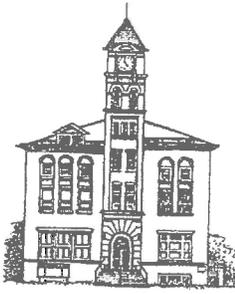


TC 554  
TB



# Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue  
Lancaster, New York 14086  
(716) 683-1610  
Fax (716) 683-0512

**DINO J. FUDOLI**  
*Supervisor*

August 26, 2013

Dear Honorable Town Board Members and Supervisor Fudoli,

Please accept this letter as my resignation from my position of Dog Control Officer Part-Time with the Town of Lancaster effective May 29, 2013.

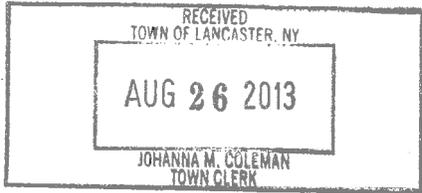
Thank you,

A handwritten signature in black ink, appearing to read 'Gary Sitek', written over a horizontal line.

Gary Sitek  
Dog Control Officer Part-Time

RECEIVED  
TOWN OF LANCASTER, NY  
AUG 26 2013  
SUPERVISOR

RECEIVED  
LANCASTER, NY  
AUG 26 2013  
JOHANNA M. COLEMAN  
TOWN CLERK



To: Town Clerks of Erie County  
From: Elma Town Clerk  
Date: August 26, 2013  
Re: Resolution on Snow Plowing

WHEREAS, The Town of Elma, recognizes that plowing and de-icing town, as well as county roads, is in the best interest and safety of its residents, and

WHEREAS, Erie County and the 25 towns within the county have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on all town, roads, and

WHEREAS, such methods have been approved by the Erie County Department of Public Works, and

WHEREAS, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties, and

WHEREAS, any issues that have arisen during snow and ice control in previous years have been resolved by all parties involved, and

WHEREAS, a new contract between the Towns and Erie County is currently being negotiated, and

WHEREAS, on March 20, 2013, there was a tentative agreement between the towns and Erie County which included a 3 year term with an annual increase of 5.0% as was past practice, and

WHEREAS, this agreement was considered fair and within the budgeting confines of Erie County, and

WHEREAS, on April 16, 2013, Erie County made a counter proposal to increase the contract from 3 years to 5 years and to reduce the monetary increase to 0.5%, and

WHEREAS, the county proposed rate is one the towns cannot afford, and

WHEREAS, the budgetary planning for 2014 is going to be starting in many municipalities, and

WHEREAS, the deadline for towns to order road salt de-icer is now past.

NOW THEREFORE BE IT

RESOLVED, that the Town Clerk of the Town of Elma is to transmit copies of this resolution to Erie County Executive Mark Poloncarz, Erie County Legislator Terry Mc Craken, Erie County Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

JOHANNA M. COLEMAN, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

August 26, 2013

Buffalo News  
Lancaster Correspondent  
1 News Plaza  
Buffalo, New York 14240

Lancaster Bee  
5564 Main St  
Williamsville, New York 14221

Lancaster Source  
75 Boxwood Lane  
Cheektowaga, New York 14227

**NOTICE OF ROAD CLOSURE IN THE TOWN OF LANCASTER**

Please be advised that we have received notification from Erie County Department of Public Works, Division of Highways regarding a temporary road closure, during daytime hours only, for bridge deck sealing on Ransom Road between Genesee Street and Schlemmer Road on Wednesday, August 28, 2013 through Thursday, August 29, 2013.

Thank you for your cooperation in disseminating this information to the public. Please call me at 683-9028 if you have any questions.

Sincerely yours,

OFFICE OF THE TOWN CLERK

  
Johanna M. Coleman, Town Clerk

JMC/dt  
cc: Town Board

**NOTE:** Post on Town Clerk's Bulletin Board  
File: Press Release/Road Closure

COPY

COPY

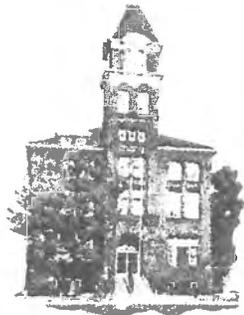
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COPY

COPY

557

# Town of Lancaster



OFFICE OF THE TOWN ATTORNEY  
21 Central Avenue  
Lancaster, New York 14086  
PHONE: (716) 684-3342  
FAX: (716) 681-7475  
MEMO

**JOHN M. DUDZIAK**  
*Town Attorney*

**To:** Supervisor, Town Board Members, Planning Board Members, Building Inspector, Town Engineer, Town Clerk

**From:** John M. Dudziak, Town Attorney

**Date:** August 26, 2013

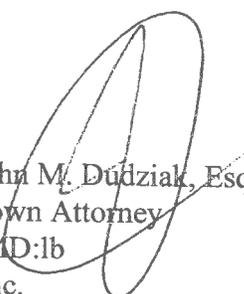
**Subject:** **SEQR Review – Subdivision; Hidden Pines Phase 2 #2513;  
and  
Site Plan; Pleasant Meadows Apts #1729d  
and  
Amendment to the Town of Lancaster Zoning Code;  
Neighborhood Business District**

---

PLEASE NOTE:

There will be a SEQR Review Meeting regarding the above-referenced projects on **Tuesday September 3, 2013** at 6:00 P.M. in the Town Hall located at 21 Central Avenue, Lancaster, New York.

If you have any questions please feel free to this office.

  
John M. Dudziak, Esq.  
Town Attorney  
JMD:lb  
Enc.

