

Cheektowaga, New York
April 7, 1969

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 7th day of April, 1969, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT: Daniel E. Weber	Supervisor
John V. Rogowski	Councilman
Frank E. Swiatek	Councilman
Felix Wroblewski	Councilman
Joseph R. Obstarczyk	Councilman
Donald A. Halicki	Councilman
Alancin M. Fath	Councilman

Also present were: Barbara M. Hezel, Deputy Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Henry J. Janicki, Tax Assessor; Ronald R. Norman, Receiver of Taxes; Benedict Kostrzewski, Chief of Police; Edward Banko, Sanitation Department; Carl Trafalski, Building and Plumbing Inspector; Joseph E. Pyszczyński, Justice of Peace; Dr. and Mrs. Victor Reinstein.

Supervisor Weber opened the meeting with a prayer.

I. TIME AND PLACE FOR RECEIVING BIDS

Item No. 2 Digging and Trenching Machine for Highway Department.
Referred to the Highway Department.

Item No. 3 Three (3) Mobile Radios for Highway Department.
Referred to the Highway Department.

Item No. 4 Fifteen (15) Voting Machines.
Referred to the Town Board.

Item No. 5 Corrugated Metal Pipe for 1969.
Referred to the Engineering Department.

II. PUBLIC HEARINGS

Item No. 6 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
North Transit Hill Drive	Transit Road	South Transit Hill Dr.

TYPE OF STREET LIGHTING INSTALLATION

Twenty-five (25) Lumen Post Top Electric Units.

Estimated Cost - \$13.00 per year for Two years. 50 foot lot.

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

Item No.6 cont'd.

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
North Transit Hill Drive	Transit Road	South Transit Hill Drive

TYPE OF STREET LIGHTING INSTALLATION

Twenty-Five (25) 3350 Lumen Post Top Electric Units.

Estimated Cost. \$13.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof: NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Willow Wood Drive	Marlene Drive	Creek View Drive

TYPE OF STREET LIGHTING INSTALLATION

Five (5) 3350 Lumen Post Top Type Mercury Electric Units.

Estimated Cost - \$14.50 per year for two years. 50 foot lot.

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

Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

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Item No. 7 cont'd.

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Willow Wood Drive	Marlene Drive	Creek View Drive

TYPE OF STREET LIGHTING INSTALLATION

Five (5) 3350 Lumen Post Top Type Mercury Electric Units.

Estimated Cost - \$14.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 8 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Marie Avenue	Fair Elm Lane	Including SubLot #9 on the North side map cover 2253 To & including subplot #18 on the southside Map cover 2253

TYPE OF STREET LIGHTING INSTALLATION

Six (6) 3350 Lumen Post Top Type Mercury Units.

Estimated Cost \$14.50 per year for two years. 50 foot lot.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed improvement, the Supervisor declared the hearing closed.
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Item No. 8 cont'd.

Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Marie Avenue	Fair Elm Lane	Including Sublot #9 on the Northside Map cover 2253 To & including sublot #18 on the southside map cover 2253

TYPE OF STREET LIGHTING INSTALLATION

Six (6) 3350 Lumen Post Top Type Mercury Units.

Estimated Cost \$14.50 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

(b) that it is in the public interest to grant in whole the relief south, and be it

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 9 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Lillie Lane	North Seine Drive	West Cherbourg

TYPE OF STREET LIGHTING INSTALLATION

Twelve (12) 3350 Lumen Post Top Type Mercury Units.

Estimated Cost - \$14.00 per year for two years. 50 foot lot.

The Supervisor announced that the Town Board would hear all persons interested in the subject of the hearing. No persons appearing in opposition to the proposed
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Item No. 9 cont'd.

improvement, the Supervisor declared the hearing closed.

Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Lillie Lane	North Seine Drive	West Cherbourg

TYPE OF STREET LIGHTING INSTALLATION:

Twelve (12) 3350 Lumen Post Top Type Mercury Units.

Estimated Cost - \$14.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof: NOW, THEREFORE,

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

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

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

FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York, within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

III. GENERAL COMMUNICATIONS

Item No. 10 State Department of Transportation - Notice of Action - permit application authorizing fire pre-emptor switch on Signal 328 - Route 240 Harlem Road, intersection of Cleveland Dr.

Referred to Chief of Police.

Item No. 11 State Department of Transportation - Traffic Control Report for Union Road Route 277.

Received and filed.

Item No. 12 State Public Service Commission - Case 21328 - Petition of Western New York Motor Lines for extension.

Referred to Town Attorney, Chief of Police.

Item No. 13 State Public Service Commission - Case 24946 - Petition of Western New York Motor Lines for temporary operation over the Kensington Expressway.

Referred to Town Attorney, Chief of Police.

Item No. 14 State Department of Transportation & Erie County Dept. of Public Works Suggest repealment of recently established State speed limit of 35 MPH. on Dick Road;

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Item No. 14 cont'd.

and amendment of Town's Traffic Ordinance to include Dick Road under Town's area limit of 35 MPH.

Referred to Town Attorney, Chief of Police.

Item No. 15 Village of Depew - Request for portable bleachers and two (2) voting booths for Celebration to honor 75th year as an Incorporated Village.
Referred to Town Clerk.

Item No. 16 Bar Association of Erie County - Notify Town of Cheektowaga of 12th Annual Observance Law day and inquire if Town of Cheektowaga desires to plan a program.
Referred to Town Board.

Item No. 17 New York State Department of Health - Scajauada Creek.
Referred to Town Engineer.

Item No. 18 Littering along William Street & Richard Drive.
Referred to Town Attorney, Chief of Police.

Item No. 19 Depew-Lancaster Boy's Club Inc. - Extending invitation to Annual Meeting & Dinner.
Received and filed.

Item No. 20 New York State Electric & Gas Corp. - Pending changes from 4800 Volts to 12,470 Volts.
Referred to Town Engineer.

Item No. 21 Erie County Refuse Agency - Notice of Hearing for Public Officials for Refuse Disposal District.
Referred to Town Board and Mr. Banko, Sanitation Dept.

Item No. 22 Senator Thomas F. McGowan - Acknowledging invitation to Town Board meeting April 21st.
Received and filed.

Item No. 23 Senator Thomas F. McGowan - Acknowledging receipt of resolution pertaining to the elimination of infestation of rats.
Received and filed.

Item No. 24. John J. Phelan - Acknowledging for Senator Brydges, receipt of resolution with reference to appropriation of funds to eliminate the infestation of rats.
Received and filed.

Item No. 25. Southline Fire District No. 10 - request for 18 hydrants.

Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED that permission is hereby granted the Erie County Water Authority to install (18) Eighteen Hydrants. in South Line Fire District No. 10 at the following locations:

- 1 Gardenville Pkwy. North side opposite northwest corner of Fowlers Candy Company Building
- 2 Strasbourg Drive East side of street on the southwest corner of lot #30 & Southwest corner on Lot #40
- 2 Pheasant Lane west side of street on the southeast corner of lot #21 & on the southeast corner of lot #29.
- 1 Davidson Drive on south side of the street on the northwest corner of lot #64

Item No. 25 cont'd.

- 2 East Cherbourg Dr. on the southside of the street on the northwest corner of lot No. 238 and on the northwest corner of lot No. 248.
- 2 East Toulon Dr. Southside of the street on the northeast corner of lot No. 708 and on the northeast corner of lot No. 718.
- 1 North Seine Dr, southside of the street on the northeast corner of lot No. 208.
- 2 West Toulon Dr. northside of the street on the southwest corner of lot No. 504 and on the southwest corner of lot No. 514.
- 5 North Transit Hill Dr. southside of the street
northwest corner - Lot No. 118
northeast corner - Lot No. 162
northwest corner - Lot No. 172
northwest corner - Lot No. 181
northeast corner - Lot No. 189

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 26 Southline Homeowners Association - New Cheektowaga Zoning Ordinances and Master Plan. Specifying exceptions to proposed new ordinances.
Received and filed.

Item No. 27 Southline Homeowners Association, Mayberry Committee - Requesting Town Board to rescind the approval of building permits to Hobcon Inc., 350 French Road. Permits not to be issued until contractor fulfills all obligations.
Received and filed.

Item No. 28 Walter Kudlinski - Opposing erection of Mayberry Apartments.
Received and filed.

Item No. 29 Local 1026 - Grievance Fact Sheet - Discrepancy of unpaid holidays, Columbus Day 10-12-68 and Washington's Birthday 2-22-69.
Received and filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 30 Building Permits.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that the Building Applications submitted to the Building and Plumbing Department from March 17, 1969 thru April 2, 1969 be approved with the following exceptions:

<u>TABLED</u>		
Kay Steel Inc.	3749 Harlem Road	Extend Steel Store Bldg.
Arthur F. Keicher	948 French Road	Erect concrete reinforced private garage & Warehouse.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 31 Dr. Vendetti - request for permission to attend Air Pollution Control Meeting.

Motion by Councilman Rogowski, seconded by Councilman Fath-----

WHEREAS the Air Pollution Control Association is conducting their 62nd Annual Meeting in New York City on June 23rd to the 26th, 1969.
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Item No. 31 cont'd.

BE IT RESOLVED that Louis A. Vendetti, M.D., Health Officer is authorized to attend same with all legal expenses incurred to be reimbursed by the Town,

AYES: Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: Supervisor Weber
ABSENT: 0

Item No. 32 Judge Jablonski - request permission to attend Judicial Conference.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS the Buffalo University Law School is conducting Judicial Conference Classes in Buffalo, New York on April 11-12, 18-19, and 25-26, and, Erie County Technical Institute is conducting Traffic Court Classes on April 22 and 23.

BE IT RESOLVED that John J. Jablonski, Town Justice is authorized to attend same with all legal expenses incurred to be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 33 Harry Nieswiadomy - request leave of absence.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that Harry Nieswiadomy, Sanitation Department Laborer be granted One Hundred-twenty days (120) leave of absence, beginning April 7th, 1969 without pay.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 34 Matthew Rafalski - request thirty day sick leave extension.

Motion by Supervisor Weber, seconded by Councilman Obstarczyk-----

RESOLVED that Matthew Rafalski, Motor Equipment Operator Class B, in the Highway Department be granted a thirty-day (30) Sick Leave Extension.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 35 Edward W. Cichy, Pres. Local 1026 - request for extension of time to negotiate new contract.

Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED that the provisions of the Contract requested to be negotiated by Local 1026, if agreed to by this Town Board, shall be effective as of April 15, 1969; it being understood that this resolution shall not apply to any Contract negotiated in the future, except for that resulting from the present negotiating procedures being presently undertaken by the said Local and the Town Board.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 36 Chester L. Bryan, Town Engineer - Advertise Bids for Sewer Bucket Machines.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

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Item No. 36 cont'd.

WHEREAS the Engineering Dept. has notified the Town Board that the Sewer Maintenance Dept. is in need of Sewer Bucket Machines.

RESOLVED that this request be granted and that the Town Clerk be directed to publish a NOTICE TO BIDDERS in connection with the said Sewer Bucket Machines, notice to be published in the Cheektowaga Times and the Depew Herald & Cheektowaga News, and be it further

RESOLVED that the Town Board meet on the 21st day of April 1969 at 7:30 P.M. Eastern Standard Time, at the Town Hall, Broadway and Union Road, Cheektowaga, N.Y. 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 21, 1969 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road for Sewer Bucket Machines.

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

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

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

BENEDICT T. HOLTZ
Town Clerk

DATED: April 7, 1969
PUBLISHED: April 10, 1969

(Affidavit on next page)

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 10th day of April, 1969, 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

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on April 21, 1969 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road for Sewer Bucket Ma-

intenance for bidders and specifications may be obtained from the Town Clerk at \$1.00 of said Town.

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

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

BENEDICT T. HOLTZ

Town Clerk

Dated: April 7, 1969

Published: April 10, 1969

Sworn to before me this 14th day of

April, 1969
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1970

called and considered by the
Town Board of the Town of Cheektowage on April 21, 1969 at 7:30
P.M. at the Town Hall, corner of
Broadway and Union Road for
Sewer Bucket Machines.

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

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

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

BENEDICT T. HOLTZ,
Town Clerk

Dated: April 7, 1969
Published: April 10, 1969
(s10)

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 12 weeks; first publication APR 10 1969; last publication APR 10 1969; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this APR 15 1969

day of APR 15 1969, 1969

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK

Notary Public, State of New York

Qualified in Erie County

My Commission Expires March 30, 1970

Item No. 37 Chester L. Bryan, Town Engineer - Award of Bids for one 3/4 ton pick-up truck (with resolution).

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

WHEREAS Notice to Bidders was duly published for the receipt of bids for the furnishing of one 3/4 Ton Pickup Truck, which bids were duly received and opened at this meeting, and

WHEREAS said bids were referred to the Town Engineer for analysis, tabulation, and report, and

WHEREAS said Town Engineer has submitted the same, which is hereto attached and made a part hereof; NOW, THEREFORE

BE IT RESOLVED that the contract for the furnishing of one 3/4 Ton Pickup Truck be awarded to Mernan Chevrolet, Inc., 2751 Bailey Ave., Buffalo, New York for their bid in the amount of \$2,300.00 said bid being the lowest bid meeting specifications.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 38 Chester L. Bryan, Town Engineer - Sewage Treatment Plant Operator Trainee (with resolution).

Motion by Supervisor Weber, seconded by Councilman Rogowski-----

WHEREAS Anthony J. Terranova was listed on the eligibility list for the position of sewage treatment plant operator trainee as the result of an open competitive examination, NOW, THEREFORE,

BE IT RESOLVED that Anthony J. Terranova, Cheektowaga, N.Y., is hereby appointed to the position of sewage treatment plant operator trainee in the Town of Cheektowaga effective April 28, 1969 at the rate of \$3.13 per hour, and be it further

RESOLVED that the Erie County Personnel Director schedule an examination for the position of sewage treatment plant operator trainee to meet anticipated needs.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 39 Chester L. Bryan, Town Engineer - Shift assignments at Sewage Treatment Plants No. 3 and 5.
Referred to the Town Board

Item No. 40 Anthony LoRusso, Deputy Town Attorney - Report of appraisal costs by Lelonek -
Town Board has no objection.
Referred to Town Attorney.

Item No. 41 Chester L. Bryan, Town Engineer - Authorization to file application with Department of Housing & Urban Development for Federal Aid (with resolution).

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS the Town of Cheektowaga desires to extend its Sanitary Sewer District #7 to serve the northeast portion of the Town and ,

WHEREAS the extension of the said Sewer District and the construction of a relief sewer would be dependent on the availability of a federal grant for construction purposes, NOW THEREFORE,

BE IT RESOLVED that authorization with the Department of Housing and Urban Development for said federal aid.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
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Item No. 41 cont'd.

NAYES: 0
ABSENT: 0

Item No. 42 Benedict L. Kostrzewski, Chief of Police - outstanding parking tags.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the Traffic Tickets whose numbers are contained on the attached list, for the reasons stated in the communication from the Chief of Police which is also attached, and on his recommendation, are herewith cancelled as unenforceable.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 43 Carl Oddo - requesting retirement.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the resignation of Carl Oddo from position of Laborer, dated April 2, 1969, be accepted, effective April 18, 1969; and that there shall be paid to him the commuted value of vacation time standing to his credit of one week, and be it

FURTHER RESOLVED that this position remain vacant and shall not be filled.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 44 Supervisor's comments.

Communication from Chief Kostrzewski to consider decision to have a radio repairman available for services beginning June 1, 1969.
No action taken.

Communication from J.E. Lyon, Superintendent, Buffalo Terminal, Erie Lackawanna Railway - To study main entrance to Sison Yard off Union Road with thought in mind of installing a traffic light.
Referred to Chief of Police.

Resolution from Town of Clarence opposing County Planning Agency and any changes by the County Planning Agency.
Received and filed.

Communication from Walter J. Grys - Complaining of backing up of sewage and waste water into the basements of various residences on Ceil Drive.
Referred to Engineer.

V. RESOLUTIONS

Item No. 45 Motion by Supervisor Weber, seconded by Councilman Halicki-----

WHEREAS bids were duly received as a result of advertisement therefore, at a meeting of this Town Board held on March 17, 1969 which bids were referred to the Chief of Police for his examination and recommendation which he has made in the attached communication dated March 31, 1969, NOW THEREFORE,

BE IT RESOLVED that Police Cars be purchased from Mernan Chevrolet Inc., as per its bid submitted on March 17, 1969 in the net amount of \$24,290.00, the bid covering furnishing of sixteen (16) Police Cars, two (2) Station Wagons, and a trade-in of sixteen (16) Used Police Cars.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Obstarczyk, Halicki Swiatek and Fath.

4/7/69

Item No. 45 cont'd.

NAYES: 0
ABSENT: 0

Item No. 46 Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

WHEREAS the Cheektowaga Youth Board has recently hired an Executive Director, and

WHEREAS the Youth Board is now operating under a budget for the first time in the year 1969; NOW THEREFORE,

BE IT RESOLVED that the term of office for all Youth Board members be extended for one year without pay.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 1
ABSENT: 0

Item No. 47 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

WHEREAS a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, herein- after more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 7th day of April, 1969.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Oakwood Drive	Birchwood Drive	Sprucewood Dr.

TYPE OF STREET LIGHTING INSTALLATION

Eleven (11) 3350 Lumen Post Top Type Electric Mercury Units.

Estimated Cost - \$12.00 per year for two years. 50 foot lot.

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 21st day of April, 1969, at 7:30 o'clock P.M., Eastern Standard Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0
ABSENT: 0

(Affidavit on next page)

STATE OF NEW YORK }
COUNTY OF ERIE } SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 11th day of April, 19 69, acting pursuant to an order and resolution adopted by the Town Board of said Town on April 7th, 19 69, I posted a certified copy of said order and resolution relating to street lighting on Oakwood Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA and CHEEKTOWAGA TIMES NEWS/on April 10th, 19 69

BENEDICT T. HOLTZ,
Town Clerk.

Sworn to before me this

11 day of April, 19 69
Barbara Hezel

BARBARA HEZEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 19 70

presented to this Town Board on the 7th day of April, 1969.

**PUBLIC HIGHWAY
TO BE IMPROVED**

Name of Highway: Oakwood Drive; From: Birchwood Drive; To: Sprucewood Drive.

**TYPE OF STREET
LIGHTING INSTALLATION**
Eleven (11) 3350 Lumen Post Top Type Electric Mercury Units.

and
Estimated Cost - \$12.00 per year for two years. 50 foot lot.

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 21st day of April, 1969, at 7:00 o'clock P.M., Eastern Standard Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald and Cheektowaga News and in the Cheektowaga TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

SUPERVISOR:
Weber Voting AYE
COUNCILMEN:
Rogowski Voting AYE
Wroblewski Voting AYE
Swiatek Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Fath Voting AYE
AYES: 7 NOES: 0 ABSENT: 0

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

At a Regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 7th day of April, 1969, at 2:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT: 0

Item No. 47 Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was

**STATE OF NEW YORK)
COUNTY OF ERIE)**

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

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 7th 1969, 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 Item No. 47, inclusive, of said book.

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

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 8th day of April, 1969.

BENEDICT T. HOLTZ,
Town Clerk

STATE OF NEW YORK
COUNTY OF ERIE

SS.

The Depew Taxpayer's Association will hold a public meeting on Monday, April 14th at 8 p.m. at the Depew Public Library on Columbia Ave. to review the proposed Depew village budget. "We urge any Depew residents who are interested in keeping their village taxes from constantly going up to attend this meeting," Louis DeLuca said.

could be a switching problem, and...
Bryan said the cost would be...
during the blackout, the...
which would operate the line...
auxiliary unit could be tested...
but asked if some kind of an...
said. Supervisor Daniel E. De...
by a sanitation worker, it was...
ing, and they must be alerted...
in the sewer lines stop work...
the township, the line...
When the power starts off...
ing it...
any savings to the town by the...
action to learn if there would be...
the proposed county rates...
directed to attend a hearing...
at the Depew Taxpayer's Association...

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 10th day of April, 1969, and the last insertion being on the day of 1969, and that not more than six days intervened between any two publications thereof.

Richard G. Bennett

Sworn to before me this 14th day of

April, 1969
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1970

RICHARD G. BENNETT

**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 7th day of April, 1969, at 2:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman
Donald A. Halicki, Councilman
Alancia M. Fath, Councilman

ABSENT: 0

Item No. 47

Councilman Obstarczyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 7th day of April, 1969.

Public Highway to be Improved
Oakwood Drive from Birchwood Drive to Sprucewood Drive

Whereas Street Lighting Installation
Silver (11) 350 Lumen Foot
Candle Type Electric Mercury
Units. Estimated Cost — \$12.00
per year for two years. 50 foot
lot.

WHEREAS, Andrew H. Schwank, Henry J. Janicki, and Charles A. Kozminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 21st day of April, 1969, at 7:30 o'clock p.m., Eastern Standard Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald & Cheektowaga News, and Cheektowaga Times newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman

Voting Aye
Councilman Rogowski
Voting Aye
Councilman Wroblewski
Voting Aye
Councilman Swiatek
Voting Aye
Councilman Obstarczyk
Voting Aye
Councilman Halicki
Voting Aye
Councilman Fath

AYES: 7; NOES: 0; ABSENT 0
State of New York)
County of Erie)

1. BENEDICT T. HOLTZ,
Town Clerk of the Town hereinafter described, **DO HEREBY CERTIFY** as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 7th, 1969, 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 Item No. 47 inclusive, of said book.

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

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

In Witness Whereof, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 8th day of April, 1969.
BENEDICT T. HOLTZ,
Town Clerk ap10

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 APR 10 1969:
last publication APR 10 1969:
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this APR 15 1969
day of APR 15 1969, 1969

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE

ss:

TOWN CLERK'S OFFICE, CHEEKTOWAGA
NOTICE OF PUBLIC HEARING
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 21st day of April, 1969 at 7:30 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, said proposed amendments relating to ARTICLE VIII - Stop and Yield Intersections - Section 80; ARTICLE X - Parking, Standing and Stopping - Section 102; and ARTICLE XIII - Truck Exclusions - Section 131. A copy of the proposed amendments is on file in the Town Clerk's Office where the same may be examined during regular business hours.
BY ORDER OF THE TOWN BOARD OF THE TOWN OF CHEEKTOWAGA, ERIE COUNTY, NEW YORK.
Dated: April 7, 1969
BENEDICT T. HOLTZ
Town Clerk
ap10

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 10th day of April, 1969, 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 14th day of

April, 1969
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1970

NOTICE OF HEARING
TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 21st day of April, 1969 at 7:30 o'clock P.M., Eastern Standard Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967, and proposed amendments relating to ARTICLE VII - Signs and Traffic Intersections - Section 80; ARTICLE X - Parking, Standing and Stopping - Section 102, and ARTICLE XII - Truck Exclusions - Section 121.

A copy of the proposed amendments is on file in the Town Clerk's Office where the same may be examined during regular business hours.

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

BERNARD A. SOLTZ,
Town Clerk

Dated: April 7, 1969
(10)

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

WILLARD C. ALLES, 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 APR 10 69
last publication APR 10 69
and that no more than six days intervened between publications.

Willard C. Alles
Sworn to before me this
APR 15 1969
day of, 19.....
Eleanor M. Dziolak
Notary Public in and for Erie County, N. Y.

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

VI. SUSPENSION OF RULES

Item No. 51 .. Motion by Councilman Fath, seconded by Councilman Rogowski-----

RESOLVED that proper clothing shall be provided for the employees of the Sewer Maintenance Department and Disposal Plants at the expense of the Sewer District served by said employees.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 52 Motion by Councilman Obstarczyk, seconded by Councilman Rogowski-----

RESOLVED that Ronald S. Maciejewski of , and Edward Vendetti of Cheektowaga, New York, Assistant Building Inspectors salary be increased to \$7,625.00 effective immediately.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 53 Motion by Councilman Obstarczyk, seconded by Councilman Rogowski to adjourn meeting.

BARBARA ML HEZEL
Deputy Town Clerk

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 21st day of April, 1969 at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Benedict L. Kostrzewski, Chief of Police; Carl Trafalski, Building and Plumbing Inspector; Andrew Schwenk, Assessor; and Ted Skowron, Highway Department.

I. BIDS

Item No. 2 Sewer Bucket Machines.
Bid referred to Town Engineer Bryan.

II. PUBLIC HEARINGS

Item No. 3 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment herinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Oakwood Drive	Birchwood Drive	Sprucewood Drive

TYPE OF STREET LIGHTING INSTALLATION

Eleven (11) 3350 Lumen Post Top Type Electric Mercury Units.
Estimated cost \$12.00 per year for two years. 50 foot lot.

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

Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Oakwood Drive	Birchwood Drive	Sprucewood Drive

4/21/69

Item No. 3 cont'd

TYPE OF STREET LIGHTING INSTALLATION

Eleven (11) 3350 Lumen Post Top Type Electric Mercury Units.
Estimated cost \$12.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof; NOW, THEREFORE,

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

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

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

FURTHER RESOLVED that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York within ten (10) days after the adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 4 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

WHEREAS this Town Board duly held a Public Hearing on April 21, 1969 to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967 said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE; BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie, and State of New York, and said Amendments are herewith adopted and enacted.

