

MEETING NO. 8CHEEKTOWAGA, NEW YORK
APRIL 4, 1960

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 4th day of April, 1960, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Building & Plumbing Inspector Trafalski; Town Engineer Kamm; General Foreman Banko; Chief of Police Mersmann; Receiver of Taxes & Assessments Pfohl and Assessor Schwenk.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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 Received and filed monthly report of E.J. Roehm, Assistant Building & Plumbing Inspector for the Month of March, 1960.

Item No. 4 Referred to the Town Attorney communication relating to heavy truck traffic on Cayuga Creek Road.

Item No. 5 Referred to the Town Attorney for opinion, complaint of Mr. Murraco not being able to park a truck on premises owned by him on Oehman Boulevard.

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

WHEREAS, consideration should be given to the enactment of an electrical code for the Town of Cheektowaga, to apply to the Town outside of the Villages of Sloan and Depew, for the purpose of providing for more adequate inspection of electrical installations; NOW, THEREFORE,

BE IT RESOLVED, that the following electrical code be considered for adoption:

RESOLVED: That the following ordinance, to be known as Ordinance #30 of the Ordinances of the Town of Cheektowaga, Erie County, New York, be adopted pursuant to the provisions of Subdivision 3 of Section 130 of the Town Law:

1. TITLE This ordinance shall be known as The Electrical Code of the Town of Cheektowaga, Erie County, New York.

Item No. 6-Cont'd

2. STATEMENT OF PURPOSE. Since there is danger to life and property inherent in the use of electrical energy, this electrical ordinance is enacted to regulate the installation, alteration or repair of wiring for electric light, heat or power and signal systems operation on 50 volts or more, in or on all real property within the Town of Cheektowaga, Erie County, New York, outside the Villages of Sloan and Depew.

3. NATIONAL CODE ADOPTED. All electrical installations heretofore mentioned shall be made in conformity with the requirements of the National Electrical Code except where the provisions of this ordinance or any other local law, ordinance or building code of the Town of Cheektowaga shall differently prescribe, in which event, compliance with the provisions of such local law, ordinance or building code shall be recognized as proper compliance with this ordinance. The requirements of the 1956 National Electrical Code shall be those known as National Fire Protection Association Pamphlet #70, as approved and adopted by the American Standards Association on September 4, 1956, and as the same may be from time to time amended.

4. INSPECTOR. The Chief Inspector, and each of the duly appointed Inspectors of the New York Board of Fire Underwriters, are hereby authorized and deputized as agents of the Town of Cheektowaga to make inspections and reinspections of all electrical installations heretofore and hereafter described, and to approve or disapprove the same. In no event, however, will the cost or expense of such inspections and reinspections be a charge against the Town of Cheektowaga.

5. DUTIES OF THE INSPECTOR. It shall be the duty of the Inspector to report in writing to the Building Inspector of the Town of Cheektowaga, whose duty it shall be to enforce all the provisions of this Code, all violations of or deviations from or omissions of the electrical provisions of the National Electrical Code, and of all local laws, ordinances, and the building code as referred to in this ordinance, insofar as any of the same apply to electrical wiring. The Inspector shall make inspections and reinspections of electrical installations in and on properties in the Town of Cheektowaga upon the written request of an authorized official of the Town of Cheektowaga or as herein provided. The Inspector is authorized to make inspections and reinspections of electrical wiring installations, devices, appliances and equipment, in and on properties within the Town of Cheektowaga outside the Villages of Sloan and Depew, where he deems it necessary for the protection of life and property. In the event of an emergency it is the duty of the Inspector to make electrical inspections upon the oral request of an official or officer of the Town of Cheektowaga. It shall be the duty of the Inspector to furnish written reports to the proper officials of the Town of Cheektowaga and owners and/or lessees of property where defective electrical installations and equipment are found upon inspection. He shall authorize the issuing of a certificate of compliance when electrical installations and equipment are in conformity with this ordinance. He shall direct that a copy of the certificate of compliance be sent to the Town of Cheektowaga, to the attention of the Building Inspector.

6. VIOLATIONS OF THE ORDINANCE. It shall be a violation of this ordinance for any person, firm or corporation to install or cause to be installed, or to alter or repair electrical wiring for light, heat or power, in or on properties in the Town of Cheektowaga until an application for inspection has been filed with the New York Board of Fire Underwriters. It shall be a violation of this ordinance for a person, firm or corporation to connect or cause to be connected electrical wiring in or on properties for light, heat or power, to any source of electrical energy supply, prior to the issuance of a temporary certificate, or a certificate of compliance, by the New York Board of Fire Underwriters.

7. PENALTY FOR VIOLATIONS. Any person, firm or corporation who shall violate any of the provisions of this ordinance or any rule or regulation made pursuant thereto, shall be guilty of an offense as provided in Subdivision 2 of Section 135 of the Town Law, and upon conviction thereof, may be punished by a fine or not more than ten dollars, and each day on which such violation continues shall constitute a separate offense.

Item No. 6-Cont'd

8. ORDINANCE NOT APPLICABLE IN CERTAIN CASES. The provisions of this ordinance shall not apply to the electrical installations in mines, ships, railway cars, automotive equipment, or the installation or equipment employed by a railway, electrical or communication utility in the exercise of its function as a utility, and located outdoors or in buildings used exclusively for that purpose. This ordinance shall not apply to any work involved in the manufacture, assembly, test or repair of electrical machinery, apparatus, materials and equipment by a person, firm or corporation engaged in electrical manufacturing as their principal business. It shall not apply to any building which is owned or leased in its entirety by the Government of the United States or the State of New York.

9. NO WAIVER OR ASSUMPTION OF LIABILITY. This ordinance shall not be construed to relieve from or lessen the responsibility of any person owning, operating, controlling or installing any electric wiring, devices, appliances, or equipment for loss of life or damage to person or property caused by any defect therein, nor shall the Town of Cheektowaga, its officials, officers or employees, or the New York Board of Fire Underwriters be deemed to have assumed any such liability by reason of any inspection made pursuant to this ordinance.

10. SEPARABILITY CLAUSE. If any part of provision of this ordinance or the application thereof to any person or circumstance be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not effect or impair the validity of the remainder of this ordinance or the application thereof to other persons or circumstances.

11. REPEALING PROVISIONS. All ordinances and parts of ordinances inconsistent with this ordinance are hereby repealed.

12. EFFECTIVE DATE. This ordinance shall take effect immediately.
and be it further

RESOLVED, that pursuant to Section 130 of the Town Law, this Town Board shall meet at the Town Hall, corner of Broadway and Union Road in the Town of Cheektowaga, on the 18th day of April, 1960, at 7:30 o'clock P.M., Eastern Standard Time, for the purpose of considering the adoption of the foregoing electrical code, and the Town Clerk is hereby directed to publish the following notice in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers published and having a general circulation in said Town, not less than ten (10) days prior to the date of such hearing:

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 7:30 o'clock P.M., Eastern Standard Time, on April 18, 1960, will hold a hearing on the matter of the adoption of an Electrical Code for said Town, pursuant to the provisions of Subdivision 3 of Section 130 of the Town Law, effective outside the Villages of Sloan and Depew, to provide for regulation of installation, alteration or repair of wiring for electric light, heat or power and signal systems operating on 50 volts or more, and that all persons interested will be then and there heard concerning the same.

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

Dated: April 4, 1960

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

Item No. 6-Cont'd

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Posted as follows on the 8th day of April, 1960:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES:

STATE OF NEW YORK
COUNTY OF ERIE
NOTICE OF HEARING
TO ADOPT ELECTRICAL CODE

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 7:30 o'clock P.M., Eastern Standard Time, on April 18, 1960, will hold a hearing on the matter of the adoption of an Electrical Code for said Town, pursuant to the provisions of Subdivision 3 of Section 130 of the Town Law, effective outside the Villages of Sloan and Depew, to provide for regulation of installation, alteration or repair of wiring for electric light, heat or power and signal systems operating on 50 volts or more, and that all persons interested will be then and there heard concerning the same.

By Order of the Town Board of the Town of Cheektowaga, Erie County, New York.
Dated: April 4, 1960

KENNETH T. HANLEY
Town Clerk of the Town of Cheektowaga, Erie County, New York
ap7

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 7th day of April, 1960, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

Notary Public in and for Erie County

Item No. 6-Cont'd

(Affidavit)

adoption of ordinance to control peddling
 of goods

is

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks; first publication APR 7 1960; last publication APR 7 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 7 1960, 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, 1961
 Registered No. 5029

Item No. 6-Cont'd

(Affidavit)

Article 10. Ordinance to control peddling
and peddling.

is

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, at a meeting to be held at the Town Hall, corner of Broadway and Union Road in said Town, at 7:30 o'clock p.m., Eastern Standard Time, on April 18, 1960, will hold a hearing on the matter of the adoption of an Electrical Code for said Town, pursuant to the provisions of Subdivision 3 of Section 130 of the Town Law, effective outside the Villages of Sloan and Depew, to provide for regulation of installation, alteration or repair of wiring for electric light, heat or power and signal systems operating on 50 volts or more, and that all persons interested will be then and there heard concerning the same.

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

Dated: April 4, 1960.

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

(Pub: April 7, 1960)

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

- WHEREAS, the Cheektowaga Town Board has been studying the advisability of adopting an ordinance to control peddling in the Town of Cheektowaga and has concluded that the same is necessary; NOW, THEREFORE,

BE IT RESOLVED, that pursuant to the provisions of Article 9 of the Town Law of the State of New York, a public hearing on a proposed Town Ordinance in relation to the control of peddling, be held on the 18th day of April, 1960, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance, which is to be known as Local Ordinance No. 29, to provide as follows:

PEDDLERS ORDINANCE
Ordinance #29

An ordinance defining, regulating and licensing peddlers in the Town of Cheektowaga, County of Erie, State of New York, and providing penalties for the violations thereof.

- Pursuant to authority conferred by Article 9 of the Town Law, and for the purpose of promoting the health, safety, morals and general welfare of the community, and of the peace and good order thereof, the Town Board of the Town of Cheektowaga has ordained and hereby does enact the following ordinance regulating soliciting, hawking and peddling in the Town of Cheektowaga, outside the corporate limits of the Village of Sloan and Depew, to wit:

Section 1. DEFINITIONS: For the purpose of this ordinance, certain words used herein are defined as follows:

(a) The word "person" shall mean one or more persons of either sex, natural persons, corporations, partnerships, firms, associations, joint stock companies, clubs, societies and all other entities of any kind.

(b) The word "peddler" shall mean and include, except as hereinafter expressly provided, any person, whether a resident of the Town of Cheektowaga or not, not having been requested or invited so to do by the owner or owners, occupant or occupants, traveling by foot, wagon, automotive vehicle, or any other type of conveyance from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, magazines, periodicals, meat, fish, vegetables, fruits, garden truck, farm products or provisions, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or delivering advertising matter or so-called handbills, or who offer services, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, railroad car, or other vehicles or conveyance and further provided that one who solicits orders as a separate transaction and who makes deliveries to purchasers, shall be deemed a peddler subject to the provisions of this ordinance. The word "peddler" shall include the words "hawker" and "huckster".

Section 2. It shall be unlawful for any person to engage in the business of peddler as defined in Section 1 of this ordinance within the Town of Cheektowaga, outside of the corporate limits of the Villages of Sloan and Depew, without first obtaining a permit therefor as provided herein. It shall also be unlawful for an applicant to obtain a permit through fraud, misrepresentation or false statement on his application. It shall also be unlawful for a licensee to commit fraud, make misrepresentations or false statements in the course of carrying on his business as peddler.

Section 3. APPLICATION: Applicants for a license under this ordinance must file with the Town Clerk a sworn application (in duplicate) on a form to be furnished by the Town Clerk which shall give the following information and such other information as the Town Clerk may deem pertinent:

Item No. 7-Cont'd

- (a) Name and description of applicant, setting forth the applicant's age, height, weight, color of hair and eyes.
- (b) Address of applicant.
- (c) A brief description of the nature of the business and the kind of goods or services to be peddled.
- (d) A statement as to whether or not the applicant has ever been convicted of any crime or misdemeanor or any violations of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor.
- (e) Two photographs of the applicant, taken not more than 60 days prior to the date of filing of the application, which pictures shall be 2 inches by 2 inches showing the head and shoulders of the applicant in a clear and distinguishing manner.
- (f) Statement that the applicant is a citizen of the United States and whether citizenship was obtained by birth or naturalization. If by naturalization, date and place where obtained.
- (g) If employed by the owner of a licensed vehicle, the name and address of such employer together with credentials establishing the exact relationship. (If applicant is a company, each employee must obtain a permit).
- (h) A statement as to the period during which the applicant intends to peddle.

Section 4. ISSUANCE: If the application should disclose that the applicant has been convicted of a felony or if the application should disclose the applicant to have been convicted of a misdemeanor, which misdemeanor, in the judgment of the Town Clerk renders the applicant unfit or undesirable, the Town Clerk shall notify the applicant that his application is disapproved and no permit will be issued on said application.

(b) The Town Clerk may refuse to issue a license to a person, who, in the judgment of the Town Clerk, is an undesirable person or incapable of properly conducting himself as a peddler.

(c) If the application discloses that the applicant has not been convicted of a felony or misdemeanor as defined above and if the Town Clerk does not determine the applicant to be an undesirable person or persons incapable of properly conducting himself as a peddler, upon approval of the Town Clerk and the payment of the prescribed fee by the applicant, the Town Clerk shall prepare and deliver to the applicant his permit. Such permit shall contain the seal of the Town and the signature of the issuing officer, and shall show the name, address, and photograph of the licensee, the kind of goods to be peddled thereunder, the fee paid, the permit number, the date of issuance and the date of expiration of such permit. Such permit shall state that the issuance of the same does not constitute an endorsement of the product.

(d) The Town Clerk shall keep a record of all permits issued.

(e) No permit shall be issued to a person under 18 years of age.

Section 5. FEES:

(a) For each person proposing to peddle, whether on foot or from a vehicle - \$10.00.

(b) The fee herein provided for shall be assessed on a 30 day basis, but any such permit may be renewed for additional 30 day periods upon payment of additional fees. There shall be no reduction in fees for fractional periods of a month.

The permit shall be revoked automatically upon conviction of a violation of any of the provisions hereof.

Item No. 7-Cont'd

Section 6. EXHIBITION OF PERMIT: Every peddler licensed under this ordinance shall have his permit in his immediate possession at all times when peddling and shall display the same upon demand by any person.

Section 7. TRANSFER: No permit issued herein may be transferred from one person to another.

Section 8. EXEMPTIONS:

(a) Solicitations or distributions for charitable, religious, political or municipal organization, or other non-profit groups, which are not for pecuniary benefit and no part of the earnings of which inure to the benefit of any individual.

(b) The peddling of meats, fish, fruit and farm produce by farmers and persons who produce such commodities.

(c) Honorably discharged veterans of the Armed Forces of the U.S. who have obtained a veterans license pursuant to Section 32 of the General Business Law.

(d) Persons maintaining a regular delivery route in the Town of Cheektowaga.

(e) A person or persons licensed by the State of New York to conduct the specific business or businesses to which the provisions of their ordinance would otherwise be applicable.

(f) Commercial salesmen or deliverymen calling exclusively upon retail or wholesale establishments or other business firms within the Town of Cheektowaga.

(g) Representatives of the U. S. Government or any political subdivisions thereof, acting in the carrying out of his regular duties.

Section 9. DUTY OF POLICE TO ENFORCE:

It shall be the duty of any police officer of the Town of Cheektowaga to require any person seen peddling, and who is not known by such police officer to be duly licensed to produce his peddler's permit and to enforce the provisions of this ordinance against any person found to be violating the same.

Section 10. PENALTIES: Any person violating any provisions of this ordinance shall be guilty of an offense punishable as follows: By imprisonment for a term not exceeding thirty days or by a fine not exceeding fifty dollars (\$50.00) or by both. Each and every day upon which said person shall continue to violate any of the provisions of this ordinance shall constitute a separate and distinct offense hereunder.

Section 11. The provisions of this ordinance are declared to be severable and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance, but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 12. REPEAL OF CONFLICTING ORDINANCES:

Prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

Section 13. EFFECTIVE DATE:

This ordinance shall become effective ten days after publishing and posting as required by Statute.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD and CNECKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 8th day of April, 1960:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

STATE OF NEW YORK

NOTICE OF HEARING
LOCAL ORDINANCE NO. 29

At a regular meeting of the Town of Cheektowaga, Erie County, New York, held on the 4th day of April, 1960, at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 4th day of April, 1960, 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 4th day of April, 1960.

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



MURPHY'S
Shopping

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 7th day of April, 1960, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

19.....

Notary Public in and for Erie County

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD and CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 8th day of April, 1960:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

STATE OF NEW YORK) ss:

**NOTICE OF HEARING
LOCAL ORDINANCE NO. 29**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 4th day of April, 1960 at 2:30 o'clock P.M., Eastern Standard Time, there were

PRESENT:

Stanley Bystrak, Councilman
Alancin Fath, Councilman
Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman
Joseph Trojanoski, Councilman
Felix Wroblewski, Councilman

ABSENT:

Benedict T. Holtz, Supervisor
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has been studying the advisability of adopting an ordinance to control peddling in the Town of Cheektowaga and has concluded that the same is necessary.

NOW, THEREFOR,

BE IT RESOLVED, that pursuant to the provisions of Article 9 of the Town Law of the State of New York, a public hearing, on a proposed Town Ordinance in relation to the control of peddling, and repeal of present ordinance pertaining thereto, be held on the 18th day of April, 1960, at 7:30 o'clock P.M., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance, which is to be known as Local Ordinance No. 29.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the Depew Herald and Cheektowaga News, and the Cheektowaga Times, newspapers having a general circulation in the said Town, not less than ten (10) nor more than (20) days prior to the date of the hearing, and that on or before said date he post or cause to be posted conspicuously on a signboard, maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution.

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

Councilman Bystrak,	Voting Aye
Councilman Fath,	Voting Aye
Councilman Kaczmarek,	Voting Aye
Councilman Kornecki,	Voting Aye
Councilman Trojanoski,	Voting Aye
Councilman Wroblewski,	Voting Aye

AYES: 6; NOES: 0; ABSENT: 1

Dated: April 4, 1960

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 4th day of April, 1960, 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 4th day of April, 1960.

KENNETH T. HANLEY,
Clerk of the Town Board,
ap7 Town of Cheektowaga, N.Y.

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

7th day of April, 1960, 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

19.....

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 ~~two~~ weeks: first publication APR 7 1960; last publication APR 7 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 7 1960, 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, 1961
 Registered No. 5029

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 4th day of April, 1960 at 2:50 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

STANLEY BYSTRAK,
Councilman.
ALANCIN FATH,
Councilman.
MICHAEL KACZMAREK,
Councilman.
JOSEPH KORNECKI,
Councilman.
JOSEPH TROJANOSKI,
Councilman.
FELIX WROBLEWSKI,
Councilman.

ABSENT:

BENEDICT T. HOLTZ,
Supervisor.

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Cheektowaga Town Board has been studying the advisability of adopting an ordinance to control peddling in the Town of Cheektowaga and has concluded that the same is necessary.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to the provisions of Article 9 of the Town Law of the State of New York, a public hearing, on a proposed Town Ordinance in relation to the control of peddling and repeal of present ordinance pertaining thereto, be held on the 18th day of April, 1960, at 7:30 o'clock p.m., Eastern Standard Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance, which is to be known as Local Ordinance No. 29.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the Denew Herald and Cheektowaga News, and the Cheektowaga Times, newspapers having a general circulation in the said Town, not less than ten (10) nor more than (20) days prior to the date of the hearing, and that on or before said date he post or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution.

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

Councilman Bystrak voting aye.
Councilman Fath voting aye.
Councilman Kaczmarek voting aye.
Councilman Kornecki voting aye.
Councilman Trojanoski voting aye.
Councilman Wroblewski voting aye.

Ayes: 6 - Noes: 0 - Absent: 1.
Dated: April 4, 1960.

STATE OF NEW YORK)
ERIE COUNTY)
OFFICE OF THE CLERK) ss:
OF THE TOWN OF)
CHEEKTOWAGA)

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 4th day of April, 1960, 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 4th day of April, 1960.

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

(Pub: April 7, 1960)

Item No. 8 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED that this Town Board hereby endorses the Safety Campaign of the Buffalo COURIER EXPRESS and encourages all resident automobile drivers of the Town of Cheektowaga to join said Crusade, and that the Town Clerk make available in his office, application forms therefor.

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

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 9 Councilman Fath offered the following resolution and moved its adoption:

RESOLVED, that this Town Board and the Town of Cheektowaga appeal to the Appellate Division of the Supreme Court from the order of the Supreme Court of Albany County made and entered the 29th day of March, 1960, in the proceeding brought by this Town Board and the Town of Cheektowaga, together with the Board of Fire Commissioners of U-Crest Fire District No. 4 of this Town and said Fire District, to review the determination of the State Comptroller in denying the application for approval of the extension of said Fire District to include the property of the Westinghouse Electric Corporation, which petition was dismissed by said order, and that Thomas E. Delahunt, Deputy Town Attorney, continue as attorney of record in said appeal proceedings for this Town Board and the Town of Cheektowaga.

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

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 10 Moved by Councilman Fath, seconded by Councilman Kaczmarek, that the recommendation of the Chief of Police to erect the following signs be granted:

1-Normandy Avenue (NO PARKING HERE TO CORNER) on the east side of Normandy Avenue from Genesee Street south 120 feet.

2-Cayuga Road - Genesee Street north to Maryvale Drive, (NO PARKING AT ANYTIME) on the east and west sides.

AYES: -6- NOES: -0- ABSENT: -1-

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

WHEREAS, through an oversight, the amount of \$15,375, representing budget note and interest due April 1, 1960, issued for snow removal purposes in 1959, was included in the \$99,004.38 for capital notes and interest in Item No. 3 of the Highway Budget for 1960, and should have been included in Item No. 4; NOW, THEREFORE,

BE IT RESOLVED, that the amount of \$15,394.78 be removed from Item No. 3 of the Highway Budget for 1960, and included in Item No. 4 of said Budget.

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

Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6- NOES: -0- ABSENT: -1-

Item No. 12 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the following list of outstanding tags that have been issued up to and including September 30, 1959, be voided due to the following facts: Moved to new address; incorrect information on tags; out of State cars; out of County cars.

Local				Out of County				Out of State			
2894	2465	4491	5085	1739	3972	4936	6201	576	3368	4280	5250
4566	3955	5482	5103	2179	4020	4979	6079	1439	3380	4288	5261
5128	4337	4753	5485	2614	4011	5066	5734	2159	3406	4314	5272
4890	5098	4774	3128	2673	4021	5136	5669	2516	3408	4443	5277
3825	3156	4935	3890	2746	4026	4535	4398	2637	3420	4452	5279
4171	6012	5696	3940	2763	4065	5287	3251	2644	3425	4494	5280
4238	5020	3838	3978	2857	4322	5358	4030	2649	3459	4497	5285
5044	5137	4233	4476	2993	4081	5502	7002	2735	3524	4521	5322
6056	4627	4166	4525	3009	4098	5520	5279	2748	3529	4529	5347
4602	4726	2607	4441	3048	4184	5571	232	2780	3533	4672	5349
4792	3431	2786	4536	3051	4204	5581	5804	2785	3539	4719	5455
4870	5454	3871	4588	3062	4205	5765	5870	2874	3556	4823	5655
5422	5099	4016	4749	3082	4208	4199	6255	2899	3566	4826	5657
5555	3844	4880	4978	3190	4214	4939	5451	2922	3644	4847	5680
249	3047	5271	5012	3263	4207	3617	6113	2974	3675	4865	5714
1697	2155	4816	5204	3280	4229	3273	2914	2982	3688	4872	5733
4692	5425	5341	5391	3336	3108	3515	4313	2987	3797	4921	5758
5419	3657	5471	5475	3446	4326	4031	4765	3024	3900	4923	5795
3399	3444	5513	5793	3478	4332	5547	3673	3044	3947	4965	5804
4308	3458	5904	2999	3634	4340	5084	6812	3097	3954	4993	5827
4800	4881	3312	3521	3732	4375	5770	3923	3150	3985	4998	5831
4849	5597	3561	3929	3777	4559	3776	4179	3160	4030	5023	5884
4221	4219	3855	4396	3782	4583	5239	4598	3163	4052	5107	5885
5561	2498	4775	5356	3803	4595	4296	4759	3264	4066	5110	5886
6256	3942	5811	5494	3804	4703	5552	4611	3280	4104	5148	5931
3729	5378	5326	5781	3846	4761	5002	4846	3311	4178	5151	6101
4025	4974	5832	3882	4902	4738	5819	4860	3322	4273	5215	6116
5589	2443	6019	6055	6090	3685	5069	4970	3362		6133	6149
5675	2772	6263	6721	4655	3730	5823	5013	6154	6255	6307	6308
5950	3186	3390	3632	3726	4149	5069	5730	6330	6338	6365	6472
4368	3671	5639	4609	5308	4430	5698	5509	6501	6525	6529	6533
4657	4779	4984	4814	2828	4471	5120	2639	6539	6544	6549	6555
4408	2830	3868	5270	5785	4691	5267	5667	6570	6625	6793	6841
3438	3461							6974	6980	6991	7031
								7032	7090	7038	7040

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Moved by Councilman Bystrak, seconded by Councilman Fath, that Reynders Electric Company be authorized and directed to install a traffic signal on Union Road, Route 18B, SH 1626, at its intersection with the southerly driveway of the high school, Central School District No. 1, in conformance with the State Traffic Commission Rules and Regulations.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 14 This being the time and the place advertised for the receiving of sealed bids for the purchase of motorcycles for use in the Police Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by Law.

Moved by Councilman Bystrak, seconded by Councilman Fath, that the Town Clerk be authorized and directed to open and read aloud the bids on hand.

The Clerk informed the Board that only one bid has been presented and that was the bid of Buffalo Harley Davidson in the amount of \$2,476.10.

The Chairman ordered the bid referred to the Chief of Police and the Town Board for analysis.

Item No. 15 This being the time and the place advertised for a public hearing on the application of the Buffalo Transit Corporation to operate omnibuses on and along the following highways in the Town of Cheektowaga:

George Urban Boulevard from Union Road to Dick Road;
New Kensington Expressway from the west line of the Town of Cheektowaga to Genesee Street and Cayuga Road.

The Town Clerk presented proof that the Notice of Hearing has been published and posted as required by Law.

The Chairman announced that the Board would hear all persons interested in the subject of the hearing, and no person appearing in opposition thereof, the Chairman ordered the hearing closed and the following resolution was presented and adopted.

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

WHEREAS, a hearing has this day been held on the granting of the right to operate buses for public transportation of passengers, to the Buffalo Transit Co., Inc., on George Urban Boulevard between Union and Dick Roads, and notice thereof was duly published as required by law, and no one having appeared in opposition thereto; NOW, THEREFORE,

BE IT RESOLVED, that permission is herewith granted to the Buffalo Transit Co., Inc. to operate buses for public transportation of passengers on George Urban Boulevard between Union and Dick Road, and on New Kensington Expressway from the west line of the Town of Cheektowaga to Genesee Street and Cayuga Road.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 17 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install five (5) 2500 lumen incandescent lamps, power supplied from overhead circuit and attached to existing utility owned poles, in Woodridge Avenue between Maryvale Drive and Seton Road, and be it further

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install two (2) 6000 lumen incandescent lamps on existing utility owned poles and increase four (4) 2500 lumen incandescent lamps to 6000 lumen incandescent lamps, in Beach Road north of Cleveland Drive.

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

Councilman Fath
Councilman Wroblewski
Councilman Kornecki
Councilman Kaczmarek
Councilman Trojanoski
Councilman Bystrak

Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE
Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 18 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the Niagara Mohawk Power Corporation be authorized to install forty-eight (48) new street lights in the Tiorunda District, to be 2500 lumen incandescent lamps in enclosed luminaires, at the following locations:

# 45 N. 14th	#487 and 498 R. S. 14th
85 N. 13th	537 S. 15th
133 and 216 Shirley	587 and 600 S. 16th
153 N. 7th	637 and 650 S. 17th
179 N. 6th	680 S. Tiorunda
187 N. Tiorunda	700 S. 18th
19 N. Adeline	66 and 110 Ellwood
59 and 160 3rd	13 Fernwood
156 2nd	766 E. Tiorunda
200 S. Adeline	741 S. 25th
201 and 209 5th	760 25th
237 & 242 R.S. 8th	12 and 70 Gladys
282 & 295 W. 9th	794 E. 24th
338 W. Tiorunda	835 E. 26th
335 W. 10th	868 E. 28th
393 S. 11th	E. Tiorunda at E. 29th
415 S. 12th	858 31st
437 & 448 R.S. 13th	984 30th
365 E. 10th	

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

Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

2

Item No. 19 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, this Town Board is interested in all efforts to improve the attractiveness of the Town of Cheektowaga consistent with economy and the best interests of the taxpayers, and

WHEREAS, the replacement of the present telephone poles with their numerous overhead wires and telephone cables, along the main highways in this Town, with underground conduits would materially improve the appearance of these highways; NOW, THEREFORE,

BE IT RESOLVED, that this Town Board confer with officials of the Niagara Mohawk Power Corporation, New York State Electric & Gas Corporation, and the New York Telephone Company, to determine if a program can be instituted for the removal of telephone poles, overhead wiring and telephone cables along the main highways of the Town, without expense to the taxpayers, and be it further

RESOLVED, that the Town Attorney be and he hereby is directed to investigate the program for putting overhead wires and telephone cables underground, which program is in effect in the City of Buffalo.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 20 Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer has recommended the acquisition of Sublot 671 on Eastland Parkway for drainage purposes, and

WHEREAS, the owner Mr. Edward Spychaj, Cheektowaga, has agreed to sell the same to the Town for the sum of \$1,800, and

WHEREAS, it is recommended by the Town Board and the Town Attorney, that this purchase be approved in this amount; NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to expend the sum of \$1,800 in full payment to Edward Spychaj for Sublot 671 on Eastland Parkway, and to accept a deed for the same, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to record said deed in the Erie County Clerk's Office.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

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

RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers for this Town, be and they hereby are engaged to prepare preliminary plans for the improvement of Scajaquada Creek from Dick Road to Ledyard Road, in the Village of Depew, determine the easements required for such improvement, and make an estimate of the cost thereof.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, Nussbaumer, Clarke & Velzy, Consulting Engineers for this Town, have heretofore been authorized to study the area lying between Genesee Street on the north, the West Shore Railroad and the U-Crest Ditch on the south, the Thruway on the west, and the west end of the Loblaw property on the east, with reference to the construction of a drainage system, and

WHEREAS, the construction of the Kensington Expressway requires the installation of drains by the State of New York, and there is indicated the desirability of the overall planning of a drainage system for the area bounded on the north by a line approximately 200 feet south of Cleveland Drive, on the east by the west line of the Greater Buffalo International Airport, on the south by the West Shore Railroad and Scajaquada Creek, and on the west by the Thruway, including the area between Genesee Street and the West Shore Railroad to approximately Sugg Road, and involving a monetary contribution by the State of New York and the Niagara Frontier Port Authority, the amount of which is to be negotiated; NOW, THEREFORE,

Item No. 22-Cont'd

BE IT RESOLVED, that Nussbaumer, Clarke & Velzy be and they hereby are retained as Consulting Engineers, to prepare a map, plan and report and estimate of the cost of a drainage system for the above described property, including estimates of cost which should be contributed by New York State and the Niagara Frontier Port Authority.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 23 Councilman Kaczmarek offered the following resolution and moved its adoption:

WHEREAS, a certified eligible list for the position of telephone operator has been received from the Erie County Personnel Officer, and Helene M. Kraebel, of Cheektowaga, New York, received the highest rating on the Civil Service test conducted for such position of those taking the test and who indicated availability for appointment, and

WHEREAS, said Helene M. Kraebel has been serving as such telephone operator since February 19, 1960; NOW, THEREFORE,

BE IT RESOLVED, that Helene M. Kraebel, of Cheektowaga, New York, be and she hereby is appointed telephone operator effective as of February 19, 1960, at an annual salary of \$3,400.00, on a provisional basis, pursuant to the Civil Service Law and the rules and regulations appertaining thereto.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 24 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that Walter Marchewka, an employee of the Highway Department, be granted sick leave salary at the rate of \$42.40 per week, for a period of 30 days, and after the said 30 days he make further application for extension of sick leave salary, after reporting to the Town Health Officer.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 25 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, investigation shows that Michael Lembicz, formerly employed as a helper in the Sanitation Department, resigned on December 31, 1956, and has been paid in full all compensation to which he was entitled; NOW, THEREFORE,

BE IT RESOLVED, that all claims of said Michael Lembicz for reinstatement, back pay and sick leave are herewith rejected.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 26 Councilman Trojanoski offered the following resolution and moved its adoption:

RESOLVED, that the services of Edward Banko, residing at Cheektowaga, New York, as Principal Clerk in the Department of Sanitation, be and they hereby are terminated effective today, and be it further

RESOLVED, that said Edward Banko be and he hereby is appointed as Working Foreman in the Department of Sanitation, at an annual salary of \$5,500.00, effective immediately.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 27 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, the State Traffic Commission has reported to Assemblyman John B. Lis by letter of March 23, 1960, concerning proposals for improving the traffic safety in the vicinity of Genesee Street and Beryl Road, which report was discussed with representatives of residents in the area, who have advised this Board that they are in favor of having this program undertaken; NOW, THEREFORE,

BE IT RESOLVED, that the State Traffic Commission be advised that this Town Board does approve of the State Traffic Commission instituting the control measures suggested in their letter of March 23, 1960, and approves of the suggested access barriers and limitation of parking provisions, with the proviso that if additional or other measures are required as experience may show, they will be provided. Copy of State Traffic Commission letter of March 23, 1960 is attached.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 28 Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED APRIL 4, 1960, AUTHORIZING THE ISSUANCE OF \$1,600 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, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of One Thousand Six Hundred Dollars (\$1,600), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of One Thousand Six Hundred Dollars (\$1,600) of the Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated April 19, 1956, Authorizing the Issuance of \$13,700.00 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".