CC: Kenneth C. Zollitsch  
Jess Sudol

RECEIVED  
TOWN OF LANCASTER, NY  
AUG 27 2013  
JOHANNA M. COLEMAN  
TOWN CLERK

# TOWN OF BOSTON



RECEIVED  
TOWN OF LANCASTER, NY  
**AUG 27 2013**  
JOHANNA M. COLEMAN  
TOWN CLERK

## RESOLUTION 2013-11

### TO SUPPORT RESOLVING ISSUES BETWEEN ERIE COUNTY DEPARTMENT OF PUBLIC WORKS AND 25 TOWNS IN ERIE COUNTY FOR SNOWPLOWING & DE-ICING SERVICES

At a Regular meeting of the Boston Town Board Erie County, New York, held at the Boston Town Hall, 8500 Boston State Road, Boston, New York on the 21st day of August, 2013 at 7:30 pm Eastern Prevailing Time, there were:

Present: Supervisor Martin A. Ballowe, Councilmen Jeffrey A. Genzel, Jay P. Boardway and Lawrence A. Murtha

Absent: Councilman Gary E. Vara

Councilman Genzel presented the following Resolution and moved its adoption:

**WHEREAS**, the Town of Boston recognizes that plowing and de-icing the town, as well as county roads, is in the best interest and safety of its residents, and

**WHEREAS**, Erie County and the 25 towns within the county have negotiated contracts which assure that the majority of the county roads within the towns would be maintained according to the same snow and ice control methods used on all town roads, and

**WHEREAS**, such methods have been approved by the Erie County Department of Public Works, and

**WHEREAS**, in the past, all costs of manpower, equipment, and materials have been calculated to the satisfaction of all parties, and

**WHEREAS**, any issues that have arisen during snow and ice control in previous years have been resolved by all parties involved, and

**WHEREAS**, a new contract between the Towns and Erie County is currently being negotiated, and

# TOWN OF BOSTON



**WHEREAS**, on March 20, 2013, there was a tentative agreement between the towns and Erie County which included a 3-year term with an annual increase of 5.0% as was past practice, and

**WHEREAS**, this agreement was considered fair and within the budgeting confines of Erie County, and

**WHEREAS**, ON April 16, 2013, Erie County made a counter proposal to increase the contract from 3 years to 5 years and to reduce the monetary increase to 0.5% and

**WHEREAS**, the county proposed rate is one the towns cannot afford, and

**WHEREAS**, the budgetary planning for 2014 is going to be starting in many municipalities, and

**WHEREAS**, the deadline for towns to order road salt de-icer is now past,

**NOW, THEREFORE, BE IT RESOLVED**, that the Town of Boston calls on the Erie County Executive and the Erie County Legislature to help resolve the issue between the Erie County Department of Public Works and the 25 towns within the County of Erie with regards to snow removal and de-icing of county roads within the towns that is fair and equitable to all parties, and

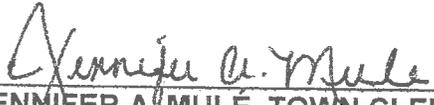
**BE IT FURTHER RESOLVED** that the Town Clerk of the Town of Boston is to transmit copies of this resolution to Erie County Executive Mark Poloncarz, Erie County Legislator John Mills, Erie County Legislature Chairwoman Betty Jean Grant, and Erie County Department of Public Works Commissioner John Loffredo, and the other towns within Erie County.

Seconded by **Councilman Boardway** and put to a vote which resulted as follows:

Ayes: 4

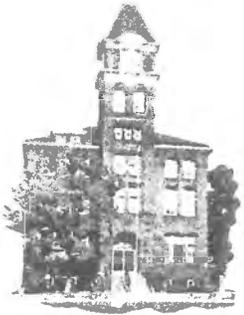
Noes: 0

Absent: 1

  
JENNIFER A. MULE, TOWN CLERK

559

# Town of Lancaster



## OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
PHONE: (716) 684-3342  
FAX: (716) 681-7475  
August 26, 2013

**JOHN M. DUDZIAK**  
*Town Attorney*

Mr. David Denk  
Regional Administrator  
N.Y.S. DEC  
270 Michigan Avenue  
Buffalo, New York 14203-2999

Mr. Matt Salah  
Coordinator of Construction Projects  
Division of Sewerage Management  
95 Franklin Street  
Buffalo, New York 14202

Mr. Carl Dimmig  
Erie County DPW  
Division of Highway  
95 Franklin Street  
Buffalo, New York 14202

Mr. Ed Rutkowski  
Planner  
NYS DOT  
100 Seneca Street  
Buffalo, New York 14203

Ms. Dolores Funke  
Erie County Health Department  
Rath Building, Room 931  
95 Franklin Street  
Buffalo, New York 14202

Ms. Rachel Chrostowski  
Review Planner  
Erie County DEP  
95 Franklin Street  
Buffalo, New York 14202

Re: Designation of Lead Agency  
Re-Zone from R-1 to M.F.R-4; +/- 10 acres for construction of 252 Apartment Units  
375 & 393 Harris Hill Road; 82.03-2-11 & 82.03-2-15  
Town of Lancaster, County of Erie

Ladies and Gentlemen:

Please be advised that a private developer has submitted an application for the rezone of +/- 10 acres of land located at 375 & 393 Harris Hill Road; 82.03-2-11 & 82.03-2-15 from R-1 (Residential District 1) to Multi-family Residential District Four (MFR-4) in the Town of Lancaster and which the Town has determined to be a "Type I Action" under SEQRA.