Article VIII — Stop and Yield Intersections — Section 80 is amended by adding thereto the following:

STREET	DIRECTION	ENTRANCE STREET	TRAFFIC STOPS	SIGN LOCATION
Crescent Ct.	East-West	Wheaton Dr.	Southbound	N.W. Cor.
Dismarck St.	East-West	Shanley St.	Northbound	S.E. Cor.
Fradine Dr.	Nor.-South	Mayberry Dr.	Eastbound	S.W. Cor.
Fradine Dr.	Nor.-South	Mayberry Dr.	Westbound	N.E. Cor.
Jedith Dr.	East-West	Theresa Dr.	Eastbound	S.W. Cor.
Samantha Way	East-West	Steven Dr.	Southbound	N.W. Cor.
Marrano Pkwy.	East-West	Eileen Ct.	Southbound	N.W. Cor.
Caprice Dr.	East-West	Delphi Dr.	Northbound	S.E. Cor.
Gaby Lane	East-West	Francine Dr.	Northbound	S.E. Cor.
Fairview Lane	East-West	Rosemead Ln.	Southbound	N.W. Cor.
Fairview Lane	East-West	Marie Ave.	Westbound	N.E. Cor.
Albendale Rd.	Nor.-South	Kendale Rd. (N)	Westbound	N.E. Cor.
Albendale Rd.	Nor.-South	Kendale Rd. (S)	Westbound	N.E. Cor.
Harbour Dr.	Nor.-South	Poicianna Pkwy.	Eastbound	S.W. Cor.
Peinkofer Dr.	Nor.-South	Balbach Dr.	Southbound	N.W. Cor.
Stanislaus St.	Nor.-South	Poicianna Pkwy.	Eastbound	S.W. Cor.
S. Century Rd.	Nor.-South	Mezford Dr.	Westbound	N.E. Cor.
Highview Rd.	Nor.-South	Mezford Dr.	Eastbound	S.W. Cor.
Mezford Dr.	East-West	Furlong Rd.	Northbound	S.E. Cor.
Southgate Rd.	East-West	Furlong Rd.	Southbound	N.W. Cor.

Article X — Parking, Standing and Stopping — Section 102 is amended by adding thereto the following under "Titles as shown";
Street — One side parking.

SOUTHERN PKWY. Northside: East from eastline of Harlem Rd. to west curb of Eastland Pkwy.

Article X — Parking, Standing and Stopping — Section 102 is amended by deleting therefrom the following:
Street — One side parking.

SOUTHERN PKWY. Northside: From East curb of Harlem Ave. to West curb of West Grand Blvd.

Article XIII — Truck Exclusions — Section 131 is amended by adding thereto the following streets:

HAWTHORNE AVE. — From Como Park Blvd. to Bennett Rd.
HOMEWOOD AVE. — From Como Park Blvd. to Bennett Rd.
CENTER AVE. — From Como Park Blvd. to Bennett Rd.
VITA DR. — From Como Park Blvd. to Bennett Rd.

4/21/69

Item No. 3 cont'd

Section 2. Time to take effect.

(a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these Amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.

These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York outside of the Villages of Depew and Sloan.

Section 4. Publication and Posting.

That these amendments to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the Depew Herald and Cheektowaga News and in the Cheektowaga Times, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of these amendments specifying the date of adoption thereof.

AYES:	Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES:	0
ABSENT:	0

(Affidavit attached)

STATE OF NEW YORK

COUNTY OF ERIE

SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 7th day of May 1969,

acting pursuant to an order and resolution adopted by the Town Board of said Town on April 21, 1969, I posted a printed ~~certified~~ copy of said amendment to Traffic Ordinance relating to ART. VIII-Stop and Yield Intersections-Sec. 80; ART. X-Parking, Standing, and Stopping-Sec. 102; and ART. XIII-Truck Exclusions-Sec. 131 on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA NEWS on May 1, 1969.

Benedict T. Holtz

BENEDICT T. HOLTZ,

Town Clerk.

Sworn to before me this

7 day of May 1969
Barbara Hezel

BARBARA HEZEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

\$\$.:

being duly sworn, deposes and says that he is the

of the

Depend

Richard B. Brunen

May 19 69

Carol P. Bennett

CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
 Qualified in Erie County
 My Commission Expires March 30, 1970

WHEREAS, this Town Board

my1

G. BENNETT

Legal Notice

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 21st day of April, 1969, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski, Councilman

Frank E. Swiatek, Councilman
Joseph R. Obstarczyk, Councilman

Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT: 0

Councilman Obstarczyk offered the following resolution and

moved its adoption:

WHEREAS, this Town Board duly held a Public Hearing on April 21, 1969 to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Town Board determine that it is in the public interest to adopt the following Amendments to the Traffic Ordinance of the Town of Cheektowaga, County of Erie, and State of New York, and said Amendments are herewith adopted and enacted.

Article VIII - Stop and Yield Intersections - Section 80 is amended by adding thereto the following:

STREET	DIRECTION	ENTRANCE STREET	TRAFFIC STOPS	SIGN LOCATION
Creasant Ct.	East-West	Wheaton Dr.	Southbound	N.W. Cor.
Bismarck St.	East-West	Shanley St.	Northbound	S.E. Cor.
Fradnee Dr.	Nor-South	Mayberry Dr.	Eastbound	S.W. Cor.
Fradnee Dr.	Nor-South	Mayberry Dr.	Westbound	N.E. Cor.
Judith Dr.	East-West	Mayberry Dr.	Eastbound	S.W. Cor.
Samantha Way	East-West	Steven Dr.	Southbound	N.W. Cor.
Marrano Pkwy	East-West	Eileen Ct.	Southbound	N.W. Cor.
Caprice Dr.	East-West	Delphi Dr.	Northbound	S.E. Cor.
Gaby Lane	East-West	Francine Dr.	Northbound	S.E. Cor.
Fairhelm Lane	East-West	Rosemead Ln.	Southbound	N.W. Cor.
Fairhelm Lane	East-West	Marie Ave.	Westbound	N.E. Cor.
Allendale Rd.	Nor-South	Kendale Rd. (N)	Westbound	N.E. Cor.
Allendale Rd.	Nor-South	Kendale Rd. (S)	Westbound	N.E. Cor.
Harbour Dr.	Nor-South	Poicianna Pkwy.	Eastbound	S.W. Cor.
Peiskofer Dr.	Nor-South	Balbach Dr.	Southbound	N.W. Cor.
Stanislaus St.	Nor-South	Poicianna Pkwy.	Eastbound	S.W. Cor.
S. Century Rd.	Nor-South	Meaford Dr.	Westbound	N.E. Cor.
Highview Rd.	Nor-South	Meaford Dr.	Eastbound	S.W. Cor.
Meaford Dr.	East-West	Furlong Rd.	Northbound	S.E. Cor.
Southgate Rd.	East-West	Furlong Rd.	Southbound	N.W. Cor.

Article X - Parking, Standing and Stopping - Section 102 is amended by adding thereto the following under "Titles as shown";

Street One side parking
Southern Pkwy. Northside: East from eastline of Harlem Rd. to west curb of Eastland Pkwy.

Article X - Parking, Standing and Stopping - Section 102 is amended by deleting therefrom the following;

Street One side parking
Southern Pkwy. Northside: From East curb of Harlem Ave. to West curb of West curb of West Grand Blvd.

Article XIII - Truck Exclusions - Section 131 is amended by adding thereto the following streets:

Hawthorne Ave. - From Como Park Blvd. to Bennett Rd.
Homewood Ave. - From Como Park Blvd. to Bennett Rd.
Center Ave. - From Como Park Blvd. to Bennett Rd.
Vita Dr. - From Como Park Blvd. to Bennett Rd.

Section 2. Time to take effect.

(a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

(b) Any part or parts of these Amendments which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York shall take effect from and after the day on which approval in writing is received from the New York State Traffic Commission.

Section 3. Territorial Application.

These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Section 4. Publication and Posting.

That these Amendments to said Traffic Ordinance shall be entered in the minutes of this Town Board and shall be published in the Depew Herald and Cheektowaga News and in the Cheektowaga TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall have them enter in the Ordinance Book.

copy of these Amendments specifying the date of adoption thereof.

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

SUPERVISOR:

Weber Voting AYE
COUNCILMEN:
Rogowski Voting AYE
Wroblewski Voting AYE
Swiatek Voting AYE
Obstarczyk Voting AYE
Halicki Voting AYE
Fath Voting AYE
AYES: 7 NOES: 0 ABSENT: 0

STATE OF NEW YORK)
COUNTY OF ERIE)

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

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 21, 1969, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 3, 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 re-

ferred 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, and I do hereby certify that the foregoing contains a true copy of the Amendments to the said Traffic Ordinance, duly adopted by said Town Board of the Town of Cheektowaga on April 21, 1969.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 22nd day of April, 1969.

BENEDICT T. HOLTZ,
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for one week:
first publication MAY 1 1969
last publication MAY 1 1969
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this MAY 12 1969
day of _____, 19____

Eleanor M. Dzieda

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

ELEONORE M. DZIEDA
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1972

BARBARA WEZEL
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1972

**LEGAL
EXTRACTS FROM MINUTES
OF TOWN BOARD**

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PRESENT:

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John V. Rogowski Councilman
Felix T. Wroblewski Councilman
Frank E. Swiatek Councilman
Joseph R. Obstarczyk Councilman

Donald A. Halicki Councilman
Alancin M. Fath Councilman

ABSENT: 0

Councilman Obstarczyk offered the following resolution and moved its adoption:

WHEREAS, this Town Board

duly held a Public Hearing on April 21, 1969 to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

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Pradine Dr.	Nor.-South	Mayberry Dr.	Westbound	N.E. Cor.
Judith Dr.	East-West	Theresa Dr.	Eastbound	S.W. Cor.
Samantha Way	East-West	Steven Dr.	Southbound	N.W. Cor.
Marrano Pkwy.	East-West	Eileen Ct.	Southbound	N.W. Cor.
Caprice Dr.	East-West	Delphi Dr.	Northbound	S.E. Cor.
Gaby Lane	East-West	Francine Dr.	Northbound	S.E. Cor.
Fairlawn Lane	East-West	Rosemead Ln.	Southbound	N.W. Cor.
Fairlawn Lane	East-West	Marie Ave.	Westbound	N.E. Cor.
Alendale Rd.	Nor.-South	Kendale Rd. (N)	Westbound	N.E. Cor.
Alendale Rd.	Nor.-South	Kendale Rd. (S)	Westbound	N.E. Cor.
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Highview Rd.	Nor.-South	Meaford Dr.	Eastbound	S.W. Cor.
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Street — One side parking.

SOUTHERN PKWY. Northside: East from eastline of Harlem Rd. to west curb of Eastland Pkwy.

Article X — Parking, Standing and Stopping — Section 102 is amended by deleting therefrom the following:

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HAWTHORNE AVE. — From Como Park Blvd. to Bennett Rd.

HOMEWOOD AVE. — From Como Park Blvd. to Bennett Rd.

CENTER AVE. — From Como Park Blvd. to Bennett Rd.

VITA DR. — From Como Park Blvd. to Bennett Rd.

Section 2. Time to take effect.

(a) These Amendments shall take effect immediately except those parts, if any, which are subject to approval under Section 1684 of the Vehicle and Traffic Law of the State of New York.

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Section 3. Territorial Application.

These Amendments shall apply to all of the Town of Cheektowaga, Erie County, New York, outside of the Villages of Depew and Sloan.

Section 4. Publication and

Councilman Obstarczyk **AYE**
Councilman Halicki **AYE**
Councilman Fath **AYE**
AYES: 7, NOES: 0, ABSENT: 0
STATE OF NEW YORK
COUNTY OF ERIE

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2. I have compared the at-

LEGAL EXTRACTS FROM MINUTES OF TOWN BOARD

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Felix T. Wroblewski Councilman
Frank E. Swiatek Councilman
Joseph R. Obstarczyk Councilman

Donald A. Halicki Councilman
Alancin M. Fath Councilman
ABSENT: 0

Councilman Obstarczyk offered the following resolution and moved its adoption:

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duly held a Public Hearing on April 21, 1969 to consider the advisability of adoption of proposed Amendments to the Traffic Ordinance of the Town of Cheektowaga which was adopted July 17, 1967, said Hearing being held in accordance with Notice thereof which was duly published as required by law, at which Hearing an opportunity to be heard was afforded all persons interested in the subject thereof.

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

Supervisor Weber **AYE**
Councilman Rogowski **AYE**
Councilman Wroblewski **AYE**
Councilman Swiatek **AYE**

Councilman Obstarczyk **AYE**
Councilman Halicki **AYE**
Councilman Fath **AYE**
AYES: 7, NOES: 0, ABSENT: 0
STATE OF NEW YORK
COUNTY OF ERIE

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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, and I do hereby certify that the foregoing contains a true copy of the Amendments to the said Traffic Ordinance duly adopted by said Town Board of the Town of Cheektowaga on April 21, 1969.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 21st day of April, 1969.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

myl

III. GENERAL COMMUNICATIONS

Item No. 5 Thomas F. McGowan, Senator, 54th District- (with attached communication from State Department of Transportation, dated 11/26/68; previously received)- pedestrian bridge over State Thruway on Garland Avenue; will be glad to meet with Town Board in May.

Town Board will meet with Senator McGowan and Assemblyman Lis May 19.

Item No. 6 State Department of Transportation- two Notices of Action- final corrective measures regarding 35 MPH speed limit on Dick Road.
Referred to Chief Kostrzewski.

Item No. 7 Erie County Department of Public Works to Mr. Bryan- study to relocate existing 24 inch diameter culvert outfall, now emptying to south of William Street, thru Senko property to Cayuga Creek. Cannot accomodate one suggestion but will enlarge their system to carry water to an easterly junction, at a cost of \$12,000 which must be borne by the Town. Also suggest reconstruction of William Street lie dormant until this problem is cleared up.

Referred to Town Engineer Bryan, and Town Attorney Kitzinger.

Item No. 8 N.Y.S. Supervisors' and County Legislators' Association- relating aims and purposes of the organization.
Referred to the Town Board.

Item No. 9 Notice of Motion and Petition- John and Irene Michalik.
Referred to Town Attorney Kitzinger to take the necessary action to defend the Town, the Receiver of Taxes, and Andrew Schwenk, Chairman of the Board of Assessors.

Item No. 10 South Line Fire District No. 10- request 6 hydrants.

Motion by Councilman Wroblewski, seconded by Councilman Swiatek-----

RESOLVED that the Erie County Water Authority is authorized to furnish, erect, and maintain hydrants in the following places in South Line Fire District No. 10:

1 hydrant on Garden Village Drive 500 feet south of the existing hydrant on the west side of the street

2 hydrants on Bronx Drive:
on the north side of the street on the southwest corner of Lot No. 9
on the southwest corner of Lot No. 19

2 hydrants on Lemans Drive:
on the south side of the street on the northeast corner of Lot No. 108
on the northeast corner of Lot No. 117

1 hydrant on ~~Siberling~~ ^{Siberling} Drive on the west side of the street on the southeast corner of Lot No. 4

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 11 Doyle Fire District No. 1- request 21 hydrants.

Motion by Councilman Wroblewski, seconded by Councilman Swiatek-----

RESOLVED that the Erie County Water Authority is authorized to furnish, erect, and maintain hydrants in the following places in Doyle Fire District No. 1:

4/21/69

Item No. 11 cont'd

1	hydrant at Maria Street
1	" " Fair Oaks & Vern Lane
1	" " Fair elm & Rosemead Street
1	" " Raymond & Dowmer Street
1	" " 229 Ludwig
1	" " 151 Ludwig
1	" " 45 Ludwig
1	" " 39 Trudy Lane
1	" " 201 St. Felix
1	" " 1060 Harlem Road
1	" " North Pleasant & Richard Drive
1	" " in middle of North Pleasant between Bismark & Richard Drive
1	" " William & Medina Street
1	" " 188 Standard Parkway
1	" " Iroquois & Center Street
1	" " in middle of Wabash between Center & Strastman
1	" " Peoria & Center Street
1	" " Veterans & Helen Street
1	" " Laura Court & Edmund Street
1	" " William Street between Cayuga Creek Road & Union Road
1	" " Shopping Plaza north of Clinton, east of Harlem Road

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 12 West Seneca Central School- request they be notified of meetings
relative to changes in the present Zoning Ordinance, as they are interested in changes
having an impact on the student population.
Referred to Town Clerk Holtz to notify them of the same.

Item No. 13 West Seneca Central School- supporting recommendations of Southline
Homeowners Assoc. which would restrict density of population in their school district.
Referred to the Cheektowaga Planning Commission.

Item No. 14 Petition- Property Owners on Lordan Drive, opposed to proposed upcoming
construction of apartments at Lordan and French Road.
Received and held until building application is filed.

Item No. 15 Cheektowaga Fire Chief's Mutual Aid Assoc.- oppose any and all new
Trailer Parks as a burden on the fire service and taxpayers.
Received and filed.

----- Councilman Wroblewski excused.

Item No. 16 Southline Homeowners Assoc., Towers Blvd. & Brentwood Dr. Transportation
Committee- request to State Department of Transportation to review Lancaster Express-
way plans; and their request to have no exits whatsoever entering into the Southline
area.

Referred to Town Attorney Kitzynger.

Item No. 17 Cheektowaga Planning Commission- revised Zoning Ordinance and Map "final"
report". Recommend Town Board schedule a public hearing on the proposed revisions to
the revised Zoning Ordinance and Map; and that the revised ordinance be adopted as soon
as possible.

Referred to the Town Board.

Item No. 18 United States Department of the Interior- request previously requested
information to complete review of Sewer District No. 5 project before final payment can
be made.

4/21/69

Item No. 18 cont'd

Referred to the Town Board and Town Engineer Bryan.

Item No. 19 State Department of Health- permit to construct a by-pass sewer formerly discharging into a sewer owned either by Village of Sloan or Buffalo Sewer Authority and connected into sewers of the Town.

Referred to Town Attorney Kitzinger.

Item No. 20 Sharon Motors Travel Trailers- continuation of lease for another 10 years to expire 10/1/78 with renewal privileges for additional 10 years 10/1/78 - 10/1/88. \$250 check enclosed for first 10 year period.

Referred to Town Attorney Kitzinger.

Item No. 21 Niagara Mohawk Power Corp.- advising of damaged light standards at 16 Corey Court and 530 Mt. Vernon Road.

Motion by Councilman Obstarczyk, seconded by Councilman Rogowski-----

RESOLVED that Niagara Mohawk Power Corporation is authorized to repair and store to service the street light standard at 16 Corey Court and at 530 Mt. Vernon Road.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 22 Village of Sloan- roaming dogs, and request a definite date for a joint meeting.

Meeting arranged for Wednesday, May 7th at 6:30 p.m.

Item No. 23 Petition, 331 signatures- opposing Trailer Court on Rowley Road. Received and filed.

Item No. 24 Petition, 365 signatures- opposing Trailer Court on Union Road. Received and filed.

IV. DEPARTMENTAL COMMUNICATIONS

Item No. 25 Building Permits.

This item taken out of order.
Tabled building applications taken up first.

Motion by Councilman Rogowski, seconded by Councilman Swiatek-----

RESOLVED that the building application of Henry Fronckowiak for a Trailer Court, sales, and recreation area at 2520 Union Road be DENIED.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

RESOLVED that the building application of Arthur Keicher to erect a private garage and warehouse at 948 French Road be DENIED.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

4/21/69

Item No. 25 cont'd

WITHDRAWN - by Woelschers, Inc. building application to establish a Trailer Court at Rowley Road between Cayuga Creek & NYCRR.

RETABLED - building application of M.A. Wagner to erect a Car Wash on Genesee Street.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that the building applications submitted to the Building and Plumbing Department April 3, thru April 18, 1969, including the tabled applications of Kay Steel, Inc. to erect a steel store building at 3749 Harlem Road; and of Adolf Zarowski to extend a bakery at 2815 Genesee Street be granted, with the following exceptions to be tabled:

Residential Dev. Corp., erect 5 apartment bldgs., 12 units each at 4600 Union Road.

Joseph Bosela, erect 2 apartment bldgs., 4 units each at 444 & 446 Cayuga Road.

Richard Kawalerski, erect br dbl dwl att gar at 48 Heritage Court.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: 0

ABSENT: 0

Dr. Ferland may continue his business at 517 George Urban Blvd., but must comply with the Zoning Ordinance of the Town.

Item No. 26 Dr. Vendetti, Health Officer- report for March, 1969.
Received and filed.

Item No. 27 Dr. Vendetti, Health Officer to State Department of Health- three in-service training courses; Smoke Observation, Symposium on Noise-Effects and Control, and Incinerator Work Shop Seminar.
Received and filed.

Item No. 28 Stanley Bystrak, Superintendent of Highways- award of contract for Digging and Trenching Machine.

Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

WHEREAS bids were duly received as a result of advertisement therefor at a meeting of this Board held on April 7, 1969 for the furnishing of a 1969 Digging and Trenching Machine for use in the Highway Department, which bids were referred to the Superintendent of Highways who has made the attached report and recommendation dated April 14, 1969; NOW, THEREFORE,

BE IT RESOLVED that contract for the furnishing of a 1969 Digging and Trenching Machine as per the recommendation of the Superintendent of Highways is hereby awarded to Dow & Company in the amount of \$63,625.00, it being the lowest responsible bidder meeting specifications.

AYES: Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: Supervisor Weber

ABSENT: 0

EXCUSED: Councilman Wroblewski

Item No. 29 Stanley Bystrak, Superintendent of Highways- award of contract for 3 Mobile Radios.

Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

4/21/69

Item No. 29 cont'd

WHEREAS bids were duly received as a result of advertisement therefor at a meeting of this Board held on April 7, 1969 for the furnishing of three (3) Mobile Radios for use in the Highway Department, which bids were referred to the Superintendent of Highways who has made the attached report and recommendation dated April 10, 1969; NOW, THEREFORE,

BE IT RESOLVED that contract for the furnishing of three (3) Mobile Radios as per the recommendation of the Superintendent of Highways is hereby awarded to Radio Corporation of America in the amount of \$2,319.00, it being the lowest responsible bidder meeting specifications.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 30 Chester L. Bryan, Town Engineer- award of contract for corrugated metal pipe.

Motion by Councilman Rogowski, seconded by Councilman Swiatek-----

WHEREAS the Lane Pipe Corporation of Bath, New York was the low bidder for the furnishing to the Town of Cheektowaga of all corrugated metal pipe requirements for the year of 1969, and

WHEREAS the above mentioned corporation has met specifications; NOW, THEREFORE,

BE IT RESOLVED that the contract for the furnishing to the Town of all corrugated metal pipe for the year 1969 be awarded to the Lane Pipe Corporation.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 31 Supervisor Weber's comments.

D.P. Malone, Associate Professor, Faculty of Engineering and Applied Sciences, School of Engineering, SUNY at Buffalo- result of acoustic measurements conducted at the site of the car wash located near Clinton and Rossler Street.
Received and filed; copy sent to Mr. & Mrs. Walter Haim.

V. RESOLUTIONS

Item No. 32 Motion by Supervisor Weber, seconded by Councilman Rogowski-----

WHEREAS a sealed proposal was received and opened at a regular meeting of this Board held on April 7, 1969 for the furnishing of fifteen (15) Voting Machines on the unit price basis to the Town of Cheektowaga, as the result of due advertisement therefor, the only proposal being made by Automatic Voting Machine Division of AVM Corporation, in the amount of \$1,778.00 per machine, F.O.B. Jamestown, New York; NOW, THEREFORE,

BE IT RESOLVED that contract for the furnishing of fifteen (15) voting machines be and hereby is awarded to the Automatic Voting Machine Division of AVM Corporation in the amount of \$1,778.00 per machine, 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.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
4/21/69

Item No. 32 cont'd

EXCUSED: Councilman Wroblewski

Item No. 33 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

WHEREAS a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 21st day of April, 1969.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Denise Drive	Towers Boulevard	North Seine Drive

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) 3350 Lumen Post Top Type Mercury Units.
Estimated cost \$16.00 per year for two years. 50 foot lot.

and

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 5th day of May, 1969 at 2:30 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to Subdivision 6 of Section 30 of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

(Affidavit attached)

STATE OF NEW YORK

COUNTY OF ERIE

SS

I, BENEDICT T. HOLTZ, being duly sworn, depose and say:

That I am now and at all times hereinafter mentioned have been the Town Clerk of the Town of Cheektowaga, County of Erie and State of New York.

That on the 25th day of April, 1969, acting pursuant to an order and resolution adopted by the Town Board of said Town on April 21, 1969, I posted a certified copy of said order and resolution relating to street lighting on Denise Drive, on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York.

That said copy so posted was a true and complete copy of the attached copy of said order and certificate published in the DEPEW HERALD AND CHEEKTOWAGA and CHEEKTOWAGA TIMES NEWS on April 24, 1969.

