

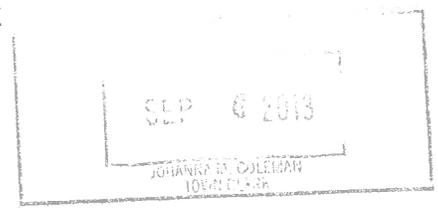
Lancaster Town Board:

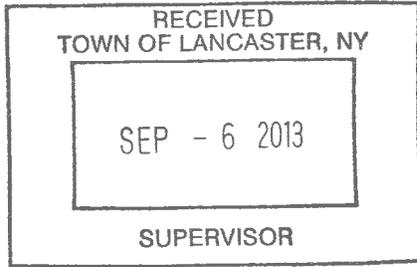
Im just wondering when the white and yellow lines are going to be put back on the
 New re- done oversized and illegal truck roads consisting of Pleasantview dr, central.and Harris Hill.
 School has started and students DO use the above named roads without sidewalks or much of any safety
 toWalk on. I see them dodging traffic such as these oversized and way over the speed limit trucks day in
 Day out. ,No one needs a radar detector to see this either, its in plain sight to all of us.

I went out and purchased poles and reflectors and put them along the front of my
 Property to hopely stop traffic from driving on my lawn,this did not help and the reflectors were
 Run over and smashed ,Im requesting the \$ 26.75 dollars and \$ 50.00 for labor refunded to me
 Immediately. I was already forced to take my house that was for sale off the market because of the
 Above traffic . This has put a strangle hold on this corner for all of us unless we just want to give
 The houses away .

VERY CONCERNED RESIDENT IN THE TOWN OF LANCASTER

LEO WHEELER :





cc: TK
TB ✓
Building
DEPT
588

69 Avian Way
Lancaster, NY 14086
716-954-3994

September 5, 2013

Lancaster Town Hall
Attn: Dino J. Fudoli, Town Supervisor
21 Central Avenue
Lancaster, NY 14086

Dear Mr. Fudoli,

I am writing to you regarding the recent article found in the Lancaster Source Newspaper discussing the potential garbage totes and rat/rodent problem occurring in Lancaster.

I was born and raised in Cheektowaga and have lived there with my family until 2008. I still have friends and family that still live in Cheektowaga and I am fully aware of the rat/rodent problem that has invaded their community.

I am a resident of the Summerfield Farms Subdivision and I am disturbed as to how the residents of my neighborhood disobey the rules for placing trash for pickup. I have lived there for the past 5 years and I see neighbors constantly placing trash hours, even days prior to the schedule pickup date. Some residents place their trash bags to the curb, not using cans, only to have the birds pick the bags apart and leave waste in the street. Also, I have witnessed neighbors cut their lawns over the weekend and place their grass clipping in brown waste bags to the curb upon completion. These bags will sit for 3-4 days prior to their scheduled pickup.

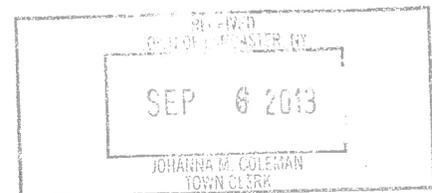
The town has rules for trash pickup for a reason. If these rules are not enforced, we may develop a rodent problem like Cheektowaga and have to spend more tax dollars trying to control it. The best mechanism for rodent control is to follow the rules set forth by the town. Residents who place their trash to the curb Tuesday morning for a Wednesday morning pickup (which happens) are doing their community a disservice.

I hope you can look into this matter and have the town remind their residents of the rules for trash pickup. Maybe warning or fining these residents would send a message that Lancaster is a clean community and that the town would like to maintain their high community standard.

Thank you for your time.

Sincerely,

Gary M. Jakubowski



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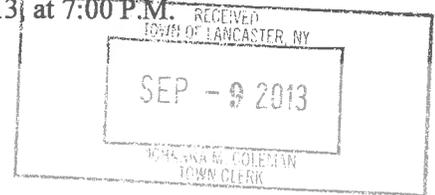
VILLAGE OF LANCASTER, NY

August 26, 2013

OFFICIAL MEETING MINUTES

Page 1 of 11

The regular meeting of the Village of Lancaster Board of Trustees was held in the Municipal Building Council Chambers, 5423 Broadway, Lancaster, NY, on Monday, August 26, 2013 at 7:00 P.M.



Trustee Robinson led the pledge to the flag.

MEETINGS TO DATE 10
NO. OF REGULARS 8
NO. OF SPECIALS 2

Attendance:		<u>Attended / Absent</u>
Paul M. Maute	Mayor	8 / 2
Kenneth L. O'Brien III	Trustee / Deputy Mayor	9 / 1
Dawn M. Robinson	Trustee	10 / 0
William C. Schroeder	Trustee	10 / 0
Russell W. Sugg	Trustee	10 / 0

Also Present:	
Michael E. Stegmeier	Clerk – Treasurer
Arthur A. Herdzik	Village Attorney
Paul D. Weiss	Special Attorney
William G. Cansdale	DPW Superintendent
Scott Kuhlmeier	Fire Chief
Ryan McNichol	Code Enforcement Officer
Jeffrey Stribing	Director of Community Development
James Allein	Planning Commission Chairperson
Michael Meyer	Historic Preservation Commission Chairperson

Motion by Trustee O'Brien and seconded by Trustee Schroeder to accept the minutes of the August 12, 2013 regular meeting.

Adopted Resolution: 216 Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

ABSTRACT OF AUDITED VOUCHERS

Motion by Trustee Robinson and seconded by Trustee O'Brien that the Treasurer be authorized to pay, from the vouchers, all the claims against the GENERAL, WATER, SEWER, TRUST, CAPITAL, EQUIPMENT RESERVE, COMMUNITY DEVELOPMENT and SPECIAL REPAIR RESERVE FUNDS for the period from 8/13/13 to 8/26/13.

Further, that the report of the Finance Committee be accepted from the abstract of the audited vouchers, a total of 137 claims were approved, and that all claims were paid against the:

GENERAL FUND -----	in the amount of	\$	258,052.86
WATER FUND -----	in the amount of	\$	--
SEWER FUND -----	in the amount of	\$	13,629.45
TRUST FUND -----	in the amount of	\$	2,441.29
CAPITAL FUND -----	in the amount of	\$	76,219.00
EQUIPMENT RESERVE -----	in the amount of	\$	--
COMMUNITY DEVELOPMENT -----	in the amount of	\$	--
SPECIAL REPAIR RESERVE FUND ----	in the amount of	\$	--
For the period from		<u>7/23/13</u>	To <u>8/12/13</u>

Motion by Trustee Robinson and seconded by Trustee O'Brien to table the resolution confirming and approving an agreement with Lancaster / Alden Fire Chief's Association, Inc. for the purpose to maintain an Air Bank Compressor Filling Station that may be used by the Fire Department to fill its air bottles, and further authorizing a one-time payment of \$2,000.00 for participation in this joint agreement.

Adopted Resolution: **222** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee Schroeder to submit a "Smart Growth" grant application for funds with the Erie County Department of Environment and Planning in an amount not to exceed \$325,000.00 for costs related to the West Main Street extension project, and further authorizing Mayor Maute to sign and execute all applications, forms, and contracts between the Village of Lancaster and Erie County relating to this grant application.

Jeff Stribing commented that the grant would cover streetscape expenses related to the West Main Street extension project.

Adopted Resolution: **223** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Motion by Trustee Robinson and seconded by Trustee Sugg to adopt the following resolution:

RESOLUTION to appoint Paul D. Weiss to prosecute an action and/or special proceeding on behalf of the Village of Lancaster and against Daniel J. Amatura, Superintendent of Highways for the Town of Lancaster and against the Town of Lancaster to compel the repair and/or reconstruction of Erie Street Bridge No. 1.

WHEREAS, the span across the Erie Street, which lies east of Court Street, is known as Erie Street Bridge No. 1, and

WHEREAS, Erie Street Bridge No. 1 has deteriorated, and

WHEREAS, the present condition of the Erie Street Bridge No. 1 causes concern for the Village Board for the safety of Village and Town of Lancaster residents, and

WHEREAS, safety concerns, legal concerns and construction season time limitations mandate the a determination of appropriate municipal entity is responsible for the repair and/or reconstruction of Erie Street Bridge No. 1 at the earliest possible date, and

WHEREAS, it is the opinion of the Village Board that the responsibility for the repair and/or reconstruction of Erie Street Bridge No. 1 is a Town of Lancaster responsibility,

NOW, THEREFORE, the Village Board authorizes Paul D. Weiss to prosecute an action and/or special proceeding on behalf of the Village of Lancaster and against Daniel Amatura, Superintendent of Highways for Town of Lancaster, and the Town of Lancaster to compel the repair and/or reconstruction of Erie Street Bridge No. 1.

