twenty (120) feet front and rear by two hundred forty (240) feet in depth, the south line of which adjoins the north line of said Subdivision Lot No. 1 under map Cover No. 1638.

To be used as a Store Building for display of plumbing fixtures and barber shop.

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

Dated: July 8, 1955.

Leo Kurnick,

C. G. Hanson

Joseph P. Kubera

Michael L. Henfling

L. BENNETT

Seconded by Councilman Wroblewski, and duly put to a vote, and says that he is the which resulted as follows:
Supervisor Holtz, Voting Aye,
Councilman Wroblewski.

Voting Aye..... of the

Councilman Neibert, Voting Aye

Councilman Bystrak, Voting Aye

Councilman Nagel, Absent

Carried: Ayes: 4; Absent: 1.

KENNETH T. HANLEY,

Town Clerk

Cheektowaga
and News

STATE OF NEW YORK COUNTY OF ERIE

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 11th day of July, 1955, at 2:30 o'clock P.M., E. D.S.T., there were:

PRESENT:

Benedict T. Holtz, Supervisor

Felix T. Wroblewski, Councilman

Joseph A. Neibert, Councilman

Stanley R. Bystrak, Councilman

ABSENT:

Henry J. Nagel, Councilman

Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the following decision of the Zoning Board of Appeals be up-held by this Town Board:

DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of
MICHAEL RIZZO

To Rezone from a "Residence" District to a "Business" District the property hereinafter described.

The petitioner has indicated in his petition that he desires to erect on the premises a building to house two (2) stores on the first floor, two (2) apartments on the second floor with a stock room attached to the rear.

One of the stores is to be used for the display of plumbing fixtures and the other is for a barber shop.

The property is located on the east side of Union Road near its intersection with Maryvale Drive. There is located on the premises immediately adjoining this property a gasoline station.

A hearing was held on the application before the Zoning Board of Appeals on June 22, 1955. Members of the Zoning Board of Appeals thereafter inspected the premises and the other property in the immediate area.

We do not believe that all of this property should remain in a "Residence" District. The Zoning Board of Appeals is of the opinion that it would be proper to rezone from a "Residence" District to a "Business" District the northerly 70 feet of the property mentioned and described in the description hereto annexed.

We recommend that the application for rezoning from a "Residence" District to a "Business" District be granted only as it applies to the northerly 70 feet of the premises described.

The property sought to be rezoned is described as follows:

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot No. 13, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

COMMENCING at the point of intersection of the northerly line of Subdivision Lot No. 1, as shown on a map of Maryvale Gardens

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 week, the first insertion being on the day of 1955, and the last insertion being on the day of 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

9 day of

1955

Public in and for Erie County

the mentioned Notice was posted as according to law.

Not
CARS

DELAZY MOTORS, Inc.

Brought to you by
Check TV listings for time and station
With John Cameron Swartz
See PLYMOUTH
NBC TV

money has heretofore been author-
ized to be applied to the payment
of the cost of said purpose, and
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 as-
sessments upon benefited real
property in an area less than the
area of said Town.
Section 5. It is hereby deter-
mined that said purpose is an ob-
ject or purpose described in Sub-
division 24 of Paragraph (a) of
Section 11.00 of the Local Finance
Law, and that the period of prob-
able usefulness of said purpose is
five (5) years.
Section 6. It is hereby deter-
mined that the proposed maturity
of the obligations authorized by
this resolution will not be in excess
of five (5) years.
Section 7. The validity of said
Serial Bonds or of any bond an-
ticipation notes issued in anticipa-
tion of the sale of said Serial Bonds
may be contested only if such ob-
ligations are authorized for an
object or purpose for which said
Town is not authorized to expend

the County of Erie under map cov-
er No. 1638 with the easterly line
of Union Road as a one hundred
(100) foot highway; running
thence easterly along the said nor-
therly line of said Subdivision Lot
No. 1 and a prolongation thereof a
distance of two hundred forty
(240) feet to a point; running
thence northerly a distance of One
Hundred twenty (120) feet to a
point, two hundred forty (240) feet
easterly from the easterly line of
Union Road, and at right angles
thereto, running thence westerly
a distance of Two hundred forty
(240) feet to the said easterly line
of Union Road as a one hundred
(100) foot highway, running thence
southerly along the said easterly
line of Union Road as aforesaid a
distance of One hundred twenty
(1220) feet to the point or place of
beginning; it being intended to
hereby convey a parcel of land One
hundred twenty (120) feet front
and rear by two hundred forty
(240) feet in depth, the south line
of which adjoins the north line
of said Subdivision Lot No. 1 un-
der map Cover No. 1638.

To be used as a Store Building
for display of plumbing fixtures
and barber shop.

All parties in interest and citi-
zens will be given an opportunity
to be heard in respect to such pro-
posed application and amendments.
Dated: July 8, 1955.

Leo Kurnick,

C. G. Hanson

Joseph P. Kubera

Michael L. Henfling

Seconded by Councilman Wro-

blewski, and duly put to a vote,

resulted as follows:

For Holtz, Voting Aye,

Man Wroblewski.

Voting Aye

Man Neibert, Voting Aye

Man Bystrak, Voting Aye

Man Nagel, Absent

Ayes: 4; Absent: 1.

KENNETH T. HANLEY,

Town Clerk

Depew Herald-Cheektowaga News 100

BENNETT

ELISHA

of the

Cheektowaga

and News

a public newspaper published at Depew, Town of Cheek-
towaga, 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
..... week, the first insertion being on the
..... day of 1955, and
the last insertion being on the day of
....., 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this day of

August 1955

Notary Public in and for Erie County

hn 10137

The above mentioned Notice was posted as according to law.

LEGAL NOTICE
Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of 515 New Walden Avenue, Inc., for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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 District."

DESCRIPTION

All that Tract or Parcel of Land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. sixteen (16), Township eleven (11) and Range seven (7) of the Holland Land Company Survey bounded and described as follows: Beginning at the southerly line of New Walden Avenue at its intersection with the west line of land conveyed to John Zola and Valentina Zola, his wife, by deed recorded in Liber 2688 of Deeds at Page 192; running thence southerly along the westerly line of lands so conveyed to John Zola and Valentina Zola, his wife, six hundred sixteen and seventy-five hundredths (616.75) feet; thence easterly at right angles three hundred (300) feet; thence northerly at right angles five hundred twenty-seven and sixty-one hundredths (527.61) feet to the south line of New Walden Avenue; thence in a westerly direction along the south line of New Walden Avenue one hundred seventeen and eighty-three hundredths (117.83) feet, thence continuing in a westerly direction along the said south line of New Walden Avenue, one hundred ninety-seven (197) feet to the point or place of beginning containing four (4) acres of land more or less.

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

Dated: July 11, 1955 (7-28)

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 28 1955: last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 28 1955

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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of 515 New Walden Avenue, Inc., for the rezoning of premises from Residential District to 1st Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of petitioner to rezone premises from Residential District to 1st Industrial District the property hereinafter described, be it

RESOLVED that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone premises from Residential District to 1st Industrial District be and the same is hereby confirmed and approved, be it now

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 "1st Industrial District."

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. sixteen (16), Township eleven (11) and Range seven (7) of the Holland Land Company Survey bounded and described as follows: Beginning at the southerly line of New Walden Avenue at its intersection with the west line of land conveyed to John Zola and Valen-

conveyed to John Zola and Valentina Zola, his wife, six hundred sixteen and seventy-five hundredths (616.75) feet; thence easterly at right angles three hundred (300) feet; thence northerly at right angles five hundred twenty-seven and sixty-one hundredths (527.61) feet

to the south line of New Walden Avenue; thence in a westerly direction along the south line of New Walden Avenue one hundred seventeen and eighty-three hundredths (117.83) feet, thence continuing in a westerly direction along the said south line of New Walden Avenue, one hundred ninety-seven (197) feet to the point or place of begin-

ning containing four (4) acres of land more or less.
Dated: July 11th, 1955.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

day of

1955

The above Notice was posted as according to law.

Mr. and Mrs. Leo J. Wheeler of
Kennedy Maternity Hospital,
of 47 Main St., Depew, July 15th at
born to Mr. and Mrs. Arthur Corey
A baby girl, Cheryl Lynn, was
formerly of Albany.
Mr. and Mrs. Henry Van Amburgh,
Apollis, Ind., last week. They visited
home from a movie trip to Indiana.

Mr. and Mrs. Albert Peinkofer
and will return August 1.
twenty-six left Sunday, July 24th
kowski. Out of twenty-eight boys
Marszalek and Mr. Daniel Kucz-
assistant camp directors, Mr. John
Director Mr. Stephen Orwat, and
week at Scout Haven, with Camp
surrection Parish are enjoying a
Boy Scouts of Troop 161, of Re-
U. B. Campus.
Convention on August 3-7 on the
Council of Polish Cultural Clubs
being made for the American
West Ferry St., as preparations are
the home of Mr. Joseph Mazur of
ing at 8:30 p.m. on Wednesday, at
Cayuga Creek Rd. attended a meet-
Miss Zosia Jackowski (circulars) of
Jackowski (guides) and daughter.

THURSDAY, JULY 28, 1955

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 Cheek-
towaga, 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
one week, the first insertion being on the
28th day of July, 1955, and
the last insertion being on the 28th day of
July, 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard S. Burnett

Sworn to before me this 9 day of

August

1955

Herbert T. Hanley

Notary Public in and for Erie County

hn 10131

The above Notice was posted as according to law.

LEGAL NOTICE
Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Ralph S. Bird for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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."

DESCRIPTION

THOSE TRACTS OR PARCELS OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, and on a Sub-division Map of the Bishop Land Company's Tract, being part of Lots 72 and 73, Township 10, Range 7 of the Buffalo Creek Indian Reservation, filed in the Office of the County Clerk of Erie County, Under Map Cover No. 311, designated and distinguished as Subdivision Lots' Numbers 29 and 30, in Block Number 8, and being situate on the west side of Harlem Avenue and being the same premises conveyed by Western New York Land Company to John Wisniewski and Catherine R. Wisniewski, his Wife, the deed dated December 9, 1926, and recorded in the aforesaid County Clerk's Office in Liber 1781 of Deeds at Page No. 199 on May 5, 1927.

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

Dated: July 11, 1955 (7-28)

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 ~~four~~ ^{two} weeks:
first publication JUL 28 1955
last publication JUL 28 1955
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

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

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Ralph S. Bird for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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".

DESCRIPTION

THOSE TRACTS OR PARCELS OF LAND, situate in the Town of Cheektowaga, County of Erie, and State of New York, and on a Sub-division Map of the Bishop Land Company's Tract, being part of Lots 72 and 73, Township 10, Range 7 of the Buffalo Creek Indian Reservation, filed in the Office of the County Clerk of Erie County, Under Map Cover No. 311, designated

being the same premises conveyed by Western New York Land Company to John Wisniewski and Catherine R. Wisniewski, his Wife, the deed dated December 9, 1928, and recorded in the aforesaid County

RICHARD G. RENNETT

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

..... one week, the first insertion being on the

..... 28th day of July 1955, and

the last insertion being on the 28th day of

..... July 1955, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

9 day of

Clerk's Office in Liber 1781 of Deeds at Page No. 100 on May 5, 1927.

Dated: July 11, 1955.

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

The above Notice was posted as according to law.

The above Notice was posted as according to law.

19

Notary Public in and for Erie County

10131

Sworn to before me this day of

[Signature]
1955

Notary Public

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 *one* week, the first insertion being on the *28th* day of *July*, 1955, and the last insertion being on the *28th* day of *July*, 1955, and that not more than six days intervened between any two publications thereof.

Herald and News
Depew Cheektowaga

of the

PUBLISHER

being duly sworn, deposes and says that he is the

RICHARD G. BENNETT

OBITUARY

JOSEPH ADAMCZYK

Joseph Adamczyk of 90 Laverack Ave., Depew, died July 21st. He was the husband of the late Catherine Owczarczak Adamczyk and father of Harry, Florence Robak,

issue its Serial Bonds of the aggregate principal amount of \$10,000.00 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 curbs, together with the installation of receivers and necessary underground drains on both sides of Chesterfield Drive, extending from Burke Drive north to Treehaven Road, a distance of approximately 1700 feet, in accordance with the resolution adopted by the Town Board of said Town on September 13, 1954.

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, to be paid in annual installments, shall be annually apportioned to the lots and parcels of land so assessed, and shall be paid to the Town of Depew, New York, at the Erie County Cemetery.

ETTA MILLER

Mrs. Etta Miller, 87, of 4163 Broadway, died July 20th. She was the wife of the late John Miller

LEGAL NOTICE
Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of John Glian for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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."

DESCRIPTION

Lots No. 23 and No. 24, Harlem Road, east side, between Cayuga Creek Road and the Ontario Thruway.

KENNETH T. HANLEY,
Town Clerk.

Town of Cheektowaga, N. Y.
Dated: July 11, 1955. (7-28)

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 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUL 28 1955

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. 5025

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

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of John Glian for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of petitioner to rezone from Residential District to Business District the property hereinafter described, be it RESOLVED, that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed and approved, be it now

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".

DESCRIPTION

Lots No. 23 and No. 24, Harlem Road, east side, between Cayuga Creek Road and the Ontario Thruway.

Dated: July 11, 1955.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

Kenneth T. Hanley

hn10131

Notary Public in and for Erie County

19
The above Notice was posted as according to law.

LEGAL NOTICE

Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Joseph Otto Klein for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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."

DESCRIPTION

All that Tract or Parcel of Land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot 14, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows. Commencing at a point in the easterly line of Union Road, as a 100-foot highway, distant northerly two hundred sixty and thirty-six hundredths (260.36) feet from its intersection with the northerly line of Cleveland Drive; running thence northerly along the said easterly line of Union Road, 60 (sixty) feet; running thence easterly at right angles to Union Road, two hundred (200) feet; running thence southerly at right angles to the last mentioned line and parallel with the said easterly line of Union Road, eighty-three and eight hundredths (83.08) feet to a point in the north line of lands shown under Map Cover 1628; running thence westerly along said line of lands as shown under Map Cover 1628, two hundred one and eighty-eight hundredths (201.88) feet to a point in the said easterly line of Union Road at the point or place of beginning.

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

Dated: July 11, 1955. (7-28)

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 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

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

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Joseph Otto Klein for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly

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

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

RESOLVED, by this Town Board that the Ordinance adopted December 31, 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".

DESCRIPTION

All that Tract or Parcel of Land situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Farm Lot 14, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows. Commencing at a point in the easterly line of Union Road, as a 100 foot highway, distant northerly two hundred sixty and thirty-six hundredths (260.36) feet from its intersection with the northerly line of Cleveland Drive; running thence northerly along the said easterly line of Union Road, (sixty) feet; running thence easterly at right angles to Union Road, two hundred feet (200); running thence southerly at right angles to the last mentioned line and parallel with the said easterly line of Union Road, eighty-three and eight hundredths (83.08) feet to a point in the north line of lands shown under Map Cover 1628; running thence westerly along said line of lands as shown under Map Cover 1628, two hundred one and eighty-eight hundredths (201.88) feet to a point in the said easterly line of Union Road at the point or place of beginning.

Dated: July 11, 1955.

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

Just

BENNETT

and says that he is the

LISHER

of the

Cheektowaga

and News

at Depew, Town of Cheek-

rk, that notice of which the

in said newspaper, is a copy,

therein once a week for

first insertion being on the

July...., 19.55, and

..... day of

....., 19.55, and that not

ed between any two publi-

Sworn to before me this day of

August, 19.55

Notary Public in and for Erie County

hn 10131

LEGAL NOTICE
Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Carlton E. Fath and Caroline Fath for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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 District."

DESCRIPTION

Part of Lot No. 77, T-11, R-7, 19.80 acres, Sugg Road and Aero Drive, southeast corner.

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

Dated: July 11, 1955. (7-28)

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 28 1955
last publication JUL 28 1955
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

called in the office of the Clerk of the County of Erie under Map Cover No. 1638 with the easterly line of Union Road as a one hundred (100) foot highway; running thence easterly along the said northerly line of said Subdivision Lot No. 1 and a prolongation thereof a distance of two hundred forty (240) feet to a point; running thence northerly a distance of One hundred twenty (120) feet to a point, two hundred forty (240) feet easterly from the easterly line of Union Road, and at right angle thence running thence westerly a distance of Two hundred forty (240) feet to the said easterly line of Union Road as a one hundred (100) foot highway, running thence southerly along the said easterly line of Union Road as aforesaid a distance of One hundred twenty (120) feet to the point or place of beginning; it being intended to convey a parcel of land One hundred twenty (120) feet front and rear by two hundred forty (240) feet in depth, the south line of which adjoins the north line of said Subdivision Lot No. 1 under map Cover No. 1638.

To be used as a Store Building or display of plumbing fixtures and barber shop.

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

Dated: July 8, 1955.

Leo Kurnick,

C. G. Hanson

Joseph P. Kubera

Michael L. Henfling

Recorded by Councilman Wm.

RICHARD G. BENNETT

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 week, the first insertion being on the day of July, 1955, and the last insertion being on the day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

Notary Public in and for Erie County

hn 10131

(Depew Herald-Cheektowaga News Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Carlton E. Fath and Caroline Fath for the rezoning of premises from Residential District to 1st Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of petitioner to rezone from Residential District to 1st Industrial District the property hereinafter described, be it

RESOLVED that the decision of the Zoning Board of Appeals granting the application of petitioner to rezone premises from Residential District to 1st Industrial District be and the same is hereby confirmed and approved, be it now

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 "1st Industrial District."

DESCRIPTION

Part of Lot No. 77, T-11, R-7, 19.80 acres, Sugg Road and Aero Drive, southeast corner.

Dated: July 11th, 1955.

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
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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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

day of

August, 1955

Kenneth T. Hanley
Notary Public in and for Erie County

hm 10131

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

LEGAL NOTICE
Rezoning Granted

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of John A. Stewart for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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."

DESCRIPTION

Lots No. 1 through 6, inclusive, William Street, south side, (Southwest corner of William and Randolph Street). Approximately 185 feet frontage by 120 feet in depth.

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

Dated: July 11, 1955. (7-28)

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~~ one weeks: first publication JUL 28 1955: last publication JUL 28 1955: and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

(Depew Herald-Cheektowaga News Affidavit)

daughter of Mr. and Mrs. Herbert
honor of Miss Joan Westphal
ety Shower on Sunday, July 10, 1
Ave. entertained at a Bridal Vart
The Bainbridge family of Chape
father, Mr. Stanislaus Monczynsk
The mother of the bride wore
Dior blue silk organza dress with
lace insertions, with matching ac
cessories, while the mother of the
bridegroom favored a pale yellow
dress with white accessories. Both
wore corsages of roses.

Edward Ruszanzowski, brother o
the bride, was best man, and the
ushers were Emil Krieger, Ronald
Rozek, Robert and Anthony Rusz
anowski, Jr.
The mother of the bride wore
Dior blue silk organza dress with
lace insertions, with matching ac
cessories, while the mother of the
bridegroom favored a pale yellow
dress with white accessories. Both
wore corsages of roses.

the bridegroom, was the flower
girl.
and Miss Judy Ann Borowiec
the bride were Miss Sharon Bocher
Junior bridesmaids and cousins o
Muszocki and Miss Felicia Rogala
were the bridesmaids, Miss Helen

RICHARD G. BENNETT

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 Cheek-
towaga, Erie County, New York, that notice of which the
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one week, the first insertion being on the
28th day of July, 1955, and
the last insertion being on the 28th day of
July, 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

Walter D. Hanley

Notary Public in and for Erie County

hn 10131

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

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of John A. Stewart for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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".

DESCRIPTION

Lots Nos. 1 thru 6, inclusive, William Street, south side, (South west corner of William and Randolph Street) approximately 185 feet frontage by 120 feet in depth. Dated: July 11, 1955.

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

Sworn to before me this day of

August 1955
Kenneth T. Hanley

hn 10131

Notary Public in and for Erie County

RICHARD G. BENNETT

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 week, the first insertion being on the day of July, 1955, and the last insertion being on the day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

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

NOTICE OF PUBLIC HEARING
Application For Rezoning

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Zoning Board of Appeals of the Town of Cheektowaga, New York, at the Town Hall in the said Town of Cheektowaga, corner of Broadway and Union Road, on the 6th day of June, 1955, at 7:30 o'clock P.M. Eastern Daylight Saving Time of said day for the purpose of considering the application of James E. Rusin for the rezoning from "Residential District" to "Business District" of the property hereinafter described and amending the Zoning Map and Ordinance accordingly.

DESCRIPTION

Part of Lot #36, T-11, R-7, 50 by 170 feet, Harlem Road, west side, 450 feet north of Cleveland Drive.

To be used as a Sales Distributing Office and Merchandise Storage Facilities.

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

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

Leo H. Kurnick, chairman

Charles Hanson

Michael Henfling

Lawrence Januszczak

Joseph Kubera

Dated: May 7, 1955.

(5-26)

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 ~~four~~ weeks: first publication MAY 26 1955; last publication MAY 26 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 26 1955, 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

(Depew Herald-Cheektowaga News Affidavit)

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

LEGAL NOTICE

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of James E. Rusin for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly, and

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

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

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".

DESCRIPTION

Part of Lot No. 36, T-11, R-7, 50 by 170 feet, Harlem Road, west side, 450 feet north of Cleveland Drive.

Dated: July 11, 1955.

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

Ju28

RICHARD G. BENNETT

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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955 and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955
Kenneth T. Hanley
Notary Public in and for Erie County

nn 10131

Item No. 43- Councilman Wroblewski moved, seconded by Councilman Bystrak, that all claims presented at this meeting for audit be approved, and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same.

198

Warrant No. 1370 to No. 1535 inclusive , drawn on the Supervisor. 6

Item No. 44 Councilman Wroblewski moved, seconded by Councilman Bystrak, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk.

Kenneth T. Hanley.

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 18th day of July, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holts	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Neibert	"
Stanley R. Bystrak	"

ABSENT: Henry J. Nagel

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; Building & Plumbing Inspector Edward Roehm; Highway Superintendent John J. Zablotsky; Recreational Director Edward Janiak and Chief of Police John Mergmann.

Item No. 2 The Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Communication read from Mathew Babinski relating to the request for establishment of sidewalks, Seton Road, north side. Ordered referred to the Town Engineer.

Item No. 4 Petition for the improvement of Toelsin Road by the installation of pavement, curbs, etc., ordered referred to the Town Attorney. 17
29 A

Item No. 5 Petition for a lateral sanitary sewer in Union Road from Redleaf, south a distance of approximately 340 feet, ordered referred to the Town Attorney. 17
24

Item No. 6 Petition for the extension of Water District No. 9 ordered referred to the Town Attorney. 17
29

Item No. 7 Petition for the construction of a lateral sanitary sewer in Ivonne Avenue and Kuhn Road, ordered referred to the Assessors for a property check. 17
24

Item No. 8 Petition for the construction of a pavement in Ivonne Avenue and Kuhn Road, ordered referred to the Assessors for a property check. 17
13

Item No. 9 Councilman Wroblewski moved, seconded by Councilman Neibert that the request of Richard T. Siudzinski for a military leave of absence from August 6, 1955 to August 20, 1955, be granted. 17
31

Item No. 10 Councilman Neibert moved, seconded by Councilman Wroblewski that the request of Stephen Choiniski for a leave of absence, without salary, from August 22, 1955 to September 4, 1955, be granted. 17
31

Item No. 11 Councilman Neibert moved, seconded by Councilman Wroblewski, that the request of the Chief of Police to send two patrolmen to Canton, New York, from August 14, 1955 to August 20, 1955, to attend the Frederick A. Moran Memorial Institute on Delinquency and Crime, be granted. 17
31

Item No. 12 Councilman Bystrak moved, seconded by Councilman Wroblewski, that the request of the New York State Gas & Electric Company to move the following street lights in connection with Thru-way work be granted:

Pole # 28-1 Diggins Street
Pole # 6 Harlem Road
Pole # 4 1-4- Harlem Road

27

Item No. 13 This being the time and the place advertised for the receiving of sealed bids for the furnishing of all materials, equipment and labor for the relocation of approximately 1,205 feet of eight inch cast iron water mains on Transit Road, in the Borden Road Water District, together with valves, hydrants, and all accessory construction. The Town Clerk presented proof of the Notice to Bidders.

Councilman Neibert moved, seconded by Councilman Wroblewski, that the Clerk open the sealed bids on hand.

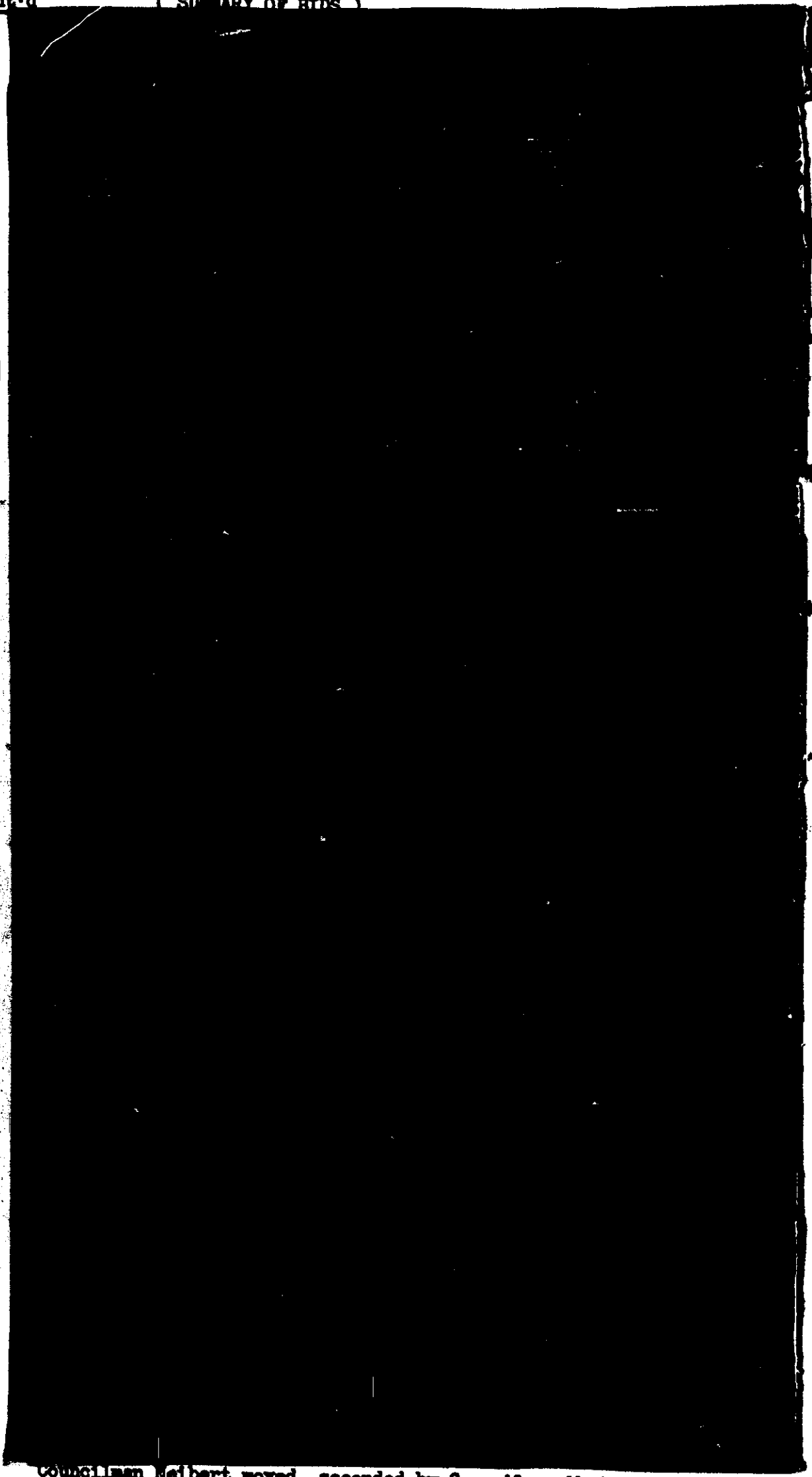
Hereto attached is a summary of the bids received.

SUMMARY OF BIDS FOR THE CONSTRUCTION OF WATER MAIN ON TRANSIT RD. FROM ZURBRICK RD. TO COMO PARK BLVD. TOWN OF CHEEKTOWAGA N.Y.

OPENING OF BIDS JULY 13TH 1955 7:30PM EDT

ITEM	DESCRIPTION	QUANTITY	UNIT	VOGEL CONST. CO.		RALPH D. YOUNG		RIEFLER BROS. & BENNETT, INC.		J.T. MONACO PLUMB. & HEAT.		UNIT	TOTAL
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL		
1	8" DIA. CEMENT LINED CAST IRON PIPE CLASS 150	1205	L.F.	4.75	5,723.75	5.60	6,748.00	5.00	7,109.50	8.05	10,423.25		
2	8" DIA. GATE VALVE AND VALVE BOX	1	EA.	90.00	90.00	90.00	90.00	110.00	110.00	109.00	109.00		
3	6" DIA. GATE VALVE AND VALVE BOX	1	EA.	70.00	70.00	65.00	65.00	80.00	80.00	85.00	85.00		
4	RELOCATION OF EXISTING HYDRANT	LUMP	SUM	150.00	150.00	150.00	150.00	100.00	100.00	100.00	100.00		
5	CAST IRON PIPE FITTINGS CLASS D	900	LB.	0.25	225.00	0.16	144.00	0.30	270.00	0.20	180.00		
6	HOUSE SERVICE CONNECTIONS	12	EA.	25.00	300.00	40.00	480.00	35.00	420.00	46.00	552.00		
7	BITUMINOUS MACADAM DRIVEWAY REPLACEMENT	6	S.Y.	7.00	42.00	6.00	36.00	8.00	48.00	2.75	16.20		
8	GRAVEL DRIVEWAY REPLACEMENT	46	S.Y.	5.00	230.00	4.00	184.00	4.00	184.00	2.25	103.50		
9	CONCRETE SIDEWALK REPLACEMENT	175	S.F.	1.00	175.00	0.75	131.25	0.60	105.00	0.50	87.50		
10	CONNECTION TO EXISTING 8" WATER MAIN	2	EA.	300.00	600.00	200.00	400.00	150.00	300.00	75.00	150.00		
TOTAL FOR BID ITEMS 1 THRU 10 INCLUSIVE					\$ 7,605.75		\$ 8,428.25		\$ 8,726.50		\$ 11,806.45		
BID SECURITY						TRAVELERS INDEM. COMPANY	STANDARD ACCID. INSURANCE CO.	FIDELITY DEPOSIT COMPANY	MARYLAND CASUALTY COMPANY				
NUSSEBAUMER CLARIE E. VELZY CONSULTING ENGINEERS													
BUFFALO, N.Y.													
NC 14883													
A-650													

Councilman Neibert moved, seconded by Councilman Wroblewski that the bids be referred to the Town Engineer for analysis and tabulation.



Councilman Halbert moved, seconded by Councilman Wroblewski that the bids be referred to the Town Engineer for analysis and tabulation.

HUSSEBAUMER, CLARK & VELEY
Engineers

July 20, 1935

RECEIVED

**Let Town of Cheektowaga
Water Main - Transit Rd.
Edinburg Rd. to State St. N.Y.C.**

Mr. Benedict B. Miller
Superintendent, Town of Cheektowaga
Town Hall
Cheektowaga & Union Road
Buffalo 25, New York

Dear Sir:

We received bids on the above project on the night of July 19th. Four bids were received as follows:

Town Construction Co.	\$7,400.00
Edinburg & Union Road	\$7,400.00
Edinburg & Union Road	\$7,400.00
J. T. Brown Plumbing & Heating	\$7,400.00

The bids of bidding bids included the removal of logs, the clearing of the site, which was to be done by the Paper Towing Company, and have the paving contract for the State Dept. of Public Works.

Detailed summary of bids is enclosed.

Our estimate for the construction work was \$8,100, so that the low bid is within our estimate.

The Town Construction Co., we believe, are responsible and competent contractors, having done quite a little work for the Erie County Water Authority.

We recommend that an award be made to the Town Construction Co. for the quantities indicated for their low bid price of \$7,400.00.

Very truly,

HUSSEBAUMER, CLARK & VELEY

Emil L. Hussebaumer

ML/pjm

Item No. 14 Councilman Wroblewski moved, seconded by Councilman Weibert, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on July 16, 1955 and July 18, 1955, after same have been approved by the Building Inspector.

188
200

CARRIED: AYES: -3-
15
35

NOES: -0- (Councilman Bystrak)

Item No. 15 Councilman Weibert presented the following resolution and moved its adoption:
RESOLVED, that Change Order No. 8-9 and 10, Sanitary Sewer District

No. 5 Sewage Treatment Plant contract 2 be approved.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -4-

ABSENT: -1-

(Hereto attached is a copy of said Change Orders)

CHANGE ORDER NO. 8

SANITARY SEWER DISTRICT NO. 5
SEWAGE TREATMENT PLANT
CONTRACT 2

Contractor:

C. E. Knowles Co.

Engineers:

Nussbaumer, Clarke & Velzy

Description of Change:

Furnish all labor and material necessary to handle the increased flow in the dosing chamber, in accordance with a drawing prepared by Nussbaumer, Clarke & Velzy dated June 10, 1955. This work includes the new weir, with connections, angles, anchor bolts, enlarging the present slide gates and other miscellaneous work necessary to complete the job.

Reason for Change:

This work is being done at this time in order to simplify the construction of additional treatment plant units which are being planned for construction under Contract 3. By doing this work now, it simplifies future work, and is also less expensive than leaving this work to be done at a future date under Contract 3.

Amount of Change:

The total amount of this Change Order is \$288.30.

July 18, 1955

Recommended by:

NUSSBAUMER, CLARKE & VELZY

By:

Arnold Z. Nussbaumer

Date:

7/18/55

Approved:

By:

Town Engineer

Date:

CHANGE ORDER NO. 9SANITARY SEWER DISTRICT NO. 5
SEWAGE TREATMENT PLANT
CONTRACT 2Contractor:

C. E. Knowles Co.

Engineers:

Nussbaumer, Clarke & Velzy

Description of Change:

Furnish and install all labor and material necessary to enable the 36" force main to be extended in the near future under Contract 3, without disturbing the riser to the existing dosing chamber. This change involves extending the present 36" C. I. force main approximately 22 ft. and connecting the main to the present 16" riser to the dosing chamber. Also furnish a used 12" gate valve and the necessary V.T.P. to connect to the present overflow pipe line.

Reason for Change:

This work is being done at this time in order to simplify the construction of additional treatment plant units which are being planned for construction under Contract 3. By doing this work now, it simplifies future work, and is also less expensive than leaving this work to be done at a future date under Contract 3. This will involve an extra at this time, but will result in an over-all saving when the 36" line is extended, since a permanent connection is being made instead of a temporary one.

Amount of Change:

This Change Order is based on additions and changes to Bid Item No. 6. The total cost of labor and material necessary for this Change Order is \$1,933.00, less a credit on the original Bid Item 6 of \$945.00, making the net cost of this Change Order equal to \$988.00.

July 18, 1955

Recommended by:

NUSSBAUMER, CLARKE & VELZY

By:

Wm. L. Nussbaumer

Date

*7/18/55*Approved:

By:

Town Engineer

Date:

CHANGE ORDER NO. 10

SANITARY SEWER DISTRICT NO. 5
SEWAGE TREATMENT PLANT
CONTRACT 2

Contractor:

C. E. Knowles Co.

Engineers:

Nussbaur, Clarke & Velzy

Description of Change:

Furnish and install all labor and material necessary for the sludge heater, boiler and sludge recirculating pumps, such that future connections thereto may be easily made under Contract 3. This work involves the following:

- Item #1 - Add a 1 1/2 HP combination circuit breaker and magnetic starter with hand-off automatic switch to the new control panel in the new Sludge Control Building for the hot water circulating pump.
- Item #2 - Change the run-off automatic switch which is on the control panel for operation of the 3 HP sludge pump to a start-stop push button and add a pilot light. Also add an interlock contact in this starter so the hot water pump cannot run unless the 3 HP sludge pump is running.
- Item #3 - Add a 1 1/4" conduit with 10 #12 wires from the control panel to the basement of the present eastern sludge control building and install one start-stop push button with pilot light on the column near the old control panel and leave space for a future similar push button.
- Item #4 - Add a spare 1/2" conduit run from the control panel to the location of the future 3 HP sludge circulating pump.
- Item #5 - Add a spare 3/4" conduit run from the control panel to the location of future 1 1/2 HP hot water circulator pump and thermostat.
- Item #6 - Add a weatherproof receptacle on the west floodlight pole on the new primary settling tank to be used for extension cord and light.
- Item #7 - Furnish and install one 3" flame trap with thermal shut-off valve and a 4" x 3" reducing check valve as proposed on the new piping layout for the sludge control building.