The Town Board of the Town of Lancaster advised the developer that an Application and Environmental Assessment Form (EAF) was to be submitted to the Town of Lancaster in order to commence a review of the proposed project under SEQRA.

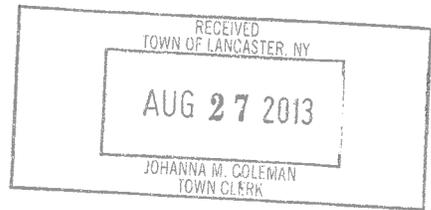
The developer has now submitted the application and EAF and the Town Board of the Town of Lancaster is now notifying all other agencies which may be involved in the approval of this project that within thirty (30) days of the mailing of the enclosed EAF, a lead agency must be designated by agreement among the agencies.

The anticipated impact of this project is primarily of local significance and the Town of Lancaster desires to act as lead agency in investigation and review of the proposed action.

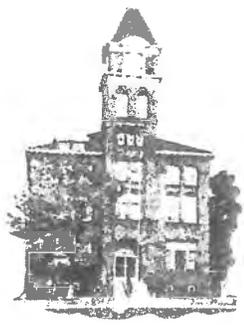
Very truly yours,

John M. Dudziak  
Town Attorney  
JMD:lb

Encs.  
cc: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



560



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY  
21 Central Avenue  
Lancaster, New York 14086  
PHONE: (716) 684-3342  
FAX: (716) 681-7475

**JOHN M. DUDZIAK**  
*Town Attorney*

August 22, 2013

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Hidden Pines Phase 2 Subdivision  
22 Single Family Homes, South of Branch Way  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 20, 2013 from the Department of Environmental Conservation on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

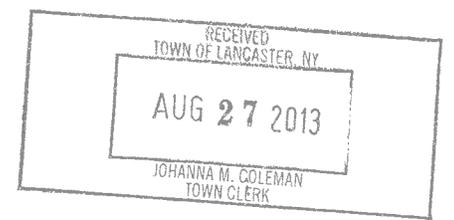
Very truly yours,

John M. Dudziak, Esq.  
Town Attorney

JMD:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



**New York State Department of Environmental Conservation**

**Division of Environmental Permits, Region 9**

270 Michigan Avenue, Buffalo, New York 14203-2915

Phone: (716) 851-7165 Fax: (716) 851-7168

Website: [www.dec.ny.gov](http://www.dec.ny.gov)



Joe Martens  
Commissioner

August 20, 2013

RECEIVED  
TOWN OF LANCASTER, N.Y.

AUG 22 2013

JOHN M. DUDZIAK  
TOWN ATTORNEY

John Dudziak, Esq.  
Attorney, Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Dear Mr. Dudziak:

**SEQR LEAD AGENCY DESIGNATION  
HIDDEN PINES SUBDIVISION, PHASE 2  
22 SINGLE FAMILY HOMES  
LOCATED SOUTH OF BRANCH WAY  
TOWN OF LANCASTER, ERIE COUNTY**

This office has reviewed the proposed 22 single family homes to be located in the Hidden Pines Subdivision. We offer the following comments:

1. The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking elected official from the MS4 community, or by a duly authorized representative of that person, and submitted along with the NOI, to the Department at NOTICE OF INTENT, NYSDEC, Bureau of Water Permits, 625 Broadway, 4th Floor, Albany, New York 12233-3505, telephone: 518/402-8111 to receive Department approval before construction commences.
2. Please be aware that if this project requires Sewer Extension Approval, the Erie County Department of Environment and Planning, Division of Sewerage Management, 95 Franklin Street, Buffalo, New York 14202, telephone: 716/858-8383, which acts as our agent, will be the reviewing agency. Information concerning Sewer Extension Approval can be obtained by contacting that agency.

We concur with the Town of Lancaster acting as SEQR Lead Agency as the environmental concerns are of local significance.

If you have any questions, please don't hesitate to contact this office at 716/851-7165.

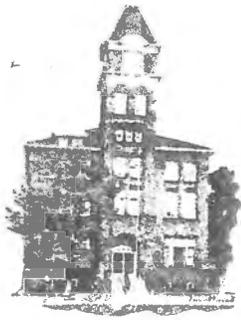
Sincerely,

David S. Denk  
Regional Permit Administrator

LEJ:ldg

cc: Ms. Johanna M. Coleman, Town Clerk  
Mr. Matt Salah, Erie County Division of Sewerage Management  
Mr. David Capretto, DJC Land, Inc.

541



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086

PHONE: (716) 684-3342

FAX: (716) 681-7475

**JOHN M. DUDZIAK**

*Town Attorney*

August 26, 2013

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

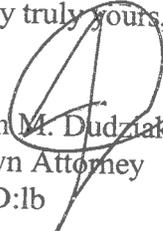
RE: Pleasant Meadows Apts #1729  
East of Juniper Boulevard  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 23, 2013 from the Department of Environmental Conservation on the above-referenced project for you review.

Should you have any questions or concerns, please call me.

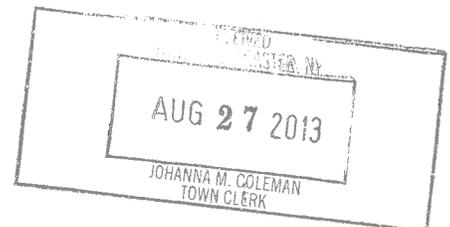
Very truly yours,

  
John M. Dudziak, Esq.  
Town Attorney

JMD:lb

Enc.