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

Sworn to before me this

25th day of April, 1969
Barbara Hazel

NOTARY PUBLIC
Barbara Hazel, State of New York
Qualified in Erie County
My Commission Expires March 26, 1970

STATE OF NEW YORK
COUNTY OF ERIE

SS.:

NOTICE OF HEARING

Street Lights
Denise Drive

**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 21st
day of April, 1969, at 7:30 o'-
clock p.m., Eastern Standard
Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk,

Councilman

Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT:

Felix T. Wroblewski,

Councilman

Item No. 30

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

WHEREAS, a petition for the

Chester M. Krawczyk

being duly sworn, deposes and says that he is the

Associate PUBLISHER of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for *one*
week, the first insertion being on the *24th* day
of *April*, 19*69*, and the last inser-
tion being on the _____ day of _____,
19_____, and that not more than six days intervened
between any two publications thereof.

Chester M. Krawczyk

Sworn to before me this *24th* day of

April, 19*69*

Lillian C. Pense
Notary Public in and for Erie County

Comm. Expires 3/30/71

Chester M. Krawczyk

NOTICE OF HEARING

**Street Lights
Denise Drive**

**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 21st day of April, 1969, at 7:30 o'clock p.m., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Frank E. Swiatek, Councilman
Joseph E. Obstarzyk, Councilman

Donald A. Halicki, Councilman
Abbas M. Fath, Councilman

ABSENT:

Polix T. Wroblewski, Councilman

Item No. 39

Councilman Obstarzyk presented the following resolution and moved its adoption:

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to the Town Board on the 21st day of April, 1969.

Public Highway to be Improved
Denise Drive from Towers Boulevard to North Seine Drive.

Type of Street Lighting Installation
Eighteen (18) 3350 Lumen
Pos. Top Mercury Units. Estimated cost - \$16.00 per year for two years, 50 foot lot.

WHEREAS, Andrew H. Schwank, Henry J. Janicki, and Alexander A. Kozminski, assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved, as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 5th day of May, 1969, at 2:30 o'clock p.m. Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning the same, and

IT IS FURTHER ORDERED that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald & Cheektowaga News, and Cheektowaga Times newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

Seconded by Councilman Halicki and duly put to a vote, which resulted as follows:
Supervisor Weber,

Voting Aye

Councilman Rogowski,

Voting Aye

Councilman Swiatek,

Voting Aye

Councilman Obstarzyk,

STATE OF NEW YORK
COUNTY OF ERIE

SS.

Councilman Rogowski, Voting Aye
Councilman Swiatek, Voting Aye
Councilman Obstarczyk, Voting Aye
Councilman Halicki, Voting Aye
Councilman Fath, Voting Aye
AYES: 6; NOES: 0; ABSENT: 1
State of New York)
County of Erie)

Chester M. Krawczyk

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

1. A regular meeting of the
Town Board of the Town of
Cheektowaga, a town located in
the County of Erie, State of
New York, was duly held on
April 21st, 1969, and minutes
of said meeting have been duly
recorded in the Minute Book
kept by me in accordance with
law for the purpose of record-
ing the minutes of meetings of
said Board, and such minutes
appear at page Item No. 34
inclusive, of said book.

2. I have compared the at-
tached extract with said min-
utes so recorded and said ex-
tract is a true copy of said min-
utes 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 meet-
ing was convened, the place
where such meeting was held
and the members of said Board
who attended said meeting.

In Witness Whereof, I
have hereunto set my
hand and have hereunto
affixed the corporate
seal of said Town, this
22nd day of April, 1969.
BENEDICT T. HOLTZ,
Town Clerk. ap24

EXTRACTS FROM OF TOWN BOARD

At a Regular meeting of the Town Board at the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 21st day of April, 1969, at 7:30 o'clock P.M., Eastern Standard Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman

Fraak E. Swiatek, Councilman
Joseph R. Obstarczyk,
Councilman

Donald A. Halicki, Councilman
Alancin M. Fath, Councilman

ABSENT:

Felix T. Wroblewski,
Councilman

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

WHEREAS, a petition for the improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, was presented to this Town Board on the 21st day of April, 1969.

PUBLIC HIGHWAY TO BE IMPROVED

Name of Highway, Denise Drive; From, Towers Boulevard; To, North Seize Drive.

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) 3350 Lumen Post Top Mercury Units.

Estimated Cost--\$16.00 per year for two years. 50 ft. lot

WHEREAS Andrew H. Schwenk, Henry J. Janicki, and Casimir A. Kozminski, Assessors of said Town of Cheektowaga, have certified in writing to this Board that the above petition is duly signed and acknowledged in the same manner as a deed to be recorded by the owners of more than one-half of the entire frontage or bounds on both sides of said highway to be improved as aforesaid, and

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

IT IS HEREBY ORDERED that the Town Board of the Town of Cheektowaga meet at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga, on the 5th day of May, 1969, at 2:30 o'clock P.M., Eastern Daylight Saving Time, to hear all persons interested in the subject thereof concerning

that a copy of this order, certified by the Town Clerk, be published at least once in the Depew Herald and Cheektowaga News and in the Cheektowaga TIMES newspapers having a general circulation in the Town, not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing, and shall also be posted on the signboard of the Town maintained pursuant to subdivision six of section thirty of the Town Law of New York not less than ten (10) nor more than twenty (20) days before the date set herein for the hearing.

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

SUPERVISOR:

Weber

Voting AYE

COUNCILMEN:

Rogowski

Voting AYE

Swiatek

Voting AYE

Obstarczyk

Voting AYE

Halicki

Voting AYE

Fath

Voting AYE

AYES: 6 NOES: 0 ABSENT: 1

STATE OF NEW YORK) COUNTY OF ERIE)

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

1. A Regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on April 21st, 1969, 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 Item No. 34, inclusive, of said book.

2. I have compared the attached extract with the minutes so recorded and the same are

a true copy of said minutes and of the whole thereof insofar as said minutes relate to matters referred to in said extract.

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

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 22nd day of April, 1969.

BENEDICT T. HOLTZ,
Town Clerk
(a24)

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 APR 24 '69:
last publication APR 24 '69:
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

APR 25 '69

day of, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1971

NOTARY PUBLIC
My Commission Expires March 30, 1971
Qualified in Erie County
Notary Public, State of New York

Item No. 34 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED that the Niagara Mohawk Power Corporation is hereby authorized to install a street light at Griswold and Willowlawn, Doyle No. 2.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 35 Motion by Councilman Rogowski, seconded by Councilman Swiatek-----

RESOLVED that Ethel Dickinson be hereby appointed a Clerk-Stenographer Temporary. This resolution is presented pursuant to approval by the Erie County Civil Service Commissioner of Temporary status to said position, to expire on April 23, 1969.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 36 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

WHEREAS a vacancy exists in the Sewer Maintenance Department; NOW, THEREFORE,

BE IT RESOLVED that David S. Torgalski, is hereby appointed to the position of Laborer in the Sewer Maintenance Department effective April 22, 1969 at the rate of \$3.06 per hour. Said appointment conditional on successful passing of a physical examination.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 37 Motion by Councilman Halicki, seconded by Councilman Obstarczyk-----

RESOLVED that the following be appointed as Laborers in the Sanitation Department, starting rate \$3.06 per hour.

John Grzywna,
Frank Ladowski,
Richard Wdowik,
Michael F. Myers,
Thomas Carney,

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 38 Motion by Councilman Rogowski, seconded by Councilman Fath-----

RESOLVED that Joseph Kubera residing at , Cheektowaga, New York be and he hereby is reappointed as a member of the Zoning Board of Appeals for a term of five (5) years to commence at the time of the expiration of his present term of office.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski
4/21/69

WHEREAS the SYRACUSE SUPPLY COMPANY, GEORGE SCOBELL, VICE-PRESIDENT made application to rezone from Residential and Business District to First Industrial District and property hereinafter described and to amend the Zoning Map and Ordinances accordingly: (north side of Aero Drive near Transit Road)

PARCEL I

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

BEGINNING at a point in the north line of Aero Drive, which said point of beginning is distant 489.72 feet westerly from the intersection of the north line of Aero Drive and the east line of said Lot 81; running thence westerly and along said north line of Aero Drive, 505.28 feet; running thence northerly on a line forming an interior angle of $76^{\circ} 31' 45''$ with the north line of Aero Drive, 600 feet to a stake; running thence easterly at right angles to the last described line, 100 feet; running thence northerly at right angles to the last described line 894.26 feet to a stake; thence running easterly on a line forming an interior angle of $89^{\circ} 22' 45''$ with the last described line, 406.25 feet to a point distant 1,372.17 feet northerly from the point or place of beginning; running thence southerly 1,372.17 feet on a line parallel with the east line of Lot No. 81 to the north line of Aero Drive, said point or place of beginning containing 14.355 \pm acres, be the same more or less.

PARCEL II

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point on the center line of Aero Drive one thousand thirty-two (1,032 ft.) feet east from the intersection of the west line of said Lot 81 with the center line of Aero Drive as measured along the center line of Aero Drive; thence northerly along the west line of premises of Syracuse Supply Company by deed recorded in Liber 7465 of Deeds at page 269 in the Erie County Clerk's Office, six hundred and twenty-three feet (623 ft.) more or less to a northwest corner of said premises of Syracuse Supply Company; thence easterly at right angles to the last described course and along a north line of premises of Syracuse Supply Company by deed aforesaid, one hundred feet (100 ft.) to a point; thence northerly along the west line of premises of Syracuse Supply Company by deed afore-

said, eight hundred feet (800 ft.), more or less to a northeast corner of said premises of Sadie Moran; thence westerly at right angles with the last described course two hundred fifty-eight feet (258) more or less to a point which is one hundred thirty-five and seven tenths (135.7) feet west of the point of beginning as measured along the center line of Aero Drive and one thousand four hundred fifty feet (1,450) more or less north of Aero Drive as measured on a line parallel to the first described line herein; thence southerly on a line parallel with the first described course herein, eight hundred fifty feet (850 ft.) more or less to the northwest corner of premises conveyed to Joseph Pfohl and others by deed recorded in Liber 6296 of Deeds at page 143 in the Erie County Clerk's Office; thence easterly along the north line of said premises conveyed to Joseph Pfohl and others by deed aforesaid to the northeast corner thereof; thence southerly along the east line of premises of Joseph Pfohl and others by deed aforesaid, six hundred feet (600) ft. more or less to the center line of Aero Drive; thence easterly along the center line of Aero Drive seventy-five (75 ft.) feet more or less to the point or place of beginning.

PARCEL III

ALL THAT TRACT OR PARCEL OF LAND situate, lying and being in the Town of Cheektowaga, County of Erie and State of New York, and being part of Lot No. 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point in the northerly line of lands heretofore conveyed to Joseph Foisset and wife, by deed dated January 5th, 1923, and said deed being recorded in the Erie County Clerk's Office in Liber 1642 of Deeds at page 418; distant 870.02 feet easterly of the west line of Lot 81, Township 11, Range 7; running thence easterly and parallel with the northerly line of said Lot 81, and along the north line of lands conveyed to Joseph Foisset and wife, as aforesaid, 58.35 feet; thence southerly 541.31 feet to the northerly line of Aero Drive laid out as a highway 70 feet wide; thence generally southwesterly along said northerly line of said Aero Drive as laid out as a highway 70 feet wide, a distance of 60 feet to a point; thence northerly and parallel with the second above mentioned line, 554.90 feet more or less to the point or place of beginning.

Item No. 39 cont'd

To be used for the construction of a sales room office space, repair facilities and storage facilities of heavy construction machinery and equipment.

WHEREAS the Zoning Board of Appeals conducted a public hearing after proper notice to all proper parties on the 19th of March, 1969 and no opposition was expressed, the matter was tabled for further investigation, and

WHEREAS after investigation of the site it is the determination of the Zoning Board of Appeals that the location on the north side of Aero Drive at Transit Road is ideally suited for a premises of this nature (construction supply company). The vast portion of this land site is already zoned for Business with some areas zoned Residential. It was noted by the Zoning Board of Appeals that there are no residences in or about the immediate area and it had no knowledge of any plans for development of residential sites in the immediate area. The building to be constructed is to be used for a sales room, office space, repair facilities and storage facilities for heavy construction machinery and equipment. It was noted at the public hearing that the company has looked extensively in several townships and has selected this location as suiting their needs. Additionally, submitted also were architects' drawings of the proposed building. It was noted that an adequate setback was proposed as well as sufficient side yard requirements. All storage facilities were to be to the rear of the building which would preserve a degree of beauty in the area, and

WHEREAS it is the recommendation of the Zoning Board of Appeals that this application for rezoning be granted; NOW, THEREFORE,

BE IT RESOLVED that the aforementioned property be and it hereby is rezoned from Residential and Business District to First Industrial District, and be it

FURTHER RESOLVED that the map in the Town Clerk's Office be changed accordingly.

AYES:	Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES:	0
ABSENT:	0
EXCUSED:	Councilman Wroblewski

(Affidavit attached)

STATE OF NEW YORK

ss.:

Chester M. Krawczyk

~~RICHARD J. KRAWCZYK~~

being duly sworn, deposes and says that he is the

Associate PUBLISHER of the

Depew Cheektowaga
Herald and News

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for one week, the first insertion being on the 24th day of April, 1969, and the last insertion being on the _____ day of _____, 19____, and that not more than six days intervened between any two publications thereof.

Chester M. Krawczyk

Sworn to before me this 24th day of

April, 1969

Lillian A. Pense
Notary Public in and for Erie County
Comm Expires 3/30/71

M. Krawczyk

WHEREAS, the Town Board of the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Syracuse Supply Company, George Seabell, Vice-President, for the rezoning of premises from Residential & Business to 1st Industrial; and

WHEREAS, the Town Board of Cheektowaga has rendered its decision granting the application of the petitioner to rezone from Residential & Business to 1st Industrial the property herein described, be it

RESOLVED, that the decision of the Town Board granting the application of the petitioner to rezone from Residential & Business to 1st Industrial be and the same is hereby confirmed, and

FURTHER RESOLVED by this Town Board that the Ordinance passed December 21, 1942, and as now amended, be and the same is hereby amended by changing the Zoning Map so as to change the following described property from that of Residential & Business to 1st Industrial.

DESCRIPTION

(Southside of Aero Drive near Transit Road.)

PARCEL I

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

BEGINNING at a point in the north line of Aero Drive, which said point of beginning is distant 489.72 feet westerly from the intersection of the north line of Aero Drive and the east line of said Lot 81; running thence westerly and along said north line of Aero Drive, 505.28 feet; running thence northerly on a line forming an interior angle of 76° 31' 45" with the north line of Aero Drive, 600 feet to a stake; running thence easterly at right angles to the last described line, 100 feet; running thence northerly at right angles to the last described line 894.26 feet to a stake; thence running easterly on a line forming an interior angle of 89° 22' 45" with the last described line, 406.25 feet to a point distant 1,372.17 feet northerly from the point or place of beginning; running thence southerly 1,372.17 feet on a line parallel with the east line of Lot No. 81 to the north line of Aero Drive, said point or place of beginning containing 14.355 acres, be the same more or less.

PARCEL II

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point on the center line of Aero Drive one thousand thirty-two (1,032 ft.) feet east from the intersection

of the west line of said Lot 81 with the center line of Aero Drive as measured along the center line of Aero Drive; thence northerly along the west line of premises of Syracuse Supply Company by deed recorded in Liber 7465 of Deeds at page 269 in the Erie County Clerk's Office, six hundred and twenty-three feet (623 ft.) more or less to a northwest corner of said premises of Syracuse Supply Company; thence easterly at right angles to the last described course and along a north line of premises of Syracuse Supply Company by deed aforesaid, one hundred feet (100 ft.) to a point; thence northerly along the west line of premises of Syracuse Supply Company by deed aforesaid, eight hundred feet (800 ft.) more or less to a northeast corner of said premises of Sadie Moran; thence westerly at right angles with the last described course two hundred fifty-eight feet (258) more or less to a point which is one hundred thirty-five and seven tenths (135.7) feet west of the point of beginning as measured along the center line of Aero Drive and one thousand four hundred fifty feet (1,450) more or less north of Aero Drive as measured on a line parallel to the first described line herein; thence southerly on a line parallel with the first described course herein, eight hundred fifty feet (850 ft.) more or less to the northwest corner of premises conveyed to Joseph Pfohl and others by deed recorded in Liber 6296 of Deeds at page 143 in the Erie County Clerk's Office; thence easterly along the north line of said premises conveyed to Joseph Pfohl and others by deed aforesaid to the northeast corner thereof; thence southerly along the east line of premises of Joseph Pfohl and others by deed aforesaid, six hundred feet (600 ft.) more or less to the center line of Aero Drive; thence easterly along the center line of Aero Drive seventy-five (75 ft.) feet more or less to the point or place of beginning.

PARCEL III

ALL THAT TRACT OR PARCEL OF LAND situate, lying and being in the Town of Cheektowaga, County of Erie and State of New York, and being part of Lot No. 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point in the northerly line of lands heretofore conveyed to Joseph Foisset and wife, by deed dated January 5th, 1923, and said deed being recorded in the Erie County Clerk's Office in Liber 1642 of Deeds at page 418; distant 870.02 feet easterly of the west line of Lot 81, Township 11, Range 7; running thence easterly and parallel with the northerly line of said Lot 81, and along the north line of lands conveyed to Joseph Foisset and wife, as aforesaid, 58.35 feet; thence southerly 541.31 feet to the northerly line of Aero Drive laid out as a highway 70 feet wide; thence generally southwesterly along said northerly line of said Aero Drive as laid out as a highway 70 feet wide, a distance of 60 feet to a point; thence northerly and parallel with the second above

mentioned line, 554.90 feet more or less to the point or place of beginning.

DATED: April 22, 1969
BENEDICT T. HOLTZ,
Town Clerk
Town of Cheektowaga,
New York
ap24

Legal Notice

WHEREAS, the Town Board of the Town of Cheekowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Syracuse Supply Company, George Scobell, Vice President, for the rezoning of premises from Residential & Business to 1st Industrial of the property hereinafter described and directed amendment of the Zoning Map and Ordinance accordingly, and

WHEREAS, the Town Board of Cheekowaga has rendered its decision granting the application of the petitioner to rezone from Residential & Business to 1st Industrial the property hereinafter described, be it

RESOLVED, that the decision of the Town Board granting the application of the petitioner to rezone from Residential & Business to 1st Industrial be and the same is hereby confirmed, and be it

FURTHER RESOLVED by this Town Board that the Ordinance adopted December 31, 1943 and hereby amended to read the same be hereby amended by changing the Zoning Map so as to change the following described property from that of Residential & Business to 1st Industrial.

DESCRIPTION
(Situations of Aero Drive near Transit Road.)

PARCEL I
ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheekowaga, County of Erie, State of New York, being part of Lot No. 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point in the center line of Aero Drive, which said point of beginning is distant 1,372.17 feet westerly from the intersection of the north line of Aero Drive and the east line of said Lot 81; running thence westerly and along said north line of Aero Drive, 505.28 feet; running thence northerly on a line forming an interior angle of 76° 31' 45" with the north line of Aero Drive, 600 feet to a stake; running thence easterly at right angles to the last described line, 100 feet; running thence northerly at right angles to the last described line 894.26 feet to a stake; thence running easterly on a line forming an interior angle of 89° 22' 45" with the last described line, 406.25 feet to a point distant 1,372.17 feet northerly from the point or place of beginning; running thence southerly 1,372.17 feet on a line parallel with the east line of Lot No. 81 to the north line of Aero Drive, said point or place of beginning con-

tinuing along the center line of Aero Drive, which said point of beginning is distant 1,372.17 feet westerly from the intersection of the north line of Aero Drive and the east line of said Lot 81; running thence westerly and along said north line of Aero Drive, 505.28 feet; running thence northerly on a line forming an interior angle of 76° 31' 45" with the north line of Aero Drive, 600 feet to a stake; running thence easterly at right angles to the last described line, 100 feet; running thence northerly at right angles to the last described line 894.26 feet to a stake; thence running easterly on a line forming an interior angle of 89° 22' 45" with the last described line, 406.25 feet to a point distant 1,372.17 feet northerly from the point or place of beginning; running thence southerly 1,372.17 feet on a line parallel with the east line of Lot No. 81 to the north line of Aero Drive, said point or place of beginning con-

PARCEL II

ALL THAT TRACT OR PARCEL OF LAND, situate in the Town of Cheekowaga, County of Erie, State of New York, being part of Lot 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point on the center line of Aero Drive one thousand thirty-two (1,032 ft.) feet east from the intersection of the west line of said Lot 81 with the center line of Aero Drive as measured along the center line of Aero Drive; thence southerly along the west line of premises of Syracuse Supply Company by deed recorded in Liber 7465 of Deeds at page 268 in the Erie County Clerk's Office, six hundred and twenty-three feet (623 ft.) more or less to a northwest corner of said premises of Syracuse Supply Company; thence easterly at right angles to the last described course and along a north line of premises of Syracuse Supply Company by deed aforesaid, one hundred feet (100 ft.) to a point; thence southerly along the west line of premises of Syracuse

Supply Company by deed aforesaid, eight hundred feet (800 ft.), more or less to a northeast corner of said premises of Sadie Moran; thence westerly at right angles with the last described course two hundred fifty-eight feet (258) more or less to a point which is one hundred thirty-five and seven tenths (135.7) feet west of the point of beginning as measured along the center line of Aero Drive and one thousand four hundred fifty feet (1,450) more or less north of Aero Drive as measured on a line parallel to the first described line herein; thence southerly on a line parallel with the first described course herein, eight hundred fifty feet (850 ft.) more or less to the northwest corner of premises conveyed to Joseph Pihl and others by deed recorded in Liber 6236 of Deeds at page 143 in the Erie County Clerk's Office; thence easterly along the north line of said premises conveyed to Joseph Pihl and others by deed aforesaid to the northeast corner thereof; thence southerly along the east line of premises of Joseph Pihl and others by deed aforesaid, six hundred feet (600 ft.) more or less to the center line of Aero Drive; thence easterly along the center line of Aero Drive seventy-five (75 ft.) feet more or less to the point or place of beginning.

PARCEL III

ALL THAT TRACT OR PARCEL OF LAND situate, lying

and being in the Town of Cheekowaga, County of Erie, State of New York, being part of Lot No. 81, Township 11, Range 7 of the Holland Land Company's Survey, more particularly bounded and described as follows:

BEGINNING at a point in the northerly line of land heretofore conveyed to Joseph Pihl and others by deed aforesaid, 505.28 feet; thence southerly 541.31 feet to the northerly line of Aero Drive laid out as a highway 70 feet wide; thence generally southwesterly along said northerly line of said Aero Drive as laid out as a highway 70 feet wide, a distance of 60 feet to a point; thence northerly and parallel with the second above mentioned line, 894.26 feet more or less to the point or place of beginning.

BENEDICT T. HOLTZ,
Town Clerk, Town of
Cheekowaga, New York
Dated: April 22, 1968
(234)

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 24 1969 :
last publication APR 24 1969 :
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this

day of APR 25 1969 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

VI. FROM THE TABLE

Item No. 40 Proposed Ordinance No. 43- to regulate and license public dance halls and all places where public dancing is permitted.
Unanimously retabled until May 5, 1969.

VII. SUSPENSION OF RULES

Item No. 41 Motion by Supervisor Weber, seconded by Councilman Rogowski-----

RESOLVED that the Town hereby engages the services of the firm of Hodgson, Russ, Andrews, Woods & Goodyear as Counsel to the Town Attorney to commence an action against the owners and operators of the Car Wash at the Valu Plaza on Clinton Street to abet violations of the Town Zoning Ordinance and for violations which may exist of any other Town Ordinances or of any other laws for which the Town may bring an action, and for such other relief as the Town may properly seek in this matter.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

Item No. 42 Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED that Subdivision 1, Section G of the Building Code be applied to the excavations and cellars on Gabrielle Drive.

AYES: Supervisor Weber, Councilmen Rogowski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0
EXCUSED: Councilman Wroblewski

BENEDICT T. HOLTZ
Town Clerk

Cheektowaga, New York
May 5, 1969

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 5th day of May, 1969, at 2:30 o'clock P.M. Eastern Daylight Savings Time, there were:

PRESENT: Daniel E. Weber	Supervisor
Felix T. Wroblewski	Councilman
Frank E. Swiatek	Councilman
Joseph R. Obstarczyk	Councilman
Donald A. Halicki	Councilman
Alancin M. Fath	Councilman

EXCUSED: John V. Rogowski	Councilman
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Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony LoRusso, Deputy Town Attorney; Chester Bryan, Town Engineer; Benedict Kostrzewski, Chief of Police; Andrew Schwenk, Henry Janicki, Casimir Kozminski, Assessors; Carl Trafalski, Building and Plumbing Inspector; Edward Banko, Sanitation Department and Theodore Skowron, Highway Department.

Supervisor Weber opened the meeting with a prayer.

Item No. 1A. Memo from Councilman John V. Rogowski requesting to be excused from the Town Board Meeting because of his recent hospital confinement.
Received and filed.