CHANGE ORDER NO. 10Reason for Change:

This work is being done at this time in order to simplify the construction of additional treatment plant units which are being planned for construction under Contract 3. By doing this work now, it simplifies future work, and is also less expensive than leaving this work to be done at a future date under Contract 3. By doing this work now, it will be much easier to make future connections to future units such as the future sludge heater, and the future sludge circulating pump. Electrical conduits will be provided in the floor, so that the necessary electrical wiring may be run concealed under the floor when the future units are added.

Amount of Change:

The total amount of this Change Order is \$996.63.

July 18, 1955

Recommended by:

NUSSBAUMER, CLARKE & VELZY

By:

Nussbaumer

Date:

7/18/55

Approved:

By:

_____ Town Engineer

Date: _____

6
24
3

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

WHEREAS, Nussbaumer, Clarke and Velsy, Consulting Engineers, have recommended Change Orders No. 4-5-6 and 7 to the contract entered into between the Town of Cheektowaga and C.E. Knowles Company, Contract No. 2, in connection with work at the Sewage Treatment Plant in Sewer District No. 5, be it

RESOLVED, that the Change Orders, copies of which are annexed to this resolution and made a part hereof, be and the same are hereby approved.

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

Supervisor Benedict T. Holts
Councilman Joseph A. Neibert
Councilman Felix Wroblewski
Councilman Bystrak

Voting AYE
" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

(Hereto attached is a copy of the Change Orders)

CHANGE ORDER NO. 4

SANITARY SEWER DISTRICT NO. 5

SEWAGE TREATMENT PLANT

CONTRACT 2

Contractor:

C. E. Knowles Co.

Engineers:

Nussbaumer, Clarke & Velsy

Description of Change:

CREDIT

DEBIT

1. Fence - replace 18 old line posts and 600 L.F. of barbed wire which were not in satisfactory condition to use again

102.16

2. Lower present 8" drain to glass and 6" drain to sludge lines

58.82

3. Furnish and install a steel stairs of control chamber in lieu of concrete stairs and furnish feralun breads for stairs inside control chamber

212.00

4. Run electric wires in present conduit to gauge receiver in pump house instead of furnishing new conduit

200.00

5. Furnish and place 10 tons of bank run gravel backfill in connection with changes in old 6" C.I. pipe line under control building

119.00

6. Install a drain with catch basin in present Venturi

69.31

7. Install a 30 gal. hot water heater with regular tank in sludge pump building

162.00

Total 999

517.29

Reason for Change:

The above extras were unforeseen conditions which could not be determined until work had begun. The same were taken when it was found that a saving in cost could be effected by substituting materials and still accomplish satisfactory results.

- 2 -

CHANGE ORDER NO. 4

Amount of Change:

The items included in this change order result in a net credit to the Town of Cheektowaga of \$21.71.

May 16, 1955

Recommended by:

Nussbaumer, Clarke & Velsy

By: Irving Clarke

Date: 5-16-55

Approved:

By: _____

Date: _____

CHANGE ORDER NO. 5

SANITARY SEWER DISTRICT NO. 5

SEWAGE TREATMENT PLANT

CONTRACT 2

Contractor:

C. E. Knowles Co.

Engineers:

Muesbauer, Clarke & Velsy

Description of Change:

Remove old cast iron and transite pipe under the control building floor and replace with new 6" cast iron pipe in new location to permit construction of new work. The above work includes removal of old lines and replacing all necessary pipe to complete the job.

Furnish and install 1" copper water line to new settling tank, including one Zurn #Z1180 Hydrant with shut-off valve at the top of the new tank. Include all trenching, backfilling and laying of concrete necessary to complete this work.

Reason for Change:

1. Existing pipe lines were discovered during the process of the excavation which interfered with new work. Due to changes and additions made on the plant at various times there was no record of the exact locations of these lines. It was also not advisable to leave the old transite lines since it would be impossible to make repairs on them if trouble developed after the new concrete floor was placed in the control building.

2. A water supply is necessary at the new settling tank for the proper operation of the plant.

Amount of Change:

For Item 1.	\$591.11
For Item 2.	\$598.00
Total amount of this change order	\$1189.11

May 16, 1955

Recommended by:

Muesbauer, Clarke & Velsy

By:

Irving Clarke

Date:

5-16-55

Approved:

By:

Date:

CHANGE ORDER NO. 6SANITARY SEWER DISTRICT NO. 5SEWAGE TREATMENT PLANTCONTRACT 2Contractor:

C. E. Knowles Co.

Engineers:

Nussbanner, Clarke & Velzy

Description of Change:

Furnish and install the piping, valves, and electrical work necessary for the proper installation and operation of the sludge pump in the basement of the Sludge Control Chamber. The piping and valve installation is to be in accordance with drawing A-642 as prepared by Nussbanner, Clarke & Velzy, Engineers.

Reason for Change:

In the original bid the above work was included in Item 9A, Sludge Control Building with basement. Since this item was deleted from the contract there is no provision for piping, valves and electrical work for this pump.

Amount of Change:

The total amount of this change order is \$14.85.

May 16, 1955

Recommended by:

Nussbanner, Clarke & Velzy

By: Irving Clarke

Date:

5-16-55Approved:

By: _____

Date: _____

CHANGE ORDER NO. 7

SANITARY SEWER DISTRICT NO. 5

SEWAGE TREATMENT PLANT

CONTRACT 2

Contractors:

C. E. [illegible] Co.

Engineers:

Nussbaumer, Clarke & Velsy

Description of Change:

Remove and install the necessary pipe, fittings, valves, pyrex sight glasses, and other necessary material for the installation of four sight glasses on the existing supernatant lines for the four existing sludge digestion tanks.

Reason for Change:

The existing method of drawing off supernatant liquor through an open pipe into a funnel is unsightly, unsanitary, and causes odor throughout the area. The proposed method of enclosing this plant function provides for more sanitary conditions and better operation.

Amount of Change:

The total amount of this change order equals four sight glasses at \$222.50 each, equals \$890.00.

May 16, 1955

Recommended by:

Nussbaumer, Clarke & Velsy

By: Irving Clarke

Date:

5-16-55

Approved:

By: _____

Date: _____

Councilman Helbert 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:

(1) Bonds of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$47,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated May 5, 1955, authorizing the issuance of \$47,500 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law, to finance the acquisition of highway machinery", which was adopted by the Town Board on May 5, 1955. Said bonds shall be designated "Serial Highway Apparatus Bonds", and shall consist of one bond of the denomination of \$500 numbered 1 and forty-seven bonds of the denomination of \$1,000 each, numbered from 2 to 48, inclusive, in the order of their maturity, and shall constitute an issue of bonds payable in annual installments on April 1 in each year as follows: viz.: \$9,500 in 1956 and \$10,000 in each of the years 1957 to 1959, inclusive, and \$8,000 in the year 1960.

(2) Bonds of said Town of the aggregate principal amount of \$30,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated March 26, 1955, authorizing the issuance of \$45,000 Serial Water District No. 10 Bonds of the Town of Cheektowaga, in the County of Erie, New York, pursuant to the Local Finance Law", which was adopted by the Town Board on March 26, 1955. Said bonds shall be designated "Serial Water District No. 10 Bonds", and shall consist of thirty bonds of the denomination of \$1,000 each, numbered from 1 to 30, inclusive, in the order of their maturity, and shall constitute an issue of bonds payable in annual installments on April 1 in each year as follows: viz.: \$2,000 in each of the years 1956 to 1970, inclusive.

(3) Bonds of said Town of the aggregate principal amount of \$5,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated August 16, 1954, authorizing the issuance of \$7,600.00 Serial Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law to finance the acquisition of a lateral sewer", which was adopted by the Town Board on August 16, 1954. Said bonds shall be designated "Serial Lateral Sewer Bonds", and shall consist of ten bonds of the denomination of \$500 each, numbered from 1 to 10, inclusive, in the order of their maturity, and shall constitute an issue of bonds payable in annual installments on April 1 in each year as follows: viz.: \$1,500 in each of the years 1956 to 1958, inclusive, and \$300 in 1959.

(4) Bonds of said Town of the aggregate principal amount of \$5,500 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated January 17, 1955, authorizing the issuance of \$10,000.00 for the paying of a portion of Henninger Avenue in the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board on January 17, 1955. Said bonds shall be designated "Serial Street Improvement Bonds", and shall consist of eleven bonds of the denomination of \$500 each, numbered from 1 to 11, inclusive, in the order of their maturity, and shall constitute an issue of bonds payable in annual installments on April 1 in each year as follows: viz.: \$2,000 in 1956, \$1,500 in 1957 and \$1,000 in each of the years 1958 to 1959.

(5) Bonds of said Town of the aggregate principal amount of \$87,000 shall be issued pursuant to the bond resolution entitled "Bond Resolution, dated February 19, 1954, authorizing the issuance of \$120,000.00 Serial Sewer District No. 5 Bonds of the Town of Cheektowaga, in the County of Erie, pursuant to the Local Finance Law", which was adopted by the Town Board on February 19, 1954. Said bonds shall be designated "Serial Sewer District No. 5 Bonds", and shall consist of eight-seven bonds of the denomination of \$1,000 each, numbered from 1 to 87, inclusive, in the order of their maturity, and shall constitute an issue of bonds payable in annual installments in each year as follows: viz.: \$ 3,000 on January 1, 1956, \$3,000 on April 1, 1956, \$4,000 on April 1 in each of the years 1957 to 1974, inclusive, \$2,000 on April 1, 1975 and \$1,000 on April 1 in each of the years 1976 to 1982, inclusive.

(6) All of said bonds shall be dated April 1, 1955 and shall bear interest from their date at a rate which shall not exceed five per centum, (\$5% per annum. The interest on the bonds payable on January 1, 1956, shall be payable on January 1, 1956. The interest on the remainder of said bonds shall be payable semi-annually on April 1 and October 1.

(7) Both principal of and interest on said bonds shall be payable at the Manufacturers and Traders Trust Company of Buffalo, 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.

Item No. 17-Contd' (8) Each of said bonds payable on January 1, 1956 shall be a registered bond. Each of the remainder 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 seal of said Town. Each of the interest coupons to be attached to said bonds shall be authenticated by the facsimile of said Town Supervisor.

(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.

(10) The faith and credit of the Town are hereby pledged to the payment of said bonds and the interest thereon as the same become due and payable.

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

	Voting AYE
Supervisor Holts	" "
Councilman Wroblewski	" "
Councilman Heibert	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Item No. 18
Its adoption:

Councilman Heibert presented the following resolution and moved

RESOLVED, that the Town Clerk be authorized and directed to obtain from the Erie County Highway Superintendent permission to construct sidewalks on County owned property.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 19

Councilman Bystrak moved, seconded by Councilman Heibert, that the Niagara Mohawk Power Corporation be authorized and directed to place a sidewalk lamp across the street from No. 33 Peachtree Lane, Town of Cheektowaga, New York.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 20

Councilman Heibert moved, seconded by Councilman Wroblewski, that the Board of Assessors be directed to prepare a map showing all areas in the town, outside of the Villages of Sloan and Depew, located on County Highways which are developed with houses and buildings of sixty per cent or more. That the map indicate the amount of development on each side of the street, block by block.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 21
Its adoption:

Councilman Bystrak presented the following resolution and moved

WHEREAS, the Town Board received bids for a 1955 truck to be used in the Parks Department of the Town of Cheektowaga, which bids were solicited in accordance with the provisions of Section 103 of the General Municipal Law and provided for equipment to be turned in, and

WHEREAS, Norman Chevrolet Inc., of 2751 Bailey Avenue, Buffalo, New York, bid the sum of \$2,198.88 for a 1955 Chevrolet Truck and allowing \$818.88 for the equipment to be turned in making a net cost of \$1,380.00, which bid complied with the plans and specifications and requirements of the Notice to Bidders be and the same is hereby accepted, and be it further

RESOLVED, that the Supervisor be and he is hereby authorized to enter into a contract for the purchase of said truck on the terms above stated, on behalf of the Town of Cheektowaga, New York.

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

	Voting AYE
Supervisor Benedict T. Holts	" "
Councilman Joseph A. Heibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

**CAPITAL NOTE RESOLUTION
DATED JULY 18, 1955 AUTHORIZ-
ING THE ISSUANCE OF \$5,200.00
LIGHTING DISTRICT CAPITAL
NOTES OF THE TOWN OF
CHEEKTOWAGA, IN THE COUNTY
OF ERIE, PURSUANT TO THE
LOCAL FINANCE LAW.**

WHEREAS, the expense of making the improvements hereinafter described must be borne by local assessment upon the several lots and parcels of land within the districts in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 282-a of the Town Law for the assessment of the cost of maintenance in a sewer district as the same shall be annually determined and apportioned by the Town Board, and the Town Board desires to issue capital notes to finance the cost of said improvements and to annually apportion and assess upon the several lots and parcels of lands especially benefitted by such improvements in proportion to the amount of benefit which the improvements shall confer upon the same, an amount sufficient to pay the principal of and interest on the capital notes issued for such improvements as the same shall become due and payable, all of which shall be done in accordance with the provisions of Subdivision 6 of Section 192 of Chapter 534 of the Laws of 1952 as amended by Chapter 325 of the Laws of 1954.

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 capital notes of the aggregate principal amount of \$5,200.00, 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 purchase and installation of street lighting equipment pursuant to Section 198 of the Town Law of New York, along the highways as hereinafter set forth to serve properties on both sides of said highways, to wit:

- (a) Furlong Road, from Mansford Road to Southgate Road.
- (b) Laramie Drive, from Cleveland Drive to Amberst Town Line.
- (c) Farmingdale Road, from Fairhaven Road to Newport and Greenway Road.
- (d) Strickdale Road, from Cleveland Drive to Huth Road.
- (e) Fontaine Drive, from Nina Place to end of street.

Section 3. It is hereby stated that:

- (a) The maximum cost of said purpose as estimated by the Town Board is \$5,200.00.
- (b) No money has heretofore been applied to the payment of the cost of said purpose.
- (c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.
- (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 4. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the Local Finance Law, \$5,200.00 capital notes of the Town of Cheektowaga, to be designated substantially Lighting District Capital Notes Series B of 1955, which shall bear a date not earlier than July 18, 1955, to be fixed by the Supervisor, in the following denominations and to be numbered as follows, and maturing as follows, to wit:

1. In the amount of \$2,600.00 maturing on April 1, 1956, and
2. In the amount of \$2,600.00 maturing on April 1, 1957.

Each of such notes to bear interest at a rate not exceeding 5% per annum, payable semi-monthly on April 1 and October 1. Such Capital Notes to be in bearer form with the privilege of conversion to Capital Notes registered as to principal and interest.

Section 5. All other matters except as provided herein, relating to such capital notes, shall be determined by the Supervisor. Such capital notes shall contain substantially the recitals of validity clause provided for in Section 52.00 of the Local Finance Law, and shall otherwise be in accordance with the provisions of Section 52.00 of the Local Finance Law as the Supervisor shall determine.

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 edition of which the enclosed printed slip, taken from said newspaper is a copy, was printed and published in said paper once a week; that the first publication JUL 28 1955 and the last publication JUL 28 1955 and that no more than two days intervene between publications.

Willard C. Allis

Sworn to before me this

day of JUL 28 1955

Eugene J. Allis

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

WILLARD C. ALLIS
PUBLISHED IN THE
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA
JULY 28, 1955
No. 5000

avenue Road to Newport and Greenway Road.

(d) Birkenhead Road, from Cleveland Drive to Ruth Road.

(e) Fountain Drive, from Nina Place to end of street.

Section 3. It is hereby stated that:

(a) The maximum cost of said purpose as estimated by the Town Board is \$4,800.00.

(b) No money has heretofore been applied to the payment of the cost of said purpose.

(c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.

(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 4. For the purpose of paying the cost of such purpose, there are hereby authorized to be issued, pursuant to the Local Finance Law, \$5,000.00 capital notes of the Town of Cheektowaga, to be designated substantially Lighting District Capital Notes Series B of 1935, which shall bear a date not earlier than July 18, 1935, to be fixed by the Supervisor, in the following denominations and to be numbered as follows, and maturing as follows, to wit:

1. In the amount of \$2,000.00 maturing on April 1, 1936, and

2. In the amount of \$3,000.00 maturing on April 1, 1937.

Each of such notes to bear interest at a rate not exceeding 5% per annum, payable semi-monthly on April 1 and October 1. Such Capital Notes to be in bearer form with the privilege of conversion to Capital Notes registered as to principal and interest.

Section 5. All other matters except as provided herein, relating to such capital notes, shall be determined by the Supervisor. Such capital notes shall contain substantially the recitals of validity clause provided for in Section 32.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals in addition to those required by Section 31.00 of the Local Finance Law as the Supervisor shall determine.

Section 6. The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged to the payment of the principal of and interest on such capital notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such capital notes becoming due and payable in such year. There shall annually be apportioned and assessed upon the several lots and parcels of land especially benefitted by the aforesaid improvements in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 332-a of the Town Law, an amount sufficient to pay the principal of and interest on such capital notes as the same become due and payable.

Section 7. Such capital notes shall be sold at private sale by the Supervisor at a price of not less than par value of and accrued interest, if any, and the proceeds of such sale shall be applied solely for the purpose aforesaid, but the receipt of the Supervisor shall be a full acquittance to the purchaser of such capital notes who shall not be obliged to see to the application of the purchase money.

Section 8. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of paragraph (a) of Section 11.00 of the Local Finance Law and that the period of probable usefulness of said purpose is five (5) years.

Section 9. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be not later than April 1, 1937.

Section 10. The validity of said capital notes may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action suit or proceeding contesting such validity is commenced within 20 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 11. 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 31.00 of said Local Finance Law, and such publication shall be in the CHEEKTOWAGA TIMES and in the DEFEW HERALD AND CHEEKTOWAGA NEWS, newspapers published and having a general circulation in said Town, and which newspapers are the official papers of this Town.

Section 12. This resolution shall take effect immediately upon its adoption.

The capital note resolution published herewith has been adopted on the 18th day of July, 1935, and the validity of the obligations authorized by such capital note resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution of New York.

KENNETH T. HANLEY
Town Clerk of the Town of
Cheektowaga, New York
By ELIZABETH BUNIAZZ
Deputy Town Clerk

Item No. 22-Cont'd Her
Depew Herald-Cheektowage

the Notice published in the

207

STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE
CAPITAL NOTE RESOLUTION
DATED JULY 1934, RES. AUTH-
ORIZING THE ISSUANCE OF
\$5,200.00 LIGHTING DISTRICT
CAPITAL NOTES OF THE TOWN
OF CHEEKTOWAGA IN THE
COUNTY OF ERIE, PURSUANT
TO THE LOCAL FINANCE LAW,
WHEREAS, the expense of mak-
ing the improvements hereinafter
described must be borne by local
assessment upon the several lots
and parcels of land within the dis-
trict in proportion to the amount
of benefit which the improvements
shall confer upon the same, and in
the manner provided in Section
202-A of the Town Law for the
assessment of the cost of main-
tenance in a sewer district as the
same shall be annually determined
and apportioned by the Town
Board, and the Town Board de-
cides to issue capital notes to fi-
nance the cost of said improve-
ments, and to annually appraise
and assess upon the several lots
and parcels of land especially
benefitted by such improvements
in proportion to the amount of
benefit which the improvements
shall confer upon the same, an
amount to pay the principal of and
interest on the capital notes issued
for such improvements as the same
shall become due and payable, all
of which shall be done in accord-
ance with the provisions of Sub-
division 6 of Section 196 of Chap-
ter 684 of the Laws of 1932 as
amended by Chapter 3244 of the
Laws of 1936.

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

Section 1. In order to finance the
specific object or purpose herein-

after recited, the Town of Cheektowaga in the County of Erie shall issue its capital notes of the aggregate principal amount of \$5,200.00 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 purchase and installation of street lighting equipment pursuant to Section 196 of the Town Law of New York along the highways as hereinafter set forth, to serve properties on both sides of said highways: to wit:

- a) Furlong Road, from Mansford Road to Southgate Road.
- b) Lamark Drive, from Cleveland Drive to Amherst Town Line.
- c) Farmingdale Road, from Fairhaven Road to Newport and Greenway Road.
- d) Blackdale Road, from Cleveland Drive to Ruth Road.
- e) Fontaine Drive, from Nina Bluff to end of street.

Section 3. It is hereby stated that:

- a) The maximum cost of said purpose as estimated by the Town Board is \$5,200.00.
- b) No money has heretofore been applied to the payment of the cost of said purpose.
- c) The Town Board plans to finance the cost of said purpose from funds raised by the issuance of said capital notes.
- 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 4. For the purpose of paying the cost of such purpose, hereafter referred to as the "purpose" pursuant to the Local Finance Law, \$5,200.00 capital notes of the Town of Cheektowaga to be designated substantially "Lighting District Capital Notes Series B of 1934" which shall bear a date not earlier than July 15, 1935, to be fixed by the Supervisor, in the following denominations, and to be numbered as follows, and maturing as follows, to wit:

- i) In the amount of \$2,600.00 maturing on April 1, 1936, and
- ii) In the amount of \$2,600.00 maturing on April 1, 1937.

Each of such notes to bear interest at a rate of not exceeding 5% per annum, payable semi-annually on April 1 and October 1. Such Capital Notes to be in bearer form with the privilege of conversion to Capital Notes registered as to principal and interest.

Section 5. All other matters except as provided herein, relating to such capital notes, shall be determined by the Supervisor. Such capital notes shall contain substantially the recital of validity clause provided for in Section 32.00 of the Local Finance Law, and shall otherwise be in such form and contain such recitals in addition to those required by Section 31.00 of the Local Finance Law as the Supervisor shall determine.

Section 6. The faith and credit of the Town of Cheektowaga are hereby irrevocably pledged to the payment of the principal of and interest on such capital notes (and the same respectively become due and payable) an annual appropriation shall be made in each year sufficient to pay the principal of and interest on such capital notes becoming due and payable in such years. There shall annually be apportioned, and assessed upon the several lots and parcels of land especially benefitted by the aforesaid improvements in proportion to the amount of benefit which the improvements shall confer upon the same, and in the manner provided in Section 202-A of the Town Law, an amount sufficient to pay the principal of and interest on such capital notes as the same become due and payable.

Section 7. Such capital notes shall be sold at private sale by the Supervisor at a price of not less than par value of and accrued interest, if any, and the proceeds of such sale shall be applied solely for the purpose aforesaid, but the receipt of the Supervisor shall be a full acquittance to the purchaser of such capital notes who shall not be obliged to see to the application of the purchase money.

Section 8. It is hereby determined that said purpose is an object or purpose described in Subdivision 35 of paragraph (a) of Section 31.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five (5) years.

Section 9. It is hereby determined that the proposed maturity of the capital notes authorized by this resolution shall be not later than April 1, 1937.

Section 10. The validity of said capital notes may be contested only in such obligations are authorized for an object or purpose described in Subdivision 35 of paragraph (a) of Section 31.00 of the Local Finance Law, and the period of probable usefulness of said purpose is five (5) years.

Section 11. The validity of said capital notes may be contested only in such obligations are authorized for an object or purpose described in Subdivision 35 of paragraph (a) of Section 31.00 of the Local Finance Law, and the period of probable usefulness of said purpose is five (5) years.

IN 10131

Notary

**NOTICE OF PUBLIC HEARING FOR THE IMPROVEMENT OF
RAYMOND STREET EXTENDING FROM WILLIAM STREET
TO DOWDER PLACE, BY THE CONSTRUCTION OF A LATERAL
SEWER.**

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 28th day of July, 1928 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

Present: T. H. Hite, Supervisor
Joseph A. Nebert, Councilman
Felix Weisswold, Councilman
Stanley Rosen, Councilman

ABSENT:

Henry Hight, Councilman
Councilman Nebert presented the following resolution and moved its adoption:

Whereas, a petition was filed with the Board for the improvement of that portion of Raymond Street, extending from William Street to Dowder Place, by the construction of a lateral sewer, to serve both sides of the street;

and whereas, the petitioners state that such a sewer is hereby authorized by the Town Board of the Town of Cheektowaga, Erie County, New York, and that the Board of the Town of Cheektowaga, Erie County, New York, is hereby authorized to issue bonds to the amount of \$10,000, to be used for the purpose of constructing such a sewer;

and whereas, the Board of the Town of Cheektowaga, Erie County, New York, is hereby authorized to issue bonds to the amount of \$10,000, to be used for the purpose of constructing such a sewer;

and whereas, the Board of the Town of Cheektowaga, Erie County, New York, is hereby authorized to issue bonds to the amount of \$10,000, to be used for the purpose of constructing such a sewer;

and whereas, the Board of the Town of Cheektowaga, Erie County, New York, is hereby authorized to issue bonds to the amount of \$10,000, to be used for the purpose of constructing such a sewer;

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at

the Town Hall, corner of Union Road and Broadway, in said Town, on the 8th day of August, 1928, at 2:30 o'clock P.M., Eastern Daylight Saving Time, of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it further

RESOLVED AND ORDERED, that the Town Clerk be and he is hereby ordered and directed to publish a certified copy of this resolution and order in the CHEEKTOWAGA TRIBUNE and the CHEEKTOWAGA NEWS, official newspapers of the Town of Cheektowaga, not less than ten (10) nor more than twenty days prior to the date of the hearing, and that on or before said date he post conspicuously on signs to be posted conspicuously on the signs of this order in five (5) public places along the said portion of said street to be improved.

Witness my hand and the seal of the Town of Cheektowaga, Erie County, New York, this 28th day of July, 1928.

JOSEPH A. NEBERT, Councilman
Attest: **FELIX WEISSWOLD,** Councilman
State of New York
Erie County
Office of the Clerk of the Town of Cheektowaga

This is to certify that **KENNETH T. HANSEN,** 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 28th day of July, 1928, 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 (seal) and affixed the seal of said Town this 28th day of July, 1928.

KENNETH T. HANSEN,
Clerk of the Town Board, Town of Cheektowaga, N. Y.

- 1- Telephone Pole at the corner of Raymond and William Street
- 2- Post at the north-east corner of William and Raymond Street
- 3- Telephone Pole No. P-4 on Raymond Street
- 4- Telephone Pole No. P-6 on Raymond Street
- 5- Telephone Pole No. P-7 on Raymond Street

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

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 July, 1955 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESIDENT:

Bradenet T. Holt, Supervisor
 Felix T. Wroblewski, Councilman
 Joseph A. Nebert, Councilman
 Stanley R. Syrcal, Councilman

ABSENT:

Henry J. Negel, Councilman
 Councilman Nebert presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of said highway from William Street westerly to Raymond Street by the construction of a local street, so as to serve both sides thereof; and

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

WHEREAS, such petition was duly acknowledged or proved by all of the signers in the same manner as a deed to be recorded, and WHEREAS, the maintenance and improvement to be said highway, as proposed in the petition, is the need of the Town of Cheektowaga, New York, and is entirely in said Town.

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Street and Broadway, in said Town, on the 26th day of August, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, of that day for the purpose of considering the said petition, the hearing of persons intervening in the subject thereof concerning the same, and to be held at the Town Hall.

RESOLVED AND ORDERED, that the Town Clerk be and he is hereby directed and directed to publish a certified copy of this resolution and order in the "CHEEKTOWAGA TIMES" and the "Doper Herald and Cheektowaga News", official newspapers of the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that on or before said date he post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places along the said portion of said highway to be improved.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
 Supervisor Holt voting Aye.
 Councilman Nebert voting Aye.
 Councilman Wroblewski voting Aye.
 Councilman Syrcal voting Aye.
 AYES: 4 NOES: 0 ABSENT: 1

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

It 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 July, 1955, 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 July, 1955.

KENNETH T. HANLEY
 Clerk of the Town of Cheektowaga, N. Y.
 (7-38)

STATE OF NEW YORK
 COUNTY OF ERIE
 TOWN OF CHEEKTOWAGA }

WILLARD C. ALLEN, 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 copy, taken from said newspaper is a copy, was inserted and published in said paper once a week for three weeks; that publication JUL 28 1955 last publication JUL 28 1955 and that no more than six days intervened between publications.

Subscribed and sworn to before me this 28th day of JUL 28 1955
 Notary Public in and for Erie County, N. Y.

ERIC L. ALLEN
 Notary Public in and for Erie County, N. Y.
 My Commission Expires March 28, 1957
 Registered No. 5024

Item No. 23-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

It is hereby notified that the following is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF CHEEKTOWAGA

IN SENATE

January 19, 1955

NOTICE OF THE
SPECIAL ASSESSMENT OF THE
PROPERTY TAXES OF THE
COUNTY OF CHEEKTOWAGA

A public hearing will be held on the 19th day of January, 1955, at the County Office Building, Cheektowaga, New York, at 10:00 o'clock, A.M., for the purpose of receiving suggestions and objections to the proposed special assessment of the property taxes of the County of Cheektowaga for the year 1955.

More than 100 suggestions and objections were received from the public.

Respectfully,
J. J. [Signature]

By _____ day of _____ 1955
at _____

17
24

Item No. 23-Cont'd Hereto attached is a copy of the Notice published in the
Dewey Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE }

WILLIAM A. HENNING

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Dewey
Herald and News

a public newspaper published at Cheektowaga, Erie County, New York, and
announced that the same was
was

the last

more than

contains therein

day of

1955

WILLIAM A. HENNING

17
24

WHEREAS, such sewer system as shown by the said map and plan attached to such petition consists of a sewer main to be connected with the sewer collection system of the existing district; and

WHEREAS, such sewer system may be acquired at no cost to the Town and no money is to be expended for the acquisition of such sewer system; and

WHEREAS, said Town Board duly adopted on the 21st day of February, 1955, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 7th day of March, 1955, 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 certified copies of said order have been duly published and posted as prescribed by law and said Town Board has at the time and place specified in said order duly met and considered said petition and hear all persons interested in the subject thereof who appeared at such time and place, concerning the same; and

WHEREAS, the evidence offered at such time and place requires that the Town Board make the determinations hereinafter made;

NOW, THEREFORE, BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows: That (1) the assessed valuation of all the taxable real property in the proposed extension of said district hereinafter described as shown on the latest completed assessment roll of said town is \$24,719.00; and the aggregate amount of the assessed valuation of such taxable real property which is now owned by owners who have signed the said petition is \$35,732.00; and the assessed valuation of all the taxable real property in the proposed extension of said district hereinafter described as shown upon the latest completed assessment roll of said Town owned by resident owners, thereof, is \$38,265.00; and the aggregate amount of the assessed valuation of such taxable real property which is now owned by resident owners who have signed said petition is \$24,670.00; (2) said petition is signed and acknowledged or proved as required by law and is otherwise sufficiently (3) all property and property owners within said proposed extension of said district are benefited thereby; (4) all property and property owners benefited are included within the limits of said proposed extension of said district; and (5) it is in the public interest to grant in whole the relief sought in and by said petition.

FURTHER ORDERED, that the relief sought by said petition be and it is hereby granted and that said district be and it hereby is extended so as to include the territory in said Town hereinafter described, and it is

FURTHER ORDERED that the Town Clerk be and hereby is directed to cause to be recorded in the office of the Clerk of the County of Erie, a certified copy of this order and to file a certified copy of this order in the office of the Department of Audit and Control of the State of New York.

Recorded by Councilman Helbert and duly put to a vote which resulted as follows:

Supervisor Benedict F. Hallis
Councilman Joseph A. Helbert
Councilman Felix Krollenstedt
Councilman Stanley Dystraak

Voting AYE
" "
" "
" "

AYES: -4-

NAYS: -0-

ABSENT: -1-

17
24

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

210

RESOLVED, that the request of the Civil Air Patrol, Buffalo Group, Headquarters, 167 Fisher Street, Buffalo 15, New York, to have a firework display on July 30, 1955, on a site belonging to it on Cayuga Road, be granted with the understanding that there be no fireworks display on any public highway, but on its own property, and that it file with the Town Clerk, written proof that it has obtained public liability insurance in the maximum amount of not less than twenty-five thousand dollars (\$25,000.00).

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Melbert	" "
Councilman Felix Problemki	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

10
14
42

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

WHEREAS, four (4) new election booths are required for the Fall Elections, and

WHEREAS, various contractors have been requested to submit bids to contract the same, but on account of the vast amount of building going on in the Town of Cheektowaga, the Town Clerk has been informed that if bids were requested, none of the contractors contacted would submit bids, and

WHEREAS, these election booths must be contracted at once so that the same can be completed for use in the Fall Primaries, and

WHEREAS, Anthony Fabericki has constructed election booths for the Town of Cheektowaga in the past at a price far below that of any other bids submitted at the time and that his work has been satisfactory and he has built the election booths in accordance with the specifications of the existing booths owned by the Town of Cheektowaga, and understands the type of construction required, be it

RESOLVED, that the Town Clerk be and he is hereby authorized to have constructed four election booths by Anthony Fabericki, at a cost not to exceed the sum of \$1,375.00 for each election booth. This is an emergency purchase under the circumstances.

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Melbert	" "
Councilman Problemki	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Item No. 26 Councilman Problemki presented the following resolution and moved its adoption:

WHEREAS, Daniel Marrocki is the owner of the abutting property on Hamlet's Drive, in the Town of Cheektowaga, New York, commencing at the southerly line of Veterans Place and extending southerly for a distance of 630 feet, and thence westerly for a distance of approximately 197 feet, and

WHEREAS, Daniel Marrocki has constructed the foundation for the highway on said street as above described, and there is constructed in said highway a sanitary sewer, and the said Daniel Marrocki has entered into a contract with the Erie County Water Authority for the construction of water lines in said highway, and has paid the Erie County Water Authority the cost thereof, but has not placed the topping on said highway because heavy trucks are still operating on said highway, in connection with the construction of houses, and it is the desire of the Town Highway Department that the topping not be placed on said highway until the construction of houses on said highway has been completed, and

WHEREAS, the Town Board of the Town of Cheektowaga, New York, has fixed the sum of Two Thousand Dollars (\$2,000.00) to be deposited with the said Town Board, and WHEREAS, Daniel Marrocki has agreed to place the topping on said highway and complete the same in accordance with the specifications of the Town Highway Department, be it

RESOLVED, that the Town of Cheektowaga enter into a contract with Daniel Marrocki, which contract is to provide that the said Daniel Marrocki will place the topping on said street and complete the highway in all respects and in accordance with the specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, on or before July 1, 1956, and that the annexed contract is hereby approved and the Supervisor is authorized to execute the same for the Town of Cheektowaga, New York, and be it further

Item No. 26-Cont'd

RESOLVED, that Daniel Nawrocki deposit incash with the Town of Cheektowaga, the sum of Two Thousand Dollars (\$2,000.00) as security for the faithful performance of the aforementioned contract, and be it further

RESOLVED, that said contract contain a provision that in the event the sum of Two Thousand Dollars (\$2,000.00) is insufficient to pay the cost of the completion of said highway, then the said Daniel Nawrocki agrees to pay any sum required in excess of that amount, and be it further

RESOLVED, that the letter from the Western Savings Bank of Buffalo, dated July 18, 1955, wherein it is stated that the Western Savings Bank of Buffalo will withhold the sum of Two Hundred Fifty Dollars (\$250.00) from the proceeds of each permanent mortgage financed through its bank in further support of the aforementioned deposit, be likewise filed and made a part of this resolution and the Town Attorney is hereby authorized to record in the Erie County Clerks' Office the deed for said highway.