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 Wallace Avenue extending from Gruner Road north to Broadway, that portion of Broadway extending from Wallace Avenue west, a distance of 200 feet, so as to serve both sides of said highways in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 16th day of January, 1956.

Item No. 28-Cont'd

Section 3. As required by said Local Finance Law, it is hereby stated that (a) outstanding bond anticipation notes of the aggregate principal amount of \$3,200 have been issued in anticipation of the sale of said Serial Bonds, and (b) the notes authorized by this resolution are renewal notes and the date of issuance of the original notes issued in anticipation of the sale of said bonds is August 13, 1956, and (c) the notes authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said bond anticipation notes, subject to the provisions of this resolution, and to sell and deliver said bond anticipation notes is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any bond anticipation notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 29 This being the time and the place advertised for a public hearing for the Extension of Sewer District No. 7.

The Town Clerk presented proof that the Notice of Hearing has been duly published and posted as required by Law.

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

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, Nussbaumer, Clarke and Velzy, Engineers duly licensed by the State of New York, have, at the instance of the Town Board, prepared a map, plan and report providing for the extension of Sewer District No. 7, and said map, plan and report has been filed in the office of the Town Clerk, in accordance with Article 12-A of the Town Law, and said map, plan and report shows the sewer lines and the appurtenances necessary to be constructed within the extension of said Sewer District and the location of each, and

WHEREAS, said map, plan and report was duly filed in the office of the Town Clerk for public inspection on March 21, 1960, and has remained on file in said office, and

WHEREAS, the boundaries of said proposed extension of said District, as set forth in said map, plan and report, are as follows:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, and State of New York, bounded and described as follows:

Beginning at the point of intersection of the northerly line of the Village of Depew, and the westerly line of the Town of Lancaster, said point also being the intersection of the center line of Rein Road and the center line of Transit Road.

Item No. 29-Cont'd

Thence northerly along the west line of the Town of Lancaster, also being the center line of Transit Road to a point, said point being the intersection of the west line of the Town of Lancaster and the center line of Ellicott Creek.

Thence westerly along the center line of Ellicott Creek to a point, said point being the intersection of the northwesterly right of way line of the West Shore Railroad and the center line of Ellicott Creek.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point opposite railroad chaing station 2202 plus 700.

Thence southeasterly at right angles to the West Shore Railroad right of way a distance of 100 feet to a point on the southerly right of way line of the said Railroad.

Thence continuing southeasterly and at right angles to said right of way a distance of 210 feet more or less to a point in the northwest line of the New York Central Railroad right of way, said line also being a boundary line of Sewer District No. 7.

Thence westerly and southerly along the northwesterly right of way line of the New York Central Railroad a distance of 1040.67 feet to a point, said line also being a boundary line of Sewer District No. 7.

Thence westerly radial to the last described line a distance of 123 feet more or less to a point in the northeasterly line of the New York Central Railroad right of way.

Thence northerly and westerly and along the northeasterly right of way line of the New York Central Railroad a distance of 1022.2 feet more or less to a point, last said line also being a boundary line of Sewer District No. 7.

Thence northerly at right angles to the West Shore Railroad right of way line a distance of 223.88 feet more or less to a point in the northwesterly right of way line of the West Shore Railroad.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point, last said line also being a boundary line of Sewer District No. 7, said point being on the west line of Farm Lot 78, Township 11, Range 7.

Thence southerly along the west line of Farm Lots 78 and 74, Township 11, Range 7, to a point, last said line also being the east line of Sewer District No. 7, said point being at the intersection of a north line of the Village of Depew and the westerly line of Farm Lot 74, Township 11, Range 7.

Thence easterly along the said north line of the Village of Depew to a point being at the intersection of said north line of the Village of Depew and a west line of the Village of Depew.

Thence northerly along the said west line of the Village of Depew to a point being at the intersection of the said west line of the Village of Depew and a north line of the Village of Depew, last said line also being the center line of Rein Road.

Thence easterly along the said north line of the Village of Depew, also being the center line of Rein Road to the point and place of beginning.

and

WHEREAS, the improvements proposed to be made in the extension of the district consist of sewer lines and the appurtenances suitable for their operation, and the maximum amount proposed to be expended therefor is \$483,675, which is to be raised by the issuance of bonds issued by the Town of Cheektowaga, and

Item No 29-Cont'd

WHEREAS, it is proposed that the cost of making said improvements shall be assessed by the Town Board in proportion as nearly as may be to the benefit which each lot or parcel of land within the proposed extension of said Sewer District will derive therefrom, and

WHEREAS, the Town Board, on March 21, 1960, duly adopted an order providing that the Town Board shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 4th day of April, 1960, at 2:30 o'clock P.M., Eastern Standard Time, and hold a public hearing on the extension of said Sewer District, at which all persons interested in the subject thereof might be heard concerning the same, and the Town Board did meet at such time and place and held such hearing, and heard all persons interested in the subject thereof, and

WHEREAS, after holding such hearing, the evidence offered at such public hearing requires that the Town Board make the determinations hereinafter set forth; NOW, THEREFORE,

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

(1) It is hereby determined that (a) the notice of said hearing held on April 4, 1960, was published and posted as required by law and is otherwise sufficient, and (b) all of the property and property owners within the proposed extension of Sewer District No. 7 as the boundaries of the same are hereinabove set forth, are benefited by the extension of said District and by the making of the improvements in accordance with said map, plan and report, and (c) all of the property and property owners benefited thereby are included within the limits of the proposed extension of Sewer District No. 7 as the boundaries of the same are hereinabove set forth, and (d) the extension of Sewer District No. 7 is in the public interest.

(2) The extension of Sewer District No. 7 with the boundaries hereinabove set forth, and the construction of the improvements set forth in said map, plan and report, are hereby approved.

(3) This resolution is subject to a permissive referendum in the manner provided in Article 7 of the Town Law of New York, and petitions requesting such a referendum may be filed with the Town Clerk at any time within thirty days after the adoption of this resolution.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 9th day of April, 1960:

- 1-Telephone Pole No. 7 - Dean Road;
- 2-Telephone Pole No. 4 - Dean Road;
- 3-Urban Fire Hall - Hyland Avenue;
- 4-Telephone pole in front of No. 85 Rein Road, north side;
- 5-Telephone Pole No. 2990 - Rein Road, north side;
- 6-Ralph's Food Market, corner of Transit Road and Rein Road, west side of Transit Road;
- 7-Telephone Pole No. 201/1, Transit Road, west side;
- 8-Telephone Pole No. 288 1-4, Genesee Street, south side;
- 9-Bus Shelter No. 4945 Genesee Street, south side;
- 10-Telephone Pole No. 268 Genesee Street, south side;
- 11-Rescue Fire Hall - Pine Ridge Road;
- 12-Pine Hill Fire Hall - Genesee Street and Normandy Avenue;
- 13-Forks Fire Hall - Broadway and Union Road;
- 14-U-Crest Fire Hall - Clover Place and Evergreen Street;
- 15-Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

**PUBLIC NOTICE
SEWER DISTRICT NO. 7**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, after holding a hearing on a map, plan and report providing for the extension of Sewer District No. 7 in said Town, and the construction therein of sewer lines and the appurtenances necessary for their operation, pursuant to Article 12-A of the Town Law, has adopted on the 4th day of April, 1960, a resolution which (1) determines that the notice of said hearing was duly published and posted as required by law and is otherwise sufficient, and that all property and property owners within said proposed extension of Sewer District No. 7 are benefited by the proposed extension of said Sewer District and by the making of the improvements in accordance with said map, plan and report, and that all property and property owners benefited thereby are included within the limits of said proposed extension of said Sewer District, and that the extension of said Sewer District is in the public interest, and (2) approves the extension of said Sewer District and the construction of the improvements provided for in said map, plan and report. The resolution provides that the proposed extension of Sewer District No. 7 shall contain the following territory:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, and State of New York, bounded and described as follows:

Beginning at the point of intersection of the northerly line of the Village of Depew, and the westerly line of the Town of Lancaster, said point also being the intersection of the center line of Rein Road and the center line of Transit Road.

Thence northerly along the west line of the Town of Lancaster, also being the center line of Transit Road to a point, said point being the intersection of the west line of the Town of Lancaster and the center line of Ellicott Creek.

Thence westerly along the center line of Ellicott Creek to a point, said point being the intersection of the northwesterly right of way line of the West Shore Railroad and the center line of Ellicott Creek.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point opposite railroad chaining station 2202 plus 700.

Thence southeasterly at right angles to the West Shore Railroad right of way a distance of 100 feet to a point on the southerly right of way line of the said Railroad.

Thence continuing southeasterly and at right angles to said right of way a distance of 210 feet more or less to a point in the northwest line of the New York Central Railroad right of way, said line also being a boundary line of Sewer District No. 7.

Thence westerly and southerly along the northwesterly right of way line of the New York Central Railroad a distance of 1040.67 feet to a point, said line also being a boundary line of Sewer District No. 7.

Thence westerly radial to the last described line a distance of 123 feet more or less to a point in the northeasterly line of the New York Central Railroad right of way.

Thence northerly and westerly and along the northeasterly right of way line of the New York Central Railroad a distance of 1022.2 feet more or less to a point, last said line also being a boundary line of Sewer District No. 7.

Thence northerly at right angles to the West Shore Railroad right of way line a distance of 223.88 feet more or less to a point in the northwesterly right of way line of the West Shore Railroad.

Thence southwesterly along the northwesterly right of way line of

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

7th day of April, 1960, 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

19.....

Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

**PUBLIC NOTICE
SEWER DISTRICT NO. 7**

NOTICE IS HEREBY GIVEN

Thence westerly and along the northwesterly right of way line of the New York Central Railroad a distance of 1040.67 feet to a point, said line also being a boundary line of Sewer District No. 7.

Thence westerly radial to the last described line a distance of 123 feet more or less to a point in the northeasterly line of the New York Central Railroad right of way.

Thence northerly and westerly and along the northeasterly right of way line of the New York Central Railroad a distance of 1022.2 feet more or less to a point, last said line also being a boundary line of Sewer District No. 7.

Thence northerly at right angles to the West Shore Railroad right of way line a distance of 223.88 feet more or less to a point in the northwesterly right of way line of the West Shore Railroad.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point, last said line also being a boundary line of Sewer District No. 7, said point being on the west line of Farm Lot 78, Township 11, Range 7.

Thence southerly along the west line of Farm Lots 78 and 74, Township 11, Range 7, to a point, last said line also being the east line of Sewer District No. 7, said point being at the intersection of a north line of the Village of Depew and the westerly line of Farm Lot 74, Township 11, Range 7.

Thence easterly along the said north line of the Village of Depew to a point being at the intersection of said north line of the Village of Depew and a west line of the Village of Depew.

Thence northerly along the said west line of the Village of Depew to a point being at the intersection of the said west line of the Village of Depew and a north line of the Village of Depew, last said line also being the center line of Rein Road.

Thence easterly along the said north line of the Village of Depew, also being the center line of Rein Road to the point and place of beginning.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against said resolution requesting a referendum thereon as provided in Article 13-A of the Town Law may be filed with the Town Clerk at any time within 30 days after the date of the adoption of said resolution.

By order of the Town Board of the Town of Cheektowaga
Dated April 4, 1968

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 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 7th day of April, 1968, 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.....

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 APR 7 1960; last publication APR 7 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 7 1960, 19.....

Eugene J. Allis

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

EUGENE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1961
Registered No. 5029

**PUBLIC NOTICE
EXTENSION OF SEWER
DIST. NO. 7**

NOTICE IS HEREBY GIVEN that the Town Board of the Town of Cheektowaga, in the County of Erie, State of New York, after holding a hearing on a map, plan and report providing for the extension of Sewer District No. 7 in said Town, and the construction therein of sewer lines and the appurtenances necessary for their operation, pursuant to Article 12-A of the Town Law, has adopted on the 4th day of April, 1960, a resolution which (1) determines that the notice of said hearing was duly published and posted as required by law and is otherwise sufficient, and that all property and property owners within said proposed extension of Sewer District No. 7 are benefited by the proposed extension of said Sewer District and by the making of the improvements in accordance with said map, plan and report, and that all property and property owners benefited thereby are included within the limits of said proposed extension of said Sewer District, and that the extension of said Sewer District is in the public interest, and (2) approves the extension of said Sewer District and the construction of the improvements provided for in said map, plan and report. The resolution provides that the proposed extension of Sewer District No. 7 shall contain the following territory:

All that tract or parcel of land situated in the Town of Cheektowaga, County of Erie, and State of New York, bounded and described as follows:

Beginning at the point of intersection of the northerly line of the Village of Depew, and the westerly line of the Town of Lancaster, said point also being the intersection of the center line of Rein Road and the center line of Transit Road.

Thence northerly along the west line of the Town of Lancaster, also being the center line of Transit Road to a point, said point being the intersection of the west line of the Town of Lancaster and the center line of Ellicott Creek.

Thence westerly along the center line of Ellicott Creek to a point, said point being the intersection of the northwesterly right of way line of the West Shore Railroad and the center line of Ellicott Creek.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point opposite railroad crossing station 2202 plus 700.

Thence southeasterly at right angles to the West Shore Railroad right of way a distance of 100 feet to a point on the southerly right of way line of the said Railroad.

Thence continuing southeasterly and at right angles to said right of way a distance of 210 feet more or less to a point in the northwest line of the New York Central Railroad right of way, said line also being a bound-

Thence westerly and southerly along the northwesterly right of way line of the New York Central Railroad a distance of 1040.67 feet to a point, said line also being a boundary line of Sewer District No. 7.

Thence westerly radial to the last described line a distance of 123 feet more or less to a point in the northeasterly line of the New York Central Railroad right of way.

Thence northerly and westerly and along the northeasterly right of way line of the New York Central Railroad a distance of 1022.2 feet more or less to a point, last said line also being a boundary line of Sewer District No. 7.

Thence northerly at right angles to the West Shore Railroad right of way line a distance of 223.88 feet more or less to a point in the northwesterly right of way line of the West Shore Railroad.

Thence southwesterly along the northwesterly right of way line of the West Shore Railroad to a point, last said line also being a boundary line of Sewer District No. 7, said point being on the west line of Farm Lot 78, Township 11, Range 7.

Thence southerly along the west line of Farm Lots 78 and 74, Township 11, Range 7, to a point, last said line also being the east line of Sewer District No. 7, said point being at the intersection of a north line of the Village of Depew and the westerly line of Farm Lot 74, Township 11, Range 7.

Thence easterly along the said north line of the Village of Depew to a point being at the intersection of said north line of the Village of Depew and a west line of the Village of Depew.

Thence northerly along the said west line of the Village of Depew to a point being at the intersection of the said west line of the Village of Depew and a north line of the Village of Depew, last said line also being the center line of Rein Road.

Thence easterly along the said north line of the Village of Depew, also being the center line of Rein Road to the point and place of beginning.

Said resolution is subject to a permissive referendum under the provisions of Article 7 of the Town Law of New York, and petitions protesting against said resolution requesting a referendum thereon as provided in Article 12-A of the Town Law may be filed with the Town Clerk at any time within 30 days after the date of the adoption of said resolution.

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

Dated: April 4, 1960.

KENNETH T. HANLEY,
Town Clerk of the Town
of Cheektowaga, New York
(Pub: April 7, 1960)

126

Item No. 30 Councilman Bystrak moved, seconded by Councilman Fath,

WHEREAS, the Zoning Board of Appeals has recommended to this Town Board, that the application of Edmund C. Smith, Dorothy P. Smith, and James Babcock to rezone the hereinafter described premises from that of a Residential District to Business District, to be used as a gasoline filling station, be denied, be it

RESOLVED, that this Town Board does hereby accept the recommendation of the said Zoning Board of Appeals, and that said application be denied.

AYES: -6-

NOES: -0-

ABSENT: -1-

PARCEL NO. 1

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York known and distinguished as Sub Lot Number 67, filed under Cover No. 1628 in Erie County Clerk's Office bounded and described as follows:

BEGINNING at a point on the Southerly line of Cleveland Drive at the Northwest corner of Lot No. 67; running thence (1) Easterly along the Southerly line of Cleveland Drive a distance of 104 feet more or less to the point of the beginning of a curve created by a 16 feet radius at the intersection of Cleveland Drive with Cayuga Road; running thence (2) Easterly-Southeasterly and Southerly along a curbed line having a radius of 16 feet to a point of tangent in the Westerly line of Cayuga Road; running thence (3) Southerly along the Westerly line of Cayuga Road 69.3 feet more or less to a point at the Southeast corner of Lot No. 67; running thence (4) Westerly at right angles to the third course along the Southerly line of Lot No. 67 a distance of 120 feet to a point at the Southwesterly corner of Lot No. 67; running thence (5) Northerly along the Westerly line of Lot No. 67 a distance of 89.23 feet to a point on the Southerly line of Cleveland Drive at the point and place of beginning.

PARCEL NO. 2

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York known and distinguished as Sub Lot Number 68, filed under Cover No. 1628 in Erie County Clerk's Office bounded and described as follows:

BEGINNING at a point on the westerly line of Cayuga Road, said point being the southeasterly corner of Lot No. 67 and the northeasterly corner of Lot No. 68; running thence (1) southerly along the westerly line of Cayuga Road a distance of 63 feet to a point being the southeasterly corner of Lot No. 68; running thence (2) westerly at right angles to the first course along the southerly line of Lot No. 68 a distance of 120 feet to a point at the southwesterly corner of Lot No. 68; running thence (3) northerly at right angles to the second course along the westerly line of Lot No. 68 a distance of 63 feet to a point being the northwesterly corner of Lot No. 68 and the southwesterly corner of Lot No. 67; running thence (4) easterly along the northerly line of Lot No. 68 being a line contiguous with the southerly line of Lot No. 67 at right angles to the third course a distance of 120 feet to a point on the westerly line of Cayuga Road being the point and place of beginning.

Item No. 31 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Benjamin J. Hoey 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 the petitioner to rezone from Residential District to Business District the property hereinafter described, be it

Item No. 31-Cont'd

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

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

Southeast corner of Union Road at Goering Ave., Cheektowaga, New York, consisting of Lots Number 3, 4, 5, 6, 7, and 8 on Block, Map Cover 293, 90 feet on Union Road - east side, 237.66 feet on Goering Avenue - south side.

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted on Town Hall Bulletin Board on April 9, 1960.

Item No. 32 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 1994	to	2059	inclusive
Highway Fund	651		671	
Special Districts	776		796	
Part Town Fund	3210		3215	
C & I	149		150	

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 33 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on March 26, 1960 and April 2, 1960, after the same have been approved by the Building Inspector.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 34 Moved by Councilman Fath, seconded by Councilman Kornecki, to adjourn to April 9, 1960, at 10:00 A.M.

SEAL

Kenneth T. Hanley
KENNETH T. HANLEY
Town Clerk

MEETING NO. 9CHEEKTOWAGA, NEW YORK
April 9, 1960

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 9th day of April, 1960, at 11:00 o'clock A.M., Eastern Standard Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Joseph Kornecki	Councilman
	Joseph M. Trojanoski	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Highway Superintendent Zablotny, and Town Engineer Kamm.

Item No. 2 Complaint of a ditch near the U-Crest School being dangerous to school children.

Appearances: Dr. Louis Vendetti; Town Health Officer; School Trustee John Seeley; Dr. Samuel Bennet, and Mr. N. Gentile.

The Chairman assured the group that at least two Civil Defense Policemen would be put on duty at the scene to protect the children until the construction of a drainage sewer in said district is completed.

Item No. 3 Complaint of Michael Barrone about his property on Dick Road being flooded was advised by the Chairman that his problem is not with the Town, but with private property owners in the area.

Item No. 4 Referred to the Chief of Police and the Town Attorney complaint about Peter Murroco, parking a truck on an empty lot on said Oehman Blvd., for possible arrest and to test the Town Zoning Ordinance.

Residents appeared and went on record to be opposed to the parking of said truck.

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

RESOLVED, that the Zablotny Electric Company, Inc., be engaged to install two folding type lighting standards with adjustable cast flood lights and wire guards in the Glen at the Town Park for the price of \$960.00, as per letter from the Company of March 31, 1960.

Seconded by Councilman Wroblewski.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, the Zoning Board of Appeals held a public hearing on the application of the Airport Green Houses, Inc., on January 20, 1960, to rezone the hereinafter mentioned premises from that of a Residential Zone to a Business Zone;

WHEREAS, the Zoning Board of Appeals has recommended to this Town Board that the said property be rezoned from a Residential Zone to a Business Zone, to be used for business purposes other than a gasoline filling station;

WHEREAS, many nearby residents have appeared against the rezoning of said premises for use as a gasoline filling station;

WHEREAS, this Town Board does hereby believe that in the best interests of the residents that said application be denied;

BE IT RESOLVED, that the said application be and hereby is denied.

DESCRIPTION

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 13, Township 11, Range 7, of the Holland Land Company's Survey and according to map of Peter Gangloff Subdivision filed in the office of Erie County under Map Cover 545, is known and distinguished as Subdivision Lot Number (9) in Block "A". Subject to easements and rights of way owned by the County of Erie and excepting that part of the above described premises conveyed to or dedicated by the County of Erie for Highway and drainage purposes as appears by the records of the Clerk of the County of Erie.

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. 13, Township 11, Range 7 of the Holland Land Company's Survey and according to map filed in Erie County Clerk's Office under Cover No. 545, is known and distinguished as Subdivision Lots Nos. 7 and 8 in Block "A" and being situate on the north side of Genesee Street, and together being 61.2 Feet front and 59.2 feet rear by 134.40 feet in depth on the west line, and 119.40 feet on the east line, commencing 59 feet westerly from the intersection of the said northerly line of Genesee Street with the westerly line of Louis Street as shown in said Map.

Seconded by Councilman Bystrak.

AYES: -5-

NOES: -0-

ABSENT: -2-

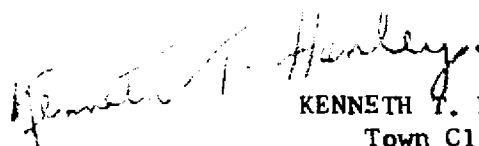
19

Item No. 7 Referred to the Town Attorney communication from the Highway Superintendent requesting the Town Board to advertise for bids for the purchase of a Motor Grader.

13
1

Item No. 8 Moved by Councilman Fath, seconded by Councilman Wroblewski, to adjourn.

SEAL



KENNETH T. HANLEY
Town Clerk

CHEEKTOWAGA, NEW YORK
April 18, 1960

MEETING NO. 10

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 April, 1960, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Benedict T. Holtz	Supervisor
Felix T. Wroblewski	Councilman
Joseph Kornecki	Councilman
Alancin M. Fath	Councilman
Michael J. Kaczmarek	Councilman
Joseph M. Trojanoski	Councilman
Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzynger; Town Engineer Kamm; Assessors Kistowski; Patrolman Fenske; General Foreman Banko.

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 Ordered received and filed communication from the Democratic Town Committee recommending that Chester Rutkowski be retained in his present position as Acting Recreational Director. 10
31

Item No. 4 Ordered referred to the Assessors the request of Glen Estates Corporation to exempt the truck lateral sewer charge on the south side of Zoerb Avenue due to the fact that the Corporation installed their own laterals. 32
24

Item No. 5 Ordered referred to the Chief of Police communication from the U-Crest Volunteer Hose Company to close certain highways in conjunction with their Annual Field Days. 18
42

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

WHEREAS, the Town Superintendent of Highways has requested that bids be received for the purchase of a motor grader; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, at least five days prior to the receipt of bids therein provided for, the following notice:

NOTICE TO BIDDERS

Sealed proposals will be received and publicly opened and read, by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on May 2, 1960, for the furnishing of one (1) Motor Grader for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.

Dated: April 18, 1960

KENNETH T. HANLEY
Town Clerk

Item No. 6-Cont'd

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES.

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

NOTICE TO BIDDERS

Sealed proposals will be received and publicly opened and read, by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on May 2, 1960, for the furnishing of one (1) Motor Grader for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.
Dated: May 18, 1960

KENNETH T. HANLEY
ap21 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 week, the first insertion being on the 21st day of April, 1960 and the last insertion being on the day of, 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

APR 20 1960

19.....

Notary Public in and for Erie County

Item No. 6-Cont'd

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks: first publication APR 21 1960; last publication APR 21 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 21 1960, 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, 1961
 Registered No. 5029

Item No. 6-Cont'd

(Affidavit)

Sealed proposals will be received and publicly opened and read, by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock p.m., Eastern Daylight Saving Time, on May 2, 1960, for the furnishing of one (1) Motor Grader for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.

Dated: May 18, 1960.

KENNETH T. HANLEY,
Town Clerk.
(Pub: April 21, 1960)

Item No. 7 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski,

WHEREAS, Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town of Cheektowaga, has recommended the hereto attached Change Order No. 1 relating to Sanitary Sewer Extension on Jamaica Lane and Zoerb Avenue, Sanitary Sewer District No. 7, be it

RESOLVED, that this Town Board does hereby approve said Change Order No. 1 to C.M.H. Company's contract for said job,

AYES: -7-

NOES: -0-

ABSENT: -0-

CHANGE ORDER NO. 1
TO
SPECIFICATIONS AND CONTRACT DOCUMENTS
FOR
CONSTRUCTION OF SANITARY SEWERS
ON ZOERB AVENUE EXTENDED AND JAMAICA LANE
IN SANITARY SEWER DISTRICT NO. 7
TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK

Contractor: C.M.H. COMPANY, INC.

Engineer: NUSSBAUMER, CLARKE & VELZY

1. Change to be Made

Furnish all materials and construct drop inlet in manholes at Zoerb Avenue and Nassay Lane and at Jamaica Lane and South Creek Drive in accordance with the specifications and with the details shown on Sheet No. 4 of the Contract Plan.

2. Amount of Change:

For furnishing all materials and construct drop inlet in two manholes add -----\$200.00

3. Supporting Data:

See attached copy of letter from C.M.H. Company, Inc., dated April 7, 1960 quoting sum of \$200.00.

Recommended By
NUSSBAUMER, CLARKE & VELZY

Approved by
Town of Cheektowaga, New York

Per /s/ Raymond H.N. Murray
Date: April 13, 1960

Per /s/ Kenneth T. Hanley
Date: April 18, 1960

C. M. H. CO., INC.

GENERAL CONTRACTORS

April 7, 1960

Re: Jamaica Lane, Zoerb Avenue; Sanitary Sewer Job.

Nussbaumer, Clarke & Velzy
327 Franklin St.
Buffalo, N. Y.

Gentlemen:

Please accept our proposal for additional cost for two (2) Drop Manholes on above job. One on Zoerb Ave; and one on Jamaica Lane. Our proposal for above is \$100.00 (One Hundred Dollars) each, over and above bid cost of Standard Manhole eight (8) feet deep at cost of \$280.00 (Two Hundred Eighty Dollars) each.

Total for both Manholes is \$200.00 (Two Hundred Dollars).
Hoping this meets with your approval, I am

Very truly yours

/s/ E. Cardarelli, Pres.

C. M. H. Co., Inc.

6
24

Item No. 8 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the highway known as Buffalo Depew Boulevard be changed to Claudette Court.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 9 Moved by Councilman Kornecki, seconded by Councilman Fath, that the following named persons be authorized and directed to attend the session with the State Board of Equalization at Albany, New York, and that their reasonable expenses be a legal Town charge;

Supervisor Holtz; Highway Superintendent Zablotny; Assessors Jerzewski, and Kistowski.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 10 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the request of the Board of Assessors to attend the State Conference on Assessments Administration in Syracuse, New York, on May 2, 3, and 4, 1960, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 11 Moved by Councilman Kornecki, seconded by Councilman Fath, that the Supervisor, Town Clerk, and the Town Attorney be authorized and directed to sign at the Signature Company, 27 William Street, New York City, \$1,135,814.00 Town of Cheektowaga Bonds, and that their reasonable expenses be a proper Town charge.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of the Town Health Officer to attend the New York State Health Conference and Air Pollution Meeting on May 22, 1960 to May 26, 1960, inclusively, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 13 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Subdivision Map of Glen Estates, Part 3, Part of 11 T 11 R 7, prepared by Herthe and Sonnenberger, Engineers and Surveyors, dated March 15, 1960, be approved and ordered filed in the Assessors Office.

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, the Air Pollution Control Board, in a letter to this Board dated April 11, 1960, has requested that legal proceedings in the nature of an equity action for an injunction against the U.S. Rubber Reclaiming Company, be authorized because of the failure of the company to abate the emission of offensive odors from its plant on Walkowiak Street, and

WHEREAS, the emission of said odors, in the opinion of this Board, constitutes violations of the Air Pollution Ordinance of this Town, and is a public nuisance; NOW, THEREFORE,

BE IT RESOLVED, that the Town Attorney be and he hereby is authorized to commence an equity action for an injunction in the Supreme Court of Erie County, in the name of and on behalf of this Town, against the U.S. Rubber Reclaiming Company, for abatement of violations of the Air Pollution Ordinance and the public nuisance created by the emission of offensive odors from its plant on Walkowiak Street.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 15 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the request of the Director of Recreation to purchase ten park tables - 6 foot long - from Miracle Equipment Company, Inc., at a cost of \$39.95 each, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

1
16

Item No. 16 Councilman Wroblewski presents the following resolution and moved its adoption:

RESOLVED, that the Annual Clean-Up, Paint-Up, and Fix-Up campaign for Cheektowaga will be designated from May 2 to May 13, excluding Saturdays and Sundays, and be it further

RESOLVED, that Edward Banko, Sanitation Department Head, be authorized to have one hundred (100) posters printed and distributed notifying residents of same.

Seconded by Councilman Fath.

AYES: -7-

NOES: -0-

ABSENT: -0-

23
42

Item No. 17 This being the time and the place advertised for a public hearing on the advisability of adopting an Ordinance to control Peddling in the Town of Cheektowaga, New York.

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 or in favor thereof, ordered the hearing closed and that the decision be reserved.

40

Item No. 18 This being the time and the place advertised for a public hearing on the matter of the adoption of an Electrical Code for the Town of Cheektowaga, New York.

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.

William Falzer of No. 415 Brisbane Building, Attorney-at-Law, representing the Niagara Frontier Contracts Association, was granted the floor and related to the Cheektowaga Town Attorney that he would file a brief in reference to his complaints.

Mr. Falzer requested the Town Board to defer action for at least thirty days in order that he might discuss the matter with the Town Board.

John C. Donovan, will file a brief in regard to his complaints.

The following appeared in favor of the proposed Electrical Ordinance: Leo Barry, 2nd Assistant of the N.Y. Board of Fire Underwriters Association, who related to the Board that the Ordinance had been adopted in Amherst and Grand Island.

Mr. Cranson, Chief Inspector for the New York State Fire Underwriters Association.

Mr. Stanley Walczak representing the William Street Taxpayers Association.

The Supervisor ordered the hearing closed, and that the decision be reserved for thirty (30) days.

33
40

107

Item No. 19 Councilman Bystrak, presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install a pole with one (1) 6000 lumen incandescent light at the southeast corner of Harlem and Abeles, in Harlem Avenue, and to install one (1) 6000 lumen incandescent light on an existing pole in Harlem Avenue, south of Vincent Street.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 20 Councilman Bystrak presented the following resolution and moved its adoption:

RESOLVED, that the New York State Electric and Gas Corporation be authorized to increase to 4000 lumen pole type lights, on poles 63, 65, 66, and 67 in Dick Road, and remove the present 2500 lumen lights existing on said poles; to install one (1) 4000 lumen light on existing pole on the southeast corner of Lydia and Dick Road, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove the present 2500 lumen light on the southeast corner of Dick Road and Meadowlawn Pkwy., and install a 4,000 lumen light; to install one (1) 2500 lumen incandescent light on the first pole east of Union Road on Zoerb Avenue, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 6000 lumen incandescent light on pole No.205, situate in front of Doyle Hose Company No.1 in William Street at Alaska, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to install one (1) 2500 lumen incandescent light on existing pole known as No. 1-A in Raymond Street.

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

Benedict T. Holtz	Voting AYE
Alancin M. Fath	Voting AYE
Felix T. Wroblewski	Voting AYE
Joseph Kornecki	Voting AYE
Joseph Trojanoski	Voting AYE
Michael Kaczmarek	Voting AYE
Stanley R. Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

27

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

WHEREAS, a petition for the improvement of both sides of the public highway 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 4th day of April, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED

Ruth Drive from Cathedral Lane to Cathedral Lane

TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards -Underground conduit

Item No. 21-Cont'd

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 2nd day of May, 1960, at 2:30 P.M., 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, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing 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 Wroblewski and duly put to a vote, which resulted as follows:

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 22nd day of April, 1960:

- 1-Post at the corner of Ruth Drive and Cathedral Lane, northeast corner;
- 2-Telephone pole in front of No. 8 Ruth Drive;
- 3-Post in front of No. 32 Ruth Drive;
- 4-Post in front of No. 36 Ruth Drive;
- 5-Post at the corner of Ruth Drive and Cathedral Lane, southwest corner.