CC: Building Inspector  
Town Engineer  
Town Clerk



**New York State Department of Environmental Conservation****Division of Environmental Permits, Region 9**

270 Michigan Avenue, Buffalo, New York 14203-2915

Phone: (716) 851-7165 · Fax: (716) 851-7168

Website: [www.dec.ny.gov](http://www.dec.ny.gov)Joe Martens  
Commissioner

August 23, 2013

Mr. John Dudziak  
Office of the Town Attorney  
21 Central Avenue  
Lancaster, New York 14086

Dear Mr. Dudziak:

**SEQR LEAD AGENCY DESIGNATION  
PLEASANT MEADOWS APARTMENTS  
JUNIPER BOULEVARD  
TOWN OF LANCASTER, ERIE COUNTY**

This is in response to your July 29, 2013 letter which requested SEQR Lead Agency status for the Town of Lancaster, regarding continued development of the Pleasant Meadows Subdivision. We have reviewed the Environmental Assessment Form and site plan and provide the following comments:

1. This subdivision has an active permit with this Department for expected impacts to State-regulated Freshwater Wetland LA-16 and Scajaquada Creek. The permit expires on September 30, 2015 and includes this project. We have contacted the project sponsor about the need to transfer the permit.
2. If the project requires Sewer Extension Approval, the Erie County Department of Environment and Planning (Division of Sewerage Management), which acts as our agent, will be the reviewing agency for this approval. Further information can be obtained by contacting that agency at 95 Franklin Street, Buffalo, New York 14202, telephone (716) 858-8383.
3. Since project activities will involve land disturbance of 1 acre or more, the project sponsor is required to obtain a State Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Construction Activity (GP-0-10-001). This General Permit requires the project sponsor, owner or operator to control stormwater runoff according to a Stormwater Pollution Prevention Plan (SWPPP), which is to be prepared prior to filing a Notice of Intent (NOI) and prior to commencement of the project. More information on General Permit GP-0-10-001, as well as the NOI form, is available on the Department's website at [www.dec.ny.gov/chemical/43133.html](http://www.dec.ny.gov/chemical/43133.html).

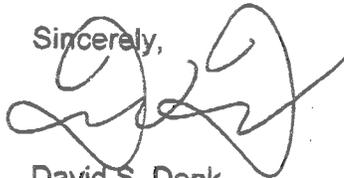
Mr. John Dudziak  
August 23, 2013  
Page 2

The Town of Lancaster is designated as an MS4 community. The project sponsor, owner or operator of a construction activity that is subject to the requirements of a regulated, traditional land use control MS4 shall have their SWPPP reviewed and accepted by the MS4 community. The "MS4 SWPPP Acceptance" form must be signed by the principle executive officer or ranking official from the MS4 community, or by a duly authorized representative of that person, and submitted, along with the NOI form, to the Department at NYSDEC, Bureau of Water Permits, 625 Broadway, Albany, New York 12233-3505, telephone (518) 402-8111 to receive Department approval before construction commences.

We concur that the Town of Lancaster should act as SEQR Lead Agency since the environmental impacts of the proposal are primarily of local significance.

Thank you for providing this office the opportunity to review the proposal. If you have questions, please contact Ms. Denise Matthews, of my staff, at (716) 851-7165.

Sincerely,

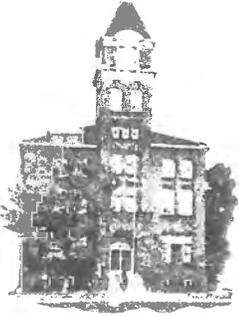


David S. Denk  
Regional Permit Administrator

DSD:dcm

ecc: Mr. Charles Rosenberg, NYSDEC Division of Fish, Wildlife and Marine Resources  
Mr. Ryan Rockefeller, NYSDEC Division of Fish, Wildlife and Marine Resources  
Honorable Dino Fudoli, Town of Lancaster Supervisor  
Ms. Johanna Coleman, Town of Lancaster Town Clerk  
Mr. Mark Stevens, S.B. Ashley & Associates Venture Co., LLC  
Mr. David DePaolo, Marrano/Marc Equity Corporation  
Mr. Jess Sudol, Passero Associates

562



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
PHONE: (716) 684-3342  
FAX: (716) 681-7475

**JOHN M. DUDZIAK**  
*Town Attorney*

August 27, 2013

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

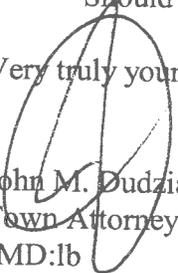
RE: Pleasant Meadows Apts #1729  
East of Juniper Boulevard  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 5, 2013 from the Division of Sewerage Management, a response dated August 9, 2013 from the Department of Public Works and a response dated August 22, 2013 from the Department of Environment and Planning on the above-referenced project for you review.

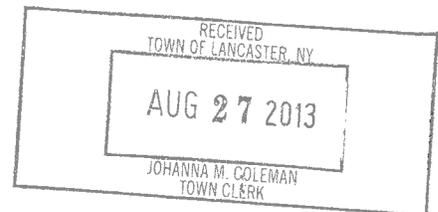
Should you have any questions or concerns, please call me.

Very truly yours,

  
John M. Dudziak, Esq.  
Town Attorney  
JMD:lb

Enc.

CC: Building Inspector  
Town Engineer  
Town Clerk



# SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202  
Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No: SP-13-499  
Received: 7/30/13

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, which provides that if no reply is received in 30 days after receipt of full information including a SEQR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal action, such reply must be considered.