Seconded by Councilman Joseph A. Weibert and duly put to a vote which resulted as follows:

Supervisor Holts	Voting AYE
Councilman Weibert	" "
Councilman Wroblewski	" "
Councilman Rysiek	" "

ABSENT: Councilman Nagel

AYES: -4-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the aforementioned agreement

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AGREEMENT

THIS AGREEMENT made this 18th day of July, 1955, by and between THE TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business in the County of Erie, State of New York, party of the first part, and DANIEL MAWROCKI, with his office and residence at 1345 Walden Avenue, in the Town of Cheektowaga, County of Erie and State of New York, party of the second part;

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Mandale Drive, in the Town of Cheektowaga, New York, commencing at the southerly line of Veterans Place and extending southerly for a distance of 630 feet, and thence northeasterly for a distance of approximately 197 feet, and

WHEREAS, the party of the second part has constructed the foundation for the highway on Mandale Drive as above described, and has also constructed in said highway a sanitary and storm sewer, and has entered into a contract with the Erie County Water Authority for the construction of water lines in said highways, and has paid the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept, as a Town Highway, Mandale Drive, as above described, and is willing to enter into a contract with the Town of Cheektowaga, New York, to place the topping on said street and complete the same so that the same will comply with the specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, it is hereby

AGREED, that the party of the second part agrees to place topping on Mandale Drive, in the Town of Cheektowaga, New York, commencing at the southerly line of Veterans Place and extending southerly for a distance of 630 feet, and thence northeasterly for a distance of approximately 197 feet, on or before July 1, 1956. He further agrees, where necessary, to reconstruct

V C H E E W E M E N I

the foundation of said highways and complete the same so that said highways will conform in every respect with the specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, and it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, cash security in the sum of Two Thousand Dollars (\$2,000.00), said sum to be held by the Town of Cheektowaga, in escrow, conditions in all respects, that the party of the second part will in all respects comply with the terms and conditions of this agreement and the accompanying resolution of the Town Board on or before the 1st day of July, 1956. In the event the party of the second part fails to live up to the terms of this agreement, then the party of the first part is authorized to complete said highways so that the same complies with the minimum specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga in every respect, and all expenses incurred by it in completing said highways shall be paid by the party of the second part. In the event the said sum of Two Thousand Dollars (\$2,000.00) is insufficient to pay such cost, then the party of the second part hereby agrees to pay any sum required in excess of that amount, and it is further

AGREED, that the letter from the Western Savings Bank of Buffalo, dated July 18, 1955, wherein it is stated that the Western Savings Bank of Buffalo will withhold the sum of Two Hundred Fifty Dollars (\$250.00) from the proceeds of each permanent mortgage financed through its bank in further support of the aforementioned deposit, be likewise filed and made a part of this resolution and the Town Attorney is hereby authorized to record in the Erie County Clerk's Office the deed for said highway.

Upon filing with the Town Board an executed copy of this agreement, it is agreed that the party of the first part does hereby accept said highway as a Town Highway, subject to the jurisdiction of the Town Highway Superintendent.

It is further
D. instrument and the provisions of the
will conform in every respect with the specifications of the
the completion of said highways and complete the same so that said highways

-5-

-1-

IN WITNESS WHEREOF, the parties hereto have hereunto set their
hands and seals the day and year first above written.

TOWN OF CHESEBROUGH, NEW YORK

BY: _____

Supervisor

Daniel Nawrocki
Daniel Nawrocki

STATE OF NEW YORK)
COUNTY OF CHESEBROUGH) ss.

On this _____ day of _____, 1955, before me personally came
_____ to me personally known, who being by me duly
sworn, did swear and say that he residing in the Town of Cheesbrough, Erie
County, New York, that he is the Supervisor of the Town of Cheesbrough, the
corporation described in and which executed the above instrument; that he
knows the seal of the said corporation; that the seal affixed to the said
instrument is such corporate seal; that it was so affixed by order of the Town
Board of the Town of Cheesbrough, New York; and that he signed his name
thereto by like order.

STATE OF NEW YORK)
COUNTY OF CHESEBROUGH) ss.

On this 19th day of July, 1955, before me, the subscriber,
personally appeared DANIEL NAWROCKI, to me personally known and known
to me to be the same person described in and who executed the within instrument,
and he duly acknowledged to me that he executed the same.

Robert J. Pius
Robert J. Pius

Item No. 27 Councilman Bystrak moved, seconded by Councilman Wroblewski, that the application of the Carpenters District Council of Buffalo and vicinity to rezone from Residential District to Business District premises located on Harlem Road, east side, commencing 103.56 feet north of Seton Road, a 75 feet highway, having a frontage on Harlem Road of approximately 205 feet and a depth of approximately 483 feet, has been denied by the Zoning Board of Appeals, be it
RESOLVED, that this Board uphold the decision of the Zoning Board of Appeals in denying said petition.
CARRIED: AYES: -4-
ABSENT: -1-

Appeals:

Hereto attached is a copy of the decision of the Zoning Board of

19

[Faint, mostly illegible text and signatures within a rectangular border, likely a decision or report form.]

STATE OF NEW YORK
COUNTY OF CHECTOWAGA
TOWN OF CHECTOWAGA

WILLARD C. ALLEN, of the Town of Chectowaga, in said County of Erie, being duly sworn,

deposes and says that he is the publisher of the Chectowaga 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 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Subscribed and sworn to this

day of JUL 28 1955

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

EVE J. ALLIS

NOTARY PUBLIC, STATE OF NEW YORK
Qualified in the County of Erie

My Comm. Expires

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Nathan Benderson for the rezoning of premises from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

RESOLVED, by the 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 District."

DESCRIPTION

Being vacant land, part of Farm Lot 16, Township 11, south side of New Walden with a frontage of approximately 300 feet and a depth of 800 feet, frontage to be more exactly determined by being the total frontage remaining on the south side of Walden of Farm Lot 16, Township 11; or more specifically being the total amount of frontage on said tract less 300 feet beginning at a point 6,151 feet east of Hartman Road which was recently sold to Mr. Campbell. The exact amount of frontage to be determined upon the completion of a new survey. Said parcel should contain approximately 1 acre.

KENNETH T. HANLEY
Town Clerk, Town of Chectowaga, New York

Dated: July 16, 1955.

(7-25)

7-18-55
83-FTW
Jury Ayer ✓

DECISION OF
ZONING BOARD OF APPEALS

.....
In the Matter of the Application of

CARPENTERS DISTRICT COUNCIL OF
BUFFALO AND VICINITY

To remove from "Residential" District to "Business"
District premises located on Harlem Road, east side,
commencing 103.56 feet north of Seton Road, a 75 foot
highway, having a frontage on Harlem Road of approxi-
mately 205 feet and a depth of approximately 403 feet.
.....

In its application for rezoning, the petitioner alleged
that it intended to erect on the premises, a building with
approximately 100 feet frontage and a depth of 100 feet, as a
private club and a Union headquarters. It was further stated
in the application that an exact map showing the location of
the premises, would be filed at the time of the hearing before
the Zoning Board of Appeals.

A hearing was held before the Zoning Board of Appeals
on the 6th day of June, 1955. At the public hearing held on
the application, the attorney for the petitioner stated that
it intended to construct a great share of the building on the
corner lot located at Harlem Road and Seton Road, and that it
entered into negotiations to purchase the property of Mr.
Gelman, which is located about 103 feet north of the Harlem Road-
Seton Road intersection.

It further stated that it was ^{its} intention to land-
scape and beautify the area and stated that the land located in
the rear of the Gelman property would be blacktop and used for
parking purposes.

It further stated that it was not the intention of the
petitioner to use all of the land, but would give to the abutting
property owners, the land not used by the petitioner.

Appeals:

Hereby attached is a copy of the decision of the Zoning Board of

Item No. 27 Councilman Hyatt's motion, seconded by Councilman McLaughlin,
that the application of the Carpenters District Council of Buffalo and vicinity
to remove from Residential District to Business District premises located on
Harlem Road, east side, commencing 103.56 feet north of Seton Road, a 75 foot
highway, having a frontage on Harlem Road of approximately 205 feet and a depth
of approximately 403 feet, has been denied by the Zoning Board of Appeals, be it
RESOLVED, that this Board uphold the decision of the Zoning Board
of Appeals in denying said petition.

CARRIED: AYES: 4-
ABSENT: 1-

Item No. 27 Councilman Bystrak moved, seconded by Councilman Wroblewski, that the application of the Carpenters District Council of Buffalo and vicinity to rezone from Residential District to Business District premises located on Harlem Road, east side, commencing 103.56 feet north of Seton Road, a 75 foot highway, having a frontage on Harlem Road of approximately 205 feet and a depth of approximately 183 feet, has been denied by the Zoning Board of Appeals, be it RESOLVED, that this Board uphold the decision of the Zoning Board of Appeals in denying said petition.

CARRIED: AYES: -4-
ABSENT: -1-

Appeals:

Herein attached is a copy of the decision of the Zoning Board of

He further stated that it was the intention of the petitioner to construct a fence on the property. He assured the persons present at the hearing that no intoxicating liquor would be sold on the premises.

The hall the petitioner plans on erecting would seat about 1,000 people and the carpenters use of the meeting hall would be about eight times a month.

Owners of resident property on Seton Road, Parish Road and Lorreto Drive attended the public hearing and objected to the construction of the Union hall, upon the property sought to be rezoned. A written petition signed by 117 people opposing the application, was filed with the ^{Zoning} Board. Many of the property owners located on Lorreto Drive, Parish Road and Seton Road appeared at the public hearing and voiced their objections to the granting of the rezoning, particularly as it related to the rear portion of the property.

They called attention to the difficulty the people are experiencing in getting on to Harlem Road from the side streets, due to the heavy traffic on Harlem Road. They further pointed out that if 1,000 persons attended a meeting in the hall, several automobiles would be brought into the neighborhood, thereby increasing the present traffic difficulties they are now experiencing. They stated that they were definitely opposed to the use of the rearpart of the Oelman property as a parking lot.

The Zoning Board of Appeals postponed a decision in the matter in order to make a thorough investigation of the traffic conditions and to examine the location of the homes which might be affected if the application were granted. It is the considered opinion of the members of the Zoning Board of Appeals that the petitioner would build a building on the premises which would not in any way de-preciate the value of the homes located on the streets mentioned. The Zoning Board of Appeals feels, however, that the location of a parking lot in the rear of the

Item No. 27 Councilman Bystrak moved, seconded by Councilman Wohlwendt, that the application of the Carpenters District Council of Buffalo and vicinity to rezone from Residential District to Business District premises located on Harlem Road, east side, commencing 103.56 feet north of Seton Road, a 75 foot highway, having a frontage on Harlem Road of approximately 205 feet and a depth of approximately 183 feet, has been denied by the Zoning Board of Appeals, be it RESOLVED, that this Board uphold the decision of the Zoning Board of Appeals in denying said petition.

CARRIED: AYES: 4-
ABSENT: 1-

Appeals:

Hereby attached is a copy of the decision of the Zoning Board of

19
Cahman property would definitely cause the property owners on Lorretto Drive, Parish Road and Seton Road to ^{substantial} ~~adverse~~ ~~circumstantial~~ damages. To allow such a building to be constructed without parking facilities would cause persons attending the meetings to park their automobiles on the public highways and add to the difficulty the people are now experiencing on getting on to Harlem Road.

It would be ^{by} ~~highly~~ improper to allow this to occur. Excepting portions of Harlem Road, all of the property in the immediate area is zoned "Residence". The Town recently sold 13 lots on the north side of Seton Road with the definite assurance that the same would be zoned "Residence". The proposed parking lot would be located directly in the rear of the lots. The value of these lots would be ^{adversely} ~~seriously~~ affected were this application granted.

Members of the Zoning Board of Appeals have been interviewed by residents in the immediate area and they all are opposed to the property being used as a Union headquarters and we believe their opposition to the granting of this application for rezoning is justified. We agree with the statement made by one of the objectors that a location of the Union hall should be made where no serious parking problem is presented.

We recommend that the application of the petitioner to construct a Union hall on the property described in the petition, be denied.

DATED:

Leo Kurnick

Michael L. Kurling

C. G. Hanson

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

9 day of

1955

Banley
public in and for Erie County

19
The above Notice was posted as according to law.

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Bradley and Sons for the rezoning from Residential District to First Industrial District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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 District."

DESCRIPTION

ALL THAT TRACT OR PARCEL OF LAND together with the improvements thereon situate in the Town of Cheektowaga, County of Erie and State of New York, briefly described as follows: Being a parcel of land located on the north side of New Walden Avenue, 150 feet west of Union Road, having a frontage of approximately 699 feet by approximately 679 feet across the rear with a depth of 143 feet along the east side.

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

Dated: July 18, 1955.

(7-28)

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 28 1955; last publication JUL 28 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUL 28 1955, 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

STATE OF NEW YORK }
COUNTY OF ERIE } ss:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Cheektowaga}
Herald and News

a 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 one week, the first insertion being on the 28th day of July, 1955, and the last insertion being on the 28th day of July, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955

Wm. T. Hanley
Notary Public in and for Erie County

No 10131

19
The above Notice was posted as according to law.

Item No. 29-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 *one* week, the first insertion being on the *28th* day of *July* 19*55*, and the last insertion being on the *28th* day of *July* 19*55*, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

19 *55*

Handy
He is and for Erie County

19
The above Notice was posted as according to law.

Item No. 30 The request of Donald L. Perry, President of the Cleveland Hill Homeowners Association that due to the closeness of the special election for the establishment of the Ward System for the Town of Cheektowaga that the Town Board, on their own motion, have the matter put on the voting machine for the 1955 elections to again be considered by the voters of the Town of Cheektowaga. Ordered referred to the Town Board for study and investigation.

10
11
42

Item No. 31 Councilman Wroblewski moved, seconded by Councilman Bystak, that all claims presented at this meeting for audit be approved and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same.

Warrant No. 1536 to No. 1565, inclusive, drawn on the Supervisor.

6

Item No. 32 Councilman Neibert moved, seconded by Councilman Wroblewski, to adjourn.

Kenneth T. Hanley,

Town Clerk

SEAL

Kenneth T. Hanley.

Item No. 29-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

RICHARD G. BENNETT

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, in a copy, was inserted and published therein once a week for *one* week, the first insertion being on the *28th* day of *July* 19*55*, and the last insertion being on the *28th* day of *July* 19*55*, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this *9* day of

August 19*55*

1955

Wm. J. Hanley
Notary Public in and for Erie County

19
The above Notice was posted as according to law.

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 1st day of August, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holts	Supervisor
Henry J. Nagel	Councilman
Felix T. Wroblewski	"
Joseph A. Neibert	"

ABSENT: Stanley R. Bystrak

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; Dog Warden Kraska; Town Engineer Kamm; General Foreman Eberle; Town Historian Julia B. Reinstein; Assistant Building Inspector Trafalski; Town Assessor Rudyzinski and Secretary to the Highway Superintendent Percy Meyer.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Councilman Nagel moved, seconded by Councilman Neibert that the request of the U-Grest Hose Company to close off Clover and Evergreen Street in connection with their Annual Field Day be granted. 10
42

Item No. 4 Councilman Neibert moved, seconded by Councilman Wroblewski, that the request of the Pine Hill Hose Company to close Normandy Avenue in connection with their Annual Field Day be granted. 10
42

Item No. 5 Councilman Neibert moved, seconded by Councilman Wroblewski, that the Town Clerk be authorized and directed to issue Building Permits on applications processed by the Petitions Committee on July 23, 1955 and July 30, 1955, after same have been approved by the Building Inspector. CARRIED: AYES: -4- 15
ABSENT: -1- 35

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, bids were received on July 18, 1955 for the relocation of water mains on Transit Road, Zubrick Road and Como Park Boulevard and the lowest bid was submitted by Vogel Construction Company in the sum of \$7,605.75, and WHEREAS, Nussbaumer, Clarke and Velzy, Consulting Engineers, have recommended that the bid of Vogel Construction Company be accepted, be it

RESOLVED, that the said bid of Vogel Construction Company to do the work mentioned and described in the plans and specifications in connection with the relocation of water mains above mentioned, be accepted and the Town Attorney and the Consulting Engineers are hereby authorized to prepare the necessary contract to be executed between the Town of Cheektowaga and the said Vogel Construction Company, and be it further

RESOLVED, that copies of this resolution be forwarded to Vogel Construction Company and Nussbaumer, Clarke and Velzy, Consulting Engineers.

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

as follows:

Supervisor Benedict T. Holts	Voting AYE
Councilman Henry J. Nagel	" "
Councilman Felix T. Wroblewski	" "
Councilman Joseph A. Neibert	" "

AYES: -4-

NOES: -0-

ABSENT: -1- 1
29

Item No. 7 Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the Town Engineer be authorized and directed to purchase from Empire Blue Inc., 1 David White #3924 New Model Engineers' Dump Level at a cost not to exceed \$295.00.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -4-
ABSENT: -1- 1
36

Item No. 8 This being the time and the place advertised for the receiving of seal bids for furnishing all materials and equipment, together with all labor for the construction of a lateral sewer in that portion of Gruner Road extending from Harlem Road east to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road north to Broadway and that portion of Broadway extending from Lemoine Street east to Kennedy Road. The Town Clerk presented proof of the Notice to Bidders. Councilman Neibert moved, seconded by Councilman Nagel, that the Town Clerk be authorized and directed to open the sealed bids on hand. Hereto attached is a summary of the sealed bids received:

SUMMARY OF BIDS FOR THE CONSTRUCTION OF SANITARY SEWERS IN GRUNER ROAD, KENNEDY ROAD, LEMOINE STREET AND BROADWAY TOWN OF CHEEATOWAGA, N.Y.

ITEM	DESCRIPTION	QUANTITY	UNIT	STRACO		NORWOOD		IRWIN		BIENIEK		DE PLAN		STONACO		FAGO	
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	FURNISH AND INSTALL 12" VTR 6 TO 8 FEET DEEP	1,182	LF	3.60	4,255.20	4.25	5,023.50	4.38	5,177.16	5.00	5,910.00	5.00	5,910.00	5.30	6,370.00	5.50	6,501.00
	12" VTR 8 TO 10 FEET DEEP	996	LF	3.80	3,784.80	4.75	4,731.00	4.38	4,362.48	6.00	5,976.00	5.00	4,980.00	5.70	5,677.00	5.75	5,727.00
	10" VTR 6 TO 8 FEET DEEP	220	LF	3.30	726.00	3.95	869.00	4.10	902.00	4.60	1,012.00	5.00	1,100.00	4.90	1,078.00	5.25	1,155.00
	10" VTR 8 TO 10 FEET DEEP	1,705	LF	3.50	5,967.50	4.45	7,587.25	4.10	6,990.50	5.60	9,548.00	5.00	8,525.00	5.50	9,377.00	5.50	9,377.50
	10" VTR 10 TO 12 FEET DEEP	75	LF	4.45	333.75	5.45	408.75	4.10	307.50	7.60	570.00	5.00	375.00	6.40	480.00	5.60	420.00
	8" VTR 6 TO 8 FEET DEEP	1,065	LF	2.90	3,088.50	3.45	3,674.25	3.72	3,961.80	4.25	4,526.25	5.00	5,325.00	4.07	4,734.00	4.00	4,260.00
	8" VTR 8 TO 10 FEET DEEP	1,225	LF	3.10	3,797.50	3.95	4,838.75	3.72	4,557.00	4.25	5,206.25	5.00	6,125.00	4.93	6,039.00	4.25	5,206.25
	8" VTR 10 TO 12 FEET DEEP	75	LF	4.05	708.75	4.95	866.25	3.72	651.00	5.00	875.00	5.00	875.00	6.50	1,137.00	4.50	787.50
2	FURNISH AND INSTALL STD. MANHOLES 6 TO 8 FEET DEEP	6	EA	225.00	1,350.00	250.00	1,500.00	300.00	1,800.00	200.00	1,200.00	350.00	2,100.00	320.00	1,920.00	300.00	1,800.00
	8 TO 10 FEET DEEP	14	EA	275.00	3,850.00	300.00	4,200.00	360.00	5,040.00	250.00	3,500.00	400.00	5,600.00	400.00	5,600.00	350.00	4,900.00
	10 TO 12 FEET DEEP	2	EA	325.00	650.00	350.00	700.00	400.00	800.00	325.00	650.00	500.00	1,000.00	400.00	800.00	375.00	750.00
3	FURNISH AND INSTALL CLASS B CONCRETE CRISOLE	300	LF	.75	225.00	2.00	600.00	1.00	300.00	3.00	900.00	1.50	450.00	2.50	750.00	4.00	1,200.00
4	FURNISH AND INSTALL SELECT BACKFILL UNDER PAVT CROSSING	450	C.Y.	3.00	1,350.00	3.00	1,350.00	4.00	1,800.00	4.00	1,800.00	3.50	1,575.00	4.00	1,800.00	5.00	2,250.00
5	FURNISH AND INSTALL 6 INCH WYE BRANCH HOUSE CONNECTIONS	190	EA	5.00	950.00	6.00	1,140.00	8.00	1,520.00	8.00	1,520.00	7.00	1,330.00	5.60	1,064.00	15.00	2,850.00
6	FURNISH AND INSTALL CONC. TO EXISTING MH - LEMOINE & GRUNER RD	LUMP	SUM	150.00	150.00	150.00	150.00	200.00	200.00	500.00	500.00	350.00	350.00	866.00	866.00	2,500.00	2,500.00
7	FURNISH AND INSTALL 3" WINDOUS MACADAM PAVT REPLACEMENT	60	S.Y.	4.00	240.00	6.00	360.00	5.00	300.00	6.00	360.00	6.00	360.00	20.00	1,200.00	5.00	300.00

TOTAL FOR BID ITEMS 1 TO 7 INCLUSIVE

31,427.00

37,998.75

38,669.44

44,053.50

45,965.46

49,152.00

49,984.25

BID SECURITY

MARYLAND
CASUALTY CO

FIDELITY & DEPOSIT
CO OF MARYLAND

NEW AMSTERDAM
CASUALTY CO

THE AETNA CASUALTY
AND SURETY CO

THE TRAVELERS
INSURANCE CO

NEW AMSTERDAM
CASUALTY CO

NEW AMSTERDAM
CASUALTY CO

ULSBAUMER CLARK & VEITZ

CONSULTING ENGINEERS

BUFFALO NY

Item No. 8 This being the time and the place advertised for the receiving of seal bids for furnishing all materials and equipment, together with all labor for the construction of a lateral sewer in that portion of Gruner Road extending from Harlem Road east to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road north to Broadway, and that portion of Broadway extending from Lemoine Street east to Kennedy Road.

The Town Clerk presented proof of the Notice to Bidders.

Councilman Heibert moved, seconded by Councilman Nagel, that the Town Clerk be authorized and directed to open the sealed bids on hand.

Hereto attached is a copy of the sealed bids.

Item No. 8 This being the time and the place advertised for the receiving of seal bids for furnishing all materials and equipment, together with all labor for the construction of a lateral sewer in that portion of Gruner Road extending from Harlem Road east to Kennedy Road, that portion of Kennedy Road extending from Gruner Road north to Broadway, Lemoine Street extending from Gruner Road north to Broadway, and that portion of Broadway extending from Lemoine Street east to Kennedy Road.

The Town Clerk presented proof of the Notice to Bidders.

Councilman Heibert moved, seconded by Councilman Nagel, that the Town Clerk be authorized and directed to open the sealed bids on hand.

Hereto attached is a copy of the

Item No. 8-Cont'd Councilman Neibert moved, seconded by Councilman Nagel,
that the bids be referred to the Town Engineer for analysis and tabulation.

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Item No. 9
its adoption:

Councilman Nagel presented the following resolution and moved

WHEREAS, Loumon Construction Inc., a domestic corporation organized and existing under the laws of the State of New York and having its principal place of business at 721 Ellicott Square Building, City of Buffalo, New York, in constructing homes on North Willowlawn Parkway for its entire length as shown on a map filed in the Erie County Clerks' Office under Cover 1801 and has constructed the foundation for the highway on such street, in accordance with specifications of the Town Highway Department and Town Regulations, but has not placed the topping thereon because heavy trucks are still operating on said street in connection with the construction of the homes, and it being the desire of the Town Highway Department that the topping not be placed on said street until the weather permits and the construction of homes on said street has been completed, and

WHEREAS, it has been estimated by the Town Highway Superintendent that the cost of placing topping on said street, for a distance of six hundred (600) feet north of Dingens Street would not exceed the sum of Six Thousand Dollars (\$6,000), and

WHEREAS, Loumon Construction Company Inc., has agreed to place the topping on said street for such distance of six hundred (600) feet in accordance with specifications of the Town Highway Department and Town Regulations, and

WHEREAS, the said Loumon Construction Inc., has constructed in said street sanitary and storm sewers and has entered into a contract with the Erie County Water Authority for the construction of water lines in said street and has paid the Erie County Water Authority the cost thereof; and, be it

RESOLVED, that the Town of Cheektowaga enter into a contract which contract is to provide that the said Loumon Construction Inc., will place the topping on said North Willowlawn Parkway for a distance of six hundred (600) feet north of Dingens Street in accordance with the specifications of the Town Highway Department and regulations of the Town of Cheektowaga on or before July 1, 1956.

THAT the annexed contract is hereby approved and the Supervisor is authorized to execute the same in the name of the Town of Cheektowaga, New York, and be it further

RESOLVED, that the said Loumon Construction Inc., execute and deliver to the Town of Cheektowaga, a surety bond in the sum of six thousand (\$6000) Dollars as security for the faithful performance of the aforementioned contract, and be it further

RESOLVED, that said contract contain a provision that in the event the said sum of Six Thousand (\$6,000) Dollars is insufficient to pay the cost of the completion of said highway, then the said Loumon Construction Inc., agrees to pay any sum required in excess of that amount.

IT IS FURTHER RESOLVED, that the Attorney for the Town of Cheektowaga be and he hereby is authorized to record a deed covering said highway as shown on a map filed in the Erie County Clerks' Office under Cover No. 1801.

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

Supervisor Holtz
Councilman Nagel
Councilman Wroblewski
Councilman Neibert

Voting AYE

" "
" "
" "

AYES: -4-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the said Agreement:

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Witnessed on behalf of the State of New York
at New York on the 10th day of May 1964
I, the undersigned, being a duly qualified
Notary Public in and for the State of New York,
do hereby certify that the foregoing is a true and
correct copy of the original of the same as
the same was presented to me for certification
at New York on the 10th day of May 1964.
Notary Public in and for the State of New York

[Handwritten signature]
10/10/64

A G R E E M E N T

August

Made this 1st day of July, 1955, by and between the Town of Cheektowaga, a municipal corporation of the State of New York, with its office and principal place of business in the County of Erie, New York, party of the first part, and KOUNOW CONSTRUCTION, INC., a domestic corporation organized and existing under the laws of the State of New York, party of the second part,

WITNESSETH:

WHEREAS, the party of the second part is constructing homes on No. Willowlawn Pkwy. as shown on Map filed in the Erie County Clerk's Office under Cover 1891 and has constructed the foundation for the highway on said street in accordance with specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, and

WHEREAS, the party of the second part has constructed in said highway sanitary and storm sewers and has entered into a contract with the Erie County Water Authority for the construction of water lines in said highway and has paid the Erie County Water Authority the cost thereof, and

WHEREAS, the party of the first part has requested the party of the second part not to place topping on said street until all construction of said houses is completed and the party of the second part being desirous of placing topping on said street for a distance of six hundred (600) feet north of Dingsen Street.

IT IS agreed that the party of the second part shall place topping on No. Willowlawn Pkwy. for a distance of six

Л И Т Е Р А Т У Р А

IT IS further agreed that the party of the second part will deposit with the party of the first part a surety bond in the sum of Six Thousand Dollars (\$6,000.00) said bond to provide that the party of the second part will in all respects comply with the terms and conditions of this agreement and the accompanying resolution of the Town Board on or before July 1, 1956. In the event the party of the second part fails to perform according to the terms of this agreement, then the party of the first part is authorized to complete said highway so that in every respect same will comply with the minimum requirements of the Town Highway Department and the regulations of the Town of Cheektowaga, New York and all expenses incurred by it in completing said highway. In the event the said sum of Six Thousand Dollars (\$6,000.00) is insufficient to pay such cost then the parties of the second part hereby agree to pay anysum required in excess of that amount. It is, however, agreed that the maximum liability of the surety is limited to the sum of Six Thousand Dollars (\$6,000.00).

TOWN OF CHESTONADA

LOOMON CONSTRUCTION, INC.
BY: Louis Monaco Pres.

AGREEMENT

George Lloyd
notary public

Louis M. ...

Notary Public

LEGAL NOTICE

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955 at 2:30 o'clock P.M. Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT:

Stanley Bystrak, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of Toelsin Road extending from Genesee Street south to George Urban Boulevard, a distance of 2100 feet, by the construction of a 28-foot permanent pavement together with poured-in-place concrete curbs, gutters, receivers, storm drains, and other necessary underground work between the curbs along said highway, was filed in the Town Clerk's Office on June 20th, 1955, which petition was presented to this Town Board on the 20th day of June, 1955, and

WHEREAS, EDWARD B. JERZEWSKI, ANDREW H. SCHWENK and EUGENE A. RUDZINSKI, 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 the lots on both sides of said highway to be improved as aforesaid, and also by persons owning more than one lot on the highway owned by persons residing along both sides of said highway proposed to be improved;

WHEREAS, the maximum amount proposed to be expended for the improvement aforesaid is the sum of Fifty-five Thousand Dollars (\$55,000.00), and

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

NOW, THEREFORE,

IT IS HEREBY ORDERED, that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 6th day of September, 1955 at 2:30 o'clock 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 and the DEPEW HERALD AND CHEEKTOWAGA NEWS, official newspapers of the Town, and which newspapers are published in and which have a general circulation in said 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 along the said highway to be improved not less than ten nor more than twenty 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 Neibert, voting Aye
Councilman Wroblewski,

voting Aye
Councilman Nagel, voting Aye
Councilman Bystrak, absent

AYES: 4; NOES: 0; ABSENT: 1

State of New York)

County of Erie) 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 1st day of August, 1955 and that the same is a correct and true transcript of each original resolution and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal at the Town of Cheektowaga, New York, August, 1955.
KENNETH T. HANLEY,
Town Clerk

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Posted as follows on the 26th day of August, 1955:

- 1- Telephone Pole at the corner of Toelsin Road and Genesee Street:
- 2- Post in front of No. 171 Toelsin Road:
- 3- Post in front of No. 170 Toelsin Road:
- 4- Telephone Pole at the corner of Toelsin Road and Geo. Urban Blvd.,:
- 5- Telephone Pole No. 97 on Toelsin Road.

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 AUG 25 1955; last publication AUG 25 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 25 1955 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 29, 1957
Registered No. 5029

STATE OF NEW YORK
COUNTY OF ERIE

EDWARD G. BURNETT

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 week, the first insertion being on the day of 19..... and the last insertion being on the day of 19..... and that not more than six days intervened between any two publications thereof.

Richard G. Burnett

Sworn to before me this day

SEP 1 1955

Notary Public in and for Erie County

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication AUG 25 1955; last publication AUG 25 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 25 1955, 19.....

Eve J. Allis

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

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 20, 1957
Registered No. 5025

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EDWARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Checktowa
Herald and News

a public newspaper published at Depew, Town of Check-
towa, 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
..... week, the first insertion being on the
..... day of .. August .., 19.., and
the last insertion being on the day of
....., 19.., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

day

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Legal Notice

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, 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

ABSENT:

Stanley R. Bystrak, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of Union Road with the construction of a lateral sewer, extending from Redleaf Lane, south a distance of 340 feet towards Cleveland Drive, so as to serve both sides thereof, and

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

WHEREAS, such petition was acknowledged or proved by the clerk in the same manner as a deed to be recorded, and WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition is the sum of \$2500.00, and

WHEREAS, said highway to be improved is located in Sewer District No. 5 of the Town of Cheektowaga, New York and is entirely in said Town,

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie

County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 15th day of August, 1955 at 7:30 o'clock P.M. Eastern Daylight Saving Time of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof and be it further

RESOLVED and ORDERED, that the Town Clerk be and he is hereby directed and directed to publish a printed copy of this resolution in the CHEEKTOWAGA TOWN NEWS and the DEFEW HERALD and the CHEEKTOWAGA NEWS, official newspapers of the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that on or before said date he post conspicuously in five (5) public places along the said portion of said highway to be improved.

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

Supervisor Holtz, Voting Aye
Councilman Neibert, Voting Aye
Councilman Wroblewski, Voting Aye

Councilman Nagel, Voting Aye
AYES: 4; NOES: 0; ABSENT: 1.

State of New York
County of Erie
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 1st day of August, 1955, and that the same is a correct and true transcript of such original resolution and the whole thereof.

IN WITNESS WHERE-

OF, I have hereunto set my hand and seal of said Town this 1st day of August, 1955.

KENNETH T. HANLEY,
Town Clerk

(seal)

au 4

Posted as follows on the 5th day of August, 1955:

- 1- Telephone Pole at the corner of Cleveland Drive and Union Road;
- 2- Telephone Pole No. 4823 on Union Road;
- 3- Post at the corner of Union Road and Redleaf Lane;
- 4- Telephone Pole No. 4853 on Union Road;
- 5- Telephone Pole No. 4833 on Union Road;

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

NOTICE OF MEETING**Petition for Sanitary Sewer**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there

**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 copy taken from said newspaper is a copy, was inserted and published in said paper once a week for one week; first publication AUG 4 1955; last publication AUG 4 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 4 1955, 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

STATE OF NEW YORK
COUNTY OF ERIE

DEEDS & RECORDS

being duly sworn, deposes and says that he is the

OWNER

of the

^{Dapew} ^{Chickadee}
Herald and News

a public newspaper published at Dapew, Town of Chickadee, Erie County, New York, that notice of which the enclosed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 4th day of August, 1955, and the last insertion being on the 4th day of August, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 9 day of

August, 1955
John T. Hand

Notary Public

and for Erie County

Posted as follows on the 5th day of August, 1955:

- 1- Telephone Pole at the corner of Cleveland Drive and Union Road;
- 2- Telephone Pole No. 4823 on Union Road;
- 3- Post at the corner of Union Road and Redleaf Lane;
- 4- Telephone Pole No. 4853 on Union Road;
- 5- Telephone Pole No. 4833 on Union Road;

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

NOTICE OF HEARING

Petition for Sanitary Sewer
As a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, 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. Nelbert, Councilman

ABSENT:

Stanley R. Bystrak, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of Union Road with the construction of a lateral sewer, extending from Redleaf Lane, south, a distance of 340 feet towards Cleveland Drive, so as to serve both sides thereof, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway, as stated in the petition is the sum of \$2,000.00, and

WHEREAS, said highway to be improved is located in Sewer District No. 5 of the Town of Cheektowaga, New York and is entirely in said Town.

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 122 of the

County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 15th day of August, 1955 at 7:30 o'clock P.M., Eastern Daylight Saving Time, of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it further

RESOLVED AND ORDERED, that the Town Clerk be and he is hereby ordered and directed to publish a certified copy of this resolution and order in the "CHEEKTOWAGA TIMES" and the "Depew Herald and Cheektowaga News," official newspapers of the Town, not less than ten (10) nor more than twenty (20) days prior to the date of said hearing, and that on or before said date the post conspicuously certified copies of this order in five (5) public places along the said portion of said highway to be improved.

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

Supervisor Holtz voting Aye.
Councilman Nelbert voting Aye.
Councilman Wroblewski voting Aye.
Councilman Nagel voting Aye.
AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK)
COUNTY OF ERIE) 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 1st day of August, 1955, 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 seal of said Town this 1st day of August, 1955.