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

17
27

Item No. 21-Cont'd

(Affidavit)

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks:
 first publication APR 21 1960;
 last publication APR 21 1960;
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of APR 21 1960, 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, 1961
 Registered No. 5029

NOTICE OF HEARING

139

Item No. 21-Cont'd

(Affidavit)

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga, on the 18th day of April, 1960, at 7:30 o'clock p.m., Eastern Standard Time, there were

PRESENT:
BENEDICT T. HOLTZ,
Supervisor.
FELIX T. WROBLEWSKI,
Councilman.
JOSEPH KORNECKI,
Councilman.
ALANCIN M. FATH,
Councilman.
MICHAEL J. KACZMAREK,
Councilman.
JOSEPH M. TROJANOWSKI,
Councilman.
STANLEY R. BYSTRAK,
Councilman.

ABSENT: 0.
Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway 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 4th day of April, 1960:

PUBLIC HIGHWAYS TO BE IMPROVED
Ruth Drive from Cathedral Lane to Cathedral Lane.
TYPE OF STREET LIGHTING
INSTALLATION
2 Y 19 standards - underground conduit.

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

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

NOW, THEREFORE, IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall in said Town of Cheektowaga on the 2nd day of May, 1960, at 2:30 p.m., 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, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing 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 Wroblewski, and duly put to a vote, which resulted as follows:

Supervisor Holtz voting aye.
Councilman Wroblewski voting aye.
Councilman Kornecki voting aye.
Councilman Fath voting aye.
Councilman Kaczmarek voting aye.
Councilman Trojanowski voting aye.
Councilman Bystrak voting aye.

Ayes: 7 - Noes: 0 - Absent: 0.
STATE OF NEW YORK
ERIE COUNTY
OFFICE OF THE CLERK } ss:
OF THE TOWN OF
CHEEKTOWAGA

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie on the 18 day of April, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

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

(Pub: April 21, 1960)

Item No. 22 Moved by Councilman Fath, seconded by Councilman Trojanoski, that the application of Mobil Oil Company to demolish the Kaufman Building at the northeast corner of Genesee Street and Union Road, be granted, and be it further

RESOLVED, that the application of the Mobil Oil Company to erect a gasoline filling station at the northeast corner of Genesee Street and Union Road, be granted.

AYES: -6-

NOES: -1-
(S.R. Bystrak)

ABSENT: -0-

Item No. 23 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on April 9, 1960 and April 16, 1960, after the same have been approved by the Building Inspector.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 24 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 2063	to	2122	inclusive
Highway Fund	673		678	
Special Districts	798		822	
Part Town Fund	3217		3223	
C & I	154		155	

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 25 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Charles P. Graziano 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 the 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 the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, briefly described as follows:

Being a lot, 40' x 135' on the east side of Harlem Road near Homesgarth and further described as follows:

Beginning at a point of the east line of Harlem Road, 40' north of the intersection of the north line of Homesgarth and the east line of Harlem Road, thence (1) easterly parallel to Homesgarth 135' to a point; thence (2) northerly parallel to Harlem Road 40' to a point; thence (3) westerly parallel to Homesgarth 135' to a point in the east line of Harlem Road; thence (4) 40' southerly along the east line of Harlem back to point or place of beginning.

Dated: April 18, 1960.

The above Notice was posted on the Town Hall Bulletin Board on the 25th day of April, 1960.

Item No. 26

Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, to adjourn to 7:00 P.M. on April 25, 1960.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

MEETING NO. 11CHEEKTOWAGA, NEW YORK
APRIL 25, 1960

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 25th day of April, 1960, at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Alancin M. Fath	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Town Engineer Kamm.

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 Ordered referred to the Assessors for a property check petition for street lighting improvement in Darwin Drive. 27

Item No. 4 Set May 2, 1960, at 2:30 P.M., the appeal of Attorney Fred Stevens denying the application for the rezoning of the southwest corner of Cleveland Drive and Cayuga Road from residential zone to business zone, to be used as a gasoline filling station. 19

Item No. 5 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that the following named persons be employed by the Department of Recreation on a temporary basis at the rate of \$2.11 per hour:

Frank Schwartz	Ray Meyers
Casimer J. Mackowski	John Glian
Leo F. Rohm	Walter Cwiklinski
Gerald Weigand	

BE IT FURTHER RESOLVED, that the following named persons be employed on a part time basis at the rate of \$2.11 per hour, four hours daily:

Robert Rutkowski	Stanley Burek
Fred Dittmar.	

AYES: -6-

NOES: -0-

ABSENT: -1- 31

Item No. 6 Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek, that the request of Carlton Hasselback to remove top soil on premises known as Vacant Land at 2135 Walden Avenue, be granted. 15

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 7 Ordered received and filed communication from the State Traffic Commission relating to traffic conditions on Route #33, in the vicinity of Beryl Road, Town of Cheektowaga, New York 2

Item No. 8 Ordered referred to the Town Board the request of Arthur Musarra to change the name of the highway known as Powell Street to Poinciana Parkway. 13

Item No. 9 Ordered referred to the Supervisor the request of Walter Marchewka to approve the payment of the difference in compensation and the salary as an employee in the Highway Department consisting of 47 days, in the amount of \$416.56. 31
13

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

WHEREAS, bids were duly received on October 19, 1959, for the furnishing of all materials and equipment, together with all labor, to construct Town sidewalks in accordance with the plans, specifications, contract documents and instructions to bidders prepared by Albert J. Kamm, Town Engineer, and

WHEREAS, the bid of Bilt Rite Concrete and Contracting Co., Inc. of 211 Schiller Street, Buffalo, New York, in the lump sum amount of \$94,696.00, comprised of bids of \$91,160.00 for 212,000 square feet of 4" air entrained concrete sidewalk, and \$3,536.00 for 5,200 square feet of 6" air entrained concrete sidewalk, was the lowest bid received; NOW, THEREFORE,

BE IT RESOLVED, that contract be and hereby is awarded to Bilt Rite Concrete and Contracting Co., Inc., the lowest responsible bidder offering to provide the above described work at the above set forth bid price, and contract shall be executed on behalf of the Town of Cheektowaga by the Supervisor and attested to by the Town Clerk, after such contract shall have been executed by the Contractor, and after a performance bond satisfactory to the Town Attorney has been furnished by the Contractor.

Seconded by Councilman Kaczmarek.

Supervisor Holtz moved to amend the above resolution, that all bids for sidewalk construction be rejected and that the same be re-advertised for bids, seconded by Councilman Bystrak.

The roll call on the above mentioned amendment resulted as follows:

Councilman Wroblewski	Voting NAYE
Councilman Kornecki	Voting NAYE
Councilman Kaczmarek	Voting NAYE
Councilman Trojanoski	Voting NAYE
Councilman Bystrak	Voting AYE
Supervisor Holtz	Voting AYE

AYES: -2-

NAYES: -4-

ABSENT: -1-

The amendment was lost and the Chairman called for a vote on the original resolution which resulted as follows:

Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting NAYE
Supervisor Holtz	Voting NAYE

AYES: -4-

NAYES: -2-

ABSENT: -1-

The original motion was carried over the amendment. 1
25

Item No. 11 Ordered received and filed communication from the Building Inspector relating to building permits approved on April 18, 1960. 15

Item No. 12 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on April 23, 1960, after the same have been approved by the Building Inspector. 15
25

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

MEETING NO. 12

CHEEKTOWAGA, NEW YORK
May 2, 1960

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 2nd day of May, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Town Engineer Kamm; Chief of Police Mersmann; Assistant Recreational Director Rutkowski.

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. 2A Received and filed communication from the Walden Avenue Taxpayers Association recommending that Chester Rutkowski be retained as Acting Recreational Director. 10
16

Item No. 3 Ordered received and filed communication from the Building Inspector reporting to the Board building permits approved on April 26, 1960 and May 2, 1960, and monthly report of Assistant Building Inspector Roehm for April, 1960. 15

Item No. 4 Referred to the Town Attorney communication from the Chief of Police relating to the Air Gun and Rifle Ordinance, Town of Cheektowaga. 33
18
40

Item No. 5 Ordered referred to the Town Attorney petition for the Extension of Water District No. 9 (Losson Road). 17
29
33

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

RESOLVED, that the New York State Electric and Gas Corporation be authorized to increase the illumination in Lemoine from 1000 lumen lights to 2500 lumen globe type overhead lights on three (3) existing poles, and be it further

RESOLVED, that the New York State Electric and Gas Corporation be authorized to remove one (1) 10,000 Sodium Vapor light existing at Union Road at the intersection of Bennett-Rowley Road, and replace it with a 10,000 lumen incandescent, globe-type light. That they remove the existing 1000 lumen light situate in front of the Bellevue Fire House in Como Park Boulevard and replace it with a 6000 incandescent light.

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

Supervisor Holtz	Voting AYE
Councilman Fath	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -1-

Item No. 7 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment hereinafter particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAYS TO BE IMPROVED

Ruth Drive From Cathedral Lane to Cathedral Lane

TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards - Underground Conduit - 4000 lumen

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

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

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

PUBLIC HIGHWAYS TO BE IMPROVED

Ruth Drive From Cathedral Lane to Cathedral Lane

TYPE OF STREET LIGHTING INSTALLATION

2 Y 19 Standards - Underground Conduit - 4000 lumen

and heard all persons interested in the subject thereof.

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

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

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

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

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 7-Cont'd

State of New York)
County of Erie) SS.

I, KENNETH T. HANLEY, TOWN CLERK OF THE TOWN OF CHEEKTOWAGA, Erie County, NEW YORK, DO HEREBY CERTIFY THAT I HAVE COMPARED THE FOREGOING WITH THE ORIGINAL MINUTES OF THE MEETING OF THE TOWN BOARD OF THE SAID TOWN HELD ON THE 2nd DAY OF MAY, 1960, AND THAT THE FOREGOING IS A TRUE AND CORRECT TRANSCRIPT FROM SAID ORIGINAL RESOLUTION AND ORDER AND THE WHOLE THEREOF: AND THAT THE RESOLUTIONS AND ORDERS DULY ADOPTED BY THE SAID TOWN BOARD ARE ON FILE IN MY OFFICE.

I FURTHER CERTIFY THAT ALL MEMBERS OF SAID TOWN BOARD HAD DUE NOTICE OF SAID MEETING.

I FURTHER CERTIFY THAT A CERTIFIED COPY OF SUCH RESOLUTION AND ORDER WAS CAUSED BY ME TO BE RECORDED IN THE OFFICE OF THE CLERK OF ERIE COUNTY, NEW YORK, ON THE DAY OF , 1960.

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND THE SEAL OF THE SAID TOWN OF CHEEKTOWAGA THIS DAY OF , 1960.

SEAL

KENNETH T. HANLEY
Town Clerk

17
27

Item No. 8 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the Supervisor be authorized and directed to purchase 2 Y 19 Ornamental Street Lighting Standards for use in Ruth Drive Special Street Lighting District.

AYES: -7-

NOES: -0-

ABSENT: -0-

27

Item No. 9 Councilman Trojanoski presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED MAY 2, 1960, AUTHORIZING THE ISSUANCE OF \$110,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF SIDEWALKS ON TOWN HIGHWAYS.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$110,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes hereinafter described.

Section 2. The class of objects or purposes (herein referred to as "purpose"), to be financed by the issuance of such Serial Bonds includes and is limited to the following objects or purposes to be undertaken or completed during or after the year 1960: the construction or reconstruction of sidewalks of brick, stone or concrete in and along streets which are town highways of said Town, pursuant to the provisions of Section 200-a of the Town Law of New York, the expense of which is to be assessed upon property benefited.

Section 3. It is hereby stated that (a) the maximum cost of such purpose, as estimated by the Town Board, is \$110,000, and (b) no money has heretofore been authorized to be applied to the payment of the cost of said purpose, and (c) the Town Board plans to finance the cost of such purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) said purpose is one or more of the objects or purposes described in Subdivision 24 of Paragraph a of Section 11.00 of the Local Finance Law, and the period of usefulness of said purpose is 10 years, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years, and (f) all of the cost of said purpose is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Item No. 9-Cont'd

Section 4. 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper 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 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 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Trojanoski presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MAY 2, 1960, AUTHORIZING THE ISSUANCE OF \$110,000 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE THE CONSTRUCTION OF SIDEWALKS ON TOWN HIGHWAYS.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$110,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects or purposes hereinafter described, in anticipation of the issuance of \$110,000 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution, Dated May 2, 1960, Authorizing the Issuance of \$110,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of Sidewalks on Town Highways", adopted by the Town Board on May 2, 1960.

Section 2. The class of objects or purposes (hereinafter referred to as "purpose") to be financed by the issuance of said notes includes and is limited to the following objects or purposes to be undertaken or completed during or after the year 1960: the construction or reconstruction of sidewalks of brick, stone or concrete in and along the streets which are town highways of said Town, pursuant to the provisions of Section 200-a of the Town Law of New York, the expense of which is to be assessed upon property benefited.

Section 3. As required by said 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 authorized by this resolution shall mature within one year from the date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Item No. 9-Cont'd

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS:

12
25

SUBSCRIPTION DATED MAY 20, 1960 AUTHORIZING

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

279 Bell St., Phone NY 4400

TINEL

16 Pages

PER

NZ

14 oz. bottle

59c

4 tall cans

EVAPORATED

69c

potatoes

10 lbs.

NEW - NEW

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 May, 1960, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

MAY 13 1960

, 19.....

Kenneth J. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

BOND RESOLUTION, DATED MAY 2, 1960, AUTHORIZING THE ISSUANCE OF \$110,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF SIDEWALKS ON TOWN HIGHWAYS.

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$110,000, pursuant to the Local Finance Law of New York, in order to finance the class of objects of purposes hereinafter described.

Section 2. The class of objects or purposes (herein referred to as "purpose"), to be financed by the issuance of such Serial Bonds includes and is limited to the following objects or purposes to be undertaken or completed during or after the year 1960: the construction or reconstruction of sidewalks of brick, stone or concrete in and along streets which are town highways of said Town, pursuant to the provisions of Section 200-a of the Town Law of New York, the expense of which is to be assessed upon property benefited.

Section 3. It is hereby stated that (a) the maximum cost of such purpose, as estimated by the Town Board, is \$110,000, and (b) no

money has heretofore been authorized to be applied to the payment of the cost of said purpose, and

(c) the Town Board plans to finance the cost of such purpose entirely from funds raised by the issuance of said Serial Bonds, and (d) said purpose is one or more of the objects or purposes described in Subdivision 24 of Paragraph a of Section 11.00 of the Local Finance Law, and the period of usefulness of said purpose is 10 years, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years, and (f) all of the cost of said purpose is to be paid by assessments upon benefited real property in an area less than the area of said Town.

Section 4. 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper 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 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 5. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 2nd day of May, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

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

5th day of May, 1960, 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

1960

19.....

Hanley
public in and for Erie County

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

BOND RESOLUTION DATED MAY 2, 1960, AUTHORIZING THE ISSUANCE OF \$10,000 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE CONSTRUCTION OF LATERAL SEWER.

WHEREAS, Sewer District No. 3, 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 \$10,000, pursuant to the Local Finance Law of New York.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of a lateral sewer in that portion of Rossler Street, extending from Clinton Street north, approximately 1269 feet, designed to serve the property abutting on both sides of said portion of said Rossler Street to be so improved, in accordance with a resolution adopted by the Town Board of said Town of Cheektowaga on the 7th day of March, 1960.

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 the 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 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 benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will 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 as of the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Item No. 10-Cont'd

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 in Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Township.

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

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MAY 2, 1960, AUTHORIZING THE ISSUANCE OF \$10,000 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, Erie County, New York, as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Ten Thousand Dollars (\$10,000), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Ten Thousand Dollars (\$10,000) Serial Bonds authorized by the bond resolution entitled "Bond Resolution Dated May 2, 1960, Authorizing the Issuance of \$10,000 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Construction of Lateral Sewer".

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 Rossler Street, extending from Clinton Street north, approximately 1269 feet, designed to serve the property abutting on both sides of said portion of said Rossler Street to be so improved, in accordance with a resolution adopted by the Town Board of the Town of Cheektowaga on the 7th day of March, 1960.

Section 3. As required by said 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 authorized by this resolution shall mature within one year from the date of their issue.

100

Item No. 10-Cont'd

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Hereto attached is a copy of the Notice published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS:

12
24

STATE OF NEW YORK
COUNTY OF ERIE

LEGAL NOTICE
BOND RESOLUTION DATED
MAY 2, 1960, AUTHORIZING THE
ISSUANCE OF \$10,000 SERIAL
BONDS OF THE TOWN OF
CHEEKTOWAGA, IN THE COUN-
TY OF ERIE, PURSUANT TO THE
LOCAL FINANCE LAW, TO FI-
NANCE THE CONSTRUCTION OF
LATERAL SEWER.

WHEREAS, Sewer District No. 3, 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 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, 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 Rossler Street, extending from Clinton Street north, approximately 1269 feet, designed to serve the property abutting on both sides of said portion of said Rossler Street to be so improved in accordance with a resolution adopted by the Town Board of said

... 5th day of ...

the last insertion being on the

more than six days intervened
cations thereof.

Richard

Sworn to before me this ... day of

MAY 13 1960, 19...

Kenneth T. Hanley

Notary Public in and for Erie County

Town of Cheektowaga on the 7th day of March, 1960.

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 the 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 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 benefited real property in an area less than the area of said Town.

Section 5. It is hereby determined that said purpose is an object or purpose described in Subdivision 4 of Paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is thirty years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will 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 as of the date of publication of this resolution were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 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 DEWEY HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Township.

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

The bond resolution published herewith has been adopted on the 2nd day of May, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

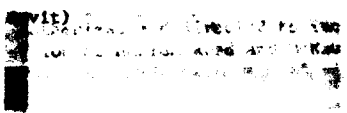
KENNETH T. HANLEY
Town Clerk of the Town
of Cheektowaga, New York

my5



INC

151



BOND
MAY 2
ISSU
BO

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
... 5th day of ... May ..., 1960, 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

MAY 18 1960 19.....

Kenneth T Hanley

Notary Public in and for Erie County

Item No. 11 Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Reynders Electric Company be authorized and directed to install a traffic-actuated signal at the intersection of Harlem Road and McNaughton Drive, and a push button pedestrian signal at the intersection of Dingsen Street and Colby Street.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 12 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Erie County Water Authority be authorized and directed to install fire hydrants at the following locations in Urban Fire District No. 8, Town of Cheektowaga, New York:

One on the corner of Temple Avenue and Homeworth Street;
One at 31 Temple Street and 63 Temple Street;
One at 67 Lydia Lane;
One at 109 Lydia Lane;
One 500 feet from 109 Lydia Lane

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 13 This being the time and place advertised for the receiving of sealed proposals for the purchase of one (1) Motor Grader for use in the Highway Department.

Hereto is a list of bids received and read:

1 - P-D Service Company, Inc.	\$23,647.00
2 - Syracuse Supply Company	21,456.00
3 - Murray Const. Equipment Corp.	24,300.00

The Chairman ordered the bids referred to the Highway Superintendent for analysis and tabulation.

Item No. 14 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the request of the Chief of Police to send two men to the Annual Training Institute for Law Enforcement Officers at St. Lawrence University July 17th thru July 22, 1960, be granted.

AYES: -7-

NOES: -0-

ABSENT: -0-

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 2nd day of May, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:

Benedict T. Holtz, Supervisor
Stanley Bystrak, Councilman
Alancin Fath, Councilman
Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman
Joseph Trojanoski, Councilman
Felix Wroblewski, Councilman

ABSENT: —0—

Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held April 4th, 1960, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 18th day of April, 1960 at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of adopting Local Ordinance No. 29, to be known as a Peddlers Ordinance, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 18th day of April, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting a Peddlers Ordinance to be known as Local Ordinance No. 29, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt a Peddlers Ordinance to be known as Local Ordinance No. 29 and provide as follows:

PEDDLERS ORDINANCE**Ordinance No. 29**

An ordinance defining, regulating and licensing peddlers in the Town of Cheektowaga, County of Erie, State of New York, and providing penalties for the violations thereof.

Pursuant to authority conferred by Article 9 of the Town Law, and for the purpose of promoting the health, safety, morals and general welfare of the community, and of the peace and good order thereof, the Town Board of the Town of Cheektowaga has ordained and hereby does enact the following ordinance regulating soliciting, hawking and peddling in the Town of Cheektowaga, outside the corporate limits of the Village of Sloan and Depew to wit:

Section 1. **DEFINITIONS:** For the purpose of this ordinance, certain words used herein are defined as follows:

(a) The word "person" shall

mean one or more persons of either sex, natural persons, corporations, partnerships, firms associations, joint stock companies, clubs, societies and all other entities of any kind.

(b) The word "peddler" shall mean and include, except as hereinafter expressly provided, any person, whether a resident of the Town of Cheektowaga or not, not having been requested or invited to do so by the owner of owners, occupant or occupants, traveling by foot, wagon, automotive vehicle or any other type of conveyance from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, magazines, periodicals, meat, fish, vegetables, fruits, garden truck, farm products or provisions, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or delivering advertising matter or so-called hand-bills, or who offer services, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, railroad car, or other vehicle or conveyance and further provided that one who solicits orders as a separate transaction and who makes deliveries to purchasers, shall be deemed a peddler subject to the provisions of this ordinance. The word "peddler" shall include the words "hawker" and "huckster."

Section 2. It shall be unlawful for any person to engage in the business of peddler as defined in Section 1 of this ordinance within the Town of Cheektowaga, outside the corporate limits of the Villages of Sloan and Depew, without first provided herein. It shall also be unlawful for an applicant to obtain a permit through fraud, misrepresentation or false statement on his application. It shall also be unlawful for a licensee to commit fraud, make misrepresentations or false statements in the course of carrying on his business as peddler.

Section 3. **APPLICATION:** Applicants for a license under this ordinance must file with the Town Clerk a sworn application (in duplicate) on a form to be furnished by the Town Clerk which shall give the following information and such other information as the Town Clerk may deem pertinent:

(a) Name and description of applicant, setting forth the applicant's age, height, weight, color of hair and eyes.

(b) Address of applicant.

(c) A brief description of the nature of the business and the kind of goods or services to be peddled.

(d) A statement as to whether or not the applicant has ever been convicted of any crime or misdemeanor or any violations of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor.

(e) Two photographs of the applicant, taken not more than 60 days prior to the date of filing of the application, which pictures shall be 2 inches by 2 inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

(f) Statement that the applicant is a citizen of the United States and whether citizenship was obtained by birth or naturalization. If by naturalization, date and place where obtained.

(g) If employed by the owner of a licensed vehicle, the name and address of such employer together with credentials establishing the exact relationship. (if applicant is a company each employee must obtain a permit.)

(h) A statement as to the period during which the applicant intends to peddle.

Section 4. ISSUANCE: If the application should disclose that the applicant has been convicted of a felony or if the application should disclose the applicant to have been convicted of a misdemeanor, which misdemeanor, in the judgment of the Town Clerk renders the applicant unfit or undesirable, the Town Clerk shall notify the applicant that his application is disapproved and no permit will be issued on said application.

(b) The Town Clerk may refuse to issue a license to a person who, in the judgment of the Town Clerk, is an undesirable person or incapable of properly conducting himself as a peddler.

(c) If the application discloses that the applicant has not been convicted of a felony or misdemeanor as defined above and if the Town Clerk does not determine the applicant to be an undesirable person or persons incapable of properly conducting himself as a peddler, upon approval by the Town Clerk and the payment of the prescribed fee by the applicant, the Town Clerk shall prepare, deliver to the applicant his permit. Such permit shall contain the seal of the Town and the signature of the issuing officer, and shall show the name, address and photograph of the licensee, the kind of goods to be peddled thereunder, the fee paid, the permit number, the date of issuance and the date of expiration of such permit. Such permit shall state that the issuance of the same does not constitute an endorsement of the product.

(d) The Town Clerk shall keep a record of all permits issued.

(e) No permit shall be issued to a person under 18 years of age.

Section 5. FEES:

(a) For each person proposing to peddle, whether on foot or from a vehicle—\$10.00.

(b) The fee herein provided for shall be assessed on a 30 day basis, but any such permit may be renewed for additional 30 day periods upon payment of additional fees. There shall be no reduction in fees for fractional periods of a month.

The permit shall be revoked automatically upon conviction of a violation of any of the provisions hereof.

Section 6. EXHIBITION OF PERMIT: Every peddler licensed under this ordinance shall have his permit in his immediate possession at all times when peddling and shall display the same upon demand by any person.

Section 7. TRANSFER: No permit issued herein may be trans-

ferred from one person to another.

Section 8. EXEMPTIONS:

(a) Solicitations or distributions for charitable, religious, political or municipal organizations, or other nonprofit groups, which are not for pecuniary benefit and no part of the earnings of which inure to the benefit of any individual.

(b) The peddling of meats, fish, fruit and farm produce by farmers and persons who produce such commodities.

(c) Honorable discharged veterans of the Armed Forces of the U.S. who have obtained a veterans license pursuant to Section 32 of the General Business Law.

(d) Persons maintaining a regular delivery route in the Town of Cheektowaga.

(e) A person or persons licensed by the State of New York to conduct the specific business or businesses to which the provisions of their ordinance would otherwise be applicable.

(f) Commercial salesmen or deliverymen calling exclusively upon retail or wholesale establishments or other business firms within the Town of Cheektowaga.

(g) Representatives of the U. S. Government or any political subdivisions thereof, acting in the carrying out of his regular duties.

Section 9. DUTY OF POLICE TO ENFORCE:

It shall be the duty of any police officer of the Town of Cheektowaga to require any person seen peddling, and who is not known by such police officer to be duly licensed to produce his peddler's permit and to enforce the provisions of this ordinance against any person found to be violating the same.

Section 10. PENALTIES: Any person violating any provisions of this ordinance shall be guilty of an offense punishable as follows: By imprisonment for a term not exceeding thirty days or by a fine not exceeding fifty dollars (\$50.00) or by both. Each and every day upon which said person shall continue to violate any of the provisions of this ordinance shall constitute a separate and distinct offense hereunder.

Section 11. The provisions of this ordinance are declared to be severable and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance, but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 12. REPEAL OF CONFLICTING ORDINANCES:

Prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

Section 13. EFFECTIVE DATE:

This ordinance shall become effective ten days after publishing and posting as required by Statute.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in

the minutes and published at least once in the Depew Herald and Cheektowaga News, and in the Cheektowaga Times, newspapers having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

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

Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek,
Voting Aye

Councilman Kornecki, Voting Aye
Councilman Trojanoski,
Voting Aye
Councilman Wroblewski,
Voting Aye

Ayes: 7; 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 2nd day of May 1960, 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
(seal) hand and affixed the seal
of said Town this 2nd day
of May 1960.

KENNETH T. HANLEY
Clerk of the Town Board,
my5 Town of Cheektowaga, N.Y.

Hereto attached
DEPEW HERALD AND CHEEKTOWAGA

The foregoing
the 6th day of May, 1960.

STATE OF NEW YORK }
COUNTY OF ERIE }

LEGAL NOTICE

At a regular meeting of the
Town Board of the Town of Cheek-
towaga, Erie County, New York,
held at the Town Hall in the said
Town of Cheektowaga, New York,
on the 2nd day of May, 1960, at
2:30 o'clock P.M., Eastern Daylight
Saving Time, there were

PRESENT:

Benedict T. Holtz, Supervisor
Stanley Bystrak, Councilman
Alancin Fath, Councilman
Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman
Joseph Trojanoski, Councilman
Felix Wroblewski, Councilman

ABSENT: —0—

Councilman Wroblewski pre-
sented the following resolution
and moved its adoption:

WHEREAS, this Town Board, at
a meeting held April 4th, 1960,
adopted a resolution that the Town
Board meet at the Town Hall, cor-
ner of Broadway and Union Road,
Cheektowaga, New York, on the
18th day of April, 1960 at 7:30
o'clock P.M., Eastern Daylight Sav-
ing Time, for the purpose of con-
sidering the advisability of adopt-
ing Local Ordinance No. 29, to be
known as a Peddlers Ordinance,
and

WHEREAS, notice of said public
hearing was duly published and
posted as required by law, not less
than ten (10) nor more than twenty
(20) days prior to the date of
the hearing, as is shown by the
duly verified affidavits of publica-
tion and posting now on file in the
Town Clerk's Office, and

WHEREAS, pursuant to said
resolution, the Town Board of the
Town of Cheektowaga, did meet
on the 18th day of April, 1960, at
the Town Hall in the said Town of
Cheektowaga, for the purpose of
considering the advisability of
adopting a Peddlers Ordinance to
be known as Local Ordinance No.
29, and

WHEREAS, an opportunity was
afforded all persons interested in
the subject matter to be heard and
at the conclusion of said public
hearing, the Town Board decided
that it was in the public interest
to adopt a Peddlers Ordinance to
be known as Local Ordinance No.
29 and provide as follows:

PEDDLERS ORDINANCE
Ordinance No. 29

An ordinance defining, regulating and licensing peddlers in the Town of Cheektowaga, County of Erie, State of New York, and providing penalties for the violations thereof.

Pursuant to authority conferred by Article 9 of the Town Law, and for the purpose of promoting the health, safety, morals and general welfare of the community, and of the peace and good order thereof, the Town Board of the Town of Cheektowaga has ordained and hereby does enact the following ordinance regulating soliciting, hawking and peddling in the Town of Cheektowaga, outside the corporate limits of the Village of Sloan and Depew to wit:

Section 1. DEFINITIONS: For the purpose of this ordinance, certain words used herein are defined as follows:

(a) The word "person" shall mean one or more persons of either sex, natural persons, corporations, partnerships, firms, associations, joint stock companies, clubs, societies and all other entities of any kind.

(b) The word "peddler" shall mean and include, except as hereinafter expressly provided, any person, whether a resident of the Town of Cheektowaga or not, not having been requested or invited to do so by the owner of owners, occupant or occupants, traveling by foot, wagon, automotive vehicle or any other type of conveyance from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, magazines, periodicals, meat, fish, vegetables, fruits, garden truck, farm products or provisions, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or delivering advertising matter or so-called hand-bills, or who offer services, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, railroad car, or other vehicle or conveyance and further provided that one who solicits orders as a separate transaction and who makes deliveries to purchasers, shall be deemed a peddler subject to the provisions of this ordinance. The word "peddler" shall include the words "hawker" and "huckster."

Section 2. It shall be unlawful for any person to engage in the business of peddler as defined in Section 1 of this ordinance within the Town of Cheektowaga, outside the corporate limits of the Villages of Sloan and Depew, without first provided herein. It shall also be unlawful for an applicant to obtain a permit through fraud, misrepresentation or false statement on his application. It shall also be unlawful for a licensee to commit fraud, make misrepresentations or false statements in the course of carrying on his business as peddler.

Section 3. APPLICATION: Applicants for a license under this ordinance must file with the Town Clerk a sworn application (in duplicate) on a form to be furnished by the Town Clerk which shall give the following information and such other information as the Town Clerk may deem pertinent:

(a) Name and description of applicant, setting forth the applicant's age, height, weight, color of hair and eyes.

(b) Address of applicant.

(c) A brief description of the nature of the business and the kind of goods or services to be peddled.

(d) A statement as to whether or not the applicant has ever been convicted of any crime or misdemeanor or any violations of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor.

(e) Two photographs of the applicant, taken not more than 60 days prior to the date of filing of the application, which pictures shall be 2 inches by 2 inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

(f) Statement that the applicant is a citizen of the United States and whether citizenship was obtained by birth or naturalization. If by naturalization, date and place where obtained.

(g) If employed by the owner of a licensed vehicle, the name and address of such employer together with credentials establishing the exact relationship. (If applicant is a company each employee must obtain a permit.)

(h) A statement as to the period during which the applicant intends to peddle.

Section 4. ISSUANCE: If the application should disclose that the applicant has been convicted of a felony or if the application should disclose the applicant to have been convicted of a misdemeanor, which misdemeanor, in the judgment of the Town Clerk renders the applicant unfit or undesirable, the Town Clerk shall notify the applicant that his application is disapproved and no permit will be issued on said application.

(b) The Town Clerk may refuse to issue a license to a person who, in the judgment of the Town Clerk, is an undesirable person or incapable of properly conducting himself as a peddler.

(c) If the application discloses that the applicant has not been convicted of a felony or misdemeanor as defined above and if the Town Clerk does not determine the applicant to be an undesirable

person or persons incapable of properly conducting himself as a peddler, upon approval by the Town Clerk and the payment of the prescribed fee by the applicant, the Town Clerk shall prepare, deliver to the applicant his permit. Such permit shall contain the seal of the Town and the signature of the issuing officer, and shall show the name, address and photograph of the licensee, the kind of goods to be peddled thereunder, the fee paid, the permit number, the date of issuance and the date of expiration of such permit. Such permit shall state that the issuance of the same does not constitute an endorsement of the product.

(d) The Town Clerk shall keep a record of all permits issued.

(e) No permit shall be issued to a person under 18 years of age.

Section 5. FEES:

(a) For each person proposing to peddle, whether on foot or from a vehicle—\$10.00.

(b) The fee herein provided for shall be assessed on a 30 day basis, but any such permit may be renewed for additional 30 day periods upon payment of additional fees. There shall be no reduction in fees for fractional periods of a month.

The permit shall be revoked automatically upon conviction of a violation of any of the provisions hereof.

Section 6. EXHIBITION OF PERMIT: Every peddler licensed under this ordinance shall have his permit in his immediate possession at all times when peddling and shall display the same upon demand by any person.

Section 7. TRANSFER: No permit issued hereunder may be transferred from one person to another.

Section 8. EXEMPTIONS:

(a) Solicitations or distributions for charitable, religious, political or municipal organizations, or other nonprofit groups, which are not for pecuniary benefit and no part of the earnings of which inure to the benefit of any individual.