RECEIVED  
TOWN OF LANCASTER, N.Y.

## Description of Proposed Action

AUG 23 2013

1. Name of Municipality: Town of Lancaster

2. Hearing Schedule: Date 9/3/13 Time 7:00pm Location 21 Central Ave., Lanc.

3. Action is before:  Legislative Body     Board of Appeals     Planning Board

4. Action consists of:  New Ordinance     Rezone/Map Change     Ordinance Amendment  
 Site Plan     Variance     Special Use Permit     Other

5. Location of Property:  Entire Municipality     Specific as follows E side of Juniper Blvd.  
(Location/Sketch Map Required)  
1000 ft north of Walden Ave.

6. Referral required as site is within 500' of:  State or County Property/Institution     Municipal boundary     Farm Operation located in an Agricultural District  
 Expressway     County Road     State Highway     Proposed State or County Road, Property, Building/Institution, or Drainageway

7. Proposed change or use (be specific): 205 Rental Apartments

8. Other remarks: (ID#, SBL#, etc.) \_\_\_\_\_

9. Submitted by: John Dudziak, Town Attorney    7/29/13  
(Name & Title)    (Date)  
21 Central Avenue, Lancaster, New York 14086  
(Mailing Address-Please include zip code)

## Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on 7/30/13 The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1.  The proposed action is not subject to review under the law.
2.  Form ZR-3, Comment on Proposed Action, is attached hereto.
3.  The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4.  No recommendation; proposed action has been reviewed and determined to be of local concern.

Please see attached comments from DSM and DPW.

By the Division of Planning: Rachel Chrostowski    Date: 8/22/13  
ZR-1, ECDEP (Rev. 12/95)

## Chrostowski, Rachel

---

**From:** Krug, William  
**Sent:** Monday, August 05, 2013 2:44 PM  
**To:** Chrostowski, Rachel  
**Subject:** SEQRA Review - Pleasant Meadows Apartments

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Rachel,

The Erie County Division of Sewerage Management (DSM) has reviewed the SEQRA submittal for the above referenced project and has the following comments:

1. The proposed project is located in the Town of Lancaster and is in Erie County Sewer District No. 4. The sanitary sewers adjacent to the proposed project are owned by Erie County Sewer District No. 4. The sanitary sewer flows are tributary to the BSA Waste Water Treatment Facility.
2. The 8" sanitary sewers serving the proposed apartment buildings will be privately owned.
3. The sanitary sewer laterals from the apartment buildings to the new 8" sanitary sewers will be privately owned.
4. Review and approval of the plans is required by DSM prior to construction.
5. Review and approval of the downstream sanitary sewer capacity analysis by the Erie County Department of Health and NYSDEC is required prior to construction.
6. Sanitary sewer inflow and infiltration removal will be required.
7. Sanitary sewer system design shall be in accordance with Erie County DSM Rules and Regulations and Design Requirements.
8. The design engineer is encouraged to discuss preliminary sanitary sewer plans with DSM in advance of completing sewer design.

The above comments do constitute DSM approval of disapproval of this project. Should you have any questions or need further information, please email me, or call me at extension 8756.

Bill Krug  
Matt Salah/File # 4.2.5.SEQRA

--

**William Krug** | Assistant Sanitary Engineer  
Erie County | Div. of Sewerage Management  
95 Franklin St., Room 1071 | Buffalo, NY 14202  
P:(716) 858-8756 | F:(716) 858-6257  
[William.Krug@erie.gov](mailto:William.Krug@erie.gov) | <http://www.erie.gov>



## COUNTY OF ERIE

**MARK C. POLONCARZ**

COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS  
RATH BUILDING - 14<sup>TH</sup> FLOOR

JOHN C. LOFFREDO, P.E.  
COMMISSIONER

TELEPHONE: (716) 858-8300  
FAX: (716) 858-8228

### MEMORANDUM

**To:** Rachel Chrostowski, ECDEP, Planner

**From:** Carl P. Dimmig, Jr.  
Senior Civil Engineer 

**Date:** August 9, 2013

**Subject:** Pleasant Meadows Apartments  
Off of Juniper Boulevard  
between Walden Ave (SR) and Pleasant View Dr. CR 161  
Town of Lancaster, County of Erie

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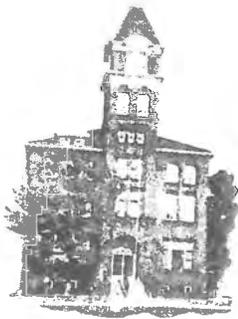
We have reviewed the submitted plat plan for this project and our comments are as follows:

1. Has a traffic study been completed? It was included in the SEQR for the entire project at an earlier date and should be updated to reflect the actual traffic based upon the present build out of the Pleasant Meadows site.
2. This project should not increase the storm water runoff as we do not want the increase effect on downstream county structures.
3. This project does not directly connect to a County Highway, so no County Highway work permits will be included.

Therefore  
CPD/

c: William Geary, Deputy Commissioner – Highways  
Charles A. Sickler, P.E., Director of Engineering  
Gary Zawodzinski, Senior Highway Maintenance Engineer  
File Lancaster

543



# Town of Lancaster

OFFICE OF THE TOWN ATTORNEY

21 Central Avenue  
Lancaster, New York 14086  
PHONE: (716) 684-3342  
FAX: (716) 681-7475

**JOHN M. DUDZIAK**  
*Town Attorney*

August 27, 2013

Honorable Town Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

Planning Board  
Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086

RE: Hidden Pines Phase 2 Subdivision  
22 Single Family Homes, South of Branch Way  
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find a SEQR response dated August 9, 2013 from the Department of Public Works and a response dated August 22, 2013 from the Department of Environment and Planning on the above-referenced project for you review.