KENNETH T. HANLEY
Town Clerk
(8-4)

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 copy taken from said newspaper is a copy, was inserted and published in said paper once a week for four weeks; first publication AUG 4 1955; last publication AUG 4 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of AUG 4 1955 19

Evelyn 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

STATE OF NEW YORK
COUNTY OF ERIE

} ss.:

DEPONENT'S EXHIBIT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depositor}
Herald and News ^{Chattanooga}

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 one week, the first insertion being on the 4th day of August, 1955, and the last insertion being on the 4th day of August, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

1955

and
in and for Erie County

- 1- Telephone Pole No. 233 on Transit Road;
- 2- Telephone Pole No. 236 on Transit Road;
- 3- Post at the corner of Transit Road and Strassmer Road;
- 4- Telephone Pole No. 247 on Transit Road;
- 5- Telephone Pole No. 250 on Transit Road.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga Times:

NOTICE OF HEARING

Extension of Water District
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, 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

ABSENT:

Stanley R. Bystrak, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 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 18th day of July, 1955, 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 proposed to be annexed to Water District No. 9; 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 extension is proposed to be made, 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 west sides of the highways within the said proposed water district extension, and is also signed by non-resident taxpayers owning at least one-half of the entire frontage or boundaries on the west sides of the highways within the said proposed water district extension; and

WHEREAS, said petition is accompanied by a map prepared by Nussbaumer, Clarke & Velky, Consulting Engineers of the Town of Cheektowaga and Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of the said proposed water district extension; and

WHEREAS, the proposed water district extension is described in said petition as follows:

Description of Proposed Extension of Water District No. 9, Town of Cheektowaga, New York

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

BEGINNING at a point in the boundary line between the Town of Cheektowaga and the Town of Lancaster, said point being the intersection of the southerly boundary line (extended) of the Como Park Boulevard Extension to Water District No. 9 with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE southerly 10,119.3 feet along the boundary line between the Town of Cheektowaga and the Town of Lancaster to the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE easterly 240 feet along the boundary line between the Town

of Cheektowaga and the Town of West Seneca;

THENCE northerly 7,508.7 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE easterly 207 feet on a line parallel with the centerline of Strassmer Road; said line being the southerly boundary of the Strassmer Road Extension to Water District No. 9;

THENCE northerly 400 feet on a line parallel with the centerline of Transit Road; said line being the easterly boundary of the Strassmer Road Extension to Water District No. 9;

THENCE westerly 207 feet on a line parallel with the centerline of Strassmer Road; said line being the northerly boundary of the Strassmer

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 pub-

lished weekly in said Town; that the notice, of

which the annexed printed slip, taken from said

newspaper is a copy, was inserted and published

in said paper once a week for two weeks;

first publication AUG 4 1955

last publication AUG 4 1955

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of AUG 4 1955, 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

Legal Notice

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, at 2:30 o'clock P.M., E.D.S.T., there were:

PRESENT:

Benedict T. Holts, Supervisor
Henry J. Nagel, Councilman
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman

ABSENT:

Stanley R. Bystrak, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 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 18th day of July, 1955, 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 $\frac{1}{4}$ of the assessed value of the taxable real property in the area proposed to be added to Water District No. 9, and signed by non-resident taxpayers owning taxable real property aggregating more than $\frac{1}{4}$ of the assessed valuation of all taxable real property situated in the area where said water district extension is proposed to be made, and signed 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 $\frac{1}{4}$ of the entire frontage of boundaries on the west sides of the highways within the said proposed water district extension, and is also signed by non-resident taxpayers owning at least $\frac{1}{4}$ of the entire frontage or boundaries on the west side of the highways within the said proposed water district extension; and

WHEREAS, said petition is accompanied by a map prepared by Numsaumer, Clarke & Vary, Consulting Engineers of the Town of Cheektowaga and Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of the said proposed water

district extension; and

WHEREAS, the proposed water district extension is described in said petition as follows:

DESCRIPTION OF PROPOSED EXTENSION OF WATER DISTRICT NO. 9 TOWN OF CHEEKTOWAGA, NEW YORK

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

BEGINNING at a point in the boundary line between the Town of Cheektowaga and the Town of Lancaster, said point being the intersection of the southerly boundary line (extended) of the Como Park Boulevard Extension to Water District No. 9 with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE southerly 10,119.3 feet along the boundary line between the Town of Cheektowaga and the Town of Lancaster to the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE easterly 240 feet along the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE northerly 7508.7 feet to a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE easterly 207 feet on a line parallel with the centerline of the Strasmer Road Extension to Water District No. 9;

THENCE southerly 466 feet on a line parallel with the centerline of Transit Road; said line being the easterly boundary of the Strasmer Road Extension to Water District No. 9;

THENCE westerly 307 feet on a line parallel with the centerline of Strasmer Road; said line being the northerly boundary of the Strasmer Road Extension to Water District No. 9;

THENCE northerly 2122.3 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster to the southerly boundary line of the Como Park Boulevard Extension to Water District No. 9;

THENCE easterly 240 feet to the

point of beginning.

WHEREAS, the territory herebefore 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 Union Road and Broadway in the Town of Cheektowaga on the 15th day of August, 1955 at 7:30 o'clock P.M. Eastern Daylight Saving Time, to consider said petition and to hear all persons interested in the subject thereof of 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 and the CHEEPEW HERALD AND CHEEKTOWAGA NEWS, newspapers having general circulation in the territory affected 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 within the area where said proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Voting Aye Councilman Nagel, Voting Aye

AYES: 4; NOES: 0; ABSENT: 1.
State of New York)
County of Erie) 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 1st day of August, 1955, 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 seal of said Town this 1st day of August, 1955.

KENNETH T. HANLEY,
Town Clerk

- 1- Telephone Pole No. 233 on Transit Road;
- 2-Telephone Pole No. 236 on Transit Road;
- 3- Post at the corner of Transit Road and Strasmere Road;
- 4- Telephone Pole No. 247 on Transit Road;
- 5- Telephone Pole No. 250 on Transit Road.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga Times:

NOTICE OF HEARING

Extension of Water District
At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 1st day of August, 1955, 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

ABSENT:

Stanley R. Bystrek, Councilman
Councilman Nagel presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 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 18th day of July,

erly boundary of the Strasmere Road Extension to Water District No. 9;

THEREFORE northerly 466 feet on a line parallel with the centerline of Transit Road; said line being the easterly boundary of the Strasmere Road Extension to Water District No. 9;

THEREFORE westerly 207 feet on a line parallel with the centerline of Strasmere Road; said line being the northerly boundary of the Strasmere Road Extension to Water District No. 9;

THEREFORE northerly 2,144.6 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster to the southerly boundary line of the Como Park Boulevard Extension to Water District No. 9;

THEREFORE easterly 240 feet to 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 Union Road and Broadway in the Town of Cheektowaga on the 15th day of August, 1955 at 7:30 o'clock P.M., Eastern Daylight Saving 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 "CHEEKTOWAGA TIMES" and the "Depew Herald and Cheektowaga News," newspapers having general circulation in the territory affected 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 within the area where said proposed water district extension is to be made, not less than ten (10) nor more than twenty (20) days before said day designated for the hearing.

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

Supervisor Holtz voting Aye.
Councilman Neibert voting Aye.
Councilman Wroblewski voting Aye.
Councilman Nagel voting Aye.
AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK)
COUNTY OF ERIE) 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 1st day of August, 1955, and that the same is a correct and true transcript of such original resolution and the whole hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and seal of said Town this 1st day of August, 1955.

(8-4) 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 week; first publication AUG 4 1955; last publication AUG 4 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this AUG 4 1955, 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, 1957
Registered No. 5029

STATE OF NEW YORK

RICHARD G. BERNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Dewar} ^{Chicktown}
Herald and News

public newspaper published at Dewar, Town of Chick-

town, Erie County, New York, that notice of which the

printed slip taken from said newspaper, is a copy,

inserted and published therein once a week for

..... week, the first insertion being on the

..... day of August, 1955, and

last insertion being on the 11th day of

August, 1955 and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

day of

15

August
County of Erie

Item No. 12

NOTICE OF PUBLIC HEARING FOR THE IMPROVEMENT OF TOELSEN ROAD
BY THE CONSTRUCTION OF A PERMANENT PAVEMENT IN SAID HIGHWAY .

(SEE PAGE # 217 ITEM NO. 9-A)

STATE OF NEW YORK
COUNTY OF ERSE

IN SENATE,
January 10, 1900.
REPORT OF THE
COMMISSIONER OF THE
LAND OFFICE,
IN RESPONSE TO A
RESOLUTION PASSED
BY THE SENATE,
MAY 1, 1899.

Item No. 12-Cont'd

Posted as follows on the 5th day of August, 1955:

- 1- Telephone Pole at the corner of Toelsin Road and Genesee Street;
- 2- Post in front of No. 171 Toelsin Road;
- 3- Telephone Pole No. 97 on Toelsin Road;
- 4- Telephone Pole No. 25 on Toelsin Road;
- 5- Post at the corner of Toelsin Road and Geo. Urban Blvd.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

(See Page # 217 Item No. 9-A)

[Faint, illegible text at bottom]

1. The first of these is the fact that the majority of the population of the United States is now living in urban areas. This is a result of the process of urbanization, which has been going on since the beginning of the 20th century. The population of the United States has increased from about 100 million in 1900 to over 200 million in 1950. At the same time, the population of rural areas has decreased from about 100 million in 1900 to about 50 million in 1950. This has led to a concentration of the population in urban areas, which has had a number of important consequences.

Herald Affidavit

(SEE PAGE # 218 ITEM # 9-A)

Item No. 13 Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, Francis Dombin claims that he fell on a sidewalk in front of
on July 25, 1955, be it
RESOLVED, that the Town Engineer and the Town Highway Superintendent investigate to see whether or not the sidewalk needs replacement or repair at the place where the alleged accident happened, and if it does, they are hereby authorized to repair or replace the sidewalk, and the cost thereof be charged against the General Fund.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 14 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Norman Harvey has made an excavation for a driveway at and the building and plumbing inspector has ordered the owner not to build the driveway because of a violation of the Town Ordinances and the said Norman Harvey has been notified to fill in the excavation but has failed to do so, be it

RESOLVED, that Norman Harvey be ordered to fill in the excavation within 10 days after a service of a copy of this resolution, that if he fails to fill in the excavation within 10 days the matter be referred to the Town Attorney for action.

Seconded by Councilman Nagel.

CARRIED: AYES: -4-
ABSENT: -1-

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

WHEREAS, Ronald E. Norman successfully passed a Civil Service Examination for the position of Junior Engineer Aide in the Engineering Department and is No. 1 on the list, be it

RESOLVED, that the said Ronald E. Norman be permanently appointed Junior Aide in the Engineering Department at an annual salary of Four Thousand Dollars (\$4,000) to be paid in semi-monthly installments.

Seconded by Councilman Wroblewski

CARRIED: AYES: -4-
ABSENT: -1-

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

RESOLVED, that the Erie County Water Authority be requested to install a fire hydrant on Genesee Street in front of Spencer Kellogg Company.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-
ABSENT: -1-

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

RESOLVE, to request Harry Crafts, Erie County Highway Superintendent, to install 2 Boulevard Stop Signs on Grisfield and Aris Street, at Dingsen Street.

Seconded by Councilman Nagel.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 18 Councilman Nagel moved, seconded by Councilman Wroblewski, that the Niagara Mohawk Power Corporation be authorized and directed to place a shield on street lamp in front of No. 13 Garden Road, Town of Cheektowaga, New York.

CARRIED: AYES: -4-
ABSENT: -1-

Item No. 19 Councilman Wroblewski moved, seconded by Councilman Neibert, that all claims presented at this meeting for audit be approved, and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. (Warrant No. 1566 to No. 1685, inclusive, drawn on the Supervisor).

Item No. 20 Councilman Nagel moved, seconded by Councilman Neibert, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk

Kenneth T. Hanley.

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, on the 8th day of August, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holts	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Weibert	"
Stanley R. Bystrak	"

ABSENT: Henry J. Nagel

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; Town Engineer A.J. Kammand Assistant Building Inspector Carl Trafalski.

Item No. 2 Petition presented for the installation of a lateral sanitary sewer in Oriole Place. Ordered referred to the Assessors for a property check. 17
24

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

RESOLVED, that the Niagara Mohawk Power Corporation make the following light changes:

1. Install 10,000 lumen overhead system street light on pole No. 2638 at the northwest corner of Genesee Street and Harlem Road;
2. Install 10,000 lumen overhead system street light on pole No. 2651 at the southeast corner of Harlem Road and Genesee Street;
3. Remove existing 6,000 lumen overhead system street light from pole No. 2651 at the northeast corner of Genesee Street and Harlem Road;
4. Increase existing 4,000 lumen overhead system street light on pole No. 1499, Harlem Road, south of Genesee Street to 10,000 lumens;
5. Install 10,000 lumen overhead system street light on the east side of Harlem Road, north of Genesee Street.

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

Supervisor Holts	Voting AYE
Councilman Weibert	" "
Councilman Wroblewski	" "
Councilman Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

27

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

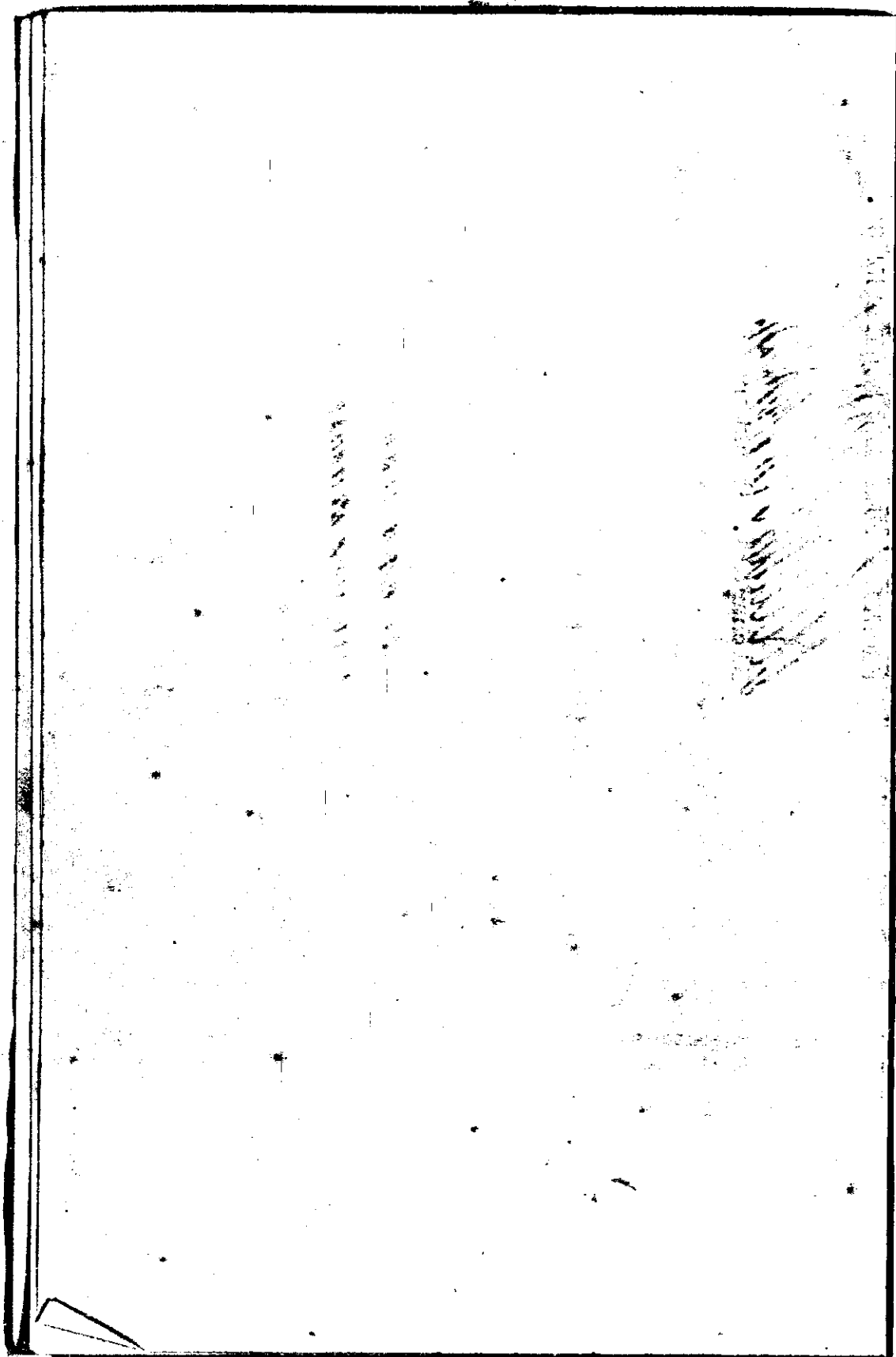
RESOLVED, that the Town Engineer be authorized to enter into a contract with the Frontier Pump & Equipment Company to clean out wet wells as per annexed proposal, at a cost not to exceed the sum of \$690.00

Seconded by Councilman Weibert.

CARRIED: AYES: -4-
ABSENT: -1-

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HERETO ATTACHED IS A COPY OF THE PROPOSAL



Item No. 5 This being the time and the place advertised for a public hearing for the improvement of that portion of RAYMOND AVENUE extending from William Street, northerly to Demmer Place, by the construction of a lateral sewer so as to serve both sides thereof.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board, requesting the improvement of the highway known as Raymond Avenue, by the construction of a lateral sewer in said highway, to wit: that portion of Raymond Avenue extending from William Street, northerly to Demmer Place, so as to serve both sides thereof, and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or lots on both sides of said highway to be improved as aforesaid and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along said highway proposed to be improved, and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded and is otherwise sufficient, and

WHEREAS, at a meeting of the Town Board duly held on the 18th day of July, 1955, at 7:30 o'clock P.M., an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in the petition to wit: the sum of \$11,800.00 and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 1st day of August, 1955, at 2:30 o'clock P.M., E.D.S.T., and

WHEREAS, the said order, duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Board at the place and on the date and time hereinbefore mentioned, and at such place and time the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereof and pursuant to the provisions of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board determine it is in the public interest to make the improvement petitioned for, to wit: the construction of a lateral sewer along said highway known as Raymond Avenue extending from William Street, northerly to Demmer Place, so as to serve both sides thereof, and it is further

RESOLVED, that Nussbaumer, Clarke and Velsy, Consulting Engineers for the Town of Cheektowaga, shall survey said highway proposed to be improved and establish the lines and grades thereof and file in the Town Clerk's Office a survey and profile of said highways, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velsy, Consulting Engineers, shall prepare definite plans and specifications and make a careful estimate of the expense and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Weibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "

AYES: -4-

NOES: -0-

ABSENT: -1-

17
24

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, bids were received on August 1, 1955, for the construction of lateral sanitary sewers in Gruner Road, Kennedy Road and Broadway, and

WHEREAS, the lowest bid submitted was the bid of Strace Inc., in the sum of \$31,427.00, be it

RESOLVED, that the Town of Cheektowaga, New York, accept the bid of Strace, Inc., in the sum of \$31,427.00, that Nussbaumer, Clarke and Velsy, Consulting Engineer for the Town of Cheektowaga, New York, and the Town Attorney prepare the necessary contract documents to be signed by the Contractor and the Town of Cheektowaga, New York, the work to be done in accordance with plans and specifications prepared by the Consulting Engineers.

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

Item No. 4-Cont'd (PROPOSAL)

FRONTIER PUMP and EQUIPMENT CO.

2332 HAMBURG TURNPIKE -- LACKAWANNA 18, N. Y. -- FAIRVIEW 0750

Distributor for
GORMAN-RUPP PUMPS
Sales - Service - Rentals

Factory Authorized Agent for
BRIGGS & STRATTON ENGINES
Sales - Parts - Service

July 6, 1955
Proposal #2058

Town of Cheektowaga
Attn: Mr. Albert J. Kamm, Town Engineer
Cheektowaga, New York

Subject: Cleaning of Wet wells, Cheektowaga, N. Y.

Dear Sir:

In accordance with your request we are pleased to submit the following proposal covering the cleaning and removal of solids from Wet Wells located in Cheektowaga, New York as listed herewith:

1- Harlem Station

Well approximately 7' X 28', lift approximately 28' containing 12' of grit.
Estimated cleaning time 10 hours at \$20.00 an hour . . \$200.00.
Total Cost not to exceed \$200.00.

2- Alpine Station

Well approximately 6' X 19', lift approximately 18' contains 4" of grit.
Estimated time 4 hours at \$20.00 . . \$80.00.
Total Cost not to exceed \$120.00.

3- Delavan Station

Well approximately 5' X 8', Lift approximately 30', contains 4" of grit.
Estimated time 4 hours at \$20.00 an hour . . \$80.00.
Total Cost not to exceed \$120.00.

4- Roveroff Station

#1 Well approximately 6' X 11' lift approximately 23' contains grease and paint.
#2 Well approximately 6' X 16' lift approximately 23' contains 2" of grit.
Estimated time 5 hours at \$20.00 . . \$100.00.
Total Cost not to exceed \$150.00.

5- Union Road Station

Well approximately 5' X 15' lift approximately 20' contains 12" of grit.

Item No. 4-Cont'd (PROPOSAL)

FRONTIER PUMP and EQUIPMENT CO.

2332 HAMBURG TURNPIKE -- LACKAWANNA 18, N. Y. -- FAIRVIEW 0730

Distributor for
GORMAN-RUPP PUMPS
Sales - Service - Rentals

Factory Authorized Agent for
BRIGGS & STRATTON ENGINES
Sales - Parts - Service

Page -2-

Estimated time 4 hours at \$20.00 an hour . . \$80.00.
Total Cost not to exceed \$120.00.

The above prices are subject to terms of 15 10 days net 30 days from date of invoice and are based upon receiving your authorization to proceed with cleaning wells at all 5 stations as outlined above. It is our understanding that the town of Cheektowaga will provide one experienced man to make all necessary openings and provide access to wet wells, open and shut valves, operate pumps etc. You will also supply water as necessary and a suitable dumping area for grit and solids removed from the above wells as discussed with your Mr. Kamm.

We thank you for the opportunity of submitting this proposal to you and hope to be of service to you.

Yours very truly,

FRONTIER PUMP AND EQUIPMENT CO.



Richard A. Stockton

Item No. 6-Cont'd

Supervisor Holts
Councilman Joseph A. Neibert
Councilman Felix Wroblewski
Councilman Bystrek

Voting AYE

24
AYES: -4-

NOES: -0-

ABSENT: -1-

Item No. 7

30
moved its adoption:

Councilman Wroblewski presented the following resolution and

RESOLVED, that the Subdivision Map of Anthony Court made by Harthe and Sonnenberger, Engineers, dated April 11, 1955, be approved and ordered filed in the Assessors Office.

Seconded by Councilman Neibert.

CARRIED: AYES: -4-

ABSENT: -1-

Item No. 8

its adoption:

Councilman Wroblewski presented the following resolution and moved

WHEREAS, several residents living in the area of the U.S. Rubber Reclaiming Company have complained of the smell and fumes emanating from its plant, be it

RESOLVED, that the U.S. Rubber Reclaiming Company be requested to attend the meeting of the Town Board on August 15, 1955, at 7:30 o'clock P.M., to answer the complaints,

FURTHER RESOLVED, that John C. Quinlan of the City of Buffalo be invited to attend the meeting.

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

43
42
Supervisor Holts
Councilman Neibert
Councilman Wroblewski
Councilman Bystrek

Voting AYE

AYES: -4-

NOES: -0-

ABSENT: -1-

Item No. 9

6
Councilman Wroblewski moved, seconded by Councilman Bystrek, that all claims presented at this meeting for audit be approved, and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. (Warrant No. 1686 to No. 1712, inclusive, drawn on the Supervisor).

Item No. 10

to adjourn.

Councilman Bystrek moved, seconded by Councilman Neibert,

Kenneth T. Hanley

Town Clerk

SEAL

Kenneth T. Hanley

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 15th day of August, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

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

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; Town Engineer Albert J. Kawa and Chief of Police John Mersmann.

Item No. 2 The Town Clerk advised the Town Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Communication read from the Town Highway Superintendent advising the Board that he has inspected the highway known as Delmar Avenue, running from Cleveland Drive to Wilshire Road, and finds that it meets with the specifications set forth by the Town. Ordered referred to the Town Attorney and the Town Engineer. / 3

Item No. 4 Councilman Wroblewski moved, seconded by Councilman Neibert, that the Town Clerk be authorized and directed to issue Building Permits on applications processed by the Petitions Committee on 8-6-1955 and 8-13-55, after same have been approved by the Building Inspector.

CARRIED: AYES: -4-

NAYES: -1- (Mr. Bystrak) 15
35

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

WHEREAS, the sump pump at the incinerator is defective in that it continually breaks down due to the fact that soot filters into it, and

WHEREAS, there is a new type sump pump which will eliminate this condition and the Town Engineer has recommended that a new sump pump be substituted for the present sump pump, and

WHEREAS, the Frontier Pump and Equipment Company has submitted a proposal to furnish said sump pump at a cost not to exceed \$643.52, be it

RESOLVED, that the Town Engineer be and he is hereby authorized to purchase from the Frontier Pump and Equipment Company a sump pump in accordance with the written proposal attached to this resolution.

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

Supervisor Holts	Voting AYE
Councilman Nagel	" "
Councilman Wroblewski	" "
Councilman Neibert	" "
Councilman Bystrak	" "

AYES: -5-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of said agreement:

1
36
23

FRONTIER PUMP and EQUIPMENT CO.

2332 HAMBURG TURNPIKE -- LACKAWANNA 18, N.Y. -- FAIRVIEW 0750

Distributor for
CONRAD PUMPS
 Sales - Service - Rentals

Factory Authorized Agent for
BRIGGS & STRATTON ENGINES
 Sales - Parts - Service

Cheektowaga Town Board
 Cheektowaga Town Hall
 Broadway & Union Road
 Buffalo, New York

Gentlemen:

Per request of Mr. E. J. Stackowski, we are pleased to submit the following quotation for a trash type sump pump to be used in your Incinerator Plant:

1 -- #1565 basic pump	\$300.00
1 -- Base	35.00
1 -- Coupling	20.00
Mounting charge	10.00
1 -- Mechanical seal	15.00
1 -- Three Horse Power 60 cycle, 220 volt, 3 phase explosion proof electric motor	200.00
1 -- 80' length of 3" suction hose coupled	63.42

TOTAL COST Delivered to your plant . . \$643.42

Delivery --- 3 to 4 weeks.

We appreciate this opportunity to quote you and trust that we will be of service.

Yours very truly

FRONTIER PUMP AND EQUIPMENT CO.


 Richard A. Stockton

Item No. 6 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the State of New York, has indicated pursuant to Chapter 578 of the Laws of 1947 that it will contribute up to 2 per cent of the cost of the plans of approved municipal projects within the limits set by such chapter, and

WHEREAS, the Town of Cheektowaga Sewer District No. 5 wishes to make application for a grant towards the cost of the preparation of the plans for the projects (Estimated cost shown), now, there be it

RESOLVED, that the Town of Cheektowaga submit these projects for consideration by the Superintendent of the Department of Public Works of the State of New York with the request that an allocation be granted up to 2 per cent of the estimated cost of construction for the preparation of plans of such projects, and be it

FURTHER RESOLVED, that when and if the Superintendent approves any or all of these projects, and when and if the allocation up to 2 per cent of the cost of construction for the preparation of the plans of such approved projects is made, the Town of Cheektowaga will make available a sum equal to that allocated by the Department.

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

Councilman Nagel

Councilman Wroblewski

Councilman Neibert

Councilman Bystrak

Supervisor Holtz

Voting AYE

■ ■
■ ■
■ ■
■ ■

AYES: -5-

NOES: -0-

ABSENT: -0-

8
15
24

Item No. 7 This being the time and the place advertised for a public hearing for the improvement of Toelsin Road extending from Genesee Streetsouth to Geo. Urban Boulevard, a distance of 2100 feet, by the construction of a permanent pavement along said highway.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and Mr. Joseph Medwick of Toelsin Avenue appeared in opposition to the proposed improvement.

Six persons in the Chamber stood in favor of the proposed improvement.

At this point the Town Attorney advised the Board that there has been an error in the Notice of Hearing and the Clerk was duly authorized to re-advertise the Notice of the Public Hearing, in its correct form.

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Item No. 8 This being the time and the place advertised for a public hearing for the proposed extension of Water District No. 9, description of same is hereto attached:

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

BEGINNING at a point in the boundary line between the Town of Cheektowaga and the Town of Lancaster, said point being the intersection of the southerly boundary line (extended) of the Como Park Boulevard Extension to Water District No. 9 with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE southerly 10,119.3 feet along the boundary line between the Town of Cheektowaga and the Town of Lancaster to the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE easterly 240 feet along the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE northerly 7308.7 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE easterly 207 feet on a line parallel with the centerline of Stramer Road; said line being the southerly boundary of the Stramer Road Extension to Water District No. 9;

THENCE northerly 488 feet on a line parallel with the centerline of Transit Road; said line being the easterly boundary of the Stramer Road Extension to Water District No. 9;

THENCE westerly 207 feet on a line parallel with the centerline of Stramer Road; said line being the northerly boundary of the Stramer Road Extension to Water District No. 9;

THENCE northerly 2140 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster to the southerly boundary line of the Como Park Boulevard Extension to Water District No. 9;

THENCE easterly 240 feet to the

Item No. 8-Cont'd The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, Councilman Wrablewski 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 Water District No. 9 in the Town of Cheektowaga, New York, and an order of the Town Board reciting the filing of said petition and specifying the time when and the place where the 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, Cheektowaga, New York, on the 15th day of August, 1955, at 7:30 o'clock P.M., at which hearing an opportunity was afforded all persons to be heard in favor and in opposition to the proposed extension of Water District No. 9 and the Town Board having given due deliberation thereon, and

WHEREAS, the said petition for the extension of said Water District No. 9 in the Town of Cheektowaga, New York, is signed, approved and acknowledged as required by law, and is otherwise sufficient; and there is annexed to said petition a map and plan prepared by Nussbaumer, Clarke and Velay, Consulting Engineers of the Town of Cheektowaga, and Albert J. Kasm, Town Engineer, showing the boundaries of the said proposed extension of Water District No. 9, the general plan of the proposed water system, source of the water supply, the water mains, distribution pipes, hydrants, reservoirs, if any, and the location of each, and

WHEREAS, it is proposed that the expense of the extension of said Water District shall be assessed, levied, and collected from the several lots and parcels of land within the proposed extension in the same manner and at the same time as other Town charges, except as otherwise provided by law,

NOW, THEREFORE, after due deliberation thereon, it is hereby

RESOLVED, that this Town Board does hereby determine as follows:

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

b) that all the property and property owners within the proposed extension are benefitted thereby, and

c) that all the property and property owners benefitted are included within the limits of the proposed extension, and

d) that it is in the public interest to grant in whole the relief sought, by extending said water district No. 9 of the Town of Cheektowaga, New York, to include the following described property, and

e) that the estimate cost to be expended for the improvement is \$76,000.00, which amount is hereby approved by the Town Board.

DESCRIPTION OF PROPOSED EXTENSION OF

WATER DISTRICT NO. 9 TOWN OF CHEEKTOWAGA, NEW YORK

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

BEGINNING at a point in the boundary line between the Town of Cheektowaga and the Town of Lancaster, said point being the intersection of the southerly boundary line (extended) of the Como Park Boulevard Extension to Water District No. 9 with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE southerly 10,119.3 feet along the boundary line between the Town of Cheektowaga and the Town of Lancaster to the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE easterly 240 feet along the boundary line between the Town of Cheektowaga and the Town of West Seneca;

THENCE northerly 7508.7 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster;

THENCE easterly 207 feet on a line parallel with the center line of Strasmere Road; said line being the southerly boundary of the Strasmere Road Extension to Water District No. 9;

THENCE northerly 466 feet on a line parallel with the center line of Transit Road; said line being the easterly boundary of the Strasmere Road Extension to Water District No. 9;

THENCE westerly 207 feet on a line parallel with the center line of Strasmere Road; said line being the northerly boundary of the Strasmere Road Extension to Water District No. 9;

THENCE northerly 2144.6 feet on a line parallel with the boundary line between the Town of Cheektowaga and the Town of Lancaster to the southerly boundary line of the Como Park Boulevard Extension to Water District No. 9;

THENCE easterly 240 feet to the point of beginning.

AND, BE IT FURTHER RESOLVED, that the Supervisor of the Town of Cheektowaga be and he hereby is authorized to make application to the State Comptroller for the approval of the extension of the district in accordance with the provisions of Paragraph 3 of Section 194 of the Town Law.

THAT the Supervisor is also authorized to make application to extend Water District No. 9 so as to include the property hereinbefore described, to the Department of Conservation, Water & Power Commission.

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "
Councilman Henry Nagel	" "

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29

Item No. 9 This being the time and the place advertised for a public hearing for the improvement of UNION ROAD by the construction of a lateral sewer, extending from REDLEAF LANE, south, a distance of 340 feet towards CLEVELAND DRIVE.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board, requesting the improvement of the highway known as Union Road, by the construction of a lateral sewer in said highway, to wit: from Redleaf Lane, south a distance of 340 feet towards Cleveland Drive, so as to serve the ~~east~~ side thereof, and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along said highway proposed to be improved, and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded and is otherwise sufficient, and

WHEREAS, at a meeting of the Town Board duly held on the 1st day of August, 1955, at 2:30 o'clock P.M., an order was duly adopted by it and entered in its minutes reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in the petition to wit, the sum of Twenty-six Hundred Dollars (\$2,600.00) and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 15th day of August, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Board at the place and on the date and time hereinbefore mentioned, and at such place and time the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the construction of a lateral sewer along said highway known as Union Road extending from Redleaf Lane, south a distance of 340 feet towards Cleveland Drive, so as to serve the ~~east~~ side thereof, and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, shall survey said highway proposed to be improved and establish the lines and grades thereof and file in the Town Clerks' Office a survey and profile of said highways, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy, Consulting Engineers, shall prepare definite plans and specifications and make a careful estimate of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "
Councilman Henry J. Nagel	" "

AYES: -5-

NOES: -0-

ABSENT: -0-

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24

Legal Notice

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 15th day of August, 1955 at 7:30 o'clock P.M. Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT: None.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, the Buffalo Transit Company, Inc. has made application for consent of local authorities of the Town of Cheektowaga, New York, to operate omnibuses on and along the following streets and highways of the Town of Cheektowaga, New York:

1. Walden Avenue from Harlem Road to Union Road.
2. Lochland Drive from Huth Road to Elaine Court.
3. Elaine Court from Lochland Drive to Huth Road.
4. Union Road from William Street to Como Park Boulevard.
5. Como Park Boulevard from Indian Road to Transit Road, that portion of Transit Road that is in the Town of Cheektowaga, from Como Park Boulevard to Broadway.
6. Kensington Expressway, that

portion which will be in the Town of Cheektowaga.

7. Century Road from Kensington Avenue to Cleveland Drive.

8. Cleveland Drive from Century Road to Harlem Road.

9. Cleveland Drive from Union Road to Cayuga Road, and
10. Garden Road between Broadway and French Road.

WHEREAS, by law it is necessary that a public hearing be held on said application, be it

RESOLVED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway in said Town, on the 6th day of September, 1955 at 2:30 o'clock P.M. Eastern Daylight Saving Time, for the purpose of considering the advisability of granting the said petition for consent from the Town of Cheektowaga, New York, permitting the Buffalo Transit Company, Inc. to operate omnibuses on the streets above mentioned; that at such public hearing all persons interested in the subject matter thereof will be given an opportunity to be heard, and be it further

RESOLVED, and 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 and the DEPEW HERALD AND CHEEKTOWAGA NEWS, official newspapers of said Town, and having 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 not less than ten (10) nor more than twenty (20) days prior to the date of the hearing the Town Clerk post conspicuously or cause to be posted conspicuously certified copies of this resolution and order in five public places within the Township.

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

Supervisor Holtz, Voting Aye
Councilman Neibert, Voting Aye
Councilman Wroblewski,

Councilman Bystrak, Voting Aye
Councilman Nagel, Voting Aye

YES: 5; NOES: 0; ABSENT: 0.

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 the County of Erie, on the 15th day of August, 1955, 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 (seal) and affixed the seal of said Town this 15th day of August, 1955.