(b) The peddling of meats, fish, fruit and farm produce by farmers and persons who produce such commodities.

(c) Honorable discharged veterans of the Armed Forces of the U.S. who have obtained a veterans license pursuant to Section 32 of the General Business Law.

(d) Persons maintaining a regular delivery route in the Town of Cheektowaga.

(e) A person or persons licensed by the State of New York to conduct the specific business or businesses to which the provisions of their ordinance would otherwise be applicable.

(f) Commercial salesmen or deliverymen calling exclusively upon retail or wholesale establishments or other business firms within the Town of Cheektowaga.

(g) Representatives of the U. S. Government or any political subdivisions thereof, acting in the carrying out of his regular duties.

Section 9. DUTY OF POLICE TO ENFORCE:

It shall be the duty of any police officer of the Town of Cheektowaga to require any person seen peddling, and who is not known by said police officer to be duly licensed to produce his peddler's permit and to enforce the provisions of this ordinance against any person found to be violating the same.

Section 10. PENALTIES: Any person violating any provisions of this ordinance shall be guilty of an offense punishable as follows: By imprisonment for a term not exceeding thirty days or by a fine not exceeding fifty dollars (\$50.00) or by both. Each and every day upon which said person shall continue to violate any of the provisions of this ordinance shall constitute a separate and distinct offense hereunder.

Section 11. The provisions of this ordinance are declared to be severable and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance, but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 12. REPEAL OF CONFLICTING ORDINANCES: Prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

Section 13. EFFECTIVE DATE: This ordinance shall become effective ten days after publishing and posting as required by Statute.

BE IT RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News, and in the Cheektowaga Times, newspapers having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this res-

olution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

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

Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Kaczmarek, Voting Aye

Councilman Kornacki, Voting Aye
Councilman Trojanowski, Voting Aye
Councilman Wroblewski, Voting Aye

Ayes: 7; 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 2nd day of May 1960, 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 2nd day of May 1960.

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

Item No. 15-Cont'd

Hereto attached
DEPEW HERALD AND CHEEKTOWAGA

The foregoing
the 6th day of May, 1960.

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, New York, on the 2nd day of May, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:
Benedict T. Holtz, Supervisor
Stanley Bystrak, Councilman
Alancin Fath, Councilman
Michael Kaczmarek, Councilman
Joseph Kornacki, Councilman
Joseph Trojanowski, Councilman
Felix Wroblewski, Councilman

ABSENT:—
Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held April 4th, 1960, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 18th day of April, 1960 at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the advisability of adopting Local Ordinance No. 29, to be known as a Peddlers Ordinance, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 18th day of April, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting a Peddlers Ordinance to be known as Local Ordinance No. 29, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt a Peddlers Ordinance to be known as Local Ordinance No. 29 and provide as follows:

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in and for Erie County

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advertising matter or so-called
hand-bills, or who offer services,
or who, without traveling from
place to place, shall sell or offer
the same for sale from a wagon,



blooming fresh potted
it would be just right for
friend! At Murphy's you'll
find an unusually lovely as-
ortment to variety, number
blooms and size of plant.
Subscription published in the
CHEEKTOWAGA TIMES.

\$2.99

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 May, 1960, 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

MAY 13 1960

Kenneth D. Hawley
Notary 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 MAY 19 1960; last publication MAY 19 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of MAY 19 1960, 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, 1961
Registered No. 5029

Peddlers Ordinance Adopted

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 2nd day of May, 1960, at 2:30 o'clock p.m., Eastern Daylight Saving Time, there were

PRESENT: **BENEDICT T. HOLTZ**, Supervisor.
STANLEY BYSTRAK, Councilman.
ALANCIN FATH, Councilman.
MICHAEL KACZMAREK, Councilman.
JOSEPH KORNECKI, Councilman.
JOSEPH TROJANOSKI, Councilman.
FELIX WRUBLEWSKI, Councilman.

ABSENT: —
 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, this Town Board, at a meeting held April 4th, 1960, adopted a resolution that the Town Board meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 18th day of April, 1960 at 7:30 o'clock p.m., Eastern Daylight Saving Time, for the purpose of considering the advisability of adopting Local Ordinance No. 29, to be known as a Peddlers Ordinance, and

WHEREAS, notice of said public hearing was duly published and posted as required by law, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing as is shown by the duly verified affidavits of publication and posting now on file in the Town Clerk's Office, and

WHEREAS, pursuant to said resolution, the Town Board of the Town of Cheektowaga, did meet on the 18th day of April, 1960, at the Town Hall in the said Town of Cheektowaga, for the purpose of considering the advisability of adopting a Peddlers Ordinance to be known as Local Ordinance No. 29, and

WHEREAS, an opportunity was afforded all persons interested in the subject matter to be heard and at the conclusion of said public hearing, the Town Board decided that it was in the public interest to adopt a Peddlers Ordinance to be known as Local Ordinance No. 29 and provide as follows:

PEDDLERS ORDINANCE

Ordinance No. 29

An ordinance defining, regulating and licensing peddlers in the Town of Cheektowaga, County of Erie, State of New York, and providing penalties for the violations thereof.

Pursuant to authority conferred by Article 9 of the Town Law, and for the purpose of promoting the health, safety, morals and general welfare of the community, and of the peace and good order thereof, the Town Board of the Town of Cheektowaga has ordained and hereby does enact the following ordinance regulating soliciting, hawking and peddling in the Town of Cheektowaga, outside the corporate limits of the Village of Sloan and Depew to wit:

Section 1. DEFINITIONS: For the purposes of this ordinance, certain words used herein are defined as follows:

(a) The word "person" shall mean one or more persons of either sex, natural persons, corporations, partnerships, firms, associations, joint stock companies, clubs, societies and all other entities of any kind.

(b) The word "peddler" shall mean and include, except as hereinafter expressly provided, any person, whether a resident of the Town of Cheektowaga or not, not having been requested or invited to do so by the owner or owners, occupant or occupants, traveling by foot, wagon, automotive vehicle or any other type of conveyance from place to place, from house to house, or from street to street, carrying, conveying or transporting goods, wares, merchandise, magazines, periodicals, meat, fish, vegetables, fruits, garden truck, farm products or provisions, offering and exposing the same for sale, or making sales and delivering articles to purchasers, or delivering advertising matter or so-called hand-bills, or who offer services, or who, without traveling from place to place, shall sell or offer the same for sale from a wagon, automotive vehicle, railroad car, or other vehicle or conveyance and further provided that one who solicits orders as a separate transaction and who makes deliveries to purchasers, shall be deemed a peddler subject to the provisions of this ordinance. The word "peddler" shall include the words "hawker" and "huckster."

Section 2. It shall be unlawful for any person to engage in the business of peddler as defined in Section 1 of this ordinance within the Town of Cheektowaga, outside the corporate limits of the Villages of Sloan and Depew, without first provided herein. It

shall also be unlawful for an applicant to obtain a permit through fraud, misrepresentation or false statement on his application. It shall also be unlawful for a licensee to commit fraud, make misrepresentations or false statements in the course of carrying on his business as peddler.

Section 3. APPLICATION: Applicants for a license under this ordinance must file with the Town Clerk a sworn application (in duplicate) on a form to be furnished by the Town Clerk which shall give the following information and such other information as the Town Clerk may deem pertinent:

(a) Name and description of applicant, setting forth the applicant's age, height, weight, color of hair and eyes.

(b) Address of applicant.

(c) A brief description of the nature of the business and the kind of goods or services to be peddled.

(d) A statement as to whether or not the applicant has ever been convicted of any crime or misdemeanor or any violations of any municipal ordinance, the nature of the offense and the punishment or penalty assessed therefor.

(e) Two photographs of the applicant, taken not more than 60 days prior to the date of filing of the application, which pictures shall be 2 inches by 2 inches showing the head and shoulders of the applicant in a clear and distinguishing manner.

(f) Statement that the applicant is a citizen of the United States and whether citizenship was obtained by birth or naturalization. If by naturalization, date and place where obtained.

(g) If employed by the owner of a licensed vehicle, the name and address of such employer together with credentials establishing the exact relationship. (If applicant is a company each employee must obtain a permit.)

(h) A statement as to the period during which the applicant intends to peddle.

Section 4. ISSUANCE: If the application should disclose that the applicant has been convicted of a felony or if the application should disclose the applicant to have been convicted of a misdemeanor, which misdemeanor, in the judgment of the Town Clerk renders the applicant unfit or undesirable, the Town Clerk shall notify the applicant that his application is disapproved and no permit will be issued on said application.

(b) The Town Clerk may refuse to issue a license to a person who, in the judgment of the Town Clerk, is an undesirable person or incapable of properly conducting himself as a peddler.

(c) If the application discloses that the applicant has not been convicted of a felony or misdemeanor as defined above and if the Town Clerk does not determine the applicant to be an undesirable person or persons incapable of properly conducting himself as a peddler, upon approval by the Town Clerk and the payment of the prescribed fee by the applicant, the Town Clerk shall prepare, deliver to the applicant his permit. Such permit shall contain the seal of the Town and the signature of the issuing officer, and shall show the name, address and photograph of the licensee, the kind of goods to be peddled thereunder, the fee paid, the permit number, the date of issuance and the date of expiration of such permit. Such permit shall state that the issuance of the same does not constitute an endorsement of the product.

(d) The Town Clerk shall keep a record of all permits issued.

(e) No permit shall be issued to a person under 18 years of age.

Section 5. FEES:

(a) For each person proposing to peddle, whether on foot or from a vehicle—\$10.00.

(b) The fee herein provided for shall be assessed on a 30 day basis, but any such permit may be renewed for additional 30 day periods upon payment of additional fees. There shall be no reduction in fees for fractional periods of a month.

The permit shall be revoked automatically upon conviction of a violation of any of the provisions hereof.

Section 6. EXHIBITION OF PERMIT: Every peddler licensed under this ordinance shall have his permit in his immediate possession at all times when peddling and shall display the same upon demand by any person.

Section 7. TRANSFER: No permit issued herein may be transferred from one person to another.

Section 8. EXEMPTIONS:

(a) Solicitations or distributions for charitable, religious, political or municipal organizations, or other nonprofit groups, which are not for pecuniary benefit and no part of the earnings of which inure to the benefit of any individual.

(b) The peddling of meats, fish, fruit and farm produce by farmers and persons who pro-

duce such commodities.

(c) Honorable discharged veterans of the Armed Forces of the U.S. who have obtained a veterans license pursuant to Section 32 of the General Business Law.

(d) Persons maintaining a regular delivery route in the Town of Cheektowaga.

(e) A person or persons licensed by the State of New York to conduct the specific business or businesses to which the provisions of their ordinance would otherwise be applicable.

(f) Commercial salesmen or deliverymen calling exclusively upon retail or wholesale establishments or other business firms within the Town of Cheektowaga.

(g) Representatives of the U.S. Government or any political subdivisions thereof, acting in the carrying out of his regular duties.

Section 9. DUTY OF POLICE TO ENFORCE:

It shall be the duty of any police officer of the Town of Cheektowaga to require any person seen peddling, and who is not known by such police officer to be duly licensed to produce his peddler's permit and to enforce the provisions of this ordinance against any person found to be violating the same.

Section 10. PENALTIES: Any person violating any provisions of this ordinance shall be guilty of an offense punishable as follows: By imprisonment for a term not exceeding thirty days or by a fine not exceeding fifty dollars (\$50.00) or by both. Each and every day upon which said person shall continue to violate any of the provisions of this ordinance shall constitute a separate and distinct offense hereunder.

Section 11. The provisions of this ordinance are declared to be severable and if any section, sentence, clause or phrase of this ordinance shall for any reason be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this ordinance, but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the invalidity of any part.

Section 12. REPEAL OF CONFLICTING ORDINANCES:

Prior ordinances or parts thereof which are inconsistent herewith are hereby repealed.

Section 13. EFFECTIVE DATE: This ordinance shall become effective ten days after publishing and posting as required by Statute.

BETTER RESOLVED, that a copy of this resolution, certified by the Town Clerk, shall be entered in the minutes and published at least once in the Depew Herald and Cheektowaga News, and in the CHEEKTOWAGA TIMES, newspapers having a general circulation in said town, and

That the Town Clerk post or cause to be posted conspicuously, on a signboard maintained by him at the entrance of the Town Clerk's Office, a certified copy of this resolution and affidavit of the publication and posting thereof shall be filed with the Town Clerk.

This ordinance shall take effect ten (10) days after such publication and posting, but such ordinance shall take effect from the date of its service as against a person served with a copy thereof certified by the Town Clerk under the corporate seal of the Town and showing the date of its passage and entry into the minutes.

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

Supervisor Holtz, voting aye.
 Councilman Bystrak voting aye.
 Councilman Fath voting aye.
 Councilman Kaczmarek voting aye.

Councilman Kornecki voting aye.
 Councilman Trojanoski voting aye.
 Councilman Wroblewski voting aye.

Ayes: 7. Noes 0. Absent: 0.
 STATE OF NEW YORK)
 ERIE COUNTY)
 OFFICE OF THE CLERK) ss:
 OF THE TOWN OF)
 CHEEKTOWAGA)

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution 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 2nd day of May 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)
 In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 2nd day of May 1960.

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

(Pub: May 19, 1960)

101

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

WHEREAS, a petition for the improvement of both sides of the public highway 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 20th day of April, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED

Darwin Drive From Cleveland Drive to Amherst Town Line

TYPE OF STREET LIGHTING INSTALLATION

8 Y 19 Ornamental Standards - Underground Conduit - 4000 lumen

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk and Joseph Kistowski, 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 16th day of May, 1960, at 7:30 P.M., 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, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing 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 Trojanoski and duly put to a vote, which resulted as follows:

Supervisor Holtz	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

Posted as follows on the 6th day of May, 1960:

- 1 - Post at the corner of Darwin Drive and Cleveland Drive;
- 2 - Tree in front of No. 500 Darwin Drive;
- 3 - Tree in front of No. 495 Darwin Drive;
- 4 - Tree in front of No. 486 Darwin Drive;
- 5 - Tree in front of No. 481 Darwin Drive.

Hereto attached is a copy of the Notice published in the
CHEEKTOWAGA TIMES:

17
11

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:
first publication MAY 5 1960;
last publication MAY 5 1960;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

MAY 18 1960

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, 1961
Registered No. 5029

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, in said Town of Cheektowaga on the 2nd day of May, 1960, at 2:30 o'clock p.m., Eastern Daylight Saving Time, there were:

PRESENT:

BENEDICT T. HOLTZ,
Supervisor.

FELIX T. WROBLEWSKI,
Councilman.

JOSEPH KORNECKI,
Councilman.

ALANCIN M. FATH,
Councilman.

MICHAEL J. KACZMAREK,
Councilman.

JOSEPH M. TROJANOSKI,
Councilman.

STANLEY R. BYSTRAK,
Councilman.

ABSENT: 0.

Councilman Bystrak presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway 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 20th day of April, 1960.

PUBLIC HIGHWAYS TO BE IMPROVED

Darwin Drive from Cleveland Drive to the Amherst Town Line.

TYPE OF STREET LIGHTING INSTALLATION

8 Y 19 Ornamental Standards-Underground Conduit-4000 Lumens.

WHEREAS, Edward B. Jerzewski, Andrew H. Schwenk, and Joseph Kistowski, 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 16th day of May, 1960, at 7:30 p.m., 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, a newspaper having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing 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 Trojanoski, and duly put to a vote, which resulted as follows:

Supervisor Holtz voting aye.

Councilman Wroblewski voting

aye.

Councilman Kornecki voting

aye.

Councilman Fath voting aye.

Councilman Kaczmarek voting

aye.

Councilman Trojanoski voting

aye.

Councilman Bystrak voting

aye.

Ayes: 7 - Noes: 0 - Absent: 0

STATE OF NEW YORK)

ERIE COUNTY)

OFFICE OF THE CLERK) ss:

OF THE TOWN OF)

CHEEKTOWAGA)

This is to certify that I, Kenneth T. Hanley, Clerk of the

Town of Cheektowaga, in the

said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office,

and which was passed by the

Town Board of the Town of

Cheektowaga in said County of

Erie, on the 2nd day of May,

1960, 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

2nd day of May, 1960.

KENNETH T. HANLEY,

Clerk of the Town Board,

Town of Cheektowaga,

New York.

(Pub: May 5, 1960)

Item No. 17 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, final plans and specifications and contract documents have been prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers of the Town of Cheektowaga, covering the construction of a lateral sewer in Rossler Avenue, as such construction program was authorized to be undertaken by resolution of this Town Board adopted March 7, 1960, and the same have been presented to this Board and approved by it, and are now on file in the Town Clerk's Office; NOW, THEREFORE,

BE IT RESOLVED, that the following Notice to Contractors be published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a general circulation in the Town, and that in accordance therewith, sealed proposals for said work be received and considered by this Board at 7:30 P.M., Eastern Daylight Saving Time, on May 16, 1960:

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 16th day of May, 1960, at 7:30 P.M., E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1270 lineal feet of 8-inch diameter pipe in Rossler Avenue in Sanitary Sewer District No. 3, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes, and other related work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York and approved by the Town Board, 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 the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the Office of Nussbaumer, Clarke & Velzy, 327 Franklin Street, Buffalo 2, New York. One copy of said proposal documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (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 the deposit.

The Town of Cheektowaga, Erie Count, 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 a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) 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: May 2, 1960
Published: May 5, 1960

KENNETH T. HANLEY
Town Clerk

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

AYES: -7-

NOES: -0-

ABSENT: -0-

1
21

Item No. 17-Contd Hereto attached is a copy of the Notice to Contractors published in the Depew Herald-Cheektowaga News:

STATE OF NEW YORK
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 propos-
als will be received and considered

\$8.88

size: 18 to 49

h-Proof - Easy Hanging

erproof - Shock-Proof

ed Shadowbox Mirrors

Extruded Aluminum



WILLIAM

Sworn to before me this day of

MAY 13 1960

Kenneth J. Hanley
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 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 May, 1960 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

Item No. 17-Contd Hereto attached is a copy of the Notice to Contractors published in the Depew Herald-Cheektowaga News:

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 16th day of May, 1960, at 7:30 P.M. E.D.S.T., in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1270 lineal feet of 8-inch diameter pipe in Rossler Avenue in Sanitary Sewer District No. 3, Town of Cheektowaga, Erie County, New York, including manholes, wye branches, riser pipes, and other related work in accordance with the contract documents therefor, including plans, specifications, instructions to bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers for the Town of Cheektowaga, New York and approved by the Town Board, 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 the usual business hours.

Copies of the proposed contract documents, plans, specifications, and instructions to bidders may also be examined at the Office of Nussbaumer, Clarke & Velzy, 327 Franklin Street, Buffalo 2, New York. One copy of said proposed documents may be obtained upon payment of \$30.00. Any bidder, upon returning said plans and contract documents in good condition, within twenty (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 the deposit.

The Town of Cheektowaga, Erie County, 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 a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties, to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the contract.

No bidder may withdraw his bid within forty-five (45) 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: May 2, 1960

KENNETH T. HANLEY
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 week, the first insertion being on the 5th day of May, 1960 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

3 1960

in and for Erie County

100

Item No. 18 Councilman Kaczmarek presented the following resolution
and moved its adoption:

WHEREAS, the Parks Department has notified the Town Board
that they are in need of one (1) new Industrial Tractor with side mounted
sickle bar mower and 3 reel gang mower, be it

RESOLVED, that this request be granted and that the Town
Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW
HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga,
in connection with the said Industrial Tractor, and be it further

RESOLVED, that the Town Board meet on the 16th day of May,
1960 at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall,
Broadway and Union Roads, Cheektowaga, New York, for the purpose of receiving
sealed bids at which time they will be publicly opened by the Town Board at a
public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -7-

NOES: -0-

ABSENT: -0-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids
for one (1) Industrial Tractor with sidemounted sickle bar mower and 3 reel
gang mower, for use in the Parks Department.

The detailed specifications may be examined at the office of
the Town Clerk, where the same are on file.

Copies of the specifications are made available for all
prospective bidders. Sealed bids must be received not later than 7:30 o'clock
P.M., Eastern Daylight Saving Time on May 16, 1960, at which time they will be
publicly opened by the Town Board at a public meeting called for that purpose
to be held at the Town Hall, corner of Union and Broadway, Cheektowaga, New
York.

The Town of Cheektowaga reserves the right to reject any, and
all bids, or to waive technical defects in bids if it be in the public interest
of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board
of the Town of Cheektowaga, New York.

DATED: May 2, 1960

/s/ Kenneth T. Hanley
Town Clerk

Item No. 18-Cont'd

SPECIFICATIONS FOR INDUSTRIAL TRACTOR
WITH SIDEMOUNTED SICKLE BAR MOWER
AND 3 REEL GANG MOWER
ONE (1) REQUIRED
PARKS DEPARTMENT

One (1) 1960 Industrial Tractor equipped with a six (6) foot side mounted sickle bar type mower and 3 reel gang mower in accordance with the following specifications:

1. ENGINE - 38 Horsepower minimum at 1750 r.p.m.
Torque - 128 foot pounds max. at 1200 r.p.m.
4 Cylinder replaceable wet sleeve type
148 cu. in. minimum displacement
Fullflow oil filter with renewable cartridge
Valve-in-head Design
12 volt Electric Starter
2. TRAVEL SPEEDS - 4 forward, 1 reverse
3. TRACTOR - Drawbar Horsepower - 30 minimum
Front Tires - 600 x 16 6 ply ribbed
Rear Tires - 1000 x 24 4 ply industrial
Brakes - Double Disc 6 inch Diameter
 individual with interlock and parking
Ground clearance - 11-1/2 inch minimum
Steering - Cam and lever gear type
Hitch on rear to haul gang mowers
4. SICKLE BAR MOWER - Hydraulic type - 6 foot length
Cutter bar - 4 inch heavy duty, rock guards
Outer shoe, heavy duty with divider rods
Inner shoe, hardened ground wear plate
Top, bottom, front and rear knife head
Adjustments for completely guided knife head
Operating range - Cutter bar angle minus 45
 degrees to plus 75 degrees
Swing back safety release
Curb lift - 10"
Hydraulic control of Cutter Bar both
 verticle and horizontal
Knife - 3 inch H. D. section (under serrated)
Knife Head - Heavy Duty
Hydraulic System - Pump 15.5 gpm at 1500 psi at 1750 r.p.m. min.
 Hydraulic motor - eversible, gear type, direct
 mounted on inner shoe
 Built-in relief valve with setting at 1500 psi
Pitman - RPM - 1000
 Maximum angularity with knife - 8 degrees up
 and 4 degrees down
Slack free with sealed double row ball bearings
Pressure lubricated knife head
5. GANG MOWER - 3 Sparton 30 inch Mowers (or equal) and one -
3 gang universal frame complete
16 inch Pneumatic rubber tires
6 Blade reel 8-1/4 inch Diameter
Double edged chrome steel bed knife
Gears - machine cut hardened steel running in
 oil tight housing
Roller - steel - running in ball bearings
Must drive from both sides of the mower

Hereto attached is a copy of the Notice to Bidders published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS:

Item No. 18-Cont'd

(Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) Industrial Tractor with sidemounted sickle bar mower and 3 reel gang mower, for use in the Parks Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 o'clock P.M., Eastern Daylight Saving Time on May 16, 1960, at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Union and Broadway, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids, or to waive technical defects in bids if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.
DATED: May 2, 1960

KENNETH T. HANLEY
my59 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 week, the first insertion being on the day of May, 19.60 and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

MAY 13 1960, 19.....

Kenneth T. Hanley
Notary Public in and for Erie County

Item No. 19 Councilman Wroblewski presented the following resolution and moved its adoption:

RESOLVED, that the engineering firm of Nussbaumer, Clarke & Velzy be and they hereby are, engaged to prepare a preliminary report and plans for the expansion of the sewage treatment plant of Sewer District No. 5 of the Town of Cheektowaga, and any necessary applications for State assistance in connection with the preparation of such plans, and the Supervisor is authorized to execute such applications on behalf of the Town and such Sewer District.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 20 Councilman Kornecki presented the following resolution and moved its adoption:

RESOLVED, that the Town Superintendent of Highways be and he hereby is authorized to hire on a rental basis, highway machinery from private owners as he may require, at the rental rates set by the State Department of Public Works.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 21 Moved by Councilman Kornecki, seconded by Councilman Wroblewski:

RESOLVED, that pursuant to the Sick Leave Resolution and the application of Walter Marchewka, there be paid to said Walter Marchewka the difference between his salary prior to his being injured and his weekly workmen's compensation payments during the next 60 days unless he shall return to work in the meantime, in which case such sick leave payments shall terminate as of the time he shall so return to work.

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 22 Proceedings relating to the appeal of Edwin C. Smith, Dorothy P. Smith, and Morris James Babcock, for the denial of a rezoning application for premises located at the southwest corner of Cayuga Road and Cleveland Drive:

Appearances: Frederick D. Stevens, Attorney-at-Law, representing Morris J. Babcock;

Mr. Pauley, Attorney-at-Law, representing Edwin and Dorothy Smith;

Mr. Kenneth Barnes, representing the Sun Oil Company.

Mr. Stevens related to the Board that the decision to deny was highly prejudicial, and pointed out that a Town Assessor operates a gasoline filling station on the northwest corner of Cayuga Road and Cleveland Drive.

Mr. Pauley related to the Board that the decision works an undue hardship on his clients; also that the petition against the rezoning was not properly executed.

The Chairman ordered the hearing closed and reserved decision until May 16, 1960, at 7:30 P.M.

Item No. 23 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Joseph Okonski 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 the 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 the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

Lot No. 453 and 454, Clinton Street, north side, (northwest corner of Clinton Street and Pleasant Parkway).

KENNETH T. HANLEY
Town Clerk

Dated: May 2, 1960

The above notice was posted on the Town Hall Bulletin Board on the 6th day of May, 1960. 19

Item No. 24 Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek, that the Town Clerk be authorized and directed to issue building permits on applications processed by the Petitions Committee on April 30, 1960, after the same have been approved by the Building Inspector. 15 35

AYES: -7-

NOES: -0-

ABSENT: -0-

Item No. 25 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos.	2126	to 2181	inclusive
Highway Fund		680		699
Special Districts		824		839
Part Town Fund		3225		3227
C & I	No.	157		

AYES: -7-

NOES: -0-

ABSENT: -0- 6

Item No. 26 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, to adjourn to May 4, 1960, at 6:30 P.M.

SEAL

KENNETH T. HANLEY
Town Clerk

MEETING NO. 13

CHEEKTOWAGA, NEW YORK
MAY 4, 1960

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 4th day of May, 1960, at 6:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT: -0-

Also present were: Town Clerk Hanley and Town Attorney Delahunt.

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 Ordered referred to the Town Engineer the request of Councilman Wroblewski that the Town Sewer gang remove sludge from the Disposal Plant on their regular tour of duty, and that no overtime be paid for said job.

Item No. 4 Ordered received and filed March 1960 report of Building and Plumbing Inspector Trafalski.

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

WHEREAS, Holloway & Company has previously been retained by the Town of Cheektowaga in regard to the review of special franchise assessments;
NOW, THEREFORE,

BE IT RESOLVED, that Holloway & Company, Certified Public Accountants, Rand Building, Buffalo, New York, be and they hereby are authorized to assist the Town Attorney in the review and protest of the 1960 special franchise assessments within the Town of Cheektowaga, in accordance with letter from Holloway & Company dated May 2, 1960, a copy of this is made a part of this resolution by reference.

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

AYES: -7-

NOES: -0-

ABSENT: -0-

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

WHEREAS, sealed proposals were duly received and publicly opened, pursuant to advertisement therefor, at a meeting of this Town Board held on May 2, 1960, for the furnishing of one (1) motor grader for the Highway Department, and the same were referred to the Highway Superintendent for analysis, tabulation, and report, and

WHEREAS, the Highway Superintendent has submitted to this Board the attached report of bids so received; NOW, THEREFORE,

Item No. 6-Cont'd

BE IT RESOLVED, that the bid of P & D Service, Inc., in the amount of \$23,647.00, for the furnishing of one (1) motor grader, be and hereby is accepted, said corporation being the lowest responsible bidder submitting a bid complying with the specifications, and contract for such purchase is hereby authorized to be executed on behalf of the Town of Cheektowaga, subject to approval of same by the Erie County Superintendent of Highways.

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

AYES: -7- NOES: -0- ABSENT: -0- 13

Item No. 7 Moved by Councilman Bystrak, seconded by Councilman Trojanoski, that the request of Henry Newman for a \$300.00 per year increase in salary be granted, effective immediately.

AYES: -7- NOES: -0- ABSENT: -0- 31 20

Item No. 8 Councilman Fath presented the following resolution and moved its adoption:

BE IT RESOLVED, that there be established immediately, two (2) eight-hour shifts for work at the Town Incinerator, and that the Incinerator Foreman submit to this Town Board a report covering institution of this program, including the hours of work and the employees assigned to each shift.

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

AYES: -7- NOES: -0- ABSENT: -0- 31 20

Item No. 9 Moved by Councilman Kornecki, seconded by Councilman Trojanoski, that the Supervisor, Town Engineer, Town Attorney, Town Highway Superintendent, and the Assessors be authorized and directed to go to Albany, New York, for conference relating to the Port Authority and the New Kensington Expressway.

AYES: -7- NOES: -0- ABSENT: -0- 11

Item No. 10 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, that the proposed resolution of intent to expand Sewer Districts No. 7 and No. 5 be referred to the Town Attorney.

AYES: -7- NOES: -0- ABSENT: -0- 23 24

Item No. 11 At the request of Councilman Bystrak, the application of the Federal Crushed Stone Corporation to quarry stone on premises owned by Victor Reinstein be tabled for study and investigation.

Item No. 12 WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Harold and Virginia Boxhorn 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

Item No. 12-Cont'd

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

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION

Lot No. 148, Genesee Street, north side, east of Awood Place.

Dated: May 4, 1960

The above Notice was posted on the Town Hall Bulletin Board on May 19, 1960.

Item No. 13 Moved by Councilman Trojanoski, seconded by Councilman Wroblewski, to adjourn.

SEAL

KENNETH T. HANLEY
Town Clerk

Kenneth T. Hanley

MEETING NO. 14

At a special meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 9th day of May, 1960, at 7:00 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Trojanoski	Councilman
	Joseph Kornecki	Councilman
	Michael J. Kaczmarek	Councilman
ABSENT:	Benedict T. Holtz	Supervisor
	Stanley R. Bystrak	Councilman
	Alancin Fath	Councilman

Councilman Trojanoski moved that Mr. Wroblewski act as Chairman of the meeting in the absence of the Supervisor. Seconded by Councilman Kornecki and duly put to a vote, which resulted as follows:

AYES: -4-

NOES: -0-

ABSENT: -3-

The Chairman announced that the purpose of the meeting was to consider the car-wash permit which had been issued for premises on the south side of Parker Avenue between Harlem Road and Glidden Street.

Mr. Daniel Walkowiak, attorney for the owner of this property, stated the position of his client to the effect that a building permit having been issued by the Town Board, and his client having proceeded with construction and the employment of a contractor, and having incurred substantial indebtedness, his client had such a vested interest as to make the building permit irrevocable under the law. Mr. Kaczmierczak, Mr. Kurek and Mr. Walczak and others spoke in opposition to the construction of the car-wash. A recess was taken in an effort to work out a program satisfactory to all concerned, but this was unsuccessful.

Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, this Town Board is desirous of preventing any undue interference with the residential use of property on Glidden Street and the elimination of any traffic hazards resulting from the establishment of a car-wash operation on the property on the south side of Parker Avenue between Harlem Road and Glidden Street, and

WHEREAS, the applicant for a building permit for this car-wash represented that in connection therewith, he would construct a fence along the property lines on Glidden Street and Parker Avenue; NOW, THEREFORE,

BE IT RESOLVED, as follows:

(1) That no standing or parking shall be permitted on either side of Parker Avenue from Harlem Road to Glidden Street, or on either side of Glidden Street for a distance of 300 feet south of Parker Avenue and for 300 feet on either side of Glidden Street north from Parker Avenue, or on either side of Harlem Road for 300 feet south of Parker Avenue and for 300 feet north of Parker Avenue, and the Chief of Police is directed to arrange for the erection of necessary signs therefor.

Meeting No. 14-Cont'd

(2) That the Building Inspector is herewith directed that no certificate of occupancy for said car-wash shall be issued unless an adequate fence, without gates or other openings, shall have been erected along the full length of the property line of the car-wash property on Glidden Street, and along the full length of the property line of the car-wash property on Parker Avenue.

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

Councilman Wroblewski	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -4-

NOES: -0-

ABSENT: -3-

23
75

There being no further business to come before the meeting, Councilman Trojanoski moved that the meeting adjourn. Seconded by Councilman Kornecki and duly put to a vote, which resulted as follows:

AYES: -4-

NOES: -0-

ABSENT: -3-

SEAL

KENNETH W. KITZINGER
Acting Town Clerk

May 16, 1960

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 16th day of May, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
	Joseph M. Trojanoski	Councilman

Also present were: Town Clerk Hanley, Town Attorney Kitzinger, and Chief of Police Mersmann.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that the Building Permit Applications submitted by the Building Inspector be approved except the following:

Henry L. Kotecki -	Extension of store building;
Paul Merz -	- Store Building and Warehouse;
Alvin Wise - Union Road -	Extension of store building.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 4 Referred to the Town Attorney to contact the Erie County Highway Department to forbid the Refreshment Stand at the northeast corner of Harlem Road and George Urban Boulevard from using George Urban Boulevard for ingress and egress to their establishment.

Item No. 5 Referred to the Town Board the request of the Beverly Hills Association, Inc., for additional policemen in the Town.