Adopted Resolution: **224** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➤ **PUBLIC SAFETY – Trustee Robinson**

The street light inventory was completed and she has received a list of street lights that can be removed from the village accounts for different reasons. She is waiting to receive an estimate of the cost savings. It will be necessary to complete an online submission to NYSEG requesting removal of the street lights.

Motion by Trustee Robinson and seconded by Trustee O'Brien to submit a list of street lights to NYSEG for removal from the Village of Lancaster accounts as determined by a street light inventory completed by Code Enforcement Officer Doug Lahnen.

Adopted Resolution: **226** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

A Public Safety Committee meeting is scheduled for Tuesday, September 10, 2013 at 6:15 p.m.

➤ **BUILDING, LIGHTS & CODES – Trustee Sugg**

He met with the Village Attorney and there will be further review to consider the process for the collection of a proposed commercial site plan application fee.

There will be further consideration given to the language of a proposed ordinance for notification to surrounding property owners related to commercial site plan and variance applications.

➤ **HUMAN RESOURCES – Trustee O'Brien**

No report.

➤ **COMMUNITY EVENTS – Trustee Schroeder**

There are events scheduled to take place in the fall and winter months including Zombieville and Christmasville.

➤ **ECONOMIC DEVELOPMENT – Trustee Sugg**

He attended a walkthrough of the proposed West Main Street extension. James Allein is available for additional site reviews for any interested party.

➤ **SEWER – Trustee O'Brien**

No report.

HEARING - 20 FRANKLIN STREET

UNSAFE CONDITIONS

Mayor Maute opened the hearing at 7:15 p.m. The following is an abstract of the public notice advertised in the Lancaster Bee.

PLEASE TAKE NOTICE that the Board of Trustees will conduct a hearing in the Council Chambers of the Lancaster Municipal Building, 5423 Broadway, Lancaster, New York on Monday, August 26th, 2013 during its regular board meeting scheduled at 7:00 p.m. to determine whether a building upon a premises commonly referred to as 20 Franklin Street is dangerous or unsafe to the public and has not been repaired or removed as ordered by the Building Inspector. At said hearing, all parties having ownership or financial interest in the property at issue shall be afforded the opportunity to be represented by counsel, question witnesses, offer proof and arrange for stenographic recording of said hearing. Adjournments and continuances of said hearing may be permitted by the Village Board for good cause. If, upon the completion of said hearing before the Village

more of the reasons particularized by the Building Inspector, the Village Board may thereafter arrange for the repair or removal of such building or structure. Any costs thereof shall be assessed against the property.

At said hearing, all persons so desiring shall have the opportunity to be heard.

*Michael E. Stegmeier
Village Clerk*

Village Attorney Herdzik questioned Code Enforcement Officer Ryan McNichol regarding the property located at 74 Church Street.

Mr. McNichol reported the current conditions of the property following a recent inspection. There have been no improvements made since his initial report and there is no change in the condition of the property. There is a concern with rodent issues, the buildings lack maintenance, and there are foundation problems. The property has been vacant for more than three (3) years. The taxes are being paid by Wells Fargo Bank. A notice to remedy was issued and posted in accordance with the Village Code. The property owner called and stated his displeasure with the notices and hearing process. In his professional judgment he deems that the building is unsafe and dangerous to the public and should be torn down. He submitted photos for the Village Board to review.

There was no person(s) in attendance at the hearing to represent the owner. A representative from Wells Fargo Bank did attend the hearing.

Anthony Pitnell – Rosicki, Rosicki & Associates: He works for a law firm that represents Wells Fargo Bank. He received notice of the hearing and requests a continuance of the matter to a future date while the bank works towards a foreclosure. The required foreclosure notices were sent to the property owner and they will start the proceedings in November when they legally are able to move forward. He would like a continuance of the hearing until January or February 2014.

Mr. Pitnell indicated that the bank's current position is that the owner is still using the property to some extent. The bank will do some property preservation when the foreclosure is started and the property is legally vacant. He noted that the utility meters are still running which typically represents some form of habitation.

Attorney Herdzik questioned the possibility of a short sale to an interested party.

Mr. Pitnell stated that the bank is not in a position to sell the property to a contractor or other parties until the foreclosure proceedings are completed. A short sale would need to go through the owner.

Trustee O'Brien questioned the bank's recent interest in foreclosure proceedings. He requested action to board up the property and provide rodent control upon the start of the proceedings.

The foreclosure notices were sent by the bank on August 1, 2013. They cannot legally start the proceedings for 90 days.

Trustee Sugg commented that he has received complaints from neighbors regarding the condition of the property.

Thomas Schuster – Contractor: He stated the possibility of a short sale initiated by the owner. He is willing to contact the owner to push forward on a sale with the bank. He has sent two (2) letters to the owner with no response but would continue with his efforts to track him down if this option is viable.

Mr. Tichy reviewed the discussion which took place at the HPC meeting. He highlighted the following points of argument on his behalf:

- HPC members dismissed his research regarding the SBA on the basis that it was meant for larger roads. He feels that the SBA guidelines are appropriate for the Central Business District.
- HPC members indicated that gooseneck lighting may be read just as easily as internally lit signs. He stated that his research shows otherwise and commented that the State Historic Preservation Office has indicated concerns with the overuse of gooseneck lighting.
- HPC members were concerned that the use of backlit lighting and LED signs may affect National Historic Register status. He noted that such signs are used effectively in many National Historic areas and would not disqualify the village from earning such status.

Mr. Tichy further commented that LED signs are not addressed in the Village Code. He noted that James Allein, an ad hoc member of the HPC, had voiced his support of LED signs with certain restrictions. He also stated that the approval for the sign repair only was illogical since the proposal to replace the sign would use the same materials with a similar size. The new sign would have been an improvement because it would have been placed in a more architecturally appropriate location.

Trustee Sugg stated his concern regarding the possibility that certain types of signs may affect the status for National Historic Register Nomination.

Michael Meyer (HPC Chairperson) commented on the decisions made by the HPC during its meeting. The purpose of the Commission is to support the Village Code and not to uphold the SBA standards. The HPC is willing to work with Mr. Tichy to find a solution that will satisfy all parties. The decisions were made on the basis that backlit signs are not allowed in the Central Business District per the Village Code.

Trustee Sugg commented that consideration should be given to amend the Village Code to allow these types of signs for businesses.

Mr. Meyer indicated that he is working to develop standards that would be more favorable to businesses within the Historic District.

There was discussion related to types of signs that are acceptable within other local communities.

Motion by Mayor Maute and seconded by Trustee Robinson to close the hearing.

Adopted Resolution: **231** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

There was no action taken following the appeal hearing. The Historic Preservation Commission will continue to work with Mr. Tichy to find an acceptable solution regarding signage for Twin Village Music.

DEPARTMENT HEAD REPORTS & FOLLOW UPS:

➤ ATTORNEY – Arthur A. Herdzik

He presented a proposed Easement Agreement with DPL Delaware Corp. (on behalf of Performance Advantage Company "PAC") for the use of a right-of-way. PAC is landlocked and does not have access to its place of business from Broadway. This agreement will provide PAC with access to continue its normal operations and maintenance.

Motion by Trustee O'Brien and seconded by Trustee Sugg to appoint Dawn Robinson as a member of the village-wide Safety Committee as the Village Board representative and liaison.

Adopted Resolution: **234** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

➤ **VILLAGE CLERK-TREASURER** – Michael E. Stegmeier

He received notice from New York State Archives that a records management grant in the amount of \$9,300.00 has been tentatively awarded for the purpose of an email management system.

There was a meeting with workers' compensation representatives on August 22, 2013. DPW Superintendent Cansdale and Fire Chief Kuhlmeier attended the meeting to discuss plans for future safety and loss control initiatives. A follow up meeting is scheduled for October 2, 2013 at 10:00 a.m.

The Zoning Board of Appeals will be meeting on Thursday, September 5, 2013 to consider a variance request related to off-street parking at 6 Villa Place.

He will be attending the NYCOM Fall Training School during the week of September 9 – 13 at Saratoga Springs. Roxanne Weber is available to attend the board meeting during that week.

➤ **SPECIAL ATTORNEY** – Paul D. Weiss

Legal matters related to the Erie Street Bridge and personnel matters related to the Department of Public Works were discussed in executive session during the work session prior to the board meeting. No action or votes were taken that would require entry into the minutes.

MISCELLANEOUS:

-none-

ADJOURNMENT:

Motion by Mayor Maute and seconded by Trustee Schroeder to adjourn the meeting at 8:21 p.m. in memory of Jack Beilman, Christine Kowalczyk, and Elmera Krebs.

Adopted Resolution: **235** Ayes: Mayor Maute, Trustees O'Brien, Robinson, Schroeder, and Sugg

Respectfully submitted,



Michael E. Stegmeier
Village Clerk – Treasurer

Town Highway Superintendents Association of Erie County, Inc.