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

Posted as follows on the 23rd day of August, 1955:

- 1- Town Hall Bulletin Board;
- 2- Forks Fire Hall Bulletin Board-Broadway at Union Rd;
- 3- U-Crest Fire Hall-Evergreen Street and Clover Place;
- 4- Bellevue Fire Hall-Como Park Blvd. at Rowley Rd;
- 5- Pine Hill Fire House Bulletin Board-Genesee Street at Normandy.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

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

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

first publication AUG 18 1955
last publication AUG 18 1955;

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 18 1955, 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

RICHARD G. BERNETT

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 one week, the first insertion being on the 14th day of August, 1955, and the last insertion being on the 18th day of August, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

22 day of

1955

Subscribed and sworn to before me and for Erie County

Item No. 11 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 both sides of Peoria Street, commencing at William Street and extending to Stradtman Street, a distance of approximately 2620 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains. (Said highway is now paved for its entire length), and

WHEREAS, this Board has heretofore directed Nussbaumer, Clarke and Velay, Consulting Engineers, 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 examined and approved by this Town Board,

NOW, THEREFORE, BE IT RESOLVED, that the estimate for said improvement in the sum of \$14,000.00 be and the same is hereby approved, and be it further

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 improvements on Peoria Street, in accordance with said plans, specifications, estimate and proposed contract heretofore approved, by the publication of a Notice thereof at least once in the Cheektowaga Times and the Depew Herald-Cheektowaga News, official newspapers 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 equal to not less than 5 % of the amount of the bid or a bond with sufficient sureties to be approved by the Town Attorney in a penal sum of 5 % of the amount of the bid,, 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 the said Town of Cheektowaga, on the 6th day of September, 1955, at 2:30 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:

LEGAL NOTICE
NOTICE TO CONTRACTORS
NOTICE IS HEREBY GIVEN
THAT pursuant to a resolution of the Town Board, Town of Cheektowaga, N. Y., sealed proposals shall be received and considered by said Town Board on the 6th Day of September, 1955, at 2:30 o'clock P. M., Daylight Saving Time, at a meeting of the Town Board in the Town Hall in the Town of Cheektowaga, Erie County, N. Y., for the furnishing of all materials and equipment, together with all labor, for the construction of concrete curbs with other incidental work, in Peoria Avenue, running north from William St. to Stradtman St. about 1,340 feet, all in accordance with proposed contract documents, plans, profiles, drawings, instructions to bidders, specifications, and estimates for said construction, prepared by Nussbaumer, Clarke & Velay, 327 Franklin St., Buffalo 2, New York, 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 contracts, plans, profiles, drawings, instructions to bidders, specifications and estimates may also be examined at the office of Nussbaumer, Clarke & Velay, Consulting Engineers of the Town of Cheektowaga, at 327 Franklin

Street, Buffalo 2, New York. One copy of each of the contracts, plans, profiles, drawings, instructions to bidders, specifications and estimates may be obtained upon payment of \$25.00 by bidder, upon return of said fee in good condition within thirty days following the award of the contracts. The refund of bid of such bidder who will be refunded \$25.00, and each copy, will be refunded \$10.00. Each proposal shall be accompanied by a certified check payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga, or by a bond with sufficient sureties to be approved by the Town Attorney for a sum equal to not less than 5% of the amount of the bid. If a bond is submitted, the same shall be conditioned, that if the bidder's 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 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
Date: August 15, 1955. au25

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

Supervisor Benedict T. Holtz	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "
Councilman Henry Nagel	" "

STATE OF NEW YORK
COUNTY OF CHEEKTOWAGA

[REDACTED]

15
41

Item No. 11-Cont'd Hereeto attached is a copy of the Notice to Contractors 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 AUG 25 1955
last publication AUG 25 1955
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....
day of AUG 25 1955, 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 28, 1957
Registered No. 8029

Item No. 11-Cont'd Hereto, attached is a copy of the Notice to Contractors published in the Depew Herald-Cheektowaga Times:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 the first time on the 27th day of August, 1955 and the last insertion being on the 1st day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

SEP 1 1955

Genevieve T. Hanley
Notary Public in and for Erie County

in 10131

Item No. 11-Cont'd Hereto attached is a copy of the Notice to Contractors 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 AUG 25 1955; last publication AUG 25 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of AUG 25 1955, 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

Item No. 11-Cont'd Hereto, attached is a copy of the Notice to Contractors published in the Depew Herald-Cheektowaga Times:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BERNETT

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 Cheek-

towaga, 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

the first insertion being on the

13th day of August, 1955 and

the last insertion being on the

13th day of August, 1955, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

day of

SEP 1 1955

Handy
Public in and for Erie County

Item No. 12 Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, R. Affrunti Construction Company, Inc., is the owner of the abutting property on Laura Court, in the Town of Cheektowaga, New York, commencing two hundred forty-seven (247) feet southerly from the southerly line of William Street, and extending southerly nine hundred sixty-six and ninety-seven hundredths (966.97) feet, and

WHEREAS, the party of the second part has constructed the foundation for a portion of the highway on Laura Court as above described, and has also constructed a sanitary sewer in the said highway and has entered into a contract with the Erie County Water Authority for the construction of a water line in the said portion of the highway, and

WHEREAS, it has been estimated by the Town Highway Superintendent that the cost of placing topping on said highway would not exceed the sum of six thousand dollars (\$6,000.00), and

WHEREAS, R. Affrunti Construction Company, Inc., has agreed to place the topping on said highway and complete the same in accordance with the specifications of the Town Highway Department and town regulations, be it

RESOLVED, that the Town of Cheektowaga enter into a contract with R. Affrunti Construction Company, Inc., which contract is to provide that the said R. Affrunti Construction Company, Inc., will place the topping on said street and complete the highway in all respects and in accordance with the specifications of the Town Highway Department and the regulations of the Town of Cheektowaga, New York, on or before the 1st day of November, 1956, and that the annexed contract is hereby approved and the Supervisor is authorized to execute the same for the Town of Cheektowaga New York, and be it further

RESOLVED, that R. Affrunti Construction Company, Inc., deposit in cash with the Town of Cheektowaga, the sum of six thousand dollars (\$6,000.00) as security for the faithful performance of the aforementioned contract, and be it further

RESOLVED, that said contract contain a provision that in the event the sum of six thousand dollars (\$6,000.00) is insufficient to pay the cost of the completion of said highway, then the said R. Affrunti Construction Company, Inc., agrees to pay any sum required in excess of that amount, be it further

RESOLVED, that the letter from the Western Savings Bank of Buffalo, dated the 15th day of August, 1955, wherein it is stated that the Western Savings Bank of Buffalo will with-hold the sum of one hundred fifty dollars (\$150.00) from the proceeds of each permanent mortgage financed through its bank in further support of the aforementioned deposit, be likewise filed and made a part of this resolution.

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

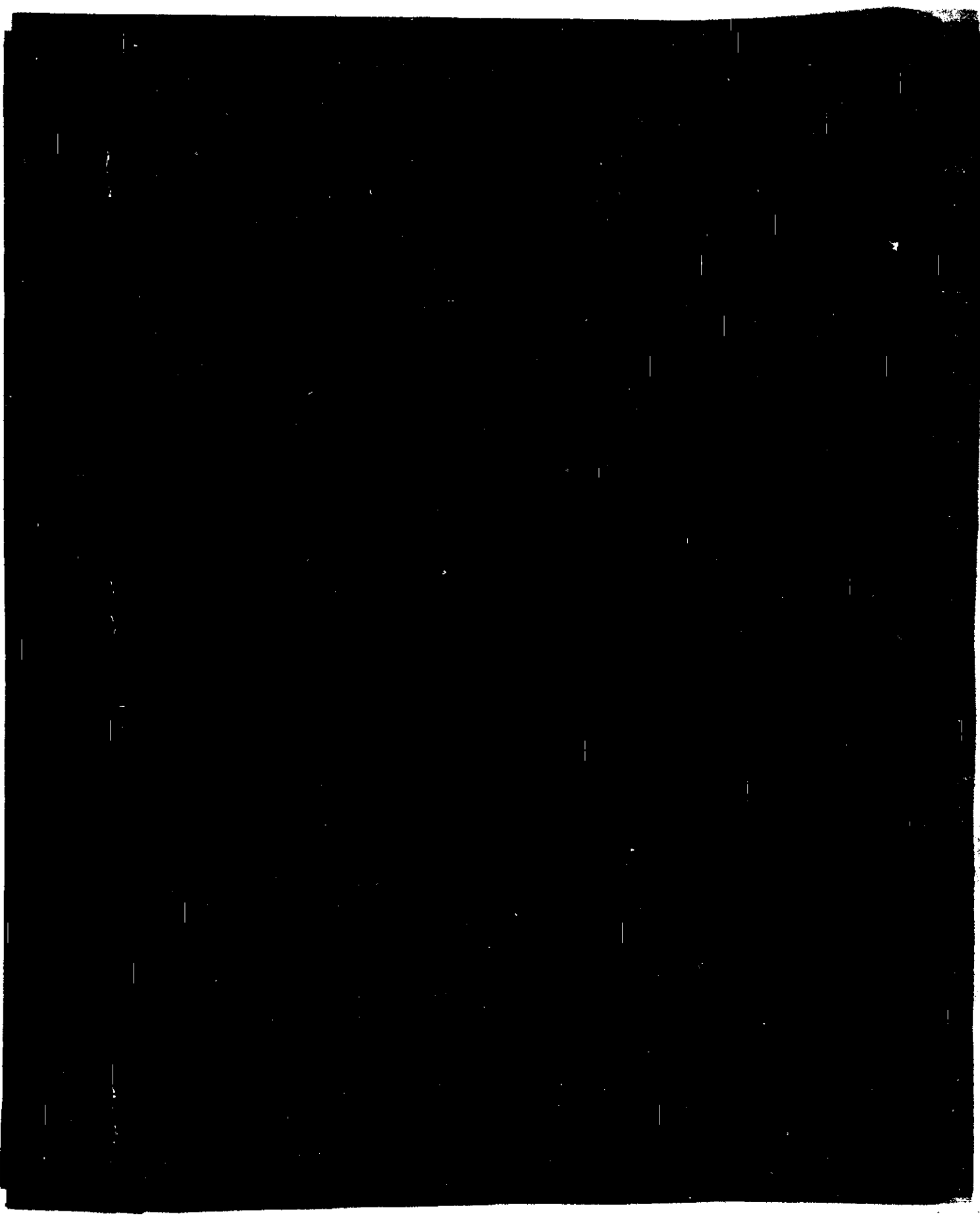
Supervisor Halts	Voting	AYE
Councilman Neibert	"	"
Councilman Wroblewski	"	"
Councilman Bystrak	"	"
Councilman Nagel	"	"

AYES: -5-

NOES: -0-

ABSENT: -0-

HERETO ATTACHED IS A COPY OF THE AGREEMENT AND A COPY OF
THE WESTERN SAVINGS BANK OF BUFFALO COMMUNICATION



AGREEMENT

THIS AGREEMENT made this 15th day of August, 1955, by and between the TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business in the County of Erie, State of New York, party of the first part and R. AFRUMTI CONSTRUCTION CO., INC. a domestic corporation organized and existing under the laws of the State of New York, having principal place of business at No. 3236 Genesee Street, in the Town of Cheektowaga, County of Erie and State of New York, party of the second part;

WITNESSETH:

WHEREAS, the party of the second part is the owner of the abutting property on Laura Court, in the Town of Cheektowaga, New York, commencing two hundred forty-seven (247) feet southerly from the southerly line of William Street and extending southerly nine hundred sixty-six and ninety-seven hundredths (966.97) feet, and

WHEREAS, the party of the second part has constructed the foundation for a portion of the highway on Laura Court as above described, and has also constructed a sanitary sewer in the said highway and has entered into a contract with the Erie County Water Authority for the construction of a water line in the said portion of the highway., and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept, as a Town Highway, Laura Court, as above described, and is willing to place the topping on said street and complete the same so that the same will comply with the specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, it is hereby

AGREED, that the party of the second part agrees to place topping on Laura Court, in the Town of Cheektowaga, New York, commencing at the southerly line of William Street and extending southerly for a distance of twelve hundred thirteen and ninety-seven hundredths (1213.97), feet, on or before the 1st day of November, 1956. He further agrees, where necessary, to

to reconstruct the foundation of said highways and complete the same so that said highways will conform in every respect with the specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, and it is further

UNDERSTOOD AND AGREED, that the party of the second part will furnish the party of the first part, a cash security in the sum of six thousand dollars (\$6,000), said sum to be held by the Town of Cheektowaga, in escrow, conditions in all respects, that the party of the second part will in all respects comply with the terms and conditions of this agreement and the accompanying resolution of the Town Board on or before the 1st day of November, 1956. In the event the party of the second part fails to live up to the terms of this agreement, then the party of the first part is authorized to complete said highways so that the same complies in every respect with the minimum specifications of the Town Highway Department and the Regulations of the Town of Cheektowaga, New York, and all expenses incurred by it in completing said highway shall be paid by the party of the second part. In the event that the sum of six thousand dollars (\$6,000) is insufficient to pay such cost, then the party of the second part hereby agrees to pay any sum required in excess of that amount, and it is further

AGREED that the letter from the Western Savings Bank of Buffalo, dated the 15th day of August, 1955, wherein it is stated that the Western Savings Bank of Buffalo will withhold the sum of one hundred fifty dollars (\$150) from the proceeds of each permanent mortgage financed through its bank in further support of the aforementioned deposit, be made a part of the resolution.

Upon filing with the Town Board an executed copy of this agreement it is agreed that the party of the first part does hereby accept said highway as a Town Highway, subject to the jurisdiction of the Town Highway Superintendent.

232

HERETO ATTACHED IS A COPY OF THE AGREEMENT AND A COPY OF

THE WESTERN SAVINGS BANK OF BUFFALO COMMUNICATION

Item No. 12-Cont'd

-3-

IN WITNESS WHEREOF, the parties hereto have hereunto set their
hands and seals the day and year first above written.

TOWN OF CHEEKTOWAGA, NEW YORK

BY: Benedict T. Holt
Supervisor

R. AFFRONTI CONSTRUCTION CO., INC.

BY: Russell Affronti
President

STATE OF NEW YORK)
COUNTY OF ERIE) SS..

On this 15th day of August, 1955, before me personally came
BENEDICT T. HOLTZ, to me personally known, who, being by me duly sworn, did
depose and say that he resides in the Town of Cheektowaga, County of Erie,
and State of New York; that he is the Supervisor of the Town of Cheektowaga,
the corporation described in and which executed the above instrument; that he
knows the seal of said corporation; that the seal affixed to the said
Instrument is such corporate seal; that it was so affixed by order of the
Town Board of the Town of Cheektowaga, New York; that he signed his name
thereto by like order.

Kenneth J. Hanley
Notary Public

STATE OF NEW YORK)
COUNTY OF ERIE) SS..

On this 15th day of August, 1955, before me personally came
RUSSELL AFFRONTI, to me known, who, being by me duly sworn, did depose and
say that he resides in the City of Buffalo, New York; that he is the President
of R. AFFRONTI CONSTRUCTION CO., INC. the corporation described in and which
executed the foregoing instrument; that he knows the corporate seal of the said
corporation; that the seal affixed to the said instrument is such corporate
seal; and that it was so affixed by order of the Board of Directors of the
said corporation, and that he signed his name thereto by like order.

Arthur F. Musarra

ARTHUR F. MUSARRA
Notary Public State of New York
Qualified in Erie County
My Commission Expires Mar. 30, 1956

C
O
P
Y

THE WESTERN SAVINGS BANK OF BUFFALO
BUFFALO, NEW YORK

August 18, 1956

Re: Essex Heights Subdivision
(Laura Court)
Tn. of Cheektowaga
E. Affrunti Construction Co. Inc.

Mr. George B. Doyle
Attorney, Town of Cheektowaga
Walbridge Building
Buffalo, New York

Dear Mr. Doyle:

It is our understanding that the sponsors of the captioned subdivision will deposit \$6,000.00 with the Town of Cheektowaga to assure completion of paving of 1218.97' of Laura Court.

Please be advised that we propose to withhold an additional amount of \$150.00 from the proceeds of each permanent mortgage financed through this bank in further support of the aforementioned deposit.

Yours very truly,

HCF:aw

M. C. FRANTZEN
Assistant Vice President

Item No. 13 Councilman Neibert presented the following resolution and moved its adoption:

RESOLVED, that the vacation schedule for the Office of the Supervisor be approved as follows:

Jean Bobeck, August 15th to August 22nd; September 19th to September 26th.
Patricia Zalkikowski, August 15th to August 22nd.
Virginia Stevens, September 6th to September 20th.

Seconded by Councilman Bystrak.

CARRIED: AYES: -5-

31

Item No. 14 Councilman Wroblewski moved, seconded by Councilman Neibert, that all claims presented at this meeting for audit be approved and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. (Warrant No. 1713 to Warrant No. 1783, inclusive, drawn on the Supervisor).

6

Item No. 15 Councilman Nagel moved, seconded by Councilman Bystrak, to adjourn.

SEAL

Kenneth F. Hanley, Town Clerk

Kenneth F. Hanley

Item No. 1 At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of September, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

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

ABSENT: -0-

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; Highway Superintendent John J. Zablotny; Recreational Director Edward Janiak; Chief of Police John Mersmann; Town Historian Julia B. Reinstein; and General Foreman John Eberl.

Item No. 2 The Town Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Petition for the improvement of Delray Avenue by the installation of street lighting equipment, ordered referred to the Assessors for a property check. 17
27

Item No. 4 Petition for the improvement of McParlin Avenue by the installation of street lighting equipment, ordered referred to the Assessors for a property check. 17
27

Item No. 5 Communication from Better Homes Realty relating to extended bus service to the Union Road-George Urban Boulevard section of the Town was ordered referred to the Buffalo Transit Company and the Town Board. 10
42

Item No. 6 Communication read from Leo J. Kacmarket requesting permission to authorize the Old Town Rod & Gun Club to shoot in the rear of premises known as No. 204 Como Park Boulevard. Ordered referred to the Chief of Police and the Town Board. 10
15
18

Item No. 7 This being the time and the place advertised for a public hearing for the improvement of both sides of TOELSEN ROAD extending from Genesee Street south to Geo. Urban Boulevard, a distance of 2100 feet, by the construction of a permanent pavement together with paved-in-place concrete curbs, gutters, receivers, storm drains, and other necessary underground work between the curbs along said highway.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof. Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board requesting the improvement of TOELSEN ROAD extending from Genesee Street south to Geo. Urban Blvd., a distance of 2100 feet, by the construction of a 28 foot permanent pavement together with paved-in-place concrete curbs, gutters, receivers, storm drains, and other necessary underground work between the curbs along said highway, and

WHEREAS, said petition was duly signed by owners of real property constituting the owners of at least one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid and also constituting resident owners owning not less than one-half of the frontage owned by resident owners along said highway proposed to be improved, and

WHEREAS, the said petition was duly acknowledged or proved as to each signer in the same manner as required of a deed to be recorded and is otherwise sufficient, and

WHEREAS, at a meeting of the Town Board duly held on the 1st day of August, 1955, an order was duly adopted by it and entered in its minutes, reciting the filing of such petition, the improvement proposed and the maximum amount proposed to be expended for the improvement as stated in the petition, to wit:

Item No. 7-Cont'd

the sum of Fifty-five Thousand Dollars (\$55,000.00) and specifying that the said Town Board would meet to consider the petition and to hear all persons interested in the subject thereof concerning the same, at the Town Hall in the Town of Cheektowaga, New York, on the 6th day of September, 1955, at 2:30 o'clock P.M., Eastern Daylight Saving Time, and

WHEREAS, the said order, duly certified by the Town Clerk was duly published and posted as required by law, and

WHEREAS, a hearing was held by this Board at the place and on the date and time hereinbefore mentioned, and at such place and time the said Town Board did duly consider the said petition and hear all persons interested,

NOW, THEREFORE, after such hearing and upon the evidence given thereat and pursuant to the provisions of Section 200 of the Town Law of the State of New York, it is hereby

RESOLVED, that this Board determine that it is in the public interest to make the improvement petitioned for, to wit: the construction of a permanent pavement along said highway, extending from Genesee Street south to Geo. Urban Boulevard, a distance of 2100 feet by the construction of a 28 foot permanent pavement together with poured-in-place concrete curbs, gutters, receivers, storm drains, and other necessary underground work between the curbs along said highway, in the Town of Cheektowaga, New York, and it is further

RESOLVED, that Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, shall survey said highway proposed to be improved and establish the lines and grades thereof and file in the Town Clerks' Office a survey and profile of said highway, and be it further

RESOLVED, that said Nussbaumer, Clarke and Velzy, Consulting Engineers, shall prepare definite plans and specifications, and make a careful estimate of the expense of the expense, and with the assistance of the Town Attorney, shall prepare a proposed contract for the execution of the work, and that such plans and specifications, estimate and proposed contract shall be presented to this Board as soon as reasonably possible.

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

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

Voting AYE
" "
" "
" "
" "

AYES: -5-

NOES: -0-

ABSENT: -0-

17
13
29
Item No. 8 Councilman Wroblewski moved, seconded by Councilman Neibert, that the Town Clerk be authorized and directed to issue Building Permits of Applications processed by the Petitions Committee on August 20, 1955, August 27, 1955 and September 2, 1955, after same have been approved by the Building Inspector.

CARRIED: AYES: -4-

NAYES: -1- (Councilman Bystrak)

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to make the following light installations:

- 1-2500 lumen on Cayuga Creek Road;
- 1-6000 lumen on Grisfield between Cayuga Creek Road and Dingens Street;
- 3-2500 lumen on crisfield between Dingens Street and Parker Avenue;
- 3-2500 lumen on Aris between Dingens and Parker;

and BE IT FURTHER RESOLVED,

that 1-2500 lumen light be installed on Pole No. 7 on Glidden Street.

Seconded by Councilman Neibert.

CARRIED: AYES: -5-

21
Item No. 10 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install one (1) 2500 lumen light on Pole No. 33/143 on Greenwood Place in the Town of Cheektowaga, New York.

Seconded by Councilman Neibert.

CARRIED: AYES: -5-.

Item No. 11 Councilman Bystrak presented the following resolution and moved its adoption: 235

RESOLVED, that Geraldine Glowacki of Cheektowaga, New York, be and he is hereby provisionally appointed Senior Stenographer in the Supervisors Office and that her salary be fixed at \$2,800.00 a year payable in semi-monthly payments, and be it further

RESOLVED, that a copy of this resolution be mailed to the Personal Director of Erie County with the request that he call a competitive Civil Service Examination for said position.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -5-. 31
20

Item No. 12 Councilman Weibert presented the following resolution and moved its adoption:

RESOLVED, that the following named persons be appointed School Crossing Guards subject to assignment of duties by the Chief of Police:

Peter Smith
Anthony Dombrowski

Peter Hunts

That their compensation be fixed at \$1.15 per hour.

Seconded by Councilman Nagel.

CARRIED: AYES: -5-. 31
20

Item No. 13 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Supervisor be authorized to forward the following letter to the State Department of Public Works:

The Department of Public Works of the State of New York has undertaken the widening and regrading of a portion of Transit Road south, from Broadway, for a distance of a little over one (1) mile. This widening and regrading is for the benefit of the highway system and was not requested by the people residing along this highway.

For many years the residents on the west side of Transit between Zurbirk Road and Como Park Boulevard have used the drainage ditch for the disposal of eave water and sump pump water. Their drainage systems have been constructed on the basis of the use of this ditch. With the construction of the new 24" corrugated storm drain, this ditch will be eliminated, and unless some provision is made for connections, these people will have a water problem which will affect each one of the properties as well as the condition along the side of the new highway. Therefore, the people request that proper provision be made in this contract to take care of these drains, and as this road improvement was not by their request they believe that all expense for the necessary pipe and laying of said pipe should be paid by the Department of Public Works. Prompt inclusion of this drainage into the present contract will be appreciated by the resident on Transit Road and by the officials of the Town of Cheektowaga.

Seconded by Councilman Weibert.

CARRIED: AYES: -5-. 8
26

Item No. 14 Councilman Wroblewski moved, seconded by Councilman Nagel that the Town Clerk be authorized and directed to obtain a permit from the Erie County Highway Superintendent to install a caution traffic signal light, same to be operated on red, in case of a fire, on both the east and west approach of the South Line Fire Hall on French Road Town of Cheektowaga, New York, installation of same signal to be paid for by the Town of Cheektowaga. CARRIED: AYES: -5-. 9
41

Item No. 15 Councilman Bystrak moved, seconded by Councilman Nagel that the Erie County Water Authority be authorized to install a fire hydrant on North Willowlawn Parkway, north of Dignan Street, Town of Cheektowaga, New York. 28
CARRIED: AYES: -5-.

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

WHEREAS, the Town of Cheektowaga extended Rosary Avenue to Maryvale Drive and in so doing appropriated certain property belonging to Walter Grzelewski.

WHEREAS, a survey of said highway was needed and Herthe and Sonnenberger, Engineers, were engaged by the Town to make said survey.

BE IT RESOLVED, that the Supervisor is to pay Herthe and Sonnenberger, Engineers, the sum of \$25.00 cost of said survey and that this item be charged to the general fund.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -5-. 6
13

Item No. 17 Councilman Bystrak moved, seconded by Councilman Wroblewski, that the application of Angelo and Anna Scicchitano to rezone from residential to business zone premises located at the north west corner of Geo. Urban Blvd., and Westland Parkway, be denied. 19
CARRIED: AYES: -5-.

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

WHEREAS, the Zoning Board of Appeals held a public hearing for the purpose of considering the application of Alois Peinkofer for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

RESOLVED, by this Town Board that the Ordinance adopted December 24, 1948 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."

DESCRIPTION

A parcel of land along George Urban Boulevard commencing about 112.00 feet west of Union Road and extending along George Urban Boulevard a distance of 740.00 feet. This property is irregularly shaped and only portions of the same can be used for any purpose. In the rear of the property, there is a drainage ditch. The attached map shows the location of the property and a north and south description of the same, as the location of the drainage ditch.

KIMBERLY T. HANLEY
Town Clerk, Town of Cheektowaga, New York.

Dated: September 6, 1955. (9-15)

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 15 1955; last publication SEP 15 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 15 1955 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

STATE OF NEW YORK
COUNTY OF ERIE

vs.:

RICHARD G. BENNETT

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 *one* week, the first insertion being on the *15th* day of *September*....., 19*55*, and the last insertion being on the *15th* day of *September*....., 19*55*, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of
SEP 17 1955

19

Wm. T. Hanley
Notary Public in and for Erie County

19

The above Notice was posted on the Town Hall Bulletin Board on the 17th day of September, 1955.

SUPREMACY OF NEW YORK
COUNTY OF ERIE

vs.:

RICHARD G. BENNETT

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 one week, the first insertion being on the 15th day of September, 1955, and the last insertion being on the 15th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of
1955

19

P. Hanley
Public in and for Erie County

19

The above Notice was posted on the Town Hall Bulletin Board on the 17th day of September, 1955.

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

WILLARD C. ALLIS, of the Town of Chectowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Chectowaga 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 four weeks; first publication SEP 15 1955 last publication SEP 15 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this _____ day of _____ 19____
SEP 15 1955

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

the purpose of continuing the application of Raymond and Della Schlieder for the rezoning of premises from Residential District to Business District of the property hereinafter described and submitting the Zoning Map and Ordinance accordingly and WHEREAS, the Zoning Board of Appeals having rendered its decision granting the application of petitioner to remove from Residential District to Business District the property hereinafter described, be it RESOLVED that the decision of the Zoning Board of Appeals granting the application of petitioner to remove premises from Residential District to Business District be and the same is hereby confirmed and approved, be it now RESOLVED, by this Town Board that the Ordinance adopted December 21, 1948 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."

DESCRIPTION

Situate in the Town of Chectowaga, County of Erie, State of New York, being part of Lot 36, 19 Township 11, Range 6 of the Holland Land Company's Survey and being more particularly bounded and described as follows:

Beginning at a point on the westerly line of Union Road (860 feet wide) 1115 feet south of a monument located at the point of intersection of the westerly line of Office Place (75 feet wide and said westerly line of Union Road) running thence southerly along said westerly line of Union Road 61.15 feet to a point on the westerly line of the premises conveyed by William J. Lane, et ux to Francis Kane by deed recorded in Liber 2899 of Deeds, at Page 149; running thence westerly along said westerly line of said premises conveyed by William J. Lane, et ux to Francis Kane, 1115 feet to the southeast line of lands conveyed to the Town of Chectowaga by deed recorded in Liber 2898 of Deeds at Page 281; running thence northerly along said southeast line of lands so conveyed to the Town of Chectowaga by deed recorded in Liber 2898 of Deeds, at Page 281, 18.48 feet to the point of place of beginning.

KENNETH T. HARTLEY

Town Clerk, Town of Chectowaga, New York.

Dated: September 6, 1955. (P-15)

STATE OF NEW YORK
COUNTY OF ERIE

vs.:

RICHARD G. BURNETT

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 one week, the first insertion being on the 15th day of September, 1955, and last insertion being on the 15th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Burnett

SEP 17 1955

Sworn to before me this _____ day at _____

James T. [Signature]

Notary Public in and for the State of New York

— (10337) —

The above notice was posted on the Town Hall Bulletin Board on the 24th day of September, 1955.

STATE OF NEW YORK
COUNTY OF ERIE

ss:

EDWARD G. BURNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Chautauque
Herald and News

a public newspaper published at Depew, Town of Chautauque,
Chautauque, 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
..... *one* week, the first insertion being on the
..... *15th* day of *September*, 19*55*, and
the last insertion being on the *15th* day of
September....., 19*55*, and that not
more than six days intervened between any two publi-
cations thereof

Richard G. Burnett

day of

19

The above notice was posted on the Town Hall Bulletin Board on the
24th day of September, 1955.

Item No. 20 This being the time and the place advertised for a public hearing on the application of the Buffalo Transit Company, Inc., for consent of the local authorities of the Town of Cheektowaga, New York, to operate omnibusses on and along the following streets and highways of the Town of Cheektowaga, New York:

1. Walden Avenue from Harlem Road to Union Road.
2. Lochland Drive from Huth Road to Elaine Court.
3. Elaine Court from Lochland Drive to Huth Road.
4. Union Road from William Street to Como Park Blvd.
5. Como Park Boulevard from Indian Road to Transit Road, that portion of Transit Road that is in the Town of Cheektowaga, from Como Park Boulevard to Broadway.
6. Kensington Expressway, that portion which will be in the Town of Cheektowaga.
7. Century Road from Kensington Avenue to Cleveland Drive.
8. Cleveland Drive from Century Road to Harlem Road.
9. Cleveland Drive from Union Road to Cayuga Road,
10. Borden Road between Broadway and French Road.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested, in the subject of the hearing, and no person appearing in opposition thereof, Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Buffalo Transit Company, Inc., made application in writing to the Town Board of the Town of Cheektowaga, New York, to operate omnibusses on and along certain streets and highways of the Town of Cheektowaga, New York, pursuant to the requirements of Section 50-A of the Public Service Law, and

WHEREAS, after due notice, a public hearing was held on said application by the Town Board on the 6th day of September, 1955, at which hearing a representative of the Buffalo Transit Company Inc., and all other persons were given an opportunity to be heard, NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Cheektowaga, New York, HEREBY CONSENTS to the operation by the Buffalo Transit Company, Inc., of omnibusses for the transportation of passengers on the following streets and highways located entirely within the Town of Cheektowaga, New York:

1. Walden Avenue from Harlem Road to Union Road.
2. Lochland Drive from Huth Road to Elaine Court.
3. Elaine Court from Lochland Drive to Huth Road.
4. Union Road from William Street to Como Park Blvd.
5. Como Park Blvd. from Indian Road to Transit Road, that portion of Transit Road that is in the Town of Cheektowaga, from Como Park Blvd. to Broadway.
6. Kensington Expressway, that portion which will be in the Town of Cheektowaga.
7. Century Road from Kensington Avenue to Cleveland Drive.
8. Cleveland Drive from Century Road to Harlem Road.
9. Cleveland Drive from Union Road to Cayuga Road.
10. Borden Road between Broadway and French Road.

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

Supervisor Benedict T. Holts	Voting AYE
Councilman Joseph A. Neibert	" "
Councilman Felix Wroblewski	" "
Councilman Stanley Bystrak	" "
Councilman Henry J. Nagel	" "

AYES: -5-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Town of Cheektowaga is desirous of constructing a storm drain in the rear of the property belonging to Arthur R. and Olive Edmonds at and the Town Board agreed to pay Mr. and Mrs Edmonds the sum of \$125.00 for said easement.

BE IT RESOLVED, that the Supervisor be authorized to pay to Mr. and Mrs. Arthur R. Edmonds the sum of \$125.00 as agreed. That the Town Attorney be authorized to record this easement in the office of the County Clerk of the County of Erie and that the Town Attorney have a copy of this resolution mailed to Alois Peinkofer who has agreed with the Town Board to construct said storm drains. This item is to be charged to the general fund.

Seconded by Councilman Neibert.

CARRIED: AYES: -5-.

LEGAL

At a regular Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, 19th day of September, 1955, 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. Nelbert, Councilman
Stanley R. Bystrak, Councilman

ABSENT: —none—

Councilman Nelbert presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of that portion of Oriole Place extending from Mildred Drive west to Frederick Drive, a distance of approximately 540 feet, by the construction of a lateral sewer in said highways so as to serve both sides thereof, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highways, as stated in the petition is the sum of \$4,500.00, and

WHEREAS, said highways to be improved are located in Sewer District No. 5 of the Town of Cheektowaga, New York and are entirely in said Town.

NOW, THEREFORE,

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

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of September, 1955, at 7:30 o'clock P.M. Eastern Daylight Saving Time, of that day, for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED, that the Town Clerk be and he is hereby ORDERED AND DIRECTED TO publish a certified copy of this resolution and order in the Cheektowaga Times and Depew Herald and Cheektowaga News, official newspapers of the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the

copies of this order in five (5) public places along the said portion of said highways to be improved.

Seconded by Councilman Wroblewski, and put to a vote which resulted as follows:
Supervisor Holtz, voting Aye
Councilman Wroblewski,

Councilman Nagel, 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)
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 6th day of September, 1955, 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 the seal of the Town of Cheektowaga, this 6th day of September, 1955.
KENNETH T. HANLEY
Clerk of the Town Board
of Cheektowaga

Posted as follows on the 9th day of September, 1955:

- 1- Post at the corner of Oriole Place and Mildred Drive;
- 2- Telephone Pole No. 16-Oriole Place;
- 3- Telephone Pole No. 17-Oriole Place;
- 4- Telephone Pole No. 18-Oriole Place;
- 5- Post at the corner of Oriole and Andres Place.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 6th day of September 1955 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 R. Bystrak, Councilman

ABSENT: None.

Councilman Neibert presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of that portion of Oriole Place extending from Mildred Drive west to Frederick Drive, a distance of approximately 540 feet, by the construction of a lateral sewer in said highways so as to serve both sides thereof, and

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

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highways, as stated in the petition is the sum of \$4,500.00, and

WHEREAS, said highways to be improved are located in Sewer District #3 of the Town of Cheektowaga, New York and are entirely in said Town.

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 100 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of September 1955, at 7:30 o'clock P.M. Eastern Daylight Saving Time, of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED, that the Town Clerk be and he is hereby **ORDERED AND DIRECTED** to publish a certified copy of this resolution and order in the "CHEEKTOWAGA TIMES" and "Davenport Herald and Cheektowaga News," official newspapers of the Town, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that on or before said date be post conspicuously or cause to be posted conspicuously certified copies of this order in five (5) public places along the said portion of said highways to be improved.

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

Supervisor Holtz voting Aye.
Councilman Wroblewski voting Aye.
Councilman Nagel voting Aye.
Councilman Neibert voting Aye.
Councilman 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, 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 6th day of September, 1955 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 6th day of September, 1955.

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

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

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

first publication SEP 8 1955
last publication SEP 8 1955

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this _____

day of SEP 8 1955, 19____

Evel 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. 8029

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 week, the first insertion being on the day of September, 1955, and the last insertion being on the day of, 19....., and that not more than six days intervened between any two publications thereof

Richard G. Bennett

day of

1956, 19.....

Harley

Public in and for Erie County

17
24

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, 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
..... week, the first insertion being on the
..... day of September, 1956, and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof

Richard G. Bennett

day of


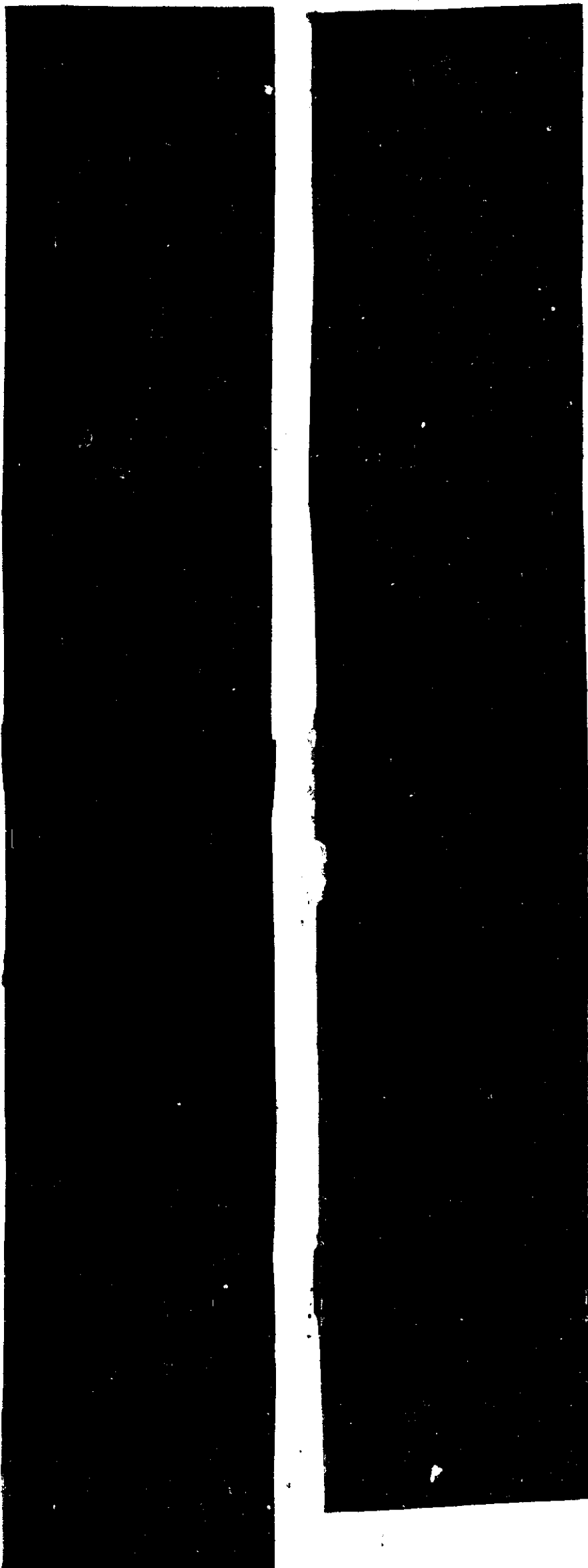
1956, 19.....