Item No. 6 Referred to the Town Engineer the complaint of Mrs. Alfred Kryszak relating to blasting in the area of her home at Indian Road.

Item No. 7 Referred to the Highway Department the petition of residents of Seton Road complaining about the bad shape of said highway.

Item No. 8 Referred to the Health Department the complaint of residents of Seton Road in regard to the Highway Department dumping leaves across the street from their homes.

Item No. 9 Ordered referred to the Town Attorney petition for the improvement of Awood Place by the installation of curbs.

100

Item No. 10 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highways situated in the Consolidated Lighting District of the Town of Cheektowaga hereinafter particularly set forth, by the installation of street lighting equipment herein- after particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

NAMES OF HIGHWAYS	PUBLIC HIGHWAYS TO BE IMPROVED	
	FROM	TO
Darwin Drive	Cleveland Drive	Amherst Town Line

TYPE OF STREET LIGHTING INSTALLATION

8 Y 19 Ornamental Standards - Underground Conduit-4000 Lumen

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

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

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

NAMES OF HIGHWAYS	PUBLIC HIGHWAYS TO BE IMPROVED	
	FROM	TO
Darwin Drive	Cleveland Drive	Amherst Town Line

TYPE OF STREET LIGHTING INSTALLATION

8 Y 19 Ornamental Standards - Underground Conduit-4000 Lumen

and heard all persons interested in the subject thereof.

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

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

(b) that it is in the public interest to grant in whole the relief sought, by the installation of street lighting equipment hereinabove particularly described along said streets, and

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

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

Item No. 10-Cont'd

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

Councilman Kornecki	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 11 Moved by Councilman Bystrak, seconded by Councilman Kornecki, that the Supervisor be authorized and directed to purchase eight (8) Y 19 Ornamental Standards to be used in Darwin Drive Special Street Lighting District.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, the Town Engineer has reported to this Town Board that a public emergency exists at the Town Incinerator, requiring immediate repair work, as the furnaces, if continued in use, are likely to collapse, endangering the lives of the employees, and any continued shutdown of the Incinerator will adversely effect the life, health, and safety of this Town in that the disposal of garbage in a dump to the extent which would be required would constitute a health menace, and these conditions do not permit of competitive bidding, and

WHEREAS, the Town Engineer has presented quotations from the International Chimney Corporation covering the necessary repair work, which this corporation is ready to undertake immediately; NOW, THEREFORE,

BE IT RESOLVED, that the International Chimney Corporation be and it hereby is engaged to repair the Town Incinerator for the amounts quoted as follows:

- (1) \$566.00 to repair cracks in the firebrick lining, as per letter from said corporation dated May 9, 1960, their File #F-350-CR.
- (2) \$3,665.00 for replacing 8-inch I-beams and other work covered by letter from said corporation dated May 9, 1960, their File #E-707-SC.
- (3) \$2,960.00 for repairs of the two Nichols Incinerators, as per said corporation specification #F-328-FC, dated May 5, 1960.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended the recision of the present local ordinance concerning the use of firearms in the Town of Cheektowaga and the adopting of a new and more extensive ordinance to cover other weapons that are available at the stores in the area pursuant to the authority vested in the Town Board by the town law of the State of New York.

NOW, THEREFORE,

Item No. 13-Cont'd

BE IT RESOLVED, that a public hearing on the proposed recision of the present town ordinance concerning firearms and the adoption of a new ordinance concerning the same be held on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 25, to provide as follows:

AIR-GUNS AND RIFLES

Except as otherwise authorized by the Laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condition that such discharge is made in a careful and prudent manner with due regard of the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 20th day of May, 1960:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD and CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES.

40
18

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

NOTICE OF HEARING

Air-Guns & Rifles Ordinance
on for not more than six months
or both.

Any person under the age of
sixteen years who shall violate the
provisions of this ordinance or any
part thereof shall be guilty of juve-
nile delinquency.

That at such hearing all persons
interested in the subject matter
thereof shall be given an oppor-
tunity to be heard, and be it fur-
ther

RESOLVED, that the Town Clerk
be, and he hereby is authorized
and directed to publish a certified
copy of this resolution in the DE-

TOP SOIL - Rich Nursery SOIL
Full and Half Loads
Also Crushed Stone, Gravel
and Fill
Regent 7982
BHL ZACK
TOP SOIL-Screened or Regular
Also Dirt Fill, Crushed Stone,
Washed Sand and Gravel, Call
Mang Bros., Dial CY 4420.
1-5214
LARRY'S DUMP TRUCK SERVICE
RE 0633, Top soil, fill, crushed
stone, slag, etc. 15-2414
FOOD, CLEAN TOP SOIL, 7 yard
load, \$15 delivered. Dirt fill, 7
yard load, \$9 delivered. RE 0492.
18-27

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
19th day of May, 1960, 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

MAY 20 1960

19.....

Notary Public in and for Erie County

NOTICE OF HEARING
Air-Guns & Rifles Ordinance

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 16th day of May, 1960 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:

Stanley Bystrak, Councilman
Alancin Fath, Councilman
Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman
Felix Wroblewski, Councilman

ABSENT:

B. T. Holtz, Supervisor
J. M. Trojanoski, Councilman
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended the rescision of the present local ordinance concerning the use of firearms in the Town of Cheektowaga and the adopting of a new and more extensive ordinance to cover other weapons that are available at the stores in the area pursuant to the authority vested in the Town Board by the town law of the State of New York.

NOW, THEREFOR,

BE IT RESOLVED, that a public hearing on the proposed rescision of the present town ordinance concerning firearms and the adoption of a new ordinance concerning the same be held on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 25, to provide as follows:

AIR-GUNS AND RIFLES

Except as otherwise authorized by the Laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condition that such discharge is made in a careful and prudent manner with due regard of the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTO-WAGA NEWS and the CHEEKTO-WAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Councilman Kornecki, Voting Aye
Councilman Wroblewski,

AYES: 5; NOES: 0; ABSENT: 2
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 16th day of May 1960, 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 16th day of May 1960.

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

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 1 week, the first insertion being on the 19th day of May, 1960, 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

in and for Erie County

Item No. 13-Cont'd

(Affidavit)

STATE OF NEW YORK } ss.
COUNTY OF ERIE }

NOTICE OF HEARING

Air Guns & Rifles Ordinance
passed for not more than six months
or both.Any person under the age of
sixteen years who shall violate the
provisions of this ordinance or any
part thereof shall be guilty of juve-
nile delinquency.That at such hearing all persons
interested in the subject matter
thereof shall be given an oppor-
tunity to be heard, and be it fur-
therRESOLVED, that the Town Clerk
be, and he hereby is authorized
and directed to publish a certified
copy of this resolution in the DE-TOP SOIL - Rich Nursery SOIL
Full and Half Loads
Also Crushed Stone, Gravel
and Fill
Regent 7982
BILL ZACK
TOP SOIL - Screened or Regular
Also Dirt Fill, Crushed Stone,
Washed Sand and Gravel, Call
Mang Bros., Dial CY 4420.
1-524F
TARRY'S DUMP TRUCK SERVICE
RE 0633, Top soil, fill, crushed
stone, slag, etc.
15-24F
GOOD, CLEAN TOP SOIL, 7 yard
load, \$15 delivered. Dirt fill, 7
yard load, \$9 delivered. RE 0492.
18-27

Sworn to before me this da

MAY 19 1960

Notary Public in and

STATE OF NEW YORK } ss.
COUNTY OF ERIE }
TOWN OF CHEEKTOWAGA }WILLARD C. ALLIS, of the Town of Cheekto-
waga, in said County of Erie, being duly sworn,
deposes and says that he is the publisher of the
Cheektowaga Times, a public newspaper pub-
lished weekly in said Town; that the notice, of
which the annexed printed slip, taken from said
newspaper is a copy, was inserted and published
in said paper once a week for one week;
first publication MAY 19 1960;
last publication MAY 19 1960;
and that no more than six days intervened be-
tween publications.

Sworn to before me this.....

MAY 19 1960

day of, 19.....

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, 1961
Registered No. 5029

NOTICE OF HEARING**(Air Gun and Rifle Ordinance)**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 16th day of May, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:

STANLEY BYSTRAK,
Councilman
ALAN CN FATH,
Councilman.
MICHAEL KACZMAREK,
Councilman.
JOSEPH KORNECKI,
Councilman.
FELIX WROBLEWSKI,
Councilman.

ABSENT:

B. J. HOLTZ, Supervisor.
J. M. TROJANOSKI,
Councilman.

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Chief of Police of the Town of Cheektowaga has recommended the rescission of the present local ordinance concerning the use of firearms in the Town of Cheektowaga and the adopting of a new and more extensive ordinance to cover other weapons that are available at the stores in the area, pursuant to the authority vested in the Town Board by the town law of the State of New York.

NOW, THEREFORE,

BE IT RESOLVED, that a public hearing on the proposed rescission of the present town ordinance concerning firearms and the adoption of a new ordinance concerning the same be held on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 25, to provide as follows:

AIR-GUNS AND RIFLES

Except as otherwise authorized by the Laws of the United States of America or of the State of New York, it shall be unlawful for anyone to discharge or cause to be discharged within the Town of Cheektowaga outside the corporate limits of the Villages of Sloan and Depew, any air-gun, spring powered gun, gas or chemically powered pistol, revolver, automatic pistol, or any rifle except that a duly enrolled member of any club, team or society maintaining as a part of its facilities an indoor or outdoor rifle range may use such weapons upon such range on condi-

tion that such discharge is made in a careful and prudent manner with due regard to the safety of others, and that anyone lawfully upon a private game preserve on condition that such discharge is made in a careful and prudent manner with due regard to the safety of others.

Any person over the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of an offense and fined not more than fifty dollars (\$50.00) or imprisoned for not more than six months or both.

Any person under the age of sixteen years who shall violate the provisions of this ordinance or any part thereof shall be guilty of juvenile delinquency.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Councilman Bystrak voting aye.
Councilman Fath voting aye.
Councilman Kaczmarek voting aye.
Councilman Kornecki voting aye.
Councilman Wroblewski voting aye.

Ayes: 5 - Noes: 0 - Absent: 2.
STATE OF NEW YORK)
ERIE COUNTY)
OFFICE OF THE CLERK)ss:
OF THE TOWN OF)
CHEEKTOWAGA)

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on the 16th day of May, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 16th day of May, 1960.

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

(Pub: May 19, 1960)

Item No. 14 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that the request of the Town Engineer that he and Frank Lunz attend the 1960 Spring Meeting of the New York State Sewage and Industrial Wastes Association on June 6th and 7th, 1960, at Monticello, New York, be granted.

AYES: -5- NOES: -0- ABSENT: -2-

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer has recommended the purchase of sublots 603 and 624, MC 1496 from Michael W. Liskiewicz for drainage purposes, and

WHEREAS, Mr. Liskiewicz paid \$3,500.00 for these two lots and has paid the taxes on the same and has had other expenses in connection therewith, and

WHEREAS, Mr. Liskiewicz has agreed to transfer the same to the Town of Cheektowaga in consideration of the sum of \$4,000.00.

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to expend the sum of \$4,000.00 for the acquisition of sublots 603 and 624, MC1496, located on Westland Parkway and to accept a deed on behalf of the Town of Cheektowaga for the same, and be it further

RESOLVED, that the Town Clerk be and he hereby is directed to record said deed in the Erie County Clerk's Office.

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

Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

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

WHEREAS, emergency sewer repairs were required on Cayuga Creek Road in Sanitary Sewer District No. 3, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$322.73.

BE IT RESOLVED, that the voucher of Straco, Inc. in the amount of \$322.73 to do the work and furnish the materials, be approved and ordered paid.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5- NOES: -0- ABSENT: -2-

100

100

6
24

Item No. 17

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, emergency sewer repairs were required on Winston Street on the north side and Winston Street on the south side in Sanitary Sewer District No. 5, which repairs were ordered by the Town Engineer, and

WHEREAS, the cost of the work and materials amounted to \$807.13 and \$433.38.

BE IT RESOLVED, that the vouchers of Straco, Inc. in the amounts of \$807.13 and \$433.38, to do the work and furnish the materials, be approved and ordered paid.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

6
21

Item No. 18 Moved by Councilman Wroblewski, seconded by Councilman Fath, that the Subdivision Map of Park Lane Subdivision #6 prepared by Krehbiel and Krehbiel, Civil Engineers, dated August 20, 1958, be approved and ordered filed in the Assessors Office.

AYES: -5-

NOES: -0-

ABSENT: -2-

30

Item No. 19 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, final plans, specifications and contract documents for the construction of curbs in Cunard Avenue, Claudette Court (formerly Buffalo-Depew Boulevard) and Dellwood Place have been prepared, approved by this Board, and are now on file in the Town Clerk's Office, and it is in order that bids for this work be received; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS on May 19, 1960, the following Notice to Contractors:

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 6th day of June, 1960 at 2:30 P.M., EDST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York, for furnishing all materials, tools, equipment and together with all labor for the construction of concrete curbs in Cunard Avenue from Genesee Street to Winston Avenue, a distance of about 1470 feet; Claudette Court (Formerly Buffalo-Depew Boulevard) from the east line of Union Free School District No. 2 to Dick Road, a distance of about 1400 feet; and Dellwood Place from Genesee Street to Greenwood Place, a distance of about 500 feet, Town of Cheektowaga, Erie County, New York, including receivers and other appurtenant work in accordance with the Contract Documents therefor, including plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer, Clarke & Velzy, Consulting Engineers to the Town of Cheektowaga, New York and approved by the Town Board, 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 the usual business hours.

Item No. 19-Cont'd

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may also be 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 \$30.00. Any bidder, upon returning said Plans and Contract Documents in good condition, within twenty (20) days following the taking of bids will be refunded the full amount of his deposit; nonbidders will similarly be refunded only one-half the deposit.

The Town of Cheektowaga, Erie County, 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 a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the Contract.

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.

DATE: May 16, 1960
PUBLISHED: May 19, 1960

KENNETH T. HANLEY
Town Clerk

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

AYES: -5- =

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS:

1
20A

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 propo-

radio, etc. \$1395. Private owner. **RE 1463**
brakes and steering. White walls. **RE 1463**
in excellent condition. Power. **RE 1463**
955 CADILLAC—hardtop coupe. **RE 1463**
Studebaker radio. MU 2919. **RE 1463**
Needs rebush job, also 1952 **RE 1463**
tion. New muffler and pipes. **RE 1463**
953 PLYMOUTH, \$85. Good condi- **RE 1463**
Erie Street. **RE 1463**
952 BUICK Super, with dynaflo, **RE 1463**
\$98. RE 8226 after 5 p.m., or 53 **RE 1463**
stake. 6104 Broadway, RE 3423. **RE 1463**
ATLAS TRUCK, 1921, 1 1/2 ton **RE 1463**
offer. RE 0712. 19-21 **RE 1463**
ger station wagon. Reasonable **RE 1463**
954 MERCURY, 4 door, 9 passen- **RE 1463**
after 5 p.m. **RE 1463**
condition. RE 9312 or RE 4607 **RE 1463**
949 PLYMOUTH in very good **RE 1463**
USED CARS **RE 1463**
TA 6175. 19-28 **RE 1463**
Open dates. AM 3148, RE 0962, **RE 1463**
town with stereophonic sound. **RE 1463**
TEREO KNIGHTS. Only band in **RE 1463**
19-21 **RE 1463**
for Communion parties. RE 2622. **RE 1463**
CORDION PLAYER available **RE 1463**
dances. MU 3796. 15-24 **RE 1463**
weddings, banquets, parties, **RE 1463**
tra, specializing in dinner music, **RE 1463**

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
19th day of May, 1960, 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

....., 19.....

Notary Public in and for Erie County

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 be received and considered by said Town Board on the 6th day of June, 1960 at 2:30 P. M. EDST, in the Town Hall, Broadway at Union Road, Cheektowaga, New York for furnishing all materials, tools, equipment and together with all labor for the construction of concrete curbs in Cunard Avenue from Genesee Street to Winston Avenue, a distance of about 1470 feet; Claudette Court (Formerly Buffalo-Depew Boulevard) from the east line of Union Free School District No. 2 to Dick Road, a distance of about 1400 feet; and Dellwood Place from Genesee Street to Greenwood Place, a distance of about 500 feet, Town of Cheektowaga, Erie County, New York, including receivers and other appurtenant work in accordance with the Contract Documents therefor, including Plans, Specifications, Instructions to Bidders, etc., prepared by Nussbaumer Clarke & Velzy, Consulting Engineers to the Town of Cheektowaga, New York and approved by the Town Board, 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 the usual business hours.

Copies of the proposed Contract Documents, Plans, Specifications and Instructions to Bidders may also be 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 \$30.00. Any bidder, upon returning said Plans and Contract Documents in good condition, within twenty (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 the deposit.

The Town of Cheektowaga, Erie County, 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 a sum equal to five per centum (5%) of the estimated expense of the total improvement payable to the order of the Supervisor, or a bond with sufficient sureties to be approved by the Supervisor, or a penal sum equal to five per centum (5%) of the estimated expense of the improvement, conditioned that if his proposal is accepted, he will enter into a contract for the same, and that he will execute such further security as may be required for the faithful performance of the Contract.

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: May 16, 1960.

KENNETH T. HANLEY,
my19 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

1 week, the first insertion being on the 19th day of May, 1960, 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

19

in and for Erie County

Item No. 20 Moved by Councilman Wroblewski, seconded by Councilman Kornecki, that the State Traffic Commission be authorized and directed to enact the following:

- 1 - Exclude the area bounded on the north and south by the right-of way lines of Walden Avenue, County Road 244, on the west by the easterly right-of-way line of Harlem Road and on the east by the westerly right-of-way line of Union Road, from Area #2 described in and shown on the map attached to Traffic Commission Order dated November 20, 1950, which restricts to 35 MPH the speed at which vehicles may proceed on or along all County Roads and Town Highways within two areas, Area #1 and Area #2, in the Town of Cheektowaga, Erie County.
- 2 - Establish 40 MPH as the maximum speed at which vehicles may proceed on Walden Avenue, County Road 244, between its intersection with Harlem Road and its intersection with Union Road, in the Town of Cheektowaga.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, this Town Board on April 4, 1960, approved the issuance of a building permit to Frank Ziolkowski of 1340 Harlem Road, Cheektowaga, New York, to construct a car-wash on property on the south side of Parker Avenue between Harlem Road and Glidden Street, and

WHEREAS, said building permit was issued by the Town Clerk in accordance with said approval, on April 5, 1960, and construction work has begun, and

WHEREAS, further study indicates that the construction of this car-wash on said property as proposed in the application made for the permit and the plans submitted therewith violates the provisions of the Zoning Ordinance of the Town of Cheektowaga; NOW, THEREFORE,

BE IT RESOLVED, that the said building permit be and the same is hereby revoked, and the said Frank Ziolkowski is hereby directed to cease immediately all further construction work, and the Building Inspector is hereby directed to enforce the provisions of this resolution.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

BE IT RESOLVED, that there be paid to Walter Marchewka the difference between his Workmen's Compensation payments and his weekly salary for the period from January 21, 1960 to April 1, 1960, being for fifty-one (51) working days, the total amount of such payment being \$432.48, in accordance with sick leave resolution provisions.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

230

Item No. 23 Councilman Kaczmarek offered the following resolution and moved its adoption:

RESOLVED, that the following persons be employed as part time park employees at \$2.11 per hour:

Edward Simmions
Peter Selbirt
Bernard Blaskowiak
Frank Jozwiak
Albert Weiss
Carlton Fath

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

AYES: -5-

NOES: -0-

ABSENT: -2-

31
20

Item No. 24 Councilman Bystrak offered the following resolution and moved its adoption:

WHEREAS, the Town Clerk has reported the necessity of purchasing five (5) voting machines, so that additional machines may be used at election time in several of the Town districts where the number voting requires such additional machines; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk shall publish the following Notice to Bidders in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, in the Council Chambers of the Town Hall, corner of Broadway and Union Road in said Town, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on June 6, 1960, for the furnishing of five (5) voting machines.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the Town Hall during the usual business hours.

DATED: May 16, 1960

KENNETH T. HANLEY
Town Clerk

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

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STATE OF NEW YORK } ss.
COUNTY OF ERIE }

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga, Erie County, New York, in the Council Chambers of the Town Hall, corner of Broadway and Union Road in said Town, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on June 6, 1960, for the furnishing of five (5) voting machines.

Information for bidders and specifications may be obtained from the Town Clerk at his office in the Town Hall during the usual business hours.

Dated: May 16, 1960.

KENNETH T. HANLEY,
my26 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 1 week, the first insertion being on the 26th day of May, 1960, and the last insertion being on the day of , 19 , and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 3 day of

June, 1960

Richard G. Bennett
Notary Public in and for Erie County

Item No. 25 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 16th day of May, 1960, 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 the owners of taxable real property situate in the proposed extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and by resident owners owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed extension owned by resident owners, according to the latest completed assessment roll of said Town, and

WHEREAS, said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, 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 center line of Losson Road approximately 2600 feet west of the center line of Borden Road, said point being the intersection of the center line of Losson Road and the west boundary line of original Water District No. 9;

THENCE southerly 233 feet ± along the westerly boundary line of Water District No. 9;

THENCE westerly 4062.93 feet ± on a line parallel with the center line of Losson Road to the west property line of the property now or formerly owned by Anna Schlund;

THENCE northerly 466 feet along the west property lines of the properties now or formerly owned by Anna Schlund, Edward Pfohl and Fred Keel;

THENCE easterly 4065.87 feet ± on a line parallel with the center line of Losson Road to the west boundary line of original Water District No. 9;

THENCE southerly 233 feet ± along the westerly boundary line of Water District No. 9 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, and

WHEREAS, it is estimated that the expense of constructing such improvement is \$34,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

NOW, THEREFORE,

Item No. 25-Cont 'd

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 6th day of June, 1960, at 2:30 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

BE IT FURTHER ORDERED, that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, and (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTO-WAGA NEWS, a newspaper having a 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 Kaczmarek and duly put to a vote, which resulted as follows:

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 23rd day of May, 1960:

- 1 - Telephone Pole No. 55 on Losson Road;
- 2 - Telephone Pole No. 58 on Losson Road;
- 3 - Telephone Pole No. 59 on Losson Road;
- 4 - Telephone Pole No. 61 on Losson Road;
- 5 - Telephone Pole No. 65 on Losson Road.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

17
29

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

EXTRACTS FROM MINUTES
OF TOWN BOARD
Extension Water District 9
At a regular meeting of
Town Board of the Town

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
19th day of May, 1960, 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

MAY 20 1960

Notary Public in and for Erie County

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

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

Extension Water District 9

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 16th day of May, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Felix T. Wroblewski, Councilman
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Kornecki, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:

B. T. Holtz, Supervisor
J. M. Trojanoski, Councilman
Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a petition for the extension of Water District No. 9 of the Town of Cheektowaga, New York, pursuant to the provisions of Article 12 of the Town Law, was presented to this Town Board on the 16th day of May, 1960, 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 the owners of taxable real property situate in the proposed extension of said Water District No. 9 owning in the aggregate at least one-half of the assessed valuation of all the taxable real property of the proposed extension, as shown upon the latest completed assessment roll of said Town, and by resident owners owning taxable real property aggregating at least one-half of the assessed valuation of all the taxable real property of the proposed extension owned by resident owners, according to the latest completed assessment roll of said Town, and

WHEREAS, said petition is accompanied by a map prepared by Albert J. Kamm, Town Engineer of the Town of Cheektowaga, showing the boundaries of said proposed water district extension, and a general plan of the proposed water system, the source of water supply, and the location of water mains, distributing pipes and hydrants, 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, N.Y.**
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 centerline of Losson Road approximately 2600 feet west of the centerline of Borden Road, said point being the intersection of the centerline of Losson Road and the west boundary line of original Water District No. 9;

THENCE southerly 233 feet ± along the westerly boundary line of Water District No. 9;

THENCE westerly 4062.93 feet ± on a line parallel with the centerline of Losson Road to the west property line of the property now or formerly owned by Anna Schlund;

THENCE northerly 466 feet along the west property lines of the properties now or formerly owned by Anna Schlund, Edward Pfohl and Fred Keel;

THENCE easterly 4065.87 feet ± on a line parallel with the centerline of Losson Road to the west boundary line of original Water District No. 9;

THENCE southerly 233 feet ± along the westerly boundary line of Water District No. 9 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, and

WHEREAS, it is estimated that the expense of constructing such improvement is \$34,000.00, and such sum is the maximum amount proposed to be expended for such purpose;

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 6th day of June, 1960, at 2:30 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

BE IT FURTHER ORDERED, that said Town Board shall at said time and place hear all evidence offered which will enable it to determine, pursuant to the provisions of Section 194 of the Town Law of New York, (a) whether the petition is signed and acknowledged or proved as required by law and is otherwise sufficient, (b) whether all the property and property owners within the proposed extension are benefited thereby, (c) whether all the property and property owners benefited are included within the limits of the proposed extension, and (d) whether it is in the public interest to grant in whole or in part the relief sought, and

IT IS FURTHER ORDERED, that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper having a 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 Kaczmarek and duly put to a vote which resulted as follows:

Councilman Wroblewski,

Voting Aye

Councilman Bystrak, Voting Aye

Councilman Fath, Voting Aye

Councilman Kornecki,

Voting Aye

Councilman Kaczmarek,

Voting Aye

AYES: 5; NOES: 0; ABSENT: 2

State of New York)
County of Erie)

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on May 16, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-16, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 16th day of May, 1960.

KENNETH T. HANLEY
my19 Town Clerk

Item No. 26 The following resolution was offered by Councilman Kornecki, who moved its adoption, seconded by Councilman Kazmarek, to wit:

CAPITAL NOTE RESOLUTION DATED MAY 16, 1960, AUTHORIZING THE ISSUANCE OF \$23,647 CAPITAL NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE ACQUISITION OF HIGHWAY MACHINERY.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Capital Notes of the aggregate principal amount of \$23,647, pursuant to the Local Finance Law of New York in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed by the issuance of such Capital Notes is the acquisition of machinery or apparatus for highway construction or maintenance, and consists of one (1) motor grader at a maximum cost of \$23,647.

Section 3. It is hereby stated that (a) the maximum cost of said purpose as estimated by the Town Board is \$23,647, and (b) no money has heretofore been authorized to be applied to the payment of the cost of such purpose, and (c) the Town Board plans to finance the cost of said purpose entirely from funds raised by the issuance of said Capital Notes.

Section 4. It is hereby determined that said purpose is an object or purpose described in Subdivision 28 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of said purpose is five years.

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

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

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

The resolution was duly adopted, the vote being as follows:

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Kornecki presented the following resolution and moved its adoption:

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

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

Item No.26-Cont'd

(1) Capital Notes of the Town of Cheektowaga, in the County of Erie, of the aggregate principal amount of \$23,647 shall be issued pursuant to the Capital Note Resolution entitled "Capital Note Resolution Dated May 16, 1960, Authorizing the Issuance of \$23,647 Capital Notes of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance the Acquisition of Highway Machinery". Said Capital Notes shall be designated "Highway Machinery Capital Notes, Series A of 1960". Said Capital Notes shall consist of two notes of the denominations of \$11,823.50 each, numbered 1 and 2, in the order of their maturity, and shall constitute an issue of Capital Notes payable in annual installments on April 1 in each of the years 1961 and 1962.

(2) All of said Capital Notes shall be dated as of a date subsequent to May 16, 1960, and shall bear interest from their date at the rate of Three Percent (3%) per annum. The interest on the Capital Notes shall be payable annually on April 1.

(3) Both principal of and interest on said Capital Notes shall be payable at the 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.

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

(5) The power to prescribe the terms, form and contents of said Capital Notes, subject to the provisions of this resolution are hereby delegated to the Town Supervisor. Said Capital Notes shall be sold to the Manufacturers and Traders Trust Company of Buffalo, in Buffalo, New York, at private sale and shall bear an interest rate of Three Percent (3%) per annum.

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

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

12
12

STATE OF NEW YORK
COUNTY OF ERIE

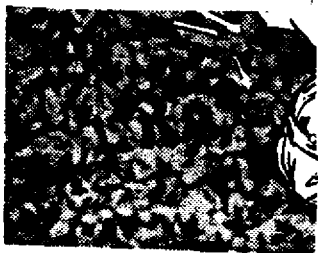
ss.:

LEGAL NOTICE

CAPITAL NOTE RESOLUTION
DATED MAY 16, 1960, AUTHORIZING THE ISSUANCE OF \$23,647 (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, N.Y.

my19



RPET?

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 1 week, the first insertion being on the 19th day of May, 1960, and the last insertion being on the day of , 19 , and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

MAY 20 1960, 19

Notary Public in and for Erie County

Item No. 27 Councilman Fath presented the following resolution and moved its adoption:

BOND RESOLUTION, DATED MAY 16, 1960, AUTHORIZING THE ISSUANCE OF \$6,600 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON DELLWOOD PLACE

- - - - -

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, 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 \$6,600, 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 and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on December 7, 1959.

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.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$6,600, 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 ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

Item No. 27-Cont'd

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

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Weber	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Councilman Fath presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION, DATED MAY 16, 1960, AUTHORIZING THE ISSUANCE OF \$6,600 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, Erie County, New York as follows:

Section 1. The Town of Cheektowaga, in the County of Erie, New York, shall issue its Bond Anticipation Notes of the aggregate principal amount of Six Thousand Six Hundred Dollars (\$6,600), pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of Six Thousand Six Hundred Dollars (\$6,600) Serial Bonds authorized by the bond resolution entitled "Bond Resolution, Dated May 16, 1960, Authorizing the Issuance of \$6,600 Serial Bonds of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law, to Finance Construction of Curbs on Dellwood Place".

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution, is the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on December 7, 1959.

Section 3. As required by said 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 authorized by this resolution shall mature within one year from the date of their issue.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Supervisor. The Supervisor is hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the Town Clerk is hereby directed to affix to such notes the corporate seal of the Town of Cheektowaga, New York.

Section 5. This resolution shall take effect immediately upon its adoption.

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

Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

12
A

STATE OF NEW YORK
COUNTY OF ERIE

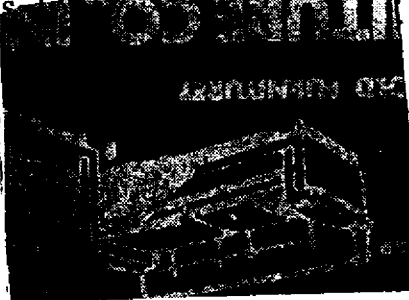
ss.:

LEGAL NOTICE

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 probable usefulness of said purpose is ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said



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 1 week, the first insertion being on the 19th day of May, 1960, and the last insertion being on the day of , 19 , and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

MAY 20 1960

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

BOND RESOLUTION, DATED MAY 16, 1960, AUTHORIZING THE ISSUANCE OF \$6,600 SERIAL BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE CONSTRUCTION OF CURBS ON DELLWOOD PLACE.

WHEREAS, this Town Board has undertaken the construction of curbs and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, 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 \$6,600, 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 and the installation of necessary underground drains, for the improvement of both sides of Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, in accordance with the resolution adopted by the Town Board of said Town on December 7, 1959.

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.

Section 4. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$6,600, 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 ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will 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 publi-

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

1 week, the first insertion being on the

19th day of May, 1960, 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

MAY 19 1960

in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

LEGAL NOTICE

ject 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 ten years.

Section 6. It is hereby determined that the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 7. The validity of said Serial Bonds or of any bond anticipation notes issued in anticipation of the sale of said Serial Bonds may be contested only if such obligations are authorized for an object or purpose for which said Town is not authorized to expend money, or the provisions of law which should be complied with at the date of the publication of this resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution of New York.

Section 8. This resolution shall be published in full by the Town Clerk of said Town, together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in said Town.

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

The bond resolution published herewith has been adopted on the 16th day of May, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

my19

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 19th day of May, 1960, 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

MAY 19 1960

file in and for Erie County

Item No. 28 Ordered referred to Councilman Trojanoski the request of Francis G. Hall, No. to be exempted from constructing a sidewalk in front of his dwelling due to the fact that it has been ticketed for demolition to make way for the new Kensington Expressway.

Item No. 29 DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of
ROSE AZOON

To rezone from residential to a business zone the following described property: ALL THAT TRACT OR PARCEL OF LAND, situated in the Town of Cheektowaga, County of Erie and State of New York, being part of the south half of Lot No. 161, Township 10, Range 7 of the Buffalo Creek Reservation as surveyed by James Sperry on a map and survey of a part of Buffalo Creek Reservation of Indian lands and being further distinguished as Subdivision Lots No. 51 and 52 and part of Subdivision Lots No. 49 and 50 in Block "C" in a Subdivision Map of said south half of said Lot No. 161 filed in Erie County Clerk's Office under Cover No. 257, bounded and described as follows: Beginning at a point in the easterly line of Cockrane Street 635.50 feet north of the northerly line of Clinton Street; thence northerly along the easterly line of Cockrane Street 84 feet; thence easterly parallel with the southerly line of Subdivision Lot No. 49, 78.75 feet to a point; thence northerly parallel with the easterly line of Cockrane Street 9.00 feet to a point; thence easterly parallel with the southerly line of Subdivision Lot No. 49, 34.58 feet to the easterly line of Subdivision Lot No. 49; thence southerly along the easterly line of of Subdivision Lot No. 49; thence southerly along the easterly line of Subdivision Lots No. 49, 50, 51, and 52, 93.50 feet to the southeasterly corner of Subdivision Lot No. 52; thence along the southerly line of Subdivision Lot No. 52, 113.33 feet to the point or place of beginning.

The applicant intends to use the premises for the purpose of storing beverage containers for Saturn-Wisniak Beverage Co., Inc.