590
TC
TB

First Vice President
THEODORE C. DONNER

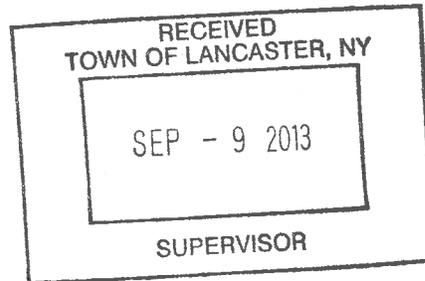
President
FREDERICK J. PIASECKI, JR.

Treasurer
EDWARD J. MICHALSKI

Second Vice President
MICHAEL J. ZYWAR

Secretary
PATRICK G. LUCEY

September 9, 2013



John C. Loffredo, P.E.
Commissioner of Public Works
County of Erie
95 Franklin Street
Buffalo, NY 14202

RE: 2014-2016 Town/County Snow Plowing Contracts

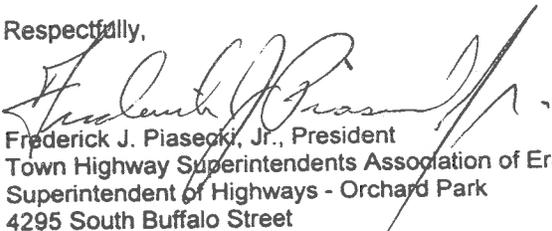
Dear Mr. Loffredo:

First of all, the Town Highway Superintendents Association of Erie County, Inc. along with the Supervisors' Committee representing the Towns, has presented to you our offer of a contract for a three-year term with a 5% per lane mile, per year increase for (2014-2016) Snow Plowing, with each Town. Also, as you should recall at the first negotiation meeting Robert Keating (Director of Budget and Management - Erie County) indicated that the 5% increase was a fair and reasonable rate, and also indicated that the monies for the Snow Plowing were in the County Budget. This is the realistic offer you should be dealing with, as this percentage reflects our cost increases and not the one percent increase you sent out to the Towns.

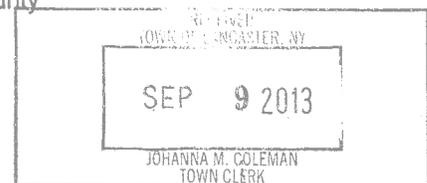
Secondly, the issue of Public Safety is at the forefront with all the Highway Superintendents and Supervisors of the Towns. We know that Erie County does not have the resources to plow these roads. Since the current contract has expired (08-31-13) and there is no contract, we the Towns cannot legally put a plow down on roads that we do not even own. These roads belong to Erie County and it is the County Executive's responsibility to plow them.

Mark Poloncarz, our County Executive, and also you, Mr. Loffredo, are playing a dangerous and risky game with the lives and safety of all the people across Erie County.

Respectfully,


Frederick J. Piasecki, Jr., President
Town Highway Superintendents Association of Erie County
Superintendent of Highways - Orchard Park
4295 South Buffalo Street
Orchard Park, NY 14127

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



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STATE OF NEW YORK DEPARTMENT OF PUBLIC SERVICE

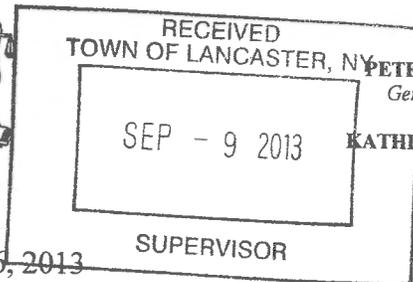
THREE EMPIRE STATE PLAZA, ALBANY, NY 12223-1350

www.dps.ny.gov

TC
TB

PUBLIC SERVICE COMMISSION

GARRY A. BROWN
Chairman
PATRICIA L. ACAMPORA
GREGG C. SAYRE
DIANE X. BURMAN
AUDREY ZIBELMAN
Commissioners



PETER MCGOWAN
General Counsel
KATHLEEN H. BURGESS
Secretary

August 26, 2013

Dear Consumer Leader:

I am writing to ask your help in raising awareness of the Lifeline Discount Telephone Service Program and encouraging eligible consumers to enroll. Lifeline Discount Telephone Service is a program designed to make basic telephone service more affordable for income-eligible consumers.

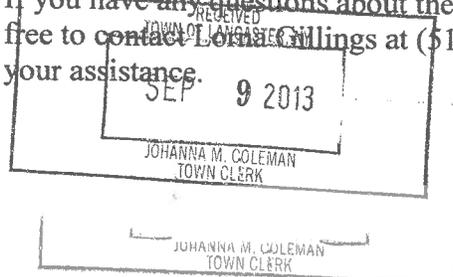
Consumers qualify for Lifeline by participating in one of a number of federal assistance programs OR by having income at or below 135% of the federal poverty guidelines. Recently, the Federal Communications Commission updated its rules governing program eligibility and non-duplication of support to improve program efficiency and ensure those that need support can receive it.

September 9-15, 2013 has been designated as National Telephone Discount Lifeline Awareness Week. The New York State Department of Public Service (DPS) is joining other state agencies, local human service organizations, and local telephone companies to promote Lifeline Awareness Week and focus attention on this important program.

We invite you to spread the word about these programs during Lifeline Awareness Week and throughout the year. We have enclosed a "sample sheet" identifying the materials we have available to assist you in educating your constituents about these programs and encouraging them to enroll. We have also enclosed a self-addressed, postage paid card if you would like to order copies of these free materials.

We ask you to join us in raising awareness of this important program by posting information about it in your offices, distributing information to your staff and consumers you serve, forwarding this information to other organizations in your community that serve low-income consumers, writing an article for a local paper that reaches consumers, and posting a link on your organization's website to the Lifeline page on our www.AskPSC.com consumer website. An outreach "toolkit," available on the Web site, provides sample outreach materials that you can download and tailor to meet your needs.

If you have any questions about the Lifeline Program or **Lifeline Awareness Week**, please feel free to contact Lorna Gillings at (518) 474-1788 or at lorna.gillings@dps.ny.gov. Thank you for your assistance.



Sincerely,

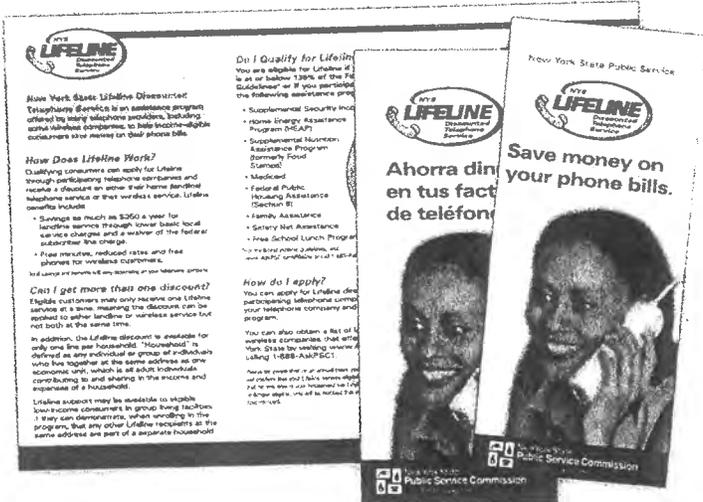
Patrice O'Connor
Utility Consumer Program Specialist



The NYS Lifeline program helps income-eligible consumers stay connected and save money on their monthly telephone bills.

The NYS Public Service Commission has developed outreach materials to assist you in educating consumers about Lifeline and encouraging them to enroll. These tools include a consumer education brochure, as well as partner resource materials, such as posters and tabletop displays. All materials are also available in Spanish.

PARTNER WITH LIFELINE



Save Money on Your Phone Bills brochure: The brochure is designed to educate consumers about the Lifeline program. It provides information on eligibility requirements and how to apply.



NYS Lifeline tabletop display: This holder can be placed on a counter or tabletop and loaded with copies of the Lifeline brochure for your constituents to take home with them.



NYS Lifeline Discounted Service poster and pads: These promotional materials can be hung on the wall of your office. The poster includes tear-off sheets with contact information that consumers may take for later use. There are three versions to choose from, so you can select the styles that best represent your constituents.



STATE OF NEW YORK
COUNTY OF ERIE
OFFICE OF THE ERIE COUNTY LEGISLATURE

SS.:

THE PEOPLE OF THE STATE OF NEW YORK

To: JOHANNA M. COLEMAN
RECEIVER/COLLECTOR OF TAXES FOR THE TOWN OF LANCASTER

SCHOOL TAX WARRANT

For: 2013 - 2014 SCHOOL TAX ALDEN CENTRAL SCHOOL DISTRICT #1
AC-1
\$775,616.52

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Article 13 of the Real Property Tax Law ["RPTL"], and Acts amendatory thereof and supplemental thereto, and pursuant to the provisions of Chapter 812 of the Laws of 1942 [the Erie County Tax Act; "ECTA"], as amended, to receive and collect, prior to the first day of December next ensuing the delivery of this Warrant, from the several persons and corporations and on the properties named and described in the school district tax roll for the ALDEN CENTRAL SCHOOL DISTRICT #1 AC-1, to which this Warrant is annexed and which is delivered herewith, the several sums mentioned as school district taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth; and to Pay Over and Account for such school district tax moneys at such times and in such manner as prescribed by Law. The amount of School District Tax moneys to be collected by you in said School District is \$775,616.52.