Hardy

Public in and for Erie County

17
24

CAPITAL NOTE RESOLUTION DATED SEPTEMBER 6, 1955,
AUTHORIZING THE ISSUANCE OF \$6,400.00 LIGHTING
DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE, PURSUANT TO THE 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 22 1955 last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 22 1955, 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 28, 1957
Registered No. 5029

Item No. 23-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald:

RICHARD G. BENNETT

duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew

Cheektowaga

Herald and News

newspaper published at Depew, Town of Cheek-
Erie County, New York, that notice of which the
printed slip taken from said newspaper, is a copy,
inserted and published therein once a week for
..... week, the first insertion being on the
..... day of September, 1955, and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this day of

FEB 6 1956

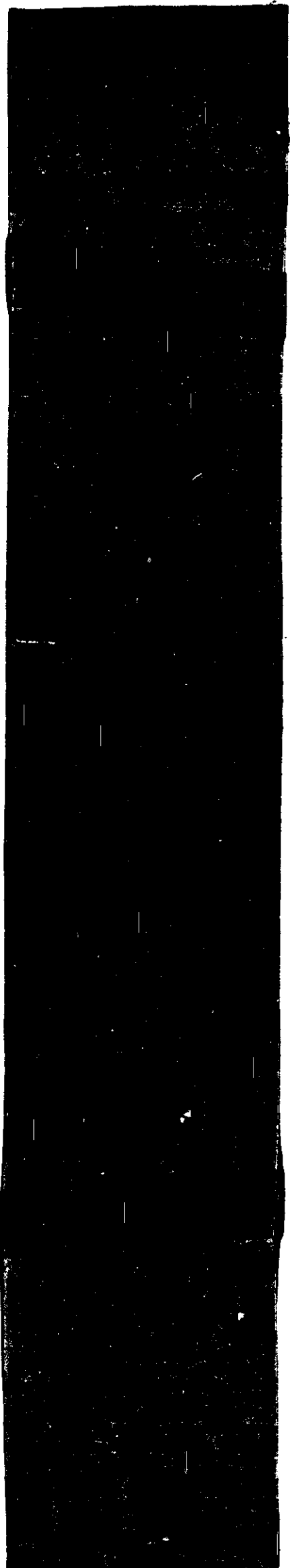
19.....

Kenneth T. Hanley
Notary Public in and for Erie County

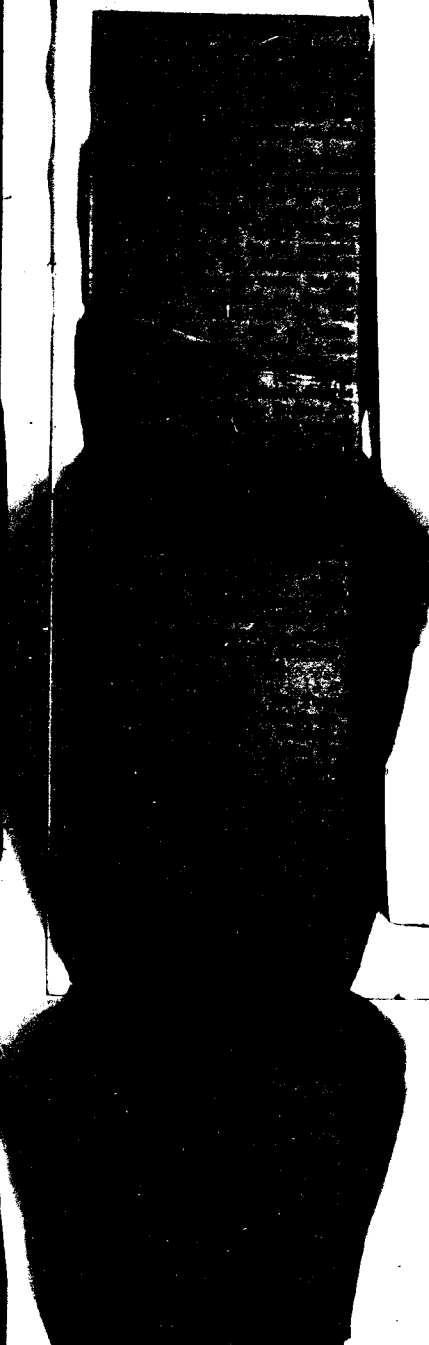
In 11096-GS

12
27

CAPITAL NOTE RESOLUTION DATED SEPTEMBER 6, 1955,
AUTHORIZING THE ISSUANCE OF \$5,400.00 LIGHTING
DISTRICT CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA,
IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL
FINANCE LAW.



STATE OF NEW YORK
COUNTY OF ERIE



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 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of SEP 22 1955, 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 28, 1957
Registered No. 5025

Item No. 24-Cont'd

Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News:

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

public newspaper published at Depew, Town of Cheek-

owaga, Erie County, New York, that notice of which the

printed slip taken from said newspaper, is a copy,

inserted and published therein once a week for

week, the first insertion being on the

day of September, 1944, and

last insertion being on the day of

19, and that not

more than six days intervened between any two publi-

cations thereof.

Richard G. Bennett

Sworn to before me this day of

FEB 6 1956

19

Kenneth T. Stanley
Notary Public in and for Erie County

hw 11936-CB

Item No. 24- Cont'd Hereto attached is a copy of the Notice published in the
Cheektowaga Times:

Registered No. 5027

Hereto attached is a copy of the Notice
published in the Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

12
27

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 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of SEP 22 1955 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 28, 1957
Registered No. 5028

Item No. 24-Cont'd

Hereto attached is a copy of the Notice
published in the Depew Herald-Cheektowaga News:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

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 slip taken from said newspaper, is a copy, was inserted and published therein once a week for week, the first insertion being on the day of September, 1944, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

day of

19

Samley
Public in and for Erie County

12
27

CAPITAL NOTE RESOLUTION DATED SEPTEMBER
6, 1955, AUTHORIZING THE ISSUANCE OF \$23,470.82
CONSOLIDATED REFUSE AND GARBAGE DISTRICT CAPITAL
NOTES OF THE TOWN OF CHEEKTOWAGA IN THE COUNTY
OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

243



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 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this _____
day of SEP 22 1955 1955

Evel J. Allis

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

EVEL J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 26, 1957
Registered No. 5029

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 week, the first insertion being on the day of September, 1954 and the last insertion being on the day of 19..... and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

..... day of

56

19.....

Handwritten signature

able in and for Erie County

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} ~~for~~ weeks; first publication SEP 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of SEP 22 1955, 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

RICHARD G. BENNETT

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 week, the first insertion being on the day of September, 1954 and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

1956

19

Hanley
Public in and for Erie County

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 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

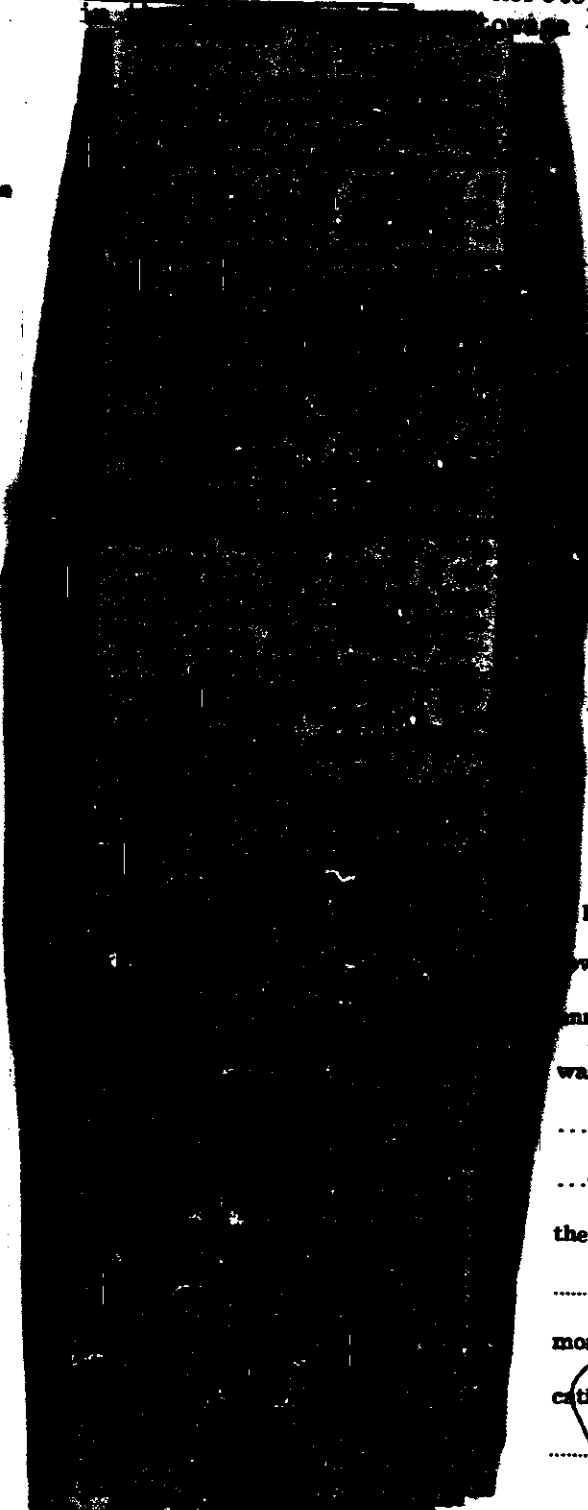
Sworn to before me this

day of SEP 22 1955, 19

Evel 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



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

public newspaper published at Depew, Town of Cheek-
waga, 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
..... week, the first insertion being on the
..... day of September, 1954 and
the last insertion being on the day of
....., 19....., and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

Sworn to before me this day of

FEB 6, 1956

19.....

Kenneth P. Hanley

Notary Public in and for Erie County

En 11096-C8

STATE OF NEW YORK
COUNTY OF ERIE

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Dapew Cheektowag
Herald and News

public newspaper published at Dapew, Town of Cheektowag, 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 three weeks; the first insertion being on the 1st day of September, 1955, and the last insertion being on the 13th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of

SEP 13 1955

19

Harold T. Hanley
Notary Public in and for Erie County

Item No. 27 Mr. Stanley Walczak of William Street was granted the floor and related to the Board that there is no change in the situation at the United States Rubber Plant, that foul odors are still emanating from the plant 24 hours a day. Ordered referred to the Supervisor and the Town Board. 245
43
42

Item No. 28 Mr. William M. Tadio was granted the floor and requested information relating to his application for a trailer court on Genesee Street. Supervisor Holts advised Mr. Tadio that a reply will be forthcoming at the next regular meeting of the Town Board to be held on September 18, 1955. 15

Item No. 29 Councilman Wroblewski moved, seconded by Councilman Nagel, that all claims presented at this meeting for audit be approved and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. Warrant No. 1714 to No. 1979, inclusive, drawn on the Supervisor. 6

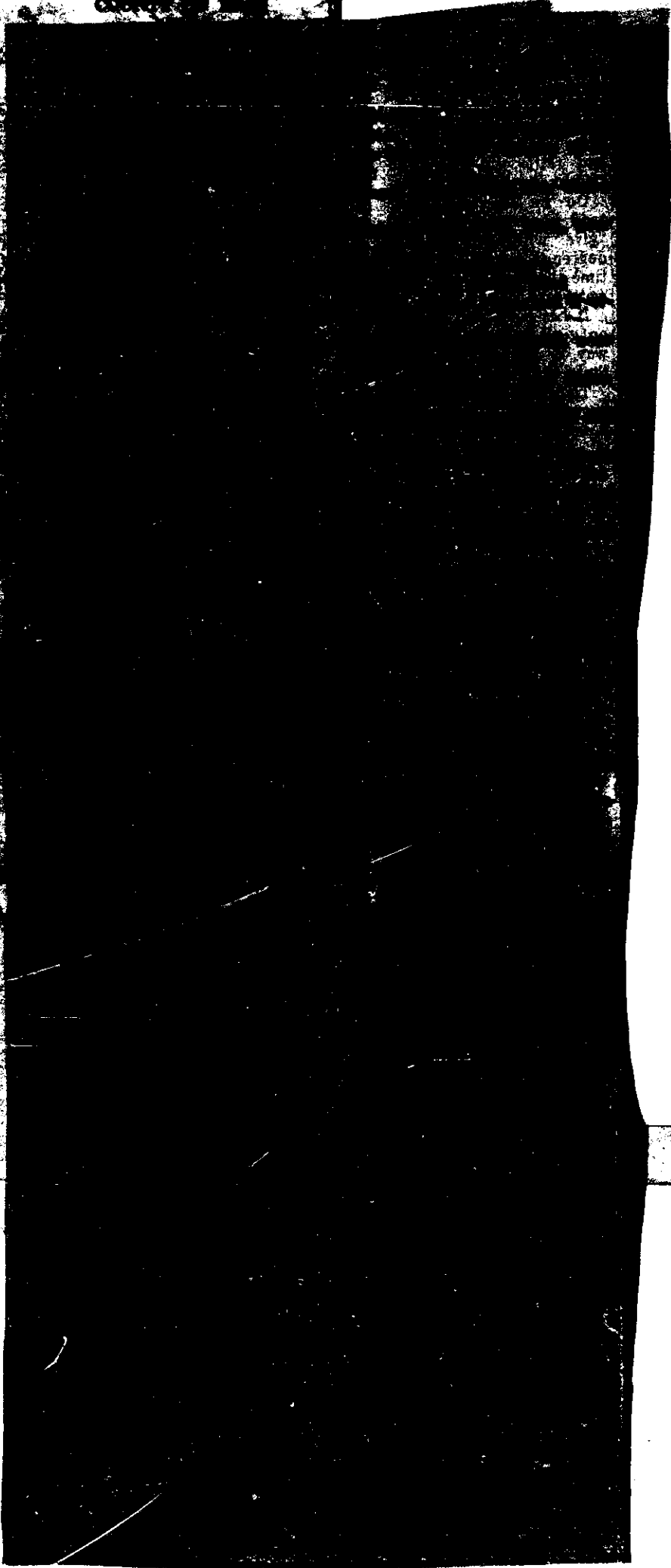
Item No. 30 Councilman Nagel moved, seconded by Councilman Bystrak, to adjourn.

SEAL.

Kenneth T. Hanley, Town Clerk

Kenneth T. Hanley

STANDARD WORK
CLOCK



11

Item No. 27 Mr. Stanley Walczak of William Street was granted the floor and related to the Board that there is no change in the situation at the United States Rubber Plant, that foul odors are still emanating from the plant 24 hours a day. Ordered referred to the Supervisor and the Town Board. 245
43
42

Item No. 28 Mr. William M. Tadio was granted the floor and requested information relating to his application for a trailer court on Genesee Street. Supervisor Holtz advised Mr. Tadio that a reply will be forthcoming at the next regular meeting of the Town Board to be held on September 18, 1955. 15

Item No. 29 Councilman Wroblewski moved, seconded by Councilman Nagel, that all claims presented at this meeting for audit be approved and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. Warrant No. 1714 to No. 1979, inclusive, drawn on the Supervisor. 6

Item No. 30 Councilman Nagel moved, seconded by Councilman Bystrak, to adjourn.

SEAL.

Kenneth T. Hanley, Town Clerk

Kenneth T. Hanley

Item No. 1 At at special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 12th day of September, 1955, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Neibert	"
Stanley R. Bystrak	"

ABSENT: Henry J. Nagel

Also present was Town Clerk Kenneth T. Hanley.

Item No. 2 A quorum being present, the Supervisor called the meeting to order to transact all business that may come before the Board.

Item No. 3 The Town Board then took under review the Budget Estimates for Special Districts spreading cost on Benefit Basis as presented by Supervisor Holtz.

Following is a true and correct copy of said budget as presented by the Supervisor.

BUDGET ESTIMATES FOR SPECIAL DISTRICTS
SPREADING COSTS ON BENEFIT BASIS

September 12, 1955.

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 1956.

SEWER DISTRICTS

District No. 1

Rent to City of Buffalo	\$	586.08	
Installment on old Balance		150.00	
Interest on old balance		24.39	
To be raised by assessment			\$ 760.47

District No. 2

Rent payable to District No. 5	\$	4,500.00	
Maintenance		500.00	
To be raised by assessment			5,000.00

District No. 3

Bond principal and interest due in 1956	\$	29,112.83	
Operation of Disposal Plant		37,520.00	
Real estate taxes-1956		6,000.00	
Maintenance of sewers		4,500.00	
Services of Superintendent		1,600.00	
Services of Engineer		1,000.00	
Services of Town Attorney		500.00	
Erie County chargebacks-Current		43.31	
Erie County Chargebacks-Thruway		2,292.25	
TOTAL EXPENSE FOR 1956	\$	82,568.39	

Less: Rentals:

William Street Tie-in	\$	300.00	
Franklin Street Tie-in		1,250.00	
Estimated surplus at 12-31-55		20,000.00	
To be raised by assessment			21,550.00
			\$61,018.39

BUDGET ESTIMATES FOR SPECIAL DISTRICTS
SPREADING COSTS ON BENEFIT BASIS

SEWER DISTRICTS-Cont'dDistrict No. 4

Rent payable to District No. 5	\$ 5,500.00	
Operation of pump, station	1,700.00	
Maintenance	500.00	
TOTAL EXPENSE FOR 1956	7,700.00	
Less: Amount payable out of Districts' Reserve Fund	1,500.00	
To be raised by assessment		\$ 6,200.00

District No. 5

Bond principal and interest due in 1956	163,062.16	
Operation of Disposal Plant	104,095.00	
Maintenance of sewers	17,000.00	
Services of Superintendent	3,200.00	
Services of Engineer	3,000.00	
Services of Town Attorney	1,000.00	
Erie County chargebacks-Current	781.74	
Erie County chargebacks-Thruway	7,725.07	
Erie County chargebacks-Cemeteries	6,386.43	
TOTAL EXPENSE FOR 1956	\$ 306,250.40	
Less: Revenue from charges to:		
Josephine Asmondus	\$ 75.00	
City of Buffalo	12,000.00	
Sewer District No. 2	4,500.00	
Sewer District No. 4	5,500.00	
Sewer District No. 6	23,700.00	
To be raised by assessment	45,775.00	\$260,475.40

District No. 5-Malden Extension

Bond principal and interest due in 1956	5,483.00	
To be raised by assessment		5,483.00

District No. 5-Peinkofer Extension

Bond principal and interest due in 1956	1,625.00	
To be raised by assessment		1,625.00

District No. 6

Bond principal and interest due in 1956	2,252.00	
Rent payable to District No. 5	22,500.00	
Maintenance payable to District No. 5	1,200.00	
To be raised by assessment		25,952.00
TOTAL FOR ALL SIX SEWER DISTRICTS		\$306,514.26

STORM SEWER DISTRICTSDistrict No. 1

Maintenance	1,000.00	
To be raised by assessment		1,000.00

District No. 2

Erie County chargebacks-Cemeteries	9,229.05	
Maintenance	1,100.00	
To be raised by assessment		10,329.05

District No. 3

Bond principal and interest due in 1956	6,924.00	
Maintenance	800.00	
To be raised by assessment		7,724.00

District No. 4

Bond principal and interest due in 1956	8,915.00	
Maintenance	200.00	
Less: Amount payable out of Districts' Reserve Fund	9,115.00	
To be raised by assessment	1,000.00	8,115.00
TOTAL FOR ALL FOUR STORM SEWER DISTRICTS		\$27,168.05

LATERAL SANITARY SEWER DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICTS' RESERVE FUND	
Arthur Street	\$ 307.88	\$ -0-	\$ 307.88
Roycroft Blvd.	223.59	-0-	223.59
Woodland Ave.--(formerly Commodore)	2,020.00	486.91	1,533.09
Darwin Dr	3,030.00	2,181.22	848.78
Homesgarth Ave	1,540.50	1,540.50	-0-
Toelsin Rd	3,081.00	-0-	3,081.00
Cresthaven	1,581.00	-0-	1,581.00
Sugnet	2,108.00	160.12	1,947.88
Walton	1,594.50	324.47	1,270.03
Abeles, Vincent and Lena	1,600.00	604.86	995.14
Floral	1,600.00	157.44	1,442.56
Mapleview	1,719.25	300.00	1,419.25
Yorktown	545.00	-0-	545.00
Beechwood-Genesee	1,135.00	-0-	1,135.00
Genesee-Peter	1,150.00	-0-	1,150.00
Grunner, Kennedy, Lemoine and Broadway	9,550.00	-0-	9,550.00
	<u>32,785.72</u>	<u>5,755.52</u>	<u>27,030.20</u>
To be raised by assessment			27,030.20

SIDEWALK DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICTS' RESERVE FUND	
Woodridge	1,593.75	129.80	1,463.95
Peinkofer	1,075.00	449.94	625.06
	<u>2,668.75</u>	<u>579.74</u>	<u>2,089.01</u>
To be raised by assessment			2,089.01

CURBING DISTRICTS

	Principal and Interest Due in 1956	LESS AMOUNT Payable out of Districts' Reserve Fund	
Olcott	\$ 3,125.00	-0-	3,125.00
Chesterfield	2,285.00	-0-	2,285.00
	<u>5,410.00</u>	<u>-0-</u>	<u>5,410.00</u>
To be raised by assessment			5,410.00

PAVING DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICTS' RESERVE FUND	
Darwin	4,260.00	787.06	3,472.94
Walton	1,597.50	326.55	1,270.95
Cresthaven	1,597.50	308.65	1,288.85
Sugnet	2,117.00	354.97	1,762.03
Homesgarth	2,224.75	240.00	1,984.75
Aurora	575.00	-0-	575.00
Yorktown	575.00	-0-	575.00
Lena-Vincent	1,695.00	-0-	1,695.00
Mapleview	1,150.00	-0-	1,150.00
Abeles-Tillotson	2,255.00	-0-	2,255.00
	<u>18,046.75</u>	<u>2,017.23</u>	<u>16,029.52</u>
To be raised by assessment			16,029.52

BUDGET ESTIMATES FOR SPECIAL DISTRICTS
SPREADING COSTS ON BENEFIT EASIS-CONT'D

STREET LIGHTING IMPROVEMENT

	<u>PRINCIPAL AND INTEREST DUE IN 1956</u>	<u>LESS AMOUNT PAYABLE OUT OF DISTRICTS' RESERVE FUND</u>	
<u>GROUP (11)</u>			
W. Grand	\$ 218.16	25.20	192.96
Marrymont	581.76	121.39	460.37
McNaughton	412.08	62.75	349.33
	<u>1,212.00</u>	<u>209.34</u>	<u>1,002.66</u>
To be raised by assessment			1,002.66
<u>GROUP (12)</u>			
Chesterfield	404.00	25.15	378.85
Verdun	262.60	6.55	269.15
Carol	525.20	37.61	487.59
Mafalda	828.20	120.28	707.92
	<u>2,020.00</u>	<u>176.49</u>	<u>1,843.51</u>
To be raised by assessment			1,843.51
<u>GROUP (13)</u>			
Principal and interest due in 1956:			
Vegola			579.38
Oelman			417.15
Woodland			417.15
McNaughton			278.10
Cedar			139.05
Kendale			486.67
To be raised by assessment			<u>\$2,317.50</u>
<u>GROUP (14)</u>			
Principal and interest due in 1956:			
Furlong			214.24
Lamarck			615.94
Farmingdale			615.94
Birkdale			562.38
Fontaine			669.50
To be raised by assessment			<u>2,678.00</u>
<u>GROUP (15)</u>			
Principal and interest due in 1956:			
Loretta-Parish			780.91
St. Lucian Crt			278.10
St. Paul Crt			194.67
Lucille Crt			333.72
Robert Crt			194.67
Petan Dr			194.67
Miami Pkwy			556.20
Geo. Urban Blvd			750.87
Carolyn Crt			278.10
To be raised by assessment			<u>3,561.91</u>
<u>GROUP (16)</u>			
Principal and interest due in 1956:			
Princess Dr			197.76
Park Ave			395.52
Queens Dr			131.84
Daniel Ave			329.60
Danbury Dr			1,878.72
Homesgarth Rd			492.56
To be raised by assessment			<u>3,426.00</u>
TOTAL TO BE ASSESSED FOR ALL SIX GROUPS			<u>14,829.58</u>

ASSESSMENTS OMITTED FROM 1955 ROLLSSewer District No. 5MC 1068

Sublot 156	Cherokee Drive	30.6 x	\$1.50	\$	5.55
157		30.6 x	1.50		5.55
158		30.6 x	1.50		5.55
159		30.6 x	1.50		5.55
160		30.6 x	1.50		5.55
161		30.6 x	1.50		5.55
162		30.6 x	1.50		5.55
163		20 x	1.50		3.63
173	Oriole Place	10 x	1.50		1.82
174		30.9 x	1.50		5.61

AcreageBlock Road

Patrick A. Consentino & 1

28 acres

12,197

24.64

Geo. Urban Blvd. (N)

Pelvion Land Co.

39 acres

16,988

34.32

Woodland Terrace (W)

E. Santin

.1 acres

4,356

8.80

Woodland Terrace (E)

S. Blasak

12 acres

5,227

10.56

South Huxley (E)

Arthur Nowakowski

09 acres

3,920

7.92

Corporations

Niagara Mohawk Power Corp

W/C 1243, Sublot 1243

56 x 1.00

11.31

TOTAL FOR SEWER DISTRICT NO. 5

147.46

SEWER DISTRICT NO. 5 - 1953 EXTENSIONCorporations

Niagara Mohawk Power Corp

Walden Ave. Substation

1.02 acres

Sq. feet

34,444

124.41

WOODRIDGE AVENUE SIDEWALK DISTRICTMC 1631

Sublot 29 Maryvale Drive, N.W. Cor.

89.80

SEWER DISTRICT NO. 3MC 799

Block 8 - Sublot 22

7,415

6.72

23

6,383

5.79

24

5,350

4.85

25 - 26

6,935

6.28

26

4,169

3.78

27

5,755

5.21

Block 9 - Sublot 8

2,000

1.81

9

6,630

6.01

10

5,498

4.98

11

5,594

5.07

TOTAL FOR SEWER DISTRICT NO. 3

50.50

TOTAL OF OMITTED TAXES

\$412.17

In accordance with the Town Law, it is the duty of the Town Board to estimate the 1956 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

Item No. 3-Cont'd
its adoption:

Councilman Neibert presented the following resolution and moved

WHEREAS, this Town Board has prepared a detailed estimate of the anticipated 1956 revenue and expenditures for every district in which the expense of the improvement is to be assessed on a benefit basis, and

WHEREAS, this Town Board has assessed the Special Districts on a benefit basis, against the lots and parcels of land, which is chargeable, and

WHEREAS, this Town Board has prepared an assessment roll describing each lot or parcel of land, the owner thereof, and the assessment levied against it, and

WHEREAS, this Town Board has filed such estimates and assessments with the Town Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that the detailed estimates of the anticipated revenues and expenditures for every special district and the assessment roll for every special district be and the same is hereby approved, and

BE IT FURTHER RESOLVED, that the Town Clerk be and he is hereby, authorized and directed to publish a Notice of Public Hearing for same in the Cheektowaga Times and the Depew Herald-Cheektowaga News, official newspapers of the Town of Cheektowaga; said Notice to be in the following form and to be published on the 15th day of September, 1955, said public hearing to be held at the Town Hall on the 26th day of September, 1955, at 7:30 P.M., E.D.S.T., and shall be in the following form to wit:



September, 1955:

The above Notice was posted as follows on the 16th day of

- 1- Town Hall Bulletin Board;
- 2- U-Crest Fire Hall-Clover Place and Evergreen Street;
- 3- Pine Hill Fire Hall-Genesee Street and Normandy Avenue;
- 4- Rescue Fire Hall-Pine Ridge Road;
- 5- Doyle Fire Hall No. 1-William and Alaska Street.

Hereto attached is a copy of the Notice published in the Cheektowaga Times and the Depew Herald-Cheektowaga News:

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

the Town Board of Cheektowaga, New York, at a special meeting held on September 12th, 1955, completed its Estimates and Assessment Roll relating to Special Districts spread- ing costs on a Benefit Basis and has filed same with the Town Clerk for the following Districts:

Sewer Districts No. 1, 2, 3, 4, 5, 5-Walden Extension, 5-Punkhoker Extension, &
Storm Sewer Districts, No. 1, 2, 3, &
All Latent Sanitary Sewer Dis- tricts
All Sidewalk Districts
All Curbing Districts
All Paving Districts
All Street Lighting Improvement Districts

Notice is also given that a public hearing on such Estimates and As- sessment Roll will be held Septem- ber 26th, 1955, at 7:30 P.M., E.D.S.T., in the Council Chamber of the Cheektowaga Town Hall, corner of Union Road and Broadway, at which time the Town Board will meet to hear and consider any objections which shall be made to such Esti- mates and Assessment Roll.

Dated: September 12th, 1955.
By order of the Town Board of the Town of Cheektowaga, New York,
KIMBLETH T. HUNLEY,
Town Clerk

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 copies of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for five weeks; that publication SEP 15 1955 and last publication SEP 15 1955 and that no more than six days intervened be- tween publications.

Willard C. Allis

Sworn to before me this _____ day of SEP 15 1955, 19

Evel D. 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. 5025

STATE OF NEW YORK
COUNTY OF ALBANY

Albany, N.Y.

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Chicktownaga}
Herald and News

a public newspaper published at Depew, Town of Chicktownaga, Erie County, New York, that on or about the 15th day of September, 1955, the annexed printed and written statement, which is a copy of a newspaper, was inserted and published in said newspaper, once a week for one week, the first insertion being on the 15th day of September, 1955, and the last insertion being on the 15th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Subscribed and sworn to before me this SEP 17 1955 day of

19

James T. [Signature]
Notary Public in and for New York County

Item No. 4 Councilman Bystrak moved, seconded by Councilman Wroblewski, that the application of Louis A. and Lucille M Lon to rezone the following mentioned premises from residential zone to business zone be denied.

250

DESCRIPTION

All that Tract or Parcel of Land, situate in the Town of Cheektowaga, County of Erie, and State of New York, being part of Lot Number Eleven (11), Township Eleven (11) Range Seven (7) of the Holland Land Company's Survey, bounded as follows:

BEGINNING at a point in the Eastern line of Union Road distant 701.88 feet southerly from the northwest corner of said Lot Eleven (11), running thence easterly on a line parallel with the north line of Lot Eleven (11), 200.00 feet to a point; thence southerly parallel with the westerly line of Lot Eleven (11), 435.00 feet to a point; thence westerly on a line parallel with the north line of Lot Eleven (11), 200.00 feet to the easterly line of Union Road; thence southerly along the easterly line of Union Road 435.00 feet to the point of beginning. **EXCEPTING** that part of the above described premises acquired by the State of New York for highway purposes and located in Liber 307 of Maps in Book 11 in the Erie County Clerk's Office.

19

Item No. 5 **REZONING GRANTED-IRVING LIGHTMAN**

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 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 22 1955, 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

STATE OF NEW YORK
COUNTY OF [illegible]

RICHARD G. BENNETT

sworn, deposes and says that

PUBLISHED

of Sep

Does

Continue

Herald and News

a public [illegible] [illegible] Town of [illegible]
towage, Erie County, New York, and [illegible] of which the
attached printed slip 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*....., 19*55*, and

the last insertion being on the *22nd* day of

September....., 19*55*, and that not

more than six days intervened between any two publi-

.....
Richard G. Bennett

Posted as follows on the 27th day of September, 1955:

1- Town Hall Bulletin Board.

Item No. 6
to adjourn.

Councilman Neibert moved, seconded by Councilman Bystrak,

251

SEAL

Kenneth T. Hanley, Town Clerk.

Kenneth T Hanley

Item No. 1 At a regular Town Board meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall in the said Town of Cheektowaga, New York, on the 19th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT: Benedict T. Holts
Henry J. Nagel
Felix T. Wroblewski
Joseph A. Neibert
Stanley R. Bystrak

Supervisor
Councilman
" "
" "

ABSENT: -0-

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle and Town Engineer Albert J. Kamm.

Item No. 2 The Clerk advised the Board that a copy of the minutes of the previous meeting has been placed on their desk in the Council Chamber.

Item No. 3 Petition for the extension of Forks Fire District No. 3 ordered referred to the Assessors for a property check. 17 22

Item No. 4 Communication read from Lieutenant Kostrzewski of the Cheektowaga Police Force relating to the application of Leo J. Kaczmarek to use premises located at No. 204 Como Park Boulevard for skeet practise. Ordered referred to the Town Board. 15 42

Item No. 5 This being the time and the place advertised for a public hearing for the improvement of that portion of Oriole Place, extending from Mildred Drive west to Frederick Drive, a distance of approximately 540 feet, by the construction of a lateral sewer in said highway so as to serve both sides thereof.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as prescribed by law.

The Supervisor announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the Supervisor ordered the hearing closed and that the matter be referred to the Town Attorney. 24

Item No. 6. NOTICE OF PUBLIC HEARING LUDWIG AVENUE LATERAL SEWER

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Union Road and Broadway, in said Town, on the 19th day of September, 1955, at 7:30 P.M., Eastern Daylight Saving Time, there were:

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

ABSENT: -0-
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, a written petition was filed with this Board for the improvement of that portion of Ludwig Avenue, extending from William Street, northerly, 1920 feet to Downer Place, by the construction of a lateral sewer in said highway so as to serve the east side thereof, and

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

WHEREAS, said petition was duly submitted or presented by all of the signers in the same manner as aforesaid to be recorded, and

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway is \$10,000, and the total in the petition is \$10,000, and

WHEREAS, said highway to be improved is located in Sector District No. 3 of the Town of Cheektowaga, New York and is entirely in said Town.

NOW THEREFORE,
BE IT RESOLVED, pursuant to the provisions of Section 139 of the Town Law of the State of New York, it is hereby

ORDERED, that the Town Board of the Town of Cheektowaga, Erie County, New York, shall meet at the Town Hall, corner of Union Road and Broadway, in said Town, on the 3rd day of October, 1955, at 2:30 P.M., Eastern Daylight Saving Time, of that day for the purpose of considering the said petition and hearing of persons interested in the subject thereof concerning the same, and be it

FURTHER RESOLVED AND ORDERED, that the Town Clerk be and he is hereby ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the Cheektowaga Times and the Depew Herald and Cheektowaga News, official newspapers of the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date

of the hearing, and that said copy be so published in said manner by or cause to be published in said manner only certified copies of this order in five (5) public places along the said portion of said highway to be improved.

Recorded by Councilman Neibert and duly put to a vote, called as follows:
Supervisor Holts, voting Aye.
Councilman Wroblewski, voting Aye.

Councilman Nagel, 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 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 19th day of September, 1955, 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 (seal) and affixed the seal of said Town this 19th day of September, 1955.

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

Posted as follows on the 23rd day of September, 1955:

- 1- Telephone Pole at the corner of Ludwig and William Street:
- 2- Telephone Pole No. 50 on Ludwig Street:
- 3- Telephone Pole No. 2 on Ludwig Street:
- 4- Telephone Pole No. 3 on Ludwig Street:
- 5- Telephone Pole No. 4 on Ludwig Street.