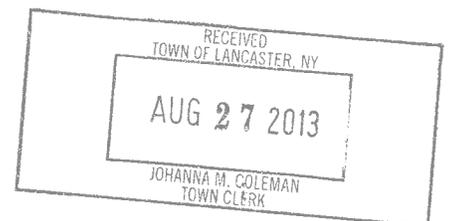
Should you have any questions or concerns, please call me.

Very truly yours,

John M. Dudziak, Esq.  
Town Attorney  
JMD:lb

Enc.

CC: Supervisor  
Town Clerk  
Building Inspector  
Town Engineer



# SITE PLAN OR ZONING REFERRAL TO COUNTY OF ERIE, N.Y. AND REPLY TO MUNICIPALITY

Note: Please complete in triplicate. Send original and one copy (with attachments) to Erie County Division of Planning, Room 1053, 95 Franklin Street, Buffalo, N.Y. 14202  
Retain last copy for your files.

DO NOT WRITE IN THIS SPACE

Case No.: CT-13-498

Received: 7/30/13

RECEIVED

TOWN OF LANCASTER, NY

AUG 9 2013

The proposed action described herein is referred in accordance with the provisions of the General Municipal Law, Article 17, § 2-10.1, that if no reply is received in 30 days after receipt of full information including a SEQOR EAF if applicable, the municipal agency may take final action without considering such reply. If, however, reply is received at any time prior to municipal action, such reply must be considered.

## Description of Proposed Action

JOHN M. DUDZIAK  
TOWN ATTORNEY

1. Name of Municipality: Town of Lancaster

2. Hearing Schedule: Date 9/3/13 Time 7:00 pm Location 21 Central Ave., Lanc., NY

3. Action is before:  Legislative Body  Board of Appeals  Planning Board

4. Action consists of:  New Ordinance  Rezone/Map Change  Ordinance Amendment  
 Site Plan  Variance  Special Use Permit  Other

5. Location of Property:  Entire Municipality  Specific as follows S. of Branch Way  
(Location/Sketch Map Required)  
Lancaster, NY 14086

6. Referral required as site is within 500' of:  State or County Property/Institution  Municipal boundary  Farm Operation located in an Agricultural District  
 Expressway  County Road  State Highway  Proposed State or County Road, Property, Building/Institution, or Drainageway

7. Proposed change or use (be specific): Prelim Plat 22+/- Single Family Lots

8. Other remarks: (ID#, SBL#, etc.) \_\_\_\_\_

9. Submitted by: John M. Dudziak, Town Attorney 7/26/13  
(Name & Title) (Date)  
21 Central Avenue, Lancaster, New York 14086  
(Mailing Address-Please include zip code)

## Reply to Municipality by Erie County Division of Planning

Receipt of the above-described proposed action is acknowledged on 7/30/13. The Division herewith submits its review and reply under the provisions of applicable state and local law, based on the information submitted with this referral.

1.  The proposed action is not subject to review under the law.
2.  Form ZR-3, Comment on Proposed Action, is attached hereto.
3.  The proposed action is subject to review; the Division makes the recommendation shown on Form ZR-4, Recommendation on Proposed Action, which is attached hereto.
4.  No recommendation; proposed action has been reviewed and determined to be of local concern.

*Please see DPW comments attached.*

By the Division of Planning: Rachel Chrostowski Date: 8/22/13  
ZR-1, ECDEP (Rev. 12/95)



# COUNTY OF ERIE

MARK C. POLONCARZ

COUNTY EXECUTIVE

DEPARTMENT OF PUBLIC WORKS  
RATH BUILDING - 14<sup>TH</sup> FLOOR

JOHN C. LOFFREDO, P.E.  
COMMISSIONER

TELEPHONE: (716) 858-8300  
FAX: (716) 858-8228

## MEMORANDUM

**To:** Rachel Chrostowski, ECDEP, Planner

**From:** Carl P. Dimmig, Jr.  
Senior Civil Engineer *Carl P. Dimmig*

**Date:** August 9, 2013

**Subject:** Hidden Pines Subdivision Phase 2  
East of Aurora Street (CR 243)  
Town of Lancaster, County of Erie

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We have reviewed the submitted Plat Plan and SEQR and have the following comments:

- Will the traffic impact study be updated for this phase with updated actual data from existing conditions based upon present development within this area?
- Based upon the Plat Plan, it appears that no County Highway Work permits will be needed for this project. If any work is proposed within the Aurora Street Right-Of-Way, then a County Permit will be needed.

CPD/

c: William Geary, Deputy Commissioner – Highways  
Charles A. Sickler, P.E., Director of Engineering  
Gary Zawodzinski, Senior Highway Maintenance Engineer  
Town of Lancaster

564

JOHANNA M. COLEMAN, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

COPY

August 27, 2013

Buffalo News  
Lancaster Correspondent  
1 News Plaza  
Buffalo, New York 14240

Lancaster Bee  
5564 Main St  
Williamsville, New York 14221

Lancaster Source  
75 Boxwood Lane  
Cheektowaga, New York 14227

COPY

**NOTICE OF SPECIAL MEETING OF THE TOWN BOARD AND PLANNING BOARD OF THE TOWN OF LANCASTER**

Notice is hereby given that the Municipal Review Committee, comprised of the Town Board and the Planning Board of the Town of Lancaster, will hold a meeting on Tuesday, September 3, 2013 at 6:00 P.M. at the Town Hall, 21 Central Avenue, Lancaster, New York for the SEQRA review of Hidden Pines Subdivision Phase 2, the SEQRA review of the Site Plan for Pleasant Meadows Apartments and the SEQRA review of the proposed Amendment to the Zoning Code, Neighborhood Business District.