Pursuant to RPTL § 1318, please take notice that \$3,000,000.00 is the amount of unassigned fund balance in the custody of the Board of Education and that such unassigned fund balance has been applied in determining the amount of the School Tax Levy.

On all school district taxes paid on or before the 15th day of October next ensuing the publication or posting of the notice required by ECTA § 5-1.0, you are hereby directed to receive and collect, in addition to such school district taxes, an initial fee of one and one-half (1.5%) per centum, unless such initial one and one-half (1.5%) per centum fee has been waived by resolution of the town board; if such school district taxes are paid after October 15th and before November 1st, seven and one-half (7.5%) per centum shall be added to and collected with such school district taxes; if paid on November 1st and before December 3rd, nine (9%) per centum shall be added. If such school district taxes are paid to the Director of Real Property Tax Services, pursuant to this Warrant, during the month of December, ten and one-half (10.5%) per centum shall be added.

The Director of Real Property Tax Services is hereby authorized, and this shall be his Warrant, to collect in the manner provided by Law any and all school district taxes appearing upon this school district tax roll and not collected by the above named collector-receiver.

In Witness Whereof, The Legislature of the County of Erie has, pursuant to Law, caused this Warrant to be signed by its Chairman and Clerk and the seal of the County of Erie to be affixed on this 1st day of September, 2013.

BY ORDER OF THE ERIE COUNTY LEGISLATURE

Betty Jean Smith Chairperson

[Signature] Clerk
SEAL OF THE COUNTY OF ERIE

STATE OF NEW YORK
COUNTY OF ERIE
OFFICE OF THE ERIE COUNTY LEGISLATURE

SS.:

THE PEOPLE OF THE STATE OF NEW YORK

To: JOHANNA M. COLEMAN
RECEIVER/COLLECTOR OF TAXES FOR THE TOWN OF LANCASTER

SCHOOL TAX WARRANT

For: 2013 - 2014 SCHOOL TAX CLARENCE CENTRAL SCHOOL DISTRICT
CLC1
\$719,330.76

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Article 13 of the Real Property Tax Law ["RPTL"], and Acts amendatory thereof and supplemental thereto, and pursuant to the provisions of Chapter 812 of the Laws of 1942 [the Erie County Tax Act; "ECTA"], as amended, to receive and collect, prior to the first day of December next ensuing the delivery of this Warrant, from the several persons and corporations and on the properties named and described in the school district tax roll for the CLARENCE CENTRAL SCHOOL DISTRICT CLC1, to which this Warrant is annexed and which is delivered herewith, the several sums mentioned as school district taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth; and to Pay Over and Account for such school district tax moneys at such times and in such manner as prescribed by Law. The amount of School District Tax moneys to be collected by you in said School District is \$719,330.76.

Pursuant to RPTL § 1318, please take notice that \$1,500,000.00 is the amount of unassigned fund balance in the custody of the Board of Education and that such unassigned fund balance has been applied in determining the amount of the School Tax Levy.

On all school district taxes paid on or before the 15th day of October next ensuing the publication or posting of the notice required by ECTA § 5-1.0, you are hereby directed to receive and collect, in addition to such school district taxes, an initial fee of one and one-half (1.5%) per centum, unless such initial one and one-half (1.5%) per centum fee has been waived by resolution of the town board; if such school district taxes are paid after October 15th and before November 1st, seven and one-half (7.5%) per centum shall be added to and collected with such school district taxes; if paid on November 1st and before December 3rd, nine (9%) per centum shall be added. If such school district taxes are paid to the Director of Real Property Tax Services, pursuant to this Warrant, during the month of December, ten and one-half (10.5%) per centum shall be added.

The Director of Real Property Tax Services is hereby authorized, and this shall be his Warrant, to collect in the manner provided by Law any and all school district taxes appearing upon this school district tax roll and not collected by the above named collector-receiver.

In Witness Whereof, The Legislature of the County of Erie has, pursuant to Law, caused this Warrant to be signed by its Chairman and Clerk and the seal of the County of Erie to be affixed on this 1st day of September, 2013.

BY ORDER OF THE ERIE COUNTY LEGISLATURE

 Chairperson

 Clerk

SEAL OF THE COUNTY OF ERIE

STATE OF NEW YORK
COUNTY OF ERIE SS.:
OFFICE OF THE ERIE COUNTY LEGISLATURE

THE PEOPLE OF THE STATE OF NEW YORK

To: JOHANNA M. COLEMAN
RECEIVER/COLLECTOR OF TAXES FOR THE TOWN OF LANCASTER

SCHOOL TAX WARRANT

For: 2013 - 2014 SCHOOL TAX DEPEW UNION FREE SCHOOL
DUFC
\$3,956,682.51

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Article 13 of the Real Property Tax Law ["RPTL"], and Acts amendatory thereof and supplemental thereto, and pursuant to the provisions of Chapter 812 of the Laws of 1942 [the Erie County Tax Act; "ECTA"], as amended, to receive and collect, prior to the first day of December next ensuing the delivery of this Warrant, from the several persons and corporations and on the properties named and described in the school district tax roll for the DEPEW UNION FREE SCHOOL DUFC, to which this Warrant is annexed and which is delivered herewith, the several sums mentioned as school district taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth; and to Pay Over and Account for such school district tax moneys at such times and in such manner as prescribed by Law. The amount of School District Tax moneys to be collected by you in said School District is \$3,956,682.51.

Pursuant to RPTL § 1318, please take notice that \$2,450,000.00 is the amount of unassigned fund balance in the custody of the Board of Education and that such unassigned fund balance has been applied in determining the amount of the School Tax Levy.

On all school district taxes paid on or before the 15th day of October next ensuing the publication or posting of the notice required by ECTA § 5-1.0, you are hereby directed to receive and collect, in addition to such school district taxes, an initial fee of one and one-half (1.5%) per centum, unless such initial one and one-half (1.5%) per centum fee has been waived by resolution of the town board; if such school district taxes are paid after October 15th and before November 1st, seven and one-half (7.5%) per centum shall be added to and collected with such school district taxes; if paid on November 1st and before December 3rd, nine (9%) per centum shall be added. If such school district taxes are paid to the Director of Real Property Tax Services, pursuant to this Warrant, during the month of December, ten and one-half (10.5%) per centum shall be added.

The Director of Real Property Tax Services is hereby authorized, and this shall be his Warrant, to collect in the manner provided by Law any and all school district taxes appearing upon this school district tax roll and not collected by the above named collector-receiver.

In Witness Whereof, The Legislature of the County of Erie has, pursuant to Law, caused this Warrant to be signed by its Chairman and Clerk and the seal of the County of Erie to be affixed on this 1st day of September, 2013.

BY ORDER OF THE ERIE COUNTY LEGISLATURE


Chairperson


Clerk

SEAL OF THE COUNTY OF ERIE

STATE OF NEW YORK
COUNTY OF ERIE
OFFICE OF THE ERIE COUNTY LEGISLATURE

SS.:

THE PEOPLE OF THE STATE OF NEW YORK

To: JOHANNA M. COLEMAN
RECEIVER/COLLECTOR OF TAXES FOR THE TOWN OF LANCASTER

SCHOOL TAX WARRANT

For: 2013 - 2014 SCHOOL TAX IROQUOIS CENTRAL SCHOOL DISTRICT #1
IRC1
\$146,843.37

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Article 13 of the Real Property Tax Law ["RPTL"], and Acts amendatory thereof and supplemental thereto, and pursuant to the provisions of Chapter 812 of the Laws of 1942 [the Erie County Tax Act; "ECTA"], as amended, to receive and collect, prior to the first day of December next ensuing the delivery of this Warrant, from the several persons and corporations and on the properties named and described in the school district tax roll for the IROQUOIS CENTRAL SCHOOL DISTRICT #1 IRC1, to which this Warrant is annexed and which is delivered herewith, the several sums mentioned as school district taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth; and to Pay Over and Account for such school district tax moneys at such times and in such manner as prescribed by Law. The amount of School District Tax moneys to be collected by you in said School District is \$146,843.37.

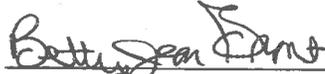
Pursuant to RPTL § 1318, please take notice that \$2,133,393.00 is the amount of unassigned fund balance in the custody of the Board of Education and that such unassigned fund balance has been applied in determining the amount of the School Tax Levy.