The Zoning Board of Appeals conducted a public hearing on April 20, 1960 after sufficient notice to all proper parties. A petition in opposition to the rezoning filed by approximately 60 nearby property owners was presented to the Board on the basis that such rezoning would depreciate the value of other properties in the area and would constitute a fire hazard. Many people appeared at the hearing and voiced their objections to the rezoning, including a representative of the law department of the city of Buffalo on behalf of the Buffalo Planning Board.

Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity, and in view of the opposition to the matter and considering the intended use to be an industrial use and being also aware of the depreciative value of the other properties in the area if the rezoning were granted, recommend that the application be denied.

/s/ Joseph P. Kubera

/s/ Leo Kurnick
Chairman

Moved by Councilman Kaczmarek, seconded by Councilman Bystrak, that the application of Rose Azoon to rezone the afore-mentioned property from that of a Residential Zone to Business Zone, be denied.

AYES: -5-

NOS: -0-

ABSENT: -2-

19

Item No. 30 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) Industrial Tractor with side mounted sickle bar mower and three reel gang mower, for use in the Parks Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Item No. 30-Cont'd On a motion of Councilman Bystrak, seconded by Councilman Fath, the Town Clerk was authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids opened and read:

1 - Halsey Reid and Company.....	\$3,595.00
2 - Cameron Equipment Company.....	4,692.00

The bids were referred to the Town Engineer for analysis and tabulation. /

Item No. 31 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of approximately 1270 lineal feet of 8-inch diameter pipe in Rossler Avenue in Sanitary Sewer District No. 3. /

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

Moved by Councilman Bystrak, seconded by Councilman Fath that the Town Clerk be authorized and directed to open and read aloud the sealed proposals on hand.

Hereto is a summary of the sealed proposals opened and read.

The bids were ordered referred to the Town Engineer for analysis and tabulation. / 24

Item No. 31-Cont'd

(Bids)

[REDACTED]

[REDACTED]

ITEM NO.	DESCRIPTION	QUANTITY	UNIT	TOY CONSTRUCTION, INC.		C.M.H. Co., INC. GENERAL CONTRACTORS		SERGL BROTHERS, INC.		RALPH D. YOUNG, INC.		WAGNER EXCAVATING, INC.		M.C. MORGAN CONTRACTORS, INC.		STRACO, INC.			
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
1	VITRIFIED CLAY SEWER PIPE																		
	8" x 6'-0" DEPTH	650	LF	2.00	1,300.00	2.10	1,350.00	2.11	1,371.50	2.32	1,508.00	2.04	1,326.00	2.68	1,742.00	3.75	2,437.50		
	8" x 6'-8" DEPTH	620	LF	2.00	1,240.00	2.30	1,410.00	2.36	1,463.20	2.32	1,438.40	2.09	1,295.80	2.68	1,661.00	3.75	1,325.00		
	TOTAL AMOUNT ITEM NO. 1				2,600.00		2,856.00		2,834.70		2,946.40		2,621.80		3,403.00		4,762.50		

2	STANDARD MANHOLE FROM 6'-0" DEPTH	6	EACH	200.00	1,200.00	210.00	1,260.00	240.00	1,440.00	228.00	1,368.00	200.00	1,200.00	200.00	1,200.00	210.00	1,260.00		
3	ADDITIONAL DEPTH OF MANHOLE OVER 8' IN DEPTH	4	LF	10.00	40.00	30.00	120.00	30.00	120.00	30.00	120.00	30.00	120.00	10.00	40.00	25.00	100.00		
4	ROCK EXCAVATION	50	CY	1.00	50.00	0.01	0.50	0.01	0.50	0.10	5.00	15.00	750.00	10.00	500.00	0.01	0.50		
5	SELECT MATERIAL BACKFILL	40	CY	6.00	240.00	3.50	140.00	3.50	140.00	4.00	160.00	3.00	120.00	5.00	200.00	4.50	180.00		
6	WYE BRANCHES	18	EACH	4.00	72.00	4.50	81.00	6.00	108.00	4.00	72.00	4.75	85.50	6.00	108.00	4.00	72.00		
7	6" DIAM. RISER PIPE	5	LF	2.00	10.00	3.00	15.00	1.00	5.00	6.00	30.00	0.60	3.00	1.00	5.00	3.00	15.00		
8	BITUMINOUS MACADAM PAVEMENT REPLACEMENT	25	SY	3.00	75.00	4.00	100.00	6.00	150.00	7.00	175.00	7.00	175.00	4.00	100.00	8.00	200.00		

TOTAL BID AMOUNT FOR ITEMS 1 TO 8 INCLUSIVE				4,287.00	4,572.50	4,798.20	4,876.40	5,015.30	5,556.00	6,590.00		
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BID SECURITY				AETNA CASUALTY & SURETY CO.	AETNA CASUALTY & SURETY CO.	THE TRAVELERS INDEMNITY CO.	MARYLAND CASUALTY CO.	AMERICAN SURETY CO.	AETNA CASUALTY & SURETY CO.	MARYLAND CASUALTY CO.		
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* INDICATES CORRECTED FIGURE

BIDS RECEIVED: MAY 16, 1960 12:30 P.M. EDST

TOWN OF CHEVY CHASE
BID TABULATION
CONSTRUCTION OF SANITARY
ROSSLER AVENUE
SANITARY SEWER DIST
KUSSEBAUMER CREEK AND
KUSSEBAUMER CREEK AND
KUSSEBAUMER CREEK AND
KUSSEBAUMER CREEK AND

CONTRACTORS	SERGI BROTHERS, INC.		RALPH D. YOUNG, INC.		WATER EXCAVATING INC.		M.C. MORGAN CONTRACTORS, INC.		STRACO INC.					
	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL		
0.00	2.11	1,371.50	2.32	1,508.00	2.68	1,326.00	2.68	1,742.00	3.75	2,437.50				
0.00	2.36	1,463.20	2.32	1,438.40	2.68	1,295.80	2.68	1,661.00 + 1,661.60	3.15	2,325.00				
0.00		2,834.70		2,946.40		2,621.80		3,403.00 + 3,403.60		4,762.50				
0.00	240.00	1,440.00	278.00	1,368.00	200.00	1,200.00	200.00	1,200.00	210.00	1,260.00				
0.00	30.00	120.00	30.00	120.00	30.00	120.00	10.00	40.00	25.00	100.00				
0.50	0.01	0.50	0.10	5.00	15.00	75.00	10.00	500.00	0.01	0.50				
0.00	3.50	140.00	4.00	160.00	3.00	120.00	5.00	200.00	4.50	180.00				
1.00	6.00	108.00	4.00	72.00	4.00	160.00	6.00	108.00	4.00	72.00				
5.00	1.00	5.00	6.00	30.00	0.00	3.00	1.00	5.00	3.00	15.00				
0.00	6.00	150.00	7.00	175.00	7.00	175.00	4.00	200.00	8.00	200.00				
	4,798.20		4,876.40		5,075.30		5,856.00 + 5,556.00		6,590.00					
THE TRAVELERS INDEMNITY CO.			MARYLAND CASUALTY CO.			AMERICAN SURETY CO.			AETNA CASUALTY & SURETY CO.			MARYLAND CASUALTY CO.		

RENTED FIGURE

0 MAY 16, 1960 17:30 P.M. EDS

TOWN OF CHEEKTOWAGA, N.Y.
 BID TABULATION FOR THE
 CONSTRUCTION OF SANITARY SEWER ON
 ROSSLER AVENUE
 SANITARY SEWER DISTRICT NO. 3
 NUSSBAUMER, CLARKE AND VELTZ
 CONSULTING ENGINEERS, BUFFALO, N.Y.
 JOB NO. 17334 AC862

100

Item No. 32 The following resolution was moved by Councilman Kornecki
and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	Nos. 2184	to	2242	inclusive
Highway Fund	1227	to	1243	
Special Districts	841	to	855	
Part Town Fund	3229	to	3240	

AYES: -5-

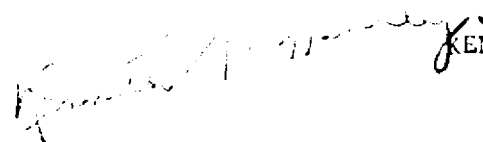
NOES: -0-

ABSENT: -2-

6

Item No. 33 Moved by Councilman Bystrak, seconded by Councilman Fath,
to adjourn.

SEAL

 KENNETH T. HANLEY
Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in the said Town of Cheektowaga on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Alancin Fath	Councilman
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Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Deputy Town Attorney Delahunt; Building & Plumbing Inspector Trafalski; Chief of Police Mersmann; Assessor Schwenk; Chairman of the Zoning Board of Appeals Kurnick, and General Foreman Banko.

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 Ordered received and filed communication from the Town Health Officer relating to an investigation of Seton Road. Ordered received and filed. 43

Item No. 4 Ordered received and filed petition against a parking lot on a 35 foot residential Lot No. 94 on Abeles Avenue. 17

Item No. 5 Ordered received and filed the monthly report of Carl Trafalski for the month of May, 1960. 1

Item No. 6 Ordered received and filed the monthly report of Ernest J. Roehm for the Month of May, 1960. 1

Item No. 7 Ordered referred to the Town Board communication from the Town Clerk recommending various changes in Town Election Districts. 10
11

Item No. 8 Ordered referred to the Town Engineer complaint of Mr. & Mrs. Frederick Gottwald relating to water being empounded on their premises. 36
72

Item No. 9 Ordered referred to the Town Engineer the complaint of Fred Gordon relating to blasting on Indian Road. 3
4

Item No. 10 Ordered referred to the Assessors for a property check petition for the improvement of Awood Place for installation of curbs, together with the installation of receivers and necessary underground drains. 17
15

Item No. 11 Ordered referred to the Assessors petition for the improvement of Vern Lane by the construction of curbs, together with the installation of receivers and necessary underground drains. 17
12

Item No. 12 Moved by Councilman Kaczmarek, seconded by Councilman Wroblewski, that the request of the Highway Superintendent to attend the Training School for the New York State Association of Town Highway Superintendents at Ithaca, New York, on June 27, 28, and 29, 1960, be granted, and that his reasonable expenses be a proper Town charge.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 13 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the following be appointed on a temporary basis as Recreation Supervisors, effective June 27, 1960 at a rate of \$2.11 per hour:

Howard Meade
Roger Cromwell
Leonard Kosobucki
Frank Pry
Matthew N. Szydlowski, Sr.
Henry Andrzejewski
Richard D. Fraser
Dominic S. Catalano
Sharon M. Rohrdanz
Paul E. Sprada
Frank Zurich

Norman Andrejewski
Patricia A. Mersmann
Patricia A. Weiss
Sharon T. Wrona
Linda Kubiak
Carol Vendetti
Jacqueline M. Vito
Elaine F. Tabaczynski
Alex Kiliszewski, Jr.
Norman F. Pyzrkiewicz

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, bids were received and opened on May 16, 1960, by this Town Board for the construction of a sanitary sewer in Rossler Avenue, which bids were referred to the Town Engineer for analysis, tabulation and report, and

WHEREAS, the Town Engineer has submitted the attached analysis, tabulation and report, and recommends that the contract be awarded to Toy Construction, Inc., in the amount of \$4,227.00, this bidder being the lowest responsible bidder complying with the specifications; NOW, THEREFORE,

BE IT RESOLVED, that contract for the construction of a sanitary sewer in Rossler Avenue be and hereby is awarded to Toy Construction, Inc., in the amount of \$4,227.00, and the Supervisor is authorized to execute contract for same on behalf of the Town of Cheektowaga, and to affix thereto the Town Seal.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 15 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki,

WHEREAS, on May 16, 1960, the Town Board received sealed proposals for the purchase of one (1) new Industrial Tractor with side mounted sickle bar mower and three reel gang mower for use in the Parks Department,

WHEREAS, the Town Engineer has recommended that the bid of Halsey Reid Equipment Company, Inc., in the amount of \$3,595.00 be accepted, be it

RESOLVED, that the Supervisor be authorized and directed to purchase from said Halsey Reid Equipment Company, Inc. said mower in the amount of \$3,595.00.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 16 This being the time and the place advertised for a public hearing for the Extension of Water District No. 9.

The Town Clerk presented proof that the Notice of Hearing has been published and posted as required by law.

The Supervisor announced that the Town 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.

Councilman Trojanoski presented the following resolution and moved its adoption:

WHEREAS, the owners of taxable real property situate within the Town of Cheektowaga, in the County of Erie, have presented to the Town Board of said Town, at a meeting of said Town Board held on the 16th day of May, 1960, a petition requesting that Water District No. 9 of the Town of Cheektowaga be extended so that it shall include the territory in said Town bounded and described as follows:

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 centerline of Losson Road approximately 2600 feet west of the centerline of Borden Road, said point being the intersection of the centerline of Losson Road and the west boundary line of original Water District No. 9;

THENCE southerly 233 feet + along the westerly boundary line of Water District No. 9;

THENCE westerly 4062.93 feet + on a line parallel with the centerline of Losson Road to the west property line of the property now or formerly owned by Anna Schlund;

THENCE northerly 466 feet along the west property lines of the properties now or formerly owned by Anna Schlund, Edward Pfohl, and Fred Keel;

THENCE easterly 4065.87 feet + on a line parallel with the centerline of Losson Road to the west boundary line of original Water District No. 9;

THENCE southerly 233 feet + along the westerly boundary line of Water District No. 9 to the point of beginning,

and

WHEREAS, said petition also requests that there be constructed in said proposed extension of said Water District No. 9, a water system in accordance with a map and plan attached to such petition, wholly at the expense of said extension, and

WHEREAS, such water system as shown by said map and plan is to consist of a water main and hydrants and the appurtenances necessary for their operation, to be constructed at the locations specified in said map and plan, and

WHEREAS, said Town Board duly adopted, on the 16th day of May, 1960, an order providing that said Town Board shall meet at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, on the 6th day of June, 1960, at 2:30 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 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 heard 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,

Item No. 16-Cont'd

BE IT RESOLVED by the Town Board of the Town of Cheektowaga, in the County of Erie, that it be and hereby is determined as follows, viz: (1) the assessed valuation of all the taxable real property in the proposed extension of Water District No. 9 hereinbefore described, as shown upon the latest completed assessment rolls of said Town, is \$64,700; and the aggregate amount of the assessed valuation of such taxable real property which is owned by owners who have signed said petition is \$38,550.00; and the aggregate amount of the assessed valuation of taxable real property in said proposed extension owned by resident owners, according to said assessment rolls, is \$57,700; and the aggregate amount of the assessed valuation of said taxable real property which is owned by resident owners who have signed said petition is \$38,550; (2) said petition is signed and acknowledged or proved as required by law, and is otherwise sufficient; (3) all property and property owners within said proposed extension are benefited thereby; (4) all property and property owners benefited are included within the limits of said proposed extension; (5) it is in the public interest to grant in whole the relief sought in and by said petition; (6) the estimated expense of constructing such improvement, of \$34,000, is approved, and such sum is the maximum amount to be expended for such purpose, and it is

FURTHER RESOLVED, that the Town Board do and it hereby does approve the proposed extension of Water District No. 9 with the boundaries set forth in said petition and in this resolution, and the construction of a water system in said proposed extension in accordance with the map and plan attached to said petition, and it is

FURTHER RESOLVED, that the Town Clerk be and he hereby is authorized and directed to file a certified copy of this resolution in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application in duplicate, for permission to extend said Water District in the manner and form prescribed by Section 194 of the Town Law of New York, within ten days after the adoption of this resolution, and it is

FURTHER RESOLVED, that the Town Supervisor be and he hereby is authorized and directed to execute said application on behalf of the Town of Cheektowaga.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

17
25

Item No. 17 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Awood Place from Genesee Street north to Greenwood Place, 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, it duly appears that such petition has been signed by owners of real property fronting or abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of the highway to be so improved, and signed by resident owners owning not less than one-half of the frontage owned by resident owners residing along said highway to be so improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Nine Thousand, Five Hundred Dollars (\$9,500.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 200 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 Broadway and Union Road in said Town, on the 20th day of June, 1960, at 7:30 o'clock P. M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Posted as follows on the 19th day of June, 1960:

- 1 - Light Post No. 70 on Awood Place;
- 2 - Light Post No. 50 on Awood Place;
- 3 - Light Post No. 32 on Awood Place;
- 4 - Light Post No. 14 on Awood Place;
- 5 - Light Post No. 3 on Awood Place.

Hereto attached is a copy of the Notice published in the CHEEKTOWAGA TIMES:

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one weeks;
 first publication JUN 9 1960;
 last publication JUN 9 1960;
 and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1960, 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, 1961
 Registered No. 5029

EXTRACT FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 6th day of June, 1960, at 2:30 o'clock P.M., Daylight Saving Time, there were:

PRESENT:

BENEDICT T. HOLTZ,
Supervisor.
FELIX T. WROBLEWSKI,
Councilman.
STANLEY R. BYSTRAK,
Councilman.

ABSENT:

ALANCIN M. FATH,
Councilman.

Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Awood Place from Genesee Street north to Greenwood Place, 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, it duly appears that such petition has been signed by owners of real property fronting or abutting on both sides of said public highway to be improved as above described, owning at least one-half of the entire frontage or bounds on both sides of the highway to be so improved, and signed by resident owners residing along said highway to be so improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Nine Thousand, Five Hundred Dollars (\$9,500.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 200 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 Broadway and Union Road in said Town, on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Trojanski voting
aye.

Councilman Kornecki voting
aye.

Councilman Kaczmarek voting
aye.

Ayes: 6 - Noes: 0 - Absent: 1.

STATE OF NEW YORK }
ERIE COUNTY }
OFFICE OF THE CLERK } ss:
OF THE TOWN OF }
CHEEKTOWAGA }

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on June 6th, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 6th day of June, 1960.

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

(Pub: June 9)

Item No. 18 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, the Engineering Department has notified the Town Board that they are in need of one (1) six passenger, four (4) door Station Wagon, be it

RESOLVED, that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in the DEPEW HERALD AND CHEEKTOWAGA NEWS, having a circulation in the Town of Cheektowaga, in connection with the said Station Wagon, and be it further

RESOLVED, that the Town Board meet on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, Broadway and Union Road, Cheektowaga, New York, for the purpose of receiving sealed bids at which time they will be publicly opened by the Town Board at a public meeting called for that purpose.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) six passenger, four (4) door Station Wagon for use in the Engineering Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M., Eastern Daylight Saving Time on June 20, 1960 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.

Dated: June 6, 1960

/s/ Kenneth T. Hanley
Town Clerk

SPECIFICATIONS for FOUR-DOOR STATION WAGON ONE (1) REQUIRED - ENGINEERING DEPARTMENT

One (1) new 1960 four-door six passenger Station Wagon or equivalent in accordance with the following specifications:

1. Make; To be decided by the Town Board
2. Color: Light Blue
3. Engine: Six (6) cylinder, minimum 135 H.P.
Compression Ratio: 8.25 to 1 minimum
4. Transmission: Automatic Type
5. Brakes: Hydraulic - 11" diameter heavy duty
6. Tires: Five 8:00 x 14 four ply black
7. Upholstering: Vinyl type plastic, foam cushion front seat
8. Windshield Wipers: Electric - 2 speed with washers
9. Heater and Defroster: Fresh air - air flo type

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

NOTICE TO BIDDERS

The Town of Cheektowaga hereby requires separate sealed bids for one (1) six passenger, four (4) door Station Wagon for use in the Engineering Department.

The detailed specifications may be examined at the office of the Town Clerk, where the same are on file.

Copies of the specifications are made available for all prospective bidders. Sealed bids must be received not later than 7:30 P.M. Eastern Daylight Saving Time on June 20, 1960 at which time they will be publicly opened by the Town Board at a public meeting called for that purpose to be held at the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York.

The Town of Cheektowaga reserves the right to reject any, and all bids or to waive technical defects in bids, if it be in the public interest of the Town of Cheektowaga to do so.

This notice is to be published by direction of the Town Board of the Town of Cheektowaga, New York.
Dated: June 8, 1960

KENNETH T. HANLEY
Town Clerk

j9

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 1960 and the last insertion being on the day of 1960, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

JUN 11 1960

, 19.....

Kenneth T. Hanley

Notary Public in and for Erie County

Item No. 18-Cont'd

(Specifications-Cont'd)

10. Equipment: Directional signals, arm rests, right hand sun visor, oil filter, oil bath air cleaner, power operated rear window

11. Lettering: As required by the Town Engineer

Trade-in: 1953 Chevrolet Carry-all Car may be seen at the Police Garage or by appointment with the Town Engineer.

The Town Board may accept or reject any or all bids or accept any bid that it desires.

This car must be delivered at a date specified by the Town Board within 30 days or sooner after the bid is accepted.

DATED: June 6, 1960

Item No. 19 This being the time and the place advertised for a public hearing for the revision of the present local ordinance concerning the use of firearms in the Town of Cheektowaga and the adopting of a new and more extensive ordinance to cover other weapons that are available at the stores in the area pursuant to the authority vested in the Town Board by the Town Law of the State of New York.

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, the Supervisor ordered the hearing closed.

Upon the request of Councilman Kaczmarek, the decision was reserved until June 20, 1960.

Item No. 20 This being the time and the place advertised for the receiving of sealed proposals for furnishing all materials, tools, equipment, and together with all labor for the construction of concrete curbs in Cunard Avenue from Genesee Street to Winston Road; Claudette Court from the east line of Union Free School District No. 2 to Dick Road; and Dellwood Place from Genesee Street to Greenwood Place.

The Town Clerk presented proof that the Notice to Contractors has been duly published as required by law.

The Supervisor authorized and directed the Town Clerk to open and read aloud the sealed proposals on hand.

The bids were ordered referred to the Town Engineer for analysis and tabulation.

Hereto attached is a summary of the bids opened and read.

Item No. 20-Cont'd

BID TABULATION - CUNARD AVENUE, CLAUDETTE COURT AND DELLWOOD PLACE, TOWN OF CHESTER

BID ITEM No.	DESCRIPTION	QUANTITY	UNIT	GRIECO CONST. INC.		VINJAMES BUILDERS INC.		KICAK CONST. CORP.							
				UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL	UNIT	TOTAL
SECTION A CUNARD AVENUE															
A-1	CURB CONSTRUCTION	2960	LF	4.50	13,320.00	3.10	9,176.00	3.25	9,620.00						
A-2	10" CONCRETE PIPE SEWER 0'-6" DEPTH	155	LF	4.20	651.00	3.20	496.00	2.75	* 426.25 416.25						
	12	315	LF	5.65	1,779.75	3.30	1,039.50	4.00	1,260.00						
	15	567	LF	6.40	3,596.80	4.35	2,444.70	4.75	2,669.50						
	TOTAL AMOUNT BID ITEM No. A-2				6,027.55		3,980.20		* 4,355.75 4,345.75						
A-3	NEW RECEIVERS	7	EA.	200.00	1,400.00	200.00	1,400.00	175.00	1,225.00						
A-4	CONCRETE DRIVEWAY REPLACEMENT	190	SY.	5.85	1,111.50	5.40	1,026.00	6.30	1,197.00						
A-5	BIT. & MAC. DRIVEWAY & PAVEMENT REPLACEMENT	730	SY.	1.75	1,277.50	1.50	1,095.00	2.10	1,533.00						
A-6	GRAVEL OR DIRT DRIVEWAY REPLACEMENT	80	SY.	1.10	88.00	1.00	80.00	1.00	80.00						
A-7	CONCRETE SIDEWALK REPLACEMENT	2000	SF.	.55	1,100.00	.48	960.00	.50	1,000.00						
A-8	SELECT BACKFILL MATERIAL	535	CY.	3.30	1,765.50	3.50	1,872.50	2.00	1,070.00						
A-9	STANDARD MANHOLES	4	EA.	275.00	1,100.00	225.00	900.00	150.00	600.00						
A-10	CUNARD AVENUE CROSSING (TWIN PIPES)	50	LF	35.35	1,767.50	15.00	750.00	32.00	1,600.00						
A-11	GRADING AND SEEDING		LS.		500.00		75.00		2,500.00						

* 24,780.75

TOTAL BID AMOUNT SECTION A, ITEM NOS. A-1 TO A-11 INCL.	29,457.55	21,314.70	24,770.50												
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SECTION B CLAUDETTE COURT (FORMERLY BUFFALO DEPEW BOULEVARD)															
B-1	CURB CONSTRUCTION	2850	LF	4.50	12,825.00	3.10	8,835.00	3.25	9,262.50						
B-2	15" CONC. OR CORR. METAL PIPE SEWER 0' TO 6' DEPTH	110	LF	6.40	704.00	4.75	522.50	4.00	440.00						
	18"	40	LF	7.25	290.00	5.20	208.00	5.00	200.00						
	21" 0' TO 8' DEPTH	445	LF	11.65	5,184.25	7.25	3,226.25	7.00	3,115.00						
	TOTAL AMOUNT BID ITEM No. B-2				6,178.25		3,956.75		3,755.00						
B-3	10" CONCRETE PIPE SEWER	210	LF	4.20	882.00	3.20	672.00	2.75	577.50						
B-4	NEW RECEIVERS	8	EA.	200.00	1,600.00	200.00	1,600.00	175.00	1,400.00						
B-5	SELECT BACKFILL MATERIAL	250	CY.	3.30	825.00	3.50	875.00	2.00	500.00						
B-6	STANDARD MANHOLE FROM 0' TO 6' DEPTH	3	EA.	275.00	825.00	225.00	675.00	150.00	450.00						
B-7	ADD. DEPTH MANHOLE OVER 6' DEPTH	4	LF	33.00	132.00	5.00	20.00	4.00	* 16.00 160.00						
B-8	ADD. COMPENSATION FOR INSTALLING CULVERT AT STA. 14+15		LS.		495.00		350.00		200.00						
B-9	DITCH CONSTRUCTION AT STA. 0+20		LS.		750.00		120.00		100.00						
B-10	GRADING AND SEEDING		LS.		100.00		75.00		250.00						

* 16,511.00

TOTAL BID AMOUNT SECTION B, ITEM NOS. B-1 TO B-10 INCL.	24,612.25	17,178.75	16,655.00												
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SECTION C DELLWOOD PLACE															
C-1	CURB CONSTRUCTION	1010	LF	4.50	4,545.00	3.10	3,131.00	3.25	* 3,282.50 3,082.50						
C-2	10" CONCRETE PIPE SEWER 0' TO 6' DEPTH	28	LF	4.20	117.60	3.75	105.00	2.75	77.00						
	12"	190	LF	5.65	1,073.50	3.75	712.50	4.00	760.00						
	TOTAL FOR BID ITEM No. C-2				1,191.10		817.50		837.00						
C-3	SPECIAL RECEIVER	2	EA.	135.00	270.00	175.00	350.00	200.00	400.00						
C-4	CONCRETE DRIVEWAY REPLACEMENT	70	SY.	5.85	409.50	5.40	378.00	6.30	441.00						
C-5	BIT. MAC DRIVEWAY AND PAVEMENT REPLACEMENT	110	SY.	1.75	192.50	2.00	220.00	2.10	231.00						
C-6	CONCRETE SIDEWALK REPLACEMENT	1080	SF.	.55	594.00	.48	518.40	.50	540.00						
C-7	SELECT BACKFILL MATERIAL	80	CY.	3.30	264.00	3.50	280.00	2.00	160.00						
C-8	GRAVEL OR DIRT DRIVEWAY REPLACEMENT	30	SY.	1.10	33.00	1.00	30.00	1.00	30.00						
C-9	CONCRETE AT NORTH END OF DELLWOOD PLACE	30	LF	20.00	600.00	15.00	450.00	10.00	300.00						
C-10	GRADING AND SEEDING		LS.		160.00		110.00		1700.00						

* 7,921.50

TOTAL BID AMOUNT SECTION C, ITEM NOS. C-1 TO C-10 INCL.	8,259.10	6,284.90	7,721.50												
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* 49,213.25

TOTAL BID AMOUNT FOR SECTIONS A-B-C	62,328.90	44,778.35	49,146.00												
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BID SECURITY				TRAVELERS IND. Co.		AETNA CASUALTY AND SURETY Co.		THE FIDELITY AND CASUALTY Co. OF N.Y.							
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[illegible]

DRAWN BY: G.R.P.	REV.
DATE: JUNE 1, 1960	JOB NO. NC- 17120
	JWDG. NO. C 6122-B5

Item No. 21 This being the time and place advertised for the receiving of sealed proposals for the purchase of five (5) voting machines.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

The Supervisor authorized and directed the Town Clerk to open and read aloud the sealed bids on hand.

The Clerk advised the Board that only one bid has been received and that was from the Rockwell Manufacturing Company, a subsidiary of the Automatic Voting Machine Company of Jamestown, New York, in the amount of \$ 1,531.00 per machine.

The bid was referred to the Town Clerk for analysis.

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

BE IT RESOLVED, that the Western New York Chapter of the Multiple Sclerosis Society be and it hereby is permitted, through its duly authorized representatives, to solicit contributions in the Town of Cheektowaga outside the Villages of Sloan and Depew, from June 12th through June 26th, 1960.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

BE IT RESOLVED, that the Board of Supervisors of the County of Erie be and the same hereby is requested that when, as and if said Board of Supervisors shall add to the county taxes against the property in this Town of Cheektowaga, the deficiency for the tax years 1955, 1956, and 1957, specified in the Determination, dated August 11, 1959, of the State Board of Equalization and Assessment, or any modification thereof by Court decision, the same be added in five equal annual installments pursuant to Section 822 of the Real Property Tax Law of the State of New York; and be it further

RESOLVED, that a copy of this resolution, certified by the Clerk of this Town Board, be transmitted by him forthwith to said Board of Supervisors.

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

AYES: -6-

NOES: -0-

ABSENT: -1-

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

WHEREAS, it has been deemed advisable by the Cheektowaga Town Board to hold a public hearing to consider the advisability of adopting a traffic ordinance to control traffic on airports and airfields in the Town of Cheektowaga pursuant to the provisions of the town law of the State of New York.

NOW, THEREFORE,

BE IT RESOLVED, that a public hearing on such proposed traffic ordinance in relation to airports and airfields be held on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 30, to provide as follows:

TRAFFIC ORDINANCE
TRAFFIC ON AIRPORTS AND AIRFIELDS

Pursuant to the Authority of Section 130 Subdivision 22 of the Town Law of the State of New York (Laws of 1932 Chapter 634) the cruising or wandering about of a motor vehicle upon any publicly or privately owned airport, airport premises, or airfield, or the roads, driveways, traffic circles and pavements thereof, without the consent and permission of the owner of said airport or airfields is hereby prohibited.

To effectuate the prohibition of such premises as above described, a conspicuous sign or signs shall be posted at each entrance to the airport premises and also at any other place in which motor vehicle traffic is likely or apt to congregate. A sign as hereinafter described shall be deemed substantial compliance with this section.

CRUISING ON ROADWAYS STRICTLY PROHIBITED
 POLICE ENFORCEMENT
 UNDER PENALTY OF LAW
 ORDINANCES OF TOWN OF CHEEKTOWAGA

but any other words or phraseology prohibiting the cruising or wandering about of motor vehicles shall suffice.

The words "police enforcement" and "under penalty of Law" on such signs shall be construed, among other things to mean that the police, special patrolmen, or any law enforcement officers shall enforce the provisions of this Section against persons cruising or wandering about on the premises without the consent of the owner and that the police and other law enforcement officers are authorized to enter upon such premises to enforce the provisions of this Ordinance.

This Ordinance may be enforced by the police or by special patrolmen or other law enforcement officers and they may use such procedure as is authorized by law, including tags, summonses, and towing to effectuate the enforcement of this Ordinance.

This Ordinance shall apply to all motor vehicles, whether commercial or privately owned.

Any person who shall violate any provision of this Ordinance shall, upon conviction, be guilty of an offense and be subject to a fine or penalty of not more than Fifty (\$50.00) Dollars.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting NAYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NAYES: -1-

ABSENT: -1-

Posted as follows on the 11th day of June, 1960:

1 - Town Hall Bulletin Board.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES:

Item No. 24-Cont'd

(Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING

At a regular meeting of

Whole

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 1 week, the first insertion being on the 9th day of June, 1960, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this _____ day of

JUN 11 1960

, 19____

Kenneth T. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

PRESENT:

Benedict T. Holtz, Supervisor
Stanley Bystrak, Councilman
Michael Kaczmarek, Councilman
Joseph Kornecki, Councilman
Joseph Trojanoski, Councilman
Felix Wroblewski, Councilman

ABSENT:

Alancin Fath, Councilman
Councilman Kaczmarek present
ed the following resolution and moved its adoption:

WHEREAS, it has been deemed advisable by the Cheektowaga Town Board to hold a public hearing to consider the advisability of adopting a traffic ordinance to control traffic on airports and airfields in the Town of Cheektowaga pursuant to the provisions of the town law of the State of New York.

NOW, THEREFORE,

BE IT RESOLVED, that a public hearing on such proposed traffic ordinance in relation to airports and airfields be held on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and Union Road in the said Town of Cheektowaga, New York, for the purpose of considering the advisability of adopting said ordinance which is to be known as local ordinance No. 30, to provide as follows:

TRAFFIC ORDINANCE
TRAFFIC ON AIRPORTS
AND AIRFIELDS

Pursuant to the Authority of Section 130 Subdivision 22 of the Town Law of the State of New York (Laws of 1932 Chapter 634) the cruising or wandering about of a motor vehicle upon any publicly or privately owned airport, airport premises, or airfield, or the roads, driveways, traffic circles and pavements thereof, without the consent and permission of the owner of said airport or airfields is hereby prohibited.