I. PUBLIC HEARINGS

Item No. 2 This being the time and place advertised for a public hearing on the proposed improvement of both sides of the public highway situated in the Consolidated Lighting District of the Town of Cheektowaga, hereinafter more particularly set forth, by the installation of street lighting equipment hereinafter more particularly described, the Supervisor directed the Town Clerk to present proof of the publication and posting of the notice of hearing. The Town Clerk presented proof that such notice has been duly published and posted, and upon the order of the Supervisor, such proof was duly filed.

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Denise Drive	Towers Blvd.	North Seine Drive

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) 3350 Lumen Post Top Mercury Units.

Estimated Cost - \$16.00 per year for two years. 50 foot lot.

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

Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

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

PUBLIC HIGHWAY TO BE IMPROVED

<u>Name of Highway</u>	<u>From</u>	<u>To</u>
Denise Drive	Towers Blvd.	North Seine Drive

Item No. 2 cont'd.

TYPE OF STREET LIGHTING INSTALLATION

Eighteen (18) 3350 Lumen Post Top Mercury Units.

Estimated Cost - \$16.00 per year for two years. 50 foot lot.

and heard all persons interested in the subject thereof: NOW, THEREFORE,

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

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

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

FURTHER RESOLVED, that such petition is hereby approved and the installation of such street lighting equipment along said highway is hereby authorized, and that the Town Board is hereby authorized to purchase and to have installed said street lighting equipment, and be it

FURTHER RESOLVED, that the Town Clerk shall cause a certified copy of this resolution to be recorded in the office of the Clerk of Erie County, New York within ten (10) days after adoption thereof, in conformity with Section 195 of the Town Law.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

II. GENERAL COMMUNICATIONS

Item No. 3 John B. Lis, Assemblyman - funds for rodent control.
Referred to Dr. Vendetti, Health Officer and Chester Bryan, Engineer.

Item No. 4 Cheektowaga Central School Dist. #1 - transfer signal light from north driveway to main entrance of Cheektowaga Central High School.
Referred to Chief Kostrzewski.

Item No. 5 William Street Citizens & Taxpayers Assn. - reconstruction of William St.
Referred to the Town Board and Chester Bryan, Town Engineer.

Item No. 6 William Street Citizens & Taxpayers Assn. - abandoned buildings on William Street and Colton.
Referred to Mr. LoRusso, Deputy Town Attorney.

Item No. 7 William Street Citizens & Taxpayers Assn. - Action on incompleted cellar between 86 and 100 Cayuga Creek Road.
Referred to Carl Trafalski, Building & Plumbing Inspector.

Item No. 8 Cheektowaga Public Library - action forbidding driving golfballs in the Cheektowaga Town Park.
Referred to Chief Kostrzewski, and Chester Rutkowski, Recreation Dept.

Item No. 9 Petitions opposing issuance of Building Permit for erection of Multiple Residential Units at 4600 - 4614 Union Road.
Received and filed.

III. DEPARTMENTAL COMMUNICATIONS

Item No. 10 Building Permits.
Motion by Councilman Wroblewski, seconded by Councilman Fath to separate

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Item No. 10 cont'd.

the report of the Building and Plumbing Department.

Motion by Councilman Wroblewski, seconded by Councilman Fath to Deny the application of Residential Development Corp. - Five (5) Apartment Building - Twelve (12) Units each - 4600 Union Road.

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that the Building Applications submitted to the Building and Plumbing Department from April 19, 1969 thru May 2, 1969 be approved.

BE IT FURTHER RESOLVED that the application for Galor Construction Inc. at 2256 Clinton Street to erect restaurant be approved pending the Town Engineers approval for storm drainage.

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

NAYES: 0

EXCUSED: Councilman Rogowski.

Item No. 11 Theodore Angielczyk - leave of absence.

Motion by Councilman Wroblewski, seconded by Councilman Swiatek-----

RESOLVED that Theodore Angielczyk, a laborer in the Sanitation Department be granted a six (6) month leave of absence without pay.

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

NAYES: 0

EXCUSED: Councilman Rogowski.

Item No. 12 Local 1026 - Grievance Fact Sheet. Sewage Treatment Plant Operator. Referred to the Town Board and copy sent to Frank Stahl.

Item No. 13 Dr. Vendetti - Health Officer - report for April, 1969. Received and filed.

Item No. 14 Dr. Vendetti - Health Officer - submitting names for three in-service training courses: Smoke Observation, Symposium on Noise-Effects and Control and Incinerator Work Shop.

Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED that the following names with respective courses and dates are authorized to attend various seminars, with all legal expenses incurred to be reimbursed by the Town.

<u>Smoke Observation Course</u>	Buffalo, N.Y.	June 10-11, 1969
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John Tabaczynski
Edward Lepczyk

<u>Noise-Effects and Control Course</u>	Buffalo, N.Y.	October 21-22, 1969
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Anthony LoRusso
Chester Bryan
Dr. Louis A. Vendetti

<u>Incinerator Work Shop</u>	Buffalo, N.Y.	November 18-19, 1969
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Chester Bryan
Edmund Stachowski
Stanley Senko

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki And Fath.

NAYES: 0

EXCUSED: Councilman Rogowski.

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Item No. 15 Chester Bryan - Town Engineer - Lease for Sharon Motors be renewed for another ten years.
Referred to Town Engineer.

Item No. 16 Chester Bryan - Town Engineer - award of bid to Flexible Pipe Tool Sewer Bucket Machines - (with resolutions)

Motion by Councilman Fath, seconded by Councilman Swiatek-----

WHEREAS bids were duly received on April 21, 1969 as result therefor, for one pair of sewer bucket machines for use in the sewer maintenance dept., and said bids were referred to the Town Engineer for analysis, tabulation and report, which said analysis, tabulation and report is hereto attached and contained in letter to the Town Board, dated April 28, 1969, NOW, THEREFORE;

BE IT RESOLVED that the contract for the aforesaid Sewer Bucket Machines as recommended by the Town Engineer, be awarded to Flexible Pipe Tool Division, 3001 James Street, Syracuse, New York at their total bid price of \$2,647.00 he being the lowest responsible bidder meeting specifications.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski

Item No. 17 Supervisor's comments.

Communication from Edmund Stachowski requesting repairs on furnaces in the Incinerator, also complaining about working conditions at the Town Incinerator Plant.

Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED that hydrant located at the entrance of Ben Hoey Insurance Agency at 3521 Union Road be relocated in a southerly direction to the property line dividing the agency property and the M. Staniszewski Esso Station, and the cost of relocation be borne by the Forks Fire District #3.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 18 Matter of Buffalo Sewer Authority.
Town Attorney Kenneth W. Kitzinger reported on the progress of the construction of Sanitary Sewers on William Street at Richard Drive.

IV. RESOLUTIONS

Item No. 19 Motion by Councilman Swiatek, seconded by Councilman Halicki-----

RESOLVED that in connection with the reconstruction of French Road, C.R. #321, the Town hereby grants to the County of Erie permission to use the area as shown on the attached description and map, being parcel No. 159 in connection with the reconstruction of said road and such use to be limited to highway purposes, said land being owned by the Town of Cheektowaga and County of Erie shall indemnify and hold harmless the Town of Cheektowaga for any claims or damages arising from such use and permission herein granted is conditional upon the County of Erie agreeing to such indemnification in writing.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 20

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the resolution heretofore adopted by this Town Board on November 18, 1968 wherein temporary permission was granted to the County of Erie to use certain portions of land owned by the Town of Cheektowaga and set forth in attached descriptions to said resolution during the reconstruction of French Road, C.R. #321, is hereby amended to read as follows:

"RESOLVED that the Town of Cheektowaga hereby grants temporary permission to the County of Erie to use the portions of land owned by the Town of Cheektowaga and set forth in the attached descriptions for use during the reconstruction of French Road, C.R. #321 and upon the completion of reconstruction, permission shall be terminated and the County of Erie while so using said property shall indemnify and hold harmless the Town of Cheektowaga for any claims or damages arising from such use and the permission herein granted is conditional upon the County of Erie agreeing to such indemnification in writing. The said property is also to be properly graded and levelled satisfactory to the Town Engineer."

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 21

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS the residents of the Town of Cheektowaga have notified this Board of their extreme annoyance and displeasure with the present conditions of French Road between Union Road and Borden Road, and with the apparent slowness of the progress of the improvement of French Road, NOW THEREFORE,

BE IT RESOLVED that the County Legislature take the appropriate action to move with due speed and diligence in maintaining the present two lane highway and speeding their efforts toward commencement of the complete highway improvements anticipated, and

BE IT FURTHER RESOLVED that a copy of the resolution be forwarded to the County Executive, B. John Tutuska, the Commissioner of Public Works, H. Dale Bossert, and the Chairman and members of the Economic Development, Transportation and Planning Committee.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 22

Motion by Councilman Wroblewski, seconded by Councilman Fath-----

WHEREAS transport trucks from the Automobile Transport Company at 1989 Harlem Road which is located just south of Broadway frequently are blocking Harlem Road and pulling out at the clover leaf causing a serious safety hazard, and

WHEREAS, Harlem Road is a state highway, NOW, THEREFORE;

BE IT RESOLVED that the Traffic Commission of the State of New York be requested to investigate the safety conditions at the above referred to location as promptly as possible and to make such orders as the conditions call for to improve such safety conditions and

BE IT FURTHER RESOLVED that the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the State Traffic Commission with the request that it acknowledge receipt of same and advise what action it is going to take in the matter.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 23 Motion by Councilman Halicki, seconded by Councilman Fath-----

RESOLVED that the annual Cheektowaga Paint-up Clean-up, and Fix-up Drive be held beginning May 19th, and ending May 31, 1969 and

BE IT FURTHER RESOLVED that the Sanitation Department be and they are hereby authorized to purchase one hundred (100) Posters for distribution in conspicuous places in the town, informing everyone to cooperate.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 24 Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED that Angeline D. Janicki, of Town of Cheektowaga be and hereby appointed to the position of Clerk in the Town Clerk's Office at an annual salary of \$4725.00 effective immediately, with increments to be paid as provided in schedule.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 25 Motion by Councilman Obstarczyk, seconded by Councilman Swiatek-----

RESOLVED that the windshield in Joseph Klosko's automobile be replaced and a voucher submitted to the Town Comptroller for a claim.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 9
EXCUSED: Councilman Rogowski.

Item No. 26 Motion by Councilman Fath, seconded by Supervisor Weber-----

WHEREAS, emergency repairs were required on the sanitary sewer at Richard Drive at Shanley Street, in sewer district #3 which repairs were ordered by the Town Engineer, and

WHEREAS emergency repairs were required on the sanitary sewer at William and Rossler Avenue, in sewer district #5, which repairs were ordered by the Town Engineer, and

BE IT RESOLVED that the vouchers of Straco, Inc., in the amounts of \$574.94, \$600.22, and \$1,826.36 respectively to do the work at Richard Drive at Shanley Street and furnish the materials be approved and ordered paid, and

BE IT FURTHER RESOLVED, that the vouchers of R.W. Dorss Plumbing, in the amounts of \$256.50 and \$129.73 respectively to do the work at William and Rossler Avenue and furnish the materials be approved and ordered paid.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 27 Motion by Councilman Wroblewski, seconded by Councilman Fath-----

WHEREAS James A. Battistoni residing at now known as was granted a permit to erect a garage dated May 15, 1954, and

WHEREAS, the garage extends 2.12 feet into the right-of-way of Allison Drive and

WHEREAS, James Battistoni was informed by a former Town Clerk, Kenneth T. Hanley, that a permit to erect a garage was sufficient and no variance was granted to the applicant, and

WHEREAS, the owner of the property located at is in violation of Section 6 of the Zoning Ordinances of the Town of Cheektowaga, and

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Item No. 27 cont'd.

WHEREAS the present owner is unable to clear the title, and

WHEREAS, the property located at _____ is the last lot
on the cul de sac, and

WHEREAS only six lots front on Allison Drive, NOW, THEREFORE,

BE IT RESOLVED that the Town of Cheektowaga grant the owner and his
successors in title of _____ the right to continue to use the 2.12 feet
of the right-of way until such time as the bilding is razed. That permission herein
granted being revocable by the Town Board without notice.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki
and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 28 Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED that the following budget notes to be dated May 1, 1969, and
to mature on May 1, 1970 shall be issued.

1. \$7,000 project additional facilities Sanitary Sewer Dist.# 5
(Huth Road Sanitary Sewer)
2. \$1,000 project Water District #9 Interconnections.

The Town Clerk and Supervisor are authorized to issue such budget
notes and the Supervisor to affix thereto the Town Seal and the Town Clerk to attest
thereto.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki
and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 29 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED that Niagara Mohawk Power Corporation is authorized to repair
and restore to service the street lighting standard at 2576 Genesee Street.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki
and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 30 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED that the New York State Electric and Gas Corporation be
authorized to install 15 - 7,000 Lumen Mercury Units and remove 15 - 4,000 Lumen
Incandescent Units on the following street:

1. Louise Drive
2. Rachelle Drive
3. Marrano Drive

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki
and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 31 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED that the New York State Electric and Gas Company be authorized
to improve the Glidden Street Lighting.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki
and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.
5/5/69 - 7 -

Item No. 32 Motion by Councilman Obstarczyk, seconded by Councilman Wroblewski-----

RESOLVED that no department heads or persons in the employ of the Town of Cheektowaga shall authorize the use of a private automobile on Town Business.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 33 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the position of Clerk-Typist in the Town Justice Office is hereby created.

AYES: Supervisor Weber, Councilman Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 34 Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED that Town Comptroller, Philip S. Kloss be authorized to attend the annual Municipal Finance Officers Conference to be held in Toronto, Ontario, Canada on May 25th - 29th, 1969 and that his reasonable and necessary travel expenses be reimbursed.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 35 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

WHEREAS, William D. Helenbrook made application to rezone from Agriculture to Business District the property hereinafter described and to amend the Zoning Map and Ordinance accordingly: (Northwest corner Transit Road and North Transit Hill Drive) ALL THAT TRACT OR PARCEL OF LAND as presently shown on Map Cover Commencing on the west line of Transit Road shown as a 100' staked right-of-way and the north line of Map Cover 2273; thence southerly a distance of 184.44' along the westerly line of Transit Road, thence westerly along the north line of North Transit Hill Drive as shown on Map Cover 2273 a distance of 22.20' to a point, said point being the east line of subplot Number 1 a distance of 184.39' to a point, said point being the intersection of the east line of subplot number 21, and the north line of Map Cover 2273, a distance of 224.53 to the point of beginning.
To be used for office building and convenient food mart.

WHEREAS on April 16th, 1969 at a public hearing the applicant presented his application for a rezoning. The land presently is zoned agricultural and the applicant seeks to have it rezoned to Business. After personal inspection it was noted that the Transit Road area is a highway wherein a pattern of commercial enterprises have been established. It is the opinion of the Zoning Board that this is allowable and advisable. The Zoning Board notes that the applicant intends to be well back from the fifty foot setback requirement from the highway. They additionally note that no persons appeared in objection to this rezoning.

WHEREAS, the Zoning Board of Appeals recommends that this property be rezoned, NOW, THEREFORE,

BE IT RESOLVED that the same be and hereby is rezoned from Agriculture to Business District, and be it

FURTHER RESOLVED that the map in the Town Clerk's Office be changed accordingly.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 36

Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS, Gregory Gretchen & Cassandra Roeder, made application to rezone from a non-conforming (Residential) District to Business District the property hereinafter described and to amend the Zoning Map and Ordinance accordingly (6406 Transit Road)

Situate in the Town of Cheektowaga, County of Erie, State of New York, being part of Lot Number 75, Township 11, Range 7 of the Holland Land Company's Survey, bounded and described as follows:

Beginning at a point in the northerly line of the Lands heretofore conveyed by deed dated February 28, 1958, and recorded in the Erie County Clerk's Office on the same day in Liber 6273 of Deeds at page 108, which point is fifty (50) feet west of the northerly line of said lot 75; running thence westerly and along the northerly line of said lands conveyed by aforesaid lands conveyed by aforesaid deed, a distance of one hundred fifty (150) feet, more or less, to the northwest corner of said lands; thence southerly on a line parallel to the east line of said lot number 75, and along the westerly line of said lands conveyed by aforementioned deed, a distance of one hundred (100) feet; thence easterly on a line parallel to the south line of said lot number 75, and along the southerly line of said lands conveyed by aforementioned deed, a distance of one hundred fifty (150) feet, more or less; thence northerly on a line parallel to the east line of said lot number 75 a distance of one hundred (100) feet to the point or place of beginning.

To be used as a restaurant. It has been a restaurant for the past number of years in a non-conforming use.

WHEREAS the Zoning Board of Appeals conducted a public hearing on April 16, 1969 after proper notice to all proper parties and no one appeared in opposition, and

WHEREAS the restaurant business is operating on a pre-existing non-conforming use for many years and it is now their desire to get a proper zoning so that further improvements might be initiated in the future and the Zoning Board of Appeals recommends that a rezoning of this property be made because (1) the restaurant has been operating as a non-conforming use for many years; (2) a business structure (the restaurant) has been located in this present location for many years; (3) the adjacent lands on Transit Road are being used for business purposes and (4) it appears that Transit Road is to be a business street, NOW, THEREFORE

BE IT RESOLVED that the same be and hereby is rezoned from Residential to Business District, and be it

FURTHER RESOLVED that the map in the Town Clerk's Office be changed accordingly.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

V. FROM THE TABLE

Item No. 37 WHEREAS Supervisor Weber and Councilman Wroblewski voiced opposition to the adoption of Local Ordinance #43.

BE IT RESOLVED that Local Ordinance No. 43 not be adopted.

AYES: Supervisor Weber, Councilman Wroblewski.
NAYES: Councilmen Swiatek, Obstarczyk, Halicki and Fath.
EXCUSED: Councilman Rogowski.

Motion by Councilman Swiatek, seconded by Councilman Obstarczyk-----

WHEREAS a hearing has been held by the Town Board pursuant to notice thereof duly published as required by law for the purpose of considering the advisability of adopting a proposed ordinance relating to the regulation and licensing of public dance halls and all places where public dancing is permitted, which ordinance is to be known as Local Ordinance No. 43, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof, NOW, THEREFORE

BE IT RESOLVED that the following ordinance be adopted and approved:

5/5/69

Local Ordinance No. 43

Section 1. Definitions. The following words when used in this ordinance shall have the following meanings:

(a) "Public Dance Hall." Any building structure, or part thereof, in which public dances are or may be held, whether or not in connection with or incidental to the operation of a restaurant, pizzeria, tavern, inn, hotel, or other use or activity.

(b) "Public Dance." Any dance or ball to which the public generally may gain admission and may participate in dancing.

(c) "Public Dancing." Any dancing to which the public generally may gain admission and may participate in.

(d) "Person." Any individual, partnership, firm, corporation, association, society, club or other organization.

Section 2. Licenses.

No persons, other than churches, church organizations, fire districts, volunteer fire organizations, veterans organizations, and other charitable and non-profit organizations, shall hold any public dance or permit any dancing in any public dance hall within the Town of Cheektowaga, outside the Villages of Sloan and Depew, until said public dance hall shall first have been licensed as provided in this ordinance.

Section 3.

Application for License.

Application for a license for a public dance hall shall be made to the Town Clerk on forms furnished by him which shall contain such information as he may require to determine if a license is to be issued together with the required license fee.

Section 4.

Investigation and Approval of

Application for Public Dance Hall Licenses.

It shall be the duty of the Town Clerk to examine all applications for public dance hall licenses and to investigate or cause to be investigated, each application to determine whether or not the public dance hall for which a license is sought complies with this ordinance and all other applicable ordinances and local laws of the Town of Cheektowaga and all applicable laws of the State of New York. In making such investigation, the Town Clerk shall have the assistance of Town personnel whose assistance may be required.

Section 5. Fees.

The fee for a public dance hall license to be paid at the time of filing application shall be five dollars.

Section 6. Expiration of License

Each license granted for a public dance hall shall expire one year from date of issuance, except that all licenses shall expire on January First next succeeding date of issuance.

Section 7. Renewal.

A license granted under this ordinance may be renewed upon application thereof and after reinvestigation in the manner provided herein for original issuance.

Section 8.

Restriction and Conditions.

(a) No license for a public dance hall shall be issued until it shall be found that such hall complies with and conforms to all ordinances and regulations for the protection of the public health and for the protection of the public from fire; that it is supplied with sufficient toilet conveniences; that it is a proper place for the purpose for which it is to be used and the other requirements of Section 4 supra are complied with.

(b) All public dance halls shall be kept at all times in a clean, healthful and sanitary condition, and all stairways and other passages and all rooms connected with a public dance hall shall be kept open and well lighted at all times while dances are being held.

(c) The holder of a license for a public dance hall shall not permit at any time in connection with the privileges exercised hereunder, any kind of an exhibition, show or entertainment which may in any way be classified as obscene or immoral, which will tend to corrupt the morals of any youth or other person.

(d) A license may be refused if the applicant and in the case of a corporate, club or association applicant, any officer or stockholder thereof, shall have been convicted of a misdemeanor or felony which in the judgment of the Town Clerk renders the applicant unfit or undesirable to conduct a public dance hall.

(e) The Town Clerk, before issuing any license or renewal license shall make a complete report to the Town Board in writing, concerning the application and the investigation thereof, and his intent to issue or not to issue the same.

(f) Any applicant who has been refused a license by the Town Clerk may apply to the Town Board therefor and the same may be granted or refused by the Town Board, except as may be prohibited by provisions of Article 9 of the Town Law of New York.

(g) After a public hearing thereon, at which the licensee shall have an opportunity to be heard, the Town Board may revoke any license issued under authority of this Ordinance and Article 9 of the Town Law of New York, to any applicant whom the Town Board shall determine to be an undesirable person or incapable of properly conducting a public dance hall.

(h) The granting, refusal or revocation of a license by the Town Board shall be subject to review by certiorari.

Section 8.

Inspection and Supervision.

(a) The Town Clerk, the Chief of Police or any member of the Police department shall have the power and it shall be their duty respectively to cause a public dance hall where any dance is being held to be vacated whenever any provision of any ordinance with regard to public dances is being violated, or whenever any indecent or immoral act is committed, or whenever any disorder of a gross, violent or vulgar character takes place therein.

(b) The Town Clerk, his duly authorized employees and agents, and all police officers shall have access at all times to all public dance halls, for the purpose of enforcing the provisions of this Ordinance. The Town Clerk shall investigate complaints and shall inspect at intervals the public dance halls within the Town of Cheektowaga, outside the Villages of Sloan and Depew and shall cause to be prosecuted all violations of this Ordinance.

Section 9. Hours for dancing.

All public dancing shall be discontinued at or before the hour of 3:00 A.M. on any day on which dancing is allowed, provided that upon application and after investigation by the Town Clerk, the said Town Clerk may grant to the applicant a permit to continue the dancing until a later hour. For cause, the Town Clerk may further restrict the hours of dancing as permitted in a particular place upon notice and hearing held thereon by said Town Clerk.

Section 10. Posting of Licenses.

Any license issued under this Ordinance shall be posted and kept posted on the licensed premises in a conspicuous place near the front entrance on the interior of the premises.

Section 11.

Effect of Ordinance.

This Ordinance shall be effective only in that portion of the Town of Cheektowaga outside of the Villages of Sloan and Depew.

Section 12.

Penalties for Violation.

Any person who individually or as an officer of any society, club, organization or corporation shall violate any of the provisions of this Ordinance, shall be guilty of an offense and shall be liable to a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment for not more than six months or to both such fine and imprisonment.

Section 13.

When Ordinance Shall Take Effect.

This Ordinance shall take effect in accordance with Section 133 of the Town Law of New York, ten days after the same shall have been published and posted as required by said section, but shall take effect from the date of its service or against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town of Cheektowaga, and showing the date of its passage and entry in the minutes of the Town Board.

STATE OF NEW YORK }
COUNTY OF ERIE }

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

1. A regular meeting of the Town Board of the Town of
Cheektowaga, a town located in the County of Erie, State of New York, was duly held
on May 5th 19⁶⁹, 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
Item No. 37, inclusive, of said book.

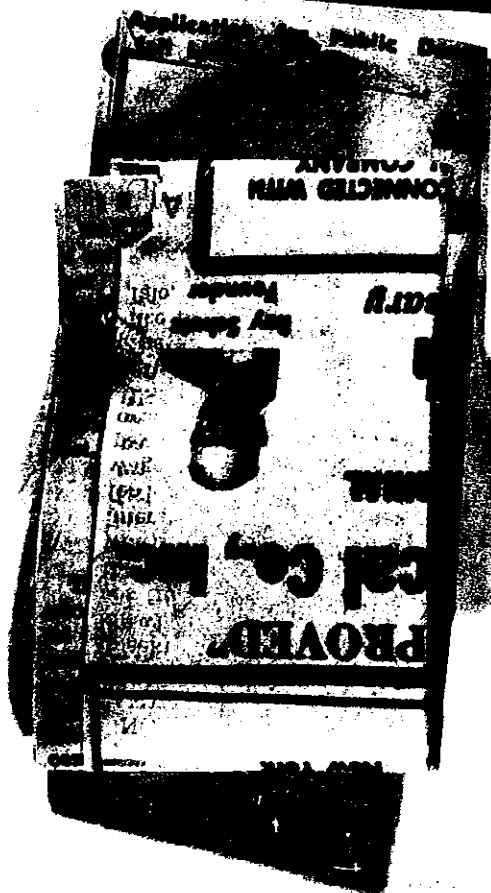
2. I have compared the attached extract with said minutes so recorded and said
extract is a true copy of said minutes and of the whole thereof insofar as said minutes
relate to matters referred to in said extract.