Times:

Hereto attached is a copy of the Notice published in the Cheektowaga

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 22 1955, 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, 1977
Registered No. 5029

...AND OR-
...AND DI-
...TO publish a certified copy
...and enter in the
...and
...and Cheektowaga
...not less than ten (10) not
...days prior to
...and that on
...or come to be posted conspicu-
...certified copies of this order
...in five (5) public places along the

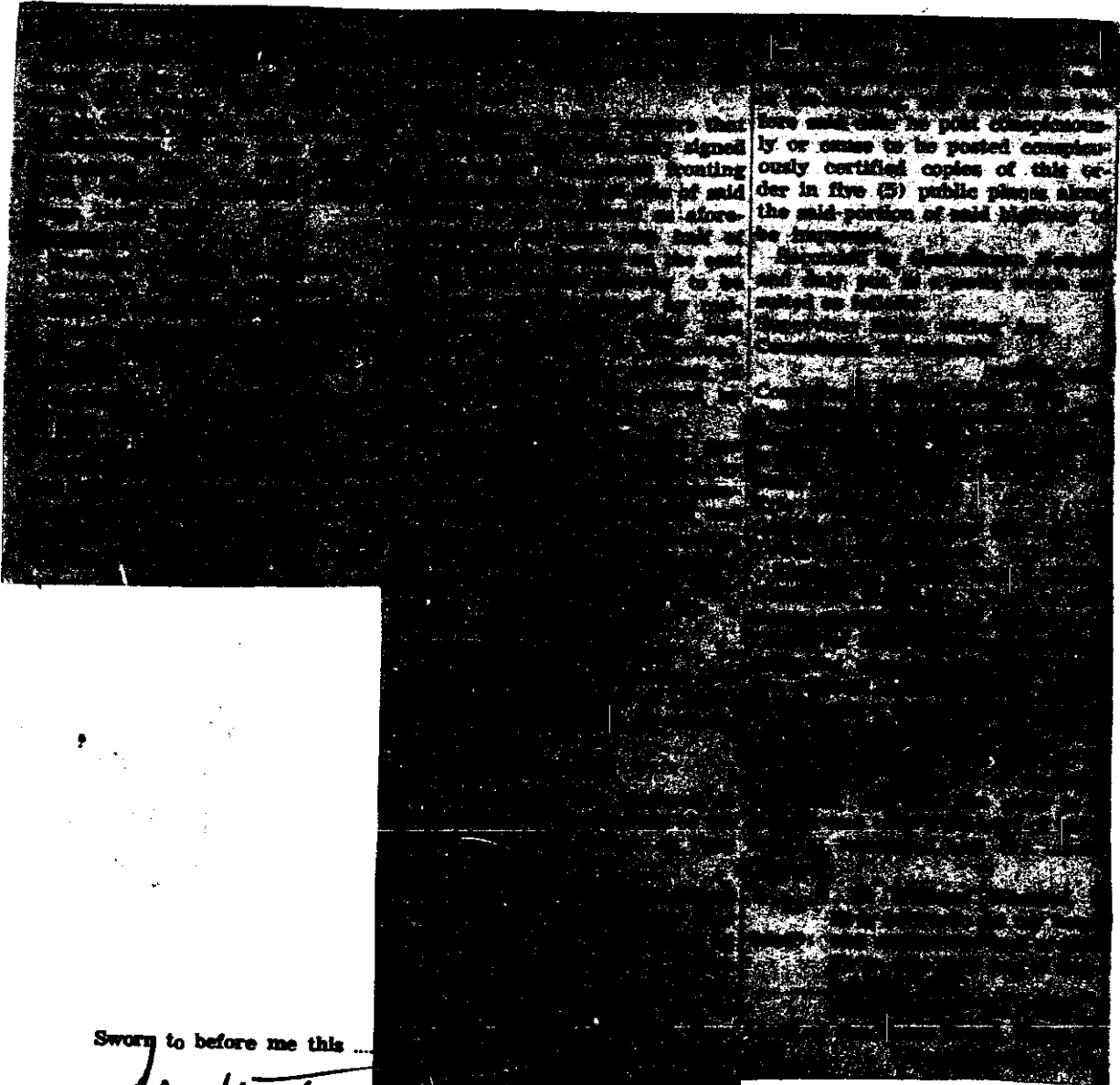
...and duly put to a vote, which re-
...and
...Superior Hahn voting Aye.
...Councilman Brodowski voting Aye.
...Councilman Nagel voting Aye.
...Councilman Nabors voting Aye.
...Councilman Bystak, voting Aye.
AYES: 5 NOES: 0 ABSENT: 0

STATE OF NEW YORK
ERIE COUNTY
Office of the Clerk of the
TOWN OF CHEEKTOWAGA) ss:

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
Council of the Town of Cheektowaga,
in said County of Erie on the 16th
day of September, 1955 and that the
same is a correct and true transcript
of said original resolution and the
same.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:



Sworn to before me this ...

September
Hereth J
Notary

HA-10131

Posted as follows on the 23rd day of September, 1955:

- 1- Telephone Pole at the corner of Ludwig and William Street:
- 2- Telephone Pole No. 50 on Ludwig Street:
- 3- Telephone Pole No. 2 on Ludwig Street:
- 4- Telephone Pole No. 3 on Ludwig Street:
- 5- Telephone Pole No. 4 on Ludwig Street.

Times:

Hereto attached is a copy of the Notice published in the Cheektowaga

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication SEP 22 1955; last publication SEP 22 1955; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of SEP 22 1955, 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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 *one* week, the first insertion being on the ... *22nd* day of *September*, 19*55*, and the last insertion being on the ... *22nd* day of *September*, 19*55*, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this *27* day of

September, 19*55*
Kenneth J. ...

NY-10131

Notary Public in and for Erie County

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Item No. 7 Councilman Wroblewski moved, seconded by Councilman Neibert that the Town Clerk be authorized and directed to issue building permits applications processed by the petitions committee on September 10, 1955 and September 17, 1955, after same have been approved by the Building Inspector. CARRIED: AYES: -4-
NAYES: -1-
(Councilman Bystrak)

7
42
Item No. 8 Councilman Wroblewski moved, seconded by Councilman Neibert that the United States Post Office be requested to institute house to house mail delivery on Parkview Terrace Town of Cheektowaga, New York. CARRIED: AYES: -5-

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

WHEREAS, Maroone Motor Company applied to the Town Board for a permit to store new and used automobiles at its temporary headquarters 2409 Harlem Road, Cheektowaga, New York, and represented to the Town Board that they intended to purchase a site for a permanent location, which permit expired by its terms on June 30, 1955, and

WHEREAS, after the granting of said permit property owners on Harlem Road and other persons have complained to the Town Board that the Maroone Motor Company was storing automobiles in the open so close to the highway as to create a traffic hazard, and

WHEREAS, the police department have notified Maroone Motor Company that it was storing too many cars on the property and too close to the highway and that serious accidents have happened on account thereof, and

WHEREAS, the Maroone Motor Company acquired from the Polish National Cathedral, a tract of land 2.90 acres on Walden Avenue on or about March 25, 1955, but has not appeared for a building permit to erect a building thereon, and

WHEREAS, the continued storage of automobiles at 2409 Harlem Road creates a traffic hazard and endangers the lives of property and persons traveling on Harlem Road,

WHEREAS, the permit issued Maroone Motors Company expired June 30, 1955, and

WHEREAS, the Town Board would not entertain an application for the renewal of said permit,

BE IT RESOLVED, that the Maroone Motor Company be notified immediately that said permit has expired and that it must comply with the zoning ordinances of the Town of Cheektowaga, New York, that the Chief of Police instructed to enforce the ordinance as it relates to the premises above mentioned, within 10 days after the service of a certified copy of this resolution by the Police Department upon Maroone Motor Company or any one in charge of its business.

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

Supervisor Holtz	Voting AYE
Councilman Neibert	" "
Councilman Wroblewski	" "
Councilman Nagel	" "
Councilman Bystrak	" "

CARRIED: AYES: -5-.

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

RESOLVED, that the State Highway Department be requested to make a survey of Genesee Street and Andrew Street, relative to a request received by the Town Board for the installation of a push button signal at this intersection.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -5-

8
41
Item No. 11 Councilman Nagel presented the following resolution and moved its adoption:

BE IT RESOLVED, that the Town Engineer be and he is hereby authorized to purchase an electric hoist for Disposal Plant No. 5 at a cost not to exceed the sum of \$250.00. The cost of said item being included in the budget for Disposal Plant No. 5.

Seconded by Councilman Wroblewski.

CARRIED: AYES: -5-.

36
Item No. 12 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the Chief of Police be authorized and directed to erect stop signs as shown on the annexed schedule; that he also be authorized and directed to erect play signs on Cedar, Campbell and Tudor Streets, that he is further authorized and directed to erect one hour parking signs on the east side of Pine Ridge Terrace, commencing 300 feet south of Genesee Street, that he be further authorized and directed to erect No Parking Signs on the east side of Harlem Road commencing on the north side of Abeles Avenue 200 feet north of Freda Avenue.

Seconded by Councilman Nagel.

CARRIED: AYES: -5-.

Sugnet, Aurora, north east corner of Aurora, stop for Sugnet.

Leroy, Aurora, north west corner of Leroy, to stop for Aurora.

Marsdale, Aurora, south west corner of Aurora, to stop for Marsdale.

Burke, Calderwood, to stop for Burke.

Burke, Chesterfield, to stop for Burke.

Treehaven, Calderwood, to stop for Treehaven.

Treehaven, Chesterfield, to stop for Treehaven.

Hunter, Calderwood, to stop for Calderwood.

CAUTION CHILDREN AT PLAY SIGN

Cedar-Capbell-Tudor

ONE HOUR PARKING SIGNS

East side of Pine Ridge Terrace, 300 feet south of Genesee Street.

NO PARKING THIS SIDE OF STREET

East side of Harlem Road, north to Abeles Avenue, 200 feet
north of Freda Avenue

18
41

Item No. 13
moved its adoption:

Councilman Wroblewski presented the following resolution and

WHEREAS, the Pelvion Land Company at the request of the Town of Cheektowaga, has tiled a drainage ditch which runs through a portion of its property and at the Towns' suggestion has filed a new subdivision map of three lots which originally faced Rosary Boulevard, so that the same now faces Westbrook Drive, and

WHEREAS, the lot located at the corner of Rosary Boulevard and Westbrook Drive, has a width of 56.85 feet and a depth of 122.71 feet, and

WHEREAS, the depth and width of said corner lot are affected by the construction of said storm sewer drain by the Pelvion Land Company and said lot does not contain a width of 75 feet as required under the ordinances, as amended since the original subdivision map was filed, and

WHEREAS, it is impossible for the Pelvion Land Company to provide a width of 75 feet for the corner lot, and

WHEREAS, the width of the right of way of Rosary Boulevard is 80 feet, but the paved portion thereof is only 28 feet,

WHEREAS, the Town Board has recently approved the amended subdivision map which defines the boundaries of the lots facing Westbrook Drive,

BE IT RESOLVED, that permission be granted to the Pelvion Land Company, its successors and assigns to construct a private dwelling on subdivision Lot No. 238, also identified as 323 Westbrook Drive, which building shall be erected not less than 25 feet from the street line of Westbrook Drive and that said dwelling may be located a distance of not less than 10 feet from the street line of Rosary Boulevard.

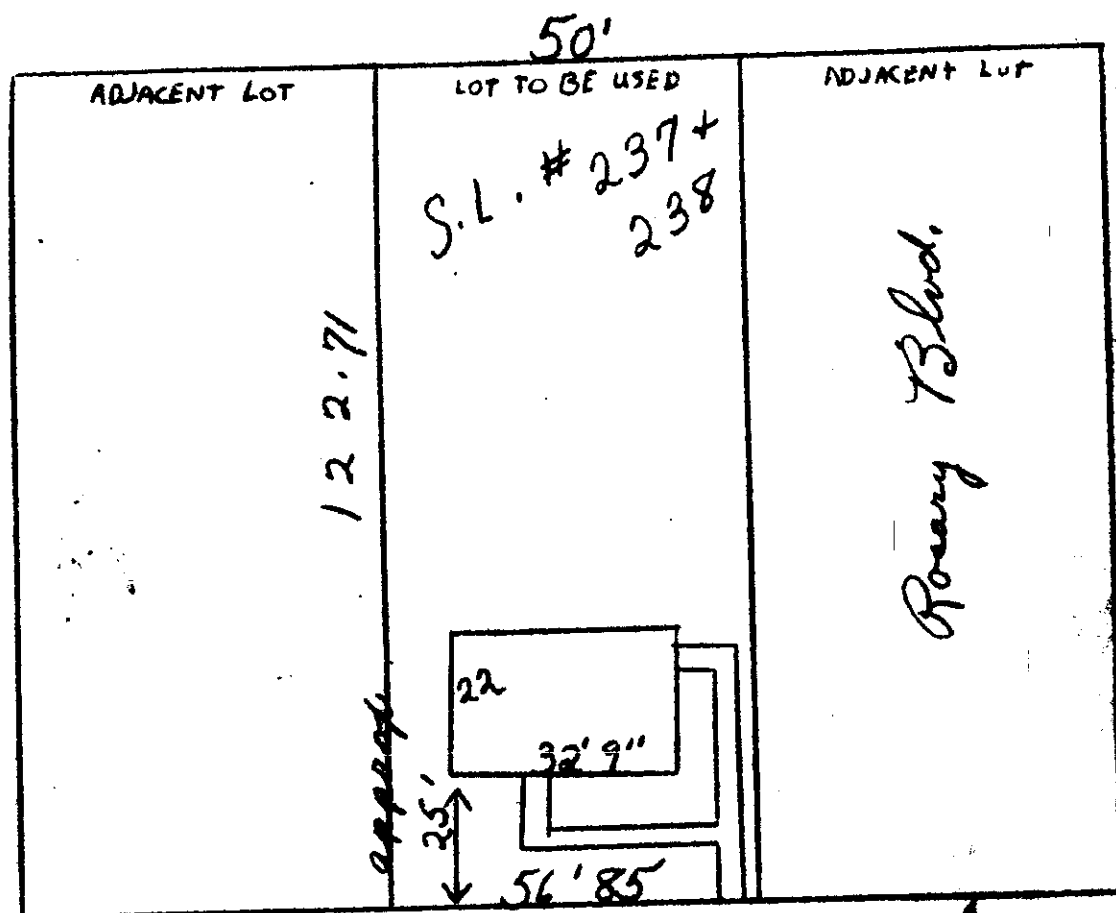
Seconded by Councilman Neibert and duly put to a vote which resulted as follows:

Supervisor Holtz	Voting	AYE
Councilman Nagel	"	"
Councilman Wroblewski	"	"
Councilman Neibert	"	"
Councilman Bystrak	"	"

AYES: -5-

NOES: -0-

15



323 Westbrook Drive

Item No. 14 Councilman Neibert presented the following resolution and moved its adoption: 255

WHEREAS, Bixler Avenue, commencing at Maplevue Avenue and extending in a northerly direction to Cleveland Drive as shown on a subdivision map, filed in the Erie County Clerks' Office under Cover No. 1467 has been for several years a Town highway, and

WHEREAS, in the construction of the Ontario Thruway, the New York State Thruway Authority appropriated for public use, all of the property along the west side of said highway and has constructed a fence along the west side of said highway and has closed the same for public use at a point approximately 222.03 feet north of the northerly line of Maplevue Avenue, and

WHEREAS, the remainder of said highway no longer can be used for highway purposes and the town desires to eliminate any further liability arising from the use of said property for highway purposes, and

WHEREAS, Infant of Prague Roman Catholic Church Society of Cheektowaga, New York, organized and existing under the laws of the State of New York, owns all of the property immediately east of that portion of the highway closed by the State of New York for highway use and is willing to accept from the Town of Cheektowaga a Quit Claim Deed to that portion of the highway closed by the State of New York, and

WHEREAS, said closed portion of the highway cannot be used by the Town of Cheektowaga for any purpose nor can it be sold to any person, firm or corporation and used for a residence purposes and is valueless so far as the Town of Cheektowaga is concerned, be it

RESOLVED, that the Supervisor be and he is hereby authorized to execute and deliver to the Infant of Prague Roman Catholic Church Society of Cheektowaga, New York, organized and existing under laws of the State of New York, a Quit Claim Deed for that portion of the said highway closed by the New York State Thruway Authority, that said deed contain a provision that the Town of Cheektowaga, New York does not represent that it owns or has title to said highway described in said deed.

Description to be inserted in said deed is as follows:

DESCRIPTION

ALL THAT TRACTOR OR PARCEL OF LAND, situate in the Town of Cheektowaga, Erie County, New York, being part of Lot 19, Township 11, Range 7 of the Holland Land Companys' survey and more particularly described as follows:

BIXLER AVENUE commencing at Cleveland Drive and extending in a southerly direction, a distance of approximately 431.48 feet to the south line of subdivision Lot No. 28, as said highway and subdivision lot are shown on a subdivision map filed in the Erie County Clerks' Office under Cover No. 1467.

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

Supervisor Holtz	Voting AYE
Councilman Nagel	" "
Councilman Wroblewski	" "
Councilman Neibert	" "
Councilman Bystrak	" "

Carried: AYES: -5-

Noes: -0-

Hereto attached is a copy of said map and description:

33
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CLEVELAND

80' WIDE

DR.

STAKE

50.06

STAKE

FENCE 667' WEST
87° 51' 15"

92° 54' 45"

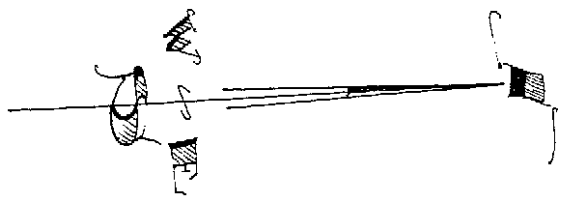
AVE.

50' WIDE

--- 431.48 ---

--- 431.48 ---

EAST LINE OF ONTARIO THRUWAY



FENCE 10.82 WEST

FENCE 6.65 WEST

STAKE

50.06

STAKE

SOUTH LINE OF Sub-Lot 2B
COVER 1467

PARALLEL WITH
CLEVELAND DR.

222.03

88° 46' 35"

CONCRETE DRIVE

EAST EDGE
OF WALK
1.15 WEST

CONCRETE WALK 4.0 WIDE

BIXLER
COVER 1467

MAPLEVIEW

60' WIDE

AVE.

PART OF LOT 19 T. 11, R. 7
TOWN OF CHEEKTOWAGA

HERTHE & SONNENBERGER ENGINEERS AND SURVEYORS 60 NIAGARA ST. BUFFALO, N. Y.		RE-SURVEY	
SCALE 1" = 30 FT.	DATE AUG. 12, 1955	DATE	NO.
SHEET 32100	NO. 55-2904	DATE	NO.

WHITE & GETMAN

SUCCESSORS TO:
ELLSWORTH, BARROWS & POLLARD

FREDERICK K. WING CO.

14 Cont'd

DOMINICK APA

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

Appeals held a public hearing for the purpose of considering the application of Dominick Apa for the rezoning of premises from Residential District to Business District of the property hereinafter described and amending the Zoning Map and Ordinance accordingly and

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

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

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."

DESCRIPTION
ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of Lot No. 34, Township 11, Range 7 of the Holland Land Company's Survey and according to a map filed in Erie County Clerk's Office under Cover No. 1085, is known as Subdivision Lots numbered 45 and 46, situate on the northwest corner of Cleveland Drive and Cayuga Road.

KENNETH T. HANLEY
Town Clerk, Town of Cheektowaga, New York.
Dated: September 12, 1955. (9-20)

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, to-wit: first publication SEP 29 1955 last publication SEP 29 1955 and that no more than six days intervened between publications.

Sworn to before me this.....

day of SEP 29 1955

Eugene J. Allen
Notary Public in and for Erie County, N. Y.

EVE J. ALLIS

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Cheektowaga}
Herald and News

a 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 one week, the first insertion being on the 27th day of September, 1955, and the last insertion being on the 29th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

SEP 30 1955

19.....

Walter T. Hanley

Notary Public in and for Erie County

In 11096-CB

Posted as follows on the 30th day of September, 1955:
Town Hall Bulletin Board.

RE: COMPLAINT AGAINST U.S. RUBBER RECLAIMING COMPANY

Immediately after the public hearing held on August 25, 1955, John P. Quinlan, fume expert of the City of Buffalo, New York, and Mr. Millerschoen, a chemist with the Erie County Health Department, made several inspections of the Rubber Plant and talked with its chief engineer, and certain recommendations were made by them to the company relative to building a higher chimney and changing the combustion process in the plant.

The company has called in Oxy-Catalyst, Inc., of Detroit, the largest company in the country engaged in the business of eliminating smoke, odor and fumes.

Mr. Quinlan reported to me today that he talked with its representative and he agrees with Mr. Quinlan that it is possible to eliminate the fumes complained of.

Mr. Quinlan said that a complete check has been made of the entire plant by him, the chemist for the Health Department, and the representative of Oxy-Catalyst, Inc., and that he expects to meet with the representatives of that company before Thursday of this week.

I told him of the desire of some of the people in the neighborhood making a personal inspection of the plant, and he suggested that the inspection take place Thursday afternoon at 4 o'clock. He said he would check this time with the Erie County Health Department and let me know Tuesday morning whether or not that time is satisfactory with Mr. Millerschoen.

Mr. Quinlan also said that it would take some time to make the necessary installations to eliminate the fumes, and that both he and the Health Department will continue to make periodical inspections and will report to the Town Board the progress that has been made.

Mr. Quinlan took a week's vacation commencing September 12, and just returned to his office this morning. He intends to make further inspections of the plant before Thursday of this week.

I recommend that the members of the Town Board accompany Mr. Quinlan and the Erie County Chemist on Thursday, at 4 o'clock P.M., and that Mr. Howard and some of the other residents of the neighborhood also be invited to attend.

Dated: 9-19-55

George B. Doyle, Town Attorney.

Item No. 17 Complaint of Harry Schill relating to Marine Drive Drainage referred to the Town Engineer. 10

Item No. 18 Complaint of Mr. Quinby relating to water conditions at Beach Road and Maryvale Drive, ordered referred to the Town Engineer. 10

Item No. 19 Request of Mrs. Walter Mayer for a school crossing guard on Come Park Boulevard and the quarry, ordered referred to the Chief of Police. 18

Item No. 20 Councilman Bystrak moved, seconded by Councilman Wroblewski, that all claims presented at this meeting for audit be approved, and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for the payment of same. Warrant No. 1980 to No. 2043, inclusive, drawn on the Supervisor. 6

Item No. 21 Councilman Weibert moved, seconded by Councilman Bystrak, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk

Kenneth T. Hanley

STATE OF NEW YORK
COMPTROLLER

RE:



Posted as follows on the 30th day of September, 1955:
Town Hall Bulletin Board.

Item No. 1 At a special meeting of the Town Board of the Town of Cheektowaga, New York, held at the Town Hall in the said Town of Cheektowaga on the 26th day of September, 1955, at 7:30 o'clock P.M., E.D.S.T., there were:

PRESENT: Benedict T. Holts	Supervisor
Felix T. Wroblewski	Councilman
Joseph A. Neibert	"
Stanley R. Bystrak	"

ABSENT: Henry J. Nagel

Also present were: Town Clerk Kenneth T. Hanley; Town Attorney George B. Doyle; and Chief of Police John Mersmann.

Item No. 2 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that Beale Avenue, for its entire length, Rosary Boulevard formerly known as Subdale Boulevard, for its entire length and Yorktown Drive for its entire length be accepted as Town Highways on recommendation of the Town Superintendent of Highways and placed under his jurisdiction.

Seconded by Councilman Neibert.

13

CARRIED: AYES: -4-

ABSENT: -1-

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

WHEREAS, the International Police Chief's Association, has requested that the Cheektowaga Police Department become a member of the association and that Chief Mersmann be granted permission to attend the convention in Philadelphia from October 2nd to October 6th.

BE IT RESOLVED, that the Chief of Police be authorized to execute the necessary application so that the Cheektowaga Police Department will become a member of the association and that Chief Mersmann be granted permission to attend the convention in Philadelphia, his reasonable expenses to be charged to the Police Budget.

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

Supervisor
Councilman
Councilman
Councilman

Benedict T. Holts
Felix T. Wroblewski
Joseph A. Neibert
Stanley R. Bystrak

Voting	<u>Aye</u>
Voting	<u>Aye</u>
Voting	<u>Aye</u>
Voting	<u>Aye</u>

AYES: -4-

18
42

Item No. 4 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Town of Cheektowaga has agreed to purchase from the County of Erie, Lots No. 24 to 27 inclusive, map Cover 1243, situate on the west side of Dick (Cayuga) Road for the sum of \$311.18, and

BE IT RESOLVED, that the Supervisor be and he is hereby authorized to purchase said property and to pay the purchase price thereof. The Town Attorney be and he is hereby authorized to pay the revenue stamps on the deeds and the record the same.

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

Supervisor
Councilman
Councilman
Councilman

Benedict T. Holts
Felix T. Wroblewski
Joseph A. Neibert
Stanley R. Bystrak

Voting	<u>Aye</u>
Voting	<u>Aye</u>
Voting	<u>Aye</u>
Voting	<u>Aye</u>

AYES: -4-

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

WHEREAS, Chief Mersmann has requested permission to purchase a projector to be used in a safety program to be carried throughout the schools in the township, and

WHEREAS, the purchase of the same is needed to get the program underway.

BE IT RESOLVED, that the Chief of Police be and he is hereby authorized to purchase the projector at a cost not to exceed the sum Six Hundred Dollars (\$600.00) and that the projector be charged to the Police Budget.

Item No. 5 Cont'd
Recorded by Councilman Wroblewski and duly put to a vote which resulted as follows:

Supervisor
Councilman
Councilman
Councilman

Benedict T. Holtz,
Felix T. Wroblewski
Joseph A. Gelbert
Stanley B. Bystrak

Voting Aye
Voting Aye
Voting Aye
Voting Aye

AYES: 4-

Item No. 6 REPORT OF GEORGE BE DOYLE, TOWN ATTORNEY, OF A MEETING AT THE U. S. RUBBER RECLAMING CO. PLANT ON WILLOWIAK, SEPTEMBER 22ND AT 4:00 P.M.

As previously requested by the Town Board, a meeting was held Thursday afternoon, September 22nd, 1955, at the U.S. Rubber Reclaiming Co. plant on Willowiak to inspect the plant and to ascertain what the company was doing to alleviate the odors and fumes which those residents in the vicinity of the plant had stated have been offensive for the past several years.

Representing the Town were the Members of the Town Board, Mr. John Gaidian, City of Buffalo Smoke Abatement Engineer, Mr. William Millerwey, Sanitary Chemist of the Erie County Health Department, Dr. Vensatelli, the Town Health Officer, and myself. Also present were three residents of the immediate vicinity.

In addition to its president, Mr. Peterson, and its Plant Engineers and Superintendents, the Company had present two Combustion Engineers from Detroit, recognized experts in their field, who have been engaged by the Company to give it the benefit of their research and advice and to cooperate with the Town Officials.

Mr. Gaidian and Mr. Millerwey reported that at the request of the Town Board, they had made thorough tests and their test revealed that there was nothing toxic or poisonous in the odors and fumes emanating from the plant and that there were no odors or fumes emanating from the sewers. In other words, there is nothing harmful or dangerous about the operation and the only concern is that the smell is unpleasant.

At Mr. Gaidian's suggestion, the Company, within the past few days, has erected a thirty foot extension of the smoke stack over one of the machines which was emitting a large share of the plant's discharges. Dr. Vensatelli raised the question as to whether or not it would not help to extend this stack further and build two additional ones over the other two machines, and both the Town's engineers and the Company's experts, agreed that this would help to disperse the odors. Mr. Peterson stated that the Company would erect these stacks immediately at the heights, and of the dimensions, to be determined by Mr. Gaidian and the other experts.

We were shown a pilot catalyst which had arrived shortly before the meeting but was not yet in operation. This type of catalyst is a very recent scientific development and has lately been put into use with great success in several plants which had been emitting odors. Mr. Peterson stated that the manufacturer of this catalyst guaranteed that it would alleviate the situation at the plant. Mr. Gaidian, Mr. Millerwey and the Company's experts, expressed confidence that this newly developed catalyst would be the answer to the problem. There will have to be a catalyst for each one of the machines operated by the Company. A test of the pilot will be made this week at which testing, the Company requests that the representatives of the Town, including Mr. Gaidian and Mr. Millerwey be present.

Dr. Vensatelli voiced his opinion that the Town wanted industries such as the U.S. Rubber plant, but that such industries would be good neighbors and should use every scientific method possible to reduce odors and fumes to a minimum.

Mr. Gaidian stated that the Company was giving him every possible cooperation in his study of the problem and that in his opinion it was doing everything possible to cooperate. It was the consensus of all the experts that with the new devices now available for the first time, the situation could be, and would going to be, corrected.

Item No. 6 Cont'd

Mr. Peterson assured us that the Company has been exhausting, and it would continue to do so, every possible effort to relieve the situation and was following up every new scientific approach. He further stated that if the test of the pilot of this newly designed catalyst indicated, as guaranteed by its manufacturer, that it was the answer to the problem, then the Company would immediately order a catalyst for each one of its machines so that they could be put into operation at the earliest possible moment. The Engineers stated the construction and installations could be accomplished in about four months. Mr. Peterson had previously advised us that to date, the Company has expended well over \$100,000.00 in research and experimentation and would continue to expend any reasonable amount in an attempt to correct the situation.

I will make a further report as soon as the stacks are erected and the catalysts tested and I have received a further report from Messrs. Quinlan and Millerschoen.

Geo. B. Doyle

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Item No. 7 Supervisor Helts stated that the public hearing was now open on the Special District Budget and Assessment Roll for the year 1956.

The Town Clerk presented proof of publication of the Notice of the Hearing, and followed by reading the budget and the notice.

Supervisor Helts 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.

Mr. Lee B. Sullivan, representing the Niagara Mohawk Power Corporation presented, in writing, various objections to the budget, same complaint being on file in General File Cabinet located in the Town Clerk's Office.

No one was heard in favor of the budget.

Supervisor Helts declared the hearing closed.

Item No. 8 Councilman Heibert moved the following resolution and it was seconded by Councilman Wroblewski:

WHEREAS, Benedict T. Helst, Supervisor of the Town of Cheektowaga, Erie County, New York, having presented a budget and assessment roll showing the various sums of money that were 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:

BUDGET ESTIMATES FOR SPECIAL DISTRICTS
SPENDING COSTS ON BENEFIT BASIS

SEWER DISTRICTS

District No. 1

Rent to City of Buffalo	\$ 586.08	
Installment on old balance	150.00	
Interest on old balance	24.39	
To be raised by assessment		\$ 760.47

District No. 2

Rent payable to District No. 5	\$ 4,500.00	
Maintenance	500.00	
To be raised by assessment		5,000.00

Cont'd

District No. 3

Bond principal and interest due in 1956	\$ 29,112.83
Operation of Disposal Plant	37,520.00
Real estate taxes - 1956	6,000.00
Maintenance of sewers	4,500.00
Services of Superintendent	1,600.00
Services of Engineer	1,000.00
Services of Town Attorney	500.00
Erie County chargebacks - Current	43.31
Erie County chargebacks - Thruway	2,292.25
TOTAL EXPENSE FOR 1956	\$ 82,568.39

Less: Rentals:

William Street tie-in	\$ 300.00
Franklin Street tie-in	1,250.00
Estimated surplus at 12/31/55	20,000.00
To be raised by assessment	21,550.00
	\$ 61,018.39

District No. 4

Rent payable to District No. 5	\$ 5,500.00
Operation of pump station	1,700.00
Maintenance	500.00
TOTAL EXPENSE FOR 1956	\$ 7,700.00

Less: Amount payable out of District's Reserve Fund

1,500.00

To be raised by assessment

6,200.00

District No. 5

Bond principal and interest due in 1956	\$163,062.16
Operation of Disposal Plant	104,095.00
Maintenance of sewers	17,000.00
Services of Superintendent	3,200.00
Services of Engineer	3,000.00
Services of Town Attorney	1,000.00
Erie County chargebacks - Current	781.74
Erie County chargebacks - Thruway	7,725.07
Erie County chargebacks - Cemeteries	6,386.43
TOTAL EXPENSE FOR 1956	\$308,258.46

Less: Revenue from charges to:

Josephine Amundus	\$ 75.00
City of Buffalo	12,000.00
Sewer District No. 2	4,500.00
Sewer District No. 4	5,500.00
Sewer District No. 6	23,700.00
	45,775.00

To be raised by assessment

\$260,475.40

District No. 5 - Walden Extension

Bond principal and interest due in 1956	\$ 5,483.00
To be raised by assessment	5,483.00

District No. 5 - Peiskofer Extension

Bond principal and interest due in 1956	\$ 1,625.00
To be raised by assessment	1,625.00

District No. 6

Bond principal and interest due in 1956	\$ 2,252.00
Rent payable to District No. 5	22,500.00
Maintenance payable to District No. 5	1,200.00
To be raised by assessment	25,952.00

TOTAL FOR ALL SIX SEWER DISTRICTS \$366,514.26

STORM SEWER DISTRICTS**District No. 1****Maintenance**

To be raised by assessment

\$ 1,000.00

1,000.00

District No. 2

Erie County chargebacks - Cemeteries

\$ 9,229.05

Maintenance

1,100.00

To be raised by assessment

10,329.05

District No. 3

Bond principal and interest due in 1956

\$ 6,924.00

Maintenance

800.00

To be raised by assessment

7,724.00

District No. 4

Bond principal and interest due in 1956

\$ 8,915.00

Maintenance

200.00

\$ 9,115.00

Less: Amount payable out of District's

Revenue Fund

1,000.00

To be raised by assessment

8,115.00

TOTAL FOR ALL FOUR STORM SEWER DISTRICTS

\$ 27,168.05

LATERAL SANITARY SEWER DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	
Arthur Street	\$ 307.88	\$ -0-	307.88
Roycroft Blvd.	223.59	-0-	223.59
Woodland Ave. - (formerly Commodore)	2,080.00	486.91	1,593.09
Barwin Drive	3,038.00	2,181.22	856.78
Homewarth Avenue	1,540.50	1,540.50	-0-
Toelmin Road	3,081.00	-0-	3,081.00
Cresthaven	1,581.00	-0-	1,581.00
Sagmet	2,108.00	160.12	1,947.88
Walton	1,594.50	324.47	1,270.03
Abelas, Vincent and Long	1,600.00	604.86	995.14
Floral	1,600.00	157.44	1,442.56
Mapleview	1,719.25	300.00	1,419.25
Yorktown	545.00	-0-	545.00
Beechwood - Genesee	1,135.00	-0-	1,135.00
Genesee - Peter	1,150.00	-0-	1,150.00
Grunner, Kennedy, Lemoine and Broadway	9,550.00	-0-	9,550.00
	<u>\$22,705.72</u>	<u>\$5,755.52</u>	<u>\$16,950.20</u>
To be raised by assessment			<u>\$16,950.20</u>

SIDEWALK DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	
Woodridge	\$ 1,593.75	\$ 129.80	\$ 1,463.95
Peinkofer	1,075.00	449.94	625.06
	<u>\$ 2,668.75</u>	<u>\$ 579.74</u>	<u>\$ 2,089.01</u>
To be raised by assessment			<u>\$ 2,089.01</u>

CURBING DISTRICTS

	PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	
Cleott	\$ 3,125.00	\$ -0-	\$ 3,125.00
Chesterfield	2,285.00	-0-	2,285.00
	<u>\$ 5,410.00</u>	<u>\$ -0-</u>	<u>\$ 5,410.00</u>
To be raised by assessment			<u>\$ 5,410.00</u>

PAVING DISTRICTS

Darwin
Walton
Cresthaven
Sagmet
Homegarth
Aurora
Yorktown
Lens - Vincent
Mapleview
Abelae - Tillotson

PRINCIPAL AND INTEREST DUE IN 1956	Less AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	
\$ 4,260.00	\$ 787.86	\$ 3,472.94
1,597.50	326.55	1,270.95
1,597.50	308.65	1,288.85
2,117.00	354.97	1,762.03
2,224.75	240.00	1,984.75
575.00	-0-	575.00
575.00	-0-	575.00
1,695.00	-0-	1,695.00
1,150.00	-0-	1,150.00
2,255.00	-0-	2,255.00
<u>\$18,045.75</u>	<u>\$ 2,017.23</u>	<u>\$16,029.52</u>

To be raised by assessment

\$16,029.52STREET LIGHTING IMPROVEMENTGROUP (12)

N. Grand
Harrington
McKington

PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND	
\$ 218.16	\$ 25.28	\$ 192.96
581.76	121.39	460.37
412.08	62.75	349.33
<u>\$ 1,212.00</u>	<u>\$ 209.42</u>	<u>\$ 1,002.56</u>

To be raised by assessment

\$ 1,002.66GROUP (13)

Sheltonfield
Vardun
Carroll
Mafala

\$ 444.00	\$ 25.38	\$ 418.65
262.60	6.55	256.05
525.20	37.61	487.59
888.20	130.28	757.92
<u>\$ 2,899.80</u>	<u>\$ 199.82</u>	<u>\$ 2,700.00</u>

To be raised by assessment

\$ 1,843.51GROUP (14)

Principal and interest due in 1956:

Vigala
Cushman
Widdland
McKington
Cedar
Kendall

\$ 579.30
417.15
417.15
278.10
139.05
<u>486.67</u>

To be raised by assessment

\$ 2,317.50GROUP (15)

Principal and interest due in 1956:

Furlong
Lamarok
Farwingsdale
Richdale
Fontaine

\$ 214.24
615.94
615.94
562.38
<u>669.50</u>

To be raised by assessment

\$ 2,678.00

PRINCIPAL AND INTEREST DUE IN 1956	LESS AMOUNT PAYABLE OUT OF DISTRICT'S RESERVE FUND
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GROUP (15)

Principal and interest due in 1956:

Loretta - Parish	\$ 780.91
St. Lucian Court	278.38
St. Paul Court	194.67
Isabelle Court	333.72
Robert Court	194.67
Peter Drive	194.67
Miami Pkwy.	556.20
Geo. Urban Blvd.	750.87
Carolyn Court	278.10
To be raised by assessment	<u>\$ 3,561.91</u>

GROUP (16)

Principal and interest due in 1956:

Princess Drive	\$ 197.76
Park Avenue	305.52
Queens Drive	131.84
Daniel Avenue	329.60
Bamby Drive	1,878.72
Hennegarth Road	492.56
To be raised by assessment	<u>3,426.00</u>
TOTAL TO BE ASSESSED FOR ALL SIX GROUPS	<u>\$11,829.58</u>

ASSESSMENTS OMITTED FROM 1953 ROLLSEWER DISTRICT NO. 5

N/C 1243

Sublot 156 Cherokee Drive	30.6 x \$1.50	5.55
157	30.6 x 1.50	5.55
158	30.6 x 1.50	5.55
159	30.6 x 1.50	5.55
160	30.6 x 1.50	5.55
161	30.6 x 1.50	5.55
162	30.6 x 1.50	5.55
163	20 x 1.50	3.63
173 Gracie Place	10 x 1.50	1.82
174	30.9 x 1.50	5.61

ACRES

Rock Road			
Patrick A. Cosentino & 1	.28 acres	12,197	24.64
Geo. Urban Blvd. (N)			
Felvic Land Co.	.39 acres	16,988	34.32
Woodland Terrace (N)			
Ed. Sandin	.1 acres	4,356	8.80
Woodland Terrace (N)			
S. Blazak	.12 acres	5,227	10.56
South Huxley (N)			
Arthur Nowakowski	.09 acres	3,920	7.92

CORPORATIONS

Niagara Mohawk Power Corp.	56 x \$1.00	11.31
N/C 1243, Sublot 1243		

TOTAL FOR SEWER DISTRICT NO. 5 147.46

SEWER DISTRICT NO. 5 - 1953 EXTENSIONCORPORATIONS

Niagara Mohawk Power Corp.	SQ. FT.	
Walden Ave. Substation	1.02 acres	44,431
		124.41

WOODBIDGE AVENUE SIDEWALK DISTRICT

N/C 1631

Sublot 29, Maryvale Drive, N.W. Cor.		89.80
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SEWER DISTRICT NO 3

195 122

Block 8 - Sublot

22
23
24
25 - 26
26
27
Block 9 - Sublot 8
9
10
11

7,415 6.72
6,383 5.79
5,350 4.85
6,935 6.28
4,169 3.78
5,755 5.21
2,000 1.81
6,630 6.01
5,498 4.98
5,594 5.07

TOTAL FOR SEWER DISTRICT NO. 3 50.50
TOTAL OF OMITTED TAXES \$112.17

and,

WHEREAS, a public hearing was duly held on this day, September 26, 1955, and there being no corrections to same.