To effectuate the prohibition of such premises as above described, a conspicuous sign or signs shall be posted at each entrance to the airport premises and also at any other place in which motor vehicle traffic is likely or apt to congregate. A sign as hereinafter described shall be deemed substantial compliance with this section.

CRUISING ON ROADWAYS
STRICTLY PROHIBITED
POLICE ENFORCEMENT
UNDER PENALTY OF LAW
ORDINANCES OF

TOWN OF CHEEKTOWAGA but any other words or phraseology prohibiting the cruising or wandering about of motor vehicles shall suffice.

The words "police enforcement" and "under penalty of Law" on such signs shall be construed, among other things to mean that the police, special patrolmen, or any law enforcement officers shall enforce the provisions of this Section against persons cruising or wandering about on the premises without the consent of the owner and that the police and other law enforcement officers are authorized to enter upon such premises to enforce the provisions of this Ordinance.

This Ordinance may be enforced by the police or by special patrolmen or other law enforcement officers and they may use such procedure as is authorized by law, including tags, summonses, and towing to effectuate the enforcement of this Ordinance.

This ordinance shall apply to all motor vehicles, whether commercial, or privately owned

Any person who shall violate any provision of this Ordinance shall, upon conviction, be guilty of an offense and be subject to a fine or penalty of not more than Fifty (\$50.00) Dollars.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this reso-

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 9th day of June, 1960, 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

1960

19.....

Handwritten signature
in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE OF HEARING
any law enforcement officer shall enforce the provisions of this Section against persons cruising or wandering about on the premises without the consent of the owner and that the police and other law enforcement officers are authorized to enter upon such premises to enforce the provisions of this Ordinance.

This Ordinance may be enforced by the police or by special patrolmen or other law enforcement officers and they may use such procedure as is authorized by law, including tags, summonses, and towing to effectuate the enforcement of this Ordinance.

This ordinance shall apply to all motor vehicles, whether commercial, or privately owned

Any person who shall violate any provision of this Ordinance shall, upon conviction, be guilty of an offense and be subject to a fine or penalty of not more than Fifty (\$50.00) Dollars.

That at such hearing all persons interested in the subject matter thereof shall be given an opportunity to be heard, and be it further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the DEPEW HERALD AND CHEEKTOWAGA NEWS and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

Seconded by Councilman Wroblewski and duly put to a vote which resulted as follows:
Supervisor Holtz Voting Aye
Councilman Bystrak Voting Aye
Councilman Kaczmarek

Councilman Kornecki Voting No
Councilman Trojanoski Voting Aye
Councilman Wroblewski

AYES: 5; NOES: 1; ABSENT: 1

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 June 6th, 1960, 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 June 6th, 1960.

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

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 9th day of June, 1960, 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

1960

19.....

in and for Erie County

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall in said Town of Cheektowaga, on the 6th day of June, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were

- PRESENT:
- BENEDICT T. HOLTZ, Supervisor.
 - STANLEY BYSTRAK, Councilman.
 - MICHAEL KACZMAREK, Councilman.
 - JOSEPH KORNECKI, Councilman.
 - JOSEPH TROJANOSKI, Councilman.
 - FELIX WROBLEWSKI, Councilman.

ABSENT:

A. M. FATH, Councilman. Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, it has been deemed advisable by the Cheektowaga Town Board to hold a public hearing to consider the advisability of adopting a traffic ordinance to control traffic on airports and airfields in the Town of Cheektowaga pursuant to the provisions of the town law of the State of New York.

NOW, THEREFOR,
BE IT RESOLVED, that a public hearing on such proposed traffic ordinance in relation to airports and airfields be held on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, at the Town Hall, corner of Broadway and

local ordinance No. 30, to provide as follows:

**TRAFFIC ORDINANCE
TRAFFIC ON AIRPORTS
AND AIRFIELDS**

Pursuant to the Authority of Section 130 Subdivision 22 of the Town Law of the State of New York (Laws of 1932 Chapter 634) the cruising or wandering about of a motor vehicle upon any publicly or privately owned airport, airport premises, or airfield, or the roads, driveways, traffic circles and pavements thereof, without the consent and permission of the owner of said airport or airfields is hereby prohibited.

To effectuate the prohibition of such premises as above described, a conspicuous sign or signs shall be posted at each entrance to the airport premises and also at any other place in which motor vehicle traffic is likely or apt to congregate. A sign as hereinafter described shall be deemed substantial compliance with this section.

**CRUISING ON ROADWAYS
STRICTLY PROHIBITED
POLICE ENFORCEMENT
UNDER PENALTY OF LAW
ORDINANCES OF TOWN OF
CHEEKTOWAGA**

but any other words or phraseology prohibiting the cruising or wandering about of motor vehicles shall suffice.

The words "police enforcement" and "under penalty of Law" on such signs shall be construed, among other things to mean that the police, special patrolmen, or any law enforcement officers shall enforce the provisions of this Section against persons cruising or wandering about on the premises without the consent of the owner and that the police and other law enforcement officers are authorized to enter upon such premises to enforce the provisions of this Ordinance.

This Ordinance may be enforced by the police or by special patrolmen or other law enforcement officers and they may use such procedure as is authorized by law, including tags, summonses, and towing to effectuate the enforcement of this Ordinance.

This ordinance shall apply to all motor vehicles, whether commercial, or privately owned.

Any person who shall violate any provision of this Ordinance shall, upon conviction, be guilty of an offense and be subject to a fine or penalty of not more than Fifty Dollars (\$50.00).

be it further
RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish

without the consent and permission of the owner of said airport or airfields is hereby prohibited.

To effectuate the prohibition of such premises as above described, a conspicuous sign or signs shall be posted at each entrance to the airport premises and also at any other place in which motor vehicle traffic is likely or apt to congregate. A sign as hereinafter described shall be deemed substantial compliance with this section.

**CRUISING ON ROADWAYS
STRICTLY PROHIBITED
POLICE ENFORCEMENT
UNDER PENALTY OF LAW
ORDINANCES OF TOWN
CHEEKTOWAGA**

but any other words or phraseology prohibiting the cruising or wandering about of motor vehicles shall suffice.

The words "police enforcement" and "under penalty of Law" on such signs shall be construed, among other things to mean that the police, special patrolmen, or any law enforcement officers shall enforce the provisions of this Section against persons cruising or wandering about on the premises without the consent of the owner and that the police and other law enforcement officers are authorized to enter upon such premises to enforce the provisions of this Ordinance.

This Ordinance may be enforced by the police or by special patrolmen or other law enforcement officers and they may use such procedure as is authorized by law, including tags, summonses, and towing to effectuate the enforcement of this Ordinance.

This ordinance shall apply to all motor vehicles, whether commercial, or privately owned.

Any person who shall violate any provision of this Ordinance shall, upon conviction, be guilty of an offense and be subject to a fine or penalty of not more than \$100.

It is further

RESOLVED, that the Town Clerk be, and he hereby is authorized and directed to publish a certified copy of this resolution in the **DEPEW HERALD AND CHEEKTOWAGA NEWS** and the **CHEEKTOWAGA TIMES**, newspapers having a general circulation in the said 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 or cause to be posted conspicuously on a signboard maintained by him at the entrance of the Town Clerk's Office a certified copy of this resolution.

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

Supervisor Holtz voting aye.

Councilman Bystrak voting aye.
Councilman Kaczmarek voting aye.

Councilman Kornecki voting nay.

Councilman Trojanoski voting aye.

Councilman Wroblewski voting aye.

Ayes: 5 - Noes: 1 - Absent: 1.

STATE OF NEW YORK }

ERIE COUNTY }

OFFICE OF THE CLERK } ss:

OF THE TOWN OF }

CHEEKTOWAGA }

This is to certify that I, Kenneth T. Hanley, Clerk of the Town of Cheektowaga, in the said County of Erie, have compared the foregoing copy of resolution with the original resolution now on file at this office, and which was passed by the Town Board of the Town of Cheektowaga in said County of Erie, on June 6th, 1960, and that the same is a correct and true transcript of such original resolution and the whole thereof.

(SEAL)

In Witness Whereof, I have hereunto set my hand and affixed the seal of said Town this 6th day of June, 1960.

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

(Pub. June 9)

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Item No. 25 Councilman Wroblewski presented the following resolution and moved its adoption:

WHEREAS, Transit Paving Company, Inc., has entered into an agreement with Treasure Homes, Inc., wherein the said Transit Paving Company, Inc. has agreed to construct the following described highways:

BARONE CIRCLE, from the westerly line of Dick Road and the extension of Barone Circle, north and south as shown on Subdivision Map Cover 2123 in its entirety, a distance of approximately 1000 feet; and

WHEREAS, Transit Paving Company, Inc. has agreed to construct the said highways and to complete the same so that the said highways will conform in every respect to the specifications of the Town Highway Department, subject to inspection by the Town Highway Superintendent as the work progresses, a total distance of approximately One Thousand feet (1000) and Treasure Homes, Inc. has agreed to install curbing for the entire distance, and Transit Paving Company, Inc. has filed as security for the faithful performance of said agreement a surety bond in the sum of Twelve Thousand (\$12,000.00) Dollars, conditioned that it will comply in all respects with the aforementioned agreement;

NOW, THEREFORE,

BE IT RESOLVED, that the Supervisor be and he hereby is authorized to execute the annexed agreement between the Town of Cheektowaga, New York, and Treasure Homes, Inc., Transit Paving Co., Inc., and Michael Barone and Incoranata Barone, his wife, and be it further

RESOLVED, that the said agreement having been approved as to form and the bond as to sufficiency by the Town Attorney and the Town Highway Superintendent, that the Town Attorney be and he hereby is authorized to accept a deed to the Town of Cheektowaga for the said highways, and that the Town Clerk be and he hereby is authorized to record the same.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

A G R E E M E N T

THIS AGREEMENT, made the 3rd day of June, 1960 by and between

THE TOWN OF CHEEKTOWAGA, a municipal corporation of the State of New York, with its office and principal place of business located in the County of Erie, State of New York, party of the first part, and

TREASURE HOMES, INC., a corporation organized under the laws of the State of New York, with its office and principal place of business at No. 1331 Walden Avenue, Town of Cheektowaga, County of Erie and State of New York, party of the second part, and

TRANSIT PAVING COMPANY, INC., a corporation organized under the laws of the State of New York, with its office and principal place of business at No. 6425 Transit Road in the Town of Lancaster, County of Erie and State of New York, party of the third part, and

MICHAEL BARONE and INCORANATA BARONE, his wife, residing at No. 756 Dick Road, in the Town of Cheektowaga, County of Erie and State of New York, parties of the fourth part.

WITNESSETH :

WHEREAS, the party of the second part is the owner or has the option to purchase the abutting property on Barone Circle, as shown under Map Cover 2123 as filed in the Erie County Clerk's Office, a distance of approximately 1,000 feet from Dick Road to the north and south extension of Barone Circle, and

WHEREAS, the party of the second part has entered into an agreement with the party of the third part for the construction of the entire highway covering Barone Circle as shown on Map Cover 2123, and

WHEREAS, the sanitary sewer has already been installed in the south portion of Barone Circle and the party of the second part herein agrees to construct sanitary sewers on the remaining portion of Barone Circle and will enter into a contract with the Erie County Water Authority for the construction of water lines in the said highways and will pay the Erie County Water Authority the cost thereof and has further agreed to construct curbing for the entire distance of the said highways known as Barone Circle, and

WHEREAS, the party of the second part has requested the Town of Cheektowaga to accept as town highways, Barone Circle from the east line of Dick Road thence Barone Circle in its entirety, the northerly and southerly portions thereof as shown on Map Cover 2123, for a total distance of approximately 1000 feet; and the parties of the second part and third part agree to enter into a contract with the Town of Cheektowaga to construct said highways under the supervision of the Town Highway Superintendent 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 as of the date of the acceptance of this agreement with the Town of Cheektowaga, and

WHEREAS, Michael Barone and Incoranata Barone are ready, willing and able to execute to the Town of Cheektowaga the fee simple in and to the bed of Barone Circle as shown under Map Cover 2123 as filed in the Erie County Clerk's Office, NOW THEREFORE,

IT IS HEREBY AGREED, that the party of the third part, Transit Paving, Inc., agrees to construct highways known as Barone Circle as above described on or before the 1st day of May, 1961. Transit Paving, Inc., agrees to construct said highways and complete the same under the supervision of the Town Highway Superintendent, so that the said highways will conform in every respect to the specifications of the Town of Cheektowaga, and the regulations of the Town of Cheektowaga, New York as they exist on the date of the acceptance of this agreement, and it is further

UNDERSTOOD AND AGREED, that the party of the third part will furnish the party of the first part a Surety Bond executed by a Bonding Company authorized to do business in the State of New York, in the sum of \$12,000.00, said Bond to provide that the party of the third part will in all respects conform to the terms and conditions of this Agreement and the accompanying resolutions of the Town Board on or before the 1st day of May, 1961, or upon such date as designated by the Highway Superintendent of the Town of Cheektowaga, New York. In the event that the party of the third part fails to live up to the terms of this Agreement, the party of the first part is authorized to complete the said highways, so that the same shall comply 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 highways shall be paid by the party of the third part and its surety; in the event that the sum of \$12,000.00 is insufficient to pay such cost, then the party of the third part hereby agrees to pay the sum required in excess of that amount, and it is further

AGREED, that the said bond is to continue in effect for one (1) year after the completion of the construction and acceptance of the highways by the Town Highway Superintendent; it is, however,

AGREED, that the maximum liability of the Surety Company is limited to the sum of Twelve Thousand Dollars (\$12,000.00), and it is further

AGREED, that the party of the fourth part shall convey to the Town of Cheektowaga a fee simple to the bed of the streets known and designated as Barone Circle, under Map Cover 2123 as soon as this agreement is accepted by the said Town of Cheektowaga, subject to fourth party securing immediately release of lien of mortgage from Marine Trust Co.

Upon filing with the Town Board an executed copy of this Agreement and the Surety Company bond, it is agreed that the party of the first part does hereby accept said highways as Town Highways, subject to the jurisdiction of the Town Highway Superintendent and subject to the above mentioned provisions for one year after approval of the completed proposal by the Town Highway Superintendent.

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 _____
Supervisor

TREASURE HOMES, INC.

By /s/ Sigmund Jachimiak
President

TRANSIT PAVING INC.

By /s/ Pasquale D. Cipolla
President

/s/ Michael Barone

/s/ Incoranata Barone

STATE OF NEW YORK)
COUNTY OF ERIE) SS:

On this _____ day of June, 1960, before me personally appeared BENEDICT T. HOLTZ, to me known, who, being by me duly sworn, did depose and say that he resides in the Town of Cheektowaga, New York; that he is the Supervisor of said Town, the municipal corporation described in and which executed the within Instrument; that he knows the seal of said Town; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Town Board of said Town; and that he signed his name thereto by like order.

STATE OF NEW YORK)
COUNTY OF ERIE) SS:

On this 3rd day of June, 1960, before me personally appeared SIGMUND JACHIMIAK, to me personally known, who, being by me duly sworn, did depose and say that he resides at 1331 Walden Avenue, Cheektowaga, New York; that he is the President of TREASURE HOMES INC., the corporation described in, and which executed, the within Instrument; that he knows the seal of said corporation; that the seal affixed to said Instrument is such corporate seal; that it was affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Walter T. Sendziak
Notary Public, State of New York
Commission Expires March 30, 1962.

Item No. 25-Cont'd

STATE OF NEW YORK)
COUNTY OF ERIE) SS:

On this 3rd day of June, 1960, before me personally appeared PASQUALE CIFOLLA, to me personally known, who, being by me duly sworn, did depose and say that he resides at Depew, New York; that he is the President of TRANSIT PAVING INC., the Corporation described in, and which executed, the within Instrument; that he knows the seal of said corporate seal; that the seal affixed to said Instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation; and that he signed his name thereto by like order.

/s/ Harold W. Russell
Notary Public State of New York
Commission Expires March 31, 1961

STATE OF NEW YORK)
COUNTY OF ERIE) SS:

On this 3rd day of June, 1960, before me personally appeared MICHAEL BARONE and INCORANATA BARONE, his wife, to me personally known, and known to me to be the same persons described in and who executed the within Instrument, and they duly acknowledged to me that they executed the same.

/s/ Harvey H. Monin, Reg. No. 558
Notary Public State of New York
Commission Expires March 31, 1961

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Item No. 26 Councilman Kaczmarek presented the following resolution and moved its adoption:

WHEREAS, the Town Engineer has prepared plans, specifications and contract documents for the construction of a Town Park Comfort Station and sanitary sewer for the Town Park on Dingens Street, and such plans, specifications and contract documents have been examined by this Board, approved by the same, and are on file in the Town Clerk's Office; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk be and he hereby is directed to publish in the DEFEW HERALD AND CHEEKTOWAGA NEWS on June 9, 1960, the following Notice to Contractors:

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 20th day of June, 1960, at 7:30 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 to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, 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 Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder uponso returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) percent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station."

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

Item No. 26-Cont'd

A surety bond 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, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

KENNETH T. HANLEY
Town Clerk

Dated: June 6, 1960
Published: June 9, 1960

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

AYES: -6-

NOES: -0-

ABSENT: 1-1

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

1
2
16

Item No. 26-Cont'd

(Affidavit)

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 20th day of June, 1960, at 10:00 A.M., in the office of the Town Clerk, at Cheektowaga, New York.

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eat, skinless

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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 1 week, the first insertion being on the 9th day of June, 1960, and the last insertion being on the day of , 19 , and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

19

Kenneth Stanley

Notary Public in and for Erie County

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 the Town of Cheektowaga, County of Erie, State of New York, sealed proposals shall be received and considered by said Town Board on the 20th day of June, 1960, at 7:30 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 to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, 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 Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station."

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

A surety bond 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, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

Dated: June 6, 1960

KENNETH T. HANLEY
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 1 week, the first insertion being on the 9th day of June, 1960, 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

in and for Erie County

Item No. 27 Councilman Kornecki presented the following resolution and moved its adoption:

BOND RESOLUTION DATED JUNE 6, 1960, AUTHORIZING THE ISSUANCE OF \$565,729 SERIAL DRAINAGE DISTRICT NO. 7 BONDS OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, PURSUANT TO THE LOCAL FINANCE LAW.

- - - - -

WHEREAS, Drainage District No. 7, hereinafter described, is a drainage district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town by an order made by said Town Board, pursuant to Article 12A of the Town Law of New York, on February 15, 1960, and the purpose hereinafter described is a special improvement authorized by said Article 12A; NOW, THEREFORE,

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$565,729, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed pursuant to this resolution is the construction of a surface drainage system in Drainage District No. 7 of said Town, consisting of surface water drains and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on February 15, 1960, establishing said Drainage District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$565,729, 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 such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 4. 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 5. 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper 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 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 Constitution of New York.

Section 6. This resolution shall take effect immediately upon its adoption.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 27-Cont'd

Councilman Kornecki presented the following resolution and moved its adoption:

BOND ANTICIPATION NOTE RESOLUTION DATED JUNE 6, 1960, AUTHORIZING THE ISSUANCE OF \$565,729 BOND ANTICIPATION NOTES OF THE TOWN OF CHEEKTOWAGA, IN THE COUNTY OF ERIE, IN ANTICIPATION OF THE SALE OF SERIAL BONDS AUTHORIZED TO FINANCE THE CONSTRUCTION OF A DRAINAGE SYSTEM IN DRAINAGE DISTRICT NO. 7 OF THE TOWN OF CHEEKTOWAGA.

- - - - -

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Bond Anticipation Notes of the aggregate principal amount of \$565,729, pursuant to the Local Finance Law of New York, in order to finance the specific object or purpose hereinafter described, in anticipation of the issuance of \$565,729 Serial Bonds, authorized by the bond resolution entitled "Bond Resolution Dated June 6, 1960, Authorizing the Issuance of \$565,729 Serial Bonds Drainage District No. 7 of the Town of Cheektowaga, in the County of Erie, Pursuant to the Local Finance Law," adopted by the Town Board on June 6, 1960.

Section 2. The specific object or purpose (hereinafter referred to as "purpose") to be financed by the issuance of said notes is the construction of a surface drainage system, in Drainage District No. 7 of said Town, consisting of surface water drains and appurtenances suitable for their operation, in accordance with an order adopted by the Town Board on February 15, 1960, establishing said Drainage District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. As required by said 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 authorized by this resolution shall mature within one year from the date of their issue, and (d) such notes are issued in anticipation of bonds for an assessable improvement.

Section 4. The power to prescribe the terms, form and contents of said Bond Anticipation Notes, subject to the provisions of this resolution, and to sell and deliver said Bond Anticipation Notes, is hereby delegated to the Town Supervisor. The Town Supervisor and the Town Clerk are hereby directed to sign any Bond Anticipation Notes issued pursuant to this resolution and the corporate seal of the Town shall be affixed thereto.

Section 5. This resolution shall take effect immediately.

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

Supervisor Holtz	Voting AYE
Councilman Wroblewski	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -6-

NOES: -0-

ABSENT: -1-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

12
26

STATE OF NEW YORK
COUNTY OF ERIE ss.:
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 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 Constitution of New York.

Section 6. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 6th day of June, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

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 1 week the first insertion being on the 9th day of June, 1960 and the last insertion being on the day of 1960, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of June, 1960

Kenneth T. Hanley
Notary Public in and for Erie County

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

LEGAL NOTICE
BOND RESOLUTION DATED
JUNE 6, 1960, AUTHORIZING THE
ISSUANCE OF \$565,729 SERIAL
DRAINAGE DISTRICT NO. 7
BONDS OF THE TOWN OF
CHEEKTOWAGA, IN THE COUNTY
OF ERIE, PURSUANT TO THE
LOCAL FINANCE LAW.

WHEREAS, Drainage District No. 7, hereinafter described, is a drainage district of the Town of Cheektowaga, in the County of Erie, duly established by the Town Board of said Town by an order made by said Town Board, pursuant to Article 12A of the Town Law of New York, on February 15, 1960, and the purpose hereinafter described is a special improvement authorized by said Article 12A; NOW, THEREFORE,

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

Section 1. The Town of Cheektowaga, in the County of Erie, shall issue its Serial Bonds of the aggregate principal amount of \$565,729, pursuant to the Local Finance Law of New York, in order to finance the specific purpose hereinafter described.

Section 2. The specific purpose (hereinafter referred to as "purpose") to be financed to this resolution is the construction of a surface drainage system in Drainage District No. 7 of said Town, consisting of surface water drains and appurtenances suitable for their operation, in accordance with said order adopted by the Town Board on February 15, 1960, establishing said Drainage District No. 7, and in accordance with the map, plan and report referred to in said order.

Section 3. It is hereby stated that (a) the maximum cost of said purpose, as estimated by the Town Board, is \$565,729, 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 such cost is to be paid by assessments upon benefited real property in an area less than the area of said Town, and (e) the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

Section 4. 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 5. 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 DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper 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 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 Constitution of New York.

Section 6. This resolution shall take effect immediately upon its adoption.

The bond resolution published herewith has been adopted on the 6th day of June, 1960, and the validity of the obligations authorized by such bond resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the Town of Cheektowaga, in the County of Erie, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice; or such obligations were authorized in violation of the provisions of the Constitution of New York.

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

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

1 week the first insertion being on the
9th day of June 1960 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

1 19
and for Erie County

221

Item No. 28 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that all residential and garage building permit applications approved by the Building Inspector on May 31, 1960 and June 6, 1960, be approved.

AYES: -6-

NOES: -0-

ABSENT: -1-

15

Item No. 29 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the application of Benderson Development Company to erect a gasoline filling station at Union Road and George Urban Boulevard, be tabled until June 20, 1960.

AYES: -6-

NOES: -0-

ABSENT: -1-

15

Item No. 30 Moved by Councilman Wroblewski, seconded by Councilman Trojanoski, that the following building permit applications approved by the Building Inspector on May 31, 1960 and June 6, 1960, be approved:

Harry Tubin
Harold J. Boxhorn
Henry Kotecki

- Concrete Block Warehouse;
- Brick Veneer Office Building;
- Extension of Store Building.

AYES: -5-

ABSENT: -1-

VOTING PRESENT: -1-
(Councilman Kaczmarek)

15

Item No. 31 The following resolution was moved by Councilman Kornecki and seconded by Councilman Bystrak:

That the following claims be approved as presented:

General Fund	- Nos. 2247	to	2320	inclusive
Highway Fund	702		738	
Special Districts	857		902	
Part Town Fund	3243		3249	
C & I	160		163	

AYES: -6-

NOES: -0-

ABSENT: -1-

6

Item No. 32 Moved by Councilman Bystrak, seconded by Councilman Wroblewski that the Town Attorney be authorized and directed to draw a resolution giving Town Employees a three week vacation.

AYES: -6-

NOES: -0-

ABSENT: -1-

Item No. 33

DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of
ANTHONY MELE

To rezone from a Residential Zone to Industrial Zone the following described property: ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, as shown by a certain survey made by Frank Gantzer in August 1953, Being part of Lot No. 79, Township 11, Range 7, of the Holland Land Company's survey and more particularly described as follows: Beginning at a point in the northerly line of Pfohl Road 53.01 feet westerly of its intersection with the west line of Transit Road, thence northwesterly a distance of 330.10 feet to the easterly line of the N.Y. Central Lands; thence southwesterly along the southeasterly line of the said railroad lands 727.63 feet to its intersection with the northerly line of Pfohl Road; thence easterly along the northerly line of Pfohl Road to the point of beginning. Said measurements being the deed measurements.

- - - - -

Item No. 33-Cont'd

The applicant intends to use the premises to wreck cars, salvage parts of cars, selling salvage parts.

The Zoning Board of Appeals conducted a public hearing on April 18, 1960, after proper notice to all proper parties. Two nearby residents appeared in opposition to the rezoning.

Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the vicinity and due to the nature of the use and the otherwise lack of industrial zoning in this area recommend that the application be denied.

/s/ Leo Kurnick
Chairman

/s/ Joseph P. Kubera

/s/ Lawrence M. Januszczak

Dated: June 4, 1960

/s/ C.G. Hanson

Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that the application of Anthony Mele to rezone the aforementioned premises from that of a Residential District to First Industrial District, be denied.

AYES: -6-

NOES: -0-

ABSENT: -1-

19

Item No. 34DECISION OF ZONING BOARD OF APPEALS

In the Matter of the Application of
EDWARD & HELEN SPULECKI

To rezone from a Residential Zone to a Business Zone the following described property: 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 79, Township 10, Range 7 of the Buffalo Creek Reservation and further distinguished as Subdivision Lots Numbers Twenty-five (25) through Thirty (30) inclusive in Block 4 as shown on a Map filed in the Erie County Clerk's Office under Cover Number 799, located at the northeast intersection of Harlem Avenue and Dingen Street in said Town. Being one hundred seventy (170) feet along the east line of Harlem Road and one hundred fourteen (114) feet along the northerly line of Dingen Street.

The applicant intends to use the premises for a Gasoline Service Station.

The Zoning Board of Appeals conducted a public hearing on May 18, 1960, after proper notice to all proper parties. A number of nearby residents appeared in opposition to the rezoning and an Attorney appeared stating that he represented 150 residents within the immediate area who are opposed to the rezoning, on grounds that values in the area would depreciate and that the installation of a gas station would be detrimental for traffic and safety purposes.

The Members of the Zoning Board of Appeals subsequently inspected the premises and other premises in the area, and in view of the opposition to the rezoning for this particular purpose, and being of the opinion that such construction would depreciate realstate values in the immediate area, and also a petition was presented with a number of names and addresses thereon, which were stated to be in favor of the rezoning although nothing on the petition indicated approval or disapproval in considering, therefor that no petition was properly presented, recommend that the application be denied.

/s/ Leo Kurnick
Chairman

/s/ Joseph P. Kubera

/s/ Lawrence Januszczak

Dated: June 4, 1960

/s/ C.G. Hanson

Item No. 34-Cont'd

Moved by Councilman Bystrak, seconded by Councilman Kaczmarek, that the application of Edward and Helen Spulecki to rezone the aforementioned premises from that of a Residential District to Business District, be denied.

AYES: -6-

NOES: -0-

ABSENT: -1-

19

Item No. 35
Wroblewski:

Moved by Councilman Kornecki, seconded by Councilman

WHEREAS, the Zoning Board of Appeals of the Town of Cheektowaga, New York, held a public hearing for the purpose of considering the application of Edward Bialacki 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 the 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 the petitioner to rezone premises from Residential District to Business District be and the same is hereby confirmed, be it

RESOLVED, by this Town Board that the Ordinance adopted December 21, 1942, and as now amended be and the same hereby is amended by changing the Zoning Map so as to change the following described property from that of Residential District to Business District.

DESCRIPTION - Lots No. 25 and 26, Transit Road, west side, north of Como Park Boulevard.

AYES: -6-

NOES: -0-

ABSENT: -1-

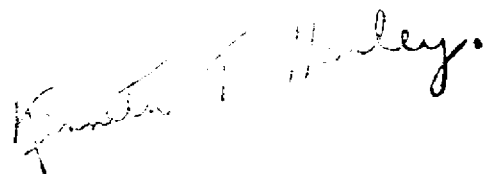
The above notice was posted on the Town Hall Bulletin Board on the 11th day of June, 1960.

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Item No. 36
to adjourn.

Moved by Councilman Bystrak, seconded by Councilman Kornecki,

SEAL



KENNETH T. HANLEY
Town Clerk

MEETING NO. 17CHEEKTOWAGA, NEW YORK
June 20, 1960

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 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman

ABSENT:	Benedict T. Holtz	Supervisor
	Stanley R. Bystrak	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Chief of Police Mersmann, and Town Engineer A.J. Kamm.

Due to the absence of Supervisor Holtz, Councilman Wroblewski was designated to act as Chairman for this meeting.

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 Referred to the Town Engineer the complaint of the Town Park Homeowners Association relating to unsanitary and hazardous conditions which exist on Town property and the property of St. Joseph's Inter-Community Hospital.

Item No. 4 Ordered referred to the Board of Assessors for a property check the petition for street lighting equipment in Wallace Avenue from Broadway to Grunner Road.

Item No. 5 Ordered referred to the Town Engineer application of Chester A. Niedzielski to remove top soil on premises owned by T. Demblewski on Walden Avenue.

Item No. 6 Referred to the Town Attorney petition for curbs, etc., on Vern Lane.

Item No. 7 Referred to Town Attorney communication from the Highway Superintendent relating to Vern Lane highway acceptance.

Item No. 8 Ordered referred to the Highway Superintendent and Councilman Trojanoski, communication relating to highway conditions in the Town, and no sidewalk construction on The Avenue and McNaughton Avenue.

Item No. 9 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski, that the request of Walter Dombrowski, an employee of the Sanitation Department for a leave of absence from June 20, 1960 to and including July 20, 1960, without salary, be granted.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 10 Moved by Councilman Fath, seconded by Councilman Trojanoski, that the request of the Town Clerk to attend the School for Town Clerks at Cornell University at Ithaca, New York, on June 27, 28, and 29, 1960, be granted and that his reasonable expenses be a proper Town charge.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 11 Moved by Councilman Kaczmarek, seconded by Councilman Kornecki, that Ronald Schusler be appointed an employee of the Recreation Department at the rate of \$2.11 per hour, effective immediately.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, a sealed proposal was received and opened at a regular meeting of this Board held on June 6, 1960, for the furnishing of five (5) voting machines to the Town of Cheektowaga, as the result of due advertisement therefor, the only proposal being made by Rockwell Manufacturing Company, in the amount of \$1,531.00 f.o.b. Jamestown, New York, for each machine; NOW, THEREFORE,

BE IT RESOLVED, that contract for the furnishing of five (5) voting machines be and hereby is awarded to Rockwell Manufacturing Company, in the amount of \$1,531.00 each, f.o.b. Jamestown, New York, and that the Supervisor be and hereby is authorized to execute a contract on behalf of the Town of Cheektowaga.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

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

BE IT RESOLVED, that the Superintendent of Highways be and he hereby is requested to make a report to this Town Board of all Town highways constructed by private contractors within the past five years, which have unreasonably deteriorated, together with the names of the contractors who constructed same, such report to be made at or before the next Town Board meeting.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 14 Councilman Kornecki offered the following resolution and moved its adoption, seconded by Councilman Trojanoski, to wit:

RESOLVED, that Holloway & Company, 2300 Rand Building, Buffalo, New York, be and are hereby engaged to perform the following services in the future for the Town of Cheektowaga: (1) Prepare the 1960 Supervisor's Annual Report to the Town Board; (2) Prepare the 1960 Supervisor's Annual Report to the State Comptroller; (3) Close the books for the year 1960; (4) Determine the proper transfers to be authorized by the Town Board at the end of the year based upon 1960 appropriations, expenditures, etc; (5) Set up the 1961 Budget in the new books of account.

The foregoing resolution was duly put to a vote on roll call which resulted as follows:

Felix T. Wroblewski	Voting AYE
Michael J. Kaczmarek	Voting AYE
Joseph Kornecki	Voting AYE
Joseph Trojanoski	Voting AYE
Alancin Fath	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted.

Item No. 15 Councilman Kornecki presented the following resolution and moved its adoption:

BE IT RESOLVED, that Holloway & Company be and they hereby are authorized to prepare the Budget for the year 1961, being the same services that have been rendered by Holloway and Company in previous years.

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

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: 15-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted.

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

RESOLVED, that Holloway & Company be hereby authorized to render service in connection with planning, executing and supervising the spreading of Special District Assessments for the Town of Cheektowaga for the Tax Year 1961. Said service to be similar to that rendered in prior years.

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

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted.

Item No. 17 Councilman Kornecki presented the following resolution and moved its adoption:

IT IS RESOLVED AS FOLLOWS:

SECTION ONE: The Town Board of the Town of Cheektowaga does hereby employ Holloway & Company to make an annual audit for the Town Board of the Town of Cheektowaga covering the calendar year 1960.