On all school district taxes paid on or before the 15th day of October next ensuing the publication or posting of the notice required by ECTA § 5-1.0, you are hereby directed to receive and collect, in addition to such school district taxes, an initial fee of one and one-half (1.5%) per centum, unless such initial one and one-half (1.5%) per centum fee has been waived by resolution of the town board; if such school district taxes are paid after October 15th and before November 1st, seven and one-half (7.5%) per centum shall be added to and collected with such school district taxes; if paid on November 1st and before December 3rd, nine (9%) per centum shall be added. If such school district taxes are paid to the Director of Real Property Tax Services, pursuant to this Warrant, during the month of December, ten and one-half (10.5%) per centum shall be added.

The Director of Real Property Tax Services is hereby authorized, and this shall be his Warrant, to collect in the manner provided by Law any and all school district taxes appearing upon this school district tax roll and not collected by the above named collector-receiver.

In Witness Whereof, The Legislature of the County of Erie has, pursuant to Law, caused this Warrant to be signed by its Chairman and Clerk and the seal of the County of Erie to be affixed on this 1st day of September, 2013.

BY ORDER OF THE ERIE COUNTY LEGISLATURE

 Chairperson

SEAL OF THE COUNTY OF ERIE

 Clerk

STATE OF NEW YORK
COUNTY OF ERIE SS.:
OFFICE OF THE ERIE COUNTY LEGISLATURE

THE PEOPLE OF THE STATE OF NEW YORK

To: JOHANNA M. COLEMAN
RECEIVER/COLLECTOR OF TAXES FOR THE TOWN OF LANCASTER

SCHOOL TAX WARRANT

For: 2013 - 2014 SCHOOL TAX LANCASTER CENTRAL SCHOOL DIST. #1
LC-1
\$34,354,640.19

YOU ARE HEREBY COMMANDED, pursuant to the provisions of Article 13 of the Real Property Tax Law ["RPTL"], and Acts amendatory thereof and supplemental thereto, and pursuant to the provisions of Chapter 812 of the Laws of 1942 [the Erie County Tax Act; "ECTA"], as amended, to receive and collect, prior to the first day of December next ensuing the delivery of this Warrant, from the several persons and corporations and on the properties named and described in the school district tax roll for the LANCASTER CENTRAL SCHOOL DIST. #1 LC-1, to which this Warrant is annexed and which is delivered herewith, the several sums mentioned as school district taxes in the last column of such roll opposite the respective names or properties, together with your fees and penalties and interest charges as herein set forth; and to Pay Over and Account for such school district tax moneys at such times and in such manner as prescribed by Law. The amount of School District Tax moneys to be collected by you in said School District is \$34,354,640.19.

Pursuant to RPTL § 1318, please take notice that \$3,710,236.00 is the amount of unassigned fund balance in the custody of the Board of Education and that such unassigned fund balance has been applied in determining the amount of the School Tax Levy.

On all school district taxes paid on or before the 15th day of October next ensuing the publication or posting of the notice required by ECTA § 5-1.0, you are hereby directed to receive and collect, in addition to such school district taxes, an initial fee of one and one-half (1.5%) per centum, unless such initial one and one-half (1.5%) per centum fee has been waived by resolution of the town board; if such school district taxes are paid after October 15th and before November 1st, seven and one-half (7.5%) per centum shall be added to and collected with such school district taxes; if paid on November 1st and before December 3rd, nine (9%) per centum shall be added. If such school district taxes are paid to the Director of Real Property Tax Services, pursuant to this Warrant, during the month of December, ten and one-half (10.5%) per centum shall be added.

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In Witness Whereof, The Legislature of the County of Erie has, pursuant to Law, caused this Warrant to be signed by its Chairman and Clerk and the seal of the County of Erie to be affixed on this 1st day of September, 2013.

BY ORDER OF THE ERIE COUNTY LEGISLATURE

 Chairperson

 Clerk

SEAL OF THE COUNTY OF ERIE



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

MEMO

To: Scott Pease, Assistant Code Enforcement Officer

From: Supervisor Dino Fudoli *DJF/MS*

Re: Attached Correspondence

Date: September 11, 2013

Attached is a copy of a letter received today from Mr. John Beck of Miller Street regarding some concerns with several issues that residents of Miller Street are experiencing.

My office received a call from Mrs. Beck on August 20, 2013. Mrs. Beck advised us of the issue with the downed line from a truck traveling on Miller Street, presumably due to the current Erie County reconstruction project on Penora Street. We immediately notified Verizon of the problem with the downed wire and also contacted Mr. Wayne Scibor of the Erie County Highway Department, who is the project manager for the Penora Street project. We received an email reply from Mr. Scibor also on August 20th that he would address the concerns about trucks traveling on Miller Street by ensuring that proper detour signs are posted in the area of the construction project.

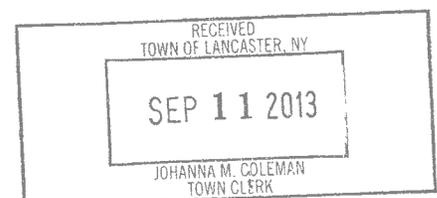
My office has had no other complaints from other residents, only the initial phone call from Mrs. Beck and today's letter from Mr. Beck.

I respectfully request that you look into the concerns that the Beck family has addressed in their letter.

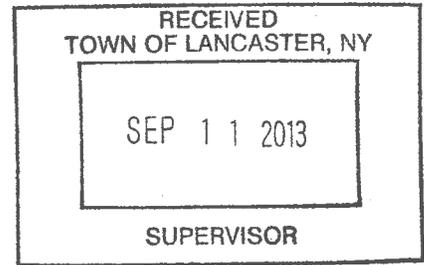
Thank you for your prompt attention to this matter.

DJF/ls
Enclosure

Cc: Honorable Town Board Members ✓



JOHN A. BECK
259 Miller Street
Depew NY 14043



TC
TB
Building Dept

Mr. Dino J. Fudoli
Lancaster Town Supervisor
21 Central Avenue
Lancaster NY 14086

To Whom It May Concern:

The neighbors on Miller Street, in the Town of Lancaster are becoming increasingly annoyed with the response to our many complaints regarding the dumping of garbage type material at a vacant lot on our street. Many of us have called your office with our concerns but have not yet seen any difference to the situation. Adding to our annoyance, we are dealing with increased truck traffic from the Penora Street project, adding to the difficulties.

About one year ago, a heavily wooded lot across from 263 Miller Street was leveled. We assumed a home would be built on that lot. Instead it has become a dumping ground for garbage type fill. Old blacktop chunks, pipes, concrete slabs, trees, wood, etc. have been dumped there. Very little is soil. When the garbage is dumped, the huge dump trucks leave the debris all over the road and many of the residents on this street have had flat tires from driving over the mess. We have taken turns sweeping up the debris from the street area in front of the lot. Just last week, on one day we swept the mess up three different times. When we are paying \$6000+++ per year in taxes we expect that our neighborhood will be maintained and all property owners' maintenance of property will be held in accordance with the laws. Would you kindly have someone assess this property/ now dumping ground and have the property owner take responsibility for the mess and continued annoyance of dump trucks using our street. Is he realistically able to continually dump these loads of fill on the property on the now heaping piles?

In the past few weeks traffic has increased on this street due to Penora Street being closed and traffic being routed to Miller Street. There has been damage to cable wires and Verizon wires resulting in the loss of our utilities. I have spoke to the site manager for Penora Street project several times, he is asking for vehicle descriptions and license plate numbers because he feels the dump trucks doing the damage are the ones dumping on this property. We all work during the day so it is impossible to provide this information to him. While a very nice man, nonetheless, we are still having issues.

I, John Beck at 259 Miller Street have had no Verizon telephone service and intermittent internet connection from Thursday 9/5/13 forward due to the lines being pulled down and then somehow being crossed. I am scheduled for a repair technician to "EVALUATE" the situation on Friday 9/13/13 for repair - no promises it will be fixed on that day. The last time the wires came down they were draped across my driveway and the site manager for the Penora Street work project came to my aid and moved them so we could use the driveway. I am pretty much fed up with the situation as you can imagine. Other neighbors have had sporadic loss of services as well.

We would all appreciate your help in handling this most aggravating situation.

With best regards,

John A. Beck

SUPERVISOR

Dino J. Fudoli

COUNCIL MEMBERS

John M. Abraham, Jr.
 Mark S. Aquino
 Ronald Ruffino, Sr.
 Donna G. Stempniak



**DEPARTMENT OF PARKS
 RECREATION & FORESTRY**

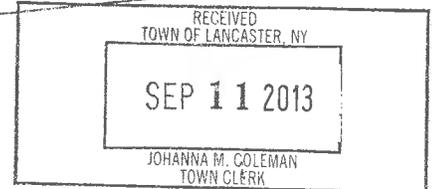
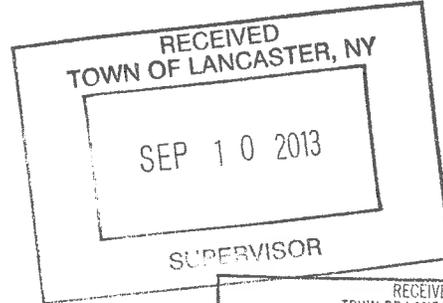
GENERAL CREW CHIEF

Terrence D. McCracken

525 Pavement Road
 Lancaster, NY 14086
 Phone: (716) 684-3320
 Fax: (716) 685-3497

September 9, 2013

Supervisor Dino J. Fudoli
 and Honorable Council Members
 Town of Lancaster
 21 Central Avenue
 Lancaster, NY 14086



Dear Supervisor Fudoli and Honorable Council Members:

I respectfully submit the following individuals for your consideration to be appointed to the position of part-time permanent employee for the fall/winter of 2013 in the Parks, Recreation & Forestry Department, without benefits.