Thank you for your cooperation in disseminating this information to the public. Please call me at 683-9028 if you have any questions.

Sincerely yours,

OFFICE OF THE TOWN CLERK



Johanna M. Coleman, Town Clerk

JMC/dt

cc: Town Board

**NOTE:** Post on Town Clerk's Bulletin Board

COPY

COPY

COPY



# Town of Lancaster

OFFICE OF THE SUPERVISOR

21 Central Avenue  
Lancaster, New York 14086  
(716) 683-1610  
Fax (716) 683-0512

565  
**DINO J. FUDOLI**  
*Supervisor*

August 27, 2013

Kathryn J. Boor, PhD  
The Ronald P. Lynch Dean  
College of Agriculture and Life Sciences  
260 Roberts Hall  
Cornell University  
Ithaca, NY 14853

Re: Local Technical Assistance Program

Dear Dean Boor:

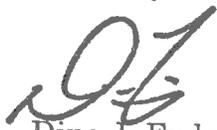
The attached resolution was passed unanimously by the Lancaster Town Board on August 19, 2013. Our Highway Superintendent has informed us of the many positive contributions made to municipal governments statewide by the Local Roads Program. The support provided by the Local Roads Program is critical to local governments.

As our State's land grant university, we are hopeful that Cornell, and more specifically the College of Agriculture and Life Sciences, will reconsider your decision to eliminate this program.

Should you or any member of your staff wish to discuss this matter, please feel free to contact me at (716) 683-1610.

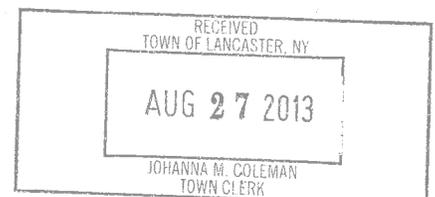
Thank you for your consideration.

Sincerely,

  
Dino J. Fudoli  
Supervisor

DJF/lis

Cc: Honorable Town Board ✓  
Daniel Amatura, Highway Superintendent



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR FUDOLI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, since 1951 the Cornell Local Roads Program has been providing technical assistance and training for local highway officials through Cooperative Extension, and

**WHEREAS**, effective September 30, 2014 the College of Agriculture and Life Sciences at Cornell University has decided to terminate the Local Technical Assistance Program which is the outreach program of the Cornell Local Roads Program, and

**WHEREAS**, this decision by Cornell is apparently based on the program being judged as no longer being a priority for the College of Agriculture and Life Sciences, and

**WHEREAS**, yet, this program is acknowledged within the College to be valuable, meeting a need and doing a good job, and

**WHEREAS**, all local highway officials are aware of the program's value, especially in providing technical assistance and meeting ongoing needs for training.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town of Lancaster Highway Department and Lancaster Town Board strongly urge reversal of this decision by the College of Agriculture and Life Sciences, and

**BE IT FURTHER,**

**RESOLVED**, that we ask other local highway official colleagues to join us in seeking this reversal in a timely way since the New York State Department of Transportation solicits proposals every five years to maintain the Local Technical Assistance Program with the current agreement due to expire on September 30, 2014, and

**BE IT FURTHER,**

**RESOLVED**, that we would like to let it be known that this Local Roads Program provides Cornell University, our land grant university, and specifically the College of Agriculture and Life Sciences, the opportunity to directly impact local governments in New York State by applying their expertise to local road issues.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |           |
|--------------------------|-----------|
| COUNCIL MEMBER ABRAHAM   | VOTED YES |
| COUNCIL MEMBER AQUINO    | VOTED YES |
| COUNCIL MEMBER RUFFINO   | VOTED YES |
| COUNCIL MEMBER STEMPNIAK | VOTED YES |
| SUPERVISOR FUDOLI        | VOTED YES |

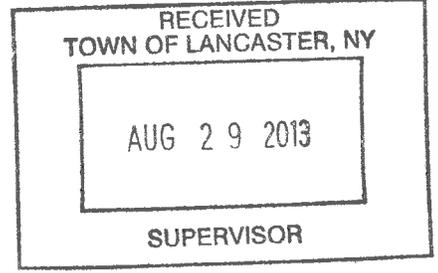
August 19, 2013

566

**NOTICE OF FURNISHING**

August 27, 2013

**FROM: BUILDERS' HARDWARE & SPECIALTY CO INC**  
2002 W 16th Street  
Erie PA 16505  
Attn: Ms Sharon Tome, Credit Manager  
Tel: 814/455-4799 X-206 Fax: 814-454-0275



**TO: TOWN OF LANCASTER**  
21 Central Avenue  
Lancaster NY 14086

**TO: BUILDING INNOVATION GROUP**  
107 Lincoln Parkway  
East Rochester NY 14445

Ladies/Gentlemen:

This is to inform you that **BUILDERS' HARDWARE & SPECIALTY CO INC** has furnished, or is furnishing, materials and/or labor (**doors, frames, hardware**) at the request of **BUILDING INNOVATION GROUP**, for use in the improvement / construction of the following described project:

**LDB Indoor Baseball Practice Facility  
West Wood Park, 175 Pavement Road  
City of Lancaster, County of Erie, State of New York**

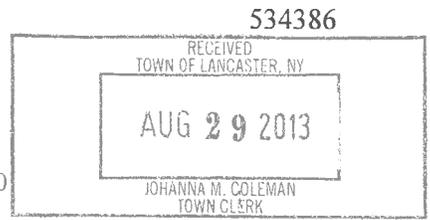
THIS NOTICE IS BEING SENT MERELY TO INFORM YOU THAT WE ARE A SUPPLIER ON THIS PROJECT. THIS NOTICE SHOULD NOT BE CONSTRUED AS A REFLECTION ON THE INTEGRITY OR CREDITWORTHINESS OF ANY OF THE PARTIES INVOLVED.