NOW, THEREFORE, BE IT

RESOLVED, that the Budget and Assessment Roll for Special Districts in the Town of Cheektowaga, New York, be and the same is hereby approved, and be it further

RESOLVED, that the Supervisor be and he is hereby directed to cause same to be spread on the Tax Roll for the year of 1956.

CARRIED: AYES: -4- ABSENT: -1-

Item No. 8 The Town Clerk then presented the budget estimated of expenses and revenue from the various departments in the Town of Cheektowaga, for the year 1956, to the Town Board for their study and approval.

Copy of same is hereto outlined:

Salary of Town Clerk	\$6,000.00	
Salary of Deputy Town Clerk	3,500.00	
Salary of Clerk	3,250.00	
Salary of Senior Stenographer	3,100.00	
Salary Telephone Operator	3,000.00	
Postage, stationery, etc.	2,500.00	
New Equipment (Filing Cabinet-Typewriter)	200.00	
Part time stenographer for typing minutes	500.00	
TOTAL EXPENDITURES ESTIMATED FOR 1956		\$22,050.00

Salary of Assessors:		
Chairman	\$5,000.00	
2 Assessors @ \$4,300.00	8,600.00	
Salary - Addressograph Operator	3,200.00	
Salary - Stenographer	3,000.00	
Salary - Senior Clerk - Special Assessments	3,450.00	
Salary - Clerk to Assessors	4,400.00	
Salary - Draftsman	2,200.00	
Extra Clerks - Special Assessments	900.00	
Office Expense	700.00	
Traveling Expense	600.00	
Equipment	1,000.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$33,050.00

BUDGET CONT'D**PROVISION FOR CIVIL DEFENSE AID**

\$ 5,000.00

PAYMENT OF NOTE AND INTEREST

Damage claim

2,398.75

GENERAL TOWN BONDED DEBT

Principal due in 1956

\$ 18,000.00

Interest due in 1956

3,077.50

21,077.50

TOTAL ESTIMATED EXPENDITURES\$424,034.35**LESS: ESTIMATED REVENUE AND REDISTRIBUTED CHARGES****Revenue other than taxes levied:**

Fees of Town Officers

\$ 3,000.00

Mortgage tax

10,000.00

Dog tax

5,000.00

Licenses, permits, etc.

13,000.00

Fines

6,000.00

Payment by City of Buffalo -

Part of Airport contract

3,000.00

Per capita assistance for the
support of local government

161,006.70

\$201,006.70**Redistributed Charges:****Chargebacks by Erie County****Treasurer - Payable by:**

Town Health Fund

\$ 3.20

Highway Fund

2,929.61

Lighting District

1,186.18

Water Hydrant Districts

482.57

Consolidated Garbage District

1,016.34

Sewer Districts

17,228.80

Storm Sewer District No. 2

9,229.05

**Payment from Consolidated Garbage
District for:**

Incineration

55,000.00

Services for foreman

2,100.00

Services of clerk

2,050.00

Payment from Sewer Districts

for services of Town Attorney

District No. 3

500.00

District No. 5

1,000.00

**Payment from Sewer Districts
for services of Engineer**

District No. 3

1,000.00

District No. 5

3,000.00

96,725.75

\$297,732.45

Estimated surplus at December 31, 1955

107,200.00

TOTAL OF ESTIMATED REVENUE AND REDISTRIBUTED CHARGES\$401,932.45

Engineer's Salary

\$ 9,000.00

Sr. Engineering Aide (Part Time)

4,000.00

Draftsman

4,400.00

Jr. Engineering Aides

8,000.00

Rodman (Summer Only)

1,000.00

Stenographic Services

3,000.00

Supplies

1,000.00

Gasoline and Oil

500.00

TOTAL\$30,900.00Less: Charge to Assessors for
Services of Draftsman

2,200.00

TOTAL ESTIMATED EXPENDITURES FOR 1956\$28,700.00

Salary of Building and Plumbing Inspector	\$5,000.00	
Salary of Assistant Building Inspector	4,800.00	
Stenographic service	2,900.00	
Office and other expense	1,500.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$14,200.00

TOWN HISTORIAN

Maps, records, supplies, etc.	\$1200.00	
Expenses incurred in producing illustrative brochure for Town of Cheektowaga,	1500.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$2700.00

RECREATION

Salary - Director	\$ 4,000.00	
Secretary to Board	900.00	
Extra Labor	9,600.00	
Supplies	4,000.00	
Umpires and referees	3,000.00	
Purchase of equipment	3,500.00	
Maintenance of parks	6,000.00	
Traveling expense	600.00	
Playground supervisors	5,700.00	
Equipment operators	8,000.00	
Real estate taxes	6,000.00	
TOTAL	\$51,300.00	
Less: Estimated State Aid	4,206.75	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$47,093.25

TOWN HEALTH FUND

Salary of Health Officer	\$ 4,000.00	
Expenses of Health Officer	850.00	
Erie County chargebacks	3.20	
Registrar of Vital Statistics	125.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$ 4,978.20

INCINERATOR

Salary of Superintendent	\$ 4,400.00	
Wages of Operators	24,000.00	
Extra Labor	3,600.00	
Supplies	4,000.00	
Electricity, gas and water	3,000.00	
Repairs	7,000.00	
Equipment	15,000.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956		\$47,500.00

GARBAGE DISTRICTS

Capital note for trucks and interest	\$12,204.83	
Incineration	55,000.00	
Sanitation helpers	97,914.24	
Sanitation drivers	33,923.68	
Mechanic	4,350.00	
Repair parts, tires, gasoline, oil, etc.	26,000.00	
Disposal site	1,500.00	
One extra helper	4,079.76	
Office expense	250.00	
Erie County chargebacks	1,016.34	
Services of general foreman	22,100.00	
Services of principal clerk	2,050.00	
Miscellaneous	2,000.00	
4 Extra men for vacation time - 4 months each	1,527.00	
TOTAL ESTIMATED EXPENDITURES FOR 1956	\$243,915.85	
Less surplus of:	15,000.00	\$228,915.85

Town police force - Salaries	\$ 218,700.00	
Telephone operators' salaries	17,200.00	
Mechanic's salary	3,950.00	
Gasoline and oil	9,000.00	
Maintenance - Cars and Cycles	5,500.00	
Printing and stationery	550.00	
Materials and supplies	1,000.00	
Purchase of equipment	14,600.00	
Medical examinations	500.00	
Special traffic guards	75.00	
Special investigations	200.00	
Maintenance - Radio station	900.00	
Traveling expense	500.00	
Fees in criminal proceedings	100.00	

Town Lock-up

Services of Matron	1,100.00	
Meals to prisoners	900.00	

TOTAL ESTIMATED EXPENDITURES FOR 1956.

	\$ 274,375.00
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Salary of Receiver of Taxes	\$ 7,500.00	
Salary of Senior Account Clerk	3,600.00	
Salary of Accounting Machine Operator	3,000.00	
Compensation of Extra Clerks	3,600.00	
Office Supplies	400.00	
Service Contracts	350.00	

\$18,450.00

County Tax Collection

Postage	500.00	
Daily Records	40.00	
Tax Notices	40.00	
Binding Daily Records	20.00	
Envelopes	150.00	

750.00

School Tax Collection

Tax Bills (Various School Districts)	475.00	
Daily Records	40.00	
Tax Notices	40.00	
Envelopes	150.00	
Postage	500.00	
Binding Daily Records	20.00	

\$ 1,225.00

TOTAL ESTIMATED EXPENDITURES FOR 1956

\$20,425.00

Salary of Justices:

2 @ \$4500.00 each

\$ 9,000.00

Dockets, postage, legal forms, etc.

500.00

Stenographic services

1,000.00

Equipment

600.00

TOTAL ESTIMATED EXPENDITURES FOR 1956

\$11,100.00

TOWN BOARD

Salaries of Councilmen (6)

\$ 21,600.00

Salary of Town Attorney

8,500.00

Senior stenographer

3,000.00

Printing briefs, cost of litigation

1,000.00

and expense of Town Attorney

1,000.00

Office and other expense of Councilmen

800.00

Printing and publishing reports

\$35,900.00

CONTINGENT FUNDExtraordinary legal actions, expenses
in legislative matters and other
special and professional services

25,000.00

ADVERTISING AND PUBLISHING NOTICES

6,000.00

SUPERVISOR

Salary of Supervisor	\$ 7,500.00	
Salary of Secretary to Supervisor	4,000.00	
Senior stenographer	-0-	
Payroll clerk	3,200.00	
Office and other expense	<u>1,800.00</u>	16,500.00

ELECTIONS

Compensation of election inspectors	\$ 11,562.00	
Payment of note and interest	12,720.50	
Rent of polling places and storage	3,200.00	
Moving booths, etc.	<u>5,000.00</u>	32,482.50

TOWN HOUSE

Electricity, gas and water	\$ 4,800.00	
Telephone	6,000.00	
Supplies	3,000.00	
Repairs	3,800.00	
Cleaning wages	5,600.00	
Window cleaning	1,000.00	
Equipment	<u>2,200.00</u>	25,600.00

TRAFFIC REGULATION EXPENSE

School crossing guards	\$ 21,600.00	
Traffic signal lights	18,200.00	
Street marking and paint	7,500.00	
Traffic signs	<u>1,500.00</u>	48,800.00

INSURANCE AND SURETY BONDS

29,000.00

DOG WARDENS

Salaries (2)	\$ 5,900.00	
Other expense	<u>800.00</u>	6,700.00

ATTENDANCE OFFICERS

Salaries (2)	\$ 2,800.00	
Supplies	<u>100.00</u>	2,900.00

MISCELLANEOUS REPAIRS AND MINOR IMPROVEMENTS

Sidewalks and other repairs and minor improvements		10,000.00
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CONTRIBUTION TO NEW YORK STATE RETIREMENT SYSTEM

Per Town Employees	\$ 73,265.00	
Per supplemental pensions to other than State retired employees	<u>634.84</u>	73,899.84

DEPARTMENT OF PUBLIC WORKS**Miscellaneous Functions:**

General Foreman	\$ 4,200.00	
Principal Clerk	4,100.00	
Maintenance men (2)	7,200.00	
Supplies	<u>200.00</u>	15,700.00

SEWER TREE FUND

10,000.00

ZONING BOARD OF APPEALS

2,000.00

INTEREST ON TEMPORARY LOANS

500.00

REIMBURSEMENT OF ERIE COUNTY TREASURER

Current chargebacks for erroneous taxes	\$ 3,538.93	
Chargebacks relating to Thruway	16,891.64	
Amortised portion of prior chargebacks relating to cemetery property	<u>16,345.19</u>	36,775.76

VETERANS OBSERVANCE

800.00

MISCELLANEOUS

Including expense in connections with paying bonds, coupons, fire wardens, etc.		4,000.00
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HIGHWAY DEPARTMENT

264

PRIMARY FUND - ITEM NO. 1

Labor	\$65,400.00	
Road oil	30,000.00	
Stone, gravel, and cement	30,000.00	
Gasoline oil and grease	6,000.00	
Ready-mix cold patch	18,000.00	
Glue and sluice pipe	2,000.00	
Hire of Machinery	3,000.00	
Erie County Chargebacks - Current	1,773.67	
Erie County Chargebacks - Cemeteries	123.00	
	<u>\$156,296.67</u>	
Less: Estimated State Aid	2,500.00	\$153,796.67

BRIDGE FUND - ITEM NO. 2

Bridge Work	\$ 3,000.00	
Bond principal and interest due in 1956	<u>3,162.00</u>	6,162.00

MACHINERY FUND - ITEM NO. 3

Mechanic and extra labor	\$ 5,000.00	
Tires, tubes and repairs	10,000.00	
Payment of capital notes and interest	7,194.11	
Bond principal and interest	10,972.50	
Down payment on machinery	<u>10,000.00</u>	43,166.61

MISCELLANEOUS FUND - ITEM NO. 4

Salary - Superintendent of Highways	\$ 6,500.00	
Salary - Principal clerk	4,500.00	
Snow removal	10,000.00	
Miscellaneous labor	20,000.00	
Weed cutting	800.00	
Snow fence - setting and removing	1,000.00	
Fuel for heating plant	1,000.00	
Gasoline and oil	2,500.00	
Purchase of signs, paint and repairs	1,500.00	
Salt and sand	2,500.00	
Transportation expenses	400.00	
Erie County chargebacks - Current	1,000.00	
Erie County chargebacks - Cemeteries	24.60	
Office supplies	100.00	
Cleaning ditches	5,000.00	
Repairs to curbs and sidewalks	5,000.00	
Clerk	<u>4,000.00</u>	

TOTAL 65,832.94

Less: Estimated Revenue from County

2,500.00

63,332.94

TOTAL FOR ALL HIGHWAY FUNDS

60,832.94

FIRE DISTRICTS BUDGETS

For Year 1956

District No. 1 - Doyle	\$ 32,962.19	
District No. 2 - Walden	20,695.00	
District No. 3 - Forks	10,505.19	
District No. 4 - McGrest	16,664.84	
District No. 5 - Pine Hill	25,900.00	
District No. 6 - Cleveland Hill	17,321.35	
District No. 8 - Hyland (Urban)	<u>720.00</u>	
		<u>\$124,768.51</u>

**BUDGET ESTIMATES FOR SPECIAL DISTRICTS
SPREADING COSTS ON AD VALOREM BASIS**

WATER HYDRANT DISTRICTS	SERVICE	ESTIMATED SURPLUS DEFICIT 12-31-55	ERIE COUNTY CHARGEBACKS	TOTAL
District No. 1 - Doyle	\$10,875.00	\$-0-	\$159.27	\$11,034.27
District No. 2 - Walden	4,500.00	22.98	13.97	4,535.95
District No. 3 - Forks	3,000.00	-0-	19.22	3,019.22
District No. 4 - V-Grest	12,750.00	-0-	91.23	12,841.23
District No. 5 - Pine Hill	7,125.00	-0-	66.48	7,191.48
District No. 6 - Cleveland Hill	18,750.00	565.33	115.79	19,431.12
District No. 7 - French Road	1,650.00	-0-	-0-	1,650.00
District No. 8 - Ryland Rd.	375.00	-0-	2.71	377.71
District No. 10 - Bellevue	1,500.00	-0-	14.90	1,514.90
	<u>\$60,525.00</u>	<u>\$588.31</u>	<u>\$482.57</u>	<u>\$61,595.88</u>
		AMOUNT TO BE ASSESSED		<u>\$61,595.88</u>

GENERAL LIGHTING DISTRICT

Estimated cost of service	\$105,000.00	
Repairs to standards, etc.	2,500.00	
Erie County chargebacks - Current	273.95	
Erie County chargebacks - Cemeteries	172.89	
Erie County chargebacks - Thruway	100.00	\$108,686.18
Less: Amount due from Village of Sleam	<u>300.00</u>	
Estimated surplus as of December 31, 1955	<u>7,900.00</u>	<u>7,900.00</u>
	AMOUNT TO BE ASSESSED	<u>\$101,386.18</u>

WATER SUPPLY DISTRICTS

District No. 9		
Board Room:		
Bond principal and interest due in 1956	\$ 3,728.00	
Maintenance	<u>625.00</u>	\$ 4,423.00
Some Park Extensions:		
Bond principal and interest due in 1956	\$ 2,675.00	
Estimated deficit December 31, 1955	<u>2,029.14</u>	
Maintenance	<u>160.00</u>	4,864.14
District No. 10		
Maintenance	\$ 1,000.00	
Bond principal and interest due in 1956	<u>2,930.00</u>	3,930.00
TOTAL TO BE ASSESSED FOR THE FOUR DISTRICTS		<u>\$14,699.64</u>

FIRE PROTECTION DISTRICTS

District No. 1 - Newmansville		
Estimated payment to outside district for protection		\$ 818.28
District No. 2 - Tie-run-da		
Payment to Cleveland Hill Fire District:		
For protection service	\$ 4,500.00	
For hydrant rental	<u>2,700.00</u>	\$ 7,200.00
District No. 3 - South Line Volunteer Fire Co.		
For protection service		<u>1,800.00</u>
TOTAL TO BE ASSESSED FOR THE THREE DISTRICTS		<u>\$ 9,818.28</u>

Item No. 2 Councilman Bystrak moved, seconded by Councilman Wroblewski, that all claims presented at this meeting for audit be approved and that the Town Clerk be authorized and directed to draw a warrant on the Supervisor for payment of same. (Warrant No. 2044 to No. 2095 inclusive, drawn on the Supervisor).

Item No. 10 Councilman Bystrak moved, seconded by Councilman Wroblewski, to adjourn.

SEAL

Kenneth T. Hanley, Town Clerk

Kenneth T. Hanley

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA

Street Lighting Petition
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 26th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Felice T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Stanley R. Bystrak, Councilman

ABSENT:
Henry R. Nagel, Councilman
Mr. Bystrak presented 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 hereinafter particularly described was presented to this Town Board on the 9th day of September, 1955.

PUBLIC HIGHWAYS TO BE IMPROVED
Delray Avenue from Ruth Road to Hillside Avenue,
TYPE OF STREET LIGHTING
INSTALLATION
Y-30 Ornamental Standards—Underground Conduit.

WHEREAS, EDWARD E. JEROMEWSKI, ANDREW H. SCHWENK and EUGENE A. RUDEMYSKI, Assesses 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 19th day of October, 1955, at 7:30 P.M. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject 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" and "Dapew Herald-Cheektowaga News," the official newspapers 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 date 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 Wroblewski voting Aye.
Councilman Neibert voting Aye.
Councilman Bystrak voting Aye.
AYES: 4 NOES: 0 ABSENT: 1
STATE OF NEW YORK)
ERIE COUNTY) SS.
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 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 26th day of September, 1955, 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 26th day of September, 1955.

KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(3-27)

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, in which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for... number... first publication SEP 29 1955 last publication SEP 29 1955 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of SEP 29 1955 19

Eugene J. Allis

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

NOTARY PUBLIC
EUGENE J. ALLIS
NOTARY PUBLIC IN AND FOR ERIE COUNTY, N. Y.
OFFICE: 100 E. 10TH ST., CHEEKTOWAGA, N. Y.

Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew} ^{Cheektowaga}
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, 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
..... week, the first insertion being on the
..... day of September, 1955, and
the last insertion being on the 27th day of
September, 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

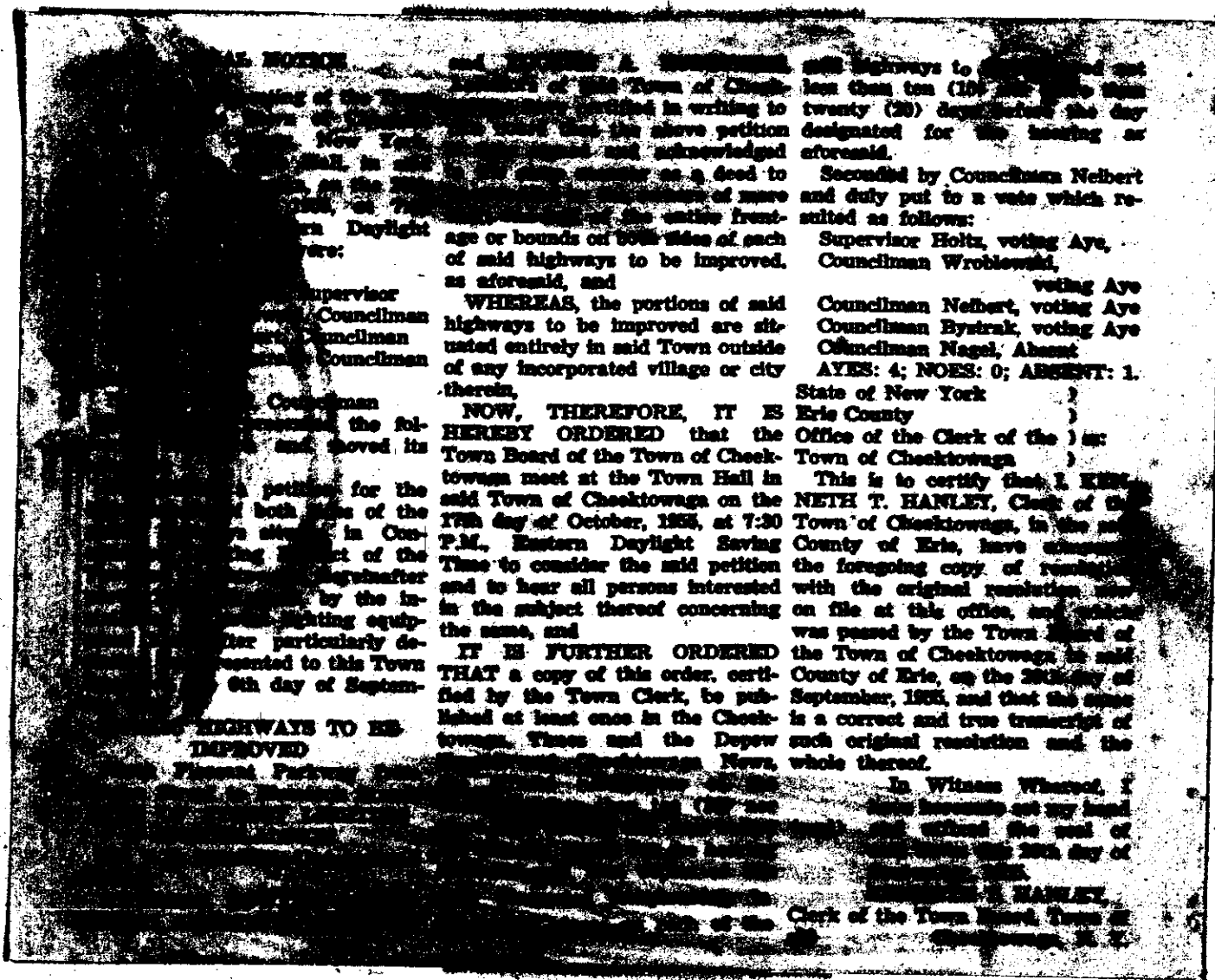
day of

19

Honley
and for Erie County

NOTICE OF PUBLIC HEARING-NORTH PLEASANT PARKWAY STREET LIGHTING

EQUIPMENT:



Posted as follows on the 7th day of October, 1955:

- 1- Post at the south west corner of North Pleasant Parkway and Dingen Street;
- 2- Post at the south east corner of North Pleasant Parkway and Dingen Street;
- 3- Post in front of No. 231 North Pleasant Parkway;
- 4- Post in front of No. 271 North Pleasant Parkway;
- 5- Post in front of No. 286 Pleasant Parkway.

Item No. 12-Cont'd. Hereto attached is a copy of the Notice published in the Cheektowaga Times:

Street Lighting Resolution

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 26th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT:

Henry R. Nagel, Councilman
Mr. Bystrak presented 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 particularly described was presented street lighting equipment hereinafter to this Town Board on the 8th day of September, 1955.

PUBLIC HIGHWAYS TO BE IMPROVED

North Pleasant Parkway from Dingen Street to Bismarck Street.
TYPE OF STREET LIGHTING
INSTALLATION
Six Y-19 Standards-Underground Conduit.

WHEREAS, EDWARD B. JERZEWSKI, ANDREW H. SCHWENK and EUGENE A. RUZYNSKI, 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 October, 1955, at 7:30 P.M. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject 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" and "Depew Herald-Cheektowaga News," the official newspapers 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 Wroblewski voting Aye.
Councilman Neibert voting Aye.
Councilman Bystrak voting Aye.

AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK)
ERIE COUNTY) SS.
Office of the Clerk of the

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 26th day of September, 1955, 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 26th day of September, 1955.

KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(SEAL) (3-36)

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 newspaper which the annexed printed slip, taken from the newspaper is a copy, was inserted and published in said paper once a week for the first publication SEP 29 1955 last publication SEP 29 1955 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this
SEP 29 1955
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 20, 1957
Registered No. 12345

Item No. 12-Cont'd Hereto attached is a copy of the Notice published in the Depew Herald-Cheektowaga News;

RICHARD G. BENNETT

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 one week, the first insertion being on the 29th day of September, 1955, and the last insertion being on the 29th day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of
SEP 30 1955

James J. Hanley
Notary Public in and for Erie County
In 11096-CB

LEGAL NOTICE

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 28th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Harold T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Joseph A. Nebert, Councilman
Stanley R. Bystrak, Councilman

ABSENT:

Henry J. Nagel, Councilman

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

WHEREAS, a petition for the improvement of both sides of the public highways situate in Councilman Lighting District of the Town of Cheektowaga, hereinafter particularly set forth, for the installation of street lighting equipment, has been duly presented and approved by the Board on the 14th day of September, 1955;

PUBLIC HIGHWAYS TO BE IMPROVED

Kilbourne Road from Central Blvd. to the Creek

OF STREET LIGHTING

As follows:

1- Telephone Pole at the corner of Kilbourne Road and Central Blvd.;

2- Telephone Pole in front of No. 16 Kilbourne Road;

3- Telephone Pole in front of No. 28 Kilbourne Road;

4- Post in front of No. 21 Kilbourne Road;

5- Post in front of No. 24 Kilbourne Road.

It is the sense of the Board that the same be referred to the Board of more than a majority of the entire frontage 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 thereof;

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 October, 1955, 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 and the Depew Herald and Cheektowaga News,

for twenty (20) days before the day designated for the hearing in aforesaid.

Witness my hand and the seal of said Town of Cheektowaga, this 28th day of September, 1955.

Supervisor

Councilman

Councilman

Councilman

AYES: 4; ABSENT: 1

State of New York

Erie County

Office of the Clerk of the Town of Cheektowaga

This is to certify that J. KIM

NETH T. HANLEY, Clerk of the

Town of Cheektowaga, in 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 28th day of

September, 1955, and that the same

is a correct and true transcript of

said original resolution and the

same thereof.

In Witness Whereof, I

have hereunto set my hand

and the seal of said Town of

Cheektowaga, this 28th day of

September, 1955.

Posted as follows on the 7th day of October, 1955:

- 1- Telephone Pole at the corner of Kilbourne Road and Central Blvd.;
- 2- Telephone Pole in front of No. 16 Kilbourne Road;
- 3- Telephone Pole in front of No. 28 Kilbourne Road;
- 4- Post in front of No. 21 Kilbourne Road;
- 5- Post in front of No. 24 Kilbourne Road.

Item No. 12-Cont'd
in the Depew Herald

STATE OF NEW YORK
COUNTY OF ERIE

Sworn to before me, this
SEP 30 1955

hm 11096-G8

Notary

17
27

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, 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
..... ~~one~~ week, the first insertion being on the
..... ~~27th~~ day of September, 1955, and
the last insertion being on the 29th day of
September, 1955, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

..... day of

....., 19.....

Handy
in and for Erie County

17
27

Item No. 14-Cont(d) in the Cheektowaga Times:

Hereto attached is a copy of the Notice published in the Cheektowaga Times:

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 275 weeks first publication **SEP 29 1955** last publication **SEP 29 1955** and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of **SEP 29 1955**, 19

Evel 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 28, 1957
Registered No. 5029

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 28th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESIDENT:
Benedict T. Holtz, Supervisor
Felix T. Wroblewski, Councilman
Joseph A. Neibert, Councilman
Stanley R. Bystrak, Councilman

ABSENT:
Henry R. Nagel, Councilman
Mr. Bystrak presented 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 hereinafter particularly described was presented to this Town Board on the 6th day of September, 1955.

PUBLIC HIGHWAYS TO BE IMPROVED

Ontario Drive from Ruth Road to Folsom Avenue.

TYPE OF STREET LIGHTING INSTALLATION

Y-19 Standards - Underground Conduit.

WHEREAS, EDWARD B. JERZEWSKI, ANDREW H. SCHWABEK and EUGENE A. WUDYNSKI, Assessors of said Town of Cheektowaga have certified in writing to this Board that the above petition is duly signed and acknowledged in the proper manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of 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 October, 1955, at 7:30 P.M. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject 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" and "Depew Herald-Cheektowaga News," the official newspapers 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 Wroblewski voting Aye.
Councilman Neibert voting Aye.
Councilman Bystrak voting Aye.

AYES: 4 NOES: 0 ABSENT: 1
STATE OF NEW YORK)
ERIE COUNTY) SS.
Office of the Clerk of the)
TOWN OF CHEEKTOWAGA)

This is to certify that I, KENNETH T. HANLEY, Clerk of the Town of

and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 28th day of September, 1955, 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 28th day of September, 1955.

KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(SEAL) (3-39)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 *one* week, the first insertion being on the *29th* day of *September* 19*55*, and the last insertion being on the *29th* day of *September* 19*55*, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

SEP 30 1955

Kenneth T. Hanley
Notary Public in and for Erie County
No 11086-C5

Item No. 15

NOTICE OF PUBLIC HEARING KEMP AVENUE STREET LIGHTING EQUIPMENT

LEGAL NOTICE

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 20th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

Present: T. Holtz, Supervisor
J. Wahlwald, Councilman
A. Neibert, Councilman
R. Bystrak, Councilman

Absent: J. Nagel, Councilman
Mr. Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in Cheektowaga, Erie County, New York, and known as Kemp Avenue, hereinafter particularly set forth, for the installation of street lighting equipment hereinafter particularly described was presented to this Town Board on the 11th day of July, 1955.

PUBLIC HIGHWAYS TO BE IMPROVED
Kemp Avenue from Tillotson Avenue to The Avenue.

TYPE OF STREET LIGHTING INSTALLATION

Five (5) Standard Underground Cylindrical

With Edward H. Johnson

and EUGENE A. [unclear] Assessors of said Town of Cheektowaga have certified to this board that the above petition is duly signed and acknowledged by the same person 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 October, 1955, 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, and the Depew Herald and Cheektowaga News, official newspapers of the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing of said petition, and that copies of this order be posted conspicuously in the Town of Cheektowaga on the 7th day of October, 1955.

said highways to be improved not less than ten (10) nor more than twenty (20) days before the day designated for the hearing of said petition.

Seconded by Councilman [unclear] and duly put to a vote, the following resolution was adopted:

Supervisor Holtz, Supervisor Holtz, Councilman Wahlwald, Councilman Neibert, Councilman Bystrak, Councilman Nagel, AYES: 4; NOES: 0; ABSENT: 1.

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 20th day of September, 1955, and that the same is a correct and true transcription of such original resolution and whole thereof.

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 20th day of September, 1955.

KENNETH T. HANLEY
Clerk of the Town Board of Cheektowaga

Posted as follows on the 7th day of October, 1955:

- 1- Post at the corner of Kemp Avenue and Tillotson Avenue;
- 2- Post in front of No. 76 Kemp Avenue;
- 3- Post in front of No. 92 Kemp Avenue;
- 4- Tree in front of No. 116 Kemp Avenue;
- 5- Post at the corner of Kemp Avenue and The Avenue.

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a 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 week, the first insertion being on the day of September 1953, and the last insertion being on the day of September, 1955, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

..... day of

T. Hanley
Public in and for Erie County

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 26th day of September, 1955, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

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

ABSENT:

Henry R. Nagel, Councilman
Mr. Bystrak presented 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 hereinafter particularly described was presented to this Town Board on the 11th day of July, 1955.

PUBLIC HIGHWAYS TO BE IMPROVED

Kemp Avenue from Tiltonson Avenue to The Avenue.

TYPE OF STREET LIGHTING INSTALLATION

Five Y-19 Standards - Underground Conduit.

WHEREAS, EDWARD B. JEROME, ANDREW H. SCHWENK and EUGENE A. RUDZYNSKI, 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 fronts 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 11th day of October, 1955, at 7:30 P.M. Eastern Daylight Saving Time to consider the said petition and to hear all persons interested in the subject 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 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 Wroblewski voting Aye.
Councilman Neibert voting Aye.
Councilman Bystrak voting Aye.

AYES: 4 NOES: 0 ABSENT: 1

STATE OF NEW YORK
ERIE COUNTY } ss.
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 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 26th day of September, 1955, 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 26th day of September, 1955.

KENNETH T. HANLEY
Clerk of the Town Board,
Town of Cheektowaga, N. Y.
(SEAL.) (9-26)

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 edition 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 29 1955

last publication SEP 29 1955

and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this _____

day of SEP 29 1955 1955

Evel J. Allis

Notary Public for Erie County, N. Y.

Item No. 15-Cont'd Hereto attached is a copy of the Notice published in the
Depew Herald-Cheektowaga News:

STATE OF NEW YORK
COUNTY OF ERIE

ss:

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a public newspaper published at Depew, Town of Cheek-
towaga, 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
..... *one* week, the first insertion being on the
..... *21st* day of *September* 19*55*, and
the last insertion being on the *27th* day of
..... *September* 19*55*, and that not
more than six days intervened between any two publi-
cations thereof.

Richard G. Bennett

day of

T. Hanley
Public in and for Erie County

17
27

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 annexed printed slip, taken from said newspaper in a copy, was inserted and published in said paper once a week for ~~three~~ weeks; first publication **SEP 29 1955** last publication **OCT 13 1955** and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this **OCT 13 1955** day of **OCT 13 1955** 19

Evel J. Allis

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

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Kenneth T. Hanley