Included for your consideration is a list of Lifeguards for the fall/winter aquatic programs. As in the past, we are requesting that the lifeguard's hourly pay be increased for the fall/winter programs.

<u>NAME</u>	<u>POSITION</u>	<u>PAY RATE/HR.</u>
Allison Swatsworth (rehire) 5427 Broadway, Lancaster	Lifeguard (Pool Director)	\$12.00
Emily Grucella (rehire) 3 Harold Pl, Lancaster	Lifeguard (Supervisor)	\$11.00
Laura Enzinna (rehire) 16 Kelly Ann Dr, Lancaster	Lifeguard	\$9.00
Jennifer Kennedy (rehire) 7101 Salt Rd, Clarence Center	Lifeguard	\$9.50
Ryan McHale (rehire) 96 Christen Ct, Lancaster	Lifeguard	\$9.00
Cortney Sobowiec (rehire) 3577 Walden Ave, Lancaster	Lifeguard	\$9.00

Supervisor Fudoli
Page 2 - September 9, 2013
Re: Fall/Winter Lifeguards

Matthew Speyer (rehire) 75 Babbette Dr, Depew	Lifeguard	\$9.00
Nicholas Weigand (rehire) 51 School St. Apt. 2, Lancaster	Lifeguard	\$9.50
Brianna Bartholomew (rehire) 244 Wayside Dr, Depew	Lifeguard (Substitute)	\$9.00
Connor Blizzard (rehire) 43 Creekwood Dr, Lancaster	Lifeguard (Substitute)	\$9.25
Spencer Blizzard (rehire) 43 Creekwood Dr, Lancaster	Lifeguard (Substitute)	\$9.00
Sydney Blizzard (rehire) 43 Creekwood Dr, Lancaster	Lifeguard (Substitute)	\$9.00
Jane Grucella (rehire) 3 Harold Pl, Lancaster	Lifeguard (Substitute)	\$9.00
Kirstin Heffler (rehire) 35 Whitestone Ln, Lancaster	Lifeguard (Substitute)	\$9.00
Bryan Krajewski (rehire) 5632 William St, Lancaster	Lifeguard (Substitute)	\$9.25
Jordan Manley (rehire) 135 Stony Rd, Lancaster	Lifeguard (Substitute)	\$9.25
Leah Santasiero (rehire) 31 Michaels Walk, Lancaster	Lifeguard (Substitute)	\$9.00

Supervisor Fudoli
Page 3 - September 9, 2013
Re: Fall/Winter Lifeguards

Dana Santasiero (rehire) 31 Michaels Walk, Lancaster	Lifeguard (Substitute)	\$9.00
Chelsea Saxe (rehire) 5206 William St, Lancaster	Lifeguard (Substitute)	\$9.00
Nicholas Schlum (rehire) 83 Woodlawn Ave, Lancaster	Lifeguard (Substitute)	\$9.00
Wyatt Watson (rehire) 747 Erie St, Lancaster	Lifeguard (Substitute)	\$9.00
Erin Weigand (rehire) 136 Belmont Ave, Lancaster	Lifeguard (Substitute)	\$9.25
Kristyn Wind (rehire) 26 Schlemmer Road, Lancaster	Lifeguard (Substitute)	\$10.00

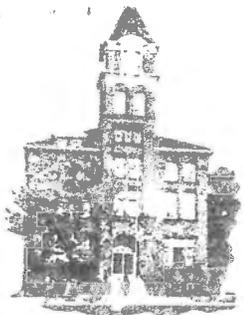
This appointment is retro-active to September 3, 2013. Should you approve, I would like to request that a resolution be placed on the agenda for the Monday, September 16, 2013, Town Board meeting.

Sincerely,



Terrence D. McCracken
General Crew Chief

TDM:jw



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

September 10, 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: Rezone 375 & 393 Harris Hill Road
R-1 to MFR-4, 252 Apartment Units
Town of Lancaster, County of Erie

Dear Town Board and Planning Board Members:

Enclosed please find SEQR responses dated September 9, 2013 from the Department of Environmental Conservation on the above-referenced project for your review.

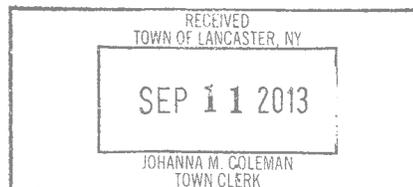
Should you have any questions or concerns, please call me.

Very truly yours,

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

Encs.

CC: Supervisor
Building Inspector
Town Clerk
Town Engineer



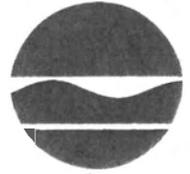
New York State Department of Environmental Conservation

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



Joe Martens
Commissioner

September 9, 2013

RECEIVED
TOWN OF LANCASTER, N.Y.

SEP 10 2013

JOHN M. DUDZIAK
TOWN ATTORNEY

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

Dear Mr. Dudziak:

**SEQR LEAD AGENCY DESIGNATION
REZONE FROM R-1 TO MFR-4 FOR
CONSTRUCTION OF 252 APARTMENT UNITS
375 AND 393 HARRIS HILL ROAD
TOWN OF LANCASTER, ERIE COUNTY**

In response to your July 26, 2013 letter regarding the above-noted, please be advised of the following:

1. Please note that a tributary of Ellicott Creek which has a water classification and standard of B, pursuant to 6 NYCRR Part 837, Item 28, crosses a portion of the parcel. Therefore, any physical alteration (i.e., land clearing, filling, drainage pipe/ditch installation, etc.) to the bed or banks (within 50 feet of the stream) will require an Article 15, Title 5, Protection of Waters Permit from this Department.
2. A portion of this property is located within New York State Freshwater Wetland LA-4 and its regulated 100-foot wide adjacent area. The wetland boundary was flagged by this Department's Bureau of Wildlife in November 2012. We recommend that the wetland boundary be surveyed to allow for a more accurate depiction on project plans. Depending on project details, a Freshwater Wetland Permit pursuant to Article 24 of the New York State Environmental Conservation Law may be required.
3. The project sponsor should contact the United States Department of the Army, Corps of Engineers' Buffalo District Office (COE), telephone: 716/879-4330, concerning COE regulatory jurisdiction to ensure that the project will not involve federally regulated wetlands or any other approval from that agency.
4. The whole site appears to be within an archaeologically sensitive area, as shown on the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) map (Website www.oprhp.state.ny.us/nr/main.asp). As part of the SEQR process, the project sponsor should evaluate this concern, unless it can be verified by appropriate documentation that the site has been significantly disturbed in a way that would destroy potential artifacts. Please recognize that normal agricultural activities, such as plowing,

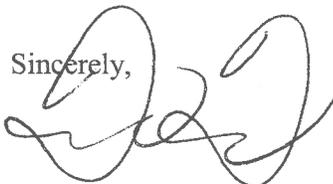
would not constitute such land disturbance. If there are any questions regarding this, contact OPRHP (telephone: 518/237-8643). Note: If any of the described Department approvals are required, an appropriate archaeological investigation must be conducted in order to satisfy the New York State Historic Preservation Act.

5. Since project activities will involve land disturbance of 1 acre or more, the project sponsor, owner or operator 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. Information on permitting requirements and preparation of a necessary Stormwater Pollution Prevention Plan (SWPPP) is available on the Department's website at www.dec.ny.gov/chemical/8468.html.

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.

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.

If you have any questions, please feel free to contact Mr. Bruno Di Bella or me at 716/851-7165.