Sincerely,  
**BUILDERS' HARDWARE & SPECIALTY CO INC**

Date: August 27, 2013 By:

Michael C. Brown  
Authorized Agent

This instrument prepared by:  
Michael C. Brown, 23240 Chagrin Blvd 410, Cleveland, Ohio 44122, (216) 464-6700



567 TC  
TB

# Town Highway Superintendents Association of Erie County, Inc.

CC: D. Brown

*First Vice President*  
THEODORE C. DONNER

*President*  
FREDERICK J. PIASECKI, JR.

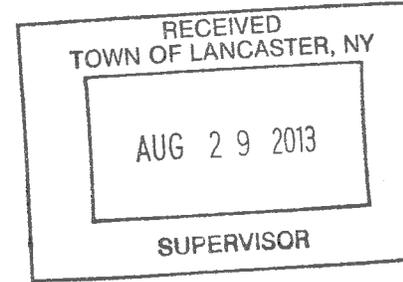
*Treasurer*  
EDWARD J. MICHALSKI

*Second Vice President*  
MICHAEL J. ZYWAR

*Secretary*  
PATRICK G. LUCEY

August 28, 2013

John C. Loffredo, P.E., Commissioner of Public Works - E.C.  
95 Franklin Street  
Buffalo, New York 14202



Re: 2014-2016 Town/County Snow Plowing Contracts; Letter dated 08/22/13

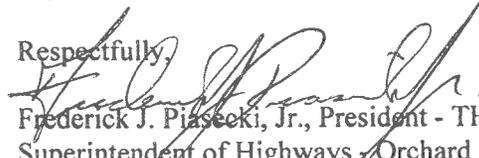
Dear Mr. Loffredo:

First and foremost, the Town Highway Superintendents Association of Erie County, Inc. along with the Supervisor's Committee representing the Towns, rejects your contract proposal of a contract offer (2014-2016) Town/County Snow Plowing at 1% per lane mile, per year increase.

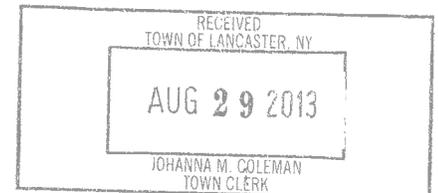
You indicate in your letter of August 22, 2013 that your office has received a number of Town Board resolutions expressing concerns regarding the lack of a Town/County Snow Plowing agreement for the upcoming season. What you failed to mention was that all of the resolutions specifically included the support of a three-year term with a 5% per lane mile, per year increase, for a contract with each Town.

And finally, to think that the Towns would sign this contract for 1% per lane mile, per year increase and dream that through continued negotiations there would be a higher percentage per lane mile negotiated is preposterous. If you are looking to extend the agreement and continue to negotiate, the contract allows for a one-year contract extension. The offer for a one-year extension was made at the last negotiation meeting and you, Mr. Loffredo, decided against it.

We have been working with the County in the past and we are willing to continue to negotiate and consider any realistic offer make by the County.

Respectfully,  
  
Frederick J. Piasecki, Jr., President - THSAEC  
Superintendent of Highways - Orchard Park  
4295 South Buffalo Street  
Orchard Park, N.Y. 14127

- cc: Mark C. Poloncarz, Erie County Executive
- William Geary, Deputy Commissioner of Public Works - E.C.
- ✓ Erie County Legislators
- ✓ Erie County Supervisors
- Erie County Town Highway Superintendents



JOHANNA M. COLEMAN, TOWN CLERK  
TOWN OF LANCASTER  
21 CENTRAL AVE.  
LANCASTER, N.Y. 14086  
AREA CODE 1-716 683-9028

**MEMO**

**TO:** Daniel Amatura, Highway Superintendent  
 Mary Bartz, Senior Center Coordinator  
 Carmen Ciccarella, Parks and Recreation Department  
 Gerald Gill, Jr., Police Chief  
 J. Michael Kelleher, Town Justice  
 Terrence McCracken, General Crew Chief  
 Mark A. Montour, Town Justice  
 John Trojanowsky, Youth Bureau Director  
 Town Board Members

**FROM:** Johanna M. Coleman, Town Clerk 

**DATE:** August 30, 2013

**RE:** Polling Places for 2013 Primary & General Elections

This memo is to advise you that the Erie County Board of Elections will be conducting elections on Tuesday, September 10, 2013 and Tuesday, November 5, 2013 at the following Town of Lancaster owned buildings:

- Lancaster Senior Center, 100 Oxford Avenue
- Lancaster Youth Building, 200 Oxford Avenue
- Lancaster Town Hall Board Room, 21 Central Avenue
- Former OEM Building, 525 Pavement Road

Each of the locations must be open for the Election Inspectors no later than 5:30 a.m. and shall be locked after the Inspectors complete their duties some time after 9:00 p.m.

Please contact me if you have any questions.

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