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.
I do hereby certify that the foregoing contains a true copy*

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed
the corporate seal of said Town, this 5th day of May,
19⁶⁹.

*of the Ordinance known as Local Ordinance No. 43 duly adopted by said
Town Board of the Town of Cheektowaga on May 5, 1969.

Benedict T. Holtz
Town Clerk



RICHARD G. BENNETT

being duly sworn, deposes and says that he is the

PUBLISHER

of the

^{Depew}
Herald and News ^{Cheektowaga}

a newspaper with general circulation in the Towns of Cheektowaga and Lancaster, and published at Depew, New York, that notice of which the annexed printed slip taken from said newspaper, is a copy, was inserted and published therein once a week for 1 week, the first insertion being on the 8th day of May, 1969, 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 12th day of

May, 1969
Carol P. Bennett

Notary Public in and for Erie County

CAROL P. BENNETT

NOTARY PUBLIC, STATE OF NEW YORK

Qualified in Erie County

My Commission Expires March 30, 1970

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 5th day of May, 1969, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber Supervisor
Felix T. Wroblewski Councilman
Frank E. Swiatek Councilman
Joseph R. Obstarczyk Councilman

Donald A. Halicki Councilman
Alancin M. Fath Councilman

EXCUSED:

John V. Rogowski Councilman

Councilman Swiatek offered the following resolution and moved its adoption:

WHEREAS, a hearing has been held by the Town Board pursuant to notice thereof duly published as required by law for the purpose of considering the advisability of adopting a proposed ordinance relating to the regulation and licensing of public dance halls and all places where public dancing is permitted, which ordinance is to be known as Local Ordinance No. 43, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof, NOW, THEREFORE

BE IT RESOLVED that the following ordinance be adopted and approved:

Local Ordinance No. 43

Section 1. Definitions. The following words when used in this ordinance shall have the following meanings:

(a) "Public Dance Hall." Any building structure, or part thereof, in which public dances are or may be held, whether or not in connection with or incidental to the operation of a restaurant, pizzeria, tavern, inn, hotel, or other use or activity.

(b) "Public Dance." Any dance or ball to which the public generally may gain admission and may participate in dancing.

(c) "Public Dancing." Any dancing to which the public generally may gain admission and may participate in.

(d) "Person." Any individual, partnership, firm, corporation, association, society, club or other organization.

Section 2. Licenses.

No persons, other than churches, church organizations, fire districts, volunteer fire organizations, veterans organizations, and other charitable and non-profit organizations, shall hold any public dance or permit any dancing in any public dance hall within the Town of Cheektowaga, outside the Villages of Sloan and Depew, until said public dance hall shall first have been licensed as provided in this ordinance.

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Application for License.

Application for a license for a public dance hall shall be made to the Town Clerk on forms furnished by him which shall contain such information as he may require to determine if a license is to be issued together with the required license fee.

Section 4.

Investigation and Approval.

(a) No license for a public dance hall shall be issued until it shall be found that such hall complies with and conforms to all ordinances and regulations for the protection of the public health and for the protection of the public from fire; that it is supplied with sufficient toilet conveniences; that it is a proper place for the purpose for which it is to be used and the other requirements of Section 4 supra are complied with.

(b) All public dance halls shall be kept at all times in a clean, healthful and sanitary condition, and all stairways and other passages and all rooms connected with a public dance hall shall be kept open and well lighted at all times when dances are being held.

(c) The holder of a license for a public dance hall shall not permit at any time in connection with the privileges exercised thereunder, any kind of entertainment, show or entertainment which may in any way be classified as obscene or immoral which will tend to corrupt the morals of any youth or other person.

(d) A license may be refused if the applicant and in the case of a corporate, club or association applicant, any officer or stockholder thereof, shall have been convicted of a misdemeanor or felony which in the judgment of the Town Clerk renders the applicant unfit or undesirable to conduct a public dance hall.

(e) The Town Clerk, before issuing any license or renewal license shall make a complete report to the Town Board in writing, concerning the application and the investigation thereof, and his intent to issue or not to issue the same.

(f) Any applicant who has been refused a license by the Town Clerk may apply to the Town Board thereafter and the

Application for Public Dance Hall Licenses.

It shall be the duty of the Town Clerk to examine all applications for public dance hall licenses and to investigate or cause to be investigated, each application to determine whether or not the public dance hall for which a license is sought complies with this ordinance and all other applicable ordinances and local laws of the Town of Cheektowaga and all applicable laws of the State of New York. In making such investigation, the Town Clerk shall have the assistance of Town personnel whose assistance may be required.

Section 5. Fees.

The fee for a public dance hall license to be paid at the time of filing application shall be five dollars.

Section 6. Expiration of License.

Each license granted for a public dance hall shall expire one year from date of issuance, except that all licenses shall expire on January First next succeeding date of issuance.

Section 7. Renewal.

A license granted under this ordinance may be renewed upon application thereof and after reinvestigation in the manner provided herein for original issuance.

Section 8.

Restriction and Conditions.

(a) No license for a public dance hall shall be issued until it shall be found that such hall complies with and conforms to all ordinances and regulations for the protection of the public health and for the protection of the public from fire; that it is supplied with sufficient toilet conveniences; that it is a proper place for the purpose for which it is to be used and the other requirements of Section 4 supra are complied with.

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(d) A license may be refused if the applicant and in the case of a corporate, club or association applicant, any officer or stockholder thereof, shall have been convicted of a misdemeanor or felony which in the judgment of the Town Clerk renders the applicant unfit or undesirable to conduct a public dance hall.

(e) The Town Clerk, before issuing any license or renewal license shall make a complete report to the Town Board in writing, concerning the application and the investigation thereof, and his intent to issue or not to issue the same.

(f) Any applicant who has been refused a license by the Town Clerk may apply to the Town Board thereafter and the

same may be renewed or refused by the Town Board except as may be prohibited by provisions of Article 9 of the Town Law of New York.

(g) After a public hearing thereon, at which the licensee shall have an opportunity to be heard, the Town Board may revoke any license issued under authority of this Ordinance and Article 9 of the Town Law of New York, to any applicant whom the Town Board shall determine to be an undesirable person or incapable of properly conducting a public dance hall.

(h) The granting, refusal or revocation of a license by the Town Board shall be subject to review by certiorari.

Section 8.

Inspection and Supervision.

(a) The Town Clerk, the Chief of Police or any member of the Police department shall have the power and it shall be their duty respectively to cause a public dance hall where any dance is being held to be vacated whenever any provision of any ordinance with regard to public dances is being violated, or whenever any indecent or immoral act is committed, or whenever any disorder of a gross, violent or vulgar character takes place therein.

(b) The Town Clerk, his duly authorized employees and agents, and all police officers shall have access at all times to all public dance halls for the purpose of enforcing the provisions of this Ordinance. The Town Clerk shall investigate complaints and shall inspect at intervals the public dance halls within the Town of Cheektowaga, outside the Villages of Sloan and Depew, and shall cause to be prosecuted all violations of this Ordinance.

Section 9. Hours for dancing.

All public dancing shall be discontinued at or before the hour of 3:00 A.M. on any day in which dancing is allowed, provided that upon application and after investigation by the Town Clerk, the said Town Clerk may grant to the applicant a permit to continue the dancing until a later hour. For cause, the Town Clerk may further restrict the hours of dancing as permitted in a particular place upon notice and hearing held thereon by said Town Clerk.

Section 10. Posting of License.

Any license issued under this Ordinance shall be posted and kept posted on the licensed premises in a conspicuous place near the front entrance on the interior of the premises.

Section 11.

Effect of Ordinance.

This Ordinance shall be effective only in that portion of the Town of Cheektowaga outside of the Villages of Sloan and Depew.

Section 12.

Penalties for Violation.

Any person who individually or as an officer of any society, club, organization or corporation shall violate any of the provisions of this Ordinance shall be guilty of an offense and shall be liable to a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment for not more than six months or to both such fine and imprisonment.

Section 13.

When Ordinance Shall Take Effect.

This Ordinance shall take effect in accordance with Section 133 of the Town Law of New York, ten days after the same shall have been published and posted as required by said section, but shall take effect from the date of its service or against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town of Cheektowaga, and showing the date of its passage and entry in the minutes of the Town Board.

That this ordinance being Local Ordinance No. 43 shall be entered in the minutes of this Town Board and shall be published once in the DEPEW HERALD AND CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this ordinance specifying the date of adoption thereof.

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

Supervisor Weber Voting NAYE

Councilman Wroblewski Voting NAYE

Councilman Swiatek Voting AYE

Councilman Obstarczyk

Councilman Halicki

Councilman Fath

Councilman Rogowski

Councilman Swiatek

Councilman Obstarczyk

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Councilman Obstarczyk

Councilman Halicki

Councilman Fath

Councilman Rogowski

Councilman Swiatek

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Councilman Swiatek

Councilman Obstarczyk

Councilman Halicki

Councilman Fath

Councilman Rogowski

Councilman Swiatek

Councilman Obstarczyk

**EXTRACTS FROM MINUTES
OF TOWN BOARD**

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 5th day of May, 1969, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber Supervisor
Felix T. Wroblewski Councilman
Frank E. Swiatek Councilman
Joseph R. Obstarczyk Councilman
Donald A. Halicki Councilman
Alancin M. Path Councilman
EXCUSED:
John V. Rogowski Councilman

Councilman Swiatek offered the following resolution and moved its adoption:

WHEREAS, a hearing has been held by the Town Board pursuant to notice thereof duly published as required by law for the purpose of considering the advisability of adopting a proposed ordinance relating to the regulation and licensing of public dance halls and all places where public dancing is permitted which ordinance is to be known as Local Ordinance No. 43, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof, **NOW, THEREFORE**

BE IT RESOLVED that the following ordinance be adopted and approved:

Local Ordinance No. 43

Section 1. Definitions. The following words when used in this ordinance shall have the following meanings:

(a) "Public Dance Hall." Any building structure, or part thereof, in which public dances are or may be held, whether or not in connection with or incidental to the operation of a restaurant, pizzeria, tavern, inn, hotel, or other use or activity.

(b) "Public Dance." Any dance or ball to which the public generally may gain admission and may participate in dancing.

(c) "Public Dancing." Any dancing to which the public generally may gain admission and may participate in.

(d) "Person." Any individual, partnership, firm, corporation, association, society, club or other organization.

Section 2. Licenses.

No persons, other than churches, church organizations, fire districts, volunteer fire organizations, veterans organizations, and other charitable and non-profit organizations, shall hold any public dance or permit any dancing in any public dance hall within the Town of Cheektowaga, outside the Villages of Sloan and Depew, until said public dance hall shall first have been licensed as provided in this ordinance.

Section 3. Application for License.

Application for a license for a public dance hall shall be made to the Town Clerk on forms furnished by him which shall contain such information as he may require to determine if a license is to be issued together with the required license fee.

Section 4. Investigation and Approval of

Application for Public Dance Hall Licenses.

It shall be the duty of the Town Clerk to examine all applications for public dance hall licenses and to investigate or cause to be investigated, each application to determine whether or not the public dance hall for which a license is sought complies with this ordinance and all other applicable ordinances and local laws of the Town of Cheektowaga and all applicable laws of the State of New York. In making such investigation, the Town Clerk shall have the assistance of Town personnel whose assistance may be required.

Section 5. Fees.

The fee for a public dance hall license to be paid at the time of filing application shall be five dollars.

Section 6. Expiration of License

Each license granted for a public dance hall shall expire one year from date of issuance, except that all licenses shall expire on January First next succeeding date of issuance.

Section 7. Renewal.

A license granted under this ordinance may be renewed upon application thereof and after reinvestigation in the manner provided herein for original issuance.

Section 8.

Restriction and Conditions.

(a) No license for a public dance hall shall be issued until it shall be found that such hall complies with and conforms to all ordinances and regulations for the protection of the public health and for the protection of the public from fire; that it is supplied with sufficient toilet conveniences; that it is a proper place for the purpose for which it is to be used and the other requirements of Section 4 supra are complied with.

(b) All public dance halls shall be kept at all times in a clean, healthful and sanitary condition, and all stairways and other passages and all rooms

same may be granted or refused by the Town Board, except as may be prohibited by provisions of Article 9 of the Town Law of New York.

(c) After a public hearing thereon, at which the licensee shall have an opportunity to be heard, the Town Board may revoke any license issued under authority of this Ordinance and Article 9 of the Town Law of New York, to any applicant whom the Town Board shall determine to be an undesirable person or incapable of properly conducting a public dance hall.

(d) The granting, refusal or revocation of a license by the Town Board shall be subject to review by certiorari.

Section 8.

Inspection and Supervision.

(a) The Town Clerk, the Chief of Police or any member of the Police department shall have the power and it shall be their duty respectively to cause a public dance hall where any dance is being held, to be vacated, whenever any provision of any ordinance with regard to public dances is being violated, or whenever any indecent or immoral act is committed, or whenever any disorder of a gross, violent or vulgar character takes place therein.

(b) The Town Clerk, his duly authorized employees, agents, and all police officers shall have access at all times to all public dance halls, for the purpose of enforcing the provisions of this Ordinance. The Town Clerk shall investigate complaints and shall inspect at intervals the public dance halls within the Town of Cheektowaga, outside the Villages of Sloan and Depew and shall cause to be prosecuted all violations of this Ordinance.

Section 9. Hours for dancing.

All public dancing shall be discontinued at or before the hour of 3:00 A.M. on any day on which dancing is allowed, provided that upon application and after investigation by the Town

Clerk, the Town Clerk may serve or against a person served personally with a copy thereof, certified by the Town Clerk under the corporate seal of the Town of Cheektowaga, and showing the date of its passage and entry in the minutes of the Town Board.

That this ordinance being Local Ordinance No. 43 shall be entered in the minutes of this Town Board and shall be published once in the CHEEKTOWAGA NEWS and in the CHEEKTOWAGA TIMES, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this ordinance specifying the date of adoption thereof.

Seconded by Councilman Obstarczyk and duly put to a vote which resulted as follows:
Supervisor Weber Voting NAYE
Councilman Wroblewski

Voting NAYE
Councilman Swiatek

Voting AYE
Councilman Obstarczyk

Voting AYE
Councilman Halicki

Voting AYE
Councilman Path Voting AYE

AYES: 4; NOES: 2; ABSENT: 0
EXCUSED: 1

STATE OF NEW YORK

COUNTY OF ERIE

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

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on May 5th, 1969, and minutes of said meeting have been duly recorded in the Minute Book kept

by me in accordance with law for the purpose of recording the minutes of meetings of said Board, and such minutes appear at Item No. 39, 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.

I do hereby certify that the foregoing contains a true copy of the Ordinance known as Local No. 43, duly adopted by the Town Board of the Town of Cheektowaga on May 5, 1969.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of May, 1969.

(SEAL)

BENEDICT T. HOLTZ
Town Clerk

Legal Notice

EXTRACTS FROM MINUTES OF TOWN BOARD

At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road in said Town, on the 5th day of May, 1969, at 2:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:

Daniel E. Weber, Supervisor
Felix T. Wroblewski,
Councilman
Frank E. Swiatek, Councilman
Joseph R. Obstarczyk,
Councilman

EXCUSED:

Donald A. Halicki, Councilman
Alancin M. Fath, Councilman
John V. Rogowski, Councilman
Councilman Swiatek offered the following resolution and moved its adoption:

WHEREAS, a hearing has been held by the Town Board pursuant to notice thereof duly published as required by law for the purpose of considering the advisability of adopting a proposed ordinance relating to the regulation and licensing of public dance halls and all places where public dancing is permitted which ordinance is to be known as Local Ordinance No. 43, at which hearing an opportunity to be heard was afforded all persons interested in the subject thereof, NOW, THEREFORE, BE IT RESOLVED that the following ordinance be adopted and approved:

LOCAL ORDINANCE NO. 43 Section 1. DEFINITIONS.

The following words when used in this ordinance shall have the following meanings:

(a) "Public Dance Hall." Any building structure, or part thereof, in which public dances are or may be held, whether or not in connection with or incidental to the operation of a restaurant, pizzeria, tavern, inn, hotel, or other use or activity.

(b) "Public Dance." Any dance or ball to which the public generally may gain admission and may participate in dancing.

(c) "Public Dancing." Any dancing to which the public generally may gain admission and may participate in.

(d) "Person." Any individual, partnership, firm, corporation, association, society, club or other organization.

Section 2. LICENSES.

No persons, other than churches, church organizations, fire districts, volunteer fire organizations, veterans organizations, and other charitable and non-profit organizations, shall hold any public dance or permit any dancing in any public dance hall within the Town of Cheektowaga, outside the Village of Sloan and Depew, until said public dance hall shall first have been licensed as provided in this ordinance.

Section 3. APPLICATION FOR LICENSES.

Application for a license for a public dance hall shall be made to the Town Clerk on forms furnished by him which shall contain such information as he may require to determine if a license is to be issued together with the required license fee.

Section 4. INVESTIGATION AND APPROVAL OF APPLICATION FOR PUBLIC DANCE HALL LICENSES.

It shall be the duty of the Town Clerk to examine all applications for public dance hall licenses and to investigate or cause to be investigated, each application to determine whether or not the public dance hall for which a license is sought complies with this ordinance and all other applicable ordinances and local laws of the Town of Cheektowaga and all applicable laws of the State of New York. In making such investigation, the Town Clerk shall have the assistance of Town personnel whose assistance may be required.

Section 5. FEES.

The fee for a public dance hall license to be paid at the time of filing application shall be five dollars.

Section 6. EXPIRATION OF LICENSE.

Each license granted for a

public dance hall shall expire one year from date of issuance, except all licenses shall expire on January 1st, next succeeding date of issuance.

Section 7. RENEWAL.

A license granted under this ordinance may be renewed upon application thereof and after re-investigation in the manner provided herein for original issuance.

Section 8. RESTRICTION AND CONDITIONS.

(a) No license for a public dance hall shall be issued until it shall be found that such hall complies with and conforms to all ordinances and regulations for the protection of the public health and for the protection of the public from fire; that it is supplied with sufficient toilet conveniences; that it is a proper place for the purpose for which it is to be used and the other requirements of Section 4 supra are complied with.

(b) All public dance halls shall be kept at all times in a clean, healthful and sanitary condition, and all stairways and other passages and all rooms connected with a public dance hall shall be kept open and well lighted at all times while dances are being held.

(c) The holder of a license for a public dance hall shall not permit at any time in connection with the privileges exercised hereunder, any kind of an exhibition, show or entertainment which may in any way be classified as obscene or immoral, which will tend to corrupt the morals of any youth or other person.

(d) A license may be refused if the applicant and in the case of a corporate, club or association applicant, any officer or stockholder thereof, shall have been convicted of a misdemeanor or felony which in the judgment of the Town Clerk renders the applicant unfit or undesirable to conduct a public dance hall.

(e) The Town Clerk, before issuing any license or renewal license shall make a complete report to the Town Board in writing, concerning the application and the investigation thereof, and his intent to issue or not to issue the same.

(f) Any applicant who has been refused a license by the Town Clerk may apply to the Town Board therefor and the same may be granted or refused by the Town Board, except as may be prohibited by provisions of Article 9 of the Town Law of New York.

(g) After a public hearing thereon, at which the licensee shall have an opportunity to be heard, the Town Board may revoke any license issued under authority of this Ordinance and Article 9 of the Town Law of New York, to any applicant whom the Town Board shall determine to be an undesirable person or incapable of properly conducting a public dance hall.

(h) The granting, refusal or revocation of a license by the Town Board shall be subject to review by certiorari.

Section 8. INSPECTION AND SUPERVISION.

(a) The Town Clerk, the Chief of Police or any member of the Police department shall have the power and it shall be their duty respectively to cause a public dance hall where any dance is being held to be vacated whenever any provision of any ordinance with regard to public dances is being violated, or whenever any indecent or immoral act is committed, or whenever any disorder of a gross, violent or vulgar character takes place therein.

(b) The Town Clerk, his duly authorized employees and agents, and all police officers shall have access at all times to all public dance halls, for the purpose of enforcing the provisions of this Ordinance. The Town Clerk shall investigate complaints and shall inspect at intervals the public dance halls within the Town of Cheektowaga, outside the Village of Sloan and Depew and shall cause to be prosecuted all violations of this Ordinance.

Section 9. HOURS FOR DANCING.

All public dancing shall be dis-

continued at or before the hour of 3:00 A.M. on any day on which dancing is allowed, provided that upon application and after investigation by the Town Clerk, the said Town Clerk may grant to the applicant a permit to continue the dancing until a later hour. For cause, the Town Clerk may further restrict the hours of dancing as permitted in a particular place upon notice and hearing held thereon by said Town Clerk.

Section 10. POSTING OF LICENSE.

Any license issued under this Ordinance shall be posted and kept posted on the licensed premises in a conspicuous place near the front entrance on the interior of the premises.

Section 11. EFFECT OF ORDINANCE.

This Ordinance shall be effective only in that portion of the Town of Cheektowaga outside of the Villages of Sloan and Depew.

Section 12. PENALTIES FOR VIOLATION.

Any person who individually or as an officer of any society, club, organization or corporation shall violate any of the provisions of this Ordinance, shall be guilty of an offense and shall be liable to a fine of not less than one hundred dollars nor more than five hundred dollars or by imprisonment for not more than six months or to both such fine and imprisonment.

Section 13. WHEN ORDINANCE SHALL TAKE EFFECT.

This Ordinance shall take effect in accordance with Section 133 of the Town Law of New York, ten days after the same shall have been published and posted as required by said section, but shall take effect from the date of its service or against a person served personally with a copy thereof, certified by the

Town Clerk under the corporate seal of the Town of Cheektowaga, and showing the date of its passage and entry in the minutes of the Town Board.

That this ordinance being Local Ordinance No. 43 shall be entered in the minutes of this Town Board and shall be published once in the Depew Herald and Cheektowaga News and in the Cheektowaga Times, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this ordinance specifying the date of adoption thereof.

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

SUPERVISOR: Weber

Voting NAYE

COUNCILMEN:

Wroblewski Voting NAYE

Swiatek Voting AYE

Obstarczyk Voting AYE

Halicki Voting AYE

Fath Voting AYE

AYES: 4 NOES: 2 ABSENT: 0

EXCUSED: 1

STATE OF NEW YORK)

COUNTY OF ERIE)

I, BENEDICT T. HOLTZ, Town

Clerk of the Town hereby after

described, DO HEREBY CERTIFY as follows:

1. A regular meeting of the Town Board of the Town of Cheektowaga, a town located in the County of Erie, State of New York, was duly held on May 5th, 1969, and minutes of said meeting have been duly recorded in the Minute Book kept by me in accordance with law for the purpose of recording the minutes of meeting

of said Board, and such minutes appear at Item No. 39, 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.

I do hereby certify that the foregoing contains a true copy of the Ordinance known as Local Ordinance No. 43, duly adopted by said Town Board of the Town of Cheektowaga on May 5, 1969.

IN WITNESS WHEREOF, I have hereunto set my hand and have hereunto affixed the corporate seal of said Town, this 5th day of May, 1969.

BENEDICT T. HOLTZ,
Town Clerk

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks; first publication MAY 8 '69; last publication MAY 8 '69; and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this 12 day of MAY 1969.

Eleonore M. Dziela

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 37 cont'd.

That this ordinance being Local Ordinance No. 43 shall be entered in the minutes of this Town Board and shall be published once in the Depew Herald and Cheektowaga News and in the Cheektowaga Times, newspapers published in this Town, and a printed copy thereof shall be posted on the signboard maintained by the Town Clerk pursuant to Subdivision 6 of Section 30 of the Town Law of New York, and affidavits of such publication and posting shall be filed with the Town Clerk, and the Town Clerk shall likewise enter in the Ordinance Book a copy of this ordinance specifying the date of adoption thereof.

AYES: Councilmen Swiatek, Obstarczyk, Halicki and Fath.
NAYES: Supervisor Weber and Councilman Wroblewski.
EXCUSED: Councilman Rogowski.

VI. SUSPENSION OF RULES

Item No. 38 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS continuous complaints have been received by the Town Board for the cleaning up of the premises located at _____, Town of Cheektowaga, New York and according to Assessor's Office and Tax Office, owned by one Edward VanWie presently residing in Casadaga, New York, and

WHEREAS the Town Health Officer, Dr. Louis Vendetti, agrees that these lands are a menace to the health and safety of the neighbors, and

WHEREAS these conditions require that some positive steps be taken to clear up the accumulated rubbish and clean up the premises, NOW, THEREFORE,

BE IT RESOLVED that pursuant to Sub. 5 Sec. 64 of Town Law, if no clean-up action takes place within ten (10) days of the date of the Town and any cost be assessed against the landowners hereinbefore described.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 39 Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED that the Francis J. Donovan Auxiliary Unit #1626 of the American Legion is granted permission to hold Memorial Services at the Cheektowaga Town Park on Sunday May 25th, 1969 at 2:00 P.M.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 40 Communication from Mrs. Henry Bayer, - Rent Control
Received and filed.