Sincerely,


David S. Denk
Regional Permit Administrator

BAD:ldg

ecc: Mr. Charles Rosenburg, NYSDEC Division of Fish, Wildlife and Marine Resources
Ms. Johanna M. Coleman, Town of Lancaster
U.S. Department of the Army Corps of Engineers, Buffalo District Office

cc: Mr. Tym Zhuk, Bella Vista Group

TC 605
TB

DEPEW HIGH SCHOOL

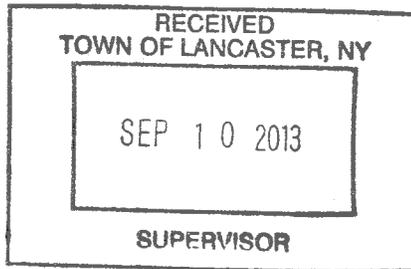
5201 South Transit Road

Depew, New York 14043

686-5065 x4124

August 29, 2013

Dino J. Fudoli, Supervisor
Lancaster Town Hall
21 Central Avenue
Lancaster, New York 14086



Emily Fayad
President

Wendy Nelson
Vice-President

Lauren Good
Recording Secretary

William Eddy
Corresponding Secretary

Marla Hairston
Treasurer

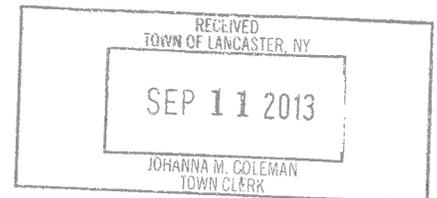
Dear Supervisor Fudoli:

The Depew High School Student Senate is planning a motorcade for Friday, October 18th, at approximately 12 noon. We are writing for permission for the motorcade to travel through the town. The police departments of the Village of Depew and the Towns of Cheektowaga and Lancaster have also been notified. We have also enclosed a copy of the route for your records.

The motorcade has been a Depew High School tradition during "Spirit Week" for many years, and we hope that with your assistance it will run smoothly again as it has in the past. If you have any questions please contact Ms. Kelly Jeffords, our advisor at 686-5065 x4124. We thank you for your continued support and cooperation.

Sincerely,
Emily Fayad

Emily Fayad
Student Senate President

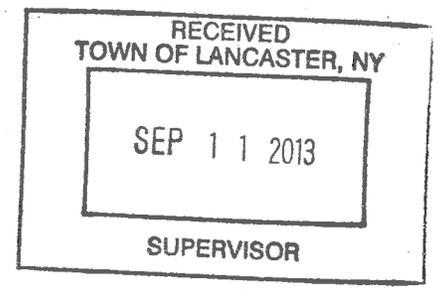


**STUDENT SENATE
2013/2014**

601

Te
TB

David L. Ostrom
Depew, New York 14043



September 11, 2013

Dino Fudoli Supervisor Town of Lancaster

Subject: Transit Blvd - "No parking vehicles over 6 Ton" signs.

Dear Supervisor Fudoli,

I respectfully request that the "No parking vehicles over 6 ton" signs be removed from Transit Blvd.

The following are the reasons that justify the signs removal:

The signs being in place misrepresent Transit Blvd. Any visitor to Transit Blvd. reading the signs think Transit Blvd. is a parking area for big trucks. Transit Blvd. in fact is a quiet residential street.

The presence of the signs devalues home owners property unjustly by misleading travelers on the street.

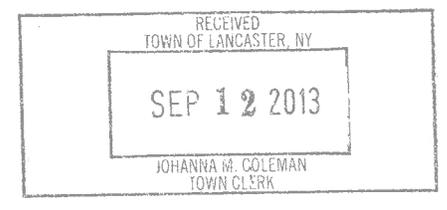
The truckers who had lived on Transit Blvd. are either no longer driving, sold his truck in 2009 or has relocated to another state in 2008.

The presence of the thirteen (13) signs on the street with twelve (12) residential homes cheapens the appearance of the other wise attractive street.

The removal of the "No parking" signs will be greatly appreciated.

If some action is required your guidance will be greatly appreciated.

Very truly yours,
David L. Ostrom
David L. Ostrom



602

**Twin District Volunteer Fire Co.
4999 William Street
P.O. Box 406
Lancaster, NY 14086**

Johanna Coleman
Town Clerk
Town of Lancaster
21 Central Avenue
Lancaster, New York 14086

September 10, 2013

Dear Ms. Coleman:

As of our monthly meeting held Monday, September 9, 2013, please add the following to the rolls of Twin District Volunteer Fire Company.

Jeff Zgoda

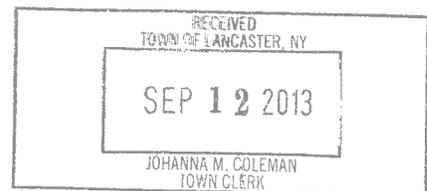
Lancaster, NY 14086

Thank you in advance for your attention in this matter.

Firematically Yours,



Keith R. Reed
Corresponding Secretary



603



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

September 12, 2013

Ms. Emily Fayad
Student Senate President
Depew High School
5201 South Transit Road
Depew, NY 14043

Dear Ms. Fayad:

Please accept this letter as authorization from the Town of Lancaster for Depew High School to conduct the annual motorcade on Friday, October 18th as you celebrate Spirit Week.

The Town of Lancaster does not have any objections to the route you have chosen.

Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'D. J. Fudoli', written over a horizontal line.

Dino J. Fudoli
Supervisor

DJF/lis

Cc: Town Board Members ✓



TC 604



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

September 4, 2013

Planning Board Members:

Neil Connelly, Chairman
Rebecca Anderson
Anthony Gorski
Joseph Keefe
Lawrence Korzeniewski
Kristin McCracken
Melvin Szymanski

Town Board Members:

Dino Fudoli, Supervisor
John M. Abraham
Mark Aquino
Ronald Ruffino, Sr.
Donna G. Stempniak

Engineering Consultant:

Robert Harris, Wm. Schutt & Associates

Town Attorney:

John M Dudziak

Town Highway Superintendent:

Daniel J. Amatura

Building & Zoning Inspector:

Jeffrey H. Simme

Gentlemen/Ladies:

Enclosed is a draft copy of the minutes of a meeting of the Planning Board of Lancaster which was held September 4, 2013. Please review it for errors and completeness. These minutes will not become final until approved at a subsequent Planning Board meeting, and may be amended before approval.

Sincerely yours,

Neil Connelly
Planning Board Chairman

NC:mn
Encl.

A meeting of the Planning Board of the Town of Lancaster, Erie County, New York was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the fourth day of September 2013 at 7:30 P.M, and there were present:

PRESENT: Neil Connelly, Chairman
Rebecca Anderson, Member
Anthony Gorski, Member
Joseph Keefe, Member
Lawrence Korzeniewski, Member
Melvin Szymanski, Member

EXCUSED: Kristen McCracken, Member

ABSENT: None

ALSO PRESENT:

Town Board Members: Donna G. Stempniak

Other Elected Officials: None

Town Staff: Robert Harris, Engineering Consultant-Wm. Schutt & Assoc.
Scott Pease, Assistant Building Inspector
Nicholas LoCicero, Town Prosecutor
Mary Nowak, Recording Secretary

PUBLIC HEARING SCHEDULED FOR 7:45 P.M.

At 7:45 P.M. the Planning Board held a Public Hearing to hear all interested persons upon an application for preliminary plat plan approval for the proposed "Hidden Pines Subdivision, Phase 2" consisting of 22 single-family building lots located south of Branch Way in the Town of Lancaster.

**NAME OF PERSONS ADDRESSING
THE PLANNING BOARD ON THIS SUBJECT**

**Proponent/Opponent
Comments/Questions**

Kenneth Zollitsch, Greenman Pedersen
Representing the applicant

Proponent/Gave a brief overview of
the project.

Mark Wojtkiewicz
18 Pine Tree Drive

Question regarding a portion of this project adjacent to the rear of his property. Can he continue to maintain it and use it? This area floods. Mr.Zollitsch stated that additional drainage will be put in to alleviate the flooding problem. Council Member Donna Stempniak stated that Mr. Wojtkiewicz would need to contact the future owner of the lot adjacent to the rear of his property regarding use of that area.

At 7:56PM a motion was made by Melvin Szymanski to close the Public Hearing. Motion seconded by Joseph Keefe.

Meeting called to order by Chair Connelly at 7:30 P.M.

Pledge of Allegiance led by Member Lawrence Korzeniewski.

Minutes – Motion was made by Lawrence Korzeniewski to approve the minutes from the August 7, 2013 Planning Board Meeting. Motion seconded by Joseph Keefe and unanimously carried.

Administrative Items – Chair Connelly told the Planning Board that there will be no salary increases in the 2014 Planning Board Budget. An adjustment has been made to allow a \$75.00 increase for Planning Federation dues.

Town of Lancaster Planning Board

Communications List as of September 4, 2013

- 9.04.01 Letter dated August 9, 2013 from Johanna Coleman, Town Clerk, to Jeff Gicewicz of Try-It Distribution regarding hearing to be held August 19, 2013 for a Special Use Permit.
- 9.04.02 Letter from Dino Fudoli, Supervisor and Budget Officer, to Department Heads regarding budget requests.
- 9.04.03 Zoning Board of Appeals minutes of meeting held on August 8, 2013.
- 9.04.04 Letter dated August 13, 2013 from Thomas Reynolds, of Wendel, representing Try-It Compressed Natural Gas Distribution Facility, to Neil Connelly, Planning Board Chairman, with responses to comments by Robert Harris, Town Engineer.
- 9.04.05 SEQR response dated August 9, 2013 from NYSDEC regarding Try-It Distribution.
- 9.04.06 Minutes of MRC meeting of August 19, 2013.
- 9.04.07 Copy of Town Board resolution of August 19, 2013 approving Baseball Training Facility Agreement.
- 9.04.08 Copy of Town Board resolution of August 19, 2013 approving the site plan for building expansion at Mays Tree Service.
- 9.04.09 Letter dated August 21, 2013 from Lawrence Korzeniewski to Neil Connelly, Planning Board chairman, requesting 4 hours of training credit for attending seminar at the Orleans County Department of Planning and Development.
- 9.04.10 Notice of SEQR reviews for Hidden Pines Phase 2 and Pleasant Meadows Apartments, to be held September 3, 2013 at 6:00 PM.
- 9.04.11 Rezone Petition from Joseph A. Cipolla of Bella Vista Group, for 375 & 391 Harris Hill Rd.