SECTION TWO: The scope of such audit shall be limited to and include only an accounting of all moneys received and disbursed by all town officers and employees, except Justices of the Peace, who received or disbursed any moneys of the Town, and shall be limited to and include only an examination of such books, records, receipts, orders, warrants, vouchers and cancelled checks as relate to the receipt or disbursement of moneys by such Town officers and employees.

SECTION THREE: The scope of such audit shall also include an examination of the civil and criminal dockets of the Justices of the Peace of the Town of Cheektowaga for the purpose of determining whether all fines and fees therein shown to have been collected have been turned over to the proper officials as required by law.

SECTION FOUR: It is the intent of this Town Board that such audit shall relate solely to an accounting of the cash receipts and disbursements of officers and employees of the Town of Cheektowaga and shall take the place and stead of the annual audit as previously made by the Town Board of the Town of Cheektowaga.

Item No. 17-Cont'd

SECTION FIVE: The following items are specifically excluded (but do not necessarily constitute the only exceptions) from the scope of said audit:

(a) The functions, correctness, regularity, legality or propriety of the action or non-action of any officer or employee of the Town of Cheektowaga, so far as same do not relate directly to the receiving or disbursing of any moneys of the Town of Cheektowaga.

(b) The correctness, regularity, legality or propriety of the assessment rolls or tax rolls of said Town of Cheektowaga.

(c) The correctness, regularity, legality or propriety of the Police Blotter or other Police Records, informations, warrants, orders, tickets, etc., so far as the same do not relate directly to the receiving or disbursing of any Town moneys by any Town officers or employees.

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

Councilman Wroblewski	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Fath	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

The resolution was thereupon declared duly adopted. 2

Item No. 18 Councilman Kaczmarek presented the following resolution and moved its adoption:

BE IT RESOLVED, that the request of Al Overacker, Jr., to sell refreshments at sporting events in the Town Park grounds, be and the same is herewith denied.

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

AYES: -5-

NOES: -0-

ABSENT: -2- 10
16

Item No. 19 Councilman Kornecki presented the following resolution and moved its adoption:

BE IT RESOLVED, that the request of the Cheektowaga Central Council of Volunteer Firemen, for permission to hold the Strates Shows from July 18 to July 23, 1960, on the property across from the Thruway Plaza on Harlem Road, be and the same is herewith granted, subject to necessary liability insurance.

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

AYES: -5-

NOES: -0-

ABSENT: -2- 15
42

Item No. 20 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, it has been found necessary to obtain easements from the Glen Estates Corporation, Nathan Rovner, Buffalo Realty Corporation, and Thruway Industrial Incorporated, along Zoerb Avenue for Trunk Sanitary Sewer and Drainage purposes, and

WHEREAS, these easements have been acquired as specified by the Town Engineer and as approved by the Town Attorney.

NOW, THEREFORE,

Item No. 20-Cont'd

BE IT RESOLVED, that the Supervisor be, and he hereby is authorized to execute the attached easements on behalf of the Town of Cheektowaga, and be it further

RESOLVED, that the Town Clerk be, and he hereby is directed to record the original of said easements in the Erie County Clerk's Office.

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

Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 21 Moved by Councilman Fath, seconded by Councilman Trojanoski, that the Chief of Police be authorized and directed to erect a "NO DUMPING SIGN" at the corner of Wildy Avenue and Pine Ridge Road.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

WHEREAS, a written petition was duly filed with this Town Board for the improvement of both sides of Greenway Boulevard extending from Fairhaven Drive, northwesterly, approximately 915 feet to Farmingdale Road, by the construction of a permanent pavement, together with the installation of receivers and all necessary underground drains, and said highway being a Town highway, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting or abutting on said portion of said public highway, owning at least one-half of the frontage or bounds on said portion of said public highway to be improved as aforesaid, and that there are no resident owners residing along said portion of said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Fifteen Thousand Dollars (\$15,000.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 200 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 Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the Town Clerk be and hereby is ordered and directed to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along said highway to be so improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Item No. 22-Cont'd

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

Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 24th day of June, 1960:

- 1 - Post at the corner of Greenway Blvd. and Fairhaven Drive;
- 2 - Post on Greenway Blvd., 25 feet northwest of Fairhaven Drive;
- 3 - Post on Greenway Blvd., 50 feet northwest of Fairhaven Drive;
- 4 - Post on Greenway Blvd., 75 feet northwest of Fairhaven Drive;
- 5 - Post on Greenway Blvd., 150 feet northwest of Fairhaven Drive.

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

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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 JUN 23 1960;
last publication JUN 23 1960;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 23 1960, 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, 1961
Registered No. 5029

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga, on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

FELIX T. WROBLEWSKI,
Councilman.
ALANCIN FATH,
Councilman.
JOSEPH TROJANOSKI,
Councilman.
JOSEPH KORNECKI,
Councilman.
MICHAEL J. KACZMAREK,
Councilman.

ABSENT:

BENEDICT T. HOLTZ,
Supervisor.
STANLEY R. BYSTRAK,
Councilman.

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board for the improvement of both sides of Greenway Boulevard extending from Fairhaven Drive, northwesterly, approximately 915 feet to Farmingdale Road, by the construction of a permanent pavement, together with the installation of receivers and all necessary underground drains, and said highway being a Town highway, and

WHEREAS, it duly appears that such petition has been signed by owners of real property fronting or abutting on said portion of said public highway, owning at least one-half of the frontage or bounds on said portion of said public highway to be improved as aforesaid, and that there are no resident owners residing along said portion of said highway proposed to be improved, and

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

WHEREAS, the maximum amount proposed to be expended for the improvement of said highway as stated in the petition, is the sum of Fifteen Thousand Dollars (\$15,000.00);

NOW, THEREFORE,

Pursuant to the provisions of Section 200 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 Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and

BE IT RESOLVED, that the

is a resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along said highway to be so improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski voting aye.

Councilman Fath voting aye.

Councilman Trojanoski voting aye.

Councilman Kornecki voting aye.

Councilman Kaczmarek voting aye.

Ayes: 5 - Noes: 0 - Absent: 2.
STATE OF NEW YORK)

COUNTY OF ERIE)

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, do hereby certify as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 20, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-22, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of June, 1960.

KENNETH T. HANLEY,
Town Clerk.

(Pub: June 23)

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

WHEREAS, a written petition was duly filed with this Town Board requesting the construction of a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on said portion of said public highway, owning at least one-half of the frontage or bounds on said portion of said public highway to be improved as aforesaid, and that there are no resident owners residing along said portion of said highway proposed to be improved, 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 portion of said highway, as stated in the petition, is the sum of Ten Thousand Eight Hundred Dollars (\$10,800.);

NOW, THEREFORE,

BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, that 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 Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and it is hereby further

RESOLVED AND ORDERED, that the Town Clerk be and he hereby is ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along said portion of said highway to be so improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Posted as follows on the 24th day of June, 1960:

- 1 - Post at the corner of Greenway Blvd., and Fairhaven Drive;
- 2 - Post on Greenway Blvd., 25 feet northwest of Fairhaven Drive;
- 3 - Post on Greenway Blvd., 50 feet northwest of Fairhaven Drive;
- 4 - Post on Greenway Blvd., 75 feet northwest of Fairhaven Drive;
- 5 - Post on Greenway Blvd., 150 feet northwest of Fairhaven Drive.

Hereto attached is a copy of the Notice published in the CHEEKTOWAGA TIMES:

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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 JUN 23 1960; last publication JUN 23 1960; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 23 1960, 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, 1961
Registered No. 5029

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

FELIX T. WROBLEWSKI,
Councilman.
ALANCIN FATH,
Councilman.
JOSEPH TROJANOSKI,
Councilman.
JOSEPH KORNECKI,
Councilman.
MICHAEL J. KACZMAREK,
Councilman.

ABSENT:

BENEDICT T. HOLTZ,
Supervisor.
STANLEY R. BYSTRAK,
Councilman.

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Town Board, requesting the construction of a lateral sewer in that portion of Greenway Boulevard extending from Fairhaven Drive, northwesterly, to the westerly lot lines of Sub Lots 124 and 295, as shown on Map Cover No. 1628, and

WHEREAS, it duly appears that such petition has been duly signed by owners of real estate fronting or abutting on said portion of said public highway, owning at least one-half of the frontage or bounds on said portion of said public highway to be improved as aforesaid, and that there are no resident owners residing along said portion of said highway proposed to be improved, 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 portion of said highway, as stated in the petition, is the sum of Ten

~~thousand~~ Dollars (\$10,800.00);

NOW, THEREFORE,
BE IT RESOLVED, pursuant to the provisions of Section 199 of the Town Law of the State of New York, that 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 Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of considering the said petition and hearing all persons interested in the subject thereof concerning the same, and it is hereby further

RESOLVED AND ORDERED, that the Town Clerk be and he hereby is ORDERED AND DIRECTED to publish a certified copy of this resolution and order in the CHEEKTOWAGA TIMES, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along said portion of said highway to be so improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

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

Councilman Wroblewski voting aye.

Councilman Fath voting aye.

Councilman Trojanoski voting aye.

Councilman Kornecki voting aye.

Councilman Kaczmarek voting aye.

Ayes: 5 - Noes: 0 - Absent 2.

STATE OF NEW YORK)
COUNTY OF ERIE)

I, Kenneth T. Hanley, Town Clerk of the Town hereinafter described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 20, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-23, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 20th day of June, 1960.

KENNETH T. HANLEY,
Town Clerk.

(Pub: June 23)

Item No. 24 This being the time and the place advertised for a public hearing for the improvement of Awood Place from Genesee Street north to Greenwood Place by the construction of Curbs, together with the installation of receivers and necessary underground drains.

The Town Clerk presented proof that the Notice of Hearing has been published and posted as required by law.

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

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, a written petition was duly filed with this Board for the improvement of both sides of Awood Place from Genesee Street north to Greenwood Place, 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, 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 both sides of said highway 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

WHEREAS, at a meeting of said Town Board duly called and held on the 6th day of June, 1960, 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 such petition, to wit: the sum of Nine Thousand, Five Hundred Dollars (\$9,500.00) and specifying that the said 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, on the 20th day of June, 1960, at 7:30 o'clock P.M., Eastern Daylight Saving Time; and

WHEREAS, the said order duly certified by the Town Clerk was 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 at the time hereinbefore mentioned, and at such time and place 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 hereby determines that it is in the public interest to make the improvement petitioned for, to wit: the construction of curbs, together with the installation of receivers and necessary underground drains, on both sides of Awood Place from Genesee Street north to Greenwood Place, and it is

RESOLVED, that Nussbaumer, Clarke & Velzy, Consulting Engineers for this Town, shall survey said Awood Place and establish the lines and grades thereof, and shall file such survey and profile in the Town Clerk's Office, and be it further

RESOLVED, that said Nussbaumer, Clarke & Velzy 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.

Item No. 24-Cont'd

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

Councilman Wroblewski	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

17
12

Item No. 25 This being the time and the place advertised for a public hearing to consider the advisability of adopting a traffic ordinance to control traffic on airports and airfields in the Town of Cheektowaga, Erie County, New York.

The Town Clerk presented proof that the Notice of Hearing has been published and posted as required by law.

The Chairman announced that the Board would hear all persons interested in the subject of the hearing.

No one appeared in favor thereof.

The following spoke against the proposed Ordinance:

James Peck -
Mr. Fallagher - representing the Town Park Home Owners Association;
Angelo Cordora - Secretary of the Liberal Party of Erie County.

The Chairman ordered the hearing closed and that the decision be reserved.

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Item No. 26 Councilman Kornecki presented the following resolution and moved its adoption:

WHEREAS, the Superintendent of Highways has requested that bids be received for the purchase of three (3) highway trucks equipped with snowplows, and that in that connection, three (3) presently owned trucks be traded in, and such Highway Superintendent has prepared the necessary specifications, which are on file in the Town Clerk's Office; NOW, THEREFORE,

BE IT RESOLVED, that the Town Clerk publish in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES, newspapers having a general circulation in the Town of Cheektowaga, the following Notice to Bidders:

NOTICE TO BIDDERS

Sealed proposals will be received and publicly opened and read by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on July 11, 1960, for the furnishing of three (3) Highway Trucks equipped with Snowplows, for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.

Dated: June 20, 1960

KENNETH T. HANLEY
Town Clerk

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

AYES: -5-

NOES: -0-

ABSENT: -2-

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS, and the CHEEKTOWAGA TIMES:

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STATE OF NEW YORK }
COUNTY OF ERIE }

ss.

NOTICE TO BIDDERS

Sealed proposals will be received and publicly opened and read by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on July 11th 1960, for the furnishing of three (3) Highway Trucks equipped with Snowplows, for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.
Dated: June 20, 1960

KENNETH T. HANLEY
Town Clerk
je23

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 23 day of June, 1960, and the last insertion being on the _____ day of _____, 19____, and that not more than ~~six~~ days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 25 day of

June 60, 1960

James T. Hanley

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

NOTICE TO BIDDERS

Sealed proposals will be received and publicly opened and read by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on July 11th 1960, for the furnishing of three (3) Highway Trucks equipped with Snowplows, for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablotny, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.
Dated: June 20, 1960

je23 KENNETH T. HANLEY
Town Clerk

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 one week:
first publication JUN 23 1960
last publication JUN 23 1960;
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 23 1960, 19.....

Eve J. Allis

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

Sworn to before me this 25

June 60,
Ken T. Hanley
Notary Public in

EVE J. ALLIS
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 19 61
Registered No. 5029

received and properly opened and read by the Town Board of the Town of Cheektowaga, Erie County, New York, at the Council Chambers of the Town Hall, corner of Broadway and Union Road, Cheektowaga, New York, at 2:30 o'clock P.M., Eastern Daylight Saving Time, on July 11th, 1960, for the furnishing of three (3) Highway Trucks equipped with Snowplows, for the Highway Department.

Information for bidders and specifications may be obtained from John J. Zablony, Superintendent of Highways, at his office in the Highway Building, on Union Road near Broadway.

Dated: June 20, 1960.

KENNETH T. HANLEY,
Town Clerk,

(Pub: June 23)

Item No. 27 This being the time and the place advertised for the receiving of sealed proposals for the purchase of one (1) six passenger four (4) door station wagon for use in the Engineering Department.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

The Town Clerk proceeded to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids received:

Mernan Chevrolet, Inc.....\$2,193.50
Keller Chevrolet, Inc..... 2,193.25

The Chairman ordered the bids referred to the Town Engineer for analysis and tabulation.

Item No. 28 This being the time and place advertised for the receiving of sealed proposals for furnishing all materials and equipment together with all labor to construct and erect a Town Park Comfort Station and Sanitary Sewer.

The Town Clerk presented proof that the Notice to Bidders has been duly published as required by law.

The Town Clerk proceeded to open and read aloud the sealed proposals on hand.

Hereto is a summary of the bids received:

Joseph P. Straubinger Construction Company...\$14,731.45
Joseph Besczynski, Contractor.....18,121.50

The Chairman ordered the bids referred to the Town Engineer for analysis and tabulation, and that the said Town Engineer report to the Town Board at a special meeting to be held on June 23, 1960, at 11 o'clock A.M., the lowest responsible bidder.

Item No. 29 The following resolution was moved by Councilman Kornecki and seconded by Councilman Wroblewski:

That the following claims be approved as presented:

General Fund	Nos. 2322	to	2573	inclusive
Highway Fund	740		754	
Special Districts	904		932	
Part Town Fund	3251		3259	
C & I	168			

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 30 Moved by Councilman Wroblewski, seconded by Councilman Kaczmarek, that the following building permit applications approved by the Building Inspector on June 20, 1960, be issued by the Town Clerk:

Louis Bukowski - 176 Grunner Road - Extension of Concrete Block Shop;
John Guida - 3513 Harlem Road - sign;
Henry Rubse - 3648 Harlem Road - sign;
The Texas Company - 1635 Kensington Avenue - 3,000 Gallon Gasoline Tank,

be it further

RESOLVED, that the application of the Iroquois Gas Corporation to erect a brick gas regulator building on Camel Court be tabled until July 11, 1960.

AYES: -5-

NOES: -0-

ABSENT: -2-

287

Item No. 31 Moved by Councilman Trojanoski, seconded by Councilman Kornecki, that the Town Clerk be authorized and directed to issue all dwelling and garage building permits approved by the Building Inspector on June 10, 1960 and June 20, 1960.

AYES: -5-

NOES: -0-

ABSENT: -2-

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

+ WHEREAS, Edmund C. Smith, Dorothy P. Smith, and James Babcock, presented an application to the Zoning Board of Appeals to rezone from a residential zone to a business zone the southeast corner of Cleveland Drive and Cayuga Road, for use as a gasoline filling station, and

WHEREAS, the Zoning Board of Appeals conducted a public hearing concerning the same, at which hearing all interested persons were given an opportunity to be heard, pro and con, and

WHEREAS, the Zoning Board of Appeals did recommend that the application be denied, and

WHEREAS, no petition was presented in favor of the proposed use.

NOW, THEREFORE, the Town Board hereby does accept the recommendation of the Zoning Board of Appeals to deny the application.

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

Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Kornecki	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Wroblewski	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 33 Moved by Councilman Fath, seconded by Councilman Trojanoski, to adjourn to June 25, 1960, at 11:00 A.M., E.O.S.T.

SEAL

Kenneth T. Hanley
KENNETH T. HANLEY
Town Clerk

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MEETING NO. 18CHEEKTOWAGA, NEW YORK
June 25, 1960

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 25th day of June, 1960, at 11:30 A.M., Eastern Daylight Saving Time, there were:

PRESENT:	Benedict T. Holtz	Supervisor
	Alancin M. Fath	Councilman
	Michael J. Kaczmarek	Councilman
	Joseph M. Trojanoski	Councilman
	Stanley R. Bystrak	Councilman

ABSENT:	Felix T. Wroblewski	Councilman
	Joseph Kornecki	Councilman

Also present were: Town Clerk Hanley; Town Attorney Kitzinger; Building & Plumbing Inspector Trafalski, and Town Engineer Kamm.

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 Moved by Councilman Trojanoski, seconded by Councilman Fath, that the Subdivision Map of Homeworth Estates Subdivision Extension No. 1, prepared by Nussbaumer, Clarke & Velzy, Inc., and dated June 20, 1960, be approved and ordered filed in the Assessors Office. E O

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 4 Ordered received and filed communication from the J.P. Straubinger Construction Company relating to Formal Construction Bid for Comfort Station and Appurtenances, Dingens Town Park. 10
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Item No. 5 Councilman Kaczmarek presented the following resolution and moved its adoption:

RESOLVED, that all bids for the erection of the Town Park Comfort Station be rejected and that the Town Clerk be authorized and directed to re-advertise for bids, said bids to be opened and read at a Town Board Meeting to be held on July 11, 1960, at 2:30 o'clock P.M., E.D.S.T.

Seconded by Councilman Fath.

Supervisor Holtz offered the following amendment to the foregoing resolution, RESOLVED, that the bid for The Town Park Comfort Station be awarded to J.P. Straubinger and Company, they being the lowest bidder.

There was no second to the amendment.

The vote on the original Resolution was as follows:

Councilman Fath	Voting AYE
Councilman Kaczmarek	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Bystrak	Voting AYE
Supervisor Holtz	Voting NAYE

AYES: -4-

NAYES: -1-

ABSENT: -2- 1
16

Item No. 6

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 11th day of July, 1960, 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 to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, 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 in the office of the Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga, 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) percent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station."

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

A surety bond 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, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

Dated: June 25, 1960

KENNETH T. HANLEY
Town Clerk

Hereto attached is a copy of the Notice published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS.

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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 11th day of July, 1960, 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 to construct and erect a Town Park Comfort Station and Sanitary Sewer in accordance with the Plans, Specifications, Contract Documents and Instructions to Bidders, prepared by Albert J. Kamm, Town Engineer, 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 Town Clerk, Cheektowaga Town Hall, Broadway and Union Road, Cheektowaga 25, New York. One copy of said documents may be obtained upon payment of \$20.00. Any bidder, upon returning such copy in good condition within thirty (30) days following the receipt of bids, will be refunded \$20.00, and any non-bidder upon so returning such copy will be refunded \$15.00.

Each proposal must be accompanied by a certified check or bid bond in the amount of five (5) per cent of the bid, payable to the order of Benedict T. Holtz, Supervisor of the Town of Cheektowaga. The bond shall be approved by the Town Attorney.

Proposals shall be submitted in sealed envelopes, plainly marked on the outside "Bid for Construction of Town Park Comfort Station."

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

A surety bond 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, make an award to other than the low bidder, should it be in the best interests of the Town, or reject any and all bids.

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

Dated: June 25, 1960

KENNETH T. HANLEY
ju30 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 week, the first insertion being on the 30th day of June, 1960, 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
L 5 1960

..... 19.....

Public in and for Erie County

Item No. 6-Cont'd

(Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

NOTICE TO CONTRACTORS

NOTICE TO CONTRACTORS

STATION
LOOK!

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 1 week, the first insertion being on the 30th day of June, 1960, and the last insertion being on the day of 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

JUL 5 1960

, 19.....

Kenneth D. Bandy

Notary Public in and for Erie County

Item No. 7 Moved by Councilman Kaczmarek, seconded by Councilman Trojanoski,

WHEREAS, sealed proposals were opened and read on June 20, 1960, for the purchase of one (1) new 1960 4-door station wagon.

WHEREAS, Keller Chevrolet, Inc., were the low bidder in the amount of \$2,193.25, be it

RESOLVED, that the Supervisor be authorized and directed to purchase from Keller Chevrolet, Inc., one (1) new 1960 4-door station wagon in the amount of \$2,193.25.

AYES: -5-

NOES: -0-

ABSENT: -2-

1
36

Item No. 8 Moved by Councilman Fath, seconded by Councilman Kaczmarek, that the request of the Town Historian to attend the Seminars of American Culture at Cooperstown, New York, on July 9, 1960 through July 16, 1960, be granted, and that her reasonable expenses be a legal Town charge.

AYES: -5-

NOES: -0-

ABSENT: -2-

31

Item No. 9 Moved by Councilman Kaczmarek,

RESOLVED, that Eugene Kolis be employed as a laborer on a part time basis in the Public Works Department.

Seconded by Councilman Trojanoski.

AYES: -4-

NAYES: -1-
(B.T. Holtz)

ABSENT: -2-

21

Item No. 10 Moved by Councilman Kaczmarek,

RESOLVED, that John Zima of heretofore appointed as a part time employee in the Sanitation Department, be and he hereby is appointed as a full time laborer in said Department, effective immediately.

Seconded by Councilman Bystrak.

AYES: -5-

NOES: -0-

ABSENT: -2-

21

Item No. 11 Councilman Kaczmarek offered the following resolution and moved its adoption:

RESOLVED, that a pay telephone station be established at the Town Park on Harlem Road, and that the Recreation Director be directed to arrange for installation of the same with the New York Telephone Company.

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

AYES: -5-

NOES: -0-

ABSENT: -2-

16
42

Item No. 12 Moved by Councilman Fath, seconded by Councilman Bystrak, that the Erie County Water Authority be authorized and directed to install the hereto attached list of fire hydrants as requested by the Forks Hose Company.

AYES: -5-

NOES: -0-

ABSENT: -2-

Item No. 12-Cont'd

June 28, 1960

FORKS FIRE DISTRICT NO. 3Proposed Hydrant Locations
Forks Fire District #3

Zoerb - 1	corner of Union and Zoerb	M. C. 293 blk. 4	S. L. 1
2	1000 feet east of Union Rd.	M. C. 2122	S. L. 1
3	corner of Zoerb and Nagel	M. C. 2122	S. L. 10
Goering - 1	Corner of Union and Goering	M. C. 293 Blk. 2	S. L. 1
2	1000 feet east of Union Rd.	M. C. 2122	S. L. 46
3	Corner of Goering and Nagel		
Nagel - 1	Corner of Walden and Nagel		
2	500 feet north of Zoerb	M. C. 2137	S. L. 143
Algiers-1	250 feet North of Zoerb	M. C. 2137	S. L. 114
Monterey-1	300 feet north of Zoerb	M. C. 2137	S. L. 91
Jamaica-1	400 feet north of Zoerb	M. C. 2137	S. L. 71
Union R.	2 each end of new high school.		

Very truly yours

/s/ John Zima
(Secretary)

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

WHEREAS, there was filed with the Town Board on October 5, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Buffalo Depew Boulevard (now known as Claudette Court) from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$17,484.09 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on October 19, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$20,000, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

Item No. 13-Cont'd

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Copy of Notice mailed to petitioners on June 28, 1960.

Posted as follows on the 30th day of June, 1960:

- 1 - Post in front of No. 121 Claudette Court;
- 2 - Tree in front of No. 57 Claudette Court;
- 3 - Tree in front of No. 50 Claudette Court;
- 4 - Telephone Pole No. 415 on Claudette Court;
- 5 - Telephone Pole at the corner of Claudette Court and Dick Road.

Hereto attached is a copy of the Notice published in the
DEPEW HERALD AND CHEEKTOWAGA NEWS:

/

13

17

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular adjourned meeting of the Town Board of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:

Felix T. Wroblewski, Councilman
Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on October 5, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Buffalo Depew Boulevard (now known as Claudette Court) from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$17,484.09 as the maximum amount proposed to be expended for such improvement, and the

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 30th day of June, 1960, and

the last insertion being on the day of 19....., and that not

more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

19.....

Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF CHEEKTOWAGA } ss.:

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

At a regular adjourned meeting of the Town Board of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:
Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:
Felix T. Wroblewski, Councilman
Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on October 5, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Buffalo Depew Boulevard (now known as Claudette Court) from Dick Road west 1331.76 feet to the property line of the Union Free School District No. 2 on the north side of said Buffalo Depew Boulevard and a distance of 1358.10 feet on the south side of said Buffalo Depew Boulevard, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$17,484.00 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on October 12, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$20,000, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and ther considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

Seconded by Councilman Kaczmarek and duly put to a vote which resulted as follows:
Supervisor Holtz, Voting Aye
Supervisor Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye

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 30th day of June, 1960, 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

1 for Erie County

Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye

Councilman Kaczmarek, Voting Aye

AYES: 5; NOES: 0; ABSENT: 2

State of New York)
County of Erie)

I, KENNETH T. HANLEY, Town Clerk of the Town hereinafter described, DO CERTIFY as follows:

1. A regular adjourned meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 25, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-25, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 25th day of June, 1960.

KENNETH T. HANLEY
Town Clerk

jc30-1

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

one week the first insertion being on the 30th day of June, 1960, and

last insertion being on the day of

1960, and that not

more than six days intervened between any two publications thereof.

day of

for Erie County

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

WHEREAS, there was filed with the Town Board on December 1, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cunard Avenue, for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$20,000 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on December 15, 1958, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expenses of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$25,000, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEFEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Copy of the Notice mailed to the petitioners on June 28, 1960.

Posted as follows on the 30th day of June, 1960:

- 1 - Post at the corner of Cunard Avenue and Genesee Street;
- 2 - Light Post No. 6 on Cunard Avenue;
- 3 - Light Post No. 3 on Cunard Avenue;
- 4 - Light Post No. 2 on Cunard Avenue;
- 5 - Light Post No. 1 on Cunard Avenue.

Hereto attached is a copy of the Notice published in the DEFEW HERALD AND CHEEKTOWAGA NEWS:

1
13
11

Item No. 14-Cont'd

(Affidavit)

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:

Felix T. Wroblewski, Councilman
Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on December 1, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cunard Avenue, for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$20,000 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on December 15, 1958, a public hear-

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
30th day of June, 1960, and
the last insertion being on the day of

....., 19....., and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this day of

1960

[Signature]
Notary Public in and for Erie County

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:

Felix T. Wroblewski, Councilman
Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on December 1, 1958, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Cunard Avenue, for its entire length, commencing at Genesee Street and running north to Winston Avenue, a distance of approximately 1440 feet, by the construction of curbs, together with the installation of receivers and necessary underground drains, and such petition stated \$20,000 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on December 15, 1958, a public hearing at which it heard all persons interested in such improvement concerning the same and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$25,000, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kaczmarek, Voting Aye

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 30th day of June, 1960, 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

1960

Public in and for Erie County

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kaczmarek, Voting Aye

AYES: 5; NOES: 0; ABSENT: 2
State of New York)
County of Erie)

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

1. A regular adjourned meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 25, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page A-26, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 25th day of June, 1960.

Kenneth T. Hanley
Town Clerk

je30-2

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 30th day of June, 1960, and the last insertion being on the day of

1960, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

day of 1960
Public in and for Erie County

Item No. 15 Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on September 28, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$6,600 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on October 19, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$7,500, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road, in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

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

Supervisor Holtz	Voting AYE
Councilman Bystrak	Voting AYE
Councilman Fath	Voting AYE
Councilman Trojanoski	Voting AYE
Councilman Kaczmarek	Voting AYE

AYES: -5-

NOES: -0-

ABSENT: -2-

Copy of the Notice mailed to the petitioners on June 28, 1960.

Posted as follows on the 30th day of June, 1960:

- 1 - Telephone Pole No. 42 on Dellwood Place;
- 2 - Telephone Pole No. 33 on Dellwood Place;
- 3 - Telephone Pole No. 20 on Dellwood Place;
- 4 - Telephone Pole on Dellwood Place, west side, 100 feet north of Genesee Street;
- 5 - Post at the corner of Dellwood Place and Genesee Street.

Hereto attached is a copy of the Notice published in the DEPEW HERALD AND CHEEKTOWAGA NEWS:

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:

- 3 Benedict T. Holtz, Supervisor
- Stanley R. Bystrak, Councilman
- Alancin Fath, Councilman
- Joseph Trojanoski, Councilman
- Michael J. Kaczmarek, Councilman

ABSENT:

- Felix T. Wroblewski, Councilman
- Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on September 28, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$6,600 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on October 19, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter

sworn to before me this day of

1960

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 one week, the first insertion being on the 30th day of June 1960, 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

STATE OF NEW YORK
COUNTY OF ERIE

ss.:

EXTRACTS FROM MINUTES
OF TOWN BOARD

At a regular adjourned meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 25th day of June, 1960, at 11:30 o'clock A.M., Eastern Daylight Saving Time, there were:

PRESENT:

Benedict T. Holtz, Supervisor
Stanley R. Bystrak, Councilman
Alancin Fath, Councilman
Joseph Trojanoski, Councilman
Michael J. Kaczmarek, Councilman

ABSENT:

Felix T. Wroblewski, Councilman
Joseph Kornecki, Councilman

Councilman Fath presented the following resolution and moved its adoption:

WHEREAS, there was filed with the Town Board on September 28, 1959, pursuant to Section 200 of the Town Law of New York, a written petition requesting the improvement of the public highway known as Dellwood Place, from Genesee Street north to Greenwood Place, a distance of approximately 485 feet, by the construction of curbs, together with the installation of necessary underground drains, and such petition stated \$6,600 as the maximum amount proposed to be expended for such improvement, and the Town Board duly held on October 19, 1959, a public hearing at which it heard all persons interested in such improvement concerning the same, and thereafter the Town Board duly determined that it is in the public interest to make such improvement and directed Nussbaumer, Clarke and Velzy, Consulting Engineers for the Town, to prepare definite plans and specifications and to make a careful estimate of the expense of such improvement, and the estimate of the cost thereof as prepared by said engineers is \$7,500, and the improvement cannot be constructed within the maximum amount proposed to be expended therefor as stated in said petition, and it is necessary to call a further public hearing on said petition and improvement; NOW, THEREFORE, it is hereby

ORDERED that the Town Board of the Town of Cheektowaga, in the County of Erie, shall meet at the Town Hall, corner of Broadway and Union Road in said Town, on the 11th day of July, 1960, at 2:30 o'clock P.M., Eastern Daylight Saving Time, for the purpose of further considering said petition and improvement and hearing all persons interested in the subject thereof concerning the same.

FURTHER ORDERED that the Town Clerk be and he hereby is ordered and directed to publish a certified copy of this resolution and order in the DEPEW HERALD AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

Seconded by Councilman Kaczmarek and duly put to a vote which resulted as follows:
Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kaczmarek,

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 30th day of June, 1960, 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 _____

1960

_____ able in and for Erie County

AND CHEEKTOWAGA NEWS, a newspaper published and having a general circulation in the Town of Cheektowaga, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing, and that the Town Clerk post conspicuously or cause to be posted conspicuously, certified copies of this resolution and order in five (5) public places along both sides of said highway to be improved, not less than ten (10) nor more than twenty (20) days prior to the date of the hearing.

FURTHER ORDERED that a copy of this order shall also be sent by regular mail to the last known address of each person who signed said petition.

Seconded by Councilman Kaczmarek and duly put to a vote which resulted as follows:
Supervisor Holtz, Voting Aye
Councilman Bystrak, Voting Aye
Councilman Fath, Voting Aye
Councilman Trojanoski, Voting Aye
Councilman Kaczmarek, Voting Aye

AYES: 5; NOES: 0; ABSENT: 2

State of New York)
County of Erie)

I, KENNETH T. HANLEY, Town Clerk of the Town hereinafter described, DO CERTIFY as follows:

1. A regular adjourned meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on June 25, 1960, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at page No. A-27, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto-affixed the corporate seal of said Town, this 25th day of June, 1960.

KENNETH T. HANLEY
Town Clerk

je30-3

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

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Richard G. Bennett

_____ day of _____, 19____
_____ blic in and for Erie County

Item No. 16

Moved by Councilman Fath, seconded by Councilman Bystrak,
to adjourn.

SEAL

Kenneth T. Hanley

KENNETH T. HANLEY
Town Clerk