Item No. 41 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED that Councilman Frank E. Swiatek and/or one Town Attorney, one other member of the Town Board are authorized to attend the New York State School of Industrial and Labor Relations at Cornell University, Ithaca, New York on June 30 - July 1, 1969, with all legal expenses incurred to be reimbursed by the Town.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
EXCUSED: Councilman Rogowski.

Item No. 42 Communication from Walter & Hattie Haim, - objecting
to Valu Car Wash - Violation of the Town Ordinance.
Received and filed.

Item No. 43 Communication from Retired Civil Service Employees of New York concerning Full Coverage of Blue Cross and Blue Shield payments to Town Retirees.
Referred to Town Clerk.

Item No. 44 Motion by Councilman Wroblewski, seconded by Councilman Halicki to adjourn the meeting until Saturday, May 10, 1969 at 11:30 A.M. E.D.S.T.

BENEDICT T. HOLTZ
Town Clerk

Cheektowaga, New York
May 10, 1969

Item No. 1 At an adjourned 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 10th day of May, 1969 at 11:30 o'clock a.m., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman
ABSENT:	John V. Rogowski	Councilman

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Andrew Schwenk, Town Assessor; and Ted Skowron, Highway Engineer.

Also present were: Senator McGowan, Assemblyman Lis, County Legislator Wnek, Assemblyman Griffin, and Charles Bogacki, P.E., Erie County Department of Public Works.

Item No. 2 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the attached proposed Judgment in the action of VILLAGE OF SLOAN, NEW YORK, DARLING & COMPANY against BUFFALO SEWER AUTHORITY, NEW YORK STATE HEALTH DEPARTMENT, ERIE COUNTY DEPARTMENT OF HEALTH and TOWN OF CHEEKTOWAGA, NEW YORK is hereby approved and the Town Attorney is hereby authorized and directed to sign the Consent to Entry of the said Judgment which is attached thereto.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 3 Motion by Supervisor Weber, seconded by Councilman Halicki-----

WHEREAS this Town Board has heretofore approved the issuance of a building permit for a new Tops Market being constructed on a plot of land on Transit Road near Rehm Road, part of which land is located within the limits of the Village of Depew, and

WHEREAS the only available sewer service can be afforded by means of a Village of Depew sewer line south of the market, and

WHEREAS the Town Board of the Town of Cheektowaga and the Board of Trustees of the Village of Depew have in the past cooperated to the mutual benefit of both municipalities and the Town Board particularly brought about the extension of Sewer District No. 7 into the northwest end of the Village of Depew, thus permitting substantial industrial and residential development to be made in that area of the Village; NOW, THEREFORE

BE IT RESOLVED that this Town Board hereby request the Board of Trustees of the Village of Depew to permit a sewer connection to be made from said Tops Market to the Village of Depew sewer system on the basis of a reasonable rental arrangement being made between the Village of Depew and the owner of the said Tops market.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 4 Motion by Supervisor Weber, seconded by Councilman Halicki-----
5/10/69

Item No. 4 cont'd

RESOLVED that the position of Cleaner, Maintenance Department, in Town Hall, be created, and be it

FURTHER RESOLVED that Julia Dalton, Cheektowaga, New York be appointed to said position at a salary of \$5,125.00 effective May 16th, 1969.

AYES: Supervisor Weber, Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: Councilman Rogowski

Item No. 5 Motion by Councilman Swiatek, seconded by Councilman Obstarczyk-----

RESOLVED that the work schedule at Disposal Plants 3 and 5 be restored.

AYES: Councilmen Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: Supervisor Weber
ABSENT: Councilman Rogowski

Item No. 6 Communication from Councilman Fath- lighting improvements for Beach Road and Maryvale Drive.
Referred to Councilman Obstarczyk.

BENEDICT T. HOLTZ
Town Clerk

Cheektowaga, New York
May 19, 1969

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 19th day of May, 1969 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Virginia Janora, Second Deputy Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Carl Trafalski, Building and Plumbing Inspector; Benedict L. Kostrzewski, Chief of Police; Raymond Matot, Maintenance Department; Ted Skowron, Highway Department; Julia Reinstein, Town Historian; Senator Thomas F. McGowan, and Assemblyman John B. Lis.

I. GENERAL COMMUNICATIONS

Item No. 2 State Department of Transportation- report on signals on Union Road in front of Cheektowaga Central School. Invites comments of Chief Kostrzewski, Town Board, and Board of Education, upon receipt of which, further consideration will be given the matter. (See Item Nos. 6 & 17)
Received and filed.

Item No. 3 State Public Service Commission- Case 25174- Petition of Niagara Scenic Bus Lines, Inc. for temporary operation between Niagara Falls and Buffalo Airport.

Referred to Town Attorney Kitzinger.

Item No. 4 B. John Tutuska, County Executive- acknowledges receipt of May 5th resolution, reconstruction of French Road; work will be expedited by June 1st.
Received and filed.

Item No. 5 Town of Clarence- resolution adopted April 30th requesting Governor Rockefeller to sign Bill approving change of Williamsville toll barrier; requests surrounding communities do the same.

Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk-----

RESOLVED that Governor Rockefeller be and he hereby is requested to sign into Law the legislation providing for removal of the toll barrier at the Depew exit to a point further east to provide more the people in the area the free use of the Thruway.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: 0

ABSENT: 0

Item No. 6 Cheektowaga Central School to Chief Kostrzewski- signals on Union Road, commenting on letter from State Department of Transportation (Item No. 2).
Received and filed.

5/19/69

Item No. 7 Sloan Police Justice Court- gratitude for spendid cooperation extended
Village by Town's Recreation Department.
Received and filed.

Item No. 8 North Hill Union Homeowners Assoc.- proposed Zoning Ordinance; support-
ing suggestions of Southline Homeowners Assoc.
Received and filed.

Item No. 9 Communication and Petition- residents of Zoerb, Nassau Court, Nassau
Lane, and Nagel Drive- that Town Board negotiate an agreement with Dr. Reinstein to
use his property behind Nassau Court adjoining GEX, and behind Nagel Drive which runs
to Walden Avenue, as a play area.
Meeting with Dr. Reinstein scheduled for Monday, May 26th at 3p.m.

Item No. 10 Cheektowaga Cultural Society Inc.- sponsoring Cheektowaga Symphony
Orchestra.
Referred to Town Attorney Kitzinger.

Item No. 11 Leonard Zydel, Cheektowaga Library Board- resignation.
Referred to the Town Board.

Item No. 12 Eugene Rudzinski, Pres., Cheektowaga Library Board- resignation of
Leonard Zydel.
Received and filed.

Item No. 13 Louis Deacy, Sanitation Department- requests thirty-day extension of
sick leave.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that an extension of thirty (30) days of sick leave be granted
to Louis E. Deacy, , an employee of the Sanitation Department.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 14 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that the building applications submitted to the Building and
Plumbing Department May 3, thru May 17, 1969 be granted.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 15 Dr. Vendetti, Health Officer- rodent control and beautification of
Town by enactment of ordinance to control dumping by monthly permits.
Received and filed.

Item No. 16 Dr. Vendetti, Health Officer to Penn Central RR and Erie-Lackawanna RR-
requests to control rodent infestation.
Received and filed.

Item No. 17 Chief Kostrzewski- signals on Union Road; requests resolution by Town
5/19/69

Item No. 17 cont'd

to State Department of Transportation.

Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED that the New York State Department of Transportation be and hereby is requested to issue a permit authorizing the moving of a signal, 252S on Union Road, Rt. 277, from in front of the north drive of the Cheektowaga Central High School to in front of the center drive of the said high school. This request is being made in accordance with the suggestion of the said department and in accordance with the desires of the Board of Education of the Cheektowaga Central District No. 1 and the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the New York State Department of Transportation and the Chief of Police hereby is authorized and directed to do whatever is necessary to bring about the relocation of the said signal.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 18 Stanley Bystrak, Superintendent of Highways- proposition to increase his term from two to four years; also suggesting same for Supervisor and Town Clerk.

Motion by Councilman Wroblewski, seconded by Councilman Fath-----

RESOLVED as follows:

Section 1. That the term of office of each elective Town official of the Town of Cheektowaga, Erie County, New York hereafter elected shall be four (4) years.

Section 2. That at the biennial Town election of the Town of Cheektowaga, Erie County, New York to be held on November 4, 1969 the following proposition shall be voted upon by the electors of said Town:

PROPOSITION NO. 1

RESOLVED that the term of office of each elective Town official of the Town of Cheektowaga, Erie County, New York hereafter elected shall be four (4) years.

Section 3. That the Town Clerk is hereby directed to submit a certified copy of this resolution to the Erie County Board of Elections and to arrange for it to be placed upon the voting machines of the said Town to be used for said election so that the same may be voted upon by the electors of the said Town at the said election of November 4, 1969 and to see to it that the proper notice of election shall be given.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 19 Chester L. Bryan, Town Engineer- extension of Sanitary Sewer District No. 7; application and conference.

Motion by Councilman Halicki, seconded by Councilman Wroblewski-----

WHEREAS pursuant to P.L. 89-117 the United States of America has

5/19/69

Item No. 19 cont'd

authorized the making of grants to public bodies to aid in financing the construction of basic water and sewer projects; NOW, THEREFORE

BE IT RESOLVED by the Town Board of the Town of Cheektowaga

1. That Daniel E. Weber be and he is hereby authorized to execute and file an application on behalf of the Town of Cheektowaga with the Department of Housing and Urban Development, United States Government, for a grant to aid in financing the construction of a truck sewer and a system of sanitary sewers and pumping stations to serve the northeast portion of the Town of Cheektowaga, and an assurance of compliance with the Department of Housing and Urban Development regulations under Title VI of the Civil Rights Act of 1964.

2. That Chester L. Bryan, Town Engineer be and he is hereby authorized and directed to furnish such information as the Department of Housing and Urban Development may reasonably request in connection with the application which is herein authorized to be filed.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Halicki, seconded by Councilman Wroblewski-----

WHEREAS the Town of Cheektowaga is applying for Federal assistance for the construction of sewer facilities to serve the northeast portion of the Town, and

WHEREAS the Department of Housing and Urban Development, the aid dispensing agency requires that a pre-filing conference be held; NOW, THEREFORE

BE IT RESOLVED that Chester L. Bryan, Town Engineer be and the same is hereby authorized to travel to New York City for said conference with all legal expenses to be reimbursed by the Town.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 20 Chester L. Bryan, Town Engineer- appointment of Part-Time summer employees for Engineering, Sewer Maintenance, and Sewage Disposal Plants.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the following be appointed as Part-Time summer employees for the Engineering Department, Sewer Maintenance Department, Incinerator, and Sewage Disposal Plants effective June 2, 1969 at the rate of \$2.36 per hour:

Robert Czubaj
John Chludzinski
Thomas Klosko
Stephen Ciambor
Bryan J. Perry
Frederick Wroblewski
John Fudalik
Karl Hycner
Norman Kwiatkowski
Daniel Latawiec
Mike Zubrycki

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

5/19/69

Item No. 21 Chester L. Bryan, Town Engineer- creation of one Laborer position and appointment of two Laborers in the Town Repair Garage.

Motion by Supervisor Weber, seconded by Councilman Rogowski-----

WHEREAS the Repair Garage is understaffed due to the increasing work loads; NOW, THEREFORE,

BE IT RESOLVED that one additional position of Laborer be and the same is hereby created.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 22 Supervisor Weber's comments.

Motion by Supervisor Weber, seconded by Councilman Rogowski-----

RESOLVED that there shall be contributed by the Town of Cheektowaga the sum of \$12,000 toward the cost of a larger storm sewer on William Street to handle the drainage on William Street in the area east of Vern Lane, which construction is to be undertaken as part of the widening and reconstruction of William Street by the County of Erie and which Town contribution shall be conditional upon the County of Erie's commitment to install a new 54-inch diameter culvert under Walden Avenue at the west side of the Thruway interchange, which culvert is desired by the Town of Cheektowaga to improve drainage conditions in the area.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 23 Under Supervisor Weber's comments.
King's Department Store- permission to raise street sign about 20 feet.
Referred to Chief Kostrzewski.

Item No. 24 Councilman Obstarczyk's comments.
Councilman Obstarczyk requested a storage place to store light standards that are delivered to the Town. It was decided that the light standards would be stored in the garage owned by the Town east of the Town Hall, and that all future shipments of light standards are to be received by the Maintenance Department.

III. RESOLUTIONS

Item No. 25 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the deed from Nuncio Cardarelli, Gildo Bauldassi, Paschal Cardarelli, and Anthony Ciminelli covering the parcel of land commonly known as 'Homeworth Park' and running to the Town of Cheektowaga be and the same hereby is accepted and the Deputy Town Attorney is hereby directed to record the same in the Erie County Clerk's Office.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

5/19/69

Item No. 26 cont'd

RESOLVED that Councilman Frank E. Swiatek and J. Donald Griffin are authorized to attend the New York State Division for Youth Seminar in Albany, New York on May 27 & 28, 1969 with all legal expenses incurred to be reimbursed by the Town.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Halicki, seconded by Councilman Wroblewski-----

RESOLVED that J. Donald Griffin, Captain George M. Kohl and Detective Charles Iwanski are authorized to attend the New York State Division for Youth Moran Institute on Delinquency and Crime at St. Lawrence University, Canton, New York on June 22-27, 1969 with all legal expenses incurred to be reimbursed by the Town.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 28 Resolution. "No Standing Here To Corner" sign at Vern Lane and Union Road.
Referred to Captain Kistowski.

Item No. 29 Motion by Councilman Obstarczyk, seconded by Councilman Halicki-----

RESOLVED that the position of Assistant Automotive Mechanic Foreman be created in the Automotive Maintenance Department, and be it

FURTHER RESOLVED that Richard J. Koszuta of Cheektowaga, New York presently an Automotive Mechanic in this Department be appointed to said position at an annual salary of \$8,425.00. This resolution shall take effect immediately.

Upon roll call-----

AYES: Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: Supervisor Weber
ABSENT: 0

Item No. 30 Motion by Councilman Wroblewski, seconded by Councilman Rogowski-----

RESOLVED that the following Part-Time Laborers be rehired in the Parks Department at \$2.31 per hour:

Alois Muehlbauer,
Leo Fenciau,
Ignatius Zakowski,

BE IT FURTHER RESOLVED that the following Part-Time Laborers be rehired in the Parks Department at \$2.25 per hour:

Gary Slusser,
Richard Kosmider,
Daniel Latawiec,
Claude Kazmierczak,

BE IT FURTHER RESOLVED that the following Part-Time Laborers be hired in the Parks Department at \$2.25 per hour:

James Holtz,
Henry Falkowski,

BE IT FURTHER RESOLVED that the following Part-Time Laborers rate in

5/19/69

Item No. 30 cont'd

Parks Department be changed from \$2.31 per hour to \$2.61 per hour:

Edward Simmons,
Edward Neubauer,

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

IV. SUSPENSION OF RULES

Item No. 31 Chief Kostrzewski- permission to attend 14th Annual Tear Gas Seminar at Saltsburg, Pa.

Motion by Councilman Swiatek, seconded by Councilman Halicki-----

RESOLVED that permission be and hereby is granted Benedict L. Kostrzewski, Chief of Police to attend the 14th Annual Tear Gas Seminar at the Federal Laboratories at Saltsburg, Pennsylvania. All legal expenses to be reimbursed by the Town.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that Sandra Stapleton, , Depew, New York be and hereby is appointed to the position of Clerk-Typist from the Civil Service list, in the Town Justices' Office at an annual salary of \$4,675.00, effective immediately.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Supervisor Weber, seconded by Councilman Halicki-----

RESOLVED that the position of Clerk-Typist, Police Department be created, and be it

FURTHER RESOLVED that Alice Schulte, Cheektowaga, New York be appointed to said position from the Civil Service list at an annual salary of \$4,675.00 effective immediately.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

RESOLVED that the State Traffic Commission be and hereby is requested to reduce the speed limit on Cleveland Drive in the vicinity of St. Aloysius church from 35 MPH to 30 MPH, and the Town Clerk be and he hereby is directed to forward a certified copy of this resolution to said State Traffic Commission with the request that it acknowledge receipt of same.

5/19/69

Item No. 34 cont'd

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Fath, seconded by Councilman Rogowski to adjourn
the meeting.

VIRGINIA JANORA
Second Deputy Town Clerk

MEETING NO. 14

Cheektowaga, New York
June 2, 1969

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York, held at the Town Hall, corner of Broadway and Union Road, in said Town, on the 2nd day of June, 1969, at 2:30 o'clock P.M. Eastern Daylight Savings Time, there were:

PRESENT: Daniel E. Weber	Supervisor
John V. Rogowski	Councilman
Felix T. Wroblewski	Councilman
Frank E. Swiatek	Councilman
Joseph R. Obstarczyk	Councilman
Donald A. Halicki	Councilman
Alancin M. Fath	Councilman

Also present: Benedict T. Holtz, Town Clerk; Kenneth Kitzinger, Town Attorney; Anthony LoRusso, Deputy Town Attorney; Chester Bryan, Town Engineer; Stanley Bystrak, Highway Superintendent; Thaddeus Skowron, Highway Department; Carl Trafalski, Building and Plumbing Inspector; Andrew Schwenk and Casimir Kozminski, Tax Assessors; Edward Banko, Sanitation Department and Donald Griffin, Youth Director.

Supervisor Weber opened the meeting with a prayer.

I. GENERAL COMMUNICATIONS

Item No. 2 Report on old Union Road Bridge - Mr. Filipek.
Referred to Town Attorney.

Item No. 3 Sauquoit Development Corp. - request to be placed on mailing list to receive notices for bids on "Turnkey" Program.
Referred to Town Clerk.

Item No. 4 State Department of Transportation - acknowledges receipt of May 5th resolution investigating conditions on Harlem Road, Route 240 relative to transport trucks of the Automobile Transport Company.
Received and filed.

Item No. 5 Erie County Department of Public Works - Earl P. North Jr. - Storm Drain on William Street.
Received and filed.

Item No. 6 Edward W. Cichy, Pres. Local 1026 AFSCME, AFL-CIO vs Town of Cheektowaga Notice of Petition.
Referred to Town Attorney.

Item No. 7 Roswell Park Memorial Institute - request extension for Thirty (30) days of Anthony J. Kaznica sick leave.

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that an extension of thirty (30) days of sick leave be granted to Anthony J. Kaznica of , an employee of the Sanitation Department.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

II. DEPARTMENTAL COMMUNICATIONS

Item No. 8 Building Permits.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the following Building Applications be tabled until

Item No. 8 cont'd.

June 16, 1969

Henry Fronckowiak 2520 Union Road Modular Homes Comm & Recreation

Flexlume Sign Corp. Genesee Street Erect Sign
(Airways Motel)

Flexlume Sign Corp. 3800 Union Road Erect Sign
(Tracy's Karate Studio)

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
 Halicki and Fath.
NAYES: 0
ABSENT: 0

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the Building Applications submitted to the Building and
Plumbing Department from May 19, 1969 thru May 31, 1969 be approved with the exception
of the above.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
 Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 9 Anthony LoRusso, Deputy Town Attorney - Oral Report of
 Referred to Town Attorney.

Item No. 10 Matter of Cheektowaga Symphony Orchestra.

Motion by Councilman Fath, seconded by Councilman Obstarczyk----

RESOLVED that the Town of Cheektowaga engage the services of the
Cheektowaga Community Symphony Orchestra, Inc. for a public band concert to be
held within the Town of Cheektowaga between June 1, 1969 and September 15, 1969,
for the sum of \$2,000.00 such concert to be free to the public without any ad-
mission fee being charged therefor.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
 Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 11 Supervisor's comments.

Communication from Benedict T. Holtz, Town Clerk to Town Board Members
Desire clarification regarding use of private automobiles on Town Business.
Referred to Anthony LoRusso, Deputy Town Attorney.

Building at 1122 Walden Avenue between Haller & Hoerner Avenue not
suitable for residential purposes, being occupied by several families and has created
an undersirable situation in the community.

Referred to Dr. Vendetti, Health Officer.

III. RESOLUTIONS

Item No. 12 Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the following be hired by the Recreation Department for
the summer of 1969.

Pool Watchman \$2.00 per hour

Alexander Pajak

Item No. 12 cont'd.

Park Attendants \$2.00 per hour

Raymond Meger
Bernard Rogacki'

Part-time Laborers \$2.25 per hour

Gerald Mach

Assistant to Director & Program Director \$1,600.00 per season.

Leonard Kosobucki

Recreation Supervisors \$1,200.00 per season.

Matthew Ciepiela
Daniel Mahoney
Frank Pry
John Pasquariello
Charles O'Brien
James Johnson
Thomas Eichberg

Assistant Recreation Supervisors \$2.00 per hour.

Patrick Clemens
Roger Newhouse
Joseph Trawinski
John Seely
Lawrence Madejczyk
Peter Odrobina
Eugene Barwicki
James Roward
Paul Lewis

Recreation Attendants \$1.75 per hour

Marilyn Strempsi
Vicki Wesii
Christine Piotrowski
Christine Molik
Suzanne Prorok
Sylvia Przemielewski
Elizabeth Dzielak
Beth Woodridge
Beverly Witowski
Michelle Andrejewski
Patricia Dywinski
Sharon Stachowski
Jacqueline Gutowski
Sharon Bodkin
Susan Zymanek
Teresa Hermann
Ann Krol
Margaret Gorlewski
Linda Eberle
Linda Morgante
Philip Warejko
Christine Gizinski
Frank Tomczak
Elaine Gardon
Anthony Pongie
Michael Binkowski
James Connelly
Kathleen Russell
Theresa Chumra
Sharon Wojnowski
Vic Kulpa
Redice Santa Maria

Item No. 12 cont'd.

Pool Lifeguards \$2.25 per hour

Paul Wichrowski
Gary Hoey
John Paner
Robert Kell
Robert Kalinowski
Jack Wesolowski
David Piatek
Robert Lewis
Robert Nowak
Robert Smith
Richard Frazer
Camille Wydro
Pamela Malecki
Julie Ruszczyk
Linda Morley
Susan Deutsch
Karen Zintek
Sarah Karg
Margaret Walters
Paula Czubaj
Sandra Hedden
Daren Kozlowski

Recreation Attendants for Pool Bathhouse \$1.50 per hour.

Daniel Keefe
Judy Lipiarz
Barbara Urbanski
Michael Zubrzycki
Robert Hallick
Jamet Zgoda
Gary Glovins
Beverly Schultz
Paul Wiechec
Gerald Wojcinski
John Letki
Paul Morelowicz
Michael Zablotny
Janet Grabowski
Suzanne Drunsta
Rosemary Younker
Gail Reyner
Marilyn Meade
Cynthia Post

Pool Supervisors

Gary Hanley
James Trapp
James Fleischman
Donald Puff

Recreation Attendants Wading Pool \$1.50 per hour

Mary Lou State
Rose Ann Balcer
Cheryl Zueller

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 13 Motion by Councilman Wroblewski, seconded by Councilman Obstarczyk-----

RESOLVED that the following be hired for part-time summer laborers in
the Department of Sanitation to be called when needed rate \$2.36 per hour.

Michael Amann
Donald Sherman

6/2/69

Item No. 13 cont'd.

Ronald Smith
James Mietlicki
Dale Kwiatkowski
Charles Paladino
Dennis Blachowicz
Thomas Luterek
Frank Klima
Charles Pawlak
Thomas Zakowicz

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 14 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

RESOLVED that the Supervisor be and he hereby is authorized and directed to execute on behalf of the Town of Cheektowaga and to affix the Town Seal to the Agreement copy which is hereto attached.

AYES: Supervisor Weber, Councilman Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki and Fath.
NAYES: 0
ABSENT: 0

This Agreement made the 2nd day of June, 1969 by and between THE TOWN OF CHEEKTOWAGA, a domestic municipal corporation having its principal office at Town Hall, corner Broadway and Union Road, Cheektowaga, New York, hereinafter called "TOWN", and

VICTOR REINSTEIN residing at _____, Cheektowaga, New York,
hereinafter called "OWNER"

W I T N E S S E T H:

In consideration of the mutual covenants hereinafter set forth the parties hereto agree as follows:

1. THAT the Owner hereby permits the Town to use for recreational purposes property located at the northeast corner of Walden Avenue and Nagel Drive having a frontage of approximately 477 feet on Walden Avenue and 497 feet on Nagel Drive: such permission to be revocable at the will of the Owner upon six (6) months' to the Town, the termination not to be effective during June, July or August of the year in which terminated.

2. THAT the permission herein granted is subject to the existing sign lease and any renewal thereof and any other easements or restrictions affecting the property.

3. THAT the Town agrees that the request for this permission was initiated by the Town and is being granted by the Owner with due regard for the community needs for recreation in the area.