- 9.04.12 SEQR response from Division of Sewerage Management with comments regarding Pleasant Meadows Apartments.
- 9.04.13 SEQR response from Department of Environment and Planning with comments regarding Pleasant Meadows Apartments.
- 9.04.14 SEQR response from Department of Public Works with comments regarding Hidden Pines Phase 2 Subdivision.
- 9.04.15 SEQR response from Department of Environment and Planning with comments regarding Hidden Pines Phase 2 Subdivision.
- 9.04.16 SEQR response from NYSDEC with comments regarding Pleasant Meadows Apartments.
- 9.04.17 SEQR response from NYSDEC with comments regarding Hidden Pines Phase 2 Subdivision.
- 9.04.18 Notice of Public Hearing to be held on September 4, 2013 by Town of Lancaster Planning Board, for Hidden Pines Phase 2 Subdivision.
- 9.04.19 Notice from Town Clerk's office that the 2013 Conference on the Environment will be held in Buffalo October 3rd and 4th.
- 9.04.20 Letter from Dan Amatura, Highway Superintendent, regarding Summerfield Farms Subdivision, Phase 5, indicating that a turnaround is needed at the south end of Crabapple Lane.
- 9.04.21 Letter from Ron Oswald, 404 Harris Hill Rd. with concerns regarding proposed apartments at 375 & 391 Harris Hill Rd.

ACTION ITEMS –

REZONE PETITION – BELLA VISTA GROUP IS PRESENTING AN APPLICATION TO REZONE PARCEL 375 AND 391 HARRIS HILL ROAD FROM R-1 (RESIDENTIAL DISTRICT) TO MFR-4 (MULTI-FAMILY RESIDENTIAL DISTRICT 4). PROPOSED REZONE SITE PLAN APPROVAL FOR 252 APARTMENT UNITS. CONTACT PERSON: PAT CIPOLLA OF BELLA VISTA GROUP.

Joseph Cipolla of Bella Vista and Tim Sheff, engineer presented to the Planning Board information regarding the rezone petition for 375 & 391 Harris Hill Road. Proposed rezone is from R-1 to MFR-4 to build 252 garden-style apartments with patios or balconies: 52 units will be for seniors and 200 units will be for regular use. The proposed plan shows 2 entrance/exits. Mr. Cipolla stated that there is a proposed traffic signal for the south Harris Hill Road entrance. The existing Gipple Cabin which is located on this parcel will be moved near the Hull House on Genesee Street. The current specs show these to be private roads. The following items were addressed:

Traffic – There was a discussion regarding the current traffic back-up situation on Harris Hill Rd. during the morning and afternoon rush hours. The Planning Board members felt that this project would add to the existing problem. Mr. Cipolla stated that the plans for the project show a de-acceleration right turn lane at the proposed traffic signal on Harris Hill Rd., but he will need to work with Erie County since Harris Hill Road is a county road. Council Member Donna Stempniak told the Planning Board that the Master Plan for the Town of Lancaster states that the Hamlet of Bowmansville must be preserved. This project will generate much more traffic on Genesee St. which runs through Bowmansville between Harris Hill Rd. and Transit Rd.

Road – There was a question concerning the proposed south entrance on Harris Hill Rd. and whether it could be moved even more to the south. Mr. Cipolla said that moving the entrance would result in the internal road running past the front doors of the buildings and that the project would need to be reconfigured.

Sewers – Sewers will be brought in from Harris Hill Rd. south of the New York State Thruway. Town Engineer Robert Harris stated that the applicant will need to get written confirmation from Erie County regarding the sewers for this project. The sewers may need to go all the way to Genesee St. and not just south of the NYS Thruway. Also, if the bedrock is shallow on this parcel, blasting may be necessary. Mr. Cipolla stated that the sewers and blasting may be too costly to pursue this project.

Wetlands – Mr. Cipolla told the Planning Board that Earth Dimensions has walked the property, but a formal wetlands delineation has not been done, yet. He also said that the wetlands to the west will be used to create a buffer.

The Planning Board stated that the existing homes on the west side of Harris Hill Rd. will need some type of buffer behind them.

A survey for this parcel will also be necessary.

DETERMINATION

At the request of the applicant, this project is tabled to the next Planning Board meeting on September 18, 2013. Motion to table was made by Melvin Szymanski, seconded by Anthony Gorski and unanimously carried.

PRELIMINARY PLAT REVIEW – HIDDEN PINES SUBDIVISION, PHASE II, 22 SINGLE-FAMILY HOMES LOCATED SOUTH OF BRANCH WAY. PROJECT NO. 2513. CONTACT PERSON: KENNETH ZOLLITSCH, GREENMAN-PEDERSEN.

At the August 7, 2013 Planning Board meeting, Kenneth Zollitsch of Greenman-Pedersen presented to the Planning Board the preliminary plat review for Hidden Pines Subdivision, Phase II located south of Branch Way. This phase consists of 22 single-family homes. The following items were discussed:

T-turnaround – The T-turnaround shown on the plan will be have curbing almost all the way around. It will be substantial and permanent. There will be a 3’– 4’ berm located at the east end. The 2 existing T-turnarounds in Phase I will be removed.

Landscaping – A large scale drawing of the berm landscaping must be provided to General Crew Chief Terrence McCracken.

Yard Drainage – Mr. Zollitsch stated that rear yard drainage in lots #22, #23, & #24 will be taken care of. He also said that public drainage easement will be looked into for lots #19, #26 & #27.

Drainage – A bio-retention area will be constructed and maintained by the developer. The maintenance plan for the bio-retention area is currently being worked on. The Planning Board stated that the developer must get confirmation from the Army Corp of Engineers that the bio-retention area is acceptable.

At tonight’s meeting on September 4, 2013, a Public Hearing was held for this project. Following the Public Hearing, the following determination was made:

DETERMINATION

Based on the information provided to the Planning Board, a motion was made by Melvin Szymanski to recommend approval of the preliminary plat plan to the Town Board with the following conditions:

1.) Large scale drawing of the berm landscaping must be provide to General Crew Chief Terrence McCracken. 2.) Bio-retention area shown on plan must be approved by Army Corp of Engineers. Motion seconded by Joseph Keefe and duly carried by a vote of 5 ayes and 1 nay. Roll call vote as follows:

- | | |
|------------------------|-----------------------------|
| Chair Connelly – Yes | Lawrence Korzeniewski – Yes |
| Rebecca Anderson – Nay | Kristin McCracken - Excused |
| Anthony Gorski – Yes | Melvin Szymanski - Yes |
| Joseph Keefe – Yes | |

OTHER MATTERS – None

At 8:49 PM a motion was made by Lawrence Korzeniewski to adjourn the meeting. Motion seconded by Anthony Gorski and unanimously carried.

TC 605



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: The Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: September 4, 2013

RE: 252 Apartment Units

PROJECT #: Not assigned

LOCATION: 375 & 391 Harris Hill Road

TYPE: Rezone

RECOMMENDATION: Tabled to the next Planning Board meeting on Sept. 18, 2013

Roll call vote:

Chair Connelly - Yes	Lawrence Korzeniewski - Yes
Rebecca Anderson - Yes	Kristen McCracken - Excused
Anthony Gorski - Yes	Melvin Szymanski - Yes
Joseph Keefe - Yes	

CONDITIONS: None

COMMENTS: None

TC 606



Town of Lancaster

TOWN PLANNING BOARD

21 Central Avenue
LANCASTER, NEW YORK 14086

MEMO

TO: Honorable Town Board
Town of Lancaster

FROM: The Town of Lancaster Planning Board

DATE: September 4, 2013

RE: Hidden Pines Subdivision, Phase 2

PROJECT #: 2513

LOCATION: South of Branch Way

TYPE: Preliminary Plat Review

RECOMMENDATION: Approval

Roll call vote:

Chair Connelly – Yes
 Rebecca Anderson – Nay
 Andrew Gorski – Yes
 Joseph Keefe – Yes

Lawrence Korzeniewski – Yes
 Kristin McCracken – Excused
 Melvin Szymanski – Yes

CONDITIONS: 1. Large scale drawing of the berm landscaping must be provided to General Crew Chief Terrence McCracken.
 2. Bio-retention area shown on plan must be approved by Army Corp of Engineers.

COMMENTS: None