4. THAT while the permission shall continue in effect the Town shall erect a suitable sign on the premises to the effect that the use was donated by the Owner.

5. THAT the Town shall maintain while permission for recreation use is in effect, liability insurance coverage for the benefit of the Owner with bodily injury limits of at least \$500,000/\$1,000,000 and property damage coverage with coverage with a limit of at least \$50,000.

6. THAT the Owner will pay for the rough grading of the site as a contribution to the Town for the purposes for which the Town will use the site and the Town will certify to the Owner the value of such rough grading as a charitable gift, such certification to be made by the Town Comptroller.

7. THAT any construction work on the site undertaken by the Town will be performed by its highway or engineering departments. This shall not include the

Item No. 14 cont'd.

matter of the installation of playground equipment or incidental levelling of ball diamonds, etc.

IN WITNESS WHEREOF the parties hereto have executed this Agreement the day and year first above written.

TOWN OF CHEEKTOWAGA

S/ by Daniel E. Weber
Supervisor

SEAL

S/ Victor Reinstein

Item No. 15 Motion by Councilman, seconded by Councilman Swiatek-----

RESOLVED that Kemp Avenue, commencing from Tillotson Avenue and running easterly approximately 748.84 feet to The Avenue as shown on map cover 1836 be accepted as a town highway and deed therefor be recorded in the Erie County Clerk's Office by the Deputy Town Attorney.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 16 Motion by Councilman Wroblewski, seconded by Councilman Fath-----

RESOLVED that the Superintendent of Highways be and he hereby is authorized to rent to Doyle Fire District No. 1 machinery, tools and equipment of the Town of Cheektowaga at not less than the hourly rate established by the Commissioner of Transportation of the State of New York for the use of such equipment, the same to be used by said fire district in connection with the pavement of parking area.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

WHEREAS Sidewalks are to be installed in accordance with the sidewalk ordinance, being Local Ordinance #20, NOW THEREFORE

BE IT RESOLVED that authorization for the construction of said sidewalks is hereby granted, and be it further

RESOLVED that the Town Clerk be directed to publish the NOTICE TO BIDDERS in the Cheektowaga Times, and the Depew Herald & Cheektowaga News, and be it further

RESOLVED that the Town Board meet on the 16th day of June, 1969 at 7:30 P.M. E.D.S.T. at the Town Hall, Broadway and Union Road Cheektowaga, N.Y. 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

NOTICE TO BIDDERS

Sealed proposals will be received and considered by the Town Board of the Town of Cheektowaga on June 16, 1969 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

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

6/2/69

Item No. 17 cont'd.

ADDITIONAL INFORMATION TO BIDDERS

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 Daniel E. Weber 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 THE CONSTRUCTION OF TOWN SIDEWALKS" and submitted to the Town Clerk prior to bid opening.

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.

BENEDICT T. HOLTZ
Town Clerk

Dated: June 2, 1969
Published: June 5, 1969

(Affidavit attached)

considered by the Town Board of the Town of Cheektowaga on June 16, 1969 at 7:30 P.M. at the Town Hall, corner of Broadway and Union Road, for the installation and construction of sidewalks including incidental piping.

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

ADDITIONAL INFORMATION TO BIDDERS

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 Daniel E. Weber, 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 THE CONSTRUCTION OF TOWN SIDEWALKS" and submitted to the Town Clerk prior to bid opening.

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.

BENEDICT T. HOLTZ,
Town Clerk

Dated: June 2, 1969
(5)

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 072 weeks:
first publication JUN 5 69 :
last publication JUN 5 69 :
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this JUN 10 1969

day of June, 1969
Eleonore M. Dziolak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 18 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

WHEREAS STANLEY and ANGELINE FRANKOWSKI made application to rezone from Residential to Business District the property hereinafter described to amend the Zoning Map and Ordinance accordingly: (829 Dick Road)

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Cheektowaga, County of Erie and State of New York, being part of lot 12, Township 11, Range 7 of the map and according to map filed under cover number 733 in Erie County Clerk's Office is known as part of subplot 12, bounded and described as follows: BEGINNING at a point where the easterly line of Dick Road (formerly Williamsville Road) as shown on Map intersects the south line of subplot 12; thence running easterly along the south line of subplot 12, a distance of 120 feet; thence running northerly along the line parallel to the south line of subplot 12, a distance of 120 feet to the easterly line of Dick Rd. thence feet to the place of beginning.

To be used as a fish take- out shoppe, and

WHEREAS at the meeting of the ZONING BOARD OF APPEALS held on May 21, 1969 there appeared no one in opposition to the rezoning on Dick Road near Sobieski Avenue and appearing for the applicant was Attorney Raymond Wylegala. Applicant presented plot plans and building plans. The County of Erie Department of Planning recommended denial based on the fact that a comprehensive zoning plan (master plan study) should be controlling. It is the view of the Zoning Board that this portion of Dick Road and lands adjacent are most suitable for business purposes. The applicant seeks to install a fish and chips business with a small building on the land he owns. Additionally, the applicant is the owner of lands immediately to the rear of this property so that is possible to use additional land if need be. His plans show adequate parking for up to twelve cars and the nature of the business is one wherein the cars are not parked for lengthy periods of time. The only concern of the Zoning Board of Appeals is the fact that the building should be set back far enough so that if a Dick Road widening takes place there still would be adequate frontage area. Therefore, it is their recommendation that the applicant set the building back at least ten more feet to the rear so that if a road widening project commences there will be adequate frontage and

WHEREAS the Zoning Board of Appeals recommends that this rezoning application be granted, NOW THEREFORE

BE IT RESOLVED that the property hereinbefore described be and it hereby is rezoned from Residential District to Business District, and be it

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

AYES:	Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES:	0
ABSENT:	0

(Affidavit attached)

the Town of Cheektowaga, Erie County, New York, held a public hearing for the purpose of considering the application of Stanley and Angeline Frankowski for the changing of premises from Residential to Business of the property hereinafter described and directed amendment of the Zoning Map and Ordinance accordingly, and

WHEREAS, the Town Board of Cheektowaga has rendered its

RESOLVED, that the decision of the Town Board granting the application of the petitioner to return from Residential to Business be and the same is hereby confirmed, and be it

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

DESCRIPTION
(SEE MAP 92.)

ALL THAT TRACT OR PARCELS OF LAND, situate in the Town of Cheektowaga, County of Erie and State of New York, being a part of Lot 12, Township 1, Range 1 and according to a map filed under Cover Number 92 in the Erie County Clerk's Office, is known as part of said lot and bounded and described as follows:

BEGINNING at a point where the easterly line of Dick Road (formerly Whitehouse Road) as shown on said map intersects the south line of Sublot 12; thence running easterly along the south line of Sublot 12, a distance of 120 feet; thence running northerly along the line parallel to the easterly line of Dick Road, a distance of 65 feet; thence running westerly along a line parallel to the south line of Sublot 12, a distance of 120 feet to the easterly line of Dick Road; thence running southerly along the easterly line of Dick Road, 65 feet to the place of beginning.

BENEDICT T. HOLTZ,
Town Clerk
Town of Cheektowaga,
New York

Dated: June 3, 1969
(9)

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 JUN 5 1969
last publication JUN 5 1969
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 16 1969, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 19 Rezoning - 948-960 French Road - Farming to Business - Arthur & Florence Keicher.

Motion by Councilman Fath, seconded by Councilman Swiatek to be tabled for two weeks. June 16, 1969.

Item No. 20 Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED that drainage easement of Robert E. Dunn and Thelma E. Dunn his wife, to the Town of Cheektowaga covering a ten foot strip of land running south from French Road along the easterly line of property of Southline Fire District No. 10 be and the same is hereby accepted, and the Deputy Town Attorney is hereby directed to record such easement in the Erie County Clerk's Office.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Wroblewski, seconded by Councilman Halicki-----

RESOLVED that the Comptroller Philip Kloss be authorized to pay to the County of Erie Eight Hundred and Thirteen Dollars and Ninety cents (\$813.90), for lots located on Toelsin Road and Oriole Place.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Obstarczyk, seconded by Councilman Rogowski-----

WHEREAS the Engineering Department has notified the Town Board that the Recreation Department is in need of a tractor with mower, for use in the maintenance of parks.

RESOLVED that this request be granted and that the Town Clerk be directed to publish the annexed NOTICE TO BIDDERS in connection with said tractor with mower, and be it further,

RESOLVED that the Town Board meet on the 16th day of June, 1969 at 7:30 P.M. Eastern Daylight Savings Time, at the Town Hall, Broadway and Union Road, Cheektowaga, N.Y. 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.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.
NAYES: 0
ABSENT: 0

(Affidavit attached)

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 June, 1969, at 8:30 P.M., E.D.S.T., there were:

PRESENT:

Daniel E. Weber, Supervisor
John V. Rogowski, Councilman
Felix T. Wroblewski, Councilman
Frank E. Swiatek, Councilman
Joseph E. Ostarczyn, Councilman
Joseph A. Hakala, Councilman
Joseph M. Palk, Councilman

ABSENT:

None.
Motion by Councilman Ostarczyn seconded by Councilman Rogowski.

WHEREAS, the Registering Department has notified the Town Board that the Registration Department is in need of a tractor for use in the maintenance of parks.

RESOLVED, that this request be granted and that the Town Board be directed to purchase the tractor for use in the maintenance of parks.

RESOLVED, that the Town Board meet on the 16th day of June, 1969, at 8:30 P.M., E.D.S.T., at the Town Hall, Cheektowaga, N.Y.

for the purpose of receiving reports from the Board of Health and the Board of Education and to be present at a public meeting held for the purpose.

SUPERVISOR:

W. Weber Voting AYE

COUNCILMEN:

J. Rogowski Voting AYE

F. Wroblewski Voting AYE

F. Swiatek Voting AYE

J. Ostarczyn Voting AYE

J. Hakala Voting AYE

J. Palk Voting AYE

YES: 7 NOES: 0 ABSENT: 0

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for two weeks;
first publication JUN 5 '69
last publication JUN 5 '69
and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

day of JUN 10 1969, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

STATE OF NEW YORK
COUNTY OF ERIE
TOWN OF CHEEKTOWAGA } ss.
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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 newspaper is a copy, was inserted and published in said paper once a week for... weeks:
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Willard C. Allis

Sworn to before me this...
day of JUN 10 1969

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:
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Willard C. Allis

Sworn to before me this.....

day of JUN 10 1969, 19.....

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1970

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

as follows: BE IT RESOLVED that the resolution of February 17, 1969 be amended

BE IT RESOLVED that such application "for the establishment of a Youth Service Project effective January 1, 1969" is in all respects approved and Daniel E. Weber, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Division for Youth for its approval.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

Item No. 24 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

as follows: BE IT RESOLVED that the resolution of February 17, 1969 be amended

BE IT RESOLVED that such application "for the establishment of a Youth Bureau Project effective January 1, 1969" is in all respects approved and Daniel E. Weber, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Division for Youth for its approval.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

Item No. 25 Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED that the New York State Department of Transportation be and hereby is requested to issue a permit authorizing the moving of a signal, 281S on Union Road, Rt. 277, from in front of the north drive of the Cheektowaga Central H.S. to in front of the center drive of the said high school. This request is being made in accordance with the suggestion of the said Department and in accordance with the desires of the Board of Education of the Cheektowaga Central District No. 1 and the Town Clerk be and hereby is directed to forward a certified copy of this resolution to the New York State Department of Transportation and the Chief of Police hereby is authorized and directed to do whatever is necessary to bring about the relocation of the said signal, and be it

FURTHER RESOLVED that the resolution adopted on May 19, 1969 relating to signal 252S be rescinded.

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki and Fath.

NAYES: 0

ABSENT: 0

Item No. 26 Motion by Councilman Fath, seconded by Councilman Halicki to adjourn meeting.

BENEDICT T. HOLTZ
Town Clerk

MEETING NO. 15

Cheektowaga, New York
June 16, 1969

Item No. 1 At a regular meeting of the Town Board of the Town of Cheektowaga, Erie County, New York held at the Town Hall, corner of Broadway and Union Road, in said Town on the 16th day of June, 1969 at 7:30 o'clock P.M., Eastern Daylight Saving Time, there were:

PRESENT:	Daniel E. Weber	Supervisor
	John V. Rogowski	Councilman
	Felix T. Wroblewski	Councilman
	Frank E. Swiatek	Councilman
	Joseph R. Obstarczyk	Councilman
	Donald A. Halicki	Councilman
	Alancin M. Fath	Councilman

ABSENT: 0

Also present were: Benedict T. Holtz, Town Clerk; Kenneth W. Kitzinger, Town Attorney; Anthony P. LoRusso, Deputy Town Attorney; Chester L. Bryan, Town Engineer; Benedict L. Kostrzewski, Chief of Police; Henry Janicki, Town Assessor; Ronald Norman, Receiver of Taxes; Carl Trafalski, Building and Plumbing Inspector; Edward Banko, Sanitation Department Foreman; and Ted Skowron, Highway Department Engineer.

Rev. W. Bernard Schuldt of St. Luke's Lutheran Church at Maryvale Drive and Union Road opened the meeting with prayer.

I. BIDS

Item No. 2 Tractor with mower.
Bids were referred to Town Engineer Bryan.

Item No. 3 Installation and construction of sidewalks including incidental piping.
Bids were referred to Town Engineer Bryan.

II. GENERAL COMMUNICATIONS

Item No. 4 State Department of Audit and Control- order of State Comptroller granting application for permission to extend U-Crest Fire District No. 4.
Received and filed.

Item No. 5 State Department of Audit and Control- order of State Comptroller granting application for permission to extend Fire District No. 8.
Received and filed.

Item No. 6 John T. Madden, Jr. to Assemblyman Hardt- suggestion to reduce cost of project to replace the Williamsville and Depew Toll Barriers with a new Toll Barrier east of Transit Road.
Received and filed.

Item No. 7 William Street Citizens and Taxpayers- second request, cellar half filled with water on Cayuga Creek Road between Cass and Crisfield.
Referred to Town Attorney Kitzinger.

Item No. 8 Southline Homeowners Assoc., Sanitation Committee, refuse on roads in Eiffel Estates.
Received and filed.

Item No. 9 Southline Homeowners Assoc.- proposed rezoning of 948-960 French Road from Agricultural to Business.
Referred to the Zoning Board of Appeals.

6/16/69

III. DEPARTMENTAL COMMUNICATIONS

Item No. 10 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

RESOLVED that the tabled application of Henry Fronckowiak for Modular homes and recreation area at 2520 Union Road be denied.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that the building applications submitted to the Building and Plumbing Department June 2, thru June 13, 1969, including the tabled applications of Flexlume Sign Corp. to erect a sign at Genesee Street and at 3800 Union Road, be granted, with the exception that the application of Whitmier & Ferris to erect a sign at 3850 Union Road be denied, and the applications of A. Tirabassi (Whirley Wash) to extend a car wash at 590 Dick Road, and of Arigo & Cartonia to alter service station to accommodate automatic car wash at the ne corner of Genesee and Transit be tabled.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 11 Dr. Vendetti, Health Officer- report for May, 1969.
Received and filed.

Item No. 12 Dr. Vendetti, Health Officer- report on inspection of 1122 Walden Avenue as per directive of June 2nd meeting.
Received and filed.

Item No. 13 Chester L. Bryan, Town Engineer- summer assistants for Engineering, Sewer Maintenance, Garage, and Disposal Plant Departments.

Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that the following be appointed as Part-Time summer employees for the Engineering Department, Sewer Maintenance Department, Repair Garage, and Sewage Disposal Plants effective June 23, 1969 at the rate of \$2.36 per hour.

Charles S. Pawlak
Robert T. Padwater
Nathan Jarmusz
Edward Gasiiecki
Lawrence Fudalik
George Wiesner
Donald Szymanski
Lawrence Monk
Dale Wittig

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 14 Supervisor Weber's comments.

Cheektowaga Chamber of Commerce- request "Gas-Food-Lodging" sign at Exit 51.

6/16/69

Item No. 14 cont'd

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that this Town Board supports the position of the Cheektowaga Chamber of Commerce in requesting the New York State Thruway Authority to erect a "Gas-Food-Lodging" sign at the Kensington Expressway, Exit 51, Buffalo International Airport, which would be of service to the Thruway travelers as well as to proprietors of the motels in the area; and the Town Clerk is directed to send a certified copy of this resolution to the New York State Thruway Authority requesting acknowledgement of receipt of same and advise what action they are going to take.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 15 Councilman Rogowski's comments.

Motion by Councilman Fath, seconded by Councilman Rogowski-----

RESOLVED that the Town Board hereby opposes the designation of the newly created postal zone 14227 located in the southern portion of the Town of Cheektowaga being namely Parkview, and that the name Cheektowaga shall be used in connection with said zone number, and be it

FURTHER RESOLVED that a certified copy of this resolution be sent to the Post Master General, Winton M. Blount of Washington, D.C. and to Congressman Richard D. McCarthy, and Thaddeus Dulski with the request acknowledgements be received from each of them in receipt of the resolution.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

IV. RESOLUTIONS

Item No. 16 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS the Town Board, having deemed it advisable that U-Crest Fire District No. 4 of the Town of Cheektowaga be extended to include the territory situated in such Town and hereinafter described, and a public hearing, following due notice, having been duly held on March 17, 1969 at the Town Hall at the corner of Broadway and Union Road in said Town, by the Town Board of said Town, to hear all persons interested in the matter of the extension of said Fire District, and this Town Board having by resolution duly adopted on March 17, 1969, following the said public hearing and upon the evidence given thereat, duly determined that it was in the public interest to extend the existing U-Crest Fire District No. 4 of said Town to include the territory hereinafter described, that all of the property, property owners, and interested persons within the proposed extension of said Fire District are benefited thereby, and that all of the property and property owners benefited are included within the proposed extension of said Fire District, and duly resolved to extend such Fire District to embrace the additional territory hereinafter described, subject, however, to the approval of the State Comptroller, and the Town Clerk of the Town having duly filed a certified copy of such resolution, in duplicate, in the office of the State Department of Audit and Control at Albany, New York, together with an application in due form and duly executed, in duplicate, for permission to extend such District, and the State Comptroller having made an order, in duplicate, under date of June 2nd, 1969 granting permission for the extension of the District, one copy of such order having heretofore been filed in the office of the State Department of Audit and Control at Albany, New York, and the other copy thereof filed in the office of the Town Clerk of this Town, and the Town Clerk having duly presented such order to this Town Board; NOW, THEREFORE,

BE IT RESOLVED AND ORDERED that the said existing fire district known as U-Crest Fire District No. 4 be and it hereby is extended to embrace the territory described in and containing the following boundaries, to wit:

6/16/69

Item No. 16 cont'd

U-CREST FIRE DISTRICT NO. 4

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

Beginning at the intersection of the easterly line of the existing U-Crest Fire District No. 4 with the centerline of Genesee Street;

Thence easterly along the centerline of Genesee Street to the westerly line of Sugg Road;

Thence northerly along the westerly line of Sugg Road to the southerly line of the Lehigh Valley railroad right-of-way;

Thence northwesterly along the southerly line of the Lehigh Valley railroad right-of-way to a northerly line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga to a westerly line of the Town of Cheektowaga;

Thence northerly along said westerly line of the Town of Cheektowaga to the northerly line of the New York State Thruway;

Thence easterly along the northerly line of the New York State Thruway to the centerline of Ellicott Creek;

Thence southeasterly along the centerline of Ellicott Creek

to the centerline of Sugg Road extended northerly;

Thence southerly along said extended centerline of Sugg Road and the centerline of Sugg Road to the centerline of the Lehigh Valley railroad right-of-way;

Thence southeasterly along said centerline of the Lehigh Valley railroad right-of-way to the northerly line of the West Shore railroad right-of-way;

Thence southwesterly along said northerly line of the West Shore railroad right-of-way to the westerly line of the Lehigh Valley railroad right-of-way;

Thence southerly along said westerly line of the Lehigh Valley railroad right-of-way to the southerly line of the West Shore railroad right-of-way;

Thence southwesterly along the southerly line of the West Shore railroad right-of-way to the easterly line of lands of Cornell Aeronautical Laboratory, Inc., being an easterly line of the existing U-Crest Fire District No. 4;

Thence northerly along said easterly line of the existing U-Crest Fire District No. 4 to the point or place of beginning;

Excepting therefrom all lands that may be owned by the Niagara Frontier Port Authority, the City of Buffalo or the Westinghouse Electric Corporation.

and be it

FURTHER RESOLVED that the Town Clerk shall cause a certified copy of this resolution and order to be duly recorded in the office of the Clerk of the County of Erie, New York and shall likewise cause a certified copy thereof to be duly filed in the office of the State Department of Audit and Control at Albany, New York.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 17 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS the Town Board, having deemed it advisable that Fire District No. 8 of the Town of Cheektowaga be extended to include the territory situated in such Town and hereinafter described, and a public hearing, following due notice, having been duly held on March 17, 1969 at the Town Hall, corner of Broadway and Union Road in said Town, by the Town Board of said Town, to hear all persons interested in the matter of the extension of said Fire District, and this Town Board having by resolution duly adopted on March 17, 1969 following the said public hearing and upon the evidence given thereat, duly determined that it was in the public interest to extend the existing Fire District No. 8 of said Town to include the territory hereinafter described, that all of the property, property owners, and interested persons within the proposed extension of said Fire District are benefited thereby, and that all of the property and property owners benefited are included within the proposed extension of said Fire District, and duly resolved to extend such Fire District to embrace the additional territory hereinafter described, subject, however, to the approval of the State Comptroller, and the Town Clerk of the Town having duly filed a certified copy of such resolution, in duplicate, in the office of the State Department of Audit and Control at Albany, New York together with an application in due form and duly executed, in duplicate, for permission to extend such District, and the State Comptroller having made an order, in duplicate, under date of June 2nd, 1969 granting permission for the extension of the District, one copy of such order having heretofore been filed in the office of the State Department of Audit and Control at Albany, New York, and the other copy thereof filed in the office of the Town Clerk of this Town, and the Town Clerk having duly presented such order to this Town Board; NOW, THEREFORE

6/16/69

Item No. 17 cont'd

BE IT RESOLVED AND ORDERED that the said existing fire district known as Fire District No. 8 be and it hereby is extended to embrace the territory described in and containing the following boundaries, to wit:

FIRE DISTRICT NO. 8

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

Beginning at the intersection of the easterly line of the Lehigh Valley railroad right-of-way, which is also the easterly line of the existing Fire District No. 8 and a northerly line of the Village of Depew extended westerly;

Thence northerly along the easterly line of the Lehigh Valley railroad right-of-way to the northerly line of the West Shore railroad right-of-way;

Thence westerly along the northerly line of the west Shore railroad right-of-way to the centerline of the Lehigh Valley Railroad right-of-way;

Thence northwesterly along the centerline of the Lehigh Valley Railroad right-of-way to the centerline of Sugg Road;

Thence northerly along the centerline of Sugg Road and said centerline extended northerly to the centerline of Ellicott Creek;

Thence northwesterly along the centerline of Ellicott Creek to the centerline of Amherst-Villa Road (formerly Spies Road);

Thence northerly along centerline of Amherst-Villa Road,

said centerline of Amherst-Villa Road being also a westerly line of the Town of Cheektowaga, to a northerly line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga to the easterly line of the Town of Cheektowaga, which is also the centerline of Transit Road;

Thence southerly along the centerline of Transit Road to a northerly line of the Village of Depew;

Thence westerly along said northerly line of the Village of Depew to a westerly line of the Village of Depew;

Thence southerly along said westerly line of the Village of Depew to a northerly line of the Village of Depew, which is also the centerline of Rehm Road (formerly Rein Road);

Thence westerly along said northerly line of the Village of Depew and said line extended westerly to the point or place of beginning.

Excepting there from all lands that may be owned by the Niagara Frontier Port Authority, the City of Buffalo or the Westinghouse Electric Corporation.

and be it

FURTHER ORDERED that the Town Clerk shall cause a certified copy of this resolution and order to be duly recorded in the office of the Clerk of the County of Erie, New York and shall likewise cause a certified copy thereof to be duly filed in the office of the State Department of Audit and Control at Albany, New York.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 18 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS Nussbaumer & Clarke, Inc., 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 Water District No. 4, 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

WHEREAS said map, plan and report was duly filed in the office of the Town Clerk for public inspection on February 27, 1969 and has remained on file in said office, and

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

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**U-CREST WATER DISTRICT
NO. 4**

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

Beginning at the point of intersection of the easterly line of the existing U-Crest Water District No. 4 with the centerline of Genesee Street;

Running thence easterly along the centerline of Genesee Street to the westerly line of lands now or formerly owned by W. Poston and wife;

Thence northerly along the westerly line of lands now or formerly owned by W. Poston and wife, 353 feet more or less to the southerly line of lands conveyed under Liber 2043 of Deeds, Page 190;

Thence easterly along the southerly line of lands so conveyed 374 feet more or less to the northeasterly line of lands conveyed under Liber 1871 of Deeds, Page 188;

Thence southerly along the easterly line of lands so conveyed, 354 feet more or less to the centerline of Genesee Street;

Thence easterly along the centerline of Genesee Street to the westerly line of Sugg Road;

Thence northerly along the westerly line of Sugg Road to the southerly line of the Lehigh Valley Railroad right-of-way;

Thence northwesterly along the southerly line of the Lehigh Valley Railroad right-of-way to a northerly line of the Town of Cheektowaga;

Thence easterly along said

northerly line of the Town of Cheektowaga to a westerly line of the Town of Cheektowaga;

Thence northerly along said westerly line of the Town of Cheektowaga to the northerly line of the New York State Thruway;

Thence easterly along the northerly line of the New York State Thruway to the centerline of Ellicott Creek;

Thence southwesterly along the centerline of Ellicott Creek to the centerline of Sugg Road extended northerly;

Thence southerly along said extended centerline of Sugg Road and the centerline of Sugg Road to the centerline of the Lehigh Valley Railroad right-of-way;

Thence southeasterly along said centerline of the Lehigh Valley Railroad right-of-way to the northerly line of the West Shore Railroad right-of-way;

Thence southwesterly along said northerly line of the West

Shore Railroad right-of-way to the westerly line of the Lehigh Valley Railroad right-of-way;

Thence southerly along said westerly line of the Lehigh Valley Railroad right-of-way to the southerly line of the West Shore Railroad right-of-way;

Thence southwesterly along the southerly line of the West Shore Railroad right-of-way to the easterly line of the existing U-Crest Water District No. 4;

Thence northerly along the easterly line of the existing U-Crest Water District No. 4 to the centerline of Genesee Street, the point or place of beginning.

Wherever in the above description, reference is made to the North-South line of the properties of W. Poston and wife, such description shall be construed to mean the extension of such lines to the centerline of Genesee Street in those cases where the descriptions in the property deeds do not run to said centerline of Genesee Street, said centerline of Genesee Street is as the same as existed in 1957.

Excepting therefrom all lands that may be owned by the Niagara Frontier Port Authority, the City of Buffalo or the Westinghouse Electric Corporation.

References to deeds are as the same are recorded in the Erie County clerk's office.

and

WHEREAS the purpose of the extension of the district is to afford a supply of water for use by the fire district whose boundaries are being extended contemporaneously to be co-terminus with the boundaries of the extended water district in fighting fires by means of the existing hydrants and any additional hydrants which may be required in the future. The water is supplied by the Erie County Water Authority as are the hydrants and the present charge for each hydrant, including installation and maintenance thereof and the water supplied is the sum of One Hundred Six and 00/00 (\$106.00) Dollars per year, paid on a monthly basis. The hydrants are installed by the Erie County Water Authority as ordered by the Town Board acting as Commissioners of the Water District, and

WHEREAS there is no expenditure of money required to finance the cost of the extension and accordingly no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS the Town Board, on March 3, 1969 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 17th day of March, 1969, at 7:30 o'clock P.M., Eastern Standard Time, and hold a public hearing on the extension of said 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 the evidence offered at such public hearing required that the Town Board determine that (1) the notice of said hearing held on March 17, 1969 was published and posted as required by law and is otherwise sufficient, and (2) all of the property and property owners within the proposed extension of Water District No. 4 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 (3) all of the property and property owners benefited thereby are included within the limits of the proposed extension of Water District No. 4 as the boundaries of the same are hereinbefore set forth, and (4) the extension of said Water District No. 4 is in the public interest; and

WHEREAS notice of the adoption of said resolution was duly published and posted as required by law and no petition requesting a referendum thereon has been filed with the Town Clerk and a certificate to that effect has been filed by the Town Clerk in the office of the County Clerk of Erie County, and

6/16/69

Item No. 18 cont'd

WHEREAS the Town Board desires to extend said district in accordance with Section 209-f of the Town Law; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that said district be and it hereby is extended with the boundaries hereinbefore described, and be it

FURTHER ORDERED that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 19 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

WHEREAS Nussbaumer & Clarke, Inc., 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 Water District No. 8, 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

WHEREAS said map, plan and report was duly filed in the office of the Town Clerk for public inspection on February 27, 1969 and has remained on file in said office, and

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

WATER DISTRICT NO. 8

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

Beginning at the point of intersection of the easterly line of the New York Central Railroad right-of-way, which is also the east line of the existing Water District No. 8, with a north line of the Village of Depew, which is also the south line of the existing district;

Running thence northerly and northeasterly along the said easterly line of the New York Central railroad right-of-way to the westerly line of the Lehigh Valley Railroad right-of-way;

Thence northerly along the westerly line of the Lehigh Valley railroad right-of-way to the northerly line of the West Shore railroad right-of-way;

Thence easterly along the northerly line of the West Shore railroad right-of-way to the centerline of the Lehigh Valley Railroad right-of-way;

Thence northwesterly along the centerline of the Lehigh Valley Railroad right-of-way to the centerline of Sugg Road;

Thence northerly along the centerline of Sugg Road and said centerline extended northerly to the centerline of Ellicott Creek;

Thence northwesterly along the centerline of Ellicott Creek to the centerline of Amherst-Villa Road (formerly Spies Road);

Thence northerly along the centerline of Amherst-Villa Rd., said centerline of Amherst-Villa Road being also a westerly line of the Town of Cheektowaga, to a northerly line of the Town of Cheektowaga;

Thence easterly along said northerly line of the Town of Cheektowaga to the easterly line of the Town of Cheektowaga, which is also the centerline of Transit Road;

Thence southerly along said centerline of Transit Road to a northerly line of the Village of Depew;

Thence westerly along said northerly line of the Village of Depew to a westerly line of the Village of Depew;

Thence southerly along said westerly line of the Village of Depew to a northerly line of the Village of Depew, which is also the centerline of Rehm Road (formerly Rein Road);

Thence westerly along said northerly line of the Village of Depew to a westerly line of the Village of Depew;

Thence southerly along said westerly line of the Village of Depew to a northerly line of the Village of Depew;

Thence westerly along said northerly line of the Village of Depew to the point or place of beginning.

Excepting therefrom all lands that may be owned by the Niagara Frontier Port Authority, the City of Buffalo or the Westinghouse Electric Corporation.

Item No. 19 cont'd

and

WHEREAS the purpose of the extension of the district is to afford a supply of water for use by the fire district whose boundaries are being extended contemporaneously to be co-terminus with the boundaries of the extended water district in fighting fires by means of the existing hydrants and any additional hydrants which may be required in the future. The water is supplied by the Erie County Water Authority as are the hydrants and the present charge for each hydrant, including installation and maintenance thereof and the water supplied is the sum of One Hundred Six and no/100 (\$106.00) Dollars per year, paid on a monthly basis. The hydrants are installed by the Erie County Water Authority as ordered by the Town Board acting as Commissioners of the Water District, and

WHEREAS there is no expenditure of money required to finance the cost of the extension and accordingly no issuance of bonds, notes, certificates or other evidences of indebtedness will be required, and

WHEREAS the Town Board on March 3, 1969 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 17th day of March, 1969 at 7:30 o'clock P.M., Eastern Standard Time, and hold a public hearing on the extension of said 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 the evidence offered at such public hearing required that the Town Board determine that (1) the notice of said hearing held on March 17, 1969 was published and posted as required by law and is otherwise sufficient, and (2) all of the property and property owners within the proposed extension of Water District No. 8 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 (3) all of the property and property owners benefited thereby are included within the limits of the proposed extension of Water District No. 8 as the boundaries of the same are hereinbefore set forth, and (4) the extension of said Water District No. 8 is in the public interest; and

WHEREAS notice of the adoption of said resolution was duly published and posted as required by law and no petition requesting a referendum thereon has been filed with the Town Clerk and a certificate to that effect has been filed by the Town Clerk in the office of the County Clerk of Erie County, and

WHEREAS the Town Board desires to extend said district in accordance with Section 209-f of the Town Law; NOW, THEREFORE,

BE IT ORDERED by the Town Board of the Town of Cheektowaga, in the County of Erie, that said district be and it hereby is extended with the boundaries hereinbefore described, and be it

FURTHER ORDERED that the Town Clerk be and he hereby is directed to record a certified copy of this order in the office of the Clerk of the County of Erie, and to file a certified copy of this order in the office of the Comptroller of the State of New York.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

NAYES: 0

ABSENT: 0

Item No. 20 Motion by Councilman Wroblewski, seconded by Councilman Fath-----

WHEREAS recent hearings conducted by the House Ways and Means Committee of Congress considered a U.S. Treasury report on abuses in the Federal tax system as far ranging as Foundations, Farming, Capital Gains and Conglomerates, deductions and depreciations, and

WHEREAS the Town Board of Cheektowaga is aware that the Federal Income Tax has drifted from any standard of fair play. It is rigged against income from work and against wage and salary earners in favor of unearned income and for the wealthy. The present tax laws provide a multitude of tax loopholes, exceptions and special provisions enabling high-income Americans to escape their fair share of taxes and in some cases, totally escape payment of any tax, and

6/16/69

Item No. 20 cont'd

WHEREAS the need for tax justice through legislation is long overdue and critically urgent. The average citizen tax payer being the largest group of tax payers in America who are willing to pay their fair share of taxes, but are tired of having to pay the share of those whose incomes are greater and taxes are lower because of loopholes set in today's society, and

WHEREAS testimony disclosed that 155 Americans with incomes of over \$200,000 per year pay no taxes, 21 individuals with income of over one million dollars paid no taxes. In contrast, two and one-half million persons whose income fell below the government's "poverty line" paid \$100 million dollars in federal income taxes, clearly establishing the unfair and unjust exploitation of the nation's poor, estimated at 22 million, the moderate and middle class wage and salary groups, and

WHEREAS it is estimated that tax reforms proposals to close current loopholes would result in a gain of 15 to 17 billion dollars of which approximately 7 billion would be put back in much-needed and long overdue tax relief to low and middle income groups, leaving a net gain in revenue of 8 to 10 million dollars to fund essential federal programs to strengthen our entire society; NOW, THEREFORE,

BE IT RESOLVED that the TOWN BOARD OF CHEEKTOWAGA go on record in favor of tax relief as proposed by AFL/CIO to Congress including: 1) Elimination of loopholes of special tax privileges to the wealthy. 2) Minimum tax on all income over a total which would protect legitimate small investors. 3) Removal of the impoverished from federal income tax rolls. 4) Reduction in the relative tax burden for low and moderate income families. 5) Reject proposal for new tax loopholes. 6) Unequivocal dismissal of proposals for a federal sales tax called, "value added" or a tax on the consumer, and 7) Repeal 7% tax credit for business investments and finally approve and support the entire AFL/CIO position and proposals for Tax Reform Justice not herein specified, and be it

FURTHER RESOLVED that copies of this resolution as adopted be sent to President Nixon; Chairman of the House Ways and Means Committee, Wilbur Mills; Representative Richard McCarthy; Senator Jacob Javits; and Senator Charles Goodell urging support of the Tax Reform Program as a whole.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 21 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

WHEREAS it is the intention of the Town Board of the Town of Cheektowaga to establish a Hometown Beautification Project, and

WHEREAS the Town of Cheektowaga is about to submit an application for such a project to the New York State Division for Youth for its approval, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds expended on said project, as provided by Chapter 556 of the Laws of 1945, as amended; NOW, THEREFORE,

BE IT RESOLVED that such application for the establishment of a Hometown Beautification Project effective July 7, 1969 is in all respects approved and Daniel E. Weber, Supervisor, is hereby directed and authorized to duly execute and to present said application to the New York State Division for Youth for its approval.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 22 Motion by Councilman Wroblewski, seconded by Supervisor Weber-----

RESOLVED that a public hearing on proposed amendments to the Traffic Ordinance of the Town of Cheektowaga, which was adopted on July 17th, 1967 be held on July 7th, 1969 at 2:30 P.M. Eastern Daylight Saving Time at the Town Hall, corner of Broadway and Union Road in said Town of Cheektowaga for the purpose of considering
6/16/69

Item No. 22 cont'd

the advisability of adopting said amendments and the Town Clerk is hereby directed to publish the following Notice of Hearing in the Depew Herald and Cheektowaga News and in the Cheektowaga Times on June 19th, 1969 the said proposed amendments being set forth in the Notice of Hearing.

NOTICE OF HEARING

TAKE NOTICE that the Town Board of the Town of Cheektowaga, Erie County, New York, will hold a public hearing at the Town Hall, corner of Broadway and Union Road, in said Town of Cheektowaga on the 7th day of July, 1969 at 2:30 P.M., Eastern Daylight Saving Time, to consider the advisability of adopting amendments to the Traffic Ordinance of the said Town of Cheektowaga which was adopted on July 17, 1967 said proposed amendments being as follows:

ARTICLE VIII — Stop and Yield Intersections - Section 80 is amended by adding thereto the following:

STREET	DIRECTION	ENTRANCE STREET	TRAFFIC STOPS	SIGN LOCATION
Seton Rd.	East-West	Heather Rd.	Northbound	S.E. Cor.
Patrick Ln.	North-South	Meadowlawn Rd.	Eastbound	S.W. Cor.
Patrick Ln.	North-South	Meadowlawn Rd.	Westbound	N.E. Cor.
Virginia Rd.	North-South	Eiles Dr.	Westbound	N.E. Cor.
Lydia Dr.	East-West	Banko Dr.	Northbound	S.E. Cor.

ARTICLE X — Parking, Standing and Stopping - Section 102 is amended by adding thereto the following under "Titles as Shown":

Street	No Parking Here To Corner
Vern Lane	Southside: 175 feet west of Union Rd.

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

BENEDICT T. HOLTZ
Town Clerk

Dated: June 16, 1969

(Affidavit attached)

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

RICHARD G. BENNETT

being duly sworn, deposes and says that he is the
PUBLISHER of the

^{Depew} **Herald and News** ^{Cheektowaga}

a newspaper with general circulation in the Towns of
Cheektowaga and Lancaster, and published at Depew,
New York, that notice of which the annexed printed
slip taken from said newspaper, is a copy, was in-
serted and published therein once a week for 1
week, the first insertion being on the 19th day
of June, 1969, and the last inser-
tion 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 20th day of

June, 1969
Carol P. Bennett

Notary Public in and for Erie County

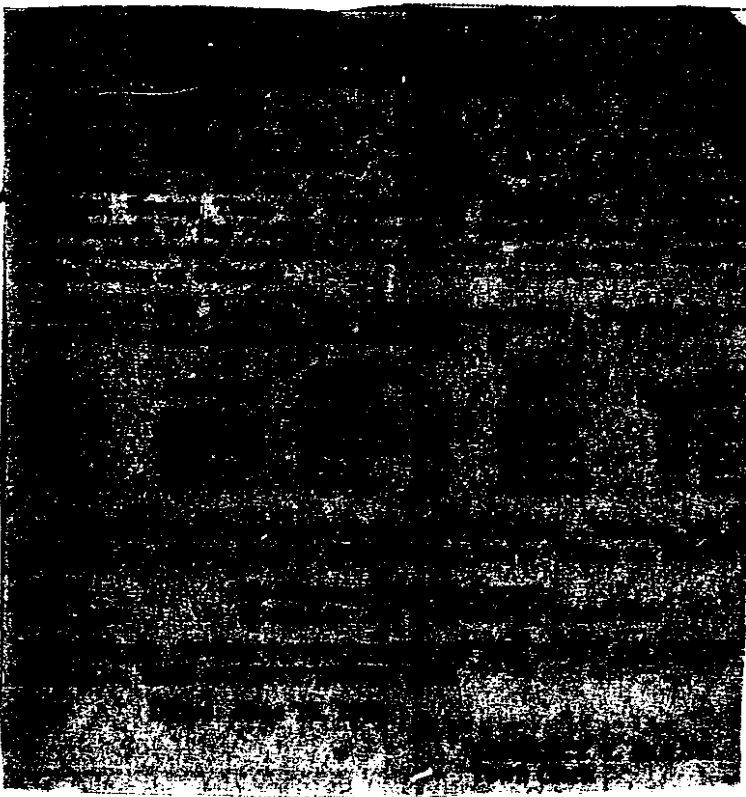
CAROL P. BENNETT
NOTARY PUBLIC, STATE OF NEW YORK
Qualified in Erie County
My Commission Expires March 30, 1970

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

RICHARD G. BENNETT

and says that he is the

ER of the



[illegible]

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

WILLARD C. ALLIS, of the Town of Cheektowaga, in said County of Erie, being duly sworn, deposes and says that he is the publisher of the Cheektowaga Times, a public newspaper published weekly in said Town; that the notice, of which the annexed printed slip, taken from said newspaper is a copy, was inserted and published in said paper once a week for 17.2 weeks: first publication JUN 19 1909: last publication JUN 19 1909: and that no more than six days intervened between publications.

Willard C. Allis

Sworn to before me this.....

JUN 30 1969

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

Eleonore M. Dzielak

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

ELEONORE M. DZIELAK
Notary Public, State of New York
Qualified in Erie County
My Commission Expires March 30, 1972

Item No. 23 Motion by Councilman Swiatek, seconded by Councilman Fath-----

WHEREAS St. Aloysius parochial school is situated on the corner of Highview and Cleveland Drive; NOW, THEREFORE,

BE IT RESOLVED that the State Traffic Commission be and hereby is requested to reduce the speed limit on Highview Road, and be it

FURTHER RESOLVED that a certified copy of this resolution be forwarded to the State Traffic Commission.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 24 Motion by Supervisor Weber, seconded by Councilman Rogowski-----

WHEREAS emergency refractory repair work was required on the Town of Cheektowaga Incinerator No. 2; NOW, THEREFORE

BE IT RESOLVED that the voucher of T.J. Mincher Corporation in the amount of \$2,535.00 to do the work and furnish the materials for said work at the Incinerator No. 2 be approved and ordered paid.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 25 Motion by Councilman Obstarczyk, seconded by Supervisor Weber-----

WHEREAS emergency sewer work was required at Bells IGA on the corner of William Street and Richard Drive, in the Town of Cheektowaga; NOW, THEREFORE

BE IT RESOLVED that the voucher of R.W. Dorss Plumbing in the amount of \$1,185.00 to do the work and furnish the materials for said repairs at Bells IGA corner of William and Richard Drive be approved and ordered paid.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 26 Motion by Councilman Rogowski, seconded by Councilman Fath-----

RESOLVED that this Town Board undertake a study of the necessity for the continuance of rent control in the Town of Cheektowaga and in that connection hereby directs the Deputy Town Attorney to arrange with the local state rent control office to initiate procedures required preliminary to decontrol.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 27 Motion by Councilman Halicki, seconded by Councilman Rogowski-----

RESOLVED that the roof on the low-level portion of the Incinerator Building be replaced for the price of \$1,264.00 by the Grove Roof Company, Inc. Immediately.

Upon roll call-----

Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath

6/16/69

Item No. 27 cont'd

NAYES: 0
ABSENT: 0

Item No. 28 Motion by Councilman Fath, seconded by Councilman Wroblewski-----

RESOLVED that Stanley Bystrak, Superintendent of Highways is authorized to attend the 40th Annual Conference of the New York State Association of Town Superintendents of Highways, Inc. at Lake George Sagamore Hotel, Bolton Landing, New York on September 9th to 13th, 1969 with all legal expenses incurred to be reimbursed by the Town.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 29 Authorized Town employees for use of private automobile in performance of Town duties with reimbursement of 10 cents per mile.
Tabled.

Item No. 30 Motion by Councilman Fath, seconded by Councilman Rogowski-----

WHEREAS a fire and health hazard exists at the premises located at the northeast corner of Walden Avenue and Pine Ridge Road, Town of Cheektowaga, Erie County, New York as a result of the accumulation of rubbish thereon and therein; NOW, THEREFORE,

BE IT RESOLVED that the owners shall be required to remove such rubbish within five (5) days from the date of the notice to the owners and upon their failure to remove such rubbish the same shall be removed by the Town and the total expense thereof shall be assessed by the Town Board on the said real property, all of which is in accordance with provisions of Subdivision 5-a of Section 64 of the Town Law.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 31 Motion by Councilman Obstarczyk, seconded by Councilman Fath-----

RESOLVED that permission be and hereby is granted the New York State Electric & Gas Corporation to install 3 - 11000 lumen mercury units on French Road widening east of Union Road.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 32 Motion by Councilman Obstarczyk, seconded by Supervisor Weber-----

RESOLVED that a one-year leave of absence be granted Florian Jablonski from his former position as Janitor, effective June 17th, 1969, without pay.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 33 Motion by Councilman Fath, seconded by Councilman Rogowski-----

RESOLVED that S. Rita Thielman residing at , Cheektowaga,

6/16/69

Item No. 33 cont'd

be appointed to the position of Clerk - permanent at an annual salary of \$4,325 per annum.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 34 Motion by Councilman Rogowski, seconded by Councilman Wroblewski-----

RESOLVED that Julia O'Donnell, Clerk-Typist, be transferred from the office of the Comptroller to the office of the ~~office of the~~ Highway Superintendent. This order to be effective June 30th, 1969, and be it

FURTHER RESOLVED that this order is effective until December 31st, 1969.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 35 Motion by Councilman Halicki, seconded by Councilman Rogowski-----

RESOLVED that the following be hired for the summer in the Parks and Recreation Department:

Part-Time Laborer, \$2.25 per hour
Kevin Hilderbrand,
David Macjewski,

Recreation Attendant, \$1.50 per hour
Marcia Taylor,
Thomas Stablewski,

Recreation Attendant, \$1.75 per hour
Ann Marie Mongiovi,
Kathy Hermann,
Ronald Wagner,

Lifeguard, \$ per hour
Mary Lou State,

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 36 Motion by Councilman Obstarczyk, seconded Supervisor Weber-----

RESOLVED that Dan Daruczka, , be employed as a Part-Time Summer Laborer in the Building Maintenance Department at a rate of \$2.25 per hour.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 37 Motion by Councilman Swiatek, seconded by Councilman Rogowski-----

RESOLVED that Electra M. Klager be appointed to the Cheektowaga Youth Board to complete the unexpired term of Mrs. Evelyn Miranda who found it necessary to resign for personal reasons. This resolution effective immediately and appointee will
6/16/69

Item No. 37 cont'd

serve at no salary.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

V. FROM THE TABLE

Item No. 38
to Business.

Rezoning - Arthur and Florence Keicher - 948-960 French Road - Farming
Referred to the Zoning Board of Appeals.

VI. SUSPENSION OF RULES

Item No. 39

Motion by Councilman Rogowski, seconded by Councilman Obstarczyk-----

RESOLVED that Muriel Kisker of Cheektowaga, New York,
be appointed a Clerk-Typist in the Comptroller's Office at a salary of \$4,725.00 per
annum. This appointment shall be effective June 30, 1969, and remain effective until
December 31st, 1969.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 40

Motion by Supervisor Weber, seconded by Councilman Wroblewski-----

RESOLVED that the Town Board is in opposition to the construction of
any entrance and/or exit road from or to the Lancaster Relief highway between Union
Road and Transit Road, as the construction of such connection would destroy residen-
tial values in the area and upset the residential development of same, and be it

FURTHER RESOLVED that the Town Clerk be and he hereby is directed to
send a certified copy of this resolution to the State Department of Transportation
in Albany, New York with the request that they acknowledge receipt of same.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 41

Permacode Systems Incorporated- coding of local legislation.
Referred to Town Attorney Kitzinger.

Item No. 42

AMVETS, "Buddy Knaus" Post 1414- Vietnam Memorial Monument.

Motion by Supervisor Weber, seconded by Councilman Fath-----

RESOLVED that the Town of Cheektowaga grants permission to AMVETS
"Buddy Knaus" Post 1414 to erect a monument honoring Vietnam war dead on the Cheek-
towaga Town Hall grounds in the vicinity of the existing monuments.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk,
Halicki, and Fath
NAYES: 0
ABSENT: 0

6/16/69

Item No. 43 U-Crest Fire District No. 4- hydrant at 92 Santin Drive.

Motion by Councilman Fath, seconded by Councilman Halicki-----

RESOLVED that in response to communication from the Board of Fire Commissioners of U-Crest Fire District No. 4 of the Town of Cheektowaga, the Erie County Water Authority is hereby requested to move a fire hydrant located at 92 Santin Drive a distance of four feet from in front of the home located at that address, and the Town Clerk is directed to send a certified copy of this resolution to the Erie County Water Authority with the request that they acknowledge receipt of same.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 44 Cheektowaga Barracks No. 231- claims.

Motion by Councilman Fath, seconded by Supervisor Weber-----

RESOLVED that the two vouchers submitted by Cheektowaga Barracks 231, Veterans of WW I of the USA, one for maintenance and the other for performance of ceremonial rites, etc. be approved on condition that payment of same meets legal requirements, and the vouchers are referred to the Town Comptroller for proper disposition.

Upon roll call-----

AYES: Supervisor Weber, Councilmen Rogowski, Wroblewski, Swiatek, Obstarczyk, Halicki, and Fath
NAYES: 0
ABSENT: 0

Item No. 45 Motion by Councilman Rogowski, seconded by Councilman Obstarczyk to adjourn the meeting.

BENEDICT T. HOLTZ
Town